LAWS—NEW JERSEY
1964

ACTS

OF THE

One Hundred and Eighty-eighth Legislature

OF THE

STATE OF NEW JERSEY

AND

Seventeenth Under the New Constitution

1964

New Jersey State Library

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

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Secretary of State.

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LAWS

ACTS

PASSED BY THE

One Hundred and Eighty-eighth Legislature

CHAPTER 1

A SUPPLEMENT to "An act concerning medical service corporations and regulating the establishment, maintenance and operation of medical service corporations and medical service plans, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'Medical Services Corporations,'" approved May 29, 1940 (P. L. 1940, c. 74).

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

C. 17:48A-28. Eligible for dental benefits.

1. Notwithstanding any other provision of the act to which this act is a supplement, benefits shall not be denied to an eligible individual for eligible services when such services are performed or rendered such persons in an approved hospital by a licensed dentist within the scope of his practice. The practice of dentistry shall be deemed to be within the provisions of the act to which this act is a supplement and licensed dentists shall have the privileges and benefits in the scope of their practice under such act as are afforded thereunder to licensed physicians and surgeons in the scope of their practice.

2. This act shall take effect immediately.

Approved February 18, 1964.

RICHARD J. HUGHES,
Governor.

CHAPTER 2

AN ACT providing for the filling of vacancies in the membership of municipal governing bodies and in municipal offices, positions, or employments in certain cases and supplementing subtitle 3 of Title 40 of the Revised Statutes.

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

C. 40:46-16.1. Assignment judge of Superior Court to make interim appointments.

1. Whenever vacancies exist in a majority of the membership of the governing body of any municipality or in the entire membership of the governing body of any municipality or the entire membership of the governing body as well as the office of mayor of said municipality, and where said vacancies have occurred by virtue of a judicial determination voiding and declaring invalid the election of the persons who would otherwise have filled such offices, the Superior Court assignment judge for the county in which such municipality is situated upon application by the municipal clerk of the municipality, or by any taxpayer or registered voter thereof in the event the municipal clerk fails to make application within 5 days after the occurrence of the vacancies, shall, in a summary proceeding and upon a finding that such vacancies exist, fill said vacancies by interim appointments from among the residents of the municipality above the age of 21 years and otherwise eligible to hold public office and until said vacancies can be filled at an election in said municipality as hereinafter provided.

C. 40:46-16.2. Special election to fill vacancies.

2. At the time said interim appointments are made, the assignment judge shall also fix a day, not more than 65 days thereafter, for the holding of a special election in such municipality for the election of candidates to fill said vacancies for the unexpired terms thereof. Such day shall be on a Tuesday and may be at the same time as any general,

primary or municipal election is held in the municipality.

C. 40:46-16.3. No primary election; nominated by direct petition; filing; notice of special election; contents.

3. No primary election shall be required for any such special election. Candidates shall be nominated directly by petition in those municipalities in which all officers to be elected are elected without reference to their political faith or party affiliations pursuant to general law, except that all petitions shall be filed no later than 40 days prior to the date set for such special election, and in all other municipalities candidates shall be selected by those members of the county committee of each political party representing the municipality and, also, may be nominated directly by petition pursuant to the provision of N. J. S. A. 19:27–11 except that such petitions or statement of selection by the county committee shall be filed no later than 40 days prior to the date set for such special election. The clerk shall give the notice of holding of such special election, the names of candidates shall be published, ballots for said election shall be prepared and furnished, the election shall be conducted and the result thereof shall be canvassed and certified, as nearly as may be, in the same manner as is provided by law for the regular election of members of the governing body of such municipality at the general election or at the municipal election, as the case may be.

C. 40:46-16.4. Candidates receiving highest number of votes deemed elected; terms determined by lot; time of taking office.

4. The candidates, in number corresponding to the number of vacancies in the membership of the governing body, receiving the highest number of votes at said election shall be elected respectively as members of the governing body for the unexpired terms. In case the lengths of the unexpired terms vary, the length of the term of the respective members elected to fill such vacancies shall be determined by lot at the first meeting of the governing body following such election. The successful candidates shall take office at noon on the tenth day following the certification of their election by the chairman of the county board of elections.

C. 40:46-16.5. Appointments to terminate.

5. In the event any such vacancies occur by reason of a judicial determination invalidating the election of all the members of the governing body, or a majority of such members, including the mayor of the municipality, all appointments to office, position, or employment in the municipality required to be made by the mayor or by a majority vote of the governing body, and which have been so made, shall terminate and shall be vacated and all appointments to office, position, or employment thereafter made by the interim or part interim governing body shall be vacated at the time the newly elected members to the governing body take office.

6. This act shall take effect immediately.

Approved March 9, 1964.

CHAPTER 3

AN ACT relating to the election of certain delegates-at-large and alternates-at-large to national conventions of the political parties to be held in the year 1964.

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

County clerk to provide a single vote for delegates-at-large and alternates-at-large; priority of candidates.

1. For the purposes of electing delegates-at-large and alternates-at-large to national conventions of the political parties to be held in the year 1964, in counties in which voting machines are used, where the county clerk shall determine that the capacity of the voting machines used in the county makes it impossible to provide for the voting for each candidate for delegate-at-large and alternate-at-large individually, he shall, in prescribing the form of sample ballots and in arranging the names of candidates on the voting machine, provide for voting by a single vote for all such

candidates who have requested to be grouped together in accordance with the provisions of R. S. 19:24–5, which vote shall constitute and shall be tallied as a separate vote for each of the candidates listed in the group.

If any individual candidate receives more votes than each candidate in the group, or if, for any other reason, in order to determine which candidates in the group have been elected it is necessary to determine the priority of candidates in the group as to each other, the order in which such candidates are certified to the Secretary of State by the State chairman of their party upon the filing of the petitions shall determine such order of priority.

2. This act shall take effect immediately.

Approved March 9, 1964.

CHAPTER 4

AN ACT relating to the election of certain delegates-at-large and alternates-at-large and district delegates and alternates to national conventions of the political parties to be held in the year 1964.

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

Arrangement of names on ballots.

1. For the purposes of electing delegates-at-large and alternates-at-large and district delegates and alternates to national conventions of the political parties to be held in the year 1964, in counties in which paper ballots are used, the county clerk, in prescribing the form of sample ballots and in arranging the names of candidates on the official ballots, shall so arrange the ballot that each voter may vote for each candidate for delegate-at-large and alternate-at-large and each district delegate and

alternate individually, or in the alternative, may vote by a single marking indicating a vote for all such candidates who have requested to be grouped together in accordance with the provisions of R. S. 19:24–5, in which case such vote shall constitute and shall be tallied as a separate vote for each of the candidates listed in the group.

2. This act shall take effect immediately.

Approved March 16, 1964.

CHAPTER 5

AN ACT concerning the disposition of property of certain absent persons adjudicated to be dead, and amending sections 3A:40–1, 3A:40–2, 3A:40–4 and 3A:40–6 of the New Jersey Statutes.

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

Section amended.

1. Section 3A:40–1 of the New Jersey Statutes is amended to read as follows:

Death presumed after 7 years' absence.

3A:40–1. If a resident or nonresident of this State absents himself from the place of his last known residence for 7 years successively and after diligent inquiry it cannot be ascertained that he was alive or that he died during the 7 years, or at any subsequent time, he shall, whenever his existence comes into question, be presumed to be dead, unless it is proved he was alive within the 7 years or at any subsequent time.

Section amended.

2. Section 3A:40–2 of the New Jersey Statutes is amended to read as follows:

Restoration and recovery of property.

3A:40–2. If an estate, money or property has been received, recovered or taken into possession by any person by reason of a declaration of death under the provisions of this chapter and in any action or proceeding it is thereafter proved that

the person declared dead was alive at the time of such receipt, recovery or taking into possession, such estate, money or property, or its reasonable value at that time, shall, except as otherwise provided by law, be restored to the person deprived thereof by reason of the declaration, or to his heirs, devisees, executors, administrators or other persons entitled thereto. He or they may also demand and recover the income, rents and profits thereon during the time he was or they were deprived thereof.

Section amended.

3. Section 3A:40–3 of the New Jersey Statutes is amended to read as follows:

Protection of executor, etc., making distribution.

3A:40–3. An executor, administrator or trustee who pays over or delivers a legacy, or distributive share, or any interest in personal property held in trust, to which a person declared dead by virtue of this chapter would, if living, be entitled, or which is given to a person so declared dead, for life or otherwise, with a limitation over to take effect in possession or enjoyment at or after the death of that person, shall be fully discharged from any and all liability to the person so declared dead, and to his executors, administrators and all persons claiming under him, upon filing with the surrogate of the proper county, or the clerk of the Superior Court as the case may be, the releases of the persons who would be entitled to such legacy, share or interest if the person so declared to be dead were actually dead, together with their refunding bonds to the fiduciary. The bond shall be in the amount or value of the money or property so distributed, without sureties and upon the condition that the money or property so distributed will be refunded to the fiduciary in the event that such refunding should be required. Any person claiming the legacy, share or interest may sue upon the bond as if it had been assigned to him.

Section amended. Real estate transaction in which absentee has an interest; title.

4. Section 3A:40–4 of the New Jersey Statutes is amended to read as follows:

3A:40–4. If an absentee, a resident or nonresident of New Jersey, shall be, by virtue of this chap-

ter, declared dead by any court of competent jurisdiction in New Jersey; and if

a. any real estate in which such absentee had or shall have any interest, divided or not, or contingent or not, as owner, tenant by the entirety, lessee, spouse of an owner, or otherwise, or

b. the interest in such real estate of such absentee has been or shall be sold, conveyed, mortgaged, assigned, leased, devised or otherwise aliened, as though such person were actually dead, then such absentee shall be thereafter forever barred from any claim of title to the real estate or interest therein. The person taking such real estate or interest therein in any such transaction, and his heirs, assigns and successors in title, shall have as perfect a right or title therein and thereto, and shall hold the same, as though such absentee had actually died on the date he is declared dead.

Section amended.

5. Section 3A:40–6 of the New Jersey Statutes is amended to read as follows:

Courts of jurisdiction.

3A:40–6. The Superior Court, or the County Court of the county in which is located an absentee's last known residence or in the case of a nonresident of this State the County Court of the county in which is located any property owned by the absentee, may declare the absentee dead, if it is satisfied that he should be presumed dead under the provisions of section 3A:40–1 of this Title, or if it concludes from a review of the evidence, both direct and circumstantial, that the earlier death of said absentee has been established and that the death occurred prior to the institution of the proceeding before the court. Such a declaration with respect to a nonresident shall affect only property located within the State.

6. This act shall take effect immediately.

Approved March 17, 1964.

CHAPTER 6

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

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

Validates proceedings, elections and bonds.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that the adoption of such proposal authorized the board of education to issue bonds the principal amount of which, added to the amount of all the bonds and notes of the school district then issued and outstanding or authorized but unissued less the amount of any sinking funds held for payment of the same, exceeded any limitation or other restriction prescribed by section 18:5–84 of the Revised Statutes and that such proposal did not disclose or correctly disclose the effect thereof on the borrowing margin of any municipality comprised within the school district in compliance with the provisions of section 18:5–86 of the Revised Statutes, provided, however, that the consents of the State Commissioner of Education and of the Local Government Board provided for in said section 18:5–86 shall have been endorsed upon a copy of such proposal prior to the date of such school district meeting or election; and provided further, that no action, suit or other proceedings of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the

date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved March 20, 1964.

CHAPTER 7

AN ACT concerning elections and amending sections 19:4–1, 19:15–21, 19:31–3 and 19:31–5 of the Revised Statutes, and sections 3, 5 and 37 of the "Absentee Voting Law (1953)," approved July 1, 1953 (P. L. 1953, c. 211).

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

Section amended.

1. Section 19:4–1 of the Revised Statutes is amended to read as follows:

Constitutional qualifications; right to register; persons not having the right of suffrage.

19:4–1. Except as provided in sections 19:4–2 and 19:4–3 of this Title, every person possessing the qualifications required by Article II, paragraph 3, of the Constitution of the State of New Jersey and having none of the disqualifications hereinafter stated and being duly registered as required by this Title, shall have the right of suffrage and shall be entitled to vote in the polling place assigned to the election district in which he actually resides, and not elsewhere.

No person shall have the right of suffrage—

(1) Who is an idiot or is insane; or

(2) Who has been or shall be convicted of any of the following designated crimes, that is to say—blasphemy, treason, murder, piracy, arson, rape, sodomy, or the infamous crime against nature, committed with mankind or with beast, robbery, conspiracy, forgery, perjury or subornation of perjury,

unless pardoned or restored by law to the right of suffrage; or

(3) Who was convicted prior to October 6, 1948, of the crime of polygamy or of larceny of above the value of $6.00; or who was convicted after October 5, 1948, and prior to the effective date of this act, of larceny of above the value of $20.00; or,

(4) Who shall hereafter be convicted of the crime of larceny of the value of $200.00 or more, unless pardoned or restored by law to the right of suffrage; or

(5) Who was convicted after October 5, 1948, or shall be convicted of the crime of bigamy or of burglary or of any offense described in chapter 94 of Title 2A or section 2A:102–1 or section 2A:102–4 of the New Jersey Statutes or described in sections 24:18–4 and 24:18–47 of the Revised Statutes, unless pardoned or restored by law to the right of suffrage; or

(6) Who has been convicted of a violation of any of the provisions of this Title, for which criminal penalties were imposed, if such person was deprived of such right as part of the punishment therefor according to law unless pardoned or restored by law to the right of suffrage; or

(7) Who shall be convicted of the violation of any of the provisions of this Title, for which criminal penalties are imposed, if such person shall be deprived of such right as part of the punishment therefor according to law, unless pardoned or restored by law to the right of suffrage.

A person who will have on the day of the next general election the qualifications to entitle him to vote shall have the right to be registered for and vote at such general election and register for and vote at any election, intervening between such date of registration and such general election, if he shall be a citizen of the United States of the age of 21 years and shall have been a resident of the State for at least 6 months and of the county at least 40 days, when such intervening election is held, as though such qualifications were met before registration.

Section amended.

2. Section 19:15–21 of the Revised Statutes is amended to read as follows:

Challenge on grounds of disqualification; oath.

19:15–21. If a person shall be challenged as not qualified or entitled to vote, the judge may forthwith tender to him an oath or affirmation, in the following form:

"You do swear (or affirm, as the case may be), that you are a citizen of the United States; that you have resided in the State 6 months, and in this county for 40 days next before this election, and not elsewhere; that you are now a resident of this election district; that, as far as you know and verily believe, you are 21 years of age, and in all respects qualified to vote in this election, in this election district, and that you have not voted elsewhere in this election," and if the person so challenged shall refuse to take the oath or affirmation so tendered to him, he shall be deemed not to be qualified or entitled to vote.

Section amended.

3. Section 19:31–3 of the Revised Statutes is amended to read as follows:

Permanent registration forms; original and duplicate forms; contents.

19:31–3. a. Permanent registration forms for the registration of voters shall be prepared and supplied by the commissioner in sufficient quantities to enable all eligible voters to register. Such forms shall consist of an equal number of original forms of one color and duplicate forms of another color. Each set of original and duplicate permanent registration forms shall be serially numbered and each of such forms shall be suitable for locking in a loose-leaf binder, shall be approximately 10 inches by 16 inches so as to contain on the face thereof a margin of approximately 2 inches for binding, and shall contain the information hereinafter required.

b. Space shall be provided on both the original and duplicate forms at the top for the word "original" on the original forms and the word "duplicate" on the duplicate forms, to be followed immediately below by the words "permanent registration" on both forms, which shall contain the following information concerning each applicant for registration:

(1) The full name, including middle initials if any; in the case of a married woman her Christian name shall be entered prefixed by the word "Mrs."; in the case of a single woman her Christian name shall be prefixed by the word "Miss."

(2) The place of residence and street address. If the applicant resides in a hotel, apartment or tenement house or institution, such additional information shall be included as may be deemed necessary to give the exact location of the applicant's place of residence.

(3) The applicant's statement that he is 21 years of age or over, that he is a citizen of the United States and of the State of New Jersey, that he will have resided in the State of New Jersey for at least 6 months and in the county for at least 40 days immediately preceding the next general election, all of which shall be indicated by the word "Yes."

(4) Whether he is a native-born citizen or a citizen by naturalization.

(5) The name of the municipality and house number and street in such municipality from which he last registered.

(6) The signature in person or by the mark of the applicant.

(7) Immediately above the space for the signature of the applicant shall be printed these words: "I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct."

(8) Date of filling out the blank and the signature of the person recording such information and taking such affidavit and the authority of the person taking such affidavit.

Following the above information shall appear additional questions to be answered only in the event that the applicant is unable to sign his name; leaving space above the questions for the words "identification statement" followed immediately below by the words "applicant unable to sign name."

(9) What is your full name?

(10) What is or was your father's full name?
(11) What is or was your mother's full name?
(12) Are you married or single?
(13) Where did you actually reside immediately prior to taking up your present residence; state floor and character of premises?
(14) Immediately below shall be printed these words: "I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct."
(15) Date of filling out the answers, and the signature of the person recording such answers and taking such affidavit and the authority of the person taking such affidavit.

Immediately to the left of the above permanent registration and identification statement shall be printed a column approximately 2½ inches wide for subsequent changes in address or removals of such applicant from one district to another.

Immediately to the right of the permanent registration and identification statement shall be printed a form for recording the fact that the registered voters have voted. The face of the record of voting form shall be ruled to provide for serial number, the words "original voting record" on the original record of voting form and the words "duplicate voting record" on the duplicate record of voting forms, followed by the name, address and the municipality, ward and district of the registrant at the top of the space. The remainder of the space shall be ruled to provide a record for a period of 20 years of the number of the ballot cast by the registrant at the primary election for the general election, the general election and other elections and also the first 3 letters of the name of the political party whose ballot such registrant cast at the primary election for the general election.

c. The original and duplicate permanent registration and voting forms shall be in substantially the following form:

Form X

CHANGE IN ADDRESS

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

To .....
Municipality .....
Ward.... District.....
Date .....

DUPLICATE
PERMANENT REGISTRATION

Name .....
First name in full, Middle Initials Only. For Women state whether "Miss" or "Mrs."

Residence .....
Street Address.

Municipality ..... Ward ..... District .....

Exact Location: ..... Apt. No. .... Room No. .... Floor No. ....
Use only for three or more Family Houses, Apartments, Hotels, Tenements or Institutions.

Are you twenty-one years of age or over; are you a citizen of the United States and of New Jersey; will you have resided in said State at least 6 months and in the County of Essex at least [60] *40* days on or before the next General Election? .....

Are you a Native Born or Naturalized Citizen? .....

.....
Municipality, house number and street from which last registered.

State of New Jersey, } ss.
County of Essex }

I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct. Sworn and Subscribed before me at ..... this ..... day of ..... 19 .....

Signature or mark of applicant.

.....
Signature of person taking affidavit.

.....
Authority of person taking affidavit.

IDENTIFICATION STATEMENT

To be used only when Voter is unable to Sign His or Her Name.

.....
What is your full name?

.....
What is, or was, your father's full name?

.....
What is, or was, your mother's full name?

Are you Married or Single? ..... Where did you actually reside prior to taking up your present residence; state floor and character of premises.

.....

I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct. Sworn to before me at ..... this ..... day of ..... 19 .....

....
Authority of person taking affidavit. Signature of person taking affidavit.

Duplicate No. 18

VOTING RECORD

.....
Name.

.....
Street Address.

.....
Municipality.

Ward ..... District .....

Year	Primary Election		General Election Ballot No.	Other Elections
	Political Party	Ballot No.		
1941				
1942				
1943				
1944				
1945				
1946				
1947				
1948				
1949				
1950				
1951				
1952				
1953				
1954				
1955				
1956				
1957				
1958				
1959				
1960				

New Jersey State Library

Section amended.

4. Section 19:31–5 of the Revised Statutes is amended to read as follows:

Persons who may register; registration; permanent inactive file; reregistration.

19:31–5. Each person, who at the time he applies for registration resides in the district in which he expects to vote, who will be of the age of 21 years or more at the next ensuing general election, who is a citizen of the United States, and who, if he continues to reside in the district until the next general election, will at the time have fulfilled all the requirements as to length of residence to qualify him as a legal voter, shall, unless otherwise disqualified, be entitled to be registered in such district; and when once registered shall not be required to register again in such district as long as he resides therein, except when required to do so by the commissioner, because of the loss of or some defect in his registration record.

The registrant, when registered as provided in this Title, shall be eligible to vote at any election to be held subsequent to such registration, if he shall be a citizen of the United States of the age of 21 years and shall have been a resident of the State for at least 6 months and of the county at least 40 days, when the same is held, subject to any change in his qualifications which may later disqualify him; but if such registrant does not vote at any election during 4 consecutive years his original and duplicate permanent registration and record of voting forms shall be removed to the inactive file and he shall be required to reregister before being allowed to vote at any subsequent election.

Section amended.

5. Section 3 of the "Absentee Voting Law (1953)" is amended to read as follows:

C. 19:57-3. Persons entitled to vote by absentee ballot; manner; construed liberally.

3. The following persons shall be entitled to vote by absentee ballot in any election to be held in this State, in the manner hereinafter provided:

A military service voter who may be absent on the day on which such election is held from the election district in which he resides, whether such person is within or without this State, or within or without the United States, provided he has resided in this State at least 6 months and in the county in

which he claims the right to vote at least 40 days counting the time he has been in the military service or a patient in a veterans' hospital in said periods of residence;

A civilian absentee voter who expects to be or may be absent outside the State or the United States on the day on which an election is held or who may be within the State on the day of any election but because of illness or physical disability, or because of the observance of a religious holiday pursuant to the tenets of his religion, or because of resident attendance at a school, college or university, will be unable to cast his ballot at the polling place in his election district on the day of the election, provided he is a registered voter, and is not otherwise disqualified by law from voting in such election.

This act shall be liberally construed to effectuate these purposes.

Section amended.

6. Section 5 of the "Absentee Voting Law (1953)" is amended to read as follows:

C. 19:57-5. Application by relative or friend of person in military service or veterans' hospital.

5. The form of application to be used by a relative or friend of a person in the military service or in a veterans' hospital shall be substantially as follows:

APPLICATION BY RELATIVE OR FRIEND FOR A MILITARY SERVICE BALLOT

The undersigned, residing at ..... (street and number or ..... in ..... R. D. route) (name of city or other municipality) in the county of ..... in the State of ..... does hereby make application for a military service ballot to be voted at the election to be held on ..... (date of ..... for ..... election) (name of person in military service

..... whose serial number is ....., or veterans' hospital)
whose home address is at .....
(street and number or
..... in .....
R. D. route) (name of city or other municipality)
in the county of ..... in the State of New Jersey and who is stationed or can be found at .....
.....

He is of the age of 21 years, has resided in the State of New Jersey at least 6 months and in said county at least 40 days counting the time that he has been in the military service or a patient in a veterans' hospital or both, and I verily believe that he is qualified to vote as a military service voter in said election.

.....

State of .....
} ss.
County of .....

The undersigned, being duly sworn on his oath according to law, says that the contents of the foregoing application are true.

Sworn and subscribed to before me
this ..... day
of ..... A. D. .....

.....
(name and title of officer taking affidavit)

Such affidavit shall be subscribed and sworn to before a person authorized to administer oaths.

Section amended.

7. Section 37 of the "Absentee Voting Law (1953)" is amended to read as follows:

C. 19:57-37. Violations.

37. Any person who, knowingly, violates any of the provisions of this act, or who, not being entitled

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

8. This act shall take effect immediately.

Approved March 20, 1964.

CHAPTER 8

AN ACT to amend "An act concerning veterans' tax exemptions," approved June 14, 1949 (P. L. 1949, c. 295) and to repeal section 4 of "An act concerning deductions from taxes, amending sections 54:4–48 and 54:4–49 of the Revised Statutes, amending 'An act concerning veterans' tax exemptions,' approved June 14, 1949 (P. L. 1949, c. 295) and repealing section 1 of said act, and supplementing chapter 4 of Title 54 of the Revised Statutes," approved December 16, 1963 (P. L. 1963, c. 173).

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

Section amended.

1. Section 2 of chapter 295 of the laws of 1949 is amended to read as follows:

C. 54:4-34.3. Allowance of additional veterans' exemptions after apportionment; adjustment.

2. The county board of taxation upon proof of the allowance by the collector of additional veterans' exemptions for the year 1963 or deductions

allowed according to law, after the amounts to be raised for State, State school, county and free county library purposes and for purposes of regional and consolidated school districts and school districts comprising 2 or more taxing districts have been apportioned for a given year, shall make an adjustment by credit in the year 1964 in accordance with the provisions of section 54:4–49 of the Revised Statutes.

C. 54:4-46.2 repealed.

2. Section 4 of chapter 173 of the laws of 1963 is repealed.

3. This act shall take effect immediately.

Approved March 20, 1964.

CHAPTER 9

AN ACT concerning motor vehicles and traffic regulation and amending section 39:3–40 of the Revised Statutes.

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

Section amended.

1. Section 39:3–40 of the Revised Statutes is amended to read as follows:

Driving when license revoked, etc.; license revoked; penalty.

39:3–40. No person to whom a driver's license has been refused or whose driver's license or reciprocity privilege has been suspended or revoked, or who has been prohibited from obtaining a driver's license, shall personally operate a motor vehicle during the period of refusal, suspension, revocation, or prohibition.

No person whose motor vehicle registration has been revoked shall operate or permit the operation of such motor vehicle during the period of such revocation.

A person violating any provision of this section shall be fined not less than $200.00 nor more than $1,000.00, or be imprisoned in the county jail for not more than 6 months, or both.

2. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 10

AN ACT authorizing boards of chosen freeholders to make appropriations for the benefit of mentally retarded or mentally ill persons, repealing chapter 186, P. L. 1960, and supplementing Title 40 of the Revised Statutes.

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

C. 40:23-8.11. Appropriation authorized for mentally retarded, etc., persons.

1. The board of chosen freeholders of any county may appropriate annnually to any approved, privately operated, nonprofit organization whose services are nonsectarian, funds for the purpose of defraying the necessary expense incident to the diagnosis, treatment and training of mentally retarded or mentally ill persons who are residents of the county, at suitable homes, schools, hospitals, day-care centers, residential treatment centers or sheltered workshops anywhere in the State supported by public funds or private charity, including the cost of transporting such persons to and from, and their support and maintenance at, such homes, schools, hospitals, day-care centers, residential treatment centers or sheltered workshops for the purpose of, or while undergoing diagnosis, treatment and training.

C. 40:23-8.10. Repealed.

2. Chapter 186, P. L. 1960, approved January 18, 1961, is hereby repealed but any appropriation made pursuant to the provisions thereof shall be

valid and shall be deemed to be authorized by the provisions of this act.

3. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 11

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

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

Validates proceedings, elections and bonds.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated, and confirmed, notwithstanding that notices relating to such meeting or election were not published prior thereto as required by the provisions of the Absentee Voting Law (1953) (P. L. 1953, c. 211) provided, however, that any applications received by the secretary of the board of education of the school district for military service ballots or civilian absentee ballots for such meeting or election were forwarded to the clerk of the county in which such school district is located; and provided further that no action, suit or other proceedings of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or, when such time

has not theretofore expired, is instituted within 15 days after the effective date of this act.

2. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 12

AN ACT to amend the "Higher Education Assistance Authority Act," approved June 17, 1959 (P. L. 1959, c. 121).

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

1. Section 9 of the act of which this act is amendatory is amended to read as follows: Section amended.

9. Any financial institution under the supervision of the Department of Banking and Insurance of this State and any national bank organized under the acts of Congress of the United States and doing business in this State and any Federal savings and loan association having its principal office in New Jersey may make loans under this act pursuant to such rules not inconsistent with this act, and by the use of such forms, as the authority shall prescribe. C. 18:22A-9. Those authorized to make loans.

2. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 13

AN ACT to validate proceedings for the issuance of bonds or other obligations of school districts, and bonds or other obligations issued or to be issued in pursuance of such proceedings.

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

Validates bonds.

1. All proceedings heretofore had or taken by any school district or at any special school district meeting or election for the authorization or issuance of bonds or other obligations of such school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election are hereby ratified, validated and confirmed, notwithstanding that the notices of such meeting or election were not published and posted as required by the provisions of section 18:7–15 of the Revised Statutes or that any notice of such meeting or election which otherwise complied with said section 18:7–15 incorrectly stated the location of a polling place for such meeting or election; provided, however, that notices of such meeting or election which specified the date and time thereof and which set forth the text of each such proposal substantially in the form adopted by the legal voters at such meeting or election and the amount of bonds of the school district proposed to be authorized to be issued were at least 6 days before such meeting or election published in the newspapers and were posted at the places required by the provisions of section 18:7–15 of the Revised Statutes; and provided further, that supplemental and school debt statements setting forth the amount of bonds of the school district proposed to be authorized to be issued were made, sworn to and filed in the places required by section 18:5–87 of the Revised Statutes; and provided further, that no action, suit or other proceeding of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 14

AN ACT to validate certain judgments heretofore entered in suits to foreclose municipal liens, tax title liens or tax title lien certificate or certificates.

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

Validates judgments to foreclose certain municipal liens.

1. Any final judgment heretofore entered in the Superior Court of this State in a suit instituted therein for the purpose of foreclosing any municipal liens, tax title liens or a tax title lien certificate or certificates, in which suit the plaintiff did not produce evidence that all subsequent municipal liens had been paid to the time of the commencement of the suit before the entry of such final judgment, shall be good, valid and sufficient for all purposes whatsoever, if such judgment is valid in all other respects; provided, that all such subsequent municipal liens shall have actually been paid at any time prior to the effective date of this act; and provided further that no action, suit or proceeding to contest the validity of such judgment has heretofore been instituted within the time fixed by law or rule of court, or, where such time has not heretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved March 30, 1964.

CHAPTER 15

AN ACT relating to reproduction of the Great Seal, and supplementing chapter 2 of Title 52 of the Revised Statutes.

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

C. 52:2-9. Regulates reproduction Great Seal; rules and regulations; fee. Penalty.

1. Notwithstanding any other provision of the law, the Secretary of State is hereby authorized to give written consent to the use of reproductions of the Great Seal of the State of New Jersey in the preparation of commemorative items and for historical, civic and educational purposes. The secretary shall promulgate rules and regulations governing the extent of each such usage to prevent inappropriate or misleading use of the Seal and to assure a high quality reproduction thereof. He shall require every application for such consent to be accompanied by such information and specifications as he shall deem necessary in order to assure compliance with his rules and regulations. Each application shall be accompanied by a $10.00 filing fee and shall be valid for not longer than 1 year from the date of its issuance.

Any person who violates the provisions of this act or the rules and regulations promulgated by the secretary shall be liable to a penalty of $50.00 for each violation. Such penalty shall be collected and enforced in a summary proceeding in accordance with the provisions of the penalty enforcement law, N. J. S. 2A:58–1.

2. This act shall take effect immediately.

Approved April 3, 1964.

CHAPTER 16

AN ACT concerning the State Highway Department and adding a route to the State highway system.

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

R.S. 27:6-1. Adds route to highway system; freeway.

1. The State Highway Commissioner is authorized, as soon as practical, to add to the State highway system a new route beginning at a point in Route U. S. 130 in the vicinity of Westville in the county of Gloucester, thence in a general southeasterly direction passing west of Vineland in the county of Cumberland and east of Millville in the county of Cumberland to a point in Route U. S. 9 in the vicinity of Cape May Court House in the county of Cape May. The route shall traverse the counties of Gloucester, Salem, Cumberland and Cape May.

2. This route shall be designated a freeway in accordance with chapter 83, laws of 1945 and shall be known as Route 55 when constructed.

3. This act shall take effect immediately.

Approved April 13, 1964.

CHAPTER 17

AN ACT to amend the "State Competitive Scholarship Act," passed May 25, 1959 (P. L. 1959, c. 46).

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

Section amended.

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

C. 18:22-14.13. Examinations; basis of award; exceptions.

12. The State Scholarship Commission shall provide for the conduct of annual competitive examinations for State competitive scholarships. On

the basis of the results achieved on the required examinations the commission shall award scholarships to qualified applicants for whom financial need has been established, except that the commission shall give preference to any qualified applicant who is the son or daughter of a policeman or fireman who died on or after January 1, 1961 as the result of injuries received in the performance of his duties.

"Policeman or fireman," as used herein shall mean any member of the State Police, any permanent full-time active uniformed employee, and any active permanent and full-time employee who is a detective, lineman, fire alarm operator or inspector of combustibles, of any police or fire department of a municipality or a fire department of a fire district located in a township or a county police department in this State.

2. This act shall take effect immediately.

Approved April 20, 1964.

CHAPTER 18

AN ACT concerning motor vehicles and supplementing chapter 4 of Title 39 of the Revised Statutes.

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

C. 39:4-56.1. Willful abandonment of motor vehicle on public highway.

1. (a.) No person shall operate a vehicle upon the public highways, bridges or tunnels of this State or upon any highways, bridges or tunnels in this State operated by any authority of this State or by any authority created jointly by this State and any other State in such a manner as to willfully cause such vehicle to become disabled, by reason of lack of fuel or otherwise, for the purpose of interfering with or obstructing the passage of other vehicles.

(b.) No person shall willfully abandon a vehicle upon the public highways, bridges or tunnels of this State, or upon any highways, bridges or tunnels in this State operated by any authority of this State or by any authority created jointly by this State and any other State for the purpose of interfering with or obstructing the passage of other vehicles.

C. 39:4-56.2. Penalty.

2. Any person who has been convicted of a violation of this act shall be subject, for a first offense, to a fine of not less than $200.00 nor more than $500.00 and shall have his license to operate a motor vehicle suspended for a period of not less than 1 year nor more than 5 years. For a subsequent violation, he shall be fined not less than $500.00 nor more than $1,000.00 and shall have his license to operate a motor vehicle suspended for 5 years from the date of his conviction. In fixing the penalty to be imposed, the magistrate shall give consideration to the hazard to the public safety and the public inconvenience created by the conduct of such person.

C. 39:4-56.3. Suspension of registration.

3. The registration of any motor vehicle which is used by any person in violation of section 1 of this act shall be suspended for not less than 90 days nor more than 1 year unless the owner thereof can demonstrate to the satisfaction of the Director of Motor Vehicles that said vehicle was used in such a manner without his knowledge and consent. In fixing the period of suspension, the director shall give consideration to the threat to public safety and the public inconvenience caused by the use of said vehicle.

C. 39:4-56.4. Legislative determination.

4. The Legislature finds and declares that a serious threat to the health, safety and welfare of the people of this State may be presented by any concerted effort, plan or demonstration involving the use and operation of vehicles in such a way as to impede, hamper, stall and interfere with the ordinary progress of vehicular traffic on, in and through the roads, highways and bridges of the State. Because of the special road hazards, with conse-

quent danger to the lives and property of the people of this State, and economic loss which would inevitably flow from any such course of conduct, the Legislature determines that the penalties and sanctions provided by this act shall be applicable under such circumstances.

5. This act shall take effect immediately.

Approved April 20, 1964.

CHAPTER 19

AN ACT to amend the title of "An act concerning savings and loan associations and building and loan associations, and revising chapter 12 of Title 17 of the Revised Statutes," approved August 30, 1963 (P. L. 1963, c. 144), so that the same shall read "An act concerning savings and loan associations and building and loan associations, and revising and superseding the 'Savings and Loan Act,' approved April 4, 1946 (P. L. 1946, c. 56)," and to amend the body of said act.

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

Title amended.

1. The title of "An act concerning savings and loan associations and building and loan associations, and revising chapter 12 of Title 17 of the Revised Statutes," approved August 30, 1963, is amended to read "An act concerning savings and loan associations and building and loan associations, and revising and superseding the 'Savings and Loan Act,' approved April 4, 1946 (P. L. 1946, c. 56)."

New title.

Section amended.

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

C. 17:12B-1. Construed as revision of prior laws.

1. Construction as revision of prior laws. This act shall be construed as a revision of, and shall supersede, all provisions of the "Savings and Loan Act," approved April 4, 1946 (P. L. 1946, c. 56), including all amendments thereof and supplements thereto.

Section amended.

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

C. 17:12B-3. Application of act.

3. Application of act. No State association shall hereafter be incorporated for the purposes stated in this act, except pursuant to the provisions of this act. The provisions of this act shall apply to all associations in existence and operating under the provisions of chapter 12 of Title 17 of the Revised Statutes and the "Savings and Loan Act," approved April 4, 1946 (P. L. 1946, c. 56) at the date of the enactment of this act and where specifically set forth to all Federal associations having their principal offices in this State.

Section amended.

4. Section 50 of the act of which this act is amendatory is amended to read as follows:

C. 17:12B-50. Pension plans.

50. Every association shall have power to adopt, alter, contract for or rescind a plan or plans providing for the payment of pensions to its officers and employees and for the payment to them for life or for a period certain of such pension payments within the limits prescribed by sections 50 through 60 of this act as may be set forth in a plan or plans adopted by the board. If such a plan provides for the payment of such benefits for a period certain, it may also provide that if such officer or employee shall die before the expiration of such period, the benefits shall be paid for the remainder of such period to the beneficiary designated by such officer or employee in the manner provided by such plan or plans. Any pension plan or plans adopted shall provide that upon the termination of employment for any cause or the commencement of pension payments pursuant to such plan or plans or upon death prior to such commencement of pension payments the officer or employee or the beneficiary designated

by him shall be entitled to receive so much of the incidents of ownership thereof as shall have been purchased by his contributions, and in addition thereto, so much of the incidents of ownership thereof as shall have been purchased by the State association for his benefit as shall be provided in such plan or plans.

Section amended.

5. Section 67 of the act of which this act is amendatory is amended to read as follows:

C. 17:12B-67. Oath of office of directors and officers.

67. Oath of office of directors and officers. Each officer and director shall, before entering upon the duties of his office, take and subscribe to the following oath or affirmation of office:

OATH OR AFFIRMATION OF OFFICE

State of New Jersey
County of ss:

of full age, being duly sworn on his oath or affirmation according to law, deposes and says:

1. I reside at ; am a member of the Association; hereby accept the office of , to which I have been elected or appointed; will diligently and honestly administer the affairs of said association within the scope of my powers and duties; and not knowingly violate, or permit to be violated, the provisions of the Savings and Loan Act (1963), and the association's by-laws.

Subscribed and sworn to or affirmed before me this day of , 19 .

.....

All oaths or affirmations of office shall be filed with the secretary. If any officer or director shall fail within a reasonable time after his election to take and subscribe the oath or affirmation required

by this section, the board may declare his office vacant. If any officer or director shall violate the provisions of his oath, or affirmation the board, after affording him an opportunity to be heard, may declare his office vacant by a vote of ⅔ of the directors present at any meeting of the board, of which meeting notice shall have been given to each director.

Section amended.

6. Section 79 of the act of which this act is amendatory is amended to read as follows:

C. 17:12B-79. Forms of certificate.

79. Forms of certificate. The following form of membership certificate is hereby prescribed.

This certifies that ..... is a savings
borrowing ..... member of the undersigned and holds a membership account therein subject to the Savings and Loan Act (1963) and the by-laws of the undersigned.

Date ..... Association

Association's Seal By .....
(Title of Officer or Officers)

The following form of share certificate is hereby prescribed.

This certifies that ..... is a member of the undersigned and holds ..... (insert number and type of shares) ..... shares therein subject to the Savings and Loan Act (1963) and the by-laws of the undersigned.

Date .... Association

Association's Seal By .....
(Title of Officer or Officers)

Participation Value $.....
(To be added if account book is not issued)

Said membership certificates and share certificates shall be signed by such officer or officers as the board of each association shall direct.

Section amended.

7. Section 169 of the act of which this act is amendatory is amended to read as follows:

C. 17:12B-169. Restrictions on investments.

169. Restrictions on investments.

(1) No State associations shall make any of the investments authorized by this act, except investments in account loans, obligations of or guaranteed as to principal and interest, by the United States of America, stock of the Federal Home Loan Bank of which it is eligible to be a member; and in other obligations of any Federal Home Loan Bank or banks, or the Federal Home Loan Bank System, or obligations of any agency or instrumentality of the United States of America, if and so long as, the sum of its cash on hand and in the banks and the value of its investments in obligations of the United States of America and of agencies and instrumentalities of the United States of America, is less than 5% of its capital.

(2) No State association shall make any of the investments authorized by this act, except investments in obligations of, or guaranteed as to principal and interest by the United States of America, stock of the Federal Home Loan Bank of which it is eligible to be a member; and in other obligations of any Federal Home Loan Bank or banks, or the Federal Home Loan Bank System, or obligations of any agency or instrumentality of the United States of America, at any time when any application for withdrawal remains unpaid in whole or in part, 90 days after the date of the filing thereof.

Section amended.

8. Section 199 of the act of which this act is amendatory is amended to read as follows:

C. 17:12B-199. Procedure to merge.

199. Procedure. The boards of the State associations desiring to merge, shall each pass a resolution indicating such desire by at least a two-thirds vote of each of the respective boards. The directors of the merging associations shall then have the power to process the proposed merger. The directors of the merging associations shall then file their resolutions with the commissioner for his approval. Simultaneously with the submission of the resolutions to the commissioner, the boards of the merging State associations shall each submit their resolution to the members of their respective State

associations by mailing a copy of the same to their members at their addresses appearing on the books of the State associations.

Any member shall have the right to file his objection to the proposed merger with the commissioner within 15 days from the date such resolution is filed with the commissioner.

Not less than 30 days nor more than 45 days, after the resolutions are filed with the commissioner, the commissioner shall approve or disapprove the application. The commissioner shall give due consideration to any objections filed by members of the merging State associations and he shall determine whether the proposed merger is in the interest of the public and of the members of the merging State associations in reaching his decision. The commissioner shall mail a written copy of his opinion, approving or disapproving any applications submitted under this section, to the applying State associations.

Note: Act effective.

9. This act shall take effect immediately but its provisions shall be retroactive to November 28, 1963.

Approved April 24, 1964.

CHAPTER 20

AN ACT to amend and supplement the "Legislative Services Law (1954)," approved December 15, 1954 (P. L. 1954, c. 254) and repealing certain statutes and revising parts of the statutory law.

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

Section amended.

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

C. 52:11-8. Agency governed by commission.

3. The agency shall be governed by a commission which shall be known as the "Law Revision and

Legislative Services Commission," and shall consist of said commission, a Chief Counsel, who shall be the Executive Director of the agency, a Division of Bill Drafting and Legal Services, a Division of Law Revision and a Division of Legislative Information and Research and such officers and employees as shall from time to time be appointed or employed by direction of the commission.

The members of the commission, the Chief Counsel and all other officers and employees of the agency shall be and hereby are designated as officers and employees of the Legislature.

The commission shall be deemed to be a continuous body and no action taken by it shall be repealed or abrogated by reason of the termination of the terms of the members thereof.

Section amended.

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

C. 52:11-12. Duties of commission.

7. It shall be the duty of the commission—

(1) To carry on the work of continuous revision of the general and permanent statute law of the State, by causing to be conducted a continuous examination thereof and of the judicial decisions construing the same, and by causing to be prepared and to be submitted to the Legislature for its action thereon from time to time as and when sufficient funds for this purpose are made available to the commission, legislative bills designed to revise such portions of the general and permanent statute law as in the judgment of the commission may from time to time be necessary to remedy defects therein, to accomplish improvement thereof and to maintain the same in revised, consolidated and simplified form under the general plan and classification of the Revised Statutes,

(2) To provide legal assistance, information and advice and informatory and research service to legislative commissions and to the officers, committees, joint committees and members of the Legislature, in matters relating to the statutes and to proposals for statutory enactment, and

(3) To study the methods, practices and procedures employed by the Legislature from time to time and make such recommendations for their improvement and modernization as the commission shall from time to time deem desirable.

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

8. The commission shall appoint a Chief Counsel who shall be the Executive Director of the agency and, who shall be an attorney-at-law of New Jersey and shall be experienced in the practice of the law in New Jersey and in the work of revision of statutes and the drafting of legislation. He shall serve at the pleasure of the commission and, except as specifically authorized by the commission, shall devote his entire time to the duties of his office. He shall act as the secretary of the commission and as the chief executive officer of the commission and the agency and shall supervise the work of the agency, subject to the direction of the commission, and shall perform such additional duties as from time to time may be designated by the commission. The Chief Counsel may be designated to serve as director of any of the divisions of the agency in addition to his duties as Executive Director. C. 52:11-13. Executive director and chief counsel; duties.

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

12. The Division of Bill Drafting and Legal Services shall be headed and administered by a Legislative Counsel appointed by the commission, who shall have the same qualifications as are required by this act for the Chief Counsel and who shall serve at the pleasure of the commission. C. 52:11-17. Director of Division of Law Revision and Bill Drafting.

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

13. It shall be the duty of the Division of Bill Drafting and Legal Services— C. 52:11-18. Duties of Division of Law Revision and Bill Drafting.

a. To draft, aid in drafting, and redraft bills, resolutions and amendments thereof for introduction in the Legislature and other legislative docu-

ments for and upon the request of any legislative commission or of any member, committee or joint committee of the Legislature;

b. To examine and edit legislative bills, proposed for introduction or introduced from time to time in the Senate and General Assembly so as to assure, whenever possible, their compliance with the form and general classification of the Revised Statutes, when so requested or directed by the Legislature or any committee thereof;

c. To furnish assistance and information to the Legislature or any member or committee thereof or to the departments, officers, institutions and agencies of the State and to the public in matters concerning the statutes, when so requested;

d. To preserve the records of the Commission on Revision and Consolidation of the Public Statutes appointed pursuant to chapter 73 of the laws of 1925 and of the Law Revision and Bill Drafting Commission, or such parts thereof as, in the judgment of the commission, will be of permanent value; and

e. To perform such other duties as the commission or the Legislature shall from time to time designate.

C. 52:11-7.1. Designated as permanent law revision agency.

6. The commission is hereby designated as the permanent law revision agency of the State and all proposed revision laws and proposals of like character which are developed as a result of any legislative commission or committee shall be submitted to the Division of Law Revision for examination and study and report, including its recommendations, to the Legislature, before being introduced in the Legislature.

C. 52:11-13.1. Reviser of Statutes; duties.

7. The Division of Law Revision shall be headed and administered by a Reviser of Statutes appointed by the commission, who shall have the same qualifications as are required by this act for the Executive Director and shall serve at the pleasure of the commission.

C. 52:11-13.2. Duties of Division of Law Revision.

8. A. It shall be the duty of the Division of Law Revision to—

(1) Conduct a continuous examination of the general and permanent statutory law of this State and the judicial decisions construing the same, for the purpose of discovering defects in the law, and, as funds are made available to the commission for said purpose, to prepare and submit to the commission, from time to time, legislative bills designed to—

(a) Remedy such defects,

(b) Reconcile conflicting and overlapping provisions found in the law,

(c) Excise confusing and redundant expressions therefrom, and

(d) Carry on continuous revision of the general and permanent statute law of the State, in such manner as to maintain the general and permanent statute law of the State in revised, consolidated and simplified form under the general plan and classification of the Revised Statutes;

(2) To receive and consider suggestions and recommendations from the American Law Institute, the Commissioners for Promotion of Uniformity of Legislation in the United States, and other learned bodies and from judges, public officials, bar associations and members of the bar and from the public generally, for the improvement and modification of the general and permanent statute law of the State, and to bring the law of this State, civil and criminal, and the administration thereof, into harmony with modern conceptions and conditions, and to submit the same to the commission, with its recommendations for such action thereon as the commission may determine to take.

(3) To inform the commission of the need for or usefulness of advisory panels to assist the division in its duties and to co-operate with all advisory panels appointed under the provisions of this act.

b. Advisory panels may be appointed to assist the division in carrying out its duties in specific

revision areas. The appointment of such panels shall be requested by the commission of the Governor, the President of the Senate and the Speaker of the General Assembly and the request shall specify the revision area upon which the advice and assistance of the panel will be required. Upon receipt of such a request, the Governor, the President and the Speaker may each appoint 2 members to the panel. All or any of such appointees may be appointed from the public at large and no more than one member of each group of 2 appointees shall belong to any specific political party. Vacancies in the membership of the panel shall be filled in the same manner as the original appointments were made. A vacancy shall be deemed to have occurred whenever a member of the panel who is a member of the Senate or General Assembly shall cease to be a member of that House of the Legislature. The members of an advisory panel shall select a chairman from their members. The director of the Division of Law Revision shall serve as secretary to all advisory panels.

Members of an advisory panel shall serve without compensation but shall be entitled to receive necessary expenses incurred during the performance of their duties within the limits of available appropriations.

Section amended.

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

C. 52:11-19. Director of Division of Legislative Information and Research.

14. The Division of Legislative Information and Research shall be headed and administered by a Research Director, appointed by the commission. He shall be well versed in political science and methods of research. He shall hold his office for such term as the commission shall, from time to time, fix or under such tenure as the commission shall, by resolution, determine upon.

C. 52:11-20.1. Members of legal staff retirement.

10. Any member of the legal staff of the commission who is a member of the unclassified service of the Civil Service, who is not a member of any pension system and who has been continuously employed by any commission, board or agency in the

legislative branch of government established promarily for rendering service to the Legislature, successively for 20 years or over and who shall have reached the age of 75 years or over, may retire from service by filing in the office of the Secretary of State a certificate, signed and acknowledged by him, stating that he desires to retire under the provisions of this section of this act, and thereafter he shall be paid an annual pension for the remainder of his natural life in an amount equal to 50% of the average of the compensation received by him from the State of New Jersey during the 5 years next preceding the month in which the certificate is filed.

C. 52:11-20.2. Retired members; advisory capacity.

11. (a) Any person retired pursuant to the provisions of section 10 of this act may be engaged by the commission to act in an advisory capacity for periods to be determined by agreement between him and the commission but any such person shall be subject to the provisions and limitations set forth in chapter 3 of Title 43 of the Revised Statutes.

(b) Pensions provided for in this act shall be paid out of State funds as other State pensions are paid.

C. 52:11-20.3. Personnel; changes of title.

12. The present Executive Director and Chief Counsel shall become the Chief Counsel, the present Counsel to the Legislature shall become the Legislative Counsel, and the present Director of the Division of Legislative Information and Research, shall become the Research Director, of the Law Revision and Legislative Services, at their present compensation, upon the taking effect of this act and no provision of this act shall in any manner affect the tenure in office, position or employment of any person holding office, position or employment therein.

C. 52:11-20.4. Repealer.

13. The following acts or parts thereof are repealed:

(a) Chapter 171, P. L. 1950;

(b) Chapter 11, P. L. 1952;

(c) Chapter 305, P. L. 1953; and

(d) Section 22 of chapter 254, P. L. 1954.

Note: Act effective.

14. This act shall take effect July 1, 1964.

Approved April 24, 1964.

CHAPTER 21

AN ACT concerning liquid fuel and amending sections 51:9–7 and 51:9–10 of the Revised Statutes.

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

Section amended.

1. Section 51:9–7 of the Revised Statutes is amended to read as follows:

Delivery tickets; duplicates; contents; exceptions.

51:9–7. A delivery ticket and duplicate thereof shall be issued upon the completion of delivery of each sale or delivery of liquid fuel exceeding 10 gallons. If the sale or delivery exceeds 50 gallons and is of a type of liquid fuel which is required to be measured by meter, the ticket shall be printed by means of an automatic printing device attached to and co-ordinated with the operating mechanism of a meter approved for the measurement of liquid fuels pursuant to the provisions of this chapter. On each ticket there shall be distinctly and legibly expressed the date, the name and address of the seller, the name and address of the purchaser, the number of gallons sold or delivered, the grade of liquid fuel, and the signature of the person making such sale or delivery or his agent. One of such tickets shall be given to the purchaser and the other shall be retained by the seller for a period of 1 year, such retained tickets being subject to inspection by any weights and measures official. Delivery tickets shall be serially numbered. No duplicate or retained ticket shall be destroyed but may be voided and kept on file.

The provisions of this section shall not apply where there is a meter permanently attached and properly security sealed in the consuming apparatus of the consumer with the recording elements always available to him. In this situation, in lieu of a delivery ticket, there shall be rendered to the consumer by the seller a periodical statement of the

amount of fuel delivered to him as indicated on the meter attached to his consuming apparatus. On notice to the seller a consumer may at any time elect to discontinue use of a meter attached to his consuming apparatus and to receive delivery tickets as in this section provided.

Section amended.

2. Section 51:9–10 of the Revised Statutes is amended to read as follows:

51:9–10. The State Superintendent of Weights and Measures shall make such rules and regulations governing the type of all measuring devices and equipment used in the delivery of liquid fuel, and the manner of approval, testing, or calibrating of the same and the mailing and preserving of the periodical statements of meter readings sent to purchasers having meters on their consuming apparatus, as he may deem necessary, in order to prevent the perpetration of fraud in the sale of liquid fuel.

3. This act shall take effect immediately.

Approved April 24, 1964.

CHAPTER 22

AN ACT to validate proceedings for the issuance of bonds or other obligations of school districts and bonds or other obligations isued or to be issued pursuant to such proceedings.

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

Validates proceedings issuance bonds.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds or other obligations of such school district,

and any bonds or other obligations of such school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that such proposal did not disclose or correctly disclose the effect thereof on the borrowing margin of any municipality comprised within the school district in compliance with the provisions of section 18:5–86 of the Revised Statutes, provided, however, that the consents of the State Commissioner of Education and of the Local Government Board provided for in said section 18:5–86, prior to the issuance of any such bonds or other obligations, shall have been endorsed upon a copy of such proposal; and provided further, that supplemental debt statements, prepared as of a date not more than 30 days prior to such meeting or election, shall prior to the issuance of such bonds or other obligations, have been made, sworn to and filed in the places required by section 18:5–87 of said Revised Statutes; and provided further, that no action, suit or other proceedings of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved April 24, 1964.

CHAPTER 23

AN ACT concerning elections, and amending section 19:5–3 of the Revised Statutes.

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

1. Section 19:5–3 of the Revised Statutes is amended to read as follows:

Section amended.

Membership and organization county committees; vacancies; certification of unit of representation and number of election districts.

19:5–3. The members of the county committees of political parties shall be elected annually at the primary for the general election in the manner provided in this Title for the selection of party candidates to be voted for at the general election by voters of a municipality. The county committee shall consist of one male and one female member from each unit of representation in the county. The male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. Members of the county committee shall actually reside in the districts or units which they respectively represent. The county committee shall determine by its by-laws the units into which the county shall be divided for purpose of representation in the county committee.

The members of the county committee of each of the political parties shall take office on the first Saturday following their election, on which day the terms of all members of such committees theretofore elected shall terminate. The annual meeting of each county committee shall be held on the first Tuesday following the primary election, except that when such meeting day falls on a legal holiday then the said meeting shall be held on the day following, at an hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing county committee to each member-

elect, at which annual meeting the members of such committee shall elect some suitable person as chairman, to hold office for 1 year, or until his successor is elected. The members shall also elect a vice-chairman of the opposite sex of the chairman to hold office for 1 year or until his or her successor is elected and the vice-chairman shall perform all duties required of him or her by law and the constitution and by-laws of such committee. Such committee shall have power to adopt a constitution and by-laws for its proper government. The chairman shall preside at all meetings of the committee and shall perform all duties required of him by law and the constitution and by-laws of such committee.

A member of a county committee of any political party may resign his office to the committee of which he is a member, and upon acceptance thereof by the committee a vacancy shall exist. A vacancy in the office of a member of the county comittee of any political party, caused by death, resignation, failure to elect or otherwise, shall be filled for the unexpired term by the municipal committee of the municipality wherein the vacancy occurs, if there is such committee, and if not, by the remaining members of the county committee of such political party representing the territory in the county in which such vacancy occurs.

The chairman of the county committee of the several political parties shall before March 1, certify to the clerk of each municipality in the county the unit of representation in such municipality, together with the enumeration of the election district or districts embraced within such unit.

2. This act shall take effect immediately.

Approved April 27, 1964.

CHAPTER 24

AN ACT to amend "An act relating to the sale by municipalities of certificates of tax sale including subsequent municipal liens held by such municipalities," approved April 8, 1943 (P. L. 1943, c. 149).

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

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

2. Any and all sales as hereinabove described shall be subject to and exclusive of taxes for the current year and shall be subject to the right of redemption of the owner of said property and of any person having an interest therein. C. 54:5-114.3. Right of redemption; exception.

Except as provided for by section 1 of chapter 45, P. L. 1950, upon any such redemption, the municipality shall refund the full amount paid to the municipality by the holder of the tax sale certificate or by his predecessor in title upon the purchase of such tax sale certificate from the municipality, provided such redemption has been made within 5 years from the date of the sale and assignment of the tax sale certificate.

2. This act shall take effect July 1, 1964. Note: Act effective.

Approved April 27, 1964.

CHAPTER 25

AN ACT concerning commissions payable to certain fiduciaries, and amending section 3A:10–2 of the New Jersey Statutes.

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

Section amended.

1. Section 3A:10–2 of the New Jersey Statutes is amended to read as follows:

Computation of commissions; rates.

3A:10–2. On the settlement of accounts of fiduciaries acting in any capacity referred to in section 3A:10–1 of this Title, their commissions over and above their actual expenses shall be computed upon the following rates:

On all income that comes into their hands, 6% without court allowance. For the purposes of this section, income which is withheld from payment to any such fiduciary pursuant to any law of this State, or of the United States, or any other State, country or sovereignty, or of any political subdivision or governmental unit of any of the foregoing, requiring such withholding for income tax or other tax purposes, shall be deemed to be income which comes into the hands of such fiduciary, and shall be subject to income commissions as provided in this section in the same manner as if actually received by such fiduciary.

If there is but one fiduciary, 5% on all corpus that comes into the fiduciary's hands in cases where corpus receipts do not exceed $100,000.00, and in cases where corpus receipts exceed $100,000.00, 5% on the first $100,000.00 of corpus, and, on the excess over $100,000.00 of corpus, such percentage, not in excess of 5%, as the court may determine on the intermediate or final settlement of the fiduciary's accounts, according to actual services rendered. If there are 2 or more fiduciaries, their commissions on corpus shall be the same as herein provided in the case of one fiduciary, and, in addition thereto, the court may allow corpus commissions in excess of the commissions to which one fiduciary would be entitled under this section, at a rate not exceeding 1% of all corpus for each additional fiduciary. In any case in which the administration of the fiduciary or fiduciaries has extended or extends beyond a period of 25 years, corpus commissions for such

additional years shall be allowed at a rate not exceeding ⅕ of 1% per annum, irrespective of the number of fiduciaries.

2. This act shall take effect immediately.

Approved April 27, 1964.

CHAPTER 26

AN ACT concerning municipaltities in relation to sewer facilities in certain cases.

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

C. 40:63-31.1. Sale or lease of sewer facilities; procedure.

1. Any municipality, wherein sewer facilities are provided by a privately-owned public utility subject to the jurisdiction of the Board of Public Utility Commissioners of the State of New Jersey and wherein there are also sewer facilities owned by the municipality, may lease or sell the sewer facilities owned by the municipality to the privately-owned public utility, provided that the following 2 conditions are complied with:

(a) An ordinance shall be duly adopted by the governing body of the municipality approving the terms and conditions of the agreement of lease or sale and authorizing the execution thereof. Said ordinance may incorporate said terms and conditions by reference to such an agreement on file with the clerk of the municipality.

(b) The terms and conditions of the agreement of lease or sale shall be approved by the Board of Public Utility Commissioners of the State of New Jersey.

C. 40:63-31.2. Costs assessed against benefited properties; conditions of lease or sale.

2. Any municipality, wherein sewer facilities are provided by a privately-owned public utility subject to the jurisdiction of the Board of Public Utility Commissioners of the State of New Jersey and

wherein there are also sewer facilities owned by the municipality, may construct or cause to be constructed anywhere within the municipality sewer mains, pumping stations, manholes and other incidental sewer construction for the purpose of leasing or selling the same to the privately-owned public utility. The cost of such construction may be assessed against the real property benefited thereby in the same manner and to the same effect as in the case of assessments for local improvements.

The said sewer mains, pumping stations, manholes and other incidental construction may be leased or sold by the municipality to the privately-owned public utility, provided that the following 2 conditions are complied with:

(a) An ordinance shall be duly adopted by the governing body of the municipality approving the terms and conditions of the agreement of lease or sale and authorizing the execution thereof. Said ordinance may incorporate said terms and conditions by reference to such an agreement on file with the clerk of the municipality.

(b) The terms and conditions of the agreement of lease or sale shall be approved by the Board of Public Utility Commissioners of the State of New Jersey.

C. 40:63-31.3. Handling proceeds of sale or lease of facilities.

3. That portion of the principal of the amount of any proceeds received or to be received by the municipality from any lease or sale made under either section 1 or section 2 of this act, which is specified in the agreement of lease or sale to be attributable to sewer facilities for which properties benefited thereby have been or will be assessed, shall be refunded or credited, pro rata according to the principal of the amount of any such assessments, to those owners of properties assessed, or their legal representatives or assigns, in such manner as may be determined by the governing body of the municipality.

4. This act shall take effect immediately.

Approved April 29, 1964.

CHAPTER 27

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1964, and regulating the disbursement thereof," approved June 13, 1963 (P. L. 1963, c. 97).

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

1. The following sums are hereby appropriated out of the General Treasury, or such other sources of funds specifically indicated, for the purposes hereinafter specified: Appropriation.

GENERAL STATE OPERATIONS

LEGISLATURE

MISCELLANEOUS LEGISLATIVE COMMISSION

031-100-500. Meadowlands Development Commission

Expenses of commission for fiscal year 1963-64 ..... $50,000.00

2. This act shall take effect immediately.

Approved April 29, 1964.

CHAPTER 28

AN ACT concerning the filling of vacancies in the membership of boards of chosen freeholders in certain cases, and supplementing subdivision B of article 2 of chapter 20 of Title 40 of the Revised Statutes.

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

C. 40:20-24.1. Vacancies; filling.

1. Whenever any vacancy occurs in any of the boards of chosen freeholders elected under the provisions of sections 40:20–20 to 40:20–35 of the Revised Statutes and the vacancy is not filled pursuant to the provisions of section 40:20–24 of the Revised Statutes within 30 days after the occurence thereof or within 30 days after the effective date of this act, whichever is later, the Governor shall fill such vacancy with the advice and consent of the Senate, from the members of the same political party as that of the previous incumbent for which the vacancy exists, and the commission shall expire at the next annual stated meeting of the board and until the election and qualification of a successor. A successor shall be elected to fill the remaining portion of the unexpired term, if any, at the general election next after the vacancy occurs unless such vacancy shall happen within 37 days next preceding such election, in which case it shall be filled at the second succeeding general election and the person so elected shall take office at the annual stated meeting of the board next following his election.

2. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 29

AN ACT creating an Election Law Revision Commission, prescribing its powers and duties, repealing chapter 81 of the laws of 1961, and making an appropriation therefor.

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

C. 1:17-11. Election Law Revision Commission created; members.

1. There is hereby created an Election Law Revision Commission, which shall consist of 12 members, 4 members to be appointed by the Governor, no more than 2 of whom shall be of the same political party, 2 members of the Senate and 2 citizens of the State, to be appointed by the President of the Senate and 2 members of the General Assembly and 2 citizens of the State to be appointed by the Speaker of the General Assembly, of which no more than one of each group of 2 shall be of the same political party.

C. 1:17-12. Terms; vacancies.

2. Each of the members of the commission appointed from either House of the Legislature shall serve so long, only, as he shall be a member of that House and all members shall serve for terms of 2 years and until their respective successors shall be appointed and shall qualify. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

C. 1:17-13. Organization.

3. The commission shall organize as soon as may be after the appointment of its members and shall elect a chairman from among its members and shall appoint a secretary who need not be a member of the commission.

C. 1:17-14. Duties.

4. It shall be the duty of said commission to make a study of the statutes relating to elections and in so doing it shall have power to call upon State, municipal and county officials for their cooperation in advancing the commission's work and

to conduct hearings from time to time in an effort to ascertain in what respect the election law should be simplified, correlated and revised.

C. 1:17-15. Recommendations to Legislature.

5. The commission shall make such recommendation as it shall deem proper and prepare and submit to the Legislature for its action thereon such legislation as it shall deem necessary or desirable to accomplish said purpose but it shall not submit to the Legislature any general revision of the election law in which major substantive changes in said law are proposed to be made unless it shall first have submitted such changes to the Legislature in the form of amendments or supplements to the present statutes and such changes shall have been approved by the Legislature by the enactment of such amendatory or supplemental legislation.

C. 1:17-16. Report; proposed revision of law.

6. The commission shall make its final report to the Governor and the Legislature not later than at the 1965 Session of the Legislature accompanying its report with its final proposed revision of the election law.

C. 1:17-17. Staff supervision.

7. In the performance of said work the commission shall establish and maintain a working staff and said work shall be performed under the general supervision, as to form, arrangement and classification of revised material, of the Law Revision and Legislative Services Commission or an officer or employee thereof designated by said commission, in order that the integrity of the general arrangement and classification adopted in the Revised Statutes may be maintained but said work in all other respects shall at all times be under the supervision and control of the commission constituted by this act.

C. 1:17-18. Authorization for additional personnel; travel expense.

8. The commission shall be entitled to call to its assistance and avail itself of the services of such employees of any State, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for said purpose, and to employ counsel and such stenographic and clerical assistants and incur such traveling and other miscellaneous expenses as it

may deem necessary, in order to perform its duties, and as may be within the limits of funds appropriated or otherwise made available to it for said purposes.

9. The files and records of the former Election Law Study Commission constituted pursuant to Joint Resolution No. 14 of the 1953 Session shall be made available to said commission for use in the performance of its work.

C. 1:17-19. Availability of records.

10. There is hereby appropriated to the commission the sum of $10,000.00 or so much thereof as may be necesary for said purpose to carry out the purpose of this act.

11. Chapter 81 of the laws of 1961, is repealed.

C. 1:17-20. Chapter repealed.

12. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 30

AN ACT providing for the mandatory reporting by physicians and hospitals of certain physical abuses of children.

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

1. It is declared to be the public policy of this State:

C. 9:6-8.1. Physical abuses of children; reporting of.

(a) that protection should be afforded to children who have had physical injury inflicted upon them by parents or other persons responsible for their care, and who are further threatened by the conduct of such persons; and

(b) that full immunity from legal action should be granted to physicians and hospitals who act in a professional capacity in making reports of such injury in order that protection of such children may be afforded in accordance with the laws of this State.

C. 9:6-8.2. Terms defined.

2. For the purposes of this act the following terms shall, unless otherwise indicated, be deemed and taken to have the meanings herein given to them:

(a) The term "physician" means a fully licensed doctor of medicine or doctor of osteopathy; and any resident or intern on the staff of a hospital, whether or not fully licensed.

(b) The term "hospital" means any institution whether operated for profit or not which maintains and operates facilities for the diagnosis, treatment or care of 2 or more nonrelated individuals suffering from illness, injury or deformity or where obstetrical, convalescent, out-patient department or other medical or nursing care is rendered for periods exceeding 24 hours.

C. 9:6-8.3. Report of injury.

3. Any physician having reasonable cause to suspect that any child under the age of 18 brought to him or coming before him for examination, care or treatment, regardless of where the examination, care or treatment is performed, has had serious physical injury or injuries inflicted upon him other than by accidental means by a parent, parents, guardian, or person having custody and control of the child, shall immediately report or shall cause to be reported to the county prosecutor of the county in which the child resides such injury or injuries in accordance with the provisions of this act; provided, however, that when the examination, care or treatment is provided as a member of the staff of a hospital, such physician shall notify the person in charge of the hospital or his authorized representative who shall immediately report such injury or injuries in accordance with the provisions of this act.

C. 9:6-8.4. Report; contents of.

4. Such report shall be made immediately by telephone or otherwise, followed as soon thereafter as possible by a report in writing. Such report shall contain the names and addresses of the child and his parent, parents, guardian, or person having custody and control of the child and, if known, the child's age, the nature and extent of the child's

injuries including any evidence of previous injuries, and any other information that the physician believes may be helpful in establishing the cause of the injury or injuries and the identity of the perpetrator.

C. 9:6-8.5. Report; investigation of.

5. Upon receipt of such report the county prosecutor shall cause the matter to be fully investigated and shall, as the results of his investigation may warrant, proceed in the manner prescribed by the laws relevant to criminal prosecution, or file a complaint with the Bureau of Children's Services in accordance with the provisions of law relevant to protective services for children.

C. 9:6-8.6. Report; immunity from liability.

6. Anyone acting in a professional capacity in the making of a report pursuant to the provisions of this act shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. Any such person shall have the same immunity with respect to testimony given in any judicial proceeding resulting from such report.

C. 9:6-8.7. Violation a misdemeanor.

7. Anyone knowingly and wilfully violating the provisions of this act shall be guilty of a misdemeanor.

8. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 31

AN ACT to amend "An act relating to the authorization, acquisition, financing and operation of sewage disposal systems and compensating reservoirs by or on behalf of any county or any one or more municipalities, providing for the creation of sewerage authorities to undertake the same, for the issuance of bonds and other obligations therefor, and for service charges to meet the expense thereof, repealing article 3 of chapter 63 of Title 40 (sections 40:63–140 et seq.) of the Revised Statutes, and supplementing Title 40 of the Revised Statutes," approved April 23, 1946 (P. L. 1946, c. 138) as said title was amended by chapter 177 of the laws of 1953.

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

Section amended.

1. Section 24 of the act of which this act is amendatory is amended to read as follows:

C. 40:14A-24. Contracts for disposal of industrial waste.

24. In order to carry out and effectuate its purposes, any sewerage authority, subject to its contracts with the holders of any bonds, is hereby empowered to provide, construct, maintain and operate facilities for the treatment and disposal of sewerage and industrial wastes originating within or without the district and to enter into a contract or contracts with any other sewerage authority or any municipality in an adjoining State which is authorized to enter into such a contract or any person on such terms and conditions as such contract or contracts may contain, providing for or relating to the treatment and disposal of any such sewerage and industrial wastes. Any such contract may contain any of the terms and provisions set forth in section 23 of this act and permitted by said section

to be contained in contracts made thereunder. The sewerage authority and such other sewerage authority, municipality and person are hereby authorized and directed to do and perform any and all acts or things necessary, convenient or desirable to carry out and perform every such contract and to provide for the payment or discharge of any obligation thereunder in the same manner as other obligations of such sewerage authority, other sewerage authority, municipality or person.

2. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 32

AN ACT to amend "An act concerning banking and banking institutions (Revision of 1948)" approved April 29, 1948 (P. L. 1948, c. 67).

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

1. Section 102 of the act of which this act is amendatory is amended to read as follows: Section amended.

102. Directors; election; vacancies; tenure. C. 17:9A-102. Directors; elections; vacancies; tenure; limitation.

A. Directors shall be elected by ballot of the stockholders at each annual meeting. The persons receiving the greatest number of votes shall be the directors. When an increase in the number of directors is authorized, other than an increase authorized pursuant to subsection C of this section, the newly created directorships shall be filled by the stockholders. The board of directors may, at its option, fill any other vacancy in the board. If, following a vacancy, less than 5 directors or less than a quorum remain, the directors in attendance at the next regular or special meeting of the board shall fill the vacancy.

B. A director elected at an annual meeting of the stockholders shall hold office from the time when a majority of all directors elected at such meeting shall have qualified, until the time when a majority of the directors elected at the next annual meeting shall have qualified. A director otherwise elected or appointed, including a director appointed pursuant to subsection C of this section, shall hold office from the time when he shall have qualified until the time when a majority of the directors elected at the next annual meeting shall have qualified.

C. If the original or amended certificate of incorporation of a bank so provides, the directors may, between annual meetings, increase the number of directors by not more than 2, and may, subject to the limitation imposed by subsection A of section 101, appoint persons to fill the vacancies so created.

2. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 33

AN ACT concerning education, authorizing joint purchases of school supplies by boards of education, and supplementing Title 18 of the Revised Statutes.

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

C. 18:12-2.1. Joint purchases.

1. The boards of education of 2 or more school districts may provide jointly by agreement for the purchasing of supplies for their respective districts.

C. 18:12-2.2. Adoption; details.

2. Such agreement shall be adopted by resolution of each of the participating boards of education, wherein shall be set forth the categories of supplies

to be purchased, the manner in which the bidding and contracting shall be handled, the method of payment by each participating board, and other matters deemed necessary to carry out the purposes of the agreement.

C. 18:12-2.3. Purchases subject to law and department rules.

3. The purchase of supplies and all agreements pertaining thereto made pursuant to this act shall be subject to all provisions of the law and the applicable rules and regulations of the State Board of Education.

C. 18:12-2.4. District expenses; payment of.

4. Each district's share of expenditures for purchases pursuant to this act and any agreement entered into thereunder shall be paid in the manner set forth in the agreement and in the same manner as other expenses of the district are paid.

C. 18:12-2.5. Controversy or dispute; referral of.

5. In the event that any controversy or dispute shall arise among the parties to any agreement entered into under the terms of this act, the same shall be referred to the county superintendent of schools of the county in which the districts are situate for determination and his determination thereon shall be binding, subject to appeal to the Commissioner of Education and the State Board of Education pursuant to sections 18:3–14 and 18:3–15 of the Revised Statutes. In the event that the districts are in more than one county, the controversy or dispute shall be referred to the county superintendents of the counties for joint determination, and if they shall be unable to agree upon a joint determination within 30 days, the controversy or dispute shall be referred to the Commissioner of Education for determination.

6. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 34

AN ACT concerning evidence, and amending section 2A:82–38 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:82–38 of the New Jersey Statutes is amended to read as follows:

Photographic, photostatic, etc., copies as competent evidence.

2A:82–38. If any business, institution, member of a profession or calling, or any department or agency of government, in the regular course of business or activity has kept or recorded any memorandum, writing, entry, print, representation or combination thereof, of any act, transaction, occurrence or event, and in the regular course of business has caused any or all of the same to be recorded, copied or reproduced by any photographic, photostatic, microfilm, microcard, miniature photographic, or other process which accurately reproduces or forms a durable medium for so reproducing the original, the original may be destroyed in the regular course of business unless its preservation is required by law. Such reproduction, when satisfactorily identified, is as admissible in evidence as the original itself in any judicial or administrative proceeding whether the original is in existence or not and an enlargement or facsimile of such reproduction is likewise admissible in evidence if the original reproduction is in existence and available for inspection under direction of court. The introduction of a reproduced record, enlargement or facsimile, does not preclude admission of the original.

2. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 35

AN ACT validating certain tax sale certificate foreclosure proceedings and titles to real property derived therefrom.

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

Validates tax sale certificate foreclosure proceedings.

1. All tax sale certificate foreclosures heretofore brought by any party by virtue of the nonpayment of taxes due and owing in whole or in part on or before December 23, 1942, and the decrees or judgments therein barring the right of redemption from the tax sales represented by said tax sale certificates and the proceedings thereafter taken as a result of the said decrees or judgments are hereby validated notwithstanding that the taxes upon which such proceedings were based were not legally due and owing to the municipality because of a mistake or error in the location of the municipality's boundary line, provided that all of such tax foreclosure proceedings based upon such tax sales and tax sale certificates have been completed and the final decrees or judgments entered therein have been filed and placed on record in the county recording office of the county in which such municipality is located for not less than 6 years prior to the effective date of this act and the titles to real property derived therefrom are hereby validated provided either the party bringing the proceedings, an assignee, grantee, or other successor in title, is in possession of the real property described in the said judgment or decree upon the effective date of this act and provided further that the provisions of this act shall be inapplicable to any foreclosure judgment, proceeding or title with respect to the validity of which any otherwise timely action or other proceeding of any nature shall have been instituted prior to the one hundred eighty-first day following the effective date of this act.

2. This act shall take effect immediately.

Approved May 4, 1964.

CHAPTER 36

AN ACT concerning small boards of chosen freeholders in counties, amending section 40:20–20 and supplementing chapter 20 of Title 40, of the Revised Statutes.

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

Section amended.

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

R.S. 40:20-20. Membership; number in various counties.

40:20–20. The board of chosen freeholders in counties having a population of more than 500,000 shall consist of 9 members; in counties having a population between 265,000 and 500,000, other than counties of the fifth class, 7 members; in counties having a population between 125,000, and 265,000, 5 members; in counties having a population less than 125,000, other than counties of the sixth class having a population less than 50,000, 3 members; in counties of the fifth class having a population of more than 200,000 the board shall consist of 5 members; in counties of the sixth class having a population of less than 50,000 the board shall consist of 5 members.

C. 40:20-20a. Terms of office.

2. In any county in which 2 additional members are to be elected to the board of chosen freeholders as required by this amendatory and supplementary act, the terms of office of said additional members shall be 3 years, except that of said additional members first to be elected, one shall be for a term of 2 years and one shall be for a term of 3 years.

3. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 37

AN ACT concerning the use of certain mechanical devices designed to scare or repel marauding birds and other wildlife from the destruction of property, and supplementing chapter 4 of Title 23 of the Revised Statutes.

WHEREAS, Blackbirds, starlings, grackles, cowbirds, and certain other wildlife, including deer, annually destroy an estimated 5 million dollars' worth of crops and other property; and Preamble.

WHEREAS, The only presently effective means available to protect property from the destructive and costly habits of these birds and other wildlife is the use of certain scare devices; and Preamble.

WHEREAS, It is in the public interest that these devices be used for the protection of food supplies; now, therefore, Preamble.

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

C. 23:4-63.5. Right to use noise making devices.

1. Any provision of law or municipal ordinance to the contrary notwithstanding, any owner of lands used for agricultural purposes, shall pursuant to rules and regulations promulgated by the Division of Fish and Game, have the right to use certain noise making and other mechanical devices intended to scare or repel marauding birds or other wildlife so as to prevent the damage and destruction of crops and other property.

C. 23:4-63.6. Authorization to issue permits; rules and regulations.

2. The Division of Fish and Game is authorized to issue permits to the owners of lands used for agricultural purposes for the use of said devices and no such device shall be used by any person without first obtaining such permit. The division shall promulgate rules and regulations governing

the types and use of such devices as will insure the safety of the public.

3. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 38

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

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

Filing forms, taxable personal property; change of date.

1. The time for the filing of returns of taxable personal property, in such form and containing such information relating thereto as the Director of the Division of Taxation shall prescribe, as provided in the act to which this act is a supplement, in the calendar year 1964, is fixed as being on or before August 1, 1964 instead of on or before May 1, 1964. Except as herein otherwise provided the provisions applicable to said returns shall be according to said act to which this act is a supplement.

2. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 39

AN ACT to amend the title of "An act providing for the foreclosure by any municipality of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes, and repealing chapter 333 of the laws of 1947," approved May 28, 1948 (P. L. 1948, c. 96), so that the same shall read "An act providing for the foreclosure by any municipality for its own use or by the State in the name of the municipality for the use of the State of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes and repealing chapter 333 of the laws of 1947," and to supplement said act.

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

Title amended.

1. The title of "An act providing for the foreclosure by any municipality of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes, and repealing chapter 333 of the laws of 1947," approved May 28, 1948, is amended to read "An act providing for foreclosure by any municipality for its own use or by the State in the name of the municipality for the use of the State of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes and repealing chapter 333 of the laws of 1947."

C. 54:5-104.32a. In Rem Foreclosure Act, 1948.

2. In any case in which any municipality has conveyed to the State of New Jersey its right, title and interest in any real property, acquired through the purchase of any tax sale certificate covering said real property, the State may, in the name of

the municipality, foreclose the rights of redemption of said real property from tax sales, in the name of the municipality but for the use of the State, under the In Rem Tax Foreclosure Act, 1948.

C. 54:5-104.32b. Procedure.

3. The proceeding shall be begun in the name of the municipality for the use of the State, without the adoption of any resolution by the governing body of the municipality to foreclose any such tax sale certificate, and shall proceed in the same manner as is provided in such In Rem Tax Foreclosure Act and the Rules of the Supreme Court governing such proceeding, in the case in which the proceedings are brought and prosecuted by the municipality for its own use and if a judgment barring the rights of redemption and foreclosing all prior or subsequent alienations and descents of the lands and encumbrances thereon, is entered thereon, it shall adjudge an absolute and indefeasible estate in fee simple in the lands therein described, to be vested in the State, and such judgment shall be binding and final upon all persons in the same manner as though it was entered in favor of the municipality for its own use.

4. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 40

AN ACT concerning the prohibition of any minor from entering any premises licensed for the retail sale of alcoholic beverages for the purpose of purchasing, or having served, or delivered to him or her, any alcoholic beverage and the prohibition of any minor from consuming any alcoholic beverage on any such premises or from purchasing, attempting to purchase or have another purchase for him or her, any alcoholic beverage, and amending section 33:1–81.

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

1. Section 33:1–81 of the Revised Statutes is amended to read as follows: Section amended.

33:1–81. It shall be unlawful for Unlawful acts by minors; disorderly persons.

(a) a minor to enter any premises licensed for the retail sale of alcoholic beverages for the purpose of purchasing, or having served or delivered to him or her, any alcoholic beverage; or

(b) a minor to consume any alcoholic beverage on premises licensed for the retail sale of alcoholic beverages, or to purchase, attempt to purchase or have another purchase for him or her any alcoholic beverage; or

(c) any person to misrepresent or misstate his or her age, or the age of any other person for the purpose of inducing any licensee or any employee of any licensee, to sell, serve or deliver any alcoholic beverage to a minor.

Any person who shall violate any of the provisions of this section shall be deemed and adjudged to be a disorderly person, and upon conviction thereof, shall be punished by a fine of not less than $100.00 and not exceeding $200.00.

2. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 41

AN ACT concerning title to certain motor vehicles, and supplementing chapter 3 of Title 39 of the Revised Statutes.

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

C. 39:3-30.1. Transfer of ownership upon death of husband or wife.

1. In the event that a motor vehicle is registered in the names of 2 individuals who are husband and wife, and such relationship shall be indicated on the registration certificate, title shall be presumed to vest in both persons with right of survivorship. In the event of the death of either, a new certificate of ownership and registration certificate may be granted to the survivor upon proof of such death and surrender of the certificate of ownership signed by said survivor and without the necessity of a Short Certificate, Surrogate's Affidavit or other evidence of administration.

C. 39:3-30.2. Rights of creditors.

2. This act shall not impair the rights of any creditor of the decedent nor shall it be construed to waive the requirements of the laws of the State of New Jersey relating to Transfer Inheritance Tax.

3. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 42

AN ACT concerning exemptions from taxation, and amending section 54:4–3.6 of the Revised Statutes.

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

1. Section 54:4–3.6 of the Revised Statutes is amended to read as follows: Section amended.

54:4–3.6. The following property shall be exempt from taxation under this chapter: All buildings actually used for colleges, schools, academies or seminaries; all buildings actually used for historical societies, associations or exhibitions, when owned by the State, county or any political subdivision thereof; all buildings actually and exclusively used for public libraries, religious worship or asylum or schools for feeble-minded or idiotic persons and children; all buildings used exclusively by any association or corporation formed for the purpose and actually engaged in the work of preventing cruelty to animals; all buildings actually and exclusively used and owned by volunteer first-aid squads, which squads are or shall be incorporated as associations not for pecuniary profit; all buildings actually and exclusively used in the work of associations and corporations organized exclusively for the moral and mental improvement of men, women and children, or for religious, charitable or hospital purposes, or for one or more such purposes; all buildings owned or held by an association or corporation created for the purpose of holding the title to such building as are actually and exclusively used in the work of 2 or more associations or corporations organized exclusively for the moral and mental improvement of men, women and children; all buildings owned by a corporation created under or otherwise subject Exemption of property of nonprofit organizations.

to the provisions of Title 15 of the Revised Statutes and actually and exclusively used in the work of one or more associations or corporations organized exclusively for charitable or religious purposes, which associations or corporations may or may not pay rent for the use of the premises or the portions of the premises used by them; the buildings, not exceeding 2, actually occupied as a parsonage by the officiating clergymen of any religious corporation of this State, together with the accessory buildings located on the same premises; the land whereon any of the buildings hereinbefore mentioned are erected, and which may be necessary for the fair enjoyment thereof, and which is devoted to the purposes above mentioned and to no other purpose and does not exceed 5 acres in extent; the furniture and personal property in said buildings if used in and devoted to the purposes above mentioned; all property owned and used by any nonprofit corporation in connection with its curriculum, work, care, treatment and study of feeble-minded, mentally retarded, or idiotic men, women, or children shall also be exempt from taxation, provided that such corporation conducts and maintains research or professional training facilities for the care and training of feeble-minded, mentally retarded, or idiotic men, women, or children; provided, in case of all the foregoing, the buildings, or the lands on which they stand, or the associations, corporations or institutions using and occupying them as aforesaid, are not conducted for profit, except that the exemption of the buildings and lands used for charitable, benevolent or religious purposes shall extend to cases where the charitable, benevolent or religious work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the buildings; provided, the building is wholly controlled by and the entire income therefrom is used for said charitable, benevolent or religious purposes. The foregoing exemption shall apply only where the association, corporation or institution claiming the exemption owns

the property in question and is incorporated or organized under the laws of this State and authorized to carry out the purposes on account of which the exemption is claimed.

2. This act shall take effect immediately.

Approved May 5, 1964.

CHAPTER 43

AN ACT vesting title to real estate in the borough of Bloomingdale, county of Passaic and State of New Jersey, of which Eliza Adams died seized and which alleged escheated to the State of New Jersey in the year 1886, in George Wetzel and Elida, his wife.

WHEREAS, Eliza Adams died May 12, 1886 intestate, a resident of Passaic county, New Jersey seized and possessed of 2 tracts of real estate situate in the township of Pompton, now the borough of Bloomingdale, Passaic county, New Jersey, and Preamble.

WHEREAS, The said Eliza Adams left no person or persons capable of inheriting said land or premises and the same are allegedly to have escheated to the State of New Jersey, and Preamble.

WHEREAS, On October 1, 1886 the board of chosen freeholders of the county of Passaic petitioned the orphans court of Passaic county for administration in the estate of Eliza Adams who had been confined to the insane asylum of the county of Passaic as an indigent person, and Preamble.

WHEREAS, On October 1, 1886 William Nelson was appointed administrator of her estate, and Preamble.

Preamble. WHEREAS, On October 28, 1886 said William Nelson as administrator, petitioned said orphans court for the sale of lands of Eliza Adams in order to pay debts. The orphans court, on January 23, 1887, ordered the sale of the "tracts" of land of Eliza Adams but described in said order only the first tract of land of which Eliza Adams died seized, and

Preamble. WHEREAS, On April 9, 1887, by deed, William Nelson as administrator of the estate of Eliza Adams, conveyed the first tract to George Wetzel and subsequently conveyed by George Wetzel to Andrew Wetzel in 1889, and

Preamble. WHEREAS, On July 1, 1914, William Nelson and Salome D. Nelson, his wife, conveyed to Andrew Wetzel the second tract, which deed recited that the said Andrew Wetzel was the then possessor of and claimant to said second tract which he occupied from August 15, 1889, and

Preamble. WHEREAS, Both tracts having been conveyed by mense conveyances to George Wetzel and Elida Wetzel, his wife, and

Preamble. WHEREAS, The aforesaid deed of William Nelson, administrator to Andrew Wetzel was made under the apparent misapprehension of his right to do so, there being no known authority for the same under the provisions of the order of the orphans court of Passaic county or otherwise under law, and

Preamble. WHEREAS, Said act is believed to reflect the true intention of the orphans court to sell all of the property of Eliza Adams, and

Preamble. WHEREAS, It is believed that William Nelson acted in good faith throughout, and

WHEREAS, The said George Wetzel and Elida Wetzel, his wife, and their predecessors in title have occupied and possessed the second tract and have paid taxes thereon since 1889 under the mistaken belief that they were the true and lawful owners thereof, and Preamble.

WHEREAS, The second tract remains escheated to the State, and Preamble.

WHEREAS, Said second tract is described as follows: Preamble.

"All that tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the Borough of Bloomingdale in the County of Passaic and State of New Jersey.

"Bounded northerly by (formerly) the Paterson and Hamburg Turnpike Road easterly by the Maby land southerly by the N. Y. Susquehanna & Western Railroad right of way, and westerly by the land of Isabella R. White." and,

WHEREAS, Said property has never been used for State purposes nor has the State exercised any dominion over the property, and Preamble.

WHEREAS, The State has no specific plans for the use of said property, and Preamble.

WHEREAS, Notice of Intention to apply for the passage of this bill has been duly published and all other steps incident to the presentation and passage of a private, local or special bill have been duly taken, all in accordance with the law, now therefore, Preamble.

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

1. All the estate right, title, and interest of every kind and character which is alleged the State of Vests title.

New Jersey has in and to the real estate formerly the property of Eliza Adams, more particularly above described, is hereby vested in George Wetzel and Elida Wetzel, his wife, their heirs and assigns forever.

Private act.

2. This act shall be deemed a private act following due notice of intention to apply for the same.

Effective date.

3. This act shall take effect immediately but shall be inoperative until the required assessment for a private act shall have been paid into the State Treasury.

Approved May 7, 1964.

CHAPTER 44

AN ACT concerning juries, and amending section 2A:69–1 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:69–1 of the New Jersey Statutes is amended to read as follows:

Qualification of jurors.

2A:69–1. Every person, male and female, summoned as a grand juror, and every petit juror returned for the trial of any action of a civil or criminal nature in any of the courts of this State, shall be a citizen of this State for at least 2 years; over 21 and under 75 years of age; a resident of the county from which he shall be taken; shall not have been convicted of a crime; and shall not, at the time of his selection, be a person who through his office, position or employment is either directly or indirectly connected with the administration of justice. Such person shall be able to read, write and understand the English language and shall not have any mental or physical disability

which will prevent him from properly serving as a juror.

2. This act shall take effect immediately.

Approved May 7, 1964.

CHAPTER 45

AN ACT concerning corporations, and amending section 14:10–5 of the Revised Statutes.

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

1. Section 14:10–5 of the Revised Statutes is amended to read as follows: Section amended.

List of stockholders; inspection; penalty for failure to exhibit books or list.

14:10–5. The directors of every corporation shall cause the secretary, or other officer designated by them, who has charge of the transfer books and the stock books, to make, at least 10 days before every election after the first election, a full, true and complete list, in alphabetical order, of all the stockholders entitled to vote at the ensuing election, and the post-office address and the number of shares held by each. Such list shall at all times during the usual hours for business be kept at the principal office, open to the examination of any stockholder.

If any officer having charge of such books or list shall, upon demand by any stockholder, refuse or neglect to exhibit such books or list or submit them to examination as aforesaid, he shall for every such offense forfeit the sum of $200.00, ½ thereof to the use of the State and the other half to him who shall sue for the same, to be recovered by a civil action in any court of competent jurisdiction, together with costs of suit.

Such books shall be the only evidence as to who are the stockholders entitled to examine such books or list, and to vote at the election.

The board of directors shall produce such books and list at the time and place of election, to remain there during the election, and their neglect or refusal to produce the same shall render them ineligible to any office at such election.

Photographs considered same as originals.

For the purposes of this chapter 10 (R. S. 14:10–1 et seq.), photographs or micro-photographs of the transfer books and the stock books shall have the same force and effect as the originals thereof would have had and shall be treated as originals.

2. This act shall take effect immediately.

Approved May 7, 1964.

CHAPTER 46

AN ACT concerning elections, and amending section 19:8–5 of the Revised Statutes.

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

Section amended.

1. Section 19:8–5 of the Revised Statutes is amended to read as follows:

Display of American flag; more than one polling place.

19:8–5. An American flag, approximately 3 feet by 5 feet in size, shall be displayed at the outside entrance of each polling place in this State by the district boards during the hours when the boards are in session; except that, when more than one polling place is located in the same building the prominent display of one such flag at the outside entrance used in common to reach more than one polling place shall constitute compliance with the provisions of this section. Such flag shall be furnished by the clerk of the county and delivered to the municipal clerks for distribution.

2. This act shall take effect immediately.

Approved May 7, 1964.

CHAPTER 47

AN ACT relative to the qualifications for admission to the New Jersey Home for Disabled Soldiers, Sailors, and their wives and widows, amending sections 30:6A–13 and 30:6A–16, and supplementing article 2 of chapter 6A of Title 30, of the Revised Statutes.

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

1. Section 30:6A–13 of the Revised Statutes is amended to read as follows: Section amended.

30:6A–13. The New Jersey home for disabled soldiers, sailors, airmen, marines, their wives and widows and certain "Gold Star" mothers shall include the existing home at Vineland. Home for soldiers, wives and certain "Gold Star" mothers.

2. Section 30:6A–16 of the Revised Statutes is amended to read as follows: Section amended.

30:6A–16. The widow of a soldier, sailor, airman or marine who, if her husband were living, indigent and disabled would be entitled to admission, may be admitted to the home upon proof that she has been a resident of the State for at least 2 years last past; that her husband was honorably discharged or died an honorable death while in service in the United States Army or Navy; that she was his wife at the time of his service or was married to him not less than 10 years prior to the date of application and has not remarried since his death; that she is necessitous and has not the ability to provide the means for her comfortable maintenance; and proof of such other facts as would have entitled her husband, if living, to admission. Widows admitted; proof required.

3. The mother of a New Jersey soldier, sailor, airman or marine who died an honorable death while in active service of the United States in time of war or emergency may be admitted to the home upon proof of the foregoing and that she has been C. 30:6A-16.1. Mothers admitted; proof required.

a resident of the State for at least 2 years last past and that she is necessitous and has not the ability to provide the means for her comfortable maintenance.

4. This act shall take effect immediately.

Approved May 11, 1964.

CHAPTER 48

AN ACT concerning the valuation, assessment and taxation of land actively devoted to agricultural or horticultural uses; defining such uses; providing for penalties and tax lien; supplementing Title 54 of the Revised Statutes; and making an appropriation.

Preamble. WHEREAS, On November 5, 1963 an amended Article VIII, Section 1, paragraph 1 of the Constitution was duly adopted and became effective on December 5, 1963; and

Preamble. WHEREAS, By said amendment it was provided that the Legislature shall enact laws to provide that the value of land, not less than 5 acres in area, which is determined by the assessing officer of the taxing jurisdiction to be actively devoted to agricultural or horticultural use, and to have been so devoted for at least 2 successive years immediately preceding the tax year in issue, shall for local tax purposes, on application of the owner, be that value which such land has for agricultural or horticultural use; and

Preamble. WHEREAS, Said Constitutional Amendment further provided that any such laws shall provide that when land which has been valued in this manner for local tax purposes is applied to a use other

than for agricultural or horticultural it shall be subject to additional taxes as provided in said amendment; and

Preamble.

WHEREAS, It was further provided by said amendment that such laws shall provide for the equalization of assessments of land valued in accordance with the said provisions of said amendment and for the assessment and collection of any additional taxes levied thereupon and shall include such other provisions as shall be necessary to carry out the provisions of said amendment; now, therefore,

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

C. 54:4-23.1. Short title.

1. This act shall be known and referred to by its short title, the "Farmland Assessment Act of 1964."

C. 54:4-23.2. Value of land for tax purposes.

2. For general property tax purposes, the value of land, not less than 5 acres in area, which is actively devoted to agricultural or horticultural use and which has been so devoted for at least the 2 successive years immediately preceding the tax year in issue, shall, on application of the owner, and approval thereof as hereinafter provided, be that value which such land has for agricultural or horticultural use.

C. 54:4-23.3. Land deemed to be in agricultural use.

3. Land shall be deemed to be in agricultural use when devoted to the production for sale of plants and animals useful to man, including but not limited to: forages and sod crops; grains and feed crops; dairy animals and dairy products; poultry and poultry products; livestock, including beef cattle, sheep, swine, horses, ponies, mules or goats, including the breeding and grazing of any or all of such animals; bees and apiary products; fur animals; trees and forest products; or when devoted to and meeting the requirements and qualifications for payments or other compensation pursuant to a soil conservation program under an agreement with an agency of the Federal Government.

C. 54:4-23.4. Land deemed to be in horticultural use.

4. Land shall be deemed to be in horticultural use when devoted to the production for sale of fruits of all kinds, including grapes, nuts and berries; vegetables; nursery, floral, ornamental and greenhouse products; or when devoted to and meeting the requirements and qualifications for payments or other compensation pursuant to a soil conservation program under an agreement with an agency of the Federal Government.

C. 54:4-23.5. Gross sales of agricultural or horticultural products.

5. Land shall be deemed to be actively devoted to agricultural or horticultural use when the gross sales of agricultural or horticultural products produced thereon together with any payments received under a soil conservation program have averaged at least $500.00 per year during the 2-year period immediately preceding the tax year in issue, or there is clear evidence of anticipated yearly gross sales and such payments amounting to at least $500.00 within a reasonable period of time.

C. 54:4-23.6. Land; valuation, assessment, taxation; qualifications.

6. Land which is actively devoted to agricultural or horticultural use shall be eligible for valuation, assessment and taxation as herein provided when it meets the following qualifications:

(a) It has been so devoted for at least the 2 successive years immediately preceding the tax year for which valuation under this act is requested;

(b) The area of such land is not less than 5 acres when measured in accordance with the provisions of section 11 hereof; and

(c) Application by the owner of such land for valuation hereunder is submitted on or before October 1 of the year immediately preceding the tax year to the assessor of the taxing district in which such land is situated on the form prescribed by the Director of the Division of Taxation.

C. 54:4-23.7. Assessment land; indicia of value.

7. The assessor in valuing land which qualifies as land actively devoted to agricultural or horticultural use under the tests prescribed by this act, and as to which the owner thereof has made timely application for valuation, assessment and taxation hereunder for the tax year in issue, shall consider only those indicia of value which such land has for

agricultural or horticultural use. In addition to use of his personal knowledge, judgment and experience as to the value of land in agriculutral or horticultural use, he shall, in arriving at the value of such land, consider available exidence of agricultural and horticultural capability derived from the soil survey data at Rutgers, The State University, the National Co-operative Soil Survey, and the recommendations of value of such land as made by any county or State-wide committee which may be established to assist the assessor.

C. 54:4-23.8. Roll-back taxes; determination of amounts due.

8. When land which is in agricultural or horticultural use and is being valued, assessed and taxed under the provisions of this act, is applied to a use other than agricultural or horticultural, it shall be subject to additional taxes, hereinafter referred to as roll-back taxes, in an amount equal to the difference, if any, between the taxes paid or payable on the basis of the valuation and the assessment authorized hereunder and the taxes that would have been paid or payable had the land been valued, assessed and taxed as other land in the taxing district, in the current tax year (the year of change in use) and in such of the 2 tax years immediately preceding, in which the land was valued, assessed and taxed as herein provided.

If in the tax year in which a change in use of the land occurs, the land was not valued, assessed and taxed under this act, then such land shall be subject to roll-back taxes for such of the 2 tax years, immediately preceding, in which the land was valued, assessed and taxed hereunder.

In determining the amounts of the roll-back taxes chargeable on land which has undergone a change in use, the assessor shall for each of the roll-back tax years involved, ascertain:

(a) The full and fair value of such land under the valuation standard applicable to other land in the taxing district;

(b) The amount of the land assessment for the particular tax year by multiplying such full and fair value by the average real property assessment

ratio of the taxing district, as determined by the county board of taxation for the purposes of the county equalization table for such year, pursuant to sections 54:3–17 to 19 of the Revised Statutes;

(c) The amount of the additional assessment on the land for the particular tax year by deducting the amount of the actual assessment on the land for that year from the amount of the land assessment determined under (b) hereof; and

(d) The amount of the roll-back tax for that tax year by multiplying the amount of the additional assessment determined under (c) hereof by the general property tax rate of the taxing district applicable for that tax year.

C. 54:4-23.9. Assessment, collection, apportionment and payment procedures.

9. The assessment, collection, apportionment and payment over of the roll-back taxes imposed by section 8, the attachment of the lien for such taxes, and the right of a taxing district, owner or other interested party to review any judgment of the county board of taxation affecting such roll-back taxes, shall be governed by the procedures provided for the assessment and taxation of omitted property under chapter 413 of the laws of 1947. Such procedures shall apply to each tax year for which roll-back taxes may be imposed, notwithstanding the limitation prescribed in section 1 of said chapter respecting the periods for which omitted property assessments may be imposed.

C. 54:4-23.10. Rules and regulations; apportionment valuation.

10. The Director of the Division of Taxation in equalizing the value of land assessed and taxed under this act for the purposes of State school aid, and each county board of taxation in equalizing such land for the purposes of determining the "apportionment valuation" under section 54:4–49 of the Revised Statutes, shall determine the true value of such land on the basis of its agricultural or horticultural use. The director shall promulgate rules and regulations to effectuate the purposes of this section.

C. 54:4-23.11. Total area land devoted to agriculture.

11. In determining the total area of land actively devoted to agricultural or horticultural use there shall be included the area of all land under barns,

sheds, silos, cribs, greenhouses and like structures, lakes, dams, ponds, streams, irrigation ditches and like facilities, but land under and such additional land as may be actually used in connection with the farmhouse shall be excluded in determining such total area.

C. 54:4-23.12. Structures; valued, assessed, taxed.

12. All structures, which are located on land in agricultural or horticultural use and the farmhouse and the land on which the farmhouse is located, together with the additional land used in connection therewith, shall be valued, assessed and taxed by the same standards, methods and procedures as other taxable structures and other land in the taxing district.

C. 54:4-23.13. Determination tax year.

13. Eligibility of land for valuation, assessment and taxation under this act shall be determined for each tax year separately. Application shall be submitted by the owner to the assessor of the taxing district in which such land is situated on or before October 1 of the year immediately preceding the tax year for which such valuation, assessment and taxation are sought. An application once filed with the assessor for the ensuing tax year may not be withdrawn by the applicant after October 1 of the pretax year.

If a change in use of the land occurs between October 1 and December 31 of the pretax year, either the assessor or the county board of taxation shall deny or nullify such application and, after examination and inquiry, shall determine the full and fair value of said land under the valuation standard applicable to other land in the taxing district and shall assess the same according to such value. If, notwithstanding such change of use, the land is valued, assessed and taxed under the provisions of this act in the ensuing year, the assessor shall enter an assessment, as an added assessment against such land, in the "Added Assessment List" for the particular year involved in the manner prescribed in chapter 397 of the laws of 1941. The amount of the added assessment shall be in an amount equal to the difference, if any, between the assessment im-

posed under this act and the assessment which would have been imposed had the land been valued and assessed as other land in the taxing district. The enforcement and collection of additional taxes resulting from any additional assessment so imposed shall be as provided by said chapter. The additional assessment imposed under this section shall not affect the roll-back taxes, if any, under section 8 of this act.

C. 54:4-23.14. Application form; contents.

14. Application for valuation, assessment and taxation of land in agricultural or horticultural use under this act shall be on a form prescribed by the Director of the Division of Taxation, and provided for the use of claimants by the governing bodies of the respective taxing districts. The form of application shall provide for the reporting of information pertinent to the provisions of Article VIII, Section 1, paragraph 1(b) of the Constitution, as amended, and this act. A certification by the landowner that the facts set forth in the application are true may be prescribed by the director to be in lieu of a sworn statement to that effect. Statements so certified shall be considered as if made under oath and subject to the same penalties as provided by law for perjury.

C. 54:4-23.15. Continuance of valuation, assessment and taxation.

15. Continuance of valuation, assessment and taxation under this act shall depend upon continuance of the land in agricultural or horticultural use and compliance with the other requirements of this act and not upon continuance in the same owner of title to the land. Liability to the roll-back tax shall attach when a change in use of the land occurs but not when a change in ownership of the title takes place if the new owner continues the land in agricultural or horticultural use, under the conditions prescribed in this act.

C. 54:4-23.16. Separation or split-off of part of land; liability for taxes.

16. Separation or split off of a part of the land which is being valued, assessed and taxed under this act, either by conveyance or other action of the owner of such land, for a use other than agricultural or horticultural, shall subject the land so separated to liability for the roll-back taxes ap-

plicable thereto, but shall not impair the right of the remaining land to continuance of valuation, assessment and taxation hereunder, provided it meets the 5-acre minimum requirement and such other conditions of this act as may be applicable.

C. 54:4-23.17. Right of eminent domain.

17. The taking of land which is being valued, assessed and taxed under this act by right of eminent domain shall not subject the land so taken to the roll-back taxes herein imposed.

C. 54:4-23.18. Contiguous land; determination of requirements.

18. Where contiguous land in agricultural or horticultural use in one ownership is located in more than one taxing district, compliance with the 5-acre minimum area requirement shall be determined on the basis of the total area of such land and not the area which is located in the particular taxing district.

C. 54:4-23.19. Factual details; assessor's tax list.

19. The factual details to be shown on the assessor's tax list and duplicate with respect to land which is being valued, assessed and taxed under this act shall be the same at those set forth by the assessor with respect to other taxable property in the taxing district.

C. 54:4-23.20. Creation State Farmland Evaluation Advisory Committee; members; objective.

20. There is hereby created a State Farmland Evaluation Advisory Committee, the members of which shall be the Director of the Division of Taxation; the Dean of the College of Agriculture, Rutgers, The State University; and the Secretary of Agriculture. The committee shall meet from time to time on the call of the Secretary of Agriculture and annually determine and publish a range of values for each of the several classifications of land in agricultural and horticultural use in the various areas of the State. The primary objective of the committee shall be the determination of the ranges in fair value of such land based upon its productive capabilities when devoted to agricultural or horticultural uses. In making these annual determinations of value, the committee shall consider available evidence of agricultural or horticultural capability derived from the soil survey at Rutgers, The State University, the National Co-operative Soil Survey, and such other evidence of value of land

devoted exclusively to agricultural or horticultural uses as it may in its judgment deem pertinent. On or before October 1 of each year, the committee shall make these ranges of fair value available to the assessing authority in each of the taxing districts in which land in agricultural and horticultural use is located.

C. 54:4-23.21. Director's powers.

21. The director is empowered to promulgate such rules and regulations and to prescribe such forms as he shall deem necessary to effectuate the purposes of this act.

C. 54:4-23.22. Court decisions; effects.

22. If any clause, sentence, subdivision, paragraph, section or part of this act be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, subdivision, paragraph, section or part thereof directly involved in the controversy in which said judgment shall have been rendered.

Appropriation.

23. The sum of $50,000.00 is hereby appropriated to the Division of Taxation in the Department of the Treasury for the administration of this act for the period beginning on the effective date of this act and ending June 30, 1965, in addition to such other sums as may be appropriated to said division.

C. 54:4-23.23. Tax year; definition.

24. The tax year 1965 shall be deemed to be the first tax year to which the provisions of this act shall apply, and this act shall apply to the tax year 1965 and subsequent tax years.

25. This act shall take effect immediately.

Approved May 11, 1964.

CHAPTER 49

AN ACT concerning tenement houses and amending section 55:3–22 of the Revised Statutes, to amend the title of "An act concerning tenement houses, amending sections 55:5–2 and 55:10–4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses located in cities having more than 275,000 inhabitants," approved April 28, 1958 (P. L. 1958, c. 23), as said title was amended by chapter 48 of the laws of 1961, so that the same shall read "An act concerning tenement houses, amending sections 55:5–2 and 55:10–4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses containing more than 84 apartments above the entrance story," and to amend the body of said act.

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

1. Section 55:3–22 of the Revised Statutes is amended to read as follows: Section amended.

55:3–22. After May 1, 1950, every fireproof tenement house more than 3 stories in height which is arranged for less than 37 families above the entrance floor and every fireproof tenement house 3 stories in height which is arranged for more than 24 families above the entrance floor shall be provided with 2 stairways, one of which shall be a fire stair within the building, the other may be a fire tower or an outside fireproof stairway as defined in section 55:3–1 of this Title. All these stairways shall be accessible to the apartments through the public halls. Every fireproof tenement house erected after March 25, 1904, containing over 36 apartments or suites of rooms above the entrance Additional stairways in large fireproof tenements.

story, shall also have an additional fire stairway for every additional 36 apartments or fraction thereof, and if said house contains not more than 84 apartments above the entrance story in lieu of 3 stairways, there may be but 2 stairways, if one of such stairways is 4 feet 6 inches wide in the clear. Where more than one stairway is required the stair halls and the entrance halls connected therewith shall be at least ½ wider than is specified in section 55:3–20 of this Title.

Title amended.

2. The title of chapter 23 of the laws of 1958, as said title was amended by chapter 48 of the laws of 1961 is further amended to read as follows:

"An act concerning tenement houses, amending sections 55:5–2 and 55:10–4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses containing more than 84 apartments above the entrance story."

Section amended.

3. Section 1 of chapter 23 of the laws of 1958 is amended to read as follows:

C. 55:3-22.1. Stairway requirements; definitions.

1. In every fireproof tenement house containing more than 84 apartments above the entrance story, erected after the adoption of this act, the number of fire stairways to be required may be determined as set forth in this section notwithstanding any other provisions of the Tenement House Act.

Every such fireproof tenement house containing more than 84 apartments above the entrance story shall be provided with a minimum of 2 fire stairways. Any floor, above the entrance floor, on which the number of rooms exceeds 40 shall have access to an additional stairway for each additional 20 rooms or fraction thereof on said floor.

For the purpose of this calculation, a public hall, public vestibule, or other public space of the building shall not be deemed a room. Dining bays and dinettes 55 square feet or less in area, foyers, water-closet compartments, bathrooms, cooking spaces less than 59 square feet in area, and halls, corridors and passageways entirely within an apartment shall not be deemed a room. Every room used for sleeping purposes shall be deemed a room.

Every such apartment shall have access through public halls to at least 2 stairways which are remote from each other and are reached by travel in different directions, except that a common path of travel may be permitted for the first 20 feet. The distance from the entrance door of an apartment to the nearest stairway shall not exceed 100 feet. Every required fire stairway shall be at least 3 feet 8 inches in clear width except that railings may project on each side a distance of not to exceed 3½ inches inside the required width. Every stair landing at every floor level shall be at least 3 feet 8 inches in clear width in every direction. Every public vestibule and public hall shall be at least 3 feet 8 inches in clear width. Not more than ½ the required number of stairways may be outside fireproof stairways or fire towers as defined in section 55:3–1 of this Title. A scissors or similar type stairway or other minor variations from these requirements may be approved if they meet the spirit of this section in the opinion of the board.

4. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 50

AN ACT concerning investments by fiduciaries, and amending section 3A:15–23 of the New Jersey Statutes.

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

1. Section 3A:15–23 of the New Jersey Statutes is amended to read as follows: Section amended.

3A:15–23. No change in the investments held in a trust estate shall be required by reason of fluctuations in the values of such investments, or by reason of the lawful disbursement of funds of the trust Changes not necessary due to fluctuations in value.

estate, notwithstanding that such fluctuations or such disbursements cause the aggregate value of the limited legal investments in such trust estate to exceed the limitation imposed upon such limited legal investments by section 3A:15–20 of this Title.

2. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 51

AN ACT concerning the New Jersey Commission on Interstate Co-operation and amending sections 52:9B–1 and 52:9B–7 of the Revised Statutes.

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

Section amended.

1. Section 52:9B–1 of the Revised Statutes is amended to read as follows:

Commission established; functions.

52:9B–1. There is hereby established the New Jersey Commission on Interstate Co-operation, whose function it shall be to carry forward the participation of this State as a member of the Council of State Governments, both regionally and nationally, to confer with officials of other States and of Federal Government, to formulate proposals for co-operation between this State and the other States, and with the Federal Government, and to organize and maintain governmental machinery for such purposes.

The commission shall annually appoint, from among its entire membership, a delegate as a member of the Board of Managers of the Council of State Governments for this State, who shall serve for the legislative year in which he is appointed as a delegate and until his successor shall be appointed and shall qualify. Whenever the commission shall fail to so appoint a delegate, or the

duly appointed delegate becomes unavailable or unable to serve for any reason whatever, the chairman of the commission shall serve as the delegate until such time as a delegate has been appointed and has qualified.

2. Section 52:9B–7 of the Revised Statutes is amended to read as follows: Section amended.

52:9B–7. The Standing Committee of the Senate and the Standing Committee of the General Assembly shall function during regular sessions of the Legislature, and also during the interim periods between such sessions and their members shall serve until their successors are designated. Standing committee functions.

3. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 52

AN ACT concerning education and amending section 18:7–35 of the Revised Statutes.

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

1. Section 18:7–35 of the Revised Statutes is amended to read as follows: Section amended.

18:7–35. The board shall make public proclamation through a board member or other person qualified to vote in the school district designated by the president of said board of the opening of the election. A chairman who shall also be judge of elections, a secretary, and 2 tellers shall be appointed, and assistant tellers not to exceed in number one for every 2 signature copy registers used in the polling district may be appointed, by the board of education at the regular January meeting of the board from the qualified voters of the district other than regularly nominated candi- Opening of election; election officers; compensation; challengers, appointment and duties; interference with orderly conduct of election as misdemeanor.

dates, board members, or employees and they shall be notified accordingly. The chairman, secretary and 2 tellers shall hold office until the next regular January meeting of the board. In case of any vacancy in such offices at the time of the opening of the election, the person authorized to open the election shall appoint from among those present to fill the vacancy. Thereupon the election shall be open and the balloting shall continue without recess in accordance with the instructions printed upon the ballot and the provisions of this article until the hour of closing has arrived. The board of education may pay each such election officer a compensation not to exceed $2.00 per hour for each hour that the polls are open, but in no event shall the board pay such election officer less than $10.00, for his services in connection with the election.

Each candidate nominated by petition may act as a challenger and may appoint also one challenger for each polling district in which he is to be voted for. The appointment of challengers shall be in writing under the hand of the person making the same and shall specify the names and addresses of the challengers and the polling district for which they are severally appointed. The appointment of the challengers shall be filed with the secretary of the board not later than 5 days preceding the annual election. No person shall be appointed challenger who is not a legal voter of the school district and no challenger shall serve in any polling district other than that to which he is appointed. The secretary of the board shall certify such appointed challengers, and such certification shall be submitted by the challengers to the election officials of the respective polling districts to which they are assigned. Each challenger shall wear a mark of identification as a challenger which shall be furnished to him by the secretary of the board. The challengers shall have power to challenge the right to vote therein of any person claiming such right at any time before the person's ballot shall have been deposited in the ballot box and shall have the

right to ask all necessary questions to determine this right. They may be present while the votes cast at any election are being counted, may stand where they can see the markings on the ballots, provided they do not interfere with the orderly counting of the votes, and shall have the right to challenge the counting or rejecting of any ballot or any part of a ballot. The election officers are authorized to maintain order in the polling place and to require to leave the polling room all persons other than challengers, candidates, and persons in the process of voting, and to prohibit electioneering in the building in which the election is being conducted. Any person interfering with the orderly conduct of the election shall be guilty of a misdemeanor and shall be punishable by a fine not exceeding $500.00, or by imprisonment not exceeding 1 year, or both.

2. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 53

AN ACT relating to excavation or blasting near pipes distributing or transmitting manufactured, mixed or natural gas.

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

C. 2A:170-69.4. Discharge of explosives in ground; definitions; exceptions.

1. (a) No person shall discharge explosives in the ground within a distance of 200 feet of any pipe distributing or transmitting manufactured, mixed or natural gas, nor shall any person excavate in a street, highway or public place, without having first ascertained in the applicable manner prescribed herein whether any pipe distributing or transmitting manufactured, mixed or natural gas is located

within 200 feet of the place of discharge or within the area to be excavated. The terms "excavate," "excavating" or "excavation," as used in this act, shall not include the opening of the surface and the disturbance of the subsoil thereunder of any street, highway or public place for the purpose of installing or replacing poles and their appurtenances used or to be used in connection with the supplying to the public of electricity for light, heat or power or of communication services. This act shall not apply to any work performed by or on behalf of the New Jersey Highway Department, New Jersey Highway Authority or New Jersey Turnpike Authority.

(b) Except as provided in subsections (c) and (d) hereof the person responsible for the discharge of explosives or the excavation shall serve a written notice of intention at least 3 full working days (excluding Saturdays, Sundays and holidays) prior to the discharge of explosives or commencement of any excavation on the person engaged in the distribution or transmission of manufactured, mixed or natural gas in the area. The said written notice of intention shall be served personally or by registered or certified mail, return receipt requested, on the person so engaged in the transmission or distribution of the aforesaid gases and shall contain the name of the person responsible, the date, place and type of discharge or excavation to be conducted. Service of a single notice of intention shall constitute compliance with this section when the discharge of explosives or the excavations take place on more than one day provided either or both are part of a single continuing project. Within 3 days after receipt of the notice of intention, the person engaged in the distribution or transmission of the aforesaid gases shall advise in writing or otherwise the person named in the said notice of the location of all such pipes within 200 feet of the place of discharge or within the area to be excavated.

(c) In the event of an emergency involving danger to life, health or property it shall be lawful to excavate without using explosives if such notice

and advice, in writing or otherwise, are given as soon as reasonably possible.

(d) In the event of an emergency involving an immediate and substantial danger of death or serious personal injury it shall be lawful to discharge explosives in the ground if such notice and advice, in writing or otherwise, are given at any time before any such discharge is undertaken.

C. 2A:170-69.5. Work performed; notification of damage.

2. Any such excavation or discharge shall be performed in such manner as to avoid damage to any pipe distributing or transmitting manufactured, mixed or natural gas. In the event that damage does occur, the person distributing or transmitting manufactured, mixed or natural gas in the area shall be notified immediately.

C. 2A:170-69.6. Failure to give notice; penalty.

3. Any person who fails to give notice or advice as required by this act is a disorderly person.

4. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 54

AN ACT providing for an interstate compact in regard to vehicle equipment, and matters incidental thereto, between the State of New Jersey and other States.

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

Section 1. The Vehicle Equipment Safety Compact is hereby enacted into law and entered into with all other jurisdictions legally joining therein in the form substantially as follows:

VEHICLE EQUIPMENT SAFETY COMPACT

ARTICLE I

C. 32:26-1. Findings and purposes.

FINDINGS AND PURPOSES

(a) The party States find that:

(1) Accidents and deaths on their streets and highways present a very serious human and economic problem with a major deleterious effect on the public welfare.

(2) There is a vital need for the development of greater interjurisdictional co-operation to achieve the necessary uniformity in the laws, rules, regulations and codes relating to vehicle equipment, and to accomplish this by such means as will minimize the time between the development of demonstrably and scientifically sound safety features and their incorporation into vehicles.

(b) The purposes of this compact are to:

(1) Promote uniformity in regulation of and standards for equipment.

(2) Secure uniformity of law and administrative practice in vehicular regulation and related safety standards to permit incorporation of desirable equipment changes in vehicles in the interest of greater traffic safety.

(3) To provide means for the encouragement and utilization of research which will facilitate the achievement of the foregoing purposes, with due regard for the findings set forth in subdivision (a) of this article.

(c) It is the intent of this compact to emphasize performance requirements and not to determine the specific detail of engineering in the manufacture of vehicles or equipment except to the extent necessary for the meeting of such performance requirements.

ARTICLE II

C. 32:26-2. Definitions.

DEFINITIONS

As used in this compact:

(a) "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks.

(b) "State" means a State, territory or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.

(c) "Equipment" means any part of a vehicle or any accessory for use thereon which affects the safety of operation of such vehicle or the safety of the occupants.

ARTICLE III

C. 32:26-3. The commission.

THE COMMISSION

(a) There is hereby created an agency of the party States to be known as the "Vehicle Equipment Safety Commission" hereinafter called the commission. The commission shall be composed of one commissioner from each party State who shall be appointed, serve and be subject to removal in accordance with the laws of the State which he represents. If authorized by the laws of his party State, a commissioner may provide for the discharge of his duties and the performance of his functions on the commission, either for the duration of his membership or for any lesser period of time, by an alternate. No such alternate shall be entitled to serve unless notification of his identity and appointment shall have been given to the commission in such form as the commission may require. Each commissioner, and each alternate, when serving in the place and stead of a commissioner, shall be entitled to be reimbursed by the commission for expenses actually incurred in attending commission

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meetings or while engaged in the business of the commission.

(b) The commissioners shall be entitled to one vote each on the commission. No action of the commission shall be binding unless taken at a meeting at which a majority of the total number of votes on the commission are cast in favor thereof. Action of the commission shall be only at a meeting at which a majority of the commissioners, or their alternates, are present.

(c) The commission shall have a seal.

(d) The commission shall elect annually, from among its members, a chairman, a vice-chairman and a treasurer. The commission may appoint an executive director and fix his duties and compensation. Such executive director shall serve at the pleasure of the commission, and together with the treasurer shall be bonded in such amount as the commission shall determine. The executive director also shall serve as secretary. If there be no executive director, the commission shall elect a secretary in addition to the other officers provided by this subdivision.

(e) Irrespective of the civil service, personnel or other merit system laws of any of the party States, the executive director with the approval of the commission, or the commission if there be no executive director, shall appoint, remove or discharge such personnel as may be necessary for the performance of the commission's functions, and shall fix the duties and compensation of such personnel.

(f) The commission may establish and maintain independently or in conjunction with any one or more of the party States, a suitable retirement system for its full-time employees. Employees of the commission shall be eligible for social security coverage in respect of old age and survivor's insurance provided that the commission takes such steps as may be necessary pursuant to the laws of the United States, to participate in such program of insurance as a governmental agency or unit. The commission may establish and maintain or partici-

pate in such additional programs of employee benefits as may be appropriate.

(g) The commission may borrow, accept or contract for the services of personnel from any party State, the United States, or any subdivision or agency of the aforementioned governments, or from any agency of 2 or more of the party States or their subdivisions.

(h) The commission may accept for any of its purposes and functions under this compact any and all donations, and grants of money, equipment, supplies, materials, and services, conditional or otherwise, from any State, the United States, or any other governmental agency and may receive, utilize and dispose of the same.

(i) The commission may establish and maintain such facilities as may be necessary for the transacting of its business. The commission may acquire, hold, and convey real and personal property and any interest therein.

(j) The commission shall adopt by-laws for the conduct of its business and shall have the power to amend and rescind these by-laws. The commission shall publish its by-laws in convenient form and shall file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the party States. The by-laws shall provide for appropriate notice to the commissioners of all commission meetings and hearings and the business to be transacted at such meetings or hearings. Such notice shall also be given to such agencies or officers of each party State as the laws of such party State may provide.

(k) The commission annually shall make to the Governor and Legislature of each party State a report covering the activities of the commission for the preceding year, and embodying such recommendations as may have been issued by the commission. The commission may make such additional reports as it may deem desirable.

C. 32:26-4. Research and testing.

ARTICLE IV

RESEARCH AND TESTING

The commission shall have power to:

(a) Collect, correlate, analyze and evaluate information resulting or derivable from research and testing activities in equipment and related fields.

(b) Recommend and encourage the undertaking of research and testing in any aspect of equipment or related matters when, in its judgment, appropriate or sufficient research or testing has not been undertaken.

(c) Contract for such equipment research and testing as one or more governmental agencies may agree to have contracted for by the commission, provided that such governmental agency or agencies shall make available the funds necessary for such research and testing.

(d) Recommend to the party States changes in law or policy with emphasis on uniformity of laws and administrative rules, regulations or codes which would promote effective governmental action or co-ordination in the prevention of equipment-related highway accidents or the mitigation of equipment-related highway safety problems.

C. 32:26-5. Vehicular equipment.

ARTICLE V

VEHICULAR EQUIPMENT

(a) In the interest of vehicular and public safety, the commission may study the need for or desirability of the establishment of or changes in performance requirements or restrictions for any item of equipment. As a result of such study, the commission may publish a report relating to any item or items of equipment, and the issuance of such a report shall be a condition precedent to any proceedings or other action provided or authorized by this Article. No less than 60 days after the

publication of a report containing the results of such study, the commission upon due notice shall hold a hearing or hearings at such place or places as it may determine.

(b) Following the hearing or hearings provided for in subdivision (a) of this Article, and with due regard for standards recommended by appropriate professional and technical associations and agencies, the commission may issue rules, regulations or codes embodying performance requirements or restrictions for any item or items of equipment covered in the report, which in the opinion of the commission will be fair and equitable and effectuate the purposes of this compact.

(c) Each party State obligates itself to give due consideration to any and all rules, regulations and codes issued by the commission and hereby declares its policy and intent to be the promotion of uniformity in the laws of the several party States relating to equipment.

(d) The commission shall send prompt notice of its action in issuing any rule, regulation or code pursuant to this Article to the appropriate motor vehicle agency of each party State and such notice shall contain the complete text of the rule, regulation or code.

(e) If the constitution of a party State requires, or if its statutes provide, the approval of the Legislature by appropriate resolution or act may be made a condition precedent to the taking effect in such party State of any rule, regulation or code. In such event, the commissioner of such party State shall submit any commission rule, regulation or code to the Legislature as promptly as may be in lieu of administrative acceptance or rejection thereof by the party State.

(f) Except as otherwise specifically provided in or pursuant to subdivisions (e) and (g) of this Article, the appropriate motor vehicle agency of a party State shall in accordance with its constitution or procedural laws adopt the rule, regulation or code within 6 months of the sending of the notice,

and, upon such adoption, the rule, regulation or code shall have the force and effect of law therein.

(g) The appropriate motor vehicle agency of a party State may decline to adopt a rule, regulation or code issued by the commission pursuant to this Article if such agency specifically finds, after public hearing on due notice, that a variation from the commission's rule, regulation or code is necessary to the public safety, and incorporates in such finding the reasons upon which it is based. Any such finding shall be subject to review by such procedure for review of administrative determinations as may be applicable pursuant to the laws of the party State. Upon request, the commission shall be furnished with a copy of the transcript of any hearings held pursuant to this subdivision.

C. 32:26-6. Finance.

ARTICLE VI

FINANCE

(a) The commission shall submit to the executive head or designated officer or officers of each party State a budget of its estimated expenditures for such period as may be required by the laws of that party State for presentation to the Legislature thereof.

(b) Each of the commission's budgets of estimated expenditures shall contain specific recommendations of the amount or amounts to be appropriated by each of the party States. The total amount of appropriations under any such budget shall be apportioned among the party States as follows: ⅓ in equal shares; and the remainder in proportion to the number of motor vehicles registered in each party State. In determining the number of such registrations, the commission may employ such source or sources of information as, in its judgment present the most equitable and accurate comparisons among the party States. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the source

or sources used in obtaining information concerning vehicular registrations.

(c) The commission shall not pledge the credit of any party State. The commission may meet any of its obligations in whole or in part with funds available to it under Article III (h) of this compact, provided that the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under Article III (h) hereof, the commission shall not incur any obligation prior to the allotment of funds by the party States adequate to meet the same.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its rules. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a qualified public accountant and the report of the audit shall be included in and become part of the annual reports of the commission.

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party States and by any persons authorized by the commission.

(f) Nothing contained herein shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

ARTICLE VII

C. 32:26-7. Conflict of interest.

CONFLICT OF INTEREST

(a) The commission shall adopt rules and regulations with respect to conflict of interest for the commissioners of the party States, and their alternates, if any, and for the staff of the commission and contractors with the commission to the end that no member or employee or contractor shall have a

pecuniary or other incompatible interest in the manufacture, sale or distribution of motor vehicles or vehicular equipment or in any facility or enterprise employed by the commission or on its behalf for testing, conduct of investigation or research. In addition to any penalty for violation of such rules and regulations as may be applicable under the laws of the violator's jurisdiction of residence, employment or business, any violation of a commission rule or regulation adopted pursuant to this Article shall require the immediate discharge of any violating employee and the immediate vacating of membership, or relinquishing of status as a member on the commission by any commissioner or alternate. In the case of a contractor, any violation of any such rule or regulation shall make any contract of the violator with the commission subject to cancellation by the commission.

(b) Nothing contained in this Article shall be deemed to prevent a contractor for the commission from using any facilities subject to his control in the performance of the contract even though such facilities are not devoted solely to work of or done on behalf of the commission; nor to prevent such a contractor from receiving remuneration or profit from the use of such facilities.

C. 32:26-8. Advisory and technical committees.

Article VIII

ADVISORY AND TECHNICAL COMMITTEES

The commission may establish such advisory and technical committees as it may deem necessary, membership on which may include private citizens and public officials, and may co-operate with and use the services of any such committees and the organizations which the members represent in furthering any of its activities.

ARTICLE IX

C. 32:26-9. Entry into force and withdrawal.

ENTRY INTO FORCE AND WITHDRAWAL

(a) This compact shall enter into force when enacted into law by any 6 or more States. Thereafter, this compact shall become effective as to any other State upon its enactment thereof.

(b) Any party State may withdraw from this compact by enacting a statute repealing the same, but no such withdrawal shall take effect until 1 year after the executive head of the withdrawing State has given notice in writing of the withdrawal to the executive heads of all other party States. No withdrawal shall affect any liability already incurred by or chargeable to a party State prior to the time of such withdrawal.

ARTICLE X

C. 32:26-10. Construction and severability.

CONSTRUCTION AND SEVERABILITY

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the Constitution of any State or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the Constitution of any State participating herein, the compact shall remain in full force and effect as to the remaining party States and in full force and effect as to the State affected as to all severable matters.

C. 32:26-11. Legislature findings.

Sec. 2. The Legislature finds that:

(a) The public safety necessitates the continuous development, modernization and implementation of

standards and requirements of law relating to vehicle equipment, in accordanec with expert knowledge and opinion.

(b) The public safety further requires that such standards and requirements be uniform from jurisdiction to jurisdiction, except to the extent that specific and compelling evidence supports variation.

(c) The procedures provided by the vehicle equipment safety compact and by other provisions of this section in implementation thereof provide a just, equitable and orderly means of promoting the public safety in the manner and within the scope contemplated by the public policy of this State.

C. 32:26-12. Title 39 and division regulations continue in force.

Sec. 3. Any provision of Title 39 of the New Jersey Revised Statutes and any rule or regulation of the Director of the Division of Motor Vehicles prescribing vehicle equipment requirements shall continue to be of force and effect until superseded by a rule, regulation or code adopted by the Director of the Division of Motor Vehicles by and with the approval of the Attorney General pursuant to the Vehicle Equipment Safety Compact. Any such rule, regulation or code shall specify the provision or provisions of existing statute being superseded in accordance with and as required by this act. Any such provision or provisions are hereby repealed, effective on the date when the rule, regulation or code superseding such provision or provisions becomes effective pursuant to the Vehicle Equipment Safety Compact and such other provisions of this act as may be applicable.

C. 32:26-13. Penalty.

Sec. 4. Any person who shall violate any rule, regulation or code adopted by the Director of the Division of Motor Vehicles pursuant to the Vehicle Equipment Safety Compact shall, upon conviction, suffer and pay a penalty not exceeding $50.00, or suffer imprisonment for a term not exceeding 30 days, or by both such fine and imprisonment, in the discretion of the magistrate before whom such conviction is had.

C. 32:26-14. Commissioner: alternate.

Sec. 5. The commissioner of this State on the Vehicle Equipment Safety Commission shall be the Director of the Division of Motor Vehicles, who shall serve during his term of office. He may designate an alternate from among the officers and employees of the Division of Motor Vehicles to serve in his place and stead on the Vehicle Equipment Safety Commission. Subject to the provisions of the compact and by-laws of the Vehicle Equipment Safety Commission, the authority and responsibilities of such alternate shall be as determined by the Director of the Division of Motor Vehicles.

C. 32:26-15. Retirement coverage.

Sec. 6. The New Jersey Public Employees Retirement System may make an agreement with the Vehicle Equipment Safety Commission for the coverage of said commission's employees pursuant to Article III (f) of the compact. Any such agreement as nearly as may be shall provide for arrangements similar to those available to the employees of this State and shall be subject to amendment or termination in accordance with its terms.

C. 32:26-16. Co-operation and assistance.

Sec. 7. Within appropriations available therefor, the departments, agencies and officers of the government of this State may co-operate with and assist the Vehicle Equipment Safety Commission within the scope contemplated by Article III (h) of the compact. The departments, agencies and officers of the government of this State are authorized generally to co-operate with said commission.

C. 32:26-17. Filing of documents.

Sec. 8. Filing of documents as required by Article III (j) of the compact shall be with the Secretary of State and State Librarian. Any and all notices required by commission by-laws to be given pursuant to Article III (j) of the compact shall be given to the commissioner of this State, his alternate, if any, and the Attorney General.

C. 32:26-18. Submission of budget.

Sec. 9. Pursuant to Article VI (a) of the compact, the Vehicle Equipment Safety Commission shall submit its budgets to the Governor of this State.

C. 32:26-19. Inspection of accounts.

Sec. 10. Pursuant to Article VI (e) of the compact, the State Auditor is hereby empowered and

authorized to inspect the accounts of the Vehicle Equipment Safety Commission.

C. 32:26-20. Definition.

Sec. 11. The term "executive head" as used in Article IX (b) of the compact shall, with reference to this State, mean the Governor.

Sec. 12. This act shall take effect immediately.

Approved May 12, 1964.

CHAPTER 55

AN ACT to amend "An act authorizing municipalities to provide a pension to the widow or minor children of a volunteer fireman who died as the result of injuries sustained in the performance of duty," approved August 2, 1957 (P. L. 1957, c. 168), as said title was amended by chapter 121 of the laws of 1960.

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

Section amended.

1. Section 2 of chapter 168 of the laws of 1957 is amended to read as follows:

C. 43:12-28.2. Amount; limitations.

2. No such pension shall exceed the sum of $2,500.00 annually and shall be paid to the widow, during her widowhood, or to the minor child or children of such fireman, if he leave no widow him surviving, or to such minor child or children after the death of such widow. Nothing in this amendatory act shall authorize an increase in any pension heretofore authorized by ordinance or resolution.

2. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 56

AN ACT regulating and concerning the powers, duties and revenues of the New Jersey Turnpike Authority, amending the "New Jersey Turnpike Authority Act of 1948," approved October 27, 1948 (P. L. 1948, c. 454) and amending chapter 76 of the laws of 1963 approved June 4, 1963 (P. L. 1963, c. 76).

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

1. Section 9 of chapter 454 of the laws of 1948 is amended to read as follows: Section amended.

9. Revenues. (A) The authority is hereby authorized to fix, revise, charge and collect tolls for the use of each turnpike project and the different parts or sections thereof, and to contract with any person, partnership, association or corporation desiring the use of any part thereof, including the right-of-way adjoining the paved portion, for placing thereon telephone, telegraph, electric light or power lines, gas stations, garages, stores, hotels, and restaurants, or for any other purpose except for tracks for railroad or railway use, and to fix the terms, conditions, rents and rates of charges for such use; provided, that a sufficient number of gas stations may be authorized to be established in each service area along any such highway to permit reasonable competition by private business in the public interest; and provided further, that no contract shall be required, and no rent, fee or other charge of any kind shall be imposed for the use and occupation of any turnpike project for the installation, construction, use, operation, maintenance, repair, renewal, relocation or removal of tracks, pipes, mains, conduits, cables, wires, towers, poles or other equipment or appliances in, on, along, over or under any such turnpike project by any public C. 27:23-9. Revenues.

utility as defined in section 27:7–1 of the Revised Statutes which is subject to taxation pursuant to either chapter 4 of the laws of 1940, as amended (R. S. §§ 54:31–15.14 et seq.), or chapter 5 of the laws of 1940, as amended (R. S. §§ 54:31–45 et seq.), or pursuant to any other law imposing a tax for the privilege of using the public streets, highways, roads or other public places in this State. Such tolls shall be so fixed and adjusted as to carry out and perform the terms and provisions of any contract with or for the benefit of bondholders. Such tolls shall not be subject to supervision or regulation by any other commission, board, bureau or agency of the State. The use and disposition of tolls and revenues shall be subject to the provisions of the resolution authorizing the issuance of such bonds or of the trust agreement securing the same.

(B) At any time that tolls are not required for the purpose of carry-out and performing the terms and provisions of any contract with or for the benefit of bondholders, the authority shall cause tolls for the use of the turnpike projects to be charged and collected at the same rates as were last charged and collected by the authority under the provisions of subsection (A) hereof and no change or revision shall be made in such rates except as shall be specifically authorized by law.

(C) All revenues and other funds of the authority not pledged or otherwise required to pay or secure the payment of principal and interest of any indebtedness of the authority existing from time to time under, and not otherwise required for the purpose of, this act shall be deposited to the credit of the State in such depositories and shall be reported to the State Treasurer and to the Director of the Division of Budget and Accounting at such times and in such manner as shall be designated and prescribed by the State Treasurer and said director.

2. Section 16 of chapter 454 of the laws of 1948 is amended to read as follows:

C. 27:23-16. Operation as toll roads.

16. When all bonds issued under the provisions of this act to finance any turnpike project or proj-

ects and the interest thereon shall have been paid or a sufficient amount for the payment of all such bonds and the interest thereon to the maturity thereof shall have been set aside in trust for the benefit of the bondholders, all such projects shall become part of the State highway system and shall thereafter be operated and maintained by the authority as toll roads.

3. Section 4 of chapter 76 of the laws of 1963 is amended to read as follows: Section amended.

4. This act shall take effect immediately. Effective date.

Approved May 18, 1964.

CHAPTER 57

AN ACT concerning the dissolution of the Interstate Commission on the Delaware River Basin, transferring its functions, powers and duties, assets and liabilities to the Delaware River Basin Commission, amending sections 58:17–1 and 58:17–4 of the Revised Statutes and repealing chapter 121, laws of 1944.

WHEREAS, the commissions or committees on interstate co-operation of the States of New York, New Jersey, Pennsylvania and Delaware have heretofore created and maintained an organization known as "The Interstate Commission on the Delaware River Basin (INCODEL)"; and Preamble.

WHEREAS, the same States and the Government of the United States created the Delaware River Basin Commission by Interstate-Federal Compact in 1961 (laws of 1961, chapter 13), with jurisdiction, functions, powers and duties, which supersede INCODEL, and require its dissolution; Now, Therefore, Preamble.

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

C. 32:20-4.1. Termination INCODEL.

1. The participation of the State of New Jersey in the organization known as the Interstate Commission on the Delaware River Basin, or INCODEL, is hereby terminated.

Section amended.

2. Section 58:17–1 of the Revised Statutes is amended to read as follows:

C. 32:20-5. Delaware River Basin Commission; recognized agency.

58:17–1. That part of the area of the Delaware river basin lying within this State is hereby established and declared to be a component part of an interstate region for intergovernmental co-operation in the conservation, protection and development of the water resources thereof by means of integrated plans, and the Delaware River Basin Commission is hereby recognized as the duly established regional commission or agency, of this State for intergovernmental co-operation in effectuating such purposes.

Section amended.

3. Section 58:17–4 of the Revised Statutes is amended to read as follows:

C. 32:20-8. Department Health: co-operate in study of conditions.

58:17–4. The Department of Health is hereby authorized and directed to co-operate with the Delaware River Basin Commission in the further study of the sanitary condition of the waters of Delaware river and its tributaries and to approve, adopt and enforce within this State, such reasonable modifications, changes or alterations in the zones or standards of quality of water in said river and tributaries as may, from time to time, be adopted by the Delaware River Basin Commission pursuant to the Delaware River Basin Compact.

C. 32:11D-111. Transfer powers, functions, duties.

4. The functions, powers and duties of the Interstate Commission on the Delaware River Basin, also known as INCODEL, are hereby transfererd to the Delaware River Basin Commission, to the extent that such transfer is authorized by the Delaware River Basin Compact.

C. 32:11D-112. Transfer of records, funds, properties.

5. All of the right, title and interest of the State of New Jersey in any records, funds and properties of the Interstate Commission on the Delaware River

Basin are hereby transferred to the Delaware River Basin Commission to be held, used and applied for the purposes of the Delaware River Basin Compact.

C. 32:11D-113. Transfer upon dissolution.

6. Upon dissolution of the Interstate Commission on the Delaware River Basin pursuant to this act, all of its unexpended balances, other assets, contracts, commitments, projects and activities, to the extent of the interest of the State of New Jersey therein, shall be transferred to the Delaware River Basin Commission to be used, applied and administered pursuant to the provisions of the Delaware River Basin Compact, subject to the authority of that commission.

C. 32:11D-114. Chapter repealed.

7. Chapter 121, laws of 1944, is hereby repealed.

C. 32:11D-115. Act effective.

8. This act shall take effect upon the adoption of substantially similar legislation by the Commonwealth of Pennsylvania and the States of Delaware and New York providing for the termination of INCODEL and a transfer of each State's property to the Delaware River Basin Commission; provided, however, that if such States have previously adopted substantially similar legislation at the time that this act is approved, this act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 58

AN ACT concerning railroads and amending and supplementing section 48:2–24 of the Revised Statutes.

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

Section amended.

1. Section 48:2–24 of the Revised Statutes is amended to read as follows:

Service: termination, resumption.

48:2–24. No public utility shall discontinue, curtail or abandon any service without obtaining permission from the board after notice. The board may withhold permission until after hearing to determine if the discontinuance, curtailment or abandonment will adversely affect public convenience and necessity. With respect to common carriers the provisions of this paragraph shall apply only to service operated in accordance with base schedules on file with the board; provided, however, that the State Highway Commissioner upon entering into a contract for passenger service pursuant to chapter 66 of the laws of 1960, as amended and supplemented, may, without approval of the board, authorize a discontinuance, curtailment, abandonment or change in passenger service, which discontinuance, curtailment, abandonment or change in service shall exist only during the term of said contract.

A public utility may terminate service for a violation of the terms of its approved tariffs on file with the Board of Public Utility Commissioners upon giving the customer at least 3 days' notice of such termination unless otherwise provided for by rules, regulations or orders of the board, except that in those situations where a hazardous condition prevails the utility may terminate service without notice.

If any public utility shall discontinue, curtail or abandon service and the board after hearing upon notice shall find and determine that service should be resumed, the board may order that service be resumed forthwith or on such date as it may fix.

C. 48:2-24.1. Act ratified.

2. Any discontinuance, curtailment, abandonment or change in passenger service heretofore authorized by the State Highway Commissioner without approval of the Board of Public Utility Commissioners which would have been authorized under the provisions of section 1 of this act is hereby ratified and confirmed and from the effective date of this act shall be subject to the provisions of this act.

3. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 59

AN ACT authorizing pensions for certain former overseers of the poor and deputy overseers of the poor.

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

C. 43:12-28.4. Municipal pension; amount; limitations.

1. Upon written application, the governing body of any municipality may grant, by resolution, an annual pension in an amount not exceeding $1,000.00 per annum to any person 75 years or older who shall have served continuously in such municipality as overseer of the poor or deputy overseer of the poor for not less than 20 years in either or both of such officers and who shall have retired from public service on or before January 1, 1964, provided that such a person is not entitled to or receiving any other pension from the State of New Jersey or political subdivision thereof. If such a pension is granted, it shall continue during the natural life of the person to whom it is granted, subject to the limitation set forth in section 2 of this act.

C. 43:12-28.5. Procedure.

2. Any person eligible for a pension under the provisions of this act shall apply therefor to the municipality in which he was formerly employed within 6 months of the effective date of this act. The municipality upon granting such a pension shall provide for the same in the annual budget of the municipality. The pension authorized by this act shall not be paid in any year in which provision for the payment thereof is not made in the annual budget of the municipality, provided, however, that the municipality may pay any pension during the initial year it is granted from any funds available therefor notwithstanding that no provision has been made in the annual budget for the payment of such pension.

3. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 60

AN ACT concerning the discharge of mechanic's notice of intention, and amending section 2A:44–116 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:44–116 of the New Jersey Statutes is amended to read as follows:

Claim satisfied or abandoned; certificate; contents; discharge by certificate or order.

2A:44–116. When a mechanic's notice of intention has been filed under section 2A:44–71 of this Title and the claim for which the notice was filed has been paid, satisfied or settled by the parties or abandoned by the party filing the notice, the party filing such notice shall file with the proper county clerk a certificate duly acknowledged or proved, directing the proper county clerk to discharge the mechanic's notice of intention of record, which certificate shall contain:

a. The date of filing the mechanic's notice of intention;

b. The file number indorsed thereon;

c. The name of the owner of the land named in the notice;

d. The location of the property; and

e. The name of the person for whom the labor was performed or materials furnished.

If the claimant shall fail or refuse to file such certificate, then upon application by any proper party in interest, the Superior Court or the County Court of the proper county, upon 5 days' written notice to the claimant, to be served upon him in the same manner as provided by section 2A:44–79 of this Title, or upon satisfactory proof that the claimant cannot be served, may, upon good cause being shown, order the mechanic's notice of intention discharged.

When a mechanic's notice of intention has been filed pursuant to section 2A:44–71 of the New Jersey Statutes, and it is alleged that the claimant improperly refuses or neglects to file such certificate, upon application in the manner aforesaid, the Superior Court or the County Court of the proper county may inquire into the facts in a summary way, and upon good cause being shown, order the mechanic's notice of intention discharged, and may require the claimant to pay the costs and reasonable attorney's fees. If at the hearing it shall appear that the claimant willfully refused to honor a written request to file such certificate after a demand therefor, served upon the claimant 15 or more days after the satisfaction of the claim and 10 or more days prior to the application to the court for an order to discharge the notice, the court may assess additional costs against the claimant and in favor of the applicant in the amount of $50.00.

The county clerk shall thereupon attach the certificate or order to the original notice of intention on file and shall note on the record thereof "discharged by certificate" or "discharged by court order," as the case may be.

2. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 61

AN ACT to amend "An act concerning exemption from taxation in certain cases, and supplementing chapter 4 of Title 54 of the Revised Statutes," approved June 25, 1962 (P. L. 1962, c. 92).

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

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

C. 54:4-3.52. Historic sites; exemption.

1. Any building and its pertinent contents and the land whereon it is erected and which may be necessary for the fair enjoyment thereof owned by a nonprofit corporation and which has been certified to be an historic site to the Director of the Division of Taxation by the Commissioner of Conservation and Economic Development as hereinafter provided shall be exempt from taxation.

2. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 62

AN ACT concerning the production, handling and distribution of milk, cream and milk products, supplementing Title 24 of the Revised Statutes and repealing sections 24:10–1 to 24:10–57 inclusive and 24:10–89 to 24:10–103 inclusive of the Revised Statutes and chapter 195 of the laws of 1938.

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

C. 24:10-57.1. Definitions.

1. For the purpose of this act the following definitions are set up:

A. Milkfat or butterfat is the fat of milk.

B. Milk solids not fat is that portion of milk exclusive of milkfat and watery fluid.

C. Milk is the lacteal secretion, practically free from colostrum, obtained from one or more healthy dairy animals, properly fed and kept, which contains not less than 3% milkfat and not less than 8¼% milk solids not fat.

D. Certified milk shall mean milk produced in compliance with the laws of this State, the State Sanitary Code, rules and regulations of the department, and such methods and standards as may be

established by the certifying medical milk commission so empowered by law and shall include certified milk which may have been pasteurized, homogenized or modified in accordance with practices approved by the department and the certifying medical milk commission.

E. Cream is a portion of milk which contains not less than 18% milkfat.

(1) Light cream is cream which contains not less than 18% milkfat.

(2) Medium cream is cream which contains not less than 30% milkfat.

(3) Heavy cream is cream which contains not less than 36% milkfat.

F. Skim milk, skimmed milk and non-fat milk is milk from which practically all milkfat has been removed and which contains not more than ½ of 1% milkfat with or without added milk solids.

G. Fortified skim milk, fortified skimmed milk and non-fat fortified milk is non-fat milk to which has been added at least 2,000 U. S. P. units of Vitamin A and at least 400 U. S. P. units of Vitamin D per quart by methods acceptable to the department.

H. Dried whole milk is the food made by drying milk, and which contains not more than 5% moisture and not less than 26% milkfat.

I. Dried skim milk or non-fat dry milk is the food made by drying skim milk, and which contains not more than 5% moisture.

J. Flavored milk is a product consisting of milk to which has been added a syrup or flavoring material, and which contains not less than 3% milkfat and not less than 7½% milk solids not fat.

K. Dairy drink is a product consisting of fluid skim milk or concentrated or dried skim milk recombined with water, with or without added milkfat, to which has been added a syrup or flavoring material, and which contains not less than 7½% milk solids not fat.

L. Condensed, evaporated or concentrated milk or fluid milk products are the fluid products result-

ing from the removal of a considerable portion of the water from the milk or fluid milk product and which contain:

(1) When made from milk without added sugar, not less than 7 9/10% milkfat and not less than 25 9/10% total milk solids.

(2) When made from milk with added sugars, not less than 8 9/10% milkfat and not less than 28% total milk solids.

(3) When made from skim milk, not less than 20% total milk solids or, if sugar has been added, not less than 28% total milk solids.

M. Buttermilk is the fluid product resulting from the churning of milk or cream and which contains not less than 8 1/4% milk solids not fat.

N. Cultured buttermilk or cultured skim milk is the product resulting from the souring or treatment of fluid skim milk, or concentrated or dried skim milk recombined with water, with or without added milkfat, by a culture of acidophilus, kefir, yogurt, kumiss, or other commonly known culture acceptable to the department and which contains not less than 8 1/4% milk solids not fat with or without added syrup or flavoring.

O. Cultured milk is the product resulting from the souring or treatment of milk, or concentrated or dried whole milk recombined with water, by a culture of acidophilus, kefir, yogurt, kumiss, or other commonly known cultures acceptable to the department which contains not less than 3% milkfat and not less than 8 1/4% milk solids not fat with or without added syrup or flavoring.

P. Cultured sour cream or cultured salad cream is the product resulting from the souring or treatment of cream by a lactic acid or other culture acceptable to the department, with or without enzymatic action, and which contains not less than 18% milkfat.

Q. Yogurt is the product resulting from the fermenting or treatment of whole milk or fluid skim milk, or concentrated or dried whole or skim milk recombined with water with or without added milk

solids, and with or without sweeteners and fruit flavorings, by a culture of yogurt and which contains not less than 8¼% milk solids not fat, provided that when it contains less than 3% milkfat the label shall include "fat partially removed."

R. Vitamin D milk, or Vitamin D fluid milk products, is milk or fluid milk products the Vitamin D content of which has been increased to at least 400 U.S.P. units of Vitamin D per quart by a method acceptable to the department.

S. Homogenized milk, is milk which has been treated in such a manner as to insure break-up of the fat globules to such an extent, that, after 48 hours of quiescent storage at a temperature of 40-50° Fahrenheit, the percentage of milkfat in the top 100 milliliters of milk in a quart bottle, or of proportionate volume in containers of other size, does not differ by more than 10% of itself from the percentage of milkfat in the remaining milk as determined after thorough mixing.

T. Modified milk is milk especially prepared for infant or invalid feeding, or as a special dietary food, in a manner which will not result in the finished product being adulterated as defined by law.

U. Ice cream mix is defined as the unfrozen fluid mixture from which ice cream is made by freezing and shall contain not less than 10% by weight of milkfat except when fruit, nuts, cocoa, chocolate cakes or confections are added for the purpose of flavoring when it shall contain not less than 10% by weight of milkfat except for such reduction in milkfat as is due to the addition of such flavoring, but in no case shall it contain less than 8% by weight of milkfat. Chocolate and cocoa flavored ice cream mix shall in no event contain less than 10% by weight of total fat.

V. Ice milk mix is the unfrozen fluid mixture from which ice milk is made by freezing and shall contain not less than 3% by weight of milkfat and not less than 14% by weight of total milk solids.

W. Half-and-half is a product consisting of a mixture of milk or skim milk, or both, with cream,

with or without added milk solids not fat, and which contains not less than 10% milkfat and which may be homogenized.

X. Cultured or sour half-and-half is the product resulting from the souring or treatment of half-and-half by a lactic acid or other culture acceptable to the department, with or without enzymatic action and which contains not less than 10% milkfat.

Y. Butter shall be understood to mean the food product known as butter, and which is made exclusively from milk or cream, or both, with or without common salt, and with or without additional coloring matter, and containing not less than 80% of milkfat, all tolerances having been allowed for.

Z. Butter oil is the clean, wholesome and unadulterated milkfat obtained from milk, cream, or butter, and which contains not less than 99% milkfat.

AA. Cheese as referred to in this act shall mean and include those cheeses, processed cheeses, cheese foods, cheese sperads and related foods for which definitions and standards of identity have been promulgated under the provisions of the Federal Food, Drug and Cosmetics Act and shall conform to such definitions and standards of identity as set forth therein.

BB. Fluid milk products shall be taken to mean and to include the following products:

(1) Milk, cream, certified milk, skim milk, skimmed milk, non-fat milk, non-fat fortified milk, fortified skim milk, fortified skimmed milk, flavored milk, dairy drink, buttermilk, cultured buttermilk, cultured skim milk, cultured milk, cultured sour cream, cultured salad cream, yogurt, cultured half-and-half, Vitamin D milk, Vitamin D fluid milk products, homogenized milk, modified milk, ice cream mix, ice milk mix and half-and-half.

(2) Condensed, evaporated and concentrated milk and fluid milk products intended for further processing, unless sterilized and packaged in hermetically sealed containers; and

(3) Any other product made by the addition of any substance to milk, or to any of these fluid milk products, and used for similar purposes, and designated as a fluid milk product by the department.

CC. Milk products shall be taken to mean and to include ice cream, ice milk, sherberts, butter, butter oil, the various types of cheeses, dried milk, dried skim milk, and any other food for human consumption made from milk or cream or both and designated as a milk product by the department.

DD. Adulterated milk and fluid milk products shall mean and include, any milk or fluid milk products to which any water, drug, chemical, preservative, coloring matter, fats or oils other than milkfat, or any substance of any kind or character has been added, or which if defined in this act, or under authority of this act which does not conform with its definition or comply with its standard shall be considered adulterated. This shall not apply to those fluid milk products defined by, and under authority of, this act wherein certain additives are permitted. Nothing in this definition shall be construed to prohibit the use of wholesome egg products, stabilizers or emulsifiers in the manufacture of ice cream mix or the sale of ice cream mix so manufactured.

EE. Pasteurization is the process of heating and holding every particle of milk or fluid milk products in properly operated equipment acceptable to the department at a temperature and for such time as is specified by the department.

FF. A dairy farm is any place or premises where one or more dairy animals are kept, a part or all of the milk from which is sold, offered for sale or delivered to any person.

GG. A producer or milk producer is any person who owns or controls one or more dairy animals, a part or all of the milk from which is sold, offered for sale or delivered to any person.

HH. A distributor or milk distributor is any person who sells, offers for sale, or distributes any milk or fluid milk products for human consumption as such.

II. A milk plant is any place, premises, or establishment, other than an ice cream plant, where milk or fluid milk products are collected, handled, processed, manufactured, stored, pasteurized, bottled, or prepared for distribution, sale or resale. This definition shall not include stores or milk depots handling retail containers of milk or fluid milk products in original unopened containers, nor to those establishments dispensing milk or fluid milk products for consumption on the premises or that portion of any establishment operated as a dairy farm.

JJ. An ice cream plant is any place, premises or establishment, including roadside stands and counter freezer operations where ice cream, ice milk, sherbet, ice or any related frozen dairy food is manufactured, prepared or processed for distribution or sale and from which no fluid milk products are sold or delivered as fluid milk products except in unopened retail containers or for consumption on the premises.

KK. A milk depot is any place or premises, other than a milk plant, where milk and fluid milk products packaged in final containers are stored prior to distribution.

LL. A bulk milk hauler is any person, other than a person holding a milk plant permit from the department, who purchases or collects milk in a tank truck from dairy farms for the purpose of distribution or sale to a milk plant or milk plants other than that or those for which he holds a permit.

MM. Department shall mean the State Department of Health.

NN. "Local board" or "local board of health" means the board of health of any municipality or the boards, bodies or officers in such municipality lawfully exercising any of the powers of a board of health under the laws governing such municipality, and includes any consolidated board of health or county board of health created and established pursuant to law.

C. 24:10-57.2. Permit required.

2. No person shall operate a milk plant, as defined herein, from which milk or fluid milk products are

shipped, transported or imported for the purpose of distribution, sale or resale in this State, either directly or indirectly, and no person shall operate as a bulk milk hauler distributing or selling milk to such milk plants, unless that person shall have first obtained a permit from the department to engage in such business, in the manner hereinafter set forth.

A permit shall be required for each milk plant or each bulk milk hauler and it shall not be transferable with respect to persons or locations. All such permits shall expire on June 30 in each year unless an earlier date is specified by such permit.

C. 24:10-57.3. Restrictions.

3. The department shall, in issuing such permits, restrict each permit either to:

(a) Milk and fluid milk products for fluid or manufacturing purposes, or

(b) Milk and fluid milk products for manufacturing purposes only.

C. 24:10-57.4. Temporary or emergency permits.

4. The department may issue temporary or emergency permits for limited periods or for limited quantities of milk or a particular fluid milk product and may restrict such permits to a particular area or to a particular milk plant, in order that a sufficient supply of milk or fluid milk products shall always be available for the inhabitants of this State.

C. 24:10-57.5. Fees.

5. The department shall collect from each applicant for a permit under the provisions of this act an annual fee in the following amounts:

(a) From each milk plant or bulk milk hauler receiving milk or fluid milk products from another milk plant or bulk milk hauler or collecting milk from one or more dairy farms but not more than 25 dairy farms, the sum of $25.00.

(b) From each milk plant or bulk milk hauler collecting milk from more than 25 dairy farms, the sum of $50.00.

C. 24:10-57.6. Standards.

6. The department, before issuing any permit under the provisions of this act shall be satisfied as a result of inspection of the following facts:

(a) That the milk and fluid milk products are of the standard and quality required by, and are pro-

duced, handled, processed, and transported in accordance with the rules and regulations established by the department, the State Sanitary Code, and the laws of this State with relation thereto.

(b) That no unapproved milk or fluid milk products are allowed to enter a milk plant from which milk or fluid milk products are distributed, sold or held for sale in this State.

(c) That laboratory and field inspection services satisfactory to the department are utilized by the milk plant or bulk milk hauler as the case may be.

C. 24:10-57.7. Application forms.

7. The department shall establish such form or forms as in its judgment may be necessary to ascertain the facts that said milk or fluid milk product is of the standard and quality required by and was produced, handled, processed, and transported in accordance with the rules and regulations established by the department, the State Sanitary Code, and laws of this State set forth in this act, and such other forms as may be necessary to the proper administration of this act. Each application shall be made upon forms supplied by the department.

C. 24:10-57.8. Violation proceedings.

8. Upon evidence duly ascertained by the department or furnished to the department by any local board of health, that a person or persons authorized under a permit issued hereunder to operate a milk plant or to operate as a bulk milk hauler for the purpose of distributing, selling, or reselling milk and fluid milk products, within this State, is in violation of any of the rules and regulations established by the department, the State Sanitary Code or laws governing the standard quality, production, handling, processing or transportation of milk and fluid milk products, the department may upon hearing and proof of violation, revoke such permit.

No such permit shall be renewed or restored until the department is satisfied that all of the provisions of this act have been complied with.

When, in the judgment of the department, the protection of the public health, safety and welfare so warrants, it may, before hearing, suspend such

permit pending the hearing, in which event it shall be unlawful for the person whose permit is thus suspended to engage in collecting, assembling, manufacturing, processing, shipping, transporting, or importing any milk or fluid milk products from that plant, or for use within this State during such period of suspension provided, however, that in the event the department shall so suspend a permit pending a hearing the department shall upon application by the person or persons whose permit has been suspended proceed forthwith to a hearing in order to ascertain the truth of the charges.

C. 24:10-57.9. Records required.

9. Complete records of receipts and disposition of all milk and fluid milk products handled in milk plants and by bulk milk haulers holding permits issued by the department shall be maintained in each milk plant and in each bulk milk hauler's office or place of business. Such records shall be kept on file for the current 12-month period and shall be open to inspection by the State Department of Health and local health departments charged with the supervision of milk and fluid milk products. All inspection and quality control records of the dairy farms from which farm bulk tank milk originates shall be filed in the manner prescribed by the department.

C. 24:10-57.10. Local boards; powers.

10. Nothwithstanding any other provision of the laws of the State of New Jersey, the local board shall have the following enumerated powers with respect to the production, handling, processing, and distribution of milk, milk products and fluid milk products in order to promote the public health, safety and welfare:

(a) To provide that no person shall sell, offer for sale or distribute milk, milk products or fluid milk products specified in this act without a license issued by the local board. In such case, the local board may require the applicant for such license to file an application on such form as may be supplied by the local board. If the local board determines that the applicant has complied with the provisions of this act and with the provisions of the local health

ordinances and the regulations issued pursuant thereto, such license shall be issued to the applicant therefor.

(b) To fix an annual license fee for each wagon, vehicle, milk plant, milk depot or premises within limits of the jurisdiction of the local board and used in the distribution or sale of the products for which a license is required by the local board. The amount of such fee shall not exceed $5.00 for each vehicle, wagon, milk plant, milk depot or premises.

(c) To provide for the suspension of such license, pending a hearing, whenever the local board or its authorized agent has reason to believe that the licensee is operating in violation of this act or of the regulations or ordinances adopted pursuant hereto, and finds, in addition, that the suspension of the license is necesary for the protection of the public health. In such case, the local board or its authorized agent shall, upon request of the person whose license has been suspended, proceed forthwith to a hearing to ascertain the facts.

(d) To provide for the revocation of such license by the local board or its authorized agent, after notice and hearing to the licensee upon proof of the violation of this act or of the regulations or ordinances adopted pursuant hereto.

(e) To terminate the suspension or revocation of a license by the local board upon proof satisfactory to the local board that the violation for which the license was suspended or revoked has been corrected.

(f) To provide for a penalty of not to exceed $100.00 for each violation of this act or of the regulations or ordinances adopted pursuant hereto, which penalty may be imposed in addition to the suspension or revocation of the license.

(g) to adopt, in whole or in part, any code or regulation issued by the department relating to the production, handling, processing or distribution of the products specified in this act.

(h) To enact any ordinance relating to the production, handling, processing, or distribution of

the products specified in this act, which does not contain provisions (1) contrary to or inconsistent with this act or any code or regulation approved by the department, or (2) which impose requirements in addition to those provisions in this act or any code or regulation approved by the department.

(i) To provide that no license shall be granted to any person to sell, offer for sale or distribute the products specified in this act if such person is in violation of the act or regulations or ordinances issued pursuant hereto.

C. 24:10-57.11. Local rules, etc., saved.

11. Nothing in this act shall be so construed to repeal or abrogate any ordinance, rule or regulation of a local board which is not inconsistent with or contrary to the provisions of section 10 hereof.

C. 24:10-57.12. Procedure for violations.

12. The department, whenever it shall ascertain that milk, milk products or fluid milk products are produced for distribution or sale in violation of any of the provisions of this act, shall notify the local board having jurisdiction of the place where such milk, milk products or fluid milk products are distributed or sold, and the local board shall prohibit the distribution or sale of such milk, milk products, or fluid milk products within its jurisdiction until such time as the department notifies the local board that the violation has been corrected.

C. 24:10-57.13. Inspection.

13. The inspection provided for in this act shall be made by the department or by any local board of health.

C. 24:10-57.14. Inspection; source of supply.

14. All milk or fluid milk products and all milk and cream used in said fluid milk products produced within this State, and all milk or fluid milk products and all milk and cream used in said fluid milk products produced outside of this State and intended for use within this State, shall be subject to inspection at its source of supply, and all dairies, milk depots, milk plants and transportation equipment wherein such milk or fluid milk products and all milk and cream used in such fluid milk products are produced, handled, processed, manufactured, stored or transported shall likewise be subject to inspection to determine if it, or they, meet the minimum requirements set forth in this act.

C. 24:10-57.15. Procedure when inspection not possible.

15. If a local board within this State is unable for any reason to conduct inspections as provided herein, the local board shall certify by resolution its inability so to do and shall in the resolution detail the reasons for such inability. A certified copy of such resolution shall be forwarded to the department which may investigate said reasons and determine for itself the sufficiency thereof.

Upon being satisfied that the reasons set forth in the local board's resolution are correct, the department shall take over, supersede and have the inspections conducted on behalf of the local board. Whenever a local board desires to start or resume inspections, the local board shall certify by resolution its desire and ability so to do, and a copy of such resolution shall be forwarded to the department.

C. 24:10-57.16. Test standards.

16. Laboratories which perform bacteriological or other tests associated with milk, milk products or fluid milk products for a health officer or local board of health, shall utilize methods, techniques, qualified personnel and laboratory facilities, all approved by the department.

C. 24:10-57.17. Sale pasteurized products.

17. No person shall sell, offer for sale, or distribute to the ultimate consumer any milk or cream other than certified milk, that is not pasteurized provided, however, that nothing herein contained shall prohibit a local board of health from adopting an ordinance requiring the pasteurization of certified milk sold within its jurisdiction.

C. 24:10-57.18. Pasteurization requirements.

18. No milk products nor fluid milk products shall be manufactured, shipped, transported, or imported for use or sale within this State unless the milk and fluid milk products used in the manufacture of such food products are pasteurized before or during manufacture into milk products or fluid milk products, provided, however, that this shall not apply to cheese which has been kept for at least 60 days after manufacture at a temperature no lower than 35 degrees Fahrenheit.

C. 24:10-57.19. Enforcement of act.

19. The department shall satisfy itself that the provisions of this act and regulations are enforced

throughout this State and shall call to the attention of the local board of health any failure on their part to enforce the provisions of this act, and afford them an opportunity to explain their failure.

If, after a hearing, the department finds that no good reason exists for the failure of the local board of health to enforce the provisions and regulations of this act, it shall issue an order directing them to do so. If the local board of health fails to comply with such order within the time specified, the State department shall itself take such action as may be necessary to perform the act specified in the order.

Any expenditures and the amount of all obligations incurred by the department to perform such act may be recovered in an action at law prosecuted in its name in any court of competent jurisdiction. All sums so recovered shall be paid over into the treasury of the State of New Jersey.

In all legal proceedings, such order of the department shall be prima facie evidence of compliance by the department with the provisions of this act and conclusive evidence of the violation recited in the order.

C. 24:10-57.20. Rules and regulations.

20. The department is hereby empowered to promulgate such rules and regulations as it may consider necessary in order to insure the public health, safety and welfare and for the enforcement and carrying into effect of any provision of this act including regulation of the following:

(a) Holding times and heating temperatures for pasteurizing milk, milk products and fluid milk products;

(b) repasteurization of milk, milk products and fluid milk products;

(c) handling pasteurized milk, milk products and fluid milk products;

(d) overflow, spilled or leaked milk, milk products and fluid milk products;

(e) time limits for pasteurizing milk and cream;

(f) health and cleanliness of dairy animals;

(g) health and cleanliness of workers handling milk, milk products and fluid milk products;

(h) construction and maintenance of dairy farms and milk plants;

(i) cooling and storage of milk, milk products and fluid milk products;

(j) construction and cleaning of utensils and equipment used for handling and transporting milk, milk products and fluid milk products;

(k) water supplies for dairy farms and milk plants;

(l) toilets and waste disposal at dairy farms and milk plants;

(m) indicating and recording thermometers and temperature records;

(n) smoking and expectorating in milk plants and dairy farms;

(o) bottle caps and containers for milk, milk products and fluid milk products;

(p) chemical and bacteriological quality of milk, milk products and fluid milk products;

(q) protection from contamination of utensils and equipment used in handling or transporting milk, milk products and fluid milk products, and the products contained therein;

(r) the department may promulgate such other rules and regulations as are necessary to enforce the provisions of this act.

C. 24:10-57.21. Sanitary standards.

21. The general sanitary conditions of any dairy farm, milk plant or milk depot and its immediate surroundings, the health of the dairy animals, the health and habits of the personnel employed, and the methods, facilities and equipment used in the production, handling, collection, processing, transporting or storage of milk, milk products and fluid milk products shall be such as to insure a safe supply.

C. 24:10-57.22. Equipment restrictions.

22. Apparatus, containers, equipment and utensils used in the production, handling, collecting, storage, processing or transporting of milk, milk products, fluid milk products or other wholesome beverages acceptable to the department and local boards of health, shall not be used for any other purpose.

C. 24:10-57.23. Container regulations.

23. Containers in which pasteurized milk or cream is shipped or delivered shall be plainly tagged, capped or labeled "pasteurized" and the said tags, caps or labels shall be marked with the location of the milk plant and the name of the proprietor thereof. The tags, caps or labels of the containers shall also be marked with the day on which the milk was pasteurized or with the term 'pasteurized during the 24-hour period ending 6 A. M.' followed by the day of the week at the end of this period. No pasteurized milk or cream shall be sold or offered for sale prior to 12:01 A. M. on the day of the week appearing on the tag, cap or label thereof.

C. 24:10-57.24. Container identification.

24. All cans, packages, and other containers enclosing milk, milk products or fluid milk products defined by or under authority of this act, shall be plainly labeled or marked with such identification marks as may be designated by the department.

The label, or marks shall be in letters of a size, kind, color and arrangement approved by the department.

C. 24:10-57.25. Label symbols.

25. The department shall promulgate and issue such rules and regulations pertaining to the wording, symbols or devices used on labels as may be necessary to enforce this act.

C. 24:10-57.26. Products failing to meet requirements.

26. Any milk, milk product or fluid milk product which fails to meet the minimum requirements set forth in this act and the regulations promulgated thereunder shall not be sold, offered or exposed for sale, distributed or held in possession with intent to sell or distribute, provided, however, such milk, milk product or fluid milk product may be used in manufacturing food for human consumption if acceptable to the department and local boards of health having jurisdiction.

C. 24:10-57.27. Product barred.

27. The department may bar from this State milk, milk products, or fluid milk products owned or possessed by any person violating any of the provisions of this act, as well as the rules and regulations established by the department in relation thereto.

C. 24:10-57.28. Exposure to contagious disease.

28. No person having the possession or care of any milk which is intended for distribution or sale for human consumption shall permit it to be exposed to or contaminated by the emanations, discharges or exhalations from a person known to be infected with a contagious disease.

C. 24:10-57.29. Provisions invalid.

29. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of the act and the application of such provision to persons or circumstances other than those to which it is held invalid, shall not be affected thereby.

C. 24:10-57.30. Sections and chapter repealed.

30. Sections 24:10–1 to 24:10–57 inclusive and 24:10–89 to 24:10–103 inclusive of the Revised Statutes, and chapter 195 of the laws of 1938 are repealed.

31. This act shall take effect immediately.

Approved May 18, 1964.

CHAPTER 63

AN ACT concerning municipal sewers, drains and disposal plants, and amending section 40:63–1 of the Revised Statutes.

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

Section amended.

1. Section 40:63–1 of the Revised Statutes is amended to read as follows:

Construction; use of streets; acquisition of land.

40:63–1. The governing body of every municipality may, by ordinance, provide for and cause to be constructed within or without the municipality, any main sewer or sewers, lateral sewer or sewers, intercepting sewer or sewers, storm sewer or sewers, underground drain or drains, system of sewers, system of drains, system of sewers and drains, sewer outlets, drain outlets, filtration beds,

sewage treatment or disposal plants or works, sewage receptacles, pumping stations, or any or all such improvements, and such other erections, works, establishments and fixtures as may be required to provide proper sewerage and drainage for the municipality; and may use and occupy any streets, highways, alleys and other public lands or places, within or without the municipality, for such purpose or purposes, or any tide-water creek, or watercourse or portion thereof, and may acquire by purchase, gift, grant or devise, and take and appropriate in the name of and for the municipality, any real property or interest therein, that may be needed therefor, within or without the municipality, including any public property or public interest therein, by condemnation in the manner provided by chapter 1 of Title 20, Eminent Domain, of the Revised Statutes (R. S. 20:1–1 et seq.). For the purpose of such construction, and before determining upon a final route or location for such proposed improvement or works, the municipality may, by its engineers, agents and servants, lawfully enter upon any lands, waters, or premises for the purpose of making surveys, borings, soundings, and do all necessary preliminary work, being responsible, however, for any actual damage or injury to said lands, waters or premises.

Upon the filing of a complaint in any action to fix the compensation to be paid for any such property, or at any time thereafter, the governing body of the municipality may file or cause to be filed with the clerk of the county in which such property is located and also with the Clerk of the Superior Court a signed declaration of taking declaring that possession of one or more of the tracts or parcels of land or property described in the complaint is thereby being taken by and for the use of the municipality. The said declaration of taking shall be sufficient if it sets forth (1) a description of each tract or parcel of land or property to be so taken sufficient for the identification thereof and with respect to which there may or may not be attached

a plan or map thereof; (2) a statement of the estate or interest in the said land or property being taken; and (3) a statement of the sum of money estimated by resolution of such governing body to be just compensation for the taking of the estate or interest in each tract or parcel of land or property described in said declaration.

Upon the filing of the said declaration as aforesaid and the depositing with the Clerk of the Superior Court of the amount of the estimated compensation stated in said declaration, the municipality, without other process or proceedings, shall be entitled to the exclusive possession and use of each tract of land or property described in said declaration and may forthwith enter into and take possession of said land or property, it being the intent of this provision that the action to fix compensation to be paid or any other proceedings relating to the taking of said land or interest therein or other property shall not delay the taking of possession thereof and the use thereof by the municipality for the purpose or purposes for which it is authorized by law or herein to acquire or condemn such land or other property or interest therein.

Notice of the filing of said declaration and the making of said deposit shall be served upon each party to the action to fix the compensation to be paid, who resides in this State, either personally or by leaving a copy thereof at his residence, if known, and upon each such party who resides out of this State, by mailing a copy thereof to him at his residence, if known. In the event that the residence of any such party or the name of such party is unknown, such notice shall be published at least once in a newspaper published or circulating in the county or counties in which the land is located. Such service, mailing or publication shall be made within 10 days after filing such declaration. Upon the application of any party in interest and after notice to other parties in interest, including the municipality, the Superior Court may direct that the money deposited with the Clerk of the

Superior Court or any part thereof be paid forthwith to the person or persons entitled thereto for or on account of the just compensation to be awarded in said action; provided, that each such party other than the municipality shall have filed with the Clerk of the Superior Court a consent in writing that, in the event the award in the said action shall be less than the amount deposited, the court, after such notice as the court prescribes and hearing, may determine his liability, if any, for the return of such difference or any part thereof and enter judgment therefor. If the amount of the award as finally determined shall exceed the amount so deposited, the party or parties to whom the award is payable shall be entitled to recover from the municipality the difference between the amount of the deposit and the amount of the award, with interest at the rate of 6% per annum thereon from the date of making the deposit. If the amount of the award shall be less than the amount so deposited, the Clerk of the Superior Court shall return the difference between the amount of the award and the deposit to the municipality unless the amount of the deposit or any part thereof shall have theretofore been distributed, in which event the court, on application of the municipality and notice to all parties interested in the award and affording such parties an opportunity to be heard, shall enter judgment in favor of the municipality for such difference against the party or parties liable for the return thereof.

The municipality shall not abandon any condemnation proceeding subsequent to the date upon which it has taken possession of the land or property as herein provided except with the consent of each other party to the action to fix compensation to be paid for such land or property.

2. This act shall take effect immediately.

Approved May 21, 1964.

CHAPTER 64

AN ACT prescribing proceedings and penalties for violations of certain rules and regulations of the Port of New York Authority relating to operation within the State of New Jersey of the Hudson Tubes and the Hudson Tubes extensions.

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

C. 32:1-146.8. Rules and regulations.

1. The Port of New York Authority (hereinafter called the "Port Authority") having duly adopted the following rules and regulations, hereinafter set forth in this section, in relation to conduct within the territorial limits of the State of New Jersey and at, on or in the Hudson Tubes and Hudson Tubes extensions operated by its wholly-owned subsidiary the Port Authority Trans-Hudson Corporation (hereinafter called "PATH"), the penalties and procedures for their enforcement prescribed in section 2 shall apply to violations thereof.

RULES AND REGULATIONS

(1) No person shall smoke, carry or possess a lighted cigarette, cigar, pipe, match or any lighted instrument causing naked flame in or about any area, building or appurtenance or in any cars or other rolling stock of the Hudson Tubes or Hudson Tubes extensions where smoking has been prohibited by PATH and where appropriate signs to that effect have been posted.

(2) No person, unless duly authorized by PATH, shall in or upon any area, building, appurtenance, car or other rolling stock of the Hudson Tubes or Hudson Tubes extensions sell or offer for sale any article of merchandise or solicit any business or trade, including the carrying of bags for hire, the shining of shoes or bootblacking, or shall entertain any persons by singing, dancing or playing any

musical instrument or solicit alms. No person, unless duly authorized by PATH, shall post, distribute or display commercial signs, circulars or other printed or written matter in or upon the Hudson Tubes or Hudson Tubes extensions.

(3) No person, who is unable to give satisfactory explanation of his presence, shall loiter about any car, or other rolling stock, area, building or appurtenance of the Hudson Tubes or Hudson Tubes extensions, or sleep therein or thereon.

(4) No person not authorized by PATH shall be permitted in or upon any car or other rolling stock or station or platform or parking facility within the Hudson Tubes or Hudson Tubes extensions, except upon payment in full of such fares, fees and other charges as may from time to time be prescribed by PATH. No person shall refuse to pay or evade or attempt to evade the payment in full of such fares, fees and other charges.

(5) No person shall spit upon, litter or create a nuisance or other insanitary condition in or on any car or other rolling stock, area, building or appurtenance of the Hudson Tubes or Hudson Tubes extensions.

(6) No person shall enter any car or other rolling stock, area, building or appurtenance of the Hudson Tubes or Hudson Tubes extensions with any animal, except an animal properly confined in an appropriate container or a guide dog properly harnessed and muzzled, accompanying a blind person carrying a certificate of identification issued by a guide dog school.

(7) No person shall get on any car or other rolling stock of the Hudson Tubes or Hudson Tubes extensions while it is in motion for the purpose of obtaining transportation thereon as a passenger nor shall any person willfully obstruct, hinder or delay the passage of any such car or rolling stock. No person not authorized by PATH shall walk upon or along any right-of-way or related trackage of the Hudson Tubes or Hudson Tubes extensions.

C. 32:1-146.9. Penalties; procedure.

2. Any violation in the State of the rules and regulations set forth in section 1 of this act shall be punishable by a fine of not more than $50.00 or imprisonment for not more than 30 days or both. Every municipal, county district and County Court shall have jurisdiction to enforce and collect in summary proceedings any such penalty if the violation occurs within the territorial jurisdiction of the court.

The rules of the Supreme Court shall govern the practice and procedure in such proceedings. The institution of a proceeding on Sunday or a holiday shall be no bar to the successful prosecution of the same and any process issued or served on Sunday or a holiday shall be as valid as if issued or served on any other day.

Note: Act effective.

3. This act shall take effect July 1, 1964.

Approved May 21, 1964.

CHAPTER 65

AN ACT to amend "An act concerning crimes and supplementing chapter 121 of Title 2A of the New Jersey Statutes," approved June 1, 1961 (P. L. 1961, c. 39).

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

Section amended.

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

C. 2A:121-6. Lottery defined.

1. As used in this chapter, the term "lottery" shall mean a distribution of prizes by chance in return for a consideration in the form of money or other valuable thing. Consideration shall not be deemed to exist with respect to a distribution of prizes by chance in a contest where admission to the class of distributees is based upon the submission

of a box top, package, label, coupon or other similar article connected with merchandise produced or sold by the sponsor of the contest in the regular course of business, provided that the sales price of said merchandise does not include any direct or indirect charge to the purchaser for the right to participate in such contest.

2. This act shall take effect immediately.

Approved May 21, 1964.

CHAPTER 66

AN ACT concerning motor vehicles and traffic regulations and amending section 39:4–46 of the Revised Statutes.

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

1. Section 39:4–46 of the Revised Statutes is amended to read as follows: Section amended.

39:4–46. Every vehicle used for commercial purposes on a street or highway shall have conspicuously displayed thereon, or on a name plate affixed thereto, the name of the owner, lessee or lessor of the vehicle and the name of the municipality in which the owner, lessee or lessor resides. The sign or name plate shall be in plain view and not less than 3 inches high. Where available space for lettering is limited, either by the design of the vehicle or by the presence of other legally specified identification markings, making a strict compliance herewith impractical, the size of the lettering required by this section shall be as close to 3 inches high as is possible, within the limited space area, provided the name is clearly visible and readily identifiable. In the case of a combination of 2 vehicles the requirements of this section will be Commercial vehicles to display name and place of owner.

served when either unit of the combination conforms with the above identification specifications. No person shall operate or drive or cause or permit to be operated or driven on a road or highway a commercial vehicle which does not conform hereto.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 67

AN ACT concerning official searches for municipal liens and amending section 54:5–12 of the Revised Statutes.

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

Section amended.

1. Section 54:5–12 of the Revised Statutes is amended to read as follows:

Certificate as to taxes and other liens.

54:5–12. Upon receipt of the fees hereinafter provided, and of a written application from any person containing a diagram or description showing the location and dimensions of the tract of land to be covered by the certificate, and the name of the owner of the tract, such official shall make an examination of the records of the municipality, and, within 15 days after receipt of the application, issue a certificate certifying the taxes, assessments or other municipal liens or charges, levied or assessed against the property described in the application, which are liens thereon at the date of the certificate. He shall include therein all unpaid installments of assessments theretofore levied and in force, whether due or not.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 68

AN ACT authorizing village presidents to solemnize marriages and amending section 37:1–13 of the Revised Statutes.

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

1. Section 37:1–13 of the Revised Statutes is amended to read as follows: Section amended.

37:1–13. Each judge of a County Court, judge of a county district court, or magistrate of a municipal court, and mayor or village president of this State, and every minister of every religion, and judges of the criminal judicial district courts in counties wherein such courts are or may be established, and judges of the juvenile and domestic relations courts in counties in which such courts are or may be established, are hereby authorized to solemnize marriage between such persons as may lawfully enter into the matrimonial relation; and every religious society, institution or organization in this State may join together in marriage such persons as are members of such society, institution or organization, or when one of such persons is a member of such society, institution or organization, according to the rules and customs of the society, institution or organization to which they or either of them belong. Who are authorized to solemnize.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 69

AN ACT to amend "An act concerning the establishment and operation of county colleges and providing for the method of financing and raising the necessary funds therefor," approved May 14, 1962 (P. L. 1962, c. 41).

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

Section amended.

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

C. 18:22-113. Sale or lease of county, municipal or school property to board of trustees.

14. Counties, municipalities, school districts or special schools may sell, give or lease any of their property to the board of trustees of a county college pursuant to the rules and regulations of the State board. Property shall be deemed to include county or municipal funds.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 70

AN ACT to amend the "Banking Act of 1948," approved April 29, 1948 (P. L. 1948, c. 67).

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

Section amended.

1. Section 175 of the act of which this act is amendatory is amended to read as follows:

C. 17:9A-175. Federal, State, county and municipal securities.

175. Federal, State, county and municipal securities

A. A savings bank may invest in

(1) stocks, bonds, and notes or obligations of or guaranteed by the United States, or those for which

the credit of the United States is pledged for the payment of the principal and interest or dividends thereof;

(2) bonds or obligations of or guaranteed by this State or heretofore authorized by the laws of this State to be issued pursuant to any law of this State; by any commission appointed by the Supreme Court of New Jersey, as the said court was constituted prior to September 15, 1948;

(3) bonds, notes or obligations of or guaranteed by any other State of the United States which has not, within 10 years prior to the making of the investment, defaulted in the payment of any part of the principal or interest of any debt evidenced by bonds, notes or obligations;

(4) bonds, notes or obligations of any county, municipality, public school district, union graded school district, regional board of education, water district, sewer district, or other municipal or political subdivision of this State, issued pursuant to a law of this State; provided, that, the issuer has not, within 5 years prior to the making of the investment, been in default for more than 6 months in the payment of any part of the principal or interest of any debt evidenced by its bonds, notes or obligations;

(5) bonds, notes or other obligations issued, guaranteed or assumed by any municipality, county, school district, water district, sewer district or other municipal or political subdivision of any other State of the United States; provided, (a) that any such municipality, county, school district, water district, sewer district or other municipal or political subdivision of any other State of the United States, or the total of its component parts, shall have a population as shown by the last preceding Federal census of not less than 25,000; and (b) the issuer, guarantor or assumer of such bonds, notes or other obligations

(i) shall have pledged its faith and credit for the payment of the principal and interest of such bonds, notes or other obligations, and

(ii) shall have the power to levy taxes on the taxable real property therein for the payment of both principal and interest of such bonds, notes or other obligations without limitation of rate or amount, and

(iii) shall not within 10 years prior to the making of the investment have defaulted in payment of principal or interest of any debt evidenced by its bonds, notes or other obligations for more than 60 days.

(6) bonds, including consolidated bonds, or other obligations, issued by Federal land banks, and debentures, including consolidated debentures, or other obligations, issued by Federal intermediate credit banks or banks for co-operatives organized under the laws of the United States;

(7) bonds, debentures or other obligations issued by the Home Owners' Loan Corporation, Federal Home Loan Banks or by any other agency or administration succeeding to its functions or powers, under the Act of Congress of June 13, 1933, known as the "Home Owners' Loan Act of 1933," as amended or supplemented from time to time;

(8) bonds, debentures or other obligations issued by any national mortgage association under the Act of Congress of June 27, 1934, known as the "National Housing Act," as amended or supplemented from time to time;

(9) bonds issued, guaranteed or assumed by any governmental unit, which, if issued, guaranteed or assumed by a private company, would be legal for investment under any of the provisions of this article; and

(10) other investments presently or from time to time hereafter authorized by law.

B. No savings bank shall make an investment pursuant to any one of paragraphs (6), (7) or (8) of subsection A of this section at any time when the total of all the investments of the nature authorized by such paragraph exceeds, or if the making of such an investment would cause such total to exceed, 2%

of its deposits; provided, however, investments under paragraph (6) hereof may be in the amount of 2% of each of the agencies referred to therein when the maturities of any such obligations are within 1 year. No savings bank shall make an investment pursuant to paragraph (9) of subsection A of this section in the bonds of any one such governmental unit at any time when the total of all its investments in such bonds of such unit exceeds, or if the making of such investment would cause such total to exceed, 2% of its deposits. The acquisition of any such investment as a result of a refunding or other refinancing or an exchange of any investment authorized by such paragraphs shall not be considered the making of an investment for the purposes of this subsection.

C. A savings bank may make short term investments limited to a 1-year term in

(1) certificates of deposit in any bank whose stock qualifies as a legal investment for savings banks;

(2) in United States Government securities and bonds or obligations of United States Governmental agencies otherwise legal investments hereunder, subject to repurchase agreements.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 71

AN ACT authorizing the leasing of certain real estate by certain cities to certain nonprofit organizations.

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

C. 40:60-51.11. Lease real estate to Police Athletic League; terms.

1. The governing body of any city having more than 110,000 and less than 115,000 inhabitants may

lease any real estate owned or controlled by it or any interest therein when, and to the extent that, it is not required for municipal purposes, to any Police Athletic League, Inc. while it is used for the purposes of such organization in promoting the health, safety, morals and general welfare of the community and not for commercial business, trade, or manufacturing purposes, without cost or at a nominal rental.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 72

AN ACT to amend and supplement the Local Bond Law, approved January 5, 1961, amending sections 40A:2–2, 40A:2–6, 40A:2–7, 40A:2–8, 40A:2–41, 40A:2–42, 40A:2–43, 40A:2–44, 40A:2–45 and 40A:2–63 of the New Jersey Statutes.

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

Section amended.

1. Section 40A:2–2 of the New Jersey Statutes is amended to read as follows:

Definitions.

40A:2–2. Definitions.

The following words as used in this chapter shall have the following meanings, unless the context clearly indicates a different meaning:

"bond ordinance" means an ordinance adopted as herein provided by the governing body of a local unit authorizing obligations;

"equalized valuation basis" of a local unit means the average for the last 3 preceding years, of the sum total of

a. the aggregate equalized valuation of real property together with improvements, as certified in the

Table of Equalized Valuations by the Director of the Division of Taxation in the Department of the Treasury, on October 1 of each year, pursuant to chapter 86 of the laws of 1954, and

b. the assessed valuation of Class II railroad property as set forth in the table of equalized valuations referred to in "a" above.

"governing body" means the board of chosen freeholders of a county, or the commission, council, board or body having control of the finances of a municipality;

"local improvement" means an improvement or property, part or all of the cost of which has been, or is to be specially assessed on property;

"obligations" means bonds or notes of a local unit;

"refunding bond ordinance" means an ordinance adopted by the governing body of the local unit authorizing refunding bonds.

Section amended.

2. Section 40A:2–6 of the New Jersey Statutes is amended to read as follows:

Debt limitation.

40A:2–6. Debt limitation.

No bond ordinance shall be finally adopted if it appears from the supplemental debt statement required by this chapter that the percentage of net debt as stated therein pursuant to 40A:2–42 exceeds 2.00%, in the case of a county, or 3½%, in the case of a municipality.

Section amended.

3. Section 40A:2–7 of the New Jersey Statutes is amended to read as follows:

Exceptions to debt limitations.

40A:2–7. Exceptions to debt limitation.

A bond ordinance may be finally adopted notwithstanding section 40A:2–6 if such ordinance authorizes obligations solely for one of the following:

a. to meet an expenditure which is the result of fire, flood or other disaster and if the local government board shall have determined that the expenditure is of such character, and shall have caused such determination to have been endorsed on a certified copy of the bond ordinance as passed on first reading; or

b. to fund, renew, extend or retire notes issued or authorized pursuant to this chapter or any act of which this chapter is a revision; or

c. purposes permitted by this chapter if (1) it has been found by order of the State Department of Health, which is hereby authorized to make such order in a proper case, that the expenditure and every part thereof is necessary to protect the public health and to prevent or suppress a present menace to the public health of sufficient gravity to justify the incurrence of debt in excess of statutory limitations, and that no less expensive method of preventing or suppressing such menace exists; and (2) the principal amount of such obligations is not in excess of the amount determined by the local government board to be necessary therefor and the local government board shall have caused such determination to be endorsed on a certified copy of the bond ordinance as passed on first reading; or

d. purposes permitted by this chapter, if the local government board shall have caused its consent to be endorsed upon a certified copy of the bond ordinance as passed upon first reading, which consent said local government board shall cause to be so endorsed thereon, if it shall be satisfied and shall have determined that each of the purposes or improvements for which such obligations are authorized are in the public interest and are for the health, welfare, convenience or betterment of the inhabitants of such local unit, and that the amounts to be expended for each of the purposes or improvements to be financed pursuant to such bond ordinance are not unreasonable or exorbitant and that the issuance of such obligations will not materially impair the credit of such local unit or substantially reduce its ability to pay punctually the principal of and interest on its debts and to supply other essential public improvements and services; or

e. purposes permitted by this chapter when the expenditure is to be made for constructing or reconstructing dikes, bulkheads, jetties or similar devices to prevent the encroachment of the sea, and if the

local government board shall have determined that an emergency exists or is threatened which makes necessary the construction or reconstruction of such dikes, bulkheads, jetties or other devices for the preservation of life or property;

f. purposes permitted by this chapter if the amount of such obligations does not exceed in the aggregate (1) the amount available, if any, for the issuance of obligations by the local unit upon the effective date of this chapter pursuant to section 40:1–16 (d) of the Revised Statutes, less (2) the amount of other obligations authorized prior to the adoption of such bond ordinance pursuant to paragraphs d, f and g of this section; or

g. purposes permitted by this chapter if the amount of such obligations and all other obligations authorized pursuant to this subsection during the current fiscal year does not exceed an amount equal to ⅔ of the amount of obligations (exclusive of utility and assessment obligations) for the payment of which an appropriation was made in the budget of the local unit for the current fiscal year, plus ⅔ of the amount raised in the tax levy of the current fiscal year by the local unit for the payment of bonds or notes of any school district;

h. purposes which are self-liquidating, if such obligations are deductible from gross debt.

Section amended.

4. Section 40A:2–8 of the New Jersey Statutes is amended to read as follows:

Short term financing.

40A:2–8. Short term financing.

a. A local unit, in anticipation of the issuance of bonds, may borrow money and issue negotiable notes if the bond ordinance or subsequent resolution so provides. Any such note shall be designated "bond anticipation note" and shall contain a recital that it is issued in anticipation of the issuance of bonds. Such notes may be issued for a period of not exceeding 1 year and may be renewed from time to time for periods of not exceeding 1 year, but all such notes, including renewals, shall mature and be paid not later than the second anniversary of the date of the original notes, except that:

1. such notes shall mature and be paid not later than the first day of the fifth month following the close of the second fiscal year next following the date of the original notes, provided that an amount of such notes equal to not less than the first legally payable installment of the bonds in anticipation of which such notes are issued has been paid and retired not later than the end of said second fiscal year from funds other than the proceeds of obligations; and

2. notes issued to finance local improvements and in an amount not exceeding the amount of special assessments then confirmed and unpaid and not delinquent may be renewed for periods of not exceeding 1 year but shall mature and be paid not later than the fifth anniversary of the date of the original notes.

b. A local unit may finance any improvement which it has power to finance by obligations issued under this chapter by the issuance of "capital notes." The aggregate amount of all such notes outstanding at any one time shall not exceed the lesser of $40,000.00 or ½ of 1% of the equalized valuation basis. Such notes shall be authorized in the same manner as bond anticipation notes and shall be payable from funds other than the proceeds of obligations within 5 years from the date of the issuance of the first of said notes and not less than 20% thereof shall be paid in each succeeding year. The local unit shall provide for the payment of the principal of, and interest on such notes falling due in each year.

Section amended.

5. Section 40A:2–41 of the New Jersey Statutes is amended to read as follows:

Contents of annual debt statement.

40A:2–41. Contents of annual debt statement.

The annual debt statement shall be in form prescribed by the director and shall set forth as to the local unit:

a. Gross debt;

b. Deductions;

c. Net debt;

d. The equalized valuations of the taxable real estate, together with improvements, for the last 3 preceding fiscal years, and the average thereof;

e. Net debt expressed as a percentage of such average of equalized valuations; and

f. Any other information or detail required by law or by the director. The amount of any item which is indefinite or unascertainable may be estimated.

Section amended.

6. Section 40A:2–42 of the New Jersey Statutes is amended to read as follows:

Supplemental debt statement.

40A:2–42. Supplemental debt statement.

A supplemental debt statement shall be in form prescribed by the director and shall set forth as to the local unit:

a. The net debt as stated in the annual debt statement or revision thereof last filed; the amount by which such net debt has been increased by the authorization of additional debt or decreased by payment of outstanding debt or reduction of the authorization to incur debt;

b. The amounts and purposes separately itemized of obligations about to be authorized, together with any deductions which may be made on account of any such item;

c. The net debt of the local unit as determined by addition of the net amounts stated in subsections a and b;

d. The equalized valuations of the taxable real estate, together with improvements for the last 3 preceding years, and the average thereof as stated in the annual debt statement or revision thereof last filed; and

e. Net debt expressed as a percentage of said average of equalized valuations.

Section amended.

7. Section 40A:2–43 of the New Jersey Statutes is amended to read as follows:

Gross debt.

40A:2–43. Gross debt.

Gross debt shall include all bonds and notes issued and authorized but not issued pursuant to this or any other law by the local unit, or

guaranteed by the local unit, except tax anticipation notes, emergency notes, special emergency notes and utility revenue notes. Gross debt of a municipality shall also include that amount of the total of all the bonds and notes issued and authorized but not issued by any school district including the area of the municipality, which results from the application to such total of the ratio which the equalized valuation basis of the municipality bears to the sum of the equalized valuation basis of each municipality in any such school district.

Section amended.

8. Section 40A:2–44 of the New Jersey Statutes is amended to read as follows:

Deductions from gross debt.

40A:2–44. Deductions from gross debt.

There shall be deducted from the gross debt of the local unit, to the extent included therein, the amount of bonds or notes issued and authorized but not issued:

a. for school purposes by a municipality or by a school district with boundaries coextensive with such municipality or of which such municipality is a part (other than a regional school district) to the extent of the following percentages of the equalized valuation basis of such municipality:

1. from kindergarten (or grade 1) through grade 6	2½%
2. from kindergarten (or grade 1) through grade 8	3%
3. from kindergarten (or grade 1) through grade 9	3½%
4. from kindergarten (or grade 1) through grade 12	4%

If such school district does not have title to any one of the foregoing, the authorization of debt for the procurement of such school facilities shall be deductible within the foregoing limitations.

b. for school purposes by a regional school district;

c. for purposes which are self-liquidating as provided in this chapter, but only to the extent permitted by this chapter;

d. by a public body other than the local unit and the principal and interest of which is guaranteed by the local unit but only to the extent permitted by this chapter or any other law.

e. as bond anticipation notes in anticipation of bonds then authorized or issued;

f. for which there are funds on hand or sinking funds applicable only to the payment thereof and not otherwise deductible, including the proceeds of any bonds or notes held for that purpose and any accounts receivable or amounts which may be payable from the Federal Government, this State or any public instrumentality thereof, which funds are applicable only to the payment of any part of the gross debt not otherwise deductible; and

g. for any other purpose for which a deduction is authorized by law.

No deduction shall be allowed for any obligations authorized or issued to finance a purpose for which a deduction is allowed if, combined with a purpose for which a deduction may not be taken, or for any obligation issued to fund or refund bonds or notes if any of the outstanding bonds or notes paid, funded or refunded shall have been issued for or combined with a purpose or indebtedness for which no deduction can be taken under this chapter.

Section amended.

9. Section 40A:2–45 of the New Jersey Statutes is amended to read as follows:

Self-liquidating purposes.

40A:2–45. Self-liquidating purposes.

Any municipal public utility shall be deemed to be a self-liquidating purpose if the cash receipts from fees, rents or other charges in a fiscal year are sufficient to meet operating and maintenance costs (exclusive of depreciation and obsolescence) and interest and debt redemption charges payable or accruing in such year without recourse to general taxation or the deficit, if any, anticipated in the dedicated utility assessment budget. There may be included in such cash receipts any fees, rents and other charges collected from other departments or utilities of the local unit at a rate not in excess of the fees, rents or other charges to other consumers,

customers or users, or if there be no other consumers, customers or users properly comparable, then not in excess of the comparable fees, rents and other charges of privately owned or operated utilities or enterprises.

Section amended.

10. Section 40A:2–63 of the New Jersey Statutes is amended to read as follows:

Application of chapter.

40A:2–63. Application of chapter.

Bonds or bond anticipation notes of any county or municipality authorized by county bond resolution or municipal bond ordinance finally passed prior to the effective date of this chapter in accordance with the provisions of the local bond law, constituting sections 40:1–1 to 40:1–88 of the Revised Statutes, as amended and supplemented, may be issued, sold or delivered as if this chapter had not taken effect and in accordance with the provisions either of said law or of this chapter for issuance, sale or delivery of bonds or bond anticipation notes.

Where any other law refers to the issuance of indebtedness in accordance with the provisions of chapter 1 of Title 40, it shall be taken to mean that the indebtedness shall be issued pursuant to this chapter.

This chapter shall not affect or apply to the incurring of indebtedness or the issuance of bonds or notes for school purposes except as other laws may provide for the issuance of such bonds or notes pursuant to this chapter.

C. 40A:2-64. Adoption certain bond ordinances.

11. Any bond ordinance passed upon first reading prior to the effective date of this act may be finally adopted as if this act had not taken effect, and bonds or notes authorized by any such bond ordinance or any bond ordinance finally adopted prior to the effective date of this act may be issued, sold or delivered pursuant to the provisions of the local bond law as if this act had not taken effect.

12. The director shall prescribe a form of special debt statement to carry out the provisions of this act pending the filing of the 1964 Annual Debt Statement and which shall be deemed to be the annual debt statement or revision thereof last filed

for the purposes of a supplemental debt statement filed pursuant to this chapter after the effective date of this act.

13. This act shall take effect on the thirty-first day following the date of enactment. Note: Act effective.

Approved May 22, 1964.

CHAPTER 73

AN ACT concerning education, relating to the issuance of bonds by school districts, supplementing Title 18 and amending sections 18:5–84, 18:5–85, 18:5–86, 18:5–88, 18:6–61 and 18:6–62 of the Revised Statutes.

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

1. Section 18:5–84 of the Revised Statutes is amended to read as follows: Section amended.

18:5–84. Except as otherwise provided in section 18:5–85 or 18:5–86 of this article; Limitation on local school districts, regional school districts and certified local school districts.

a. No school district shall authorize the issuance of bonds the principal amount of which, added to the net school debt of such school district at the date of such authorization, shall exceed the percentage of the average equalized valuation of taxable property in such school district as herein provided;

(1) From kindergarten grade (or grade 1) through grade 6 .....2½%

(2) From kindergarten grade (or grade 1) through grade 8 .....3%

(3) From kindergarten grade (or grade 1) through grade 9 .....3½%

(4) From kindergarten grade (or grade 1) through grade 12 .....4%

(5) From grade 7 through grade 9 .....1½%

(6) From grade 10 through grade 12 .....2%

(7) From grade 9 through grade 12 .....3%
(8) From grade 7 through grade 12 .....3½%

Each school district prior to the issuance of bonds shall secure from the State Commissioner of Education a certificate of the grade levels of instruction provided or to be provided by said school district.

Nothing contained in this article shall apply to or affect or limit the issuance of bonds by any board of education or school district or municipality for the purpose of funding or refunding any bonds, notes or other indebtedness heretofore or hereafter issued or incurred by such board of education or school district or municipality.

Section amended.

2. Section 18:5–85 of the Revised Statutes is amended to read as follows:

Issuance of bonds notwithstanding section 18:5-84 by municipal ordinance or by ordinance confirmed by voters; regional school districts excepted.

18:5–85. (a) Any school district other than a regional school district, within the limitations and upon compliance with the provisions of this section, may authorize the issuance of bonds notwithstanding the provisions of section 18:5–84 of this article. The issuance of any such bonds shall be authorized (1) in the case of a chapter 6 school district, (a) upon the final adoption by the governing body of the municipality comprised within such school district, by the recorded affirmative vote of at least ⅔ of all the members thereof, of an ordinance of the municipality authorizing the issuance of such bonds, which ordinance shall be in form and substance as stated in this section, or (b) upon the final adoption by the governing body of the municipality comprised within such school district, by the recorded affirmative vote of at least a majority of all the members thereof, of an ordinance of the municipality authorizing the issuance of such bonds, which ordinance shall be in form and substance as stated in this section, and the subsequent adoption by the qualified voters of such municipality, by a majority of the legal ballots cast thereon, of a proposition confirming such ordinance, which proposition shall be in form and substance as stated in this section, (2) in the case of a school district which has a

board of school estimate and is not a chapter 6 school district, upon the making of the certificate of said board upon delivery of which the board of education, but for the provisions of section 18:5–84 of this article, would be authorized to issue such bonds and the subsequent adoption by the legal voters of such school district, by a majority of the legal ballots cast thereon, of a proposal authorizing the board of education to issue such bonds, which proposal shall be in form and substance as stated in this section, or (3) in the case of a school district which has no board of school estimate, upon the adoption by the legal voters of such school district by a majority of the legal ballots cast thereon, of a proposal authorizing the board of education to issue such bonds, which proposal shall be in form and substance as stated in this section.

(b) No proposal for authorizing, or ordinance authorizing, the issuance of bonds of a school district pursuant to this section shall be adopted if the percentage of net debt as stated in any supplemental debt statement required by this article to be filed prior to such authorization shall exceed 3½%.

(c) Every proposal for authorizing, and every ordinance authorizing, and every proposition confirming an ordinance authorizing, the issuance of bonds of a school district pursuant to this section, after stating any other matters or things authorized or required by law, shall disclose the effect of such proposal or ordinance on the borowing margin of every municipality comprised within such school district. Such disclosure shall include showing the amount of such borrowing margin before adoption of the proposal or ordinance and showing the amount of such borrowing margin used up by adoption of the proposal or ordinance. Such disclosure in any such proposal shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

Resolved that the board of education is hereby authorized:

To * * *; and

To issue bonds of the school district for said purpose (or purposes) in the principal amount of $..... (insert amount of bonds to be issued), thus using up $..... (insert amount of borrowing margin to be used) of the $..... (insert amount of borrowing margin before adoption of proposal) borrowing margin of the ..... (insert name of municipality) previously available for other improvements, and ..... (if there be other municipality or municipalities comprised within such school district) $..... (insert amount of bororwing margin to be used) of the $..... (insert amount of borrowing margin before adoption of proposal) borrowing margin of the ..... (insert name of municipality), et cetera, et cetera.

Such disclosure in any such ordinance shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

The authorization of the $..... (insert amount of bonds to be issued) bonds provided for by this ordinance uses up $..... (insert amount of borrowing margin to be used) of the $..... (insert amount of borrowing margin before adoption of ordinance) borrowing margin of the ..... (insert name of municipality) previously available for other improvements.

Such disclosure in any such proposition confirming an ordinance shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

Shall the ordinance of the ..... (insert name of municipality) adopted on ..... (insert date of adoption) authorizing the issuance of $..... (insert amount of bonds to be issued) bonds for school purposes and using up $..... (insert amount of borrowing margin to be used) of the $..... (insert amount of borrowing margin before adoption of proposition) borrowing margin of the ..... (insert name of municipality) previously available for other improvements, be confirmed.

3. Section 18:5–86 of the Revised Statutes is amended to read as follows:

Section amended.

Issuance of bonds notwithstanding section 18:5-84; adoption of proposal; consents required.

18:5–86. (a) Any school district, upon compliance with the provisions of this section, may authorize the issuance of bonds notwithstanding the provisions of section 18:5–84 of this article. The issuance of any such bonds shall be authorized (1) in the case of a chapter 6 school district, upon the final adoption by the governing body of the municipality comprised within such school district, by the recorded affirmative vote of at least a majority of all the members thereof, of an ordinance of the municipality authorizing the issuance of such bonds, which ordinance shall be in form and substance as stated in this section and upon a copy of which ordinance shall have been endorsed, prior to its adoption by said governing body, the consents of the State Commissioner of Education and of the Local Government Board hereinafter in this section provided for, and the subsequent adoption by the qualified voters of such municipality, by a majority of the legal ballots cast thereon, of a proposition confirming such ordinance, which proposition shall be in form and substance as stated in this section, (2) in the case of a school district which has a board of school estimate and is not a chapter 6 school district, upon the making of the certificate of said board upon delivery of which the board of education, but for the provisions of section 18:5–84 of this article, would be authorized to issue such bonds and the subsequent adoption by the legal voters of such school district, by a majority of the legal ballots cast thereon, of a proposal authorizing the board of education to issue such bonds, which proposal shall be in form and substance as stated in this section and upon a copy of which proposal shall have been endorsed, prior to its adoption by said legal voters, the consents of the State Commissioner of Education and of the Local Government Board hereinafter in this section provided for, or (3) in the case of a school district which has no board of school estimate, upon the adoption by the

legal voters of such school district, by a majority of the legal ballots cast thereon, of a proposal authorizing the board of education to issue such bonds, which proposal, in the case of a local school district, shall be in form and substance as stated in this section and upon a copy of which proposal shall have been endorsed, prior to its adoption by said legal voters, the consents of the State Commissioner of Education and of the Local Government Board hereinafter in this section provided for.

(b) A copy of any proposal for authorizing, or ordinance authorizing, the issuance of bonds of a school district may, before its adoption by the legal voters of such school district or governing body of the municipality comprised within such school district, be submitted for consideration by the State Commissioner of Education under subsection (c), and by the Local Government Board under subsection (d), of this section. As a part of such consideration and before endorsing any approval on such copy, the commissioner or board may require the board of education of such school district or governing body of such municipality to adopt resolutions restricting or limiting any future proceedings therein or other matters or things deemed by the commissioner or board to affect any estimate made or to be made under said subsections, and every such resolution so adopted shall constitute a valid and binding obligation of the school district or municipality, as the case may be, running to and enforceable or releasable by the commissioner or board, as the case may be.

(c) Within 60 days after submission to the State Commissioner of Education of a copy of a proposal or ordinance pursuant to subsection (b) of this section, he shall endorse his consent thereon if he shall be satisfied and shall record in writing his estimates that existing educational facilities in such school district are or within 5 years will be less than 80% adequate, that the new educational facilities to be financed pursuant to such proposal or ordinance will within 10 years be fully utilized, and that

under existing statutes there is no alternative method of providing such new educational facilities which would be more economical. If the State Commissioner of Education shall not be so satisfied within said period of 60 days, he shall endorse his disapproval on such copy.

(d) Within 60 days after the submission to the Local Government Board of any copy of a proposal or ordinance pursuant to subsection (b) of this section, it shall cause its consent to be endorsed thereon if it shall be satisfied and shall record by resolution its estimates that the amounts to be expended for the new educational facilities to be financed pursuant to such proposal or ordinance are not unreasonable or exorbitant, and that issuance of the bonds mentioned and described in such proposal or ordinance will not materially impair the credit of any municipality comprised within such school district or substantially reduce its ability during the ensuing 10 years to pay punctually the principal and interest of its debts and supply essential public improvements and services, and that authorization of such bonds would not be possible under the provisions of either section 18:5–84 or section 18:5–85 of this article, and that, taking into consideration trends in population and in values and uses of property and in needs for educational facilities, the net school debt of such school district will at some date within 20 years as stated in the supplemental debt statements, which might be filed on such date, be less than the percentage of equalized valuation of taxable property in such district as herein provided:

(1) From kindergarten grade (or grade 1) through grade 6 .....2½%

(2) From kindergarten grade (or grade 1) through grade 8 .....3%

(3) From kindergarten grade (or grade 1) through grade 9 .....3½%

(4) From kindergarten grade (or grade 1) through grade 12 .....4%

(5) From grade 7 through grade 9 .....1½%

(6) From grade 10 through grade 12 .....2%
(7) From grade 9 through grade 12 .....3%
(8) From grade 7 through grade 12 .....3½%

If the Local Government Board shall not be so satisfied within said period of 60 days, it shall cause its disapproval to be endorsed on such copy.

(e) Except proposals for authorizing the issuance of bonds of a regional school district, every proposal for authorizing, and every ordinance authorizing, and every proposition confirming an ordinance authorizing, the issuance of bonds of a school district pursuant to this section, after stating any other matters or things authorized or required by law, shall disclose the effect of such proposal or ordinance on the borrowing margin of every municipality comprised within such school district. Such disclosure shall include showing the amount, if any, of such borowing margin before adoption of the proposal or ordinance and showing the amount of such borrowing margin, if any, used up by adoption of the proposal or ordinance and showing the amount, if any, of net debt in excess of the measure of such borrowing margin resulting after adoption of the proposal or ordinance. Such disclosure in any such proposal shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

Resolved that the board of education is hereby authorized:

To * * *; and

To issue bonds of the school district for said purpose ..... (or purposes) in the principal amount of $..... (insert amount of bonds to be issued), thus using up all of the $..... (insert amount of borrowing margin before adoption of proposal), or, in an appropriate case, increasing the existing deficit in the, borrowing margin of the ..... (insert name of municipality) previously available for other improvements and raising its net debt to $..... (insert amount, after adoption of proposal, of net debt of the municipality in excess of 3½% of the amount

stated in the supplemental debt statement required by this article to be filed prior to the authorization of the bonds to be issued as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, as stated in the annual debt statement of the municipality or revision thereof last filed) beyond such borrowing margin, and (if there be other municipality or municipalities comprised within such school district) using up all (or, in an appropriate case, an amount) of the $..... (insert amount of borrowing margin before adoption of proposal), or, in an appropriate case, increasing the existing deficit in the, borrowing margin of the ..... (insert name of municipality) previously available for other improvements and (in every case where all borrowing margin is used) raising its net debt to $..... (insert amount, after adoption of proposal, of net debt of the municipality in excess of 3½% of the amount stated in the supplemental debt statement required by this article to be filed prior to the authorization of the bonds to be issued as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, as stated in the annual debt statement of the municipality or revision thereof last filed) beyond such borrowing margin, et cetera, et cetera.

Such disclosure in any such ordinance shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

The authorization of the $..... (insert amount of bonds to be issued) bonds provided for by this ordinance uses up all of the $..... (insert amount of borrowing margin before adoption of ordinance), or, in an appropriate case, increases the existing deficit in the, borrowing margin of the ..... (insert name of municipality) previously available for other improvements and raises its net debt to $..... (insert amount, after adoption of ordinance, of net debt of the municipality in excess of 3½% of the amount stated

in the supplemental debt statement required by this article to be filed prior to the authorization of the bonds to be issued as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, as stated in the annual debt statement of the municipality or revision thereof last filed) beyond such borrowing margin.

Such disclosure in any such proposition confirming an ordinance shall be sufficient if set forth in substantially the following form with appropriate figures inserted:

Shall the ordinance of the ..... (insert name of municipality) adopted on ..... (insert date of adoption) authorizing the issuance of $..... (insert amount of bonds to be issued) bonds for school purposes and using up all of the $..... (insert amount of borrowing margin before adoption of proposition), or, in an appropriate case, increasing the existing deficit in the, borrowing margin of the ..... (insert name of municipality) previously available for other improvements and raising its net debt to $..... (insert amount, after adoption of proposition, of net debt of the municipality in excess of 3½% of the amount stated in the supplemental debt statement required by this article to be filed prior to the authorization of the bonds to be issued as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, as stated in the annual debt statement of the municipality or revision thereof last filed) beyond such borrowing margin, be confirmed.

Section amended.

4. Section 18:5–88 of the Revised Statutes is amended to read as follows:

Definitions.

18:5–88. For all purposes of this article,

(a) "School district" means a local school district, a district comprised of 2 or more municipalities or a regional school district and also, in the case of any school district other than a chapter

6 school district, when required by the context, the board of education of such a school district;

(b) "Chapter 6 school district" means a school district to which are applicable the provisions of chapter 6 of this Title (§ 18:6–1 et seq.);

(c) "Regional school district" means a school district which is governed by or to which are applicable provisions of chapter eight of this Title (§ 18:8–1 et seq.);

(d) "Net school debt" of a school district means the amount of all the bonds and notes of the school district issued and outstanding or authorized but not issued, less the amount of any sinking funds held for payment of the same;

(e) Bonds of a chapter 6 school district include bonds, promissory notes or temporary loan bonds of the school district, of the board of education of the school district or of the municipality comprised within the school district, authorized or issued pursuant to the provisions of chapter 6 of this Title (§ 18:6–1 et seq.), and are deemed to be authorized by the fact and at the time of the final adoption by the governing body of said municipality of an ordinance of the municipality authorizing the issuance of such bonds, or, if authorization of such bonds by such ordinance would not be possible under the provisions of this article without adoption of a proposition as in section 18:5–85 or section 18:5–86 provided, by the fact and at the time of the adoption by the qualified voters of such municipality of a proposition confirming such ordinance;

(f) Bonds of a school district which has no board of school estimate are deemed to be authorized by the fact and at the time of the adoption by the legal voters of the school district of a proposal authorizing the board of education to issue the same;

(g) Bonds of a school district which has a board of school estimate and is not a chapter 6 school district are deemed to be authorized by the fact and at the time of the making of the certificate of said board upon delivery of which the board of education is authorized to issue the same, or, if authorization

of such bonds would not be possible under the provisions of section 18:5–84 of this article, by the fact and at the time of the adoption by the legal voters of the school district of a proposal authorizing the board of education to issue the same;

(h) "Supplemental debt statement" means the statement of the debt condition of a municipality provided for in section 40A:2–42 of the local bond law (N. J. S. 40A:2–1 et seq.), and prepared, made and filed as in said law directed;

(i) "Average equalized valuation of taxable property" in a school district comprising one municipality means the amount stated in the supplemental debt statement required to be filed prior to the authorization of the bonds of the school district, as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, as stated in the annual debt statement of the municipality or revision thereof last filed, and in a school district comprising more than one municipality means the sum of all such amounts so stated in the supplemental debt statements so required to be filed;

(j) "Net debt" of a municipality means the amount stated in the supplemental debt statement required by this article to be filed prior to the authorization of bonds of a school district as the net debt of the municipality; and

(k) "Borrowing margin" of a municipality means the excess, if any, of 3½% of the amount stated in the supplemental debt statement required by this article to be filed prior to authorization of bonds of a school district, as the average of the last 3 preceding equalized valuations of the taxable real estate (together with improvements) of the municipality, over the net debt of the municipality as stated in such supplemental debt statement after adjustment of such net debt so as to disregard the proposed authorization of bonds of the school district.

(l) "School" means a school plant, which shall include site, buildings and equipment, constituting

the physical facilities used by a single school or by 2 or more schools, sharing the use of common facilities.

(m) "Equalized valuation" of a municipality means the sum total of

(1) The aggregate equalized valuation of real property together with improvements, as certified in the Table of Equalized Valuations by the Director of the Division of Taxation in the Department of the Treasury, on October 1 of each year, pursuant to chapter 86 of the laws of 1954, and

(2) the assessed valuation of Class II railroad property as set forth in the table of equalized valuations referred to in (1) above.

5. Section 18:6–61 of the Revised Statutes is amended to read as follows:

Section amended.

18:6–61. The governing body of the municipality shall, subject to the provisions of section 18:6–62 of this Title, either:

Appropriation and raising or borrowing of sums; issuance of bonds; maturity; redemption prior to maturity.

a. Make appropriation of the sum or sums, fixed as provided in section 18:6–60 of this Title, for the purpose or purposes so fixed, in the same manner as other appropriations are made by it pursuant to the local budget law (N. J. S. 40A:2–1 et seq.) and upon the taking effect of such appropriation pay said sum or sums to the custodian of school moneys of the district to be paid out by him only on the warrants or orders of the board of education for such purpose or purposes; or

b. By ordinance appropriate the sum or sums, fixed as provided in section 18:6–60 of this Title, for the purpose or purposes so fixed and, pursuant to said ordinance, borrow the sum or sums so appropriated and secure the repayment of the sum or sums so borrowed, together with interest thereon at a rate not to exceed 6% per annum, by the authorization and issuance of bonds in the corporate name of such municipality in accordance with the provisions of article 18 of chapter 5 of this Title. Bonds so issued shall be designated "school bonds," may

be registered or coupon, or both, and of such denomination as the governing body may determine, and shall mature and be payable in such years and amounts as the governing body may determine in said ordinance or by subsequent resolution. Any bonds, hereinafter in this section called "obligations," may be issued subject to redemption prior to maturity with or without premium at such redemption price or prices and under such terms and conditions as may be fixed by resolution of the governing body of the municipality. No such obligation shall be issued subject to redemption at a premium or at a redemption price or prices in excess of the principal amount of such obligations plus interest accrued to date of redemption, unless the local government board in the Division of Local Government in the Department of the Treasury, shall by resolution record its findings, made after consultation with the Commissioner of Education and after consideration of the redemption premium or redemption price or prices applicable to such obligations, the time or times of proposed issuance of such obligations, the rate or maximum rate of interest borne or to be borne by such obligations, the maturity or maturities of such obligations and the earliest date of redemption of such obligations, that such redemption premium or redemption price or prices are not unreasonable or exorbitant, and shall assent to the issuance of such obligations subject to redemption at such redemption premium or at such redemption price or prices.

Section amended.

6. Section 18:6–62 of the Revised Statutes is amended to read as follows:

Appropriation of amounts in excess of 1½%.

18:6–62. Except with the concurrence and consent of the governing body of the municipality expressed by resolution or ordinance, no amount shall be appropriated under section 18:6–61 of this Title which, if added to the net school debt, as defined in section 18:5–88 of this Title, of the district at the date of such appropriation shall exceed 1½% of the average equalized valuations of taxable property, as defined in said section 18:5–88 in the district.

C. 18:5-84.1. Grade level of instruction.

7. For any purpose under the provisions of Title 18, Education, of the Revised Statutes, or of the Local Bond Law, the State Commissioner of Education is hereby authorized and empowered to certify, or to cause to be certified, the grade level of instruction then being provided, or to be thereafter provided, by the school facilities of any school district of the State, or the amount of bonds authorized or issued, or to be authorized or issued, by any such school district for the purpose of providing school facilities to provide any higher grade level of instruction than being provided by such school district.

C. 18:5-84.2. Proceedings for authorization of bonds.

8. Proceedings for the authorization of bonds by any school district initiated by adoption of a resolution of the board of education of the school district calling a special school district meeting or election, or initiated by endorsement of a bonding proposal by the Commissioner of Education pursuant to section 18:5–86 of the Revised Statutes, or initiated by passage on first reading of an ordinance of any municipality authorizing bonds for school purposes pursuant to section 18:6–61 of the Revised Statutes, may in each instance proceed to the completion of the authorization of such bonds in accordance with the provisions of Title 18, Education, of the Revised Statutes, as if this act had not taken effect, and any such bonds, or promissory notes or temporary loan bonds in anticipation of such bonds so authorized, and any bonds, promissory notes or temporary loan bonds of any school district.

Note: Effective date.

9. This act shall take effect on the thirty-first day following the date of enactment.

Approved May 22, 1964.

CHAPTER 74

AN ACT concerning crimes.

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

C. 2A:88A-1. Aircraft: willful damage; punishment.

1. Any person who willfully and maliciously tampers with, breaks, cuts, damages or makes improper or faulty adjustments to the motor, mechanism, brakes, tires or any part or parts of any aircraft with the intent to cause the operation of such aircraft to be unsafe and dangerous to the lives of others, is guilty of a high misdemeanor.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 75

AN ACT to amend the title of "An act concerning the sale of land by municipalities to volunteer fire companies, and supplementing chapter 60 of Title 40 of the Revised Statutes," approved July 15, 1954 (P. L. 1954, c. 143), so that the same shall read "An act concerning the sale of land by municipalities to volunteer fire companies or first-aid and emergency or volunteer ambulance or rescue squad associations, and supplementing chapter 60 of Title 40 of the Revised Statutes," and to amend the body of said act.

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

Title amended.

1. The title of chapter 143 of the laws of 1954 is amended to read as follows:

An act concerning the sale of land by municipalities to volunteer fire companies or first-aid and emergency or volunteer ambulance or rescue squad associations, and supplementing chapter 60 of Title 40 of the Revised Statutes.

Section amended.

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

C. 40:60-40.5. Volunteer fire company, conveyance of unneeded lands for fire house, fire school, first aid, volunteer ambulance building; leases.

1. When the governing body of a municipality shall determine that any land owned by the municipality is no longer desirable, necessary or required for public purposes, it may by resolution authorize the sale and conveyance of the same for a nominal consideration to a duly incorporated volunteer fire company or first-aid and emergency or volunteer ambulance or rescue squad association of the municipality, for the erection thereon of a fire house or for the erection thereon of, or the use thereof including any buildings thereon as a fire school or for the erection thereon of a first-aid and emergency or volunteer ambulance or rescue squad association building.

Any such land including any buildings thereon sold and conveyed to any duly incorporated volunteer fire company may be leased by such fire company to any volunteer fireman's association for the erection thereon of, or the use thereof as, a fire school for the benefit of the members of such association.

3. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 76

AN ACT making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof.

Anticipated revenues.

ANTICIPATED RESOURCES FOR THE FISCAL YEAR 1964-65

Surplus

Estimated balance, July 1, 1964	$18,908,422

Major Taxes and Fee Revenues

Transfer Inheritance tax	$45,000,000
Railroad taxes—Main stem and franchise	2,550,000
Miscellaneous corporation tax—domestic and foreign	71,000,000
Domestic life insurance corporation tax	900,000
Foreign insurance corporation tax ...	21,000,000
Alcoholic Beverage tax	30,500,000
Cigarette tax	69,200,000
Pari-mutuel racing tax	27,000,000
Motor Fuels tax	134,000,000
Motor Vehicle fees, fines, et cetera ...	87,200,000
Motor Carriers road tax	3,000,000
Motor Vehicle Security-Responsibility Law Administration	905,265
Public Utility surtax	14,000,000
Emergency Transportation tax	6,500,000

Other Taxes, Licenses, Fees and Departmental Revenue

Department of Law and Public Safety:	
Bureau of Securities—license fees.	245,000
Special investigation refunds	10,000
Beverage licenses	900,000
Amusement Games Control fees ...	65,000
Professional Examining Boards fees	637,732
Beauty Culture Control licenses ...	291,000
Division of State Police—Miscellaneous receipts	60,000
Tenement House Supervision	69,000
Hotel Fire Safety Inspection fees..	50,000
Division of Motor Vehicles—Miscellaneous receipts	10,000
Division of Weights and Measures .	42,000
Bus Excise tax	155,000
Department of the Treasury:	
Investment earnings	1,200,000
Interest on deposits	203,300
Escheats, personal property (14-year law)	110,000
Outdoor Advertising permits and fees	138,000
Dividends	18,870
Division of Local Government	90,000
Public Utility Tax (Administration)	48,000
State Cafeterias receipts	152,190
Pensions and Social Security Administration	435,000
Pension contributions from special fund sources	1,400,000
Social Security contributions from special fund sources	510,000
Rutgers University — Employers Benefits reimbursement	155,000
Federal Aid: Unemployment Benefits Section — Treasury Department	74,618

Department of State:	
General revenue—fees	2,000,000
Uniform Commercial Codes—fees	154,000
Commissions	100,400
Athletic Commissioner	43,000
Department of Banking and Insurance:	
Examining and other fees	2,615,000
Real Estate Commission	500,000
Department of Agriculture:	
General fees	65,000
Milk Control licenses and fees	242,931
Department of Defense:	
Armory rentals	75,000
Federal Aid, General	220,000
Federal Aid, Civil Defense	250,300
Department of Public Utilities:	
General revenues, fees	303,000
Department of Health:	
General fees	158,000
Rabies Control licenses	117,830
Board of Barber Examiners, licenses and fees	102,000
Department of Labor and Industry:	
General revenues, licenses, fees, et cetera	355,000
One Per Cent Workmen's Compensation insurance tax	25,588
One Per Cent Workmen's Compensation administration tax	50,000
Federal Aid, Vocational Rehabilitation	1,791,651
Department of Conservation and Economic Development:	
Hunters' and Anglers' licenses	1,709,476
Federal Aid, Public Hunting and Fishing Grounds	135,000
Division of Planning and Development, general revenue, licenses, fees, et cetera	670,000

Federal Aid, Forest Nursery and Farm Forestry	158,647
Receipts, Commissioners of Pilotage	21,360
Excess water diversion fees	200,000
Well drillers licenses and permits	13,500
Delaware and Raritan Canal rentals and sales	276,000
Division of Shell Fisheries, licenses and fees	93,600
Receipts, Morris Canal fund	59,840
Department of Education:	
Academic Certificate fees	39,000
State Board of Examiners, fees	71,000
State Museum, service charges	10,000
Federal Aid, Smith-Hughes, George-Barden Funds	174,976
State Colleges—	
Glassboro:	
Tuition—regular	420,000
Demonstration school	89,557
Miscellaneous	8,300
Cafeteria and boarding halls fees	623,150
Summer, extension, field, graduate fees	302,800
Other student fees	67,700
Jersey City:	
Tuition—regular	325,800
Miscellaneous	5,200
Cafeteria and boarding halls fees	80,892
Summer, extension, field, graduate fees	151,600
Other student fees	51,008
Newark:	
Tuition—regular	330,000
Demonstration School	121,000
Miscellaneous	5,000

Cafeteria and boarding halls fees	177,000
Summer, extension, field, graduate fees	450,000
Other student fees	62,100
Paterson:	
Tuition—regular	322,500
Laboratory School	61,500
Cafeteria and boarding halls fees	175,500
Summer, extension, field, graduate fees	225,000
Miscellaneous	8,000
Other student fees	47,000
Montclair:	
Tuition—regular	420,000
Miscellaneous	8,000
Cafeteria and boarding halls fees	495,000
Summer, extension, field, graduate fees	288,000
Other student fees	89,500
Trenton:	
Tuition—regular	413,250
Miscellaneous	5,000
Cafeteria and boarding halls fees	924,000
Summer, extension, field, graduate fees	285,000
Other student fees	72,625
School for the Deaf, board and fees	14,500
School of Conservation, tuition and fees	162,788
Agricultural Experiment Station, fees	100,000
Fertilizer inspection fees, Agricultural Experiment Station	100,000
State Highway Department:	
Miscellaneous receipts	30,000

Department of Institutions and Agencies:	
Board of patients and other income	23,500,000
Adoption law fees	85,000
Federal aid, soldiers' homes	339,156
Federal aid, Child Welfare Services	577,624
Federal aid, administration of Bureau of Assistance and Central Office	392,300
Federal aid, administration of blind	300,000
Delaware River Joint Toll Bridge Commission:	
Pennsylvania share	182,584
Rentals and miscellaneous income	1,251
Judiciary:	
Court fees	1,969,000
Unclassified:	
Miscellaneous revenues	250,000
Total Revenues	$567,741,259

Interfund Transfers

Unclaimed Bank Deposits Escheat Fund	$60,000
Unclaimed Life Insurance Escheat Fund	30,000
Unclaimed Personal Property Trust Fund	50,000
School Fund income	860,000
1837 Surplus Revenue Fund income	24,000
State Higher Education Fund	320,000
State 1960 Institution Construction Fund	415,000
State Recreation and Conservation Land Acquisition Fund	1,215,600
Unsatisfied Claim and Judgment Fund	192,362
State Water Development Fund	230,000

State Disability Benefits Fund	2,047,461
Interest on Deposits (Trust Funds)..	96,700
Total Interfund Transfers ..	$5,541,123
Total Resources Available for Appropriations	$592,190,804

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

Annual appropriations.

1. The appropriations herein made or so much thereof as may be necessary are hereby appropriated out of the General State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified for the fiscal year ending on June 30, 1965. The appropriations herein made shall be available for expenditure during said fiscal year and for a period of 2 months thereafter to pay obligations incurred during said fiscal year. At the expiration of said 2 months' period all unexpended balances except those specifically held by contracts on file with the Director, Division of Budget and Accounting shall lapse into the State treasury or, in cases of appropriations from special funds, shall lapse to the credit of such special funds. Nothing in this section or in this act contained shall be construed to prohibit the payment due upon any contract made under any appropriation contained in any appropriation bill of the previous year or years.

GENERAL STATE PURPOSES

001-100 and 002-100. LEGISLATURE

001-100. *Senate*

Salaries:		
Senators (21)	$106,667	
Members' secretaries	31,500	
Other employees	102,000	
		$240,167
Materials and Supplies:		
Printing and office	$104,000	
Education	3,000	
		107,000
Services Other Than Personal:		
Travel	$2,500	
Telephone	8,000	
Household and security	100	
Subscriptions and memberships	42,000	
Postage	4,000	
Other	17,500	
		74,100
Maintenance of Property:		
Recurring—		
Office equipment		175
Additions and Improvements:		
Office equipment		500
Total Appropriation, Senate		$421,942

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

002-100. *General Assembly*

Salaries:		
Assemblymen (60)	$301,667	
Members' secretaries	66,000	
Other employees	60,000	
		$427,667
Materials and Supplies:		
Printing and office	$133,500	
Education	7,000	
		140,500
Services Other Than Personal:		
Travel	$4,500	
Telephone	10,900	
Household and security	100	
Subscriptions and memberships	81,700	
Postage	11,500	
Other	88,400	
		197,100
Maintenance of Property:		
Recurring—		
Office equipment		7,000
Additions and Improvements:		
Office equipment		600
Total Appropriation, General Assembly		$772,867

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Total Appropriation, Legislature	$1,194,809

003-100. LAW REVISION AND LEGISLATIVE SERVICES COMMISSION

Salaries:		
Executive Director and Chief Counsel	$17,500	
Other employees	160,562	
		$178,062
Materials and Supplies:		
Printing and office	$3,900	
Education	1,200	
		5,100
Services Other Than Personal:		
Travel	$5,800	
Telephone	2,000	
Household and security	75	
Legal and investigative	6,500	
Postage	438	
Rent—Other	1,824	
Other	200	
		16,837
Maintenance of Property:		
Recurring—		
Office equipment	$200	
Non-Recurring and Replacements—		
Office equipment	200	
		400
Extraordinary:		
Expenses—National Legislative Conference, Atlantic City, New Jersey, as part of Tercentenary Celebration		25,000
Additions and Improvements:		
Office equipment		500
Total Appropriation, Law Revision and Legislative Services Commission		$225,899

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

004-100. LEGISLATIVE BUDGET AND FINANCE DIRECTOR

Salaries:		
Other employees	$86,112	
New positions	3,209	
		$89,321
Materials and Supplies:		
Printing and office	$700	
Vehicular	1,000	
		1,700
Services Other Than Personal:		
Travel	$2,000	
Telephone	1,200	
Insurance	88	
Household and security	25	
Postage	300	
Rent—Other	25	
Other	1,500	
		5,138
Maintenance of Property:		
Recurring—		
Office equipment	$50	
Vehicular equipment	200	
		250
Additions and Improvements:		
Office equipment		250
Total Appropriation, Legislative Budget and Finance Director		$96,659

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

005-100. STATE AUDITOR'S DEPARTMENT

Salaries:		
State Auditor	$12,000	
Other employees	429,124	
		$441,124
Materials and Supplies:		
Printing and office	$1,200	
Vehicular	400	
Household and security	50	
		1,650
Services Other Than Personal:		
Travel	$24,500	
Telephone	860	
Insurance	45	
Subscriptions and memberships	150	
Postage	400	
		25,955
Maintenance of Property:		
Recurring—		
Office equipment		900
Total Appropriation, State Auditor's Department		$469,629

MISCELLANEOUS LEGISLATIVE COMMISSIONS

010-100. *Commission on Interstate Co-operation*

Salaries:	
Other employees	$600
Materials and Supplies:	
Printing and office	240

Services Other Than Personal:		
Travel	$3,900	
Telephone	50	
Postage	50	
Other	150	
		4,150
Extraordinary:		
Commitments to Interstate Agencies:		
The Council of State Governments	$24,000	
Atlantic States Marine Fisheries Commission	2,500	
National Conference of Commissioners on Uniform State Laws	1,200	
		27,700
		$32,690

011-100. *Commission on State Tax Policy*

Extraordinary:	
Expenses of the Commission	$25,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

019-100. *Commission on Narcotic Control*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

023-100. *Corporation Law Revision Commission*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

024-100. *Insurance Law Revision Commission*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

027-100. *State Capitol Development Commission*

Extraordinary:
Expenses of the Commission $5,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

028-100. *Narcotic Drug Study Commission*

Extraordinary:
Expenses of the Commission $5,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

029-100. *Commission to Study Tort Liability of Counties and Municipalities*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

030-100. *Eminent Domain Revision Commission*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Total Appropriation, Miscellaneous Legislative Commissions $67,690

080-100. CHIEF EXECUTIVE'S OFFICE

Salaries:		
Governor	$35,000	
Secretary to the Governor	18,000	
Other employees	152,459	
		$205,459
Materials and Supplies:		
Printing and office	$16,050	
Vehicular	3,500	
		19,550
Services Other Than Personal:		
Travel	$5,500	
Telephone	20,000	
Subscriptions and memberships	2,000	
Postage	3,500	
Rent—other	2,500	
Other	1,500	
		35,000
Maintenance of Property:		
Recurring—		
Office equipment	$1,500	
Non-Recurring and Replacements—		
Office equipment	1,000	
		2,500
Extraordinary:		
For expenditure by the Governor of funds not otherwise appropriated, including entertainment on behalf of the State, incidental expenses, and operation of an official residence		25,000
Total Appropriation, Chief Executive's Office		$287,509

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

DEPARTMENT OF LAW AND PUBLIC SAFETY

100-100. *Office of the Attorney General*

Salaries:		
Attorney General	$22,000	
Other employees	79,406	
Positions transferred from another Division	12,603	
		$114,009
Materials and Supplies:		
Printing and office	$750	
Household and security	30	
		780
Services Other Than Personal:		
Travel	$1,600	
Telephone	4,000	
Subscriptions and memberships	200	
Postage	300	
Rent—Central Motor Pool	686	
Other	25	
		6,811
Maintenance of Property:		
Recurring—		
Office equipment		130
Additions and Improvements:		
Office equipment		69
Total Appropriation, Office of the Attorney General		$121,799

There are hereby appropriated out of the Veterans' Guaranteed Loan Fund such sums as may be necessary to pay for the administration thereof.

110-100. *Division of Law*

Salaries:		
Other employees	$858,876	
New positions	23,209	
		$882,085
Materials and Supplies:		
Printing and office	$28,000	
Household and security	150	
		28,150
Services Other Than Personal:		
Travel	$21,000	
Telephone	17,000	
Insurance	115	
Household and security	250	
Advertising	150	
Subscriptions and memberships	2,600	
Legal and investigative	10,000	
Postage	8,000	
Rent—Central Motor Pool	8,640	
Rent—Other	1,500	
Other	250	
		69,505
Maintenance of Property:		
Recurring—		
Office equipment	$1,000	
Non-Recurring and Replacements—		
Office equipment	1,125	
Scientific equipment	180	
		2,305

Additions and Improvements:		
Office equipment		1,750
Total Appropriation, Division of Law		$983,795

Expenditures for the cost of securing evidence of violations under Title 19 and assisting in the prosecution of such violations shall be paid from the appropriation hereinabove set forth, provided that such expenditures shall be subject to the approval of the Governor.

The balance as of June 30, 1964 in the revolving fund established to provide for expenses in operating Chapter 357, P. L. 1951, together with all receipts, is hereby appropriated for use during 1964-65; provided, however, that any sums in excess of $50,000 as at the close of the fiscal year shall lapse into the general treasury.

115-100. *Division on Civil Rights*

Salaries:		
Other employees	$153,165	
New positions	3,723	
		$156,888
Materials and Supplies:		
Printing and office	$6,000	
Household and security	25	
Education	600	
		6,625
Services Other Than Personal:		
Travel	$4,750	
Telephone	3,000	
Insurance	4	

Subscriptions and memberships	100	
Legal and investigative	2,500	
Postage	1,200	
Rent—Central Motor Pool	8,580	
Rent—Other	100	
Other	100	
		20,334
Maintenance of Property:		
Recurring—		
Office equipment		150
Additions and Improvements:		
Office equipment	$166	
Education equipment	300	
		466
Total Appropriation, Division on Civil Rights		$184,463

Division of State Police

120-100. *General*

Salaries:		
Colonel and Superintendent	$16,000	
Deputy Superintendent	14,000	
Executive Officer	13,000	
Other employees	6,239,519	
New positions	175,941	
Cash in lieu of maintenance	1,030,110	
Cash in lieu of maintenance—New positions	38,160	
		$7,526,730
Materials and Supplies:		
Food	$18,225	
Fuel and utilities	73,000	
Printing and office	52,000	

Agricultural and conservation	800	
Vehicular	232,325	
Household and security	45,000	
Clothing	99,500	
Medical	8,500	
Scientific	15,000	
Education	2,000	
Other	600	
		546,950
Services Other Than Personal:		
Travel	$6,000	
Insurance	25,956	
Household and security	3,500	
Advertising	1,000	
Subscriptions and memberships	1,000	
Legal and investigative	27,000	
Postage	10,500	
Rent—Equipment, Data processing	19,356	
Rent—Other	311,000	
Medical	15,000	
Education	2,000	
Staff training	1,000	
Other	1,000	
		424,312
Maintenance of Property:		
Recurring—		
Buildings and grounds	$18,000	
Office equipment	2,500	
Vehicular equipment	84,000	
Household and security equipment	1,000	
Scientific equipment	750	
Education equipment	250	
Other equipment	1,200	
Non-Recurring and Replacements—		
Buildings and grounds	9,250	
Office equipment	10,000	

Agricultural and conservation equipment	500	
Vehicular equipment	290,000	
Household and security equipment	12,000	
Scientific equipment	21,000	
Other equipment	500	
		450,950
Extraordinary:		
Compensation awards		20,000
Additions and Improvements:		
Buildings and grounds	$10,750	
Office equipment	10,000	
Vehicular equipment	20,500	
Household and security equipment	2,500	
Scientific equipment	10,250	
		54,000
		$9,022,942

In addition to the amounts hereinabove specifically appropriated to the Division of State Police, there are appropriated such sums as may be received or receivable from any instrumentality or public authority for the cost of all State Police services furnished thereto; provided, however, that sums received from such instrumentalities or authorities covering the cost of pensions to be paid State Policemen shall be paid into the State Police Retirement and Benevolent Fund.

There are also appropriated from the State Police Retirement and Benevolent Fund such sums as may be necessary to administer the fund pursuant to the provisions of R. S. 53:5.

121-100. *Bureau of Tenement House Supervision*

Salaries:		
Other employees		$202,505
Materials and Supplies:		
Printing and office	$1,500	
Vehicular	1,350	
Household and security	25	
Clothing	1,000	
		3,875
Services Other Than Personal:		
Travel	$10,500	
Telephone	1,500	
Insurance	117	
Household and security	100	
Subscriptions and memberships	165	
Postage	1,250	
Rent—Other	576	
		14,208
Maintenance of Property:		
Recurring—		
Office equipment	$125	
Vehicular equipment	300	
Non-Recurring and Replacements—		
Office equipment	388	
Vehicular equipment	1,635	
		2,448
		$223,036
Total Appropriation, Division of State Police		$9,245,978

125-100. *Police Training Commission*

Salaries:		
Other employees		$33,150
Materials and Supplies:		
Printing and office	$1,000	
Vehicular	350	
Education	1,500	
		2,850
Services Other Than Personal:		
Travel	$850	
Telephone	1,325	
Insurance	580	
Subscriptions and memberships	200	
Postage	600	
Rent—Other	100	
Education	1,500	
Other	100	
		5,255
Maintenance of Property:		
Recurring—		
Office equipment	$75	
Vehicular equipment	100	
		175
Additions and Improvements:		
Office equipment		1,035
Total Appropriation, Police Training Commission		$42,465

Division of Alcoholic Beverage Control

130-100. *General*

Salaries:		
Director	$18,000	
Other employees	947,276	
		$965,276

Materials and Supplies:		
Food	$540	
Fuel and utilities	50	
Printing and office	13,500	
Vehicular	400	
Household and security	425	
Medical	50	
Scientific	700	
		15,665
Services Other Than Personal:		
Travel	$76,000	
Telephone	6,700	
Insurance	445	
Household and security	400	
Advertising	1,200	
Subscriptions and memberships	3,200	
Legal and investigative	11,000	
Postage	8,500	
Rent—Other	170	
Other	1,800	
		109,415
Maintenance of Property:		
Recurring—		
Office equipment	$3,000	
Vehicular equipment	400	
Non-Recurring and Replacements—		
Office equipment	1,468	
		4,868
Extraordinary:		
Compensation awards		243
		$1,095,467

131-100. *Office of Amusement Games Control Commissioner*

Salaries:		
Other employees		$8,700
Materials and Supplies:		
Printing and office		600
Services Other Than Personal:		
Travel	$1,200	
Legal and investigative	250	
Postage	550	
		2,000
Maintenance of Property:		
Recurring—		
Office equipment		100
		$11,400
Total Appropriation, Division of Alcoholic Beverage Control		$1,106,867

Division of Motor Vehicles

140-100. *General*

Salaries:		
Director	$16,000	
Deputy Director	14,000	
Other employees	7,907,650	
New positions	125,073	
Positions established from appropriated revenue	44,144	
Motor Vehicle Examiners' overtime	506,340	
		$8,613,207

Materials and Supplies:		
Fuel and utilities	$80,000	
Printing and office	307,000	
License plates	298,052	
Household and security	12,500	
Clothing	75,000	
Medical	500	
Scientific	2,500	
Education	1,000	
		776,552
Services Other Than Personal:		
Travel	$10,000	
Telephone	80,000	
Insurance	17,148	
Household and security	5,500	
Subscriptions and memberships	4,000	
Legal and investigative	3,500	
Postage	530,000	
Rent—Central Motor Pool	121,260	
Rent—Equipment, Data processing	186,946	
Rent—Other	98,950	
Medical	400	
Staff training	3,000	
Other	1,000	
		1,061,704
Maintenance of Property:		
Recurring—		
Buildings and grounds	$29,000	
Office equipment	16,500	
Scientific equipment	12,000	
Non-Recurring and Replacements—		
Office equipment	4,772	
Scientific equipment	18,000	
		80,272

Extraordinary:		
Traffic Safety Education Program	$27,000	
Compensation awards	12,000	
Motor Carriers Road Tax Act	314,172	
Safe Driver Insurance Plan, including Computer Conversion	37,433	
		390,605
Additions and Improvements:		
Buildings and grounds	$500	
Office equipment	4,764	
Household and security equipment	1,190	
		6,454
		$10,928,794

In addition to the amounts hereinabove specifically set forth, there are appropriated such sums as may be necessary to defray the cost of registering motor vehicles and licensing drivers pursuant to the provisions of R. S. 39:3–3 and 39:10–25.

So much as may be necessary of the revenues derived from fees charged by the Division of Motor Vehicles for furnishing driver record abstracts under the Safe Driver Insurance Plan filed with the Commissioner of Banking and Insurance under the provisions of P. L. 1944, c. 27, Sec. 14, together with the unexpended balance of such revenues as of June 30, 1964, are hereby appropriated, the allotment of which shall be subject to the approval of

the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

141-100. *Security-Responsibility Bureau*

Salaries:		
Other employees	$736,496	
New positions	21,734	
		$758,230
Materials and Supplies:		
Printing and office		23,000
Services Other Than Personal:		
Travel	$100	
Telephone	9,000	
Insurance	216	
Subscriptions and memberships	50	
Postage	24,500	
Rent—Buildings and grounds	78,310	
Rent—Other	6,300	
Other	50	
		118,526
Maintenance of Property:		
Recurring—		
Office equipment	$1,400	
Non-Recurring and Replacements—		
Office equipment	2,385	
		3,785
Additions and Improvements:		
Office equipment		1,724
		$905,265

142-400. *Unsatisfied Claim and Judgment Fund Bureau*

(Payable Out of Unsatisfied Claim and Judgment Fund)

Salaries:		
Other employees	$164,290	
New positions	3,546	
		$167,836
Materials and Supplies:		
Printing and office		4,500
Services Other Than Personal:		
Travel	$750	
Telephone	2,000	
Insurance	27	
Subscriptions and memberships	50	
Postage	2,100	
Data processing	1,900	
Rent—Buildings and grounds	10,910	
Other professional	1,000	
Other	100	
		18,837
Maintenance of Property:		
Recurring—		
Office equipment		200
Additions and Improvements:		
Office equipment		989
		$192,362

There are hereby appropriated out of the Unsatisfied Claim and Judgment Fund the amounts hereinabove set forth for administration of the

Unsatisfied Claim and Judgment Fund Bureau, together with such sums as may be necessary for the payment of costs pursuant to R. S. 39:6–67 and for payment of claims.		
Total Appropriation, Division of Motor Vehicles ...		$12,026,421

150-100. *Division of Weights and Measures*

Salaries:		
State Superintendent ..	$11,000	
Other employees	268,380	
		$279,380
Materials and Supplies:		
Fuel and utilities	$2,800	
Printing and office	4,000	
Vehicular	5,000	
License plates	1,500	
Household and security	700	
Clothing	150	
Other	200	
		14,350
Services Other Than Personal:		
Travel	$15,000	
Telephone	3,200	
Insurance	1,238	
Subscriptions and memberships	200	
Legal and investigative .	750	
Postage	1,250	
Rent—Other	100	
Other	150	
		21,888
Maintenance of Property:		
Recurring—		
Buildings and grounds	$650	
Office equipment	100	

Vehicular equipment	2,000	
Scientific equipment	1,500	
Other equipment	150	
Non-Recurring and Replacements—		
Vehicular equipment	1,875	
Scientific equipment	2,500	
		8,775
Extraordinary:		
Compensation awards		500
Additions and Improvements:		
Buildings and grounds	$1,500	
Scientific equipment	5,000	
		6,500
Total Appropriation, Division of Weights and Measures		$331,393

Division of Professional Boards

160-100. *Administrative Bureau*

Salaries:		
Other employees		$150,509
Materials and Supplies:		
Printing and office	$800	
Vehicular	4,000	
Scientific	25	
		4,825
Services Other Than Personal:		
Travel	$10,000	
Telephone	2,000	
Insurance	413	
Household and security	50	
Legal and investigative	2,000	
Postage	500	
Rent—Buildings and grounds	1,873	

Rent—Other	240	
Other	50	
		17,126
Maintenance of Property:		
Recurring—		
Office equipment	$200	
Vehicular equipment	1,000	
		1,200
		$173,660

161-100. *State Board of Public Accountants*

Salaries:		
Other employees		$11,930
Materials and Supplies:		
Printing and office		200
Services Other Than Personal:		
Travel	$600	
Telephone	300	
Insurance	25	
Advertising	50	
Subscriptions and memberships	350	
Legal and investigative	200	
Postage	375	
Rent — Buildings and grounds	2,200	
Other	12,000	
		16,100
Maintenance of Property:		
Recurring—		
Office equipment		100
		$28,330

162-100. *State Board of Architects*

Salaries:		
Other employees		$31,900
Materials and Supplies:		
Printing and office	$3,000	
Household and security	25	
		3,025
Services Other Than Personal:		
Travel	$1,600	
Telephone	750	
Insurance	100	
Household and security	50	
Advertising	50	
Subscriptions and memberships	500	
Legal and investigative	100	
Postage	1,300	
Rent — Buildings and grounds	5,446	
Other	1,500	
		11,396
Maintenance of Property:		
Recurring—		
Office equipment		150
		$46,471

163-100. *State Board of Dentistry*

Salaries:	
Other employees	$26,168
Materials and Supplies:	
Printing and office	2,000

Services Other Than Personal:		
Travel	$6,500	
Telephone	350	
Insurance	185	
Advertising	100	
Subscriptions and memberships	300	
Postage	1,000	
Rent — Buildings and grounds	2,435	
Rent—Other	200	
Other	200	
		11,270
Maintenance of Property:		
Recurring—		
Office equipment		250
		$39,688

164-100. *State Board of Mortuary Science*

Salaries:		
Other employees		$21,926
Materials and Supplies:		
Printing and office	$400	
Household and security	14	
		414
Services Other Than Personal:		
Travel	$1,000	
Telephone	1,200	
Insurance	108	
Household and security.	300	
Subscriptions and memberships	264	
Legal and investigative.	150	
Postage	500	
Rent — Buildings and grounds	4,527	
Rent—Other	220	
		8,269

Maintenance of Property:		
Recurring—		
Office equipment		260
		$30,869

165-100. *State Board of Professional Engineers and Land Surveyors*

Salaries:		
Other employees		$31,053
Materials and Supplies:		
Printing and Office	$7,500	
Household and security	50	
		7,550
Services Other Than Personal:		
Travel	$1,200	
Telephone	500	
Insurance	100	
Subscriptions and memberships	725	
Legal and investigative	600	
Postage	1,800	
Data processing	400	
Rent — Buildings and grounds	6,395	
Other	10,000	
		21,720
Maintenance of Property:		
Recurring—		
Office equipment		100
Additions and Improvements:		
Office equipment		300
		$60,723

166-100. *State Board of Medical Examiners*

Salaries:		
Other employees		$35,327
Materials and Supplies:		
Printing and office		6,000
Services Other Than Personal:		
Travel	$5,000	
Telephone	1,500	
Insurance	115	
Household and security	100	
Subscriptions and memberships	500	
Legal and investigative	500	
Postage	3,000	
Rent — Buildings and grounds	6,170	
Rent—Other	300	
Other	3,000	
		20,185
Maintenance of Property:		
Recurring—		
Office equipment		200
		$61,712

167-100. *State Board of Nursing*

Salaries:		
Other employees		$91,764
Materials and Supplies:		
Printing and office	$3,500	
Household and security	50	
		3,550

Services Other Than Personal:		
Travel	$3,000	
Telephone	1,500	
Insurance	325	
Subscriptions and memberships	150	
Legal and investigative	100	
Postage	7,000	
Microfilming	200	
Rent—Buildings and grounds	12,081	
Rent—Equipment, Data processing	4,440	
Rent—Other	180	
Other	12,000	
		40,976
Maintenance of Property:		
Recurring—		
Office equipment		350
		$136,640

168-100. *State Board of Optometrists*

Salaries:		
Other employees		$11,399
Materials and Supplies:		
Printing and office		250
Services Other Than Personal:		
Travel	$1,200	
Telephone	450	
Insurance	55	
Subscriptions and memberships	300	
Legal and investigative	600	
Postage	300	
Rent—Buildings and grounds	1,200	
		4,105

Maintenance of Property:		
Recurring—		
Office equipment		50
		$15,804

169-100. *State Board of Pharmacy*

Salaries:		
Other employees	$36,929	
New position	1,500	
		$38,429
Materials and Supplies:		
Printing and office	$2,400	
Household and security	50	
Medical	200	
		2,650
Services Other Than Personal:		
Travel	$2,500	
Telephone	765	
Insurance	100	
Household and security	100	
Subscriptions and memberships	120	
Legal and investigative	100	
Postage	2,000	
Rent—Buildings and grounds	4,082	
		9,767
Maintenance of Property:		
Recurring—		
Office equipment		100
Additions and Improvements:		
Medical equipment		200
		$51,146

170-100. *State Board of Veterinary Medical Examiners*

Salaries:		
Other employees		$2,953
Materials and Supplies:		
Printing and office		200
Services Other Than Personal:		
Travel	$900	
Telephone	90	
Insurance	10	
Subscriptions and memberships	25	
Legal and investigative	50	
Postage	125	
Other	75	
		1,275
Maintenance of Property:		
Non-Recurring and Replacements—		
Office equipment		200
		$4,628

171-100. *State Board of Shorthand Reporting*

Salaries:	
Other employees	$300
Services Other Than Personal:	
Insurance	5
	$305

172-100. *State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians*

Salaries:		
Other employees		$6,000
Materials and Supplies:		
Printing and office		400
Services Other Than Personal:		
Travel	$625	
Telephone	220	
Insurance	39	
Household and security	50	
Subscriptions and memberships	50	
Legal and investigative	100	
Postage	300	
Rent — Buildings and grounds	950	
		2,334
Maintenance of Property:		
Recurring—		
Office equipment		50
		$8,784

173-100. *State Board of Beauty Culture Control*

Salaries:		
Chairman	$3,500	
Board Members (5 at $2,500)	12,500	
Other employees	46,995	
		$62,995

Materials and Supplies:		
Printing and office	$5,500	
Education	200	
		5,700
Services Other Than Personal:		
Travel	$3,200	
Telephone	1,400	
Household and security.	75	
Subscriptions and memberships	50	
Postage	5,000	
Rent—Other	160	
Other	50	
		9,935
Maintenance of Property:		
Recurring—		
Office equipment	$200	
Non-Recurring and Replacements—		
Office equipment	800	
		1,000
Additions and Improvements:		
Office equipment	$230	
Education equipment ...	988	
		1,218
		$80,848

174-100. *State Board of Professional Planners*

There are hereby appropriated out of the receipts of this Board such sums as may be necessary for the administration thereof, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

175-100. *State Board of Examiners of Electrical Contractors*

Salaries:		
Board Members (7 @ $1,000)	$7,000	
Secretary-Treasurer	8,500	
Other employees	12,292	
		$27,792
Materials and Supplies:		
Printing and office	$1,500	
Household and security	50	
		1,550
Services Other Than Personal:		
Travel	$2,000	
Telephone	1,000	
Subscriptions and memberships	100	
Legal and investigative	100	
Postage	2,000	
Rent — Buildings and grounds	5,158	
Rent—Other	100	
Other	100	
		10,558
Maintenance of Property:		
Recurring—		
Office equipment		100
		$40,000
Total Appropriation, Division of Professional Boards		$779,608

The amounts hereinabove appropriated to each of the several professional boards shall be payable out of the receipts of such boards,

and any receipts in excess of the amounts specifically appropriated to each of said boards are hereby appropriated, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director; provided, however, that the appropriation of excess receipts shall not apply to the Board of Beauty Culture Control; and provided further, however, that not more than $70,000 may be expended by or for the State Board of Examiners of Electrical Contractors and by the Administrative Bureau of the Division of Professional Boards on behalf of said Board out of said Board's receipts except such sums as may be required for transfer pursuant to Section 9 of this Act.

Total Appropriation, Department of Law and Public Safety	$24,822,789

DEPARTMENT OF THE TREASURY

210-100. *Administrative Division*

Salaries:		
State Treasurer	$20,000	
Other employees	146,382	
New positions	5,774	
		$172,156
Materials and Supplies:		
Printing and office	$2,500	
Household and security.	170	
Other	200	
		2,870

Services Other Than Personal:		
Travel	$1,500	
Telephone	4,700	
Insurance	700	
Advertising	150	
Subscriptions and memberships	600	
Postage	500	
Rent—Central Motor Pool	900	
Rent—Other	4,000	
Staff training	700	
		13,750
Maintenance of Property:		
Recurring—		
Office equipment	$1,200	
Non-Recurring and Replacements—		
Office equipment	495	
		1,695
Total Appropriation, Administrative Division		$190,471

220-100. *Division of Budget and Accounting*

Salaries:		
Director	$19,000	
Other employees	965,525	
		$984,525
Materials and Supplies:		
Printing and office	$56,500	
Household and security.	575	
		57,075
Services Other Than Personal:		
Travel	$11,000	
Telephone	12,000	

Insurance	475	
Subscriptions and memberships	650	
Postage	25,100	
Microfilming	1,400	
Rent—Central Motor Pool	780	
Rent—Equipment, Data processing	133,664	
Staff training	100	
Other	150	
		185,319
Maintenance of Property:		
Recurring—		
Office equipment	$5,100	
Non-Recurring and Replacements—		
Office equipment	4,087	
		9,187
Extraordinary:		
Host State—National Budget Officers Conference (Council of State Governments)		5,000
Additions and Improvements:		
Office equipment		694
Total Appropriation, Division of Budget and Accounting		$1,241,800

There are hereby appropriated, out of revenues derived from escheated property under the various escheat acts, such sums as may be necessary to administer such acts and such sums as may be required for refunds.

Such sums as may be necessary for payment of expenses incurred by issuing officials appointed under the several bond acts of the State are hereby appropriated for the purposes and from the sources defined in said acts.

Division of Purchase and Property

230-100. *General*

Salaries:		
Director	$18,000	
Other employees	1,541,984	
Positions transferred from another Department	22,947	
		$1,582,931
Materials and Supplies:		
Fuel and utilities	$143,775	
Printing and office	17,700	
Vehicular	2,450	
Household and security	28,225	
Clothing	300	
Medical	100	
Scientific	250	
		192,800
Services Other Than Personal:		
Travel	$2,900	
Telephone	23,000	
Insurance	22,827	
Household and security	3,300	
Advertising	10,000	
Subscriptions and memberships	2,050	
Postage	10,100	
Rent—Central Motor Pool	3,720	
Rent—Other	20,342	

Medical	200	
Other professional	1,200	
Other	40,400	
		140,039
Maintenance of Property:		
Recurring—		
Buildings and grounds	$59,750	
Office equipment	1,050	
Vehicular equipment	1,750	
Non-Recurring and Replacements—		
Buildings and grounds	24,000	
Office equipment	4,136	
Vehicular equipment	4,000	
Household and security equipment	4,600	
		99,286
Extraordinary:		
Maintenance—New Health and Agriculture Building	$176,626	
Maintenance—New Education Building	161,170	
Maintenance—New Labor and Industry Building	542,233	
Sub-Total, Maintenance New Buildings	$880,029	
Less: Charges to Other Than General State Fund Sources	412,132	
Net, Maintenance New Buildings	$467,897	
Maintenance—New Cultural Center	198,500	
Host State—National		

Purchasing Officials Conference (Council of State Governments) . .	5,000	
		671,397
Additions and Improvements:		
Buildings and grounds . .	$20,000	
Office equipment	774	
		20,774
		$2,707,227

In addition to the sum appropriated hereinabove for the operation and maintenance of the new Health and Agriculture Building, the new Education Building and the new Labor and Industry Building, there is hereby appropriated the portion of any receipts from charges to other-than-General State Fund sources for rental in the aforesaid buildings which is attributable to the cost of operation and maintenance thereof.

There are hereby appropriated as a revolving fund the receipts derived from the operation of a Central Motor Pool for the purpose of operating such a Motor Pool, including the replacement of motor vehicles and the purchase of additional motor vehicles; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

230-300. *State Purchase Fund*

The unexpended balance in the State Purchase Fund as of June 30, 1964, together with the reimbursements made to said fund during 1964-65, are hereby appropriated so that a "purchase revolving fund" not to exceed $1,000,000 will be maintained for the purpose of making payments for purchases pursuant to the purchase act (Chapter 25 of Title 52 of the Revised Statutes), and for the expenses of handling, storing and transporting purchases so made; provided, however, that the allotment of funds for such expenses shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director. Any sum as of June 30, 1965 in excess of $1,000,000 appropriated herein, shall be transferred by the State Treasurer to the General State Fund.

231-100. *Bureau of Construction*

Salaries:		
Other employees		$360,635
Materials and Supplies:		
Printing and office	$6,000	
Household and security	150	
Scientific	1,000	
		7,150
Services Other Than Personal:		
Travel	$3,000	
Telephone	6,500	

Insurance	100	
Advertising	7,500	
Subscriptions and memberships	200	
Postage	3,000	
Rent — Central Motor Pool	2,500	
		22,800
Maintenance of Property:		
Recurring—		
Office equipment	$275	
Non-Recurring and Replacements—		
Office equipment	149	
		424
Additions and Improvements:		
Office equipment	$1,594	
Scientific equipment ...	635	
		2,229
		$393,238

232-100. *Agricultural Commodity Distribution*

Salaries:		
Other employees	$55,500	
New positions	3,063	
		$58,563
Materials and Supplies:		
Printing and office	$3,000	
Household and security.	50	
		3,050
Services Other Than Personal:		
Travel	$400	
Telephone	1,500	
Insurance	2,700	

Household and security.	86	
Postage	1,500	
Data processing	7,975	
Rent—Central Motor Pool	3,600	
		17,761
Maintenance of Property:		
Recurring—		
Office equipment	$55	
Non-Recurring and Replacements—		
Office equipment	566	
		621
		$79,995

Receipts from such distribution charges as may be made to recipient agencies, in accordance with Federal regulations, are hereby appropriated as a revolving fund to be used to defray distribution costs; provided, however, that the allotment of such funds shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

233-400. *Cafeteria—State House*

(Payable Out of Cafeteria Receipts)

Salaries:		
Other employees		$45,432
Materials and Supplies:		
Food	$45,000	
Printing and office ...	30	
Household and security.	4,200	
		49,230

Services Other Than Personal:		
Household and security		1,300
Maintenance of Property:		
Recurring—		
Office equipment	$35	
Household and security equipment	300	
Non-Recurring and Replacements—		
Household and security equipment	500	
		835
		$96,797

234-400. *Cafeteria—State Highway Department at Fernwood*

(Payable Out of Cafeteria Receipts)

Salaries:		
Other employees		$28,718
Materials and Supplies:		
Food	$23,500	
Printing and office	35	
Household and security.	1,500	
		25,035
Services Other Than Personal:		
Travel	$80	
Household and security.	540	
		620
Maintenance of Property:		
Recurring—		
Office equipment	$20	
Household and security equipment	500	

Non-Recurring and Replacements—		
Household and security equipment	500	
		1,020
		$55,393

The unexpended balances in the accounts of the cafeterias on June 30, 1964, together with receipts in excess of those anticipated, are hereby appropriated.

Total Appropriation, Division of Purchase and Property	$3,332,650

240-100. *Division of Taxation*

Salaries:		
Director	$17,000	
Other employees	4,119,794	
Positions established from lump sum appropriation	195,398	
New positions	54,721	
		$4,386,913
Materials and Supplies:		
Food	$600	
Fuel and utilities	175	
Printing and office	96,600	
Vehicular	450	
Household and security.	890	
Clothing	50	
Scientific	650	
Education	600	
Other	17,450	
		117,465

Services Other Than Personal:		
Travel	$35,450	
Telephone	40,815	
Insurance	1,410	
Household and security.	235	
Advertising	700	
Subscriptions and memberships	10,325	
Legal and investigative.	36,100	
Postage	61,350	
Data processing	60,000	
Rent — Buildings and grounds	43,014	
Rent—Central Motor Pool	94,980	
Rent—Equipment, Data processing	35,212	
Rent—Other	540	
Staff training	1,000	
Other	100	
		421,231
Maintenance of Property:		
Recurring—		
Office equipment	$5,500	
Vehicular equipment..	4,600	
Non-Recurring and Replacements—		
Office equipment	3,501	
		13,601
Extraordinary:		
For administration of the personal property tax law, pursuant to chapter 9, P. L. 1963		75,000
Additions and Improvements:		
Office equipment		6,256
Total Appropriation, Division of Taxation		$5,020,466

The unexpended balance as of June 30, 1964, of the appropriation made pursuant to chapter 9, P. L. 1963, is hereby appropriated.

General Tax Refunds:

Upon certification of the Director of the Division of Taxation, the State Treasurer shall pay, upon warrants of the Director of the Division of Budget and Accounting, such claims for refund as may be necessary under the provisions of Title 54 of the Revised Statutes as amended or supplemented.

There are hereby appropriated such sums as may be required under the provisions of R. S. 54:10B–24 to pay over to the various taxing districts and counties the tax receipts derived from the imposition of the Financial Business Tax.

There are hereby appropriated such sums as may be required to carry out the provisions of R. S. 54:17–4.

There are hereby appropriated such sums as may be required under the provisions of R. S. 54:29A–24 to pay over to the local taxing districts the tax receipts derived from the assessment of Class II Railroad Property.

250-100. *Division of Local Government*

Salaries:		
Director	$17,000	
Board Members (3 @ $5,000)	15,000	
Other employees	220,595	
		$252,595
Materials and Supplies:		
Printing and office	$15,600	
Household and security	75	
		15,675
Services Other Than Personal:		
Travel	$18,500	
Telephone	2,200	
Insurance	122	
Subscriptions and memberships	600	
Postage	20,000	
Rent—Central Motor Pool	4,580	
Rent—Other	25	
		46,027
Maintenance of Property:		
Recurring—		
Office equipment		1,000
Total Appropriation, Division of Local Government		$315,297

260-100. *Division of Tax Appeals*

Salaries:		
President	$11,500	
Board Members (6 @ $10,500)	63,000	
Other employees	77,595	
		$152,095

Materials and Supplies:		
Printing and office	$1,200	
Household and security.	50	
		1,250
Services Other Than Personal:		
Travel	$2,350	
Telephone	1,100	
Subscriptions and memberships	425	
Legal and investigative.	20,000	
Postage	900	
Rent—Central Motor Pool	974	
		25,749
Maintenance of Property:		
Recurring—		
Office equipment	$100	
Non-Recurring and Replacements—		
Office equipment	170	
		270
Total Appropriation, Division of Tax Appeals		$179,364

270-100. *Division of the New Jersey Racing Commission*

Salaries:		
Other employees		$175,772
Materials and Supplies:		
Printing and office	$2,400	
Scientific	1,350	
		3,750
Services Other Than Personal:		
Travel	$16,000	
Telephone	3,900	

Insurance	455	
Subscriptions and memberships	1,500	
Legal and investigative	250	
Postage	750	
Rent—Central Motor Pool	1,124	
Rent—Other	300	
Other professional	19,000	
		43,279
Maintenance of Property:		
Recurring—		
Office equipment		100
Total Appropriation, Division of the New Jersey Racing Commission		$222,901

290-100. *Division of Investment*

Salaries:		
Director	$19,000	
Other employees	123,094	
New positions	8,542	
		$150,636
Materials and Supplies:		
Printing and office	$2,500	
Household and security	75	
		2,575
Services Other Than Personal:		
Travel	$1,500	
Telephone	3,650	
Insurance	400	
Advertising	750	
Subscriptions and memberships	3,200	
Postage	650	

Microfilming	300	
Data processing	2,725	
Other professional	10,500	
		23,675
Maintenance of Property:		
Recurring—		
Office equipment	$450	
Non-Recurring and Replacements—		
Office equipment	450	
		900
Additions and Improvements:		
Office equipment		1,312
Total Appropriation, Division of Investment		$179,098

There are hereby appropriated, out of receipts derived from the investment of State funds, such sums as may be necessary for custodial costs, mortgage servicing fees and mortgage servicing termination fees, and advertising bank balances as required by Chapter 174, Laws of 1956; provided, however, that the allotment of such sums for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

295-100. *Division of Pensions*

Salaries:		
Director	$16,000	
Other employees	1,006,873	
New positions	9,976	
		$1,032,849

Materials and Supplies:		
Printing and office	$31,000	
Household and security.	50	
		31,050
Services Other Than Personal:		
Travel	$15,000	
Telephone	20,500	
Insurance	528	
Advertising	600	
Subscriptions and memberships	735	
Legal and investigative.	4,000	
Postage	33,000	
Microfilming	2,500	
Rent—Central Motor Pool	1,300	
Rent—Equipment, Data processing	77,000	
Rent—Other	3,400	
Medical	21,030	
Other professional	70,000	
		249,593
Maintenance of Property:		
Recurring—		
Office equipment	$3,500	
Non-Recurring and Replacements—		
Office equipment	1,908	
		5,408
Additions and Improvements:		
Office equipment		1,885
Total Appropriation, Division of Pensions		$1,320,785
Total Appropriation, Department of the Treasury		$12,002,832

DEPARTMENT OF STATE

300-100. *Office of Secretary*

Salaries:		
Secretary of State	$18,000	
Other employees	227,533	
New positions	19,742	
		$265,275
Materials and Supplies:		
Printing and office	$18,000	
Household and security.	75	
		18,075
Services Other Than Personal:		
Travel	$700	
Telephone	4,500	
Insurance	3,768	
Subscriptions and memberships	600	
Postage	14,000	
Microfilming	4,000	
Data processing	8,000	
Rent—Central Motor Pool	880	
Rent—Equipment, Data processing	756	
Rent—Other	1,380	
Other	24,900	
		63,484
Maintenance of Property:		
Recurring—		
Office equipment	$900	
Non-Recurring and Replacements—		
Office equipment	2,755	
		3,655

Additions and Improvements:		
Buildings and grounds..	$1,500	
Office equipment	15,827	
		17,327
Total Appropriation, Office of Secretary		$367,816

302-100. *Office of the Athletic Commissioner*

Salaries:		
Commissioner	$6,000	
Other employees	28,705	
		$34,705
Materials and Supplies:		
Printing and office	$275	
Household and security	25	
		300
Services Other Than Personal:		
Travel	$1,500	
Telephone	1,250	
Subscriptions and memberships	225	
Postage	220	
Medical	2,800	
		5,995
Maintenance of Property:		
Recurring—		
Office equipment		50
Total Appropriation, Office of the Athletic Commissioner		$41,050

304-100. *Legalized Games of Chance Control Commission*

Salaries:		
Other employees		$93,121
Materials and Supplies:		
Printing and office	$3,200	
Vehicular	3,200	
Household and security	40	
Education	50	
		6,490
Services Other Than Personal:		
Travel	$2,800	
Telephone	2,500	
Insurance	281	
Household and security	150	
Subscriptions and memberships	275	
Legal and investigative	1,000	
Postage	2,100	
Rent—Equipment, Data processing	5,940	
Rent—Other	800	
		15,846
Maintenance of Property:		
Recurring—		
Office equipment	$500	
Vehicular equipment	900	
Non-Recurring and Replacements—		
Office equipment	397	
Vehicular equipment	3,870	
		5,667
Additions and Improvements:		
Office equipment		116
Total Appropriation, Legalized Games of Chance Control Commission		$121,240

305-100. *Youth Division*

Salaries:		
Director	$13,000	
New positions	4,309	
		$17,309
Materials and Supplies:		
Printing and office	$1,000	
Household and security	25	
		1,025
Services Other Than Personal:		
Travel	$700	
Telephone	500	
Subscriptions and memberships	75	
Postage	1,000	
Other professional	1,000	
Other	100	
		3,375
Maintenance of Property:		
Recurring—		
Office equipment		50
Additions and Improvements:		
Office equipment		1,000
Total Appropriation, Youth Division		$22,759

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

306-100. *Division of the Aging*

Salaries:		
Director	$13,000	
Other employees	58,241	
		$71,241

Materials and Supplies:		
Printing and office	$8,500	
Education	600	
		9,100
Services Other Than Personal:		
Travel	$2,500	
Telephone	2,000	
Insurance	16	
Subscriptions and memberships	300	
Postage	2,000	
Rent—Central Motor Pool	1,920	
Other	4,700	
		13,436
Maintenance of Property:		
Recurring—		
Office equipment		100
Extraordinary:		
Conference on aging ...	$1,000	
Survey and demonstration projects	10,000	
		11,000
Total Appropriation, Division of the Aging		$104,877
Total Appropriation, Department of State		$657,742

310-100. Department of Civil Service

Salaries:	
President	$20,000
Commissioners (4 @ $8,500)	34,000
Chief Examiner and Secretary	18,000

Other employees	1,375,674	
New positions	38,586	
		$1,486,260
Materials and Supplies:		
Printing and office	$42,750	
Household and security.	350	
Scientific	225	
Education	5,000	
		48,325
Services Other Than Personal:		
Travel	$17,000	
Telephone	17,000	
Insurance	123	
Advertising	38,000	
Subscriptions and memberships	1,250	
Legal and investigative.	10,000	
Postage	17,200	
Suggestion awards	1,000	
Rent—Central Motor Pool	8,030	
Rent—Equipment, Data processing	19,950	
Rent—Other	1,632	
Staff training	4,000	
Other	22,000	
		157,185
Maintenance of Property:		
Recurring—		
Office equipment	$2,500	
Non-Recurring and Replacements—		
Buildings and grounds	350	
Office equipment	6,000	
		8,850
Additions and Improvements:		
Buildings and grounds..	$3,300	
Office equipment	7,600	

Education equipment ...	450	
		11,350
Total Appropriation, Department of Civil Service		$1,711,970

DEPARTMENT OF BANKING AND INSURANCE

320-100. *General*

Salaries:		
Commissioner	$20,000	
Other employees	2,016,152	
New positions	13,918	
		$2,050,070
Materials and Supplies:		
Printing and office	$45,000	
Household and security.	146	
		45,146
Services Other Than Personal:		
Travel	$180,000	
Telephone	16,500	
Insurance	271	
Advertising	300	
Subscriptions and memberships	3,400	
Legal and investigative.	5,000	
Postage	17,500	
Suggestion awards	100	
Rent—Central Motor Pool	680	
Rent—Equipment, Data processing	32,002	
Rent—Other	150	
Other	100	
		256,003
Maintenance of Property:		
Recurring—		
Office equipment	$2,750	

Non-Recurring and Replacements—		
Office equipment	2,005	
		4,755
Additions and Improvements:		
Office equipment		3,723
Total Appropriation, General		$2,359,697

There are hereby appropriated the trust funds of the National Association of Insurance Commissioners.

322-100. *Division of New Jersey Real Estate Commission*

Salaries:		
Commissioners (5 @ $4,000)	$20,000	
Other employees	134,819	
		$154,819
Materials and Supplies:		
Printing and office	$12,000	
Household and security.	50	
		12,050
Services Other Than Personal:		
Travel	$3,800	
Telephone	3,500	
Insurance	85	
Household and security.	150	
Subscriptions and memberships	500	
Legal and investigative.	3,000	
Postage	9,500	
Rent—Central Motor Pool	5,496	
Rent—Other	3,000	
Other professional	2,500	
Other	250	
		31,781

Maintenance of Property:		
Recurring—		
Office equipment	$147	
Non-Recurring and Replacements—		
Office equipment	2,110	
		2,257
Additions and Improvements:		
Office equipment		150
Total Appropriation, Division of New Jersey Real Estate Commission		$201,057
Total Appropriation, Department of Banking and Insurance		$2,560,754

DEPARTMENT OF AGRICULTURE

330-100. *General*

Salaries:		
Secretary	$20,000	
Other employees	1,000,409	
		$1,020,409
Materials and Supplies:		
Fuel and utilities	$1,300	
Printing and office	25,500	
Household and security	400	
Clothing	250	
Medical	4,000	
Scientific	7,500	
Education	1,000	
Other	2,500	
		42,450
Services Other Than Personal:		
Travel	$36,500	
Telephone	15,500	

Insurance	83	
Household and security	750	
Subscriptions and memberships	1,500	
Legal and investigative	500	
Postage	13,500	
Rent—Central Motor Pool	65,000	
Rent—Equipment, Data processing	6,500	
Rent—Other	2,100	
Education	68,000	
Staff training	500	
Other professional	110,000	
Other	17,500	
		337,933
Maintenance of Property:		
Recurring—		
Buildings and grounds	$500	
Office equipment	1,000	
Scientific equipment	400	
Other equipment	150	
Non-Recurring and Replacements—		
Office equipment	6,500	
		8,550
Extraordinary:		
Indemnities pursuant to R. S. 4:5		40,000
Additions and Improvements:		
Office equipment	$20,000	
Scientific equipment	15,500	
		35,500
Total Appropriation, General		$1,484,842

The unexpended balance as of June 30, 1964 in the account "Indemnities—pursuant to R. S. 4:5" is

hereby appropriated for such indemnities.

The unexpended balance as of June 30, 1964 in the account "Potato Grade Labeling Law" is hereby appropriated.

The unexpended balances as of June 30, 1964 of receipts derived pursuant to the provisions of Chapter 47, P. L. 1957 (Poultry Products Promotion Council), Chapter 169, P. L. 1957 (White Potato Industry Promotion Council), Chapter 18, P. L. 1959 (Asparagus Industry Promotion Council), and Chapter 80, P. L. 1959 (Apple Industry Promotion Council), together with such receipts received during the fiscal year 1964-65, are hereby appropriated; provided, however, that all receipts derived pursuant to the provisions of Chapter 47, P. L. 1957 during the fiscal year 1964-65 in excess of $100,000 shall be reimbursed to the General State Fund on account of the appropriation made pursuant to section 17 of said act, to the extent that reimbursement has not been made heretofore.

339-100. *Office of Milk Industry*

Salaries:		
Director	$12,000	
Other employees	200,458	
		$212,458
Materials and Supplies:		
Printing and office	$3,500	
Household and security.	100	
Scientific	200	
		3,800

Services Other Than Personal:		
Travel	$2,500	
Telephone	4,000	
Insurance	67	
Advertising	250	
Subscriptions and memberships	150	
Legal and investigative.	3,000	
Postage	5,500	
Rent—Central Motor Pool	8,050	
Rent—Other	950	
Other	500	
		24,967
Maintenance of Property:		
Recurring—		
Office equipment	$600	
Non-Recurring and Replacements—		
Office equipment	1,106	
		1,706
Total Appropriation, Office of Milk Industry		$242,931

Receipts in excess of the appropriation hereinabove made to the Office of Milk Industry are hereby appropriated for additional costs of administration, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Total Appropriation, Department of Agriculture	$1,727,773

DEPARTMENT OF DEFENSE

340-100. *Administration—General*

Salaries:		
Chief of Staff	$18,000	
Other employees	362,528	
		$380,528
Materials and Supplies:		
Printing and office	$8,500	
Household and security.	275	
Scientific	1,350	
		10,125
Services Other Than Personal:		
Telephone	$11,500	
Subscriptions and memberships	500	
Postage	1,300	
Rent—Other	174	
		13,474
Maintenance of Property:		
Recurring—		
Office equipment	$1,100	
Non-Recurring and Replacements—		
Office equipment	1,537	
		2,637
Additions and Improvements:		
Office equipment		675
Total Appropriation, Administration—General		$407,439

342-100. *National Guard and/or State Guard*

Salaries:		
Other employees	$951,860	
Position transferred from another Division	4,988	
New positions	30,911	
		$987,759
Materials and Supplies:		
Fuel and utilities	$330,000	
Printing and office	612	
Agricultural and conservation	500	
Vehicular	6,500	
Household and security.	29,500	
Clothing	1,000	
Scientific	500	
Other	100	
		368,712
Services Other Than Personal:		
Travel	$6,500	
Telephone	58,000	
Insurance	64,740	
Household and security.	10,000	
Advertising	800	
Subscriptions and memberships	1,900	
Postage	200	
Medical	2,000	
Staff training	17,000	
Other	1,050	
		162,190
Maintenance of Property:		
Recurring—		
Buildings and grounds	$93,025	
Office equipment	650	
Agricultural and conservation equipment	1,000	

Vehicular equipment	2,500	
Household and security equipment	3,500	
Non-Recurring and Replacements—		
Buildings and grounds	137,870	
Office equipment	667	
Agricultural and conservation equipment	2,025	
Vehicular equipment	11,825	
Household and security equipment	875	
		253,937
Extraordinary:		
Organization allowance	$8,000	
Compensation awards	7,000	
		15,000
Additions and Improvements:		
Office equipment	$5,076	
Agricultural and conservation equipment	895	
Vehicular equipment	1,700	
Household and security equipment	1,700	
		9,371
Total Appropriation, National Guard and/or State Guard		$1,796,969

344-100. *Naval Militia Reserve*

Salaries:	
Other employees	$10,123
Services Other Than Personal:	
Other	1,000
Total Appropriation, Naval Militia Reserve	$11,123

346-100. *Division of Civil Defense*

Salaries:		
Other employees	$313,468	
Positions transferred from other Departments	39,200	
		$352,668
Materials and Supplies:		
Printing and office	$14,500	
Vehicular	2,300	
Household and security	2,500	
Education	1,500	
Other	100	
		20,900
Services Other Than Personal:		
Travel	$8,900	
Telephone	7,400	
Insurance	483	
Subscriptions and memberships	800	
Postage	6,500	
Rent—Other	156	
Other	5,000	
		29,239
Maintenance of Property:		
Recurring—		
Office equipment	$450	
Vehicular equipment	500	
Non-Recurring and Replacements—		
Buildings and grounds	30,000	
Office equipment	250	
Vehicular equipment	1,650	
		32,850
Extraordinary:		
Hammonton Training School Program	$4,700	
Control Center Program	7,500	

Medical and Health Preparedness Program..	2,000	
		14,200
Additions and Improvements:		
Office equipment		818
Total Appropriation, Division of Civil Defense		$450,675

There are hereby appropriated such sums as may be necessary to carry out the provisions of Chapter 12, Laws of 1952, from the Special Fund for Civil Defense Volunteers.

Any receipts in excess of those anticipated from charges made to local government jurisdictions for handling Federal surplus property are hereby appropriated.

The Governor is hereby empowered to direct the State Treasurer to transfer from any State department to the Division of Civil Defense such sums as may be necessary for the cost of any emergency occasioned by aggression, sabotage or disaster.

Total Appropriation, Department of Defense		$2,666,206

350-100. Department of Public Utilities

Salaries:		
President	$20,000	
Board Members (2 @ $17,000)	34,000	
Other employees	736,547	
New positions	14,808	
		$805,355

Materials and Supplies:		
Printing and office	$10,500	
Vehicular	1,400	
Household and security	450	
		12,350
Services Other Than Personal:		
Travel	$9,000	
Telephone	16,000	
Insurance	167	
Household and security	250	
Subscriptions and memberships	4,500	
Legal and investigative	16,500	
Postage	4,000	
Rent—Other	2,500	
Staff training	500	
Other	2,500	
		55,917
Maintenance of Property:		
Recurring —		
Office equipment	$600	
Vehicular equipment .	450	
Non-Recurring and Replacements—		
Office equipment	323	
		1,373
Additions and Improvements:		
Other equipment		1,130
Total Appropriation, Department of Public Utilities...		$876,125

DEPARTMENT OF HEALTH

360-100. *General*

Salaries:		
Commissioner	$20,000	
Other employees	2,654,180	
New positions	36,700	
		$2,710,880
Materials and Supplies:		
Fuel and utilities	$3,875	
Printing and office	57,600	
Vehicular	1,000	
Household and security.	1,550	
Clothing	200	
Medical	120,400	
Scientific	63,150	
Education and rehabilitation	7,650	
Other	1,075	
		256,500
Services Other Than Personal:		
Travel	$60,000	
Telephone	54,000	
Insurance	373	
Household and security.	4,150	
Advertising	1,450	
Subscriptions and memberships	3,574	
Legal and investigative.	2,400	
Postage	52,050	
Microfilming	2,500	
Rent—Central Motor Pool	78,544	
Rent—Equipment, Data processing	24,708	
Rent—Other	8,937	
Medical	28,500	
Education and rehabilitation	14,675	

Staff training	1,035	
Other professional	5,050	
Other	54,476	
		396,422
Maintenance of Property:		
Recurring—		
Office equipment	$2,235	
Vehicular equipment.	600	
Medical equipment ..	450	
Scientific equipment..	2,550	
Non-Recurring and Replacements—		
Office equipment	25,597	
Vehicular equipment.	500	
Scientific equipment..	29,730	
		61,662
Extraordinary:		
Public health services by contract	$325,000	
Arbor Virus transmission study project ...	5,000	
Emergency medical and hospital service for migrant workers	5,000	
Administration of Blood Bank Program, pursuant to Chapter 33, P. L. 1963	16,617	
Installation and operation—Air Monitoring System	108,696	
		460,313
Additions and Improvements:		
Office equipment	$12,232	
Vehicular equipment ...	2,600	
Scientific equipment ...	92,953	
		107,785
Total Appropriation, General		$3,993,562

There are hereby appropriated the unexpended balance of the revolving fund heretofore created for the purpose of printing and reprinting literature, codes and manuals for sale and, in addition thereto, receipts derived from such sales.

360-400. *Rabies Control Program*

(Payable Out of Rabies Control Trust Fund)

Salaries:		
Other employees		$81,268
Materials and Supplies:		
Printing and office	$1,800	
Household and security	20	
Medical	25,000	
Scientific	1,000	
		27,820
Services Other Than Personal:		
Travel	$500	
Telephone	1,000	
Subscriptions and memberships	30	
Postage	500	
Rent—Buildings and grounds	650	
Rent—Central Motor Pool	5,575	
		8,255
Maintenance of Property:		
Recurring—		
Office equipment	$25	
Scientific equipment	212	
		237

Extraordinary:		
Public health services by contract		250
Total Appropriation, Rabies Control Program		$117,830

Funds in excess of the amount hereinabove indicated, but limited to the amount of receipts in the Rabies Control Trust Fund for the fiscal year are hereby appropriated; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

374-100. *Board of Barber Examiners*

Salaries:		
Secretary-Treasurer	$8,500	
Board Members (3 @ $8,000)	24,000	
Other employees	38,217	
		$70,717
Materials and Supplies:		
Printing and office		1,800
Services Other Than Personal:		
Travel	$4,500	
Telephone	550	
Subscriptions and memberships	25	
Postage	1,250	
Rent—Central Motor Pool	3,475	
Other	50	
		9,850

Maintenance of Property:		
Recurring—		
Office equipment	$50	
Non-Recurring and Replacements—		
Office equipment	75	
		125
Total Appropriation, Board of Barber Examiners		$82,492

378-100. *Crippled Children's Commission*

Salaries:		
Other employees		$15,731
Materials and Supplies:		
Printing and office		1,500
Services Other Than Personal:		
Telephone	$900	
Postage	350	
Rent—Central Motor Pool	1,140	
Medical	12,000	
		14,390
Maintenance of Property:		
Recurring—		
Office equipment		75
Total Appropriation, Crippled Children's Commission		$31,696
Total Appropriation, Department of Health		$4,225,580

DEPARTMENT OF LABOR AND INDUSTRY

380-100. *Division of Labor*

Salaries:		
Commissioner	$20,000	
Director	14,000	
Other employees	1,371,545	
New positions	31,270	
		$1,436,815
Materials and Supplies:		
Printing and office	$41,325	
Household and security.	15	
Clothing	20	
Scientific	371	
Education	150	
Other	500	
		42,381
Services Other Than Personal:		
Travel	$45,250	
Telephone	19,700	
Insurance	9,408	
Subscriptions and memberships	2,375	
Legal and investigative.	4,750	
Postage	33,460	
Microfilming	1,000	
Data processing	15,500	
Rent—Central Motor Pool	22,305	
Rent—Equipment, Data processing	1,476	
Rent—Other	1,236	
Staff training	750	
Other professional	4,200	
Other	150	
		161,560
Maintenance of Property:		
Recurring—		
Office equipment	$860	
Scientific equipment ..	130	

Non-Recurring and Replacements—		
Office equipment	1,800	
Scientific equipment ..	500	
		3,290
Additions and Improvements:		
Office equipment	$630	
Scientific equipment	70	
		700
Total Appropriation, Division of Labor		$1,644,746

There are hereby appropriated such sums as may be necessary for payments out of the Wage and Hour Trust Fund.

Division of Workmen's Compensation

381-100. *General*

Salaries:		
Director	$16,000	
Other employees	907,542	
New positions	28,985	
		$952,527
Materials and Supplies:		
Printing and office	$14,000	
Household and security.	200	
Medical	100	
		14,300
Services Other Than Personal:		
Travel	$17,500	
Telephone	13,000	
Household and security.	200	
Subscriptions and memberships	3,000	

Legal and investigative	300	
Postage	9,000	
Microfilming	5,000	
Data processing	8,000	
Rent—Central Motor Pool	800	
Rent—Other	1,140	
Staff training	500	
Other	100	
		58,540
Maintenance of Property:		
Recurring—		
Office equipment	$800	
Scientific equipment	50	
Non-Recurring and Replacements—		
Office equipment	2,000	
		2,850
Additions and Improvements:		
Office equipment	$6,000	
Medical equipment	200	
		6,200
		$1,034,417

381-400. *One Per Cent Compensation Tax Fund*

(Payable Out of One Per Cent Compensation Tax Fund)

Salaries:		
Other employees		$22,316
Materials and Supplies:		
Printing and office	$75	
Scientific	75	
		150
Services Other Than Personal:		
Travel	$500	
Telephone	215	

Legal and investigative	500	
Postage	350	
Rent—Buildings and grounds	1,032	
Medical	500	
		3,097
Maintenance of Property:		
Recurring—		
Office equipment		25
		$25,588

There are appropriated out of the One Per Cent Compensation Tax Fund such sums as may be necessary for beneficiary payments, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

The amounts included hereinabove for administrative costs are hereby appropriated from the One Per Cent Compensation Tax Fund notwithstanding the limitation contained in R. S. 34:15–95.

The State Treasurer is hereby empowered and directed to transfer to the General State Fund the sum of $50,000 from the excess in the fund accumulated as of June 30, 1964, pursuant to section 34:15–94 of the Revised Statutes, over the sum of $1,250,000.

Total Appropriation, Division of Workmen's Compensation	$1,060,005

Division of Employment Security

391-400. *Disability Insurance Service*

(Payable Out of Temporary Disability Benefits Administration Fund)

Salaries:		
Other employees	$1,547,394	
New positions	41,441	
		$1,588,835
Materials and Supplies:		
Printing and office		24,000
Services Other Than Personal:		
Travel	$9,500	
Telephone	9,000	
Insurance	429	
Subscriptions and memberships	700	
Postage	49,000	
Data processing	3,000	
Rent — Buildings and grounds	109,212	
Rent—Central Motor Pool	3,200	
Rent—Equipment, Data processing	6,600	
Rent—Other	350	
Medical	11,250	
		202,241
Maintenance of Property:		
Recurring—		
Office equipment	$800	
Non-Recurring and Replacements—		
Office equipment	4,000	
		4,800

Extraordinary:		
Compensation awards		250
Total Appropriation, Disability Insurance Service..		$1,820,126

There are hereby appropriated out of the State Disability Benefits Fund such sums as may be necessary to pay disability benefits.

394-100. *State Board of Mediation*

Salaries:		
Board members (7)	$6,000	
Other employees	96,229	
		$102,229
Materials and Supplies:		
Printing and office	$525	
Household and security.	30	
		555
Services Other Than Personal:		
Travel	$3,000	
Telephone	3,000	
Subscriptions and memberships	1,070	
Postage	500	
Other professional	750	
		8,320
Maintenance of Property:		
Recurring—		
Office equipment		100
Total Appropriation, State Board of Mediation		$111,204

396-100. *Rehabilitation Commission*

Salaries:		
Other employees	$703,001	
New positions	46,858	
		$749,859
Materials and Supplies:		
Fuel and utilities	$200	
Printing and office	7,500	
Household and security.	150	
		7,850
Services Other Than Personal:		
Travel	$24,000	
Telephone	24,000	
Insurance	173	
Household and security.	800	
Advertising	50	
Subscriptions and memberships	250	
Postage	8,000	
Rent—Central Motor Pool	700	
Rent—Other	2,500	
Medical	15,000	
Other	200	
		75,673
Maintenance of Property:		
Recurring—		
Buildings and grounds	$1,000	
Office equipment	800	
Non-Recurring and Replacements—		
Office equipment	800	
		2,600
Extraordinary:		
Services to Clients	$2,150,000	
Extension and Improvement Projects	102,276	

Expansion of Rehabilitation Services	8,100	
Research and Demonstration Projects	100,000	
		2,360,376
Additions and Improvements:		
Office equipment		2,288
Total Appropriation, Rehabilitation Commission ..		$3,198,646

In addition to the appropriation hereinabove made, recoveries of the State's share of expenditures made in the year ending June 30, 1965, together with those made in prior fiscal years, are hereby appropriated.

Total Appropriation, Department of Labor and Industry	$7,834,727

Department of Conservation and Economic Development

410-100. *Office of the Commissioner*

Salaries:		
Commissioner	$20,000	
Other employees	262,392	
Positions transferred from another Division	15,608	
		$298,000
Materials and Supplies:		
Printing and office	$4,200	
Household and security.	300	
Scientific	1,100	
Education	1,350	
		6,950

Services Other Than Personal:		
Travel	$2,500	
Telephone	10,000	
Insurance	152	
Subscriptions and memberships	1,100	
Postage	3,700	
Rent—Central Motor Pool	3,835	
Rent—Other	516	
Staff training	225	
Other	100	
		22,128
Maintenance of Property:		
Recurring—		
Office equipment	$1,500	
Scientific equipment	150	
Non-Recurring and Replacements—		
Office equipment	180	
		1,830
Total Appropriation, Office of the Commissioner		$328,908

410-101. *Interest on Bonds*

Interest on Water Development Bonds, Chapter 35, P. L. 1958	$1,472,250	
Interest on State Recreation and Conservation Land Acquisition Bonds, Chapter 46, P. L. 1961	1,743,200	
Total Appropriation, Interest on Bonds		$3,215,450

420-100. *Division of Resource Development*

Salaries:		
Director	$15,000	
Other employees	2,375,584	
New positions	16,378	
		$2,406,962
Materials and Supplies:		
Food	$3,000	
Fuel and utilities	57,700	
Printing and office	17,975	
Agricultural and conservation	8,300	
Vehicular	41,300	
Household and security	28,163	
Clothing	2,450	
Scientific	5,000	
Education	200	
		164,088
Services Other Than Personal:		
Travel	$17,250	
Telephone	50,000	
Insurance	41,934	
Household and security	7,250	
Advertising	750	
Subscriptions and memberships	3,996	
Legal and investigative	2,700	
Postage	20,000	
Microfilming	2,500	
Rent — Central Motor Pool	31,480	
Rent—Other	45,868	
Other professional	13,500	
Other	19,200	
		256,428
Maintenance of Property:		
Recurring—		
Buildings and grounds	$63,560	
Office equipment	1,335	

Agricultural and conservation equipment	1,400	
Vehicular equipment.	22,700	
Household and security equipment	6,900	
Scientific equipment .	600	
Education equipment.	800	
Other equipment	7,000	
Non-Recurring and Replacements—		
Buildings and grounds	42,675	
Office equipment	2,588	
Agricultural and conservation equipment	7,935	
Vehicular equipment .	59,200	
Household and security equipment	5,495	
Other equipment	2,500	
		224,688
Extraordinary:		
State share of maintenance, Old Barracks, Trenton	$11,000	
Rent of Aircraft Service	50,000	
Fire fighting costs	73,000	
Compensation awards..	8,000	
Promotional expense ...	250,000	
Host State—Association of Planning and Development	1,000	
		393,000
Additions and Improvements:		
Office equipment	$1,348	
Agricultural and conservation equipment..	1,865	
Vehicular equipment ...	13,465	
Household and security equipment	1,100	

Education equipment ...	1,350	
		19,128
Total Appropriation, Division of Resource Development		$3,464,294

The unexpended receipts in excess of those anticipated from "General Revenue, Licenses, Fees, etc." during the fiscal year ending June 30, 1964, together with receipts in excess of those anticipated from the same sources during the fiscal year ending June 30, 1965, are hereby appropriated for additional operation and maintenance costs of the Division of Resource Development, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

The unexpended balance as of June 30, 1964 in the accounts for Fire Fighting Costs is hereby appropriated for the same purpose.

There are hereby appropriated the unexpended balance of the Revolving Fund created pursuant to Chapter 106, P. L. 1959 for the purpose of printing and reprinting of literature and maps for sale and, in addition thereto, receipts derived from such sale.

All fees received pursuant to the "New Jersey Boat Numbering Act of 1962" are hereby appropriated as a Revolving Fund to cover all costs thereof; provided, however, that the allotment of such funds for expenditure shall be subject to the

approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

420-402. *Morris Canal and Banking Company*

(Payable Out of Morris Canal Fund)

Salaries:		
Other employees		$52,170
Materials and Supplies:		
Fuel and utilities	$1,000	
Printing and office	100	
Agricultural and conservation	300	
Vehicular	250	
Household and security.	400	
Clothing	300	
		2,350
Services Other Than Personal:		
Travel	$40	
Telephone	200	
Household and security.	50	
		290
Maintenance of Property:		
Recurring—		
Buildings and grounds	$2,000	
Office equipment	30	
Vehicular equipment..	150	
Non-Recurring and Replacements—		
Agricultural and conservation equipment	800	
Vehicular equipment..	1,650	
Other equipment	400	
		5,030
Total Appropriation, Morris Canal and Banking Company		$59,840

There shall be refunded to the General State Fund such amounts as have been advanced from said fund to the Morris Canal Fund whenever and to the extent that cash in the Morris Canal Fund exceeds the liabilities thereof.

420-409. *New Jersey Pilot Commissioners*

(Payable Out of Receipts)

Salaries:	
Board Members	$21,000
Materials and Supplies:	
Printing and office	60
Services Other Than Personal:	
Travel	300
Total Appropriation, New Jersey Pilot Commissioners	$21,360

The amounts hereinabove appropriated to the New Jersey Pilot Commissioners shall be payable out of the receipts thereof, and any receipts in excess of the amounts specifically set forth above are hereby appropriated, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

425-102. *Democratic National Convention*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

425-103. *Italian-American War Veterans National Convention*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

430-100. *Division of Water Policy and Supply*

Salaries:		
Director	$15,000	
Other employees	294,554	
		$309,554
Materials and Supplies:		
Fuel and utilities	$2,100	
Printing and office	3,000	
Vehicular	2,000	
Household and security	150	
Scientific	650	
		7,900
Services Other Than Personal:		
Travel	$4,700	
Telephone	5,000	
Insurance	1,123	
Advertising	100	
Subscriptions and memberships	175	
Legal and investigative	800	
Postage	1,000	
Rent—Central Motor Pool	2,880	
Other	50	
		15,828

Maintenance of Property:		
Recurring—		
Buildings and grounds	$8,000	
Office equipment	200	
Agricultural and conservation equipment	200	
Vehicular equipment	800	
Scientific equipment	75	
Non-Recurring and Replacements—		
Buildings and grounds	2,500	
		11,775
Extraordinary:		
Office of Rivermaster—		
State share	$12,500	
Ground Water Exploratory Program	33,592	
Stream Gaging Stations	52,200	
Flood Plain Zoning and Warning Service	11,000	
Surface Water Quality Program	4,000	
Rehabilitation of Delaware and Raritan Canal	25,000	
		138,292
Total Appropriation, Division of Water Policy and Supply		$483,349

The unexpended balance in the account "Flood Plain Control" as of June 30, 1964 is hereby appropriated to carry out the provisions of Chapter 19, P. L. 1962.

440-100. *Division of Shell Fisheries*

Salaries:		
Director	$9,000	
Other employees	237,272	
		$246,272
Materials and Supplies:		
Fuel and utilities	$900	
Printing and office	1,500	
Vehicular	7,500	
Household and security.	300	
Clothing	600	
Scientific	100	
Other	900	
		11,800
Services Other Than Personal:		
Travel	$2,500	
Telephone	1,100	
Insurance	4,937	
Subscriptions and memberships	50	
Postage	200	
Rent—Central Motor Pool	5,000	
Rent—Other	3,720	
Other	50	
		17,557
Maintenance of Property:		
Recurring—		
Buildings and grounds	$100	
Office equipment	75	
Vehicular equipment.	11,000	
Non-Recurring and Replacements—		
Office equipment	320	
Vehicular equipment.	50,000	
		61,495

Extraordinary:		
Oyster research	$20,000	
Shelling and planting oyster beds	3,000	
Shelling beds, seeds, drills—Maurice River	32,000	
		55,000
Additions and Improvements:		
Vehicular equipment		1,225
Total Appropriation, Division of Shell Fisheries ...		$393,349

Division of Fish and Game

450-400. *General*

(Payable Out of Hunters' and Anglers' License Fund)

Salaries:		
Director	$14,000	
Other employees	870,907	
		$884,907
Materials and Supplies:		
Fuel and utilities	$20,000	
Printing and office	57,000	
Agricultural and conservation	25,000	
Agricultural and conservation (Fish Propagation)	170,000	
Vehicular	50,000	
Household and security.	2,900	
Clothing	2,000	
Scientific	1,000	
Education	1,000	
Other	1,000	
		329,900

Services Other Than Personal:		
Travel	$20,000	
Telephone	14,600	
Insurance	19,851	
Subscriptions and memberships	369	
Legal and investigative.	250	
Postage	11,000	
Rent—Buildings and grounds	7,200	
Rent—Other	5,400	
Medical	200	
Other	400	
		79,270
Maintenance of Property:		
Recurring—		
Buildings and grounds	$10,000	
Office equipment	250	
Vehicular equipment.	19,000	
Household and security equipment	15,000	
Non-Recurring and Replacements—		
Vehicular equipment.	41,785	
		86,035
Extraordinary:		
Compensation awards	$6,561	
Deer management	8,000	
Surface Water Quality Program	4,000	
		18,561
Additions and Improvements:		
Buildings and grounds		3,000
		$1,401,673

There are hereby appropriated the funds in the Hunters' and Anglers' License Fund in excess of the amounts hereinabove specifically set

forth, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

451-400. *Public Shooting and Fishing Grounds*

(Payable Out of Public Shooting and Fishing Ground Funds)

Salaries:		
Other employees	$191,803	
New positions	7,446	
Positions transferred from another Division	12,375	
		$211,624
Materials and Supplies:		
Fuel and utilities	$3,500	
Printing and office	1,300	
Agricultural and conservation	28,500	
Agricultural and conservation (Fish Propagation)	3,000	
Vehicular	15,000	
Household and security.	200	
Clothing	300	
Scientific	100	
		51,900
Services Other Than Personal:		
Travel	$1,800	
Telephone	1,900	
Insurance	3,280	
Rent—Other	2,000	
Medical	100	
Other	200	
		9,280
Maintenance of Property:		
Recurring—		
Buildings and grounds	$5,000	

Agricultural and conservation equipment	3,500	
Vehicular equipment.	5,000	
Non-Recurring and Replacements—		
Buildings and grounds	3,500	
Agricultural and conservation equipment	7,324	
Vehicular equipment	7,675	
		31,999
Extraordinary:		
Dike maintenance		3,000
		$307,803

There are hereby appropriated the funds in the Public Shooting and Fishing Ground Fund in excess of the amounts hereinabove specifically set forth for additional costs of operation and for 50% of the amounts payable pursuant to R. S. 54:4–2.1, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Total Appropriation, Division of Fish and Game	$1,709,476

460-100. *Division of Veterans' Services*

Salaries:		
Director	$10,000	
Other employees	215,928	
		$225,928
Materials and Supplies:		
Printing and office	$1,950	
Household and security	450	
		2,400

Services Other Than Personal:		
Travel	$2,500	
Telephone	5,000	
Insurance	7	
Subscriptions and memberships	160	
Postage	3,200	
Rent—Central Motor Pool	1,690	
Other	100	
		12,657
Maintenance of Property:		
Recurring—		
Office equipment	$150	
Non-Recurring and Replacements—		
Office equipment	196	
		346
Total Appropriation, Division of Veterans' Services		$241,331

470-100. *Division of State and Regional Planning*

Salaries:		
Director	$15,000	
Other employees	153,827	
		$168,827
Materials and Supplies:		
Printing and office	$7,000	
Household and security	250	
Scientific	2,000	
		9,250
Services Other Than Personal:		
Travel	$3,000	
Telephone	6,000	
Insurance	48	
Advertising	100	

Subscriptions and memberships	727	
Postage	2,500	
Rent—Central Motor Pool	4,000	
Other professional	8,000	
Other	100	
		24,475
Maintenance of Property:		
Recurring—		
Office equipment	$300	
Non-Recurring and Replacements—		
Office equipment	1,425	
		1,725
Extraordinary:		
Co-operative Governmental Planning		100,000
Total Appropriation, Division of State and Regional Planning		$304,277

The unexpended balance as of June 30, 1964 in the account "Co-operative Governmental Planning" is hereby appropriated.

Total Appropriation, Department of Conservation and Economic Development	$10,221,634

DEPARTMENT OF EDUCATION

500-100. *Commissioner's Office*

Salaries:		
Commissioner	$24,500	
Other employees	1,185,649	
New positions	30,205	
		$1,240,354

Materials and Supplies:		
Printing and office	$32,000	
Household and security .	50	
Education	1,000	
Other	500	
		33,550
Services Other Than Personal:		
Travel	$25,000	
Telephone	22,000	
Insurance	11,261	
Subscriptions and memberships	3,000	
Legal and investigative	7,500	
Postage	21,500	
Rent—Central Motor Pool	20,500	
Medical	2,000	
Education	1,500	
Staff training	500	
Other	7,000	
		121,761
Maintenance of Property:		
Recurring—		
Office equipment		3,000
Extraordinary:		
Migrant School Program		40,000
Total Appropriation, Commissioner's Office		$1,438,665

Receipts derived from the High School Equivalency Testing Program are hereby appropriated as a continuing revolving fund.

Any sums appropriated to the several divisions or agencies of the Department of Education for data processing are hereby made available for transfer by certificate of debit and

credit to the Commissioner's Office, as the Commissioner may determine, for centralized data processing purposes.

500-101. *Interest on Bonds*

Interest on State Teacher Colleges Construction Bonds—Act of 1951	$75,250	
Interest on State Higher Education Bonds—Act of 1959	2,114,250	
Total Appropriation, Interest on Bonds		$2,189,500

500-115. *Administration of Industrial Education, Manual Training and Vocational Schools Smith-Hughes, George-Barden Programs*

Salaries:		
Other employees		$235,456
Materials and Supplies:		
Printing and office	$2,500	
Household and security.	100	
Education	325	
Other	75	
		3,000
Services Other Than Personal:		
Travel	$17,000	
Telephone	3,000	
Advertising	100	
Subscriptions and memberships	200	
Postage	1,600	
Education	3,000	
Other	100	
		25,000

New Jersey State Library

Maintenance of Property:		
Recurring—		
Office equipment	$800	
Non-Recurring and Replacements—		
Office equipment	650	
		1,450
Extraordinary:		
Trade and Technical Education—		
Teacher Training Program		192,000
Total Appropriation, Administration of Industrial Education, Manual Training and Vocational Schools—Smith-Hughes, George-Barden Programs		$456,906

500-125. *State Competitive Scholarships and Student Loans*

Salaries:		
Other employees	$75,796	
New positions	14,642	
		$90,438
Materials and Supplies:		
Printing and office	$5,500	
Education	50	
Other	50	
		5,600
Services Other Than Personal:		
Travel	$1,700	
Telephone	1,000	
Subscriptions and memberships	300	
Postage	6,000	
Data processing	3,000	
Other	500	
		12,500

Maintenance of Property:		
Recurring—		
Office equipment		100
Extraordinary:		
Scholarships	$4,175,000	
Student loans	550,000	
		4,725,000
Total Appropriation, State Competitive Scholarships and Student Loans		$4,833,638

The unexpended balance in this account as of June 30, 1964 is hereby appropriated for "Scholarships" and "Student loans."

520-100. *Division of the State Library, Archives and History*

Salaries:		
Other employees	$350,427	
New positions	9,405	
		$359,832
Materials and Supplies:		
Printing and office	$18,500	
Household and security	50	
Education	58,000	
		76,550
Services Other Than Personal:		
Travel	$2,700	
Telephone	4,000	
Insurance	172	
Subscriptions and memberships	7,800	
Postage	5,000	
Rent—Central Motor Pool	3,000	
Other	35,000	
		57,672

Maintenance of Property:		
Recurring—		
Office equipment	$300	
Non-Recurring and Replacements—		
Office equipment	402	
		702
Total Appropriation, Division of the State Library, Archives and History		$494,756

The unexpended balance in the microfilming account as of June 30, 1964 is hereby appropriated.

530-100. *Division of the State Museum*

Salaries:		
Other employees	$161,830	
New positions	50,983	
		$212,813
Materials and Supplies:		
Printing and office	$6,000	
Vehicular	350	
Clothing	1,500	
Education	3,500	
Other	2,500	
		13,850
Services Other Than Personal:		
Travel	$1,500	
Telephone	2,000	
Insurance	506	
Subscriptions and memberships	250	
Postage	3,750	
Rent—Central Motor Pool	1,000	

Rent—Other	300	
Education	4,000	
Other	20,000	
		33,306
Maintenance of Property:		
Recurring—		
Office equipment	$150	
Other equipment	2,500	
Non-Recurring and Replacements—		
Office equipment	480	
Other equipment	600	
		3,730
Extraordinary:		
Archeological research		2,500
Additions and Improvements:		
Buildings and grounds .	$1,000	
Office equipment	4,000	
Vehicular equipment ...	2,250	
Education equipment...	2,000	
		9,250
Total Appropriation, Division of the State Museum..		$275,449

Not more than one-half of the receipts from charges made for mailing and handling of films is hereby appropriated as a revolving fund to be used to replace damaged or lost films.

The unexpended balance of the revolving fund created pursuant to Chapter 106, P. L. 1959 to print literature and maps for sale and for the purchase of merchandise for sale and, in addition thereto, receipts derived from such sales are hereby appropriated.

550-100. *Glassboro State College*

Salaries:		
Other employees	$495,888	
New positions	15,237	
Academic employees ...	1,624,381	
New positions	242,243	
Positions established from appropriated revenue	47,929	
Student Assistants	152,000	
		$2,577,678
Materials and Supplies:		
Fuel and utilities	$98,000	
Printing and office	13,450	
Agricultural and conservation	6,000	
Vehicular	1,000	
Household and security	12,000	
Medical	1,000	
Education	25,000	
College library books ...	40,000	
		196,450
Services Other Than Personal:		
Travel	$11,750	
Telephone	13,000	
Insurance	9,044	
Household and security	13,500	
Subscriptions and memberships	900	
Postage	5,500	
Entertainment	5,600	
Data processing	1,500	
Rent—Equipment, Data processing	1,500	
Education	20,500	
Food service	330,252	
Other	100	
		413,146

Maintenance of Property:		
Recurring—		
Buildings and grounds	$31,340	
Office equipment	1,200	
Vehicular equipment	1,000	
Household and security equipment	1,000	
Scientific equipment..	400	
Education equipment	750	
Non-Recurring and Replacements—		
Buildings and grounds	3,450	
Office equipment	2,767	
Vehicular equipment .	1,800	
Household and security equipment	2,939	
Education equipment	1,150	
		47,796
Extraordinary:		
Part-Time, Summer and Graduate Program		302,800
Additions and Improvements:		
Office equipment	$15,166	
Household and security equipment	2,000	
Education equipment ..	32,250	
		49,416
Total Appropriation, Glassboro State College		$3,587,286

551-100. *Jersey City State College*

Salaries:		
Other employees	$349,826	
New positions	9,045	
Academic employees ...	1,484,567	
New positions	39,018	

Positions established from appropriated revenue	38,630	
Student Assistants	71,500	
		$1,992,586
Materials and Supplies:		
Fuel and utilities	$53,500	
Printing and office	12,000	
Agricultural and conservation	600	
Vehicular	600	
Household and security.	8,000	
Medical	450	
Education	20,000	
College library books ..	33,000	
		128,150
Services Other Than Personal:		
Travel	$9,000	
Telephone	9,000	
Insurance	7,535	
Household and security.	2,400	
Subscriptions and memberships	500	
Postage	4,000	
Entertainment	4,344	
Data processing	5,000	
Rent—Equipment, Data processing	1,250	
Education	50,000	
Food service	42,000	
Other	9,000	
		144,029
Maintenance of Property:		
Recurring—		
Buildings and grounds	$16,300	
Office equipment	700	
Vehicular equipment .	450	
Household and security equipment ..	2,200	
Education equipment.	700	

Non-Recurring and Replacements—		
Buildings and grounds	15,200	
Office equipment	1,400	
Vehicular equipment.	2,500	
Education equipment.	250	
		39,700
Extraordinary:		
Part-Time, Summer and Graduate Program		151,600
Additions and Improvements:		
Buildings and grounds.	$7,600	
Office equipment	5,000	
Household and security equipment	6,400	
Education equipment ..	25,000	
		44,000
		$2,500,065

551-102. *Jersey City State College—*
A. Harry Moore Laboratory School

Extraordinary:		
For operating expenses of the A. Harry Moore Laboratory School ...	$200,000	
For operation and maintenance of Summer Camp for handicapped children at Voorhees State Park	30,000	
		$230,000

There are hereby appropriated for additional operating expenses of this school all tuition and other receipts from the

operation of the Jersey City State College—A. Harry Moore Laboratory School in excess of the sum hereinabove appropriated, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.		
Total Appropriation, Jersey City State College		$2,730,065

552-100. *Newark State College*

Salaries:		
Other employees	$411,516	
New positions	27,756	
Academic employees....	1,327,046	
New positions	279,848	
Positions established from appropriated revenue	53,573	
Student Assistants	77,520	
		$2,177,259
Materials and Supplies:		
Fuel and utilities	$86,620	
Printing and office	10,500	
Agricultural and conservation	3,200	
Vehicular	1,250	
Household and security.	12,000	
Medical	400	
Education	40,000	
College library books ...	43,500	
		197,470

Services Other Than Personal:		
Travel	$10,000	
Telephone	11,000	
Insurance	9,733	
Household and security.	5,000	
Subscriptions and memberships	600	
Postage	6,000	
Entertainment	4,400	
Data processing	3,500	
Rent—Equipment, Data processing	1,200	
Education	50,000	
Food service	95,000	
		196,433
Maintenance of Property:		
Recurring—		
Buildings and grounds	$21,500	
Office equipment	800	
Vehicular equipment..	600	
Household and security equipment	1,000	
Scientific equipment ..	1,200	
Other equipment	1,100	
Non-Recurring and Replacements—		
Buildings and grounds	6,500	
Office equipment	2,220	
Vehicular equipment .	2,600	
Education equipment .	5,356	
		42,876
Extraordinary:		
Part-Time, Summer and Graduate Program		450,000
Additions and Improvements:		
Buildings and grounds .	$393	
Office equipment	12,737	
Household and security equipment	587	

Education	25,000	
		38,717
Total Appropriation, Newark State College		$3,102,755

553-100. *Paterson State College*

Salaries:		
Other employees	$405,118	
New positions	28,342	
Academic employees ...	1,380,238	
New positions	139,503	
Positions established from appropriated revenue	43,842	
Student Assistants	82,000	
		$2,079,043
Materials and Supplies:		
Fuel and utilities	$75,000	
Printing and office	15,500	
Agricultural and conservation	2,000	
Vehicular	1,250	
Household and security	12,000	
Medical	500	
Education	40,000	
College library books ..	35,000	
		181,250
Services Other Than Personal:		
Travel	$8,000	
Telephone	12,000	
Insurance	5,769	
Household and security	6,500	
Subscriptions and memberships	700	
Postage	5,250	
Entertainment	4,300	
Data processing	6,000	

Rent—Equipment, Data processing	1,500	
Education	40,000	
Food service	95,000	
Other	400	
		185,419
Maintenance of Property:		
Recurring—		
Buildings and grounds	$21,750	
Office equipment	500	
Vehicular equipment	500	
Household and security equipment	900	
Education equipment	600	
Non-Recurring and Replacements—		
Buildings and grounds	6,500	
Office equipment	1,193	
Agricultural and conservation equipment	2,800	
Vehicular equipment	2,100	
Household and security equipment	462	
Education equipment	2,210	
		39,515
Extraordinary:		
Part-Time, Summer and Graduate Program		225,000
Additions and Improvements:		
Buildings and grounds	$5,600	
Office equipment	5,861	
Agricultural and conservation equipment	1,730	
Household and security equipment	5,475	
Medical equipment	1,190	
Education equipment	35,000	
		54,856
Total Appropriation, Paterson State College		$2,765,083

554-100. *Montclair State College*

Salaries:		
Other employees	$594,272	
New positions	10,225	
Academic employees ...	1,760,743	
New positions	238,716	
Positions established from appropriated revenue	66,781	
Student Assistants	132,280	
		$2,803,017
Materials and Supplies:		
Fuel and utilities	$109,080	
Printing and office	17,000	
Agricultural and conservation	5,000	
Vehicular	800	
Household and security	18,000	
Medical	500	
Education	47,000	
College library books ..	42,000	
Other	500	
		239,880
Services Other Than Personal:		
Travel	$12,500	
Telephone	14,000	
Insurance	13,643	
Household and security	13,000	
Subscriptions and memberships	750	
Postage	10,000	
Entertainment	5,600	
Data processing	8,000	
Rent—Equipment, Data processing	1,200	
Education	37,500	
Food service	255,840	
		372,033

Maintenance of Property:		
Recurring—		
Buildings and grounds	$42,000	
Office equipment	1,200	
Vehicular equipment .	900	
Household and security equipment	1,500	
Scientific equipment .	900	
Other equipment	400	
Non-Recurring and Replacements—		
Buildings and grounds	30,500	
Office equipment	3,760	
Household and security equipment	4,000	
Education equipment	17,000	
		102,160
Extraordinary:		
Part-Time, Summer and Graduate Program		288,000
Additions and Improvements:		
Office equipment	$4,686	
Education equipment ..	45,000	
Other equipment	4,000	
		53,686
Total Appropriation, Montclair State College		$3,858,776

555-100. *Trenton State College*

Salaries:		
Other employees	$534,691	
New positions	11,195	
Academic employees ...	1,715,997	
New positions	160,432	
Positions established from appropriated revenue	47,250	
Student Assistants	173,056	
		$2,642,621

Materials and Supplies:		
Fuel and utilities	$125,000	
Printing and office	15,500	
Agricultural and conservation	3,000	
Vehicular	1,000	
Household and security.	16,000	
Medical	800	
Education	32,000	
College library books ..	41,325	
		234,625
Services Other Than Personal:		
Travel	$10,000	
Telephone	19,500	
Insurance	12,211	
Household and security.	21,000	
Subscriptions and memberships	900	
Postage	8,000	
Entertainment	5,510	
Data processing	7,500	
Education	25,700	
Food service	482,952	
Other	1,996	
		595,269
Maintenance of Property:		
Recurring—		
Buildings and grounds	$47,500	
Office equipment	600	
Agricultural and conservation equipment	700	
Vehicular equipment.	1,100	
Household and security equipment ..	2,500	
Scientific equipment..	2,500	
Non-Recurring and Replacements—		
Buildings and grounds	20,000	
Office equipment	3,890	

Household and security equipment ..	3,000	
Education equipment.	8,000	
		89,790
Extraordinary:		
Part-Time, Summer and Graduate Program ..	$285,000	
Demonstration School Service	155,000	
		440,000
Additions and Improvements:		
Buildings and grounds.	$5,000	
Office equipment	7,500	
Vehicular equipment ..	1,500	
Education equipment ..	50,000	
		64,000
Total Appropriation, Trenton State College		$4,066,305

Receipts at all State Colleges from fees for student service charges and parking fees, together with the balances of such funds as of June 30, 1964, are hereby appropriated.

Receipts in excess of those anticipated from the operation of part-time, summer, and graduate courses, together with the unexpended balances from such sources as of June 30, 1964 are hereby appropriated.

Receipts in excess of those anticipated from regular tuition and the operation of cafeterias and boarding halls are hereby appropriated.

The amounts appropriated to the various State Colleges for Student Assistants shall constitute the appropriation to carry out the pro-

visions of R. S. 18:16–27, and such appropriation may be available for salaries of Other employees in lieu of Student Assistants.

560-100. *State School for the Deaf*

Salaries:		
Other employees	$505,563	
New positions	44,592	
Academic employees ...	563,430	
New positions	37,333	
Food in lieu of cash	18,012	
		$1,168,930
Materials and Supplies:		
Food	$56,000	
Fuel and utilities	42,000	
Printing and office	500	
Agricultural and conservation	2,000	
Vehicular	1,200	
Household and security	12,000	
Clothing	1,500	
Medical	1,600	
Education	16,000	
Other	350	
		133,150
Services Other Than Personal:		
Travel	$750	
Telephone	6,500	
Insurance	6,650	
Household and security	24,000	
Advertising	100	
Postage	1,000	
Entertainment	750	
Rent—Other	2,270	
Medical	600	
Other	5,900	
		48,520

Maintenance of Property:		
Recurring—		
Buildings and grounds	$18,000	
Office equipment	375	
Vehicular equipment .	1,300	
Non-Recurring and Replacements —		
Buildings and grounds	23,900	
Household and security equipment	4,832	
Other equipment	3,500	
		51,907
Additions and Improvements:		
Buildings and grounds..	$27,400	
Education equipment...	1,000	
		28,400
Total Appropriation, State School for the Deaf		$1,430,907

562-400. *State School of Conservation, Lake Wapalanne*

Salaries:		
Other employees		$88,151
Materials and Supplies:		
Food	$30,000	
Fuel and utilities	11,000	
Printing and office	800	
Agricultural and conservation	100	
Vehicular	1,500	
Household and security	2,500	
Medical	200	
Education	1,000	
Other	100	
		47,200

Services Other Than Personal:		
Travel	$1,000	
Telephone	1,000	
Insurance	42	
Household and security	800	
Subscriptions and memberships	150	
Postage	700	
Rent—Other	12,000	
Other	200	
		15,892
Maintenance of Property:		
Recurring—		
Buildings and grounds	$200	
Office equipment	140	
Vehicular equipment	500	
Household and security equipment	130	
Non-Recurring and Replacements—		
Office equipment	550	
Vehicular equipment	8,000	
Household and security equipment	525	
		10,045
Additions and Improvements:		
Household and security equipment	$1,000	
Scientific equipment	500	
		1,500
Total Appropriation, State School of Conservation, Lake Wapalanne		$162,788

The amount hereinabove appropriated shall be payable out of receipts derived from the operation of this school and there are hereby appropriated receipts in excess of the

amount hereinabove specifically set forth, together with the unexpended balance of such receipts as of June 30, 1964, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Rutgers University, The State University of New Jersey

570-100. *General University*

Salaries:		
Other employees	$17,679,588	
New positions	1,440,110	
		$19,119,698
Materials and Supplies:		
Food	$10,000	
Fuel and utilities	600,000	
Printing and office	425,000	
Agricultural and conservation	27,000	
Vehicular	8,500	
Household and security	85,000	
Medical	11,250	
Scientific	35,000	
Education	280,000	
College library books	400,000	
		1,881,750
Services Other Than Personal:		
Travel	$165,000	
Telephone	190,000	
Insurance	200,000	
Household and security	60,000	
Advertising	3,000	
Subscriptions and memberships	15,000	

Legal and investigative.	30,000	
Postage	100,000	
Securities charges	14,500	
Rent — Buildings and grounds	250,000	
Rent—Equipment, Data processing	200,000	
Rent—Other	165,000	
Education	80,000	
All other services	9,750	
Taxes and municipal services	190,000	
		1,672,250
Maintenance of Property:		
Recurring—		
Buildings and grounds	$220,000	
Office equipment	6,900	
Agricultural and conservation equipment	10,000	
Vehicular equipment.	2,500	
Household and security equipment	22,500	
Medical equipment ..	500	
Scientific equipment..	10,000	
Education equipment.	50,000	
Non-Recurring and Replacements—		
Buildings and grounds	590,000	
State roads	10,000	
Office equipment	22,000	
Agricultural and conservation equipment	12,000	
Vehicular equipment .	11,000	
Household and security equipment ..	40,000	
Medical equipment ..	2,600	
Scientific equipment .	20,000	
Education equipment.	350,000	
		1,380,000

Extraordinary:		
Research Grants	$200,000	
Retirement Allowances.	260,000	
Interest	131,350	
Contingent Fund	50,000	
Graduate and Law School Fellowships...	40,000	
		681,350
Additions and Improvements:		
Buildings and grounds..	$50,000	
Office equipment	6,700	
Agricultural and conservation equipment..	3,500	
Vehicular equipment ..	14,000	
Household and security equipment	4,000	
Scientific equipment ...	49,000	
Education equipment .	116,000	
		243,200
		$24,978,248
Less Income:		
General University income deductions	$8,791,770	
Group Insurance Dividends and Hospital Insurance Funds	1,000,000	
		$9,791,770
Net amount State University appropriations to be used as follows:		
Contribution for General University operation		$15,180,678
Land grant interest		5,800
		$15,186,478

Of the amount set forth above, not less than $120,000 shall be used to operate the South Jersey College of Law at Camden as a 3-year school.

571-100. *Douglass College*

Salaries:		
Other employees	$2,419,220	
New positions	235,250	
		$2,654,470
Materials and Supplies:		
Food	$2,800	
Fuel and utilities	112,000	
Printing and office	46,000	
Agricultural and conservation	3,500	
Vehicular	6,000	
Household and security	20,000	
Medical	8,000	
Education	35,000	
Other	3,000	
		236,300
Services Other Than Personal:		
Travel	$9,000	
Telephone	20,000	
Insurance	25,000	
Household and security	4,000	
Subscriptions and memberships	1,000	
Legal and investigative	2,500	
Postage	8,500	
Entertainment	1,000	
Rent—Other	6,000	
Education	1,000	
Securities charges	5,000	
Taxes and municipal services	16,000	
Other	4,000	
		103,000
Maintenance of Property:		
Recurring—		
Buildings and grounds	$55,000	
Office equipment	1,650	

Agricultural and conservation equipment	2,000	
Vehicular equipment .	2,000	
Household and security equipment	6,500	
Medical equipment ...	250	
Education equipment	5,000	
Non-Recurring and Replacements—		
Buildings and grounds	140,000	
Office equipment	3,500	
Agricultural and conservation equipment	3,000	
Vehicular equipment .	4,000	
Household and security equipment	17,000	
Medical equipment ..	1,000	
Education equipment .	45,000	
		285,900
Extraordinary:		
Retirement Allowances .	$106,048	
Contingent Fund	10,000	
Interest	5,150	
		121,198
Additions and Improvements:		
Buildings and grounds .	$10,000	
Office equipment	1,000	
Vehicular equipment ...	2,000	
Household and security equipment	1,000	
		14,000
		$3,414,868
Less income deductions		1,175,000
Contribution for Douglass College Operation		$2,239,868

572-100. *Agricultural Experiment Station*

Salaries:		
Director	$7,200	
Other employees	4,156,460	
New positions	36,147	
		$4,199,807
Materials and Supplies:		
Fuel and utilities	$150,000	
Printing and office	83,200	
Agricultural and conservation	115,000	
Vehicular	20,000	
Household and security.	7,000	
Scientific	115,000	
Education	1,000	
Other	1,200	
		492,400
Services Other Than Personal:		
Travel	$60,000	
Telephone	42,000	
Insurance	17,000	
Household and security.	5,000	
Subscriptions and memberships	4,750	
Postage	12,000	
Rent — Buildings and grounds	2,930	
Rent—Other	18,000	
Other	1,500	
		163,180
Maintenance of Property:		
Recurring—		
Buildings and grounds	$27,000	
Office equipment	3,470	
Agricultural and conservation equipment	5,000	
Vehicular equipment..	15,000	

Household and security equipment	1,600	
Scientific equipment ..	15,000	
Non-Recurring and Replacements—		
Buildings and grounds	85,000	
Office equipment	8,500	
Vehicular equipment..	29,000	
Household and security equipment	2,500	
Scientific equipment ..	12,500	
		204,570
Additions and Improvements:		
Buildings and grounds..	$63,500	
Office equipment	6,000	
Agricultural and conservation equipment..	7,000	
Vehicular equipment ...	7,000	
Scientific equipment ...	58,435	
		141,935
		$5,201,892
Less income deductions		950,000
Contribution for Agricultural Experiment Station Operation ..		$4,251,892

The unexpended balances in the accounts of the Agricultural Experiment Station as of June 30, 1964 are hereby appropriated for research in 1964-65.

Total Appropriation, Rutgers University, The State University of New Jersey.	$21,678,238

574-100. *Newark College of Engineering and Newark Technical School*

Extraordinary:	
For the purchase of higher education at the Newark College of Engineering and Newark Technical School, by contract, pursuant to R. S. 18:2–1	$2,327,713
Total Appropriation, Newark College of Engineering and Newark Technical School	$2,327,713

575-100. *Trenton Junior College and School of Industrial Arts*

Extraordinary:	
For the purchase of higher education at the Trenton Junior College and School of Industrial Arts, by contract, pursuant to R. S. 18:2–1	$176,800
Total Appropriation, Trenton Junior College and School of Industrial Arts	$176,800
Total Appropriation, Department of Education	$55,575,630

STATE HIGHWAY DEPARTMENT

610-100. *General*

Salaries:		
Commissioner	$22,000	
State Highway Engineer	18,000	
Other employees	8,594,971	
New positions	143,077	
Wages of labor	6,712,667	
New positions	45,427	
		$15,536,142
Materials and Supplies:		
Fuel and utilities	$1,004,250	
Printing and office	75,000	
Vehicular	600,000	
Household and security.	10,000	
Clothing	5,500	
Medical	2,000	
Scientific	15,000	
Other	4,000	
		1,715,750
Services Other Than Personal:		
Travel	$95,000	
Telephone	75,000	
Insurance	96,982	
Household and security.	1,000	
Advertising	5,000	
Subscriptions and memberships	4,500	
Postage	31,000	
Microfilming	5,000	
Rent—Equipment, Data processing	79,930	
Rent—Other	260,000	
Medical	3,500	
Staff training	2,000	
Other professional	50,000	
Other	15,000	
		723,912

Maintenance of Property:		
Recurring—		
Buildings and grounds	$10,000	
State roads	3,350,000	
Office equipment	2,500	
Vehicular equipment .	2,000	
Household and security equipment	2,000	
Scientific equipment .	1,800	
Other Equipment	2,000	
Non-Recurring and Replacements—		
Buildings and grounds	26,300	
State roads	2,000,000	
Office equipment	10,000	
Vehicular equipment .	500,000	
Household and security equipment	28,500	
Medical equipment ..	500	
Scientific equipment .	3,000	
Other equipment	500	
		5,939,100
Extraordinary:		
Compensation awards		75,000
Additions and Improvements:		
Buildings and grounds .	$22,100	
Office equipment	10,000	
Vehicular equipment ...	350,000	
Household and security equipment	9,500	
Medical equipment	1,000	
Scientific equipment ...	10,000	
		402,600
Total Appropriation, General		$24,392,504

The unexpended balance in this account as of June 30, 1964 is hereby appropriated for operation and maintenance during 1964-65.

610-101. *Interest on Bonds*

Interest on Highway Improvement Bonds—Act of 1930	$478,893
Total Appropriation, Interest on Bonds	$478,893

630-100. *Division of Railroad Transportation*

Extraordinary:	
For expenses of the division.....	
New York-New Jersey Transportation Agency—50% share	
To carry out the provisions of P. L. 1960, c. 66 and P. L. 1962, c. 1 and chapter 191	$6,000,000
Tri-State Transportation Committee Contingency Fund	
Total Appropriation, Division of Railroad Transportation	$6,000.000
The unexpended balance in this account as of June 30, 1964 is hereby appropriated.	
None of the funds appropriated to the Division of Railroad Transportation may be expended in connection with any Tri-State transportation program involving New Jersey, New York and Connecticut unless legislation authorizing such a program is enacted.	
Total Appropriation, State Highway Department	$30,871,397

DEPARTMENT OF INSTITUTIONS AND AGENCIES

700-100. *Administration—General*

Salaries:		
Commissioner	$20,000	
Other employees	809,485	
New positions	11,298	
		$840,783
Materials and Supplies:		
Printing and office	$13,300	
Scientific	250	
		13,550
Services Other Than Personal:		
Travel	$4,500	
Telephone	14,900	
Insurance	4,961	
Advertising	1,500	
Subscriptions and memberships	1,200	
Postage	10,000	
Rent—Central Motor Pool	13,620	
Rent—Equipment, Data processing	51,336	
Other professional	2,900	
Other	3,000	
		107,917
Maintenance of Property:		
Recurring—		
Office equipment	$900	
Non-Recurring and Replacements—		
Office equipment	4,498	
Household and security equipment	525	
		5,923

Additions and Improvements:		
Office equipment	$3,049	
Education and rehabilitation equipment	476	
		3,525
Total Appropriation, Administration—General		$971,698

700-101. *Interest on Bonds*

Interest on Institution Construction Bonds—Act of 1930	$65,525	
Interest on Institution Construction Bonds—Act of 1949	32,220	
Interest on Institution Construction Bonds—Act of 1952	135,850	
Interest on Institution Construction Bonds—Act of 1960	1,138,850	
Total Appropriation, Interest on Bonds		$1,372,445

710-100. *Home for Disabled Soldiers, Menlo Park*

Salaries:		
Other employees	$173,248	
New positions	191,888	
Food in lieu of cash ...	3,024	
		$368,160
Materials and Supplies:		
Food—Cash	$37,751	
Fuel and utilities	30,000	

Printing and office	500	
Agricultural and conservation	400	
Vehicular	650	
Household and security	6,000	
Clothing	500	
Medical	7,500	
Other	100	
		83,401
Services Other Than Personal:		
Travel	$600	
Telephone	1,500	
Insurance	4,537	
Household	16,491	
Advertising	300	
Subscriptions and memberships	50	
Postage	300	
Entertainment	300	
Medical	1,100	
Education and rehabilitation	3,550	
Other professional	300	
		29,028
Maintenance of Property:		
Recurring—		
Buildings and grounds	$4,000	
Office equipment	125	
Agricultural and conservation equipment	150	
Vehicular equipment .	175	
Household and security equipment	400	
Non-Recurring and Replacements—		
Vehicular equipment .	1,750	
		6,600
Total Appropriation, Home for Disabled Soldiers, Menlo Park		$487,189

711-100. *Home for Disabled Soldiers, Vineland*

Salaries:		
Other employees	$312,315	
New positions	2,292	
Food in lieu of cash	2,880	
		$317,487
Materials and Supplies:		
Food—Cash	$63,875	
Fuel and utilities	20,000	
Printing and office	700	
Agricultural and conservation	600	
Vehicular	750	
Household and security .	10,000	
Clothing	900	
Medical	10,000	
Education and rehabilitation	200	
Other	175	
		107,200
Services Other Than Personal:		
Travel	$1,500	
Telephone	1,650	
Insurance	1,312	
Household	2,500	
Advertising	100	
Subscriptions and memberships	50	
Postage	300	
Entertainment	300	
Medical	2,900	
Education and rehabilitation	2,860	
Other professional	640	
		14,112
Maintenance of Property:		
Recurring—		
Buildings and grounds	$6,000	
Office equipment	75	

Agricultural and conservation equipment	100	
Vehicular equipment .	175	
Household and security equipment	500	
Non-Recurring and Replacements—		
Buildings and grounds	19,000	
Office equipment	832	
Agricultural and conservation equipment	1,150	
Household and security equipment	12,175	
		40,007
Extraordinary:		
Compensation awards		1,168
Additions and Improvements:		
Agricultural and conservation equipment	$600	
Household and security equipment	9,930	
Medical equipment	425	
		10,955
Total Appropriation, Home for Disabled Soldiers, Vineland		$490,929

Division of Public Welfare

715-100. *Bureau of Assistance*

Salaries:		
Other employees	$665,717	
New positions	6,112	
Positions Established from Lump-Sum Appropriation	76,815	
		$748,644

Materials and Supplies:		
Printing and office	$15,300	
Education and rehabilitation	150	
		15,450
Services Other Than Personal:		
Travel	$5,500	
Telephone	12,000	
Subscriptions and memberships	1,700	
Legal and investigative.	1,050	
Postage	6,000	
Rent—Central Motor Pool	14,210	
Medical	9,000	
Staff training	15,000	
		64,460
Maintenance of Property:		
Recurring—		
Office equipment	$1,000	
Non-Recurring and Replacements—		
Office equipment	3,928	
		4,928
Additions and Improvements:		
Office equipment		4,536
		$838,018

716-100. *Commission for the Blind*

Salaries:		
Other employees	$755,410	
New positions	10,088	
		$765,498

Materials and Supplies:		
Fuel and utilities	$3,450	
Printing and office	5,100	
Vehicular	3,460	
Household and security.	650	
Medical	200	
Education and rehabilitation	32,100	
		44,960
Services Other Than Personal:		
Travel	$38,750	
Telephone	12,900	
Insurance	1,927	
Household	235	
Subscriptions and memberships	450	
Postage	6,250	
Entertainment	100	
Rent—Central Motor Pool	720	
Rent—Other	1,500	
Medical	4,200	
Education and rehabilitation	564,500	
Staff training	400	
Other professional	31,749	
		663,681
Maintenance of Property:		
Recurring—		
Office equipment	$600	
Vehicular equipment..	600	
Education and rehabilitation equipment ..	650	
Other equipment	200	
Non-Recurring and Replacements—		
Office equipment	2,359	
Vehicular equipment .	3,680	
Education and rehabilitation equipment ..	2,350	
		10,439

Additions and Improvements:		
Office equipment	$1,132	
Medical equipment	100	
Education and rehabilitation equipment	6,000	
		7,232
		$1,491,810

The balance to the credit of the Revolving Industrial Fund on June 30, 1964 is hereby appropriated as a Revolving Industrial Fund in a sum not to exceed $2,000.

717-100. *Bureau of Children's Services*

Salaries:		
Other employees	$2,430,166	
New positions	162,262	
		$2,592,428
Materials and Supplies:		
Printing and office	$22,000	
Household and security.	350	
Education	800	
		23,150
Services Other Than Personal:		
Travel	$8,400	
Telephone	49,000	
Insurance	568	
Advertising	400	
Subscriptions and memberships	75	
Legal and investigative.	900	
Postage	16,000	
Data processing	700	
Rent—Central Motor Pool	92,480	
Rent—Other	1,636	

Staff training	500	
Other professional	4,500	
Other	500	
		175,659
Maintenance of Property:		
Recurring—		
Office equipment	$6,500	
Non-Recurring and Replacements—		
Office equipment	10,000	
		16,500
Extraordinary:		
Group Foster Home Administration		8,400
Additions and Improvements:		
Office equipment		10,021
		$2,826,158
Total Appropriation, Division of Public Welfare ...		$5,155,986

720-100. *State Parole Board*

Salaries:		
Chairman	$15,000	
Other employees	49,686	
		$64,686
Materials and Supplies:		
Printing and office		300
Services Other Than Personal:		
Travel	$1,800	
Telephone	1,800	
Postage	315	
Other	50	
		3,965

Maintenance of Property:		
Recurring—		
Office equipment	$50	
Non-Recurring and Replacements—		
Office equipment	210	
		260
Additions and Improvements:		
Office equipment		1,025
Total Appropriation, State Parole Board		$70,236

725-300. *Bureau of State Use Industries*

There are hereby appropriated to the Bureau of State Use Industries the unexpended balance as of June 30, 1964 of the fund known as the "State Use Working Capital Fund" and, in addition thereto, all receipts derived from sales, pursuant to the provisions of R. S. 30:4–100; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

730-100. *Division of Correction and Parole*

Salaries:	
Other employees	$1,017,131
Materials and Supplies:	
Printing and office	5,300

Services Other Than Personal:		
Travel	$13,000	
Telephone	15,000	
Insurance	131	
Rent—Central Motor Pool	37,884	
Staff training	20,800	
Other	100	
		86,915
Maintenance of Property:		
Recurring—		
Office equipment	$800	
Non-Recurring and Replacements—		
Office equipment	4,053	
		4,853
Additions and Improvements:		
Office equipment		4,066
Total Appropriation, Division of Correction and Parole		$1,118,265

731-100. *State Prison, Trenton*

Salaries:		
Other employees	$1,801,489	
Food in lieu of cash	28,080	
		$1,829,569
Materials and Supplies:		
Food—Cash	$287,328	
Fuel and utilities	82,000	
Printing and office	6,680	
Agricultural and conservation	250	
Vehicular	2,300	
Household and security	35,520	
Clothing	80,149	

Medical	32,500	
Scientific	500	
Education and rehabilitation	4,500	
		531,727
Services Other Than Personal:		
Travel	$1,600	
Telephone	5,500	
Insurance	2,164	
Household	3,000	
Subscriptions and memberships	100	
Legal and investigative	300	
Postage	1,542	
Rent—Other	190	
Medical	7,275	
Education and rehabilitation	47,500	
Other professional	300	
		69,471
Maintenance of Property:		
Recurring—		
Buildings and grounds	$19,000	
Office equipment	1,000	
Vehicular equipment	600	
Household and security equipment	1,500	
Non-Recurring and Replacements—		
Buildings and grounds	14,425	
Office equipment	1,898	
Vehicular equipment	2,960	
Household and security equipment	7,110	
Medical equipment	5,565	
		54,058
Extraordinary:		
Compensation awards		1,659

Additions and Improvements:		
Office equipment	$331	
Household and security equipment	4,220	
Medical equipment	1,010	
		5,561
Total Appropriation, State Prison, Trenton		$2,492,045

732-100. *State Prison Farm, Rahway*

Salaries:		
Other employees	$1,199,642	
New positions	33,144	
Food in lieu of cash	21,358	
		$1,254,144
Materials and Supplies:		
Food—Cash	$208,230	
Fuel and utilities	95,000	
Printing and office	3,000	
Agricultural and conservation	29,000	
Vehicular	3,100	
Household and security.	34,800	
Clothing	51,135	
Medical	17,500	
Education and rehabilitation	3,800	
		445,565
Services Other Than Personal:		
Travel	$750	
Telephone	7,040	
Insurance	2,526	
Household	2,200	
Advertising	150	
Subscriptions and memberships	50	
Postage	315	
Rent—Other	72	

Medical	1,269	
Education and rehabilitation	31,473	
Other professional	2,055	
Other	15,145	
		63,045
Maintenance of Property:		
Recurring—		
Buildings and grounds	$22,000	
Office equipment	300	
Agricultural and conservation equipment	1,300	
Vehicular equipment .	600	
Household and security equipment	1,500	
Non-Recurring and Replacements—		
Buildings and grounds	34,595	
Office equipment	1,175	
Vehicular equipment .	2,800	
Household and security equipment	14,930	
Medical equipment ..	125	
		79,325
Additions and Improvements:		
Buildings and grounds .	$7,722	
Household and security equipment	2,995	
Education and rehabilitation equipment	840	
		11,557
Total Appropriation, State Prison Farm, Rahway		$1,853,636

There are hereby appropriated as a revolving fund the receipts derived from laundry services furnished the several institutions for the purpose of defraying the costs of operation

and maintenance of the central laundry at the State Prison Farm, Rahway; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

733-100. *State Prison Farm, Leesburg*

Salaries:		
Other employees	$341,078	
Food in lieu of cash	5,616	
		$346,694
Materials and Supplies:		
Food—Cash	$35,922	
Fuel and utilities	35,000	
Printing and office	900	
Agricultural and conservation	13,000	
Vehicular	4,500	
Household and security	7,070	
Clothing	12,194	
Medical	3,900	
Education and rehabilitation	700	
		113,186
Services Other Than Personal:		
Travel	$250	
Telephone	2,490	
Insurance	3,452	
Household	2,031	
Postage	220	
Entertainment	100	
Medical	1,614	
Education and rehabilitation	10,036	

Other professional	1,000	
Other	100	
		21,293
Maintenance of Property:		
Recurring—		
Buildings and grounds	$7,850	
Office equipment	100	
Agricultural and conservation equipment	100	
Vehicular equipment .	300	
Household and security equipment	1,150	
Non-Recurring and Replacements—		
Office equipment	934	
Vehicular equipment .	1,995	
Household and security equipment	1,825	
		14,254
Additions and Improvements:		
Buildings and grounds .	$8,400	
Household and security equipment	280	
Education and rehabilitation equipment	360	
		9,040
Total Appropriation, State Prison Farm, Leesburg ..		$504,467

734-100. *State Reformatory, Bordentown*

Salaries:		
Other employees	$1,342,378	
Food in lieu of cash	19,404	
		$1,361,782
Materials and Supplies:		
Food—Cash	$106,416	
Fuel and utilities	64,000	

Printing and office	2,400	
Agricultural and conservation	43,000	
Vehicular	4,000	
Household and security	21,500	
Clothing	48,048	
Medical	13,125	
Scientific	1,250	
Education and rehabilitation	4,500	
		308,239
Services Other Than Personal:		
Travel	$1,700	
Telephone	2,750	
Insurance	5,658	
Household	3,480	
Advertising	250	
Subscriptions and memberships	200	
Legal and investigative	200	
Postage	1,000	
Rent—Other	72	
Medical	3,000	
Education and rehabilitation	35,720	
Other	10,405	
		64,435
Maintenance of Property:		
Recurring—		
Buildings and grounds	$17,000	
Office equipment	850	
Agricultural and conservation equipment	1,900	
Vehicular equipment .	900	
Household and security equipment	7,000	
Non-Recurring and Replacements—		
Buildings and grounds	20,000	
Office equipment	3,033	

Vehicular equipment .	2,275	
Household and security equipment	8,250	
Medical equipment ...	4,000	
		65,208
Additions and Improvements:		
Buildings and grounds .	$10,600	
Office equipment	969	
		11,569
Total Appropriation, State Reformatory, Bordentown		$1,811,233

735-100. *Youth Reception and Correction Center, Yardville*

Salaries:		
Other employees	$29,514	
Food in lieu of cash	108	
		$29,622
Materials and Supplies:		
Printing and office	$600	
Vehicular	300	
		900
Services Other Than Personal:		
Travel	$300	
Telephone	200	
Postage	150	
		650
Additions and Improvements:		
Office equipment		160
Total Appropriation, Youth Reception and Correction Center, Yardville		$31,332

737-100. *State Reformatory for Women, Clinton*

Salaries:		
Other employees	$914,723	
New positions	14,250	
Food in lieu of cash	13,860	
		$942,833
Materials and Supplies:		
Food—Cash	$68,220	
Fuel and utilities	45,000	
Printing and office	1,300	
Agricultural and conservation	9,900	
Vehicular	2,460	
Household and security	14,000	
Clothing	19,375	
Medical	11,000	
Scientific	115	
Education and rehabilitation	3,150	
		174,520
Services Other Than Personal:		
Travel	$2,130	
Telephone	3,860	
Insurance	3,345	
Household	2,440	
Subscriptions and memberships	150	
Postage	600	
Entertainment	1,404	
Rent—Other	72	
Medical	25,000	
Education and rehabilitation	13,500	
Other professional	345	
Other	10,140	
		62,986

Maintenance of Property:		
Recurring—		
Buildings and grounds	$12,000	
Office equipment	725	
Agricultural and conservation equipment	300	
Vehicular equipment .	1,000	
Household and security equipment	1,500	
Medical equipment ...	100	
Non-Recurring and Replacements—		
Buildings and grounds	12,700	
Office equipment	506	
Agricultural and conservation equipment	2,720	
Vehicular equipment .	1,540	
Household and security equipment	4,294	
Education and rehabilitation equipment..	845	
		38,230
Additions and Improvements:		
Buildings and grounds..	$7,200	
Office equipment	1,806	
		9,006
Total Appropriation, State Reformatory for Women, Clinton		$1,227,575

738-100. *State Reformatory, Annandale*

Salaries:		
Other employees	$1,269,542	
New positions	12,843	
Food in lieu of cash	21,312	
		$1,303,697

Materials and Supplies:		
Food—Cash	$109,463	
Fuel and utilities	61,000	
Printing and office	3,125	
Agricultural and conservation	33,000	
Vehicular	6,500	
Household and security	21,913	
Clothing	38,791	
Medical	8,250	
Scientific	150	
Education and rehabilitation	2,025	
		284,217
Services Other Than Personal:		
Travel	$1,000	
Telephone	2,000	
Insurance	3,398	
Household	4,700	
Subscriptions and memberships	150	
Legal and investigative	90	
Postage	1,020	
Entertainment	600	
Rent—Other	100	
Medical	2,000	
Education and rehabilitation	25,000	
Staff training	100	
Other	200	
		40,358
Maintenance of Property:		
Recurring—		
Buildings and grounds	$15,500	
Office equipment	550	
Agricultural and conservation equipment	1,000	
Vehicular equipment	1,250	
Household and security equipment	1,000	

Non-Recurring and Replacements—		
Buildings and grounds	11,650	
Office equipment	1,273	
Vehicular equipment..	7,195	
Household and security equipment	3,330	
		42,748
Additions and Improvements:		
Buildings and grounds..	$11,550	
Office equipment	605	
Household and security equipment	2,600	
		14,755
Total Appropriation, State Reformatory, Annandale..		$1,685,775

740-100. *State Home for Boys, Jamesburg*

Salaries:		
Other employees	$1,363,272	
New positions	35,611	
Food in lieu of cash	7,172	
		$1,406,055
Materials and Supplies:		
Food—Cash	$84,898	
Fuel and utilities	70,000	
Printing and office	2,400	
Agricultural and conservation	27,500	
Vehicular	4,500	
Household and security.	22,275	
Clothing	33,350	
Medical	7,762	
Education and rehabilitation	9,800	
		262,485

Services Other Than Personal:		
Travel	$1,000	
Telephone	5,759	
Insurance	4,089	
Household	2,000	
Advertising	150	
Subscriptions and memberships	450	
Postage	1,295	
Entertainment	1,000	
Rent—Other	72	
Medical	8,500	
Education and rehabilitation	1,420	
Staff training	100	
Other professional	1,300	
Other	150	
		27,285
Maintenance of Property:		
Recurring—		
Buildings and grounds	$19,800	
Office equipment	500	
Agricultural and conservation equipment	1,000	
Vehicular equipment.	1,500	
Household and security equipment...	2,400	
Non-Recurring and Replacements—		
Buildings and grounds	30,845	
Office equipment	576	
Agricultural and conservation equipment	3,700	
Vehicular equipment .	6,785	
Household and security equipment ..	4,900	
Medical equipment ..	1,250	
Education and rehabilitation equipment	375	
		73,631

Extraordinary:		
Compensation awards		2,080
Additions and Improvements:		
Buildings and grounds.	$2,790	
Household and security equipment	1,900	
Education and rehabilitation equipment	400	
		5,090
Total Appropriation, State Home for Boys, Jamesburg		$1,776,626

741-100. *State Home for Girls, Trenton*

Salaries:		
Other employees	$795,185	
Food in lieu of cash	5,544	
		$800,729
Materials and Supplies:		
Food—Cash	$48,363	
Fuel and utilities	6,425	
Printing and office	850	
Agricultural and conservation	600	
Vehicular	700	
Household and security.	10,000	
Clothing	10,500	
Medical	3,700	
Education and rehabilitation	3,000	
		84,138
Services Other Than Personal:		
Travel	$400	
Telephone	5,150	
Insurance	1,338	
Household	1,100	

Advertising	25	
Subscriptions and memberships	140	
Postage	1,450	
Entertainment	700	
Rent—Other	325	
Medical	9,500	
Education and rehabilitation	350	
Other professional	2,215	
Other	533	
		23,226
Maintenance of Property:		
Recurring—		
Buildings and grounds	$5,500	
Office equipment	200	
Agricultural and conservation equipment	250	
Vehicular equipment .	300	
Household and security equipment	1,000	
Education and rehabilitation equipment	150	
Non-Recurring and Replacements—		
Buildings and grounds	30,740	
Office equipment	692	
Vehicular equipment .	1,760	
Household and security equipment	4,200	
Education and rehabilitation equipment	4,280	
		49,072
Extraordinary:		
Compensation awards		3,552
Additions and Improvements:		
Buildings and grounds .	$3,725	
Office equipment	400	

Household and security equipment	1,035	
		5,160
Total Appropriation, State Home for Girls, Trenton ..		$965,877

743-100. *Residential Group Center, Highfields*

Salaries:		
Other employees	$38,518	
Food in lieu of cash	396	
		$38,914
Materials and Supplies:		
Food—Cash	$6,570	
Fuel and utilities	3,500	
Printing and office	200	
Agricultural and conservation	50	
Vehicular	700	
Household and security .	800	
Clothing	300	
		12,120
Services Other Than Personal:		
Travel	$250	
Telephone	550	
Insurance	211	
Postage	150	
		1,161
Maintenance of Property:		
Recurring—		
Buildings and grounds	$800	
Office equipment	30	
Vehicular equipment .	200	
Household and security equipment ..	50	

Non-Recurring and Replacements—		
Office equipment	130	
Vehicular equipment .	2,120	
Household and security equipment ..	126	
		3,456
Additions and Improvements:		
Office equipment		200
Total Appropriation, Residential Group Center, Highfields		$55,851

745-100. *Residential Group Center, Warren*

Salaries:		
Other employees	$36,424	
Food in lieu of cash	792	
		$37,216
Materials and Supplies:		
Food—Cash	$6,132	
Fuel and utilities	3,350	
Printing and office	150	
Agricultural and conservation	200	
Vehicular	575	
Household and security.	700	
Clothing	340	
Medical	50	
Education and rehabilitation	100	
		11,597
Services Other Than Personal:		
Travel	$150	
Telephone	700	
Insurance	227	

Subscriptions and memberships	25	
Postage	50	
Medical	350	
Other	25	
		1,527
Maintenance of Property:		
Recurring—		
Buildings and grounds	$550	
Office equipment	30	
Agricultural and conservation equipment	25	
Vehicular equipment	200	
Household and security equipment	50	
		855
Additions and Improvements:		
Vehicular equipment		1,950
Total Appropriation, Residential Group Center, Warren		$53,145

746-100. *Residential Group Center, Ocean*

Salaries:		
Other employees		$35,296
Materials and Supplies:		
Food—Cash	$6,570	
Fuel and utilities	3,200	
Printing and office	200	
Agricultural and conservation	100	
Vehicular	450	
Household and security	700	
Clothing	340	
Medical	100	
		11,660

Services Other Than Personal:		
Travel	$250	
Telephone	700	
Insurance	221	
Postage	130	
Medical	1,500	
		2,801
Maintenance of Property:		
Recurring—		
Buildings and grounds	$500	
Office equipment	30	
Vehicular equipment	150	
Household and security equipment	100	
		780
Total Appropriation, Residential Group Center, Ocean		$50,537

747-100. *Residential Group Center, Turrell*

Salaries:		
Other employees	$35,643	
Food in lieu of cash	288	
		$35,931
Materials and Supplies:		
Food—Cash	$5,519	
Fuel and utilities	3,200	
Printing and office	200	
Agricultural and conservation	50	
Vehicular	500	
Household and security	720	
Clothing	200	
Medical	350	
Education and rehabilitation	100	
		10,839

Services Other Than Personal:		
Travel	$300	
Telephone	700	
Insurance	102	
Household	350	
Subscriptions and memberships	50	
Postage	150	
Medical	2,000	
Education and rehabilitation	500	
		4,152
Maintenance of Property:		
Recurring—		
Buildings and grounds	$500	
Office equipment	30	
Vehicular equipment	125	
Household and security equipment	100	
		755
Total Appropriation, Residential Group Center, Turrell		$51,677

760-100. *Division of Mental Retardation*

Salaries:		
Other employees	$279,272	
New positions	12,738	
		$292,010
Materials and Supplies:		
Printing and office	$4,750	
Scientific	850	
Education	150	
		5,750
Services Other Than Personal:		
Travel	$3,100	
Telephone	6,400	

Household	730	
Subscriptions and memberships	130	
Postage	1,700	
Rent—Central Motor Pool	13,700	
Staff training	600	
Other professional	4,000	
		30,360
Maintenance of Property:		
Recurring—		
Office equipment	$450	
Non-Recurring and Replacements—		
Office equipment	3,162	
Scientific equipment .	250	
		3,862
Extraordinary:		
Day care	$75,000	
Purchase of residential care for mentally retarded in non-State Facilities in accordance with established procedures for admission to a State institution for the mentally retarded, and including related administrative costs ...	1,000,000	
		1,075,000
Additions and Improvements:		
Office equipment		1,930
Total Appropriation, Division of Mental Retardation		$1,408,912

762-100. *Vineland State School*

Salaries:		
Other employees	$3,048,339	
New positions	215,610	
Food in lieu of cash	25,764	
		$3,289,713
Materials and Supplies:		
Food—Cash	$354,600	
Fuel and utilities	130,000	
Printing and office	2,800	
Agricultural and conservation	8,500	
Vehicular	4,300	
Household and security	55,000	
Clothing	60,000	
Medical	41,900	
Education and rehabilitation	12,600	
		669,700
Services Other Than Personal:		
Travel	$1,800	
Telephone	10,600	
Insurance	4,300	
Household	11,000	
Advertising	150	
Subscriptions and memberships	300	
Postage	1,625	
Entertainment	1,200	
Rent—Other	90	
Medical	6,300	
Education and rehabilitation	9,500	
Other professional	2,500	
Other	700	
		50,065
Maintenance of Property:		
Recurring—		
Buildings and grounds	$27,000	
Office equipment	600	

Agricultural and conservation equipment	1,600	
Vehicular equipment .	2,500	
Household and security equipment	5,500	
Medical equipment ...	500	
Non-Recurring and Replacements—		
Buildings and grounds	15,800	
Office equipment	1,820	
Vehicular equipment .	12,830	
Household and security equipment	9,750	
Medical equipment ..	6,700	
Education and rehabilitation equipment ..	800	
		85,400
Extraordinary:		
Family care		43,200
Additions and Improvements:		
Buildings and grounds	$22,100	
Office equipment	2,645	
Agricultural and conservation equipment..	2,000	
Household and security equipment	16,760	
Medical equipment	3,950	
Education and rehabilitation equipment	2,400	
		49,855
Total Appropriation, Vineland State School		$4,187,933

763-100. *North Jersey Training School, Totowa*

Salaries:		
Other employees	$1,758,554	
New positions	20,459	
Food in lieu of cash	7,544	
		$1,786,557
Materials and Supplies:		
Food—Cash	$205,769	
Fuel and utilities	88,970	
Printing and office	2,500	
Agricultural and conservation	1,000	
Vehicular	3,200	
Household and security	31,400	
Clothing	30,750	
Medical	29,725	
Education and rehabilitation	4,500	
		397,814
Services Other Than Personal:		
Travel	$2,000	
Telephone	7,800	
Insurance	3,965	
Household	53,669	
Advertising	200	
Subscriptions and memberships	150	
Postage	1,375	
Entertainment	500	
Rent—Other	310	
Medical	21,670	
Education and rehabilitation	5,213	
Other professional	300	
Other	1,500	
		98,652

Maintenance of Property:		
Recurring—		
Building and grounds	$19,500	
Office equipment	600	
Agricultural and conservation equipment	300	
Vehicular equipment .	1,400	
Household and security equipment	3,142	
Medical equipment ...	200	
Scientific equipment..	75	
Education and rehabilitation equipment ..	50	
Non-Recurring and Replacements—		
Buildings and grounds	19,250	
Office equipment	985	
Vehicular equipment..	5,040	
Household and security equipment	10,257	
Medical equipment ...	1,077	
Education and rehabilitation equipment ..	1,040	
		62,916
Extraordinary:		
Family care		20,000
Additions and Improvements:		
Buildings and grounds..	$22,400	
Office equipment	1,477	
Vehicular equipment ...	1,003	
Household and security equipment	1,856	
Medical equipment	3,020	
Education and rehabilitation equipment	387	
		30,143
Total Appropriation, North Jersey Training School, Totowa		$2,396,082

764-100. *State Colony, Woodbine*

Salaries:		
Other employees	$1,821,487	
New positions	100,897	
Food in lieu of cash	18,360	
		$1,940,744
Materials and Supplies:		
Food—Cash	$236,656	
Fuel and utilities	79,500	
Printing and office	1,500	
Agricultural and conservation	1,000	
Vehicular	2,400	
Household and security	35,775	
Clothing	34,580	
Medical	30,000	
Education and rehabilitation	6,000	
		427,411
Services Other Than Personal:		
Travel	$1,000	
Telephone	4,000	
Insurance	2,683	
Household	2,700	
Subscriptions and memberships	150	
Postage	1,300	
Entertainment	1,000	
Rent—Other	72	
Medical	8,500	
Education and rehabilitation	7,934	
Staff training	300	
Other professional	2,160	
Other	50	
		31,849

Maintenance of Property:		
Recurring—		
Buildings and grounds	$20,000	
Office equipment	410	
Agricultural and conservation equipment	100	
Vehicular equipment..	650	
Household and security equipment	3,500	
Non-Recurring and Replacements—		
Buildings and grounds	35,864	
Office equipment	398	
Household and security equipment	12,052	
Education and rehabilitation equipment	6,402	
		79,376
Extraordinary:		
Family care		3,000
Additions and Improvements:		
Buildings and grounds .	$2,269	
Office equipment	2,106	
Household and security equipment	19,530	
Medical equipment	1,125	
		25,030
Total Appropriation, State Colony, Woodbine		$2,507,410

765-100. *State Colony, New Lisbon*

Salaries:		
Other employees	$1,618,247	
New positions	98,036	
Food in lieu of cash	12,512	
		$1,728,795

Materials and Supplies:		
Food—Cash	$202,897	
Fuel and utilities	72,500	
Printing and office	1,250	
Agricultural and conservation	24,500	
Vehicular	4,500	
Household and security	32,625	
Clothing	31,500	
Medical	22,000	
Education and rehabilitation	10,700	
		402,472
Services Other Than Personal:		
Travel	$900	
Telephone	2,700	
Insurance	3,171	
Household	6,500	
Advertising	150	
Subscriptions and memberships	100	
Postage	1,415	
Entertainment	2,200	
Rent—Other	96	
Medical	16,000	
Education and rehabilitation	12,870	
Staff training	100	
Other professional	2,925	
Other	175	
		49,302
Maintenance of Property:		
Recurring—		
Buildings and grounds	$20,000	
Office equipment	350	
Agricultural and conservation equipment	1,800	
Vehicular equipment	1,600	
Household and security equipment	3,000	

Medical equipment ...	300	
Education and rehabilitation equipment	100	
Non-Recurring and Replacements—		
Buildings and grounds	13,324	
Office equipment	1,258	
Agricultural and conservation equipment	1,177	
Vehicular equipment .	5,075	
Household and security equipment	12,888	
		60,872
Extraordinary:		
Family care		40,800
Additions and Improvements:		
Buildings and grounds .	$300	
Office equipment	556	
Agricultural and conservation equipment	165	
Vehicular equipment ...	4,800	
Household and security equipment	3,321	
Medical equipment	1,495	
		10,637
Total Appropriation, State Colony, New Lisbon		$2,292,878

766-100. *Woodbridge State School*

Salaries:		
Other employees	$77,828	
Positions transferred from other Institutions	39,632	
New positions	684,580	
		$802,040

Materials and Supplies:		
Food—Cash	$55,400	
Fuel and utilities	80,000	
Printing and office	600	
Agricultural and conservation	500	
Vehicular	1,274	
Household and security	12,500	
Clothing	24,000	
Medical	15,000	
Scientific	300	
Education and rehabilitation	1,000	
		190,574
Services Other Than Personal:		
Travel	$525	
Telephone	5,140	
Insurance	20,323	
Household	18,610	
Advertising	300	
Subscriptions and memberships	150	
Postage	400	
Entertainment	200	
Rent—Other	50	
Medical	7,025	
Education and rehabilitation	4,770	
Other professional	1,500	
		58,993
Maintenance of Property:		
Recurring—		
Buildings and grounds	$4,000	
Office equipment	75	
Vehicular equipment	100	
Household and security equipment	500	
Medical equipment	75	
		4,750

Additions and Improvements:		
Office equipment	$25,000	
Vehicular equipment ...	43,405	
Medical equipment	28,555	
		96,960
Total Appropriation, Woodbridge State School		$1,153,317

768-100. *Edward R. Johnstone Training and Research Center*

Salaries:		
Other employees	$923,403	
New positions	12,432	
Food in lieu of cash	6,662	
		$942,497
Materials and Supplies:		
Food—Cash	$54,038	
Fuel and utilities	39,000	
Printing and office	3,200	
Agricultural and conservation	1,200	
Vehicular	1,200	
Household and security.	8,200	
Clothing	12,500	
Medical	4,000	
Scientific	100	
Education and rehabilitation	7,000	
		130,438
Services Other Than Personal:		
Travel	$2,500	
Telephone	8,000	
Insurance	1,935	
Household	2,500	
Advertising	100	
Subscriptions and memberships	350	

Postage	1,000	
Entertainment	1,400	
Rent—Other	87	
Medical	1,250	
Education and rehabilitation	1,000	
Other professional	1,560	
		21,682
Maintenance of Property:		
Recurring—		
Buildings and grounds	$10,000	
Office equipment	700	
Agricultural and conservation equipment	250	
Vehicular equipment	500	
Household and security equipment	1,750	
Medical equipment	100	
Scientific equipment	200	
Education and rehabilitation equipment	400	
Non-Recurring and Replacements—		
Buildings and grounds	16,600	
Office equipment	603	
Vehicular equipment	1,700	
Household and security equipment	1,900	
Education and rehabilitation equipment	3,761	
		38,464
Extraordinary:		
Family care	$6,000	
Readjustment Unit	20,000	
		26,000
Additions and Improvements:		
Buildings and grounds	$20,500	
Scientific equipment	1,000	

Education and rehabilitation equipment	1,906	
		23,406
Total Appropriation, Edward R. Johnstone Training and Research Center		$1,182,487

770-100. *Division of Mental Health and Hospitals*

Salaries:		
Other employees		$241,553
Materials and Supplies:		
Printing and office	$2,750	
Education	1,200	
		3,950
Services Other Than Personal:		
Travel	$4,000	
Telephone	6,500	
Insurance	38	
Subscriptions and memberships	500	
Postage	2,000	
Rent—Central Motor Pool	3,520	
Medical	700	
Education	500	
Staff training	500	
Other professional	1,600	
Other	50	
		19,908
Maintenance of Property:		
Recurring—		
Office equipment	$200	
Non-Recurring and Replacements—		
Office equipment	335	
		535

Extraordinary:		
Mental Health Research		400,000
Total Appropriation, Division of Mental Health and Hospitals		$665,946

777-100. *State Hospital, Greystone Park*

Salaries:		
Other employees	$8,095,856	
New Positions	36,036	
Food in lieu of cash	197,826	
		$8,329,718
Materials and Supplies:		
Food—Cash	$776,120	
Fuel and Utilities	355,000	
Printing and office	15,500	
Agricultural and conservation	123,700	
Vehicular	12,100	
Household and security .	138,600	
Clothing	147,000	
Medical	216,000	
Scientific	1,850	
Education and rehabilitation	16,900	
		1,802,770
Services Other Than Personal:		
Travel	$4,300	
Telephone	20,000	
Insurance	20,492	
Household	179,800	
Advertising	3,500	
Subscriptions and memberships	2,200	
Legal and investigative .	200	
Postage	6,250	

Rent—Buildings and grounds	201	
Rent—Other	306	
Medical	8,500	
Education and rehabilitation	8,200	
Staff training	8,580	
Other professional	10,000	
Other	2,150	
		274,679
Maintenance of Property:		
Recurring—		
Buildings and grounds	$96,000	
Office equipment	4,000	
Agricultural and conservation equipment	6,000	
Vehicular equipment	3,000	
Household and security equipment	17,600	
Medical equipment	1,750	
Scientific equipment	500	
Non-Recurring and Replacements—		
Buildings and grounds	69,000	
Office equipment	9,806	
Agricultural and conservation equipment	9,162	
Vehicular equipment	17,995	
Household and security equipment	24,948	
Medical equipment	2,936	
		262,697
Extraordinary:		
Compensation awards	$50,000	
Family care	90,000	
		140,000
Additions and Improvements:		
Buildings and grounds	$23,000	

Household and security equipment	8,383	
Medical equipment	37,937	
		69,320
Total Appropriation, State Hospital, Greystone Park		$10,879,184

779-100. *State Hospital, Trenton*

Salaries:		
Other employees	$6,846,589	
New positions	44,558	
Food in lieu of cash	75,031	
		$6,966,178
Materials and Supplies:		
Food—Cash	$474,300	
Fuel and utilities	280,000	
Printing and office	7,500	
Agricultural and conservation	82,000	
Vehicular	7,800	
Household and security	105,947	
Clothing	98,500	
Medical	146,250	
Education and rehabilitation	12,800	
		1,215,097
Services Other Than Personal:		
Travel	$3,000	
Telephone	15,800	
Insurance	14,749	
Household	500	
Advertising	200	
Subscriptions and memberships	1,165	
Legal and investigative	750	
Postage	3,100	
Rent—Other	1,520	

Medical	6,610	
Education and rehabilitation	16,600	
Staff training	8,000	
Other professional	13,480	
Other	3,300	
		88,774
Maintenance of Property:		
Recurring—		
Buildings and grounds	$50,000	
Office equipment	2,100	
Agricultural and conservation equipment	3,000	
Vehicular equipment..	2,800	
Household and security equipment	9,000	
Medical equipment ...	500	
Non-Recurring and Replacements—		
Buildings and grounds	27,200	
Office equipment	11,494	
Agricultural and conservation equipment	7,950	
Vehicular equipment..	17,865	
Household and security equipment	46,890	
Medical equipment ...	8,677	
		187,476
Extraordinary:		
Compensation awards ..	$2,670	
Family care	144,000	
		146,670
Additions and Improvements:		
Buildings and grounds..	$7,400	
Office equipment	1,650	
Household and security equipment	22,602	
Medical equipment	3,355	

Education and rehabilitation equipment	645	
		35,652
Total Appropriation, State Hospital, Trenton		$8,639,847

781-100. *State Hospital, Marlboro*

Salaries:		
Other employees	$5,411,350	
New positions	63,002	
Food in lieu of cash	83,806	
		$5,558,158
Materials and Supplies:		
Food—Cash	$279,608	
Fuel and utilities	187,000	
Printing and office	6,000	
Agricultural and conservation	57,500	
Vehicular	8,000	
Household and security.	74,800	
Clothing	79,100	
Medical	105,750	
Education and rehabilitation	11,500	
		809,258
Services Other Than Personal:		
Travel	$2,500	
Telephone	9,500	
Insurance	10,758	
Household	2,000	
Advertising	500	
Subscriptions and memberships	850	
Postage	3,000	
Rent—Other	222	
Medical	20,840	

Education and rehabilitation	19,593	
Staff training	14,180	
Other professional	7,800	
Other	300	
		92,043
Maintenance of Property:		
Recurring—		
Buildings and grounds	$43,000	
Office equipment	2,300	
Agricultural and conservation equipment	2,000	
Vehicular equipment	2,500	
Household and security equipment	14,000	
Medical equipment	1,000	
Education and rehabilitation equipment	200	
Non-Recurring and Replacements—		
Buildings and grounds	41,050	
Office equipment	6,143	
Vehicular equipment	22,845	
Household and security equipment	18,300	
Medical equipment	17,650	
		170,988
Extraordinary:		
Compensation awards	$1,444	
Family care	200,000	
		201,444
Additions and Improvements:		
Buildings and grounds	$398	
Office equipment	3,863	
Vehicular equipment	1,809	
Household and security equipment	12,827	
Medical equipment	13,293	

Education and rehabilitation equipment	960	
		33,150
Total Appropriation, State Hospital, Marlboro		$6,865,041

783-100. *State Hospital, Ancora*

Salaries:		
Other employees	$4,344,399	
New positions	38,474	
Food in lieu of cash	85,473	
		$4,468,346
Materials and Supplies:		
Food—Cash	$431,615	
Fuel and utilities	200,000	
Printing and office	6,400	
Agricultural and conservation	9,000	
Vehicular	7,300	
Household and security	64,500	
Clothing	65,925	
Medical	132,500	
Scientific	700	
Education and rehabilitation	13,850	
		931,790
Services Other Than Personal:		
Travel	$2,500	
Telephone	14,200	
Insurance	9,817	
Household	600	
Advertising	360	
Subscriptions and memberships	1,000	
Legal and investigative	2,000	
Postage	3,500	

Rent—Other	1,538	
Medical	10,000	
Rehabilitation	15,500	
Staff training	9,500	
Other professional	11,000	
Other	200	
		81,715
Maintenance of Property:		
Recurring—		
Buildings and grounds	$32,000	
Office equipment	3,000	
Agricultural and conservation equipment	2,000	
Vehicular equipment .	2,000	
Household and security equipment	12,000	
Medical equipment ...	1,500	
Non-Recurring and Replacements—		
Buildings and grounds	3,805	
Office equipment	7,532	
Agricultural and conservation equipment	2,500	
Vehicular equipment .	20,435	
Household and security equipment	8,976	
Medical equipment ..	750	
		96,498
Extraordinary:		
Family care		160,000
Additions and Improvements:		
Buildings and grounds .	$8,750	
Office equipment	4,252	
Vehicular equipment ...	5,228	
Household and security equipment	15,463	
Medical equipment	5,365	
Scientific equipment	240	

Education and rehabilitation equipment	2,345	
		41,643
Total Appropriation, State Hospital, Ancora		$5,779,992

785-100. *Neuropsychiatric Institute*

Salaries:		
Other employees	$3,381,384	
Food in lieu of cash	31,228	
		$3,412,612
Materials and Supplies:		
Food—Cash	$116,960	
Fuel and utilities	127,000	
Printing and office	4,800	
Agricultural and conservation	40,000	
Vehicular	10,000	
Household and security	32,200	
Clothing	29,620	
Medical	45,000	
Education and rehabilitation	9,500	
Other	200	
		415,280
Services Other Than Personal:		
Travel	$6,000	
Telephone	15,000	
Insurance	7,906	
Household	5,000	
Advertising	350	
Subscriptions and memberships	1,000	
Postage	2,300	
Entertainment	3,000	
Rent—Other	1,229	

New Jersey State Library

Medical	7,300	
Education and rehabilitation	8,452	
Staff training	6,750	
Other professional	1,000	
Other	300	
		65,587
Maintenance of Property:		
Recurring—		
Buildings and grounds	$32,000	
Office equipment	2,300	
Agricultural and conservation equipment	300	
Vehicular equipment .	3,000	
Household and security equipment	3,000	
Medical equipment ...	500	
Non-Recurring and Replacements—		
Buildings and grounds	3,500	
Office equipment	4,589	
Vehicular equipment .	17,612	
Household and security equipment	13,139	
Medical equipment ...	1,437	
Education and rehabilitation equipment ..	1,215	
		82,592
Extraordinary:		
Compensation awards ..	$1,820	
Family care	15,000	
		16,820
Additions and Improvements:		
Buildings and grounds..	$9,545	
Office equipment	468	
Vehicular equipment ...	494	
Household and security equipment	10,405	
Medical equipment	1,263	

Education and rehabilitation equipment	500	
		22,675
Total Appropriation, Neuropsychiatric Institute		$4,015,566

790-100. *Arthur Brisbane Child Treatment Center*

Salaries:		
Other employees	$387,699	
New positions	7,840	
Food in lieu of cash	5,220	
		$400,759
Materials and Supplies:		
Food—Cash	$24,638	
Fuel and utilities	12,000	
Printing and office	350	
Agricultural and conservation	250	
Vehicular	850	
Household and security	3,440	
Clothing	5,850	
Medical	1,500	
Education and rehabilitation	2,000	
		50,878
Services Other Than Personal:		
Travel	$600	
Telephone	1,800	
Insurance	1,199	
Household	1,750	
Subscriptions and memberships	100	
Postage	350	
Entertainment	800	
Medical	350	

Education and rehabilitation	2,524	
		9,473
Maintenance of Property:		
Recurring—		
Buildings and grounds	$2,500	
Office equipment	175	
Vehicular equipment .	350	
Household and security equipment	1,000	
Non-Recurring and Replacements—		
Buildings and grounds	15,000	
Office equipment	1,007	
Vehicular equipment .	6,040	
Household and security equipment	2,800	
		28,872
Additions and Improvements:		
Buildings and grounds..	$1,000	
Office equipment	528	
Household and security equipment	1,400	
Education and rehabilitation equipment	250	
		3,178
Total Appropriation, Arthur Brisbane Child Treatment Center		$493,160

792-100. *Diagnostic Center*

Salaries:		
Other employees.....	$686,895	
Food in lieu of cash	6,024	
		$692,919

Materials and Supplies:		
Food—Cash	$25,740	
Fuel and utilities	16,000	
Printing and office	3,100	
Agricultural and conservation	250	
Vehicular	550	
Household and security.	5,622	
Clothing	5,000	
Medical	4,000	
Education and rehabilitation	1,700	
		61,962
Services Other Than Personal:		
Travel	$1,000	
Telephone	5,500	
Insurance	1,043	
Household	5,952	
Advertising	100	
Subscriptions and memberships	300	
Postage	1,045	
Entertainment	750	
Rent—Other	72	
Medical	3,600	
Education and rehabilitation	2,000	
Other professional	2,340	
		23,702
Maintenance of Property:		
Recurring—		
Buildings and grounds	$5,500	
Office equipment	1,000	
Vehicular equipment.	125	
Household and security equipment	1,000	
Non-Recurring and Replacements—		
Buildings and grounds	1,500	
Office equipment	3,161	

Household and security equipment	908	
Medical equipment ...	5,400	
		18,594
Extraordinary:		
Compensation awards		1,820
Additions and Improvements:		
Buildings and grounds..	$1,975	
Office equipment	498	
Household and security equipment	600	
		3,073
Total Appropriation, Diagnostic Center		$802,070

794-100. *State Sanatorium for Chest Diseases, Glen Gardner*

Salaries:		
Other employees	$1,226,211	
Food in lieu of cash	31,824	
		$1,258,035
Materials and Supplies:		
Food—Cash	$88,866	
Fuel and utilities	59,000	
Printing and office	2,500	
Agricultural and conservation	3,400	
Vehicular	1,400	
Household and security.	17,500	
Clothing	2,000	
Medical	38,500	
Education and rehabilitation	600	
		213,766

Services Other Than Personal:		
Travel	$700	
Telephone	4,500	
Insurance	3,198	
Household	1,400	
Advertising	100	
Subscriptions and memberships	450	
Postage	1,250	
Entertainment	1,300	
Rent—Other	72	
Medical	6,000	
Education and rehabilitation	1,200	
Staff training	100	
Other professional	5,510	
		25,780
Maintenance of Property:		
Recurring—		
Buildings and grounds	$13,000	
Office equipment	800	
Vehicular equipment	500	
Household and security equipment	2,100	
Medical equipment	800	
Non-Recurring and Replacements—		
Buildings and grounds	15,865	
Office equipment	1,742	
Household and security equipment	6,329	
Medical equipment	2,154	
		43,290
Extraordinary:		
Compensation awards		1,820
Additions and Improvements:		
Household and security equipment	$1,242	
Medical equipment	830	
		2,072

Total Appropriation, State Sanatorium for Chest Diseases, Glen Gardner	$1,544,763
Total Appropriation, Department of Institutions and Agencies	$77,041,112

In addition to the amounts hereinabove specifically appropriated for the various institutions, all funds derived from the sale of farm products to any State agency or political subdivision of the State are hereby appropriated.

The balances on hand as of June 30, 1964 of funds held for the benefit of patients and inmates in the several institutions, together with such funds as may be received, are hereby appropriated for the use of such patients and inmates.

Funds received from the sale of articles made in occupational therapy departments of the several institutions are hereby appropriated for the purchase of additional material and other expenses incident to such sale or manufacture.

Unexpended balances as of June 30, 1964 of funds received by the several institutions representing rental of garages, together with such funds as may be received, are hereby appropriated for the repair and maintenance of existing garages and for the construction of additional garages by such institutions.

MISCELLANEOUS EXECUTIVE COMMISSIONS

810-100. *South Jersey Port Commission*

Salaries:		
Other employees		$39,390
Materials and Supplies:		
Printing and office	$775	
Vehicular	150	
		925
Services Other Than Personal:		
Travel	$1,000	
Telephone	188	
Insurance	2,071	
Household and security	30	
Advertising	125	
Subscriptions and memberships	455	
Postage	125	
Rent—Other	10	
Other	200	
		4,204
Maintenance of Property:		
Recurring—		
Office equipment	$65	
Vehicular equipment	50	
		115
		$44,634

The unexpended balance in the account "Dredging" as of June 30, 1964 is hereby appropriated for the same purpose.

811-100. *Palisades Interstate Park Commission*

Salaries:		
Other employees		$493,471
Materials and Supplies:		
Fuel and utilities	$12,400	
Printing and office	650	
Agricultural and conservation	4,300	
Vehicular	8,200	
Household and security.	850	
Clothing	3,190	
Medical	60	
Scientific	100	
		29,750
Services Other Than Personal:		
Travel	$50	
Telephone	1,600	
Insurance	26,854	
Postage	400	
		28,904
Maintenance of Property:		
Recurring—		
Buildings and grounds	$12,760	
State roads	12,650	
Office equipment	150	
Agricultural and conservation equipment	1,000	
Vehicular equipment..	7,000	
Other equipment	2,500	
Non-Recurring and Replacements—		
Buildings and grounds	25,000	
State roads	12,000	
Agricultural and conservation equipment	1,030	
Vehicular equipment..	13,075	

Household and security equipment	500	
Other equipment	1,000	
		88,665
Additions and Improvements:		
Office equipment	$150	
Other equipment	1,500	
		1,650
		$642,440

The net share of revenues derived from the operation of gasoline stations on the New Jersey section of the Palisades Interstate Parkway, together with the unexpended balances from such revenues as of June 30, 1964, are hereby appropriated for maintenance of such stations, for capital projects and plans including an historic park in Fort Lee and for extraordinary maintenance.

The unexpended balances as of June 30, 1964 from stands, concessions and self-sustaining activities operated or supervised by this Commission, together with receipts from such activities, are hereby appropriated.

812-100. *Delaware River Joint Toll Bridge Commission*

Salaries:		
Other employees	$285,128	
New positions	20,520	
		$305,648
Materials and Supplies:		
Fuel and utilities	$15,300	
Printing and office	700	

Agricultural and conservation	250	
Vehicular	1,400	
Household and security	300	
Clothing	500	
Medical	100	
Scientific	100	
		18,650
Services Other Than Personal:		
Telephone	$2,100	
Insurance	4,620	
Postage	400	
		7,120
Maintenance of Property:		
Recurring—		
Buildings and grounds	$7,000	
Vehicular equipment	900	
Non-Recurring and Replacements—		
Buildings and grounds	26,500	
Scientific equipment	600	
		35,000
		$366,418

813-100. *New Jersey Tercentenary Commission*

Extraordinary:	
Expenses of the Commission	$410,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Receipts derived from the sale of articles and literature in connection with the New Jersey Tercentenary Commemoration are hereby appropriated as a revolving fund to be

used, firstly, for the purpose of purchasing or printing said articles and literature for sale and, secondly, for operating purposes.

Any private funds which may be received to subsidize the New Jersey Tercentenary Commemoration are hereby appropriated.

814-100. *Interstate Sanitation Commission*

Extraordinary:		
New Jersey's Share of Administrative Costs:		
Water pollution (45%)	$51,750	
Air pollution (50%) .	17,000	
		$68,750

815-100. *Civil War Centennial Commission*

Salaries:		
Other employees		$15,685
Materials and Supplies:		
Printing and office	$2,500	
Scientific	200	
		2,700
Services Other Than Personal:		
Travel	$2,500	
Telephone	800	
Subscriptions and memberships	175	
Postage	850	
Rent—Other	200	
Education	1,200	
Other	1,500	
		7,225

Maintenance of Property:	
Recurring—	
Office equipment	75
	$25,685

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

816-100. *Delaware River Basin Commission*

Extraordinary:	
Expenses of the Commission	$117,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Total Appropriation, Miscellaneous Executive Commissions	$1,674,927

INTER AND NON-DEPARTMENTAL ITEMS

840-100. *Inter-Departmental Services*

Services Other Than Personal:	
Rent—Buildings and Grounds	$3,843,029

Notwithstanding any other provision of law, no lease for the rent of any office or building shall be executed which has an expiration date subsequent to June 30, 1965 without the prior approval of the State Treasurer, the Director of the Division of Budget and Accounting, the Legislative Budget and Finance Director, the President of the Senate and the Speaker of the General Assembly.

Additional appropriations.

In addition to any amounts which may be appropriated or available for rent to the several State agencies which may occupy the Department of Labor and Industry Office Building, there is hereby appropriated out of the General State Fund, or from such other sources of funds as may be applicable, the amounts to be charged for rent to the several State agencies which may occupy the said building. Charges for rent shall include, but not be limited to, costs of operation and maintenance but shall not exceed the generally prevailing rental rates for comparable space in the Trenton area. All amounts appropriated under this provision shall be credited to the General State Fund, except that the amounts attributable to the portion of the said building provided from the Unemployment Trust Fund, less the cost of operation and maintenance of the portion of said building, shall be credited to such fund.

The Director of the Division of Budget and Accounting is hereby empowered to allocate to any State agency occupying space in any other State-owned building appropriate charges for rental of such space, the charge therefor to include but not be limited to the costs of operation and maintenance, and the funds required therefor are hereby appropriated out of the General State Fund, or such other sources of funds as may be applicable. All amounts appropriated under this provision shall be credited to the General State Fund.

841-100. *Pensions, Contributions to State Pension Funds, Group Life Insurance and Social Security Tax*

Extraordinary:		
Heath Act	$110,000	
Veterans' Act	250,000	
Miscellaneous Special Acts	3,500	
Governors' Widows Annuity	7,500	
Judicial	403,000	
Prison Officers	135,000	
Public Employees' Retirement System	10,511,668	
Premium for Non-Contributory Insurance ..	1,694,986	
State's share of Social Security Tax	5,885,000	
Pension Increase Act ..	965,000	
		$19,965,654

The unexpended balance as of June 30, 1964 of the sum appropriated for the State's share of Social Security Tax is hereby appropriated.

The sum appropriated for State's share of the Social Security Tax is hereby made available for the payment of such tax applicable to the prior fiscal year.

Out of the sum hereinabove appropriated, upon application to the Director of the Division of Budget and Accounting, an annuity of $2,500 shall be paid to the widow of any person, now deceased, who was elected and served as Governor of this State, provided such widow was the wife of such person for all or part of the period during which he served as Governor and, provided

further, that this shall not apply to any widow receiving a pension granted under R. S. 43:8–2, and continued by L. 1955, c. 190.

Any adjustment which may be required for the payment of Premium for Non-Contributory Insurance shall have a contra-adjustment in the payment of the normal contribution for the Public Employees' Retirement System.

There are hereby appropriated to the Public Employees' Retirement System, for credit to the Contingent Reserve Fund, any sums payable to the State Treasurer pursuant to the provisions of Section 6 of Chapter 79 of the Laws of 1960.

The appropriation made in 1963-64 for the State's share of the State Police Retirement and Benevolent Fund is hereby appropriated for 1964-65, subject to enabling legislation to become effective July 1, 1964 establishing the Fund on an actuarially sound basis.

843-100. *State Emergency Fund*

Extraordinary:

For allotment to the various departments or agencies, to meet any condition of emergency or necessity until legislation appropriate therefor shall be enacted; provided, however, that a sum not in excess of $5,000 shall be available for

the expense of entertaining dignitaries and incidental expenses including lunches for non-salaried board members and others whose entertainment shall be beneficial to the State. Allotments from this appropriation shall be made only upon authorization of the Governor	$100,000	
For allotment to the various departments or agencies to pay compensation awards allowed State employees, upon approval of the Director of the Division of Budget and Accounting	100,000	
		$200,000

844-100. *Salary Adjustments and Increments*

Any sums appropriated to the several departments for salaries may be made available for salary adjustments therein arising from various exigencies of the State service and for normal merit salary increments as the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting shall determine; provided, however, that the first normal merit salary increment anniversary date shall be July 6, 1964.

Any sums appropriated for salaries shall be made available for any person holding State office, position or employment, whose compensation is paid directly or indirectly, in whole or in part, from State funds, including any person holding office, position or employment in any educational institution for which appropriations are made to the State University or to the State Board of Education for the Newark College of Engineering, or holding office, position or employment under the Delaware River Joint Toll Bridge Commission, the Palisades Interstate Park Commission and the Interstate Sanitation Commission.

Each person holding such State office, position or employment, whose compensation from State funds is derived in whole or in part from Federal or other-than-General Fund sources, shall be entitled to the same salary adjustments and normal merit salary increments authorized hereinabove which he would receive if his compensation were paid wholly from State funds; provided, however, that the Federal government or other-than-General Fund source consents thereto and pays the costs thereof.

Should any State officer for whom a salary is specifically appropriated be replaced in office during the fiscal year ending June 30, 1965, the salary to be paid the successor of such officer may be such lesser sum as the appointing authority shall determine.

844-102. *State Employees' Health Benefits*

Extraordinary:	
To the Director of the Division of Budget and Accounting for allotment to, or payable on behalf of, the various agencies to cover the employer's share of the cost of premiums for hospitalization, medical-surgical and major medical insurance benefits for State employees, pursuant to P. L. 1961, Chapter 49	$2,050,000
Each person holding State office, position or employment, whose compensation from State funds is derived in whole or in part from other-than-General State Fund sources, or whose compensation is received from instrumentalities of the State, shall be entitled to receive the same health benefits provided hereinabove which he would receive if his compensation were paid wholly from State funds; provided, however, that the other-than-General State Fund source or instrumentality of the State consents thereto and pays the costs thereof.	
Total Appropriation, Inter and Non-Departmental Items	$26,058,683

870-100. THE JUDICIARY

Salaries:		
Chief Justice	$27,000	
Associate Justices (6 @ $26,000)	156,000	
Judges (44 @ $22,000)	968,000	
Clerk of the Supreme Court	12,000	
Clerk of the Superior Court	14,000	
Administrative Director	17,500	
Other employees	1,323,033	
New positions	28,224	
		$2,545,757
Materials and Supplies:		
Printing and office	$110,000	
Vehicular	1,250	
Household and security	400	
Library books	55,000	
		166,650
Services Other Than Personal:		
Travel	$36,000	
Telephone	33,000	
Insurance	1,002	
Household and security	125	
Advertising	1,300	
Legal and investigative	4,000	
Postage	43,000	
Rent—Other	5,000	
Medical	4,000	
Staff training	6,500	
Other	500	
		134,427
Maintenance of Property:		
Recurring—		
Office equipment	$5,250	
Vehicular equipment	300	
Household and security equipment	500	

Non-Recurring and Replacements—		
Office equipment	1,589	
		7,639
Additions and Improvements:		
Office equipment	$2,797	
Vehicular equipment	1,630	
		4,427
Total Appropriation, The Judiciary		$2,858,900
Total Appropriation, General State Operations		$265,730,976

State Aid

Department of Law and Public Safety

150-150. *Division of Weights and Measures—State Aid*

For payment of fees to counties and municipalities from the sale of Solid Fuel licenses in accordance with the provisions of R. S. 51:8–13, approximating	$6,000	
For payment of fees to counties and municipalities from the sale of Poultry licenses in accordance with the provisions of R. S. 4:11–48, approximating	1,000	
Total Appropriation, Department of Law and Public Safety		$7,000

DEPARTMENT OF THE TREASURY

Division of Taxation

240-150. *Payments to Counties (Five Per Centum Inheritance Taxes)—State Aid*

Extraordinary:	
For payments to counties pursuant to R. S. 54:33–10	$2,000,000

In addition hereto there are hereby appropriated such additional funds as may be required for payments to each county pursuant to R. S. 54:33–10.

241-150. *County Boards of Taxation—State Aid*

Salaries:	
Members (69)	$410,625

Division of Pensions

295-150. *Consolidated Police and Firemen's Pension Fund—State Aid*

State's contribution pursuant to the provisions of Chapter 358, Laws of 1952	$4,474,081
Total Appropriation, Department of the Treasury	$6,884,706

DEPARTMENT OF HEALTH

360-150. *General—State Aid*

Extraordinary:		
Dental Health Services	$38,646	
Local Health Services	63,850	
		$102,496

378-150. *Crippled Children's Commission—State Aid*

Extraordinary:		
Hospitalization and convalescent care	$200,000	
Appliances	25,000	
Cardiac surgery	10,000	
Health purposes	10,000	
		$245,000
Total Appropriation, Department of Health		$347,496

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

Division of Resource Development

420-150, 450. *Inland Waterways and Shore Protection—State Aid*

Inland Waterways—Construction, reconstruction, maintenance, improvements and dredging of Inland Waterways, including bulkheading and dredging at State-operated marinas and the

Fortescue Marina, at the discretion of the Commissioner; provided, however, that a sum not exceeding $25,000 shall be available for the control of obnoxious, aquatic vegetation in State-controlled lakes; provided further, however, that a sum not exceeding $20,000 shall be available for a hydrographic and topographic survey to determine mean high water line of tidal streams by establishment of horizontal and vertical control. All projects shall be constructed under contract with and under supervision of the Department of Conservation and Economic Development	$300,000
Harbor of Refuge at Atlantic City Marina ..	100,000
Shore Protection — For Shore Protection outlined in R. S. 12:6A–1 and R. S. 12:6A–4	1,000,000
None of the funds herein appropriated shall be available for expenditure unless matched by a municipality or county participating. Any municipality or county participating shall deposit its 50% share of participation with the State Treasurer through the	

Department of Conservation and Economic Development; provided, however, that out of this appropriation a sum not exceeding $10,000 shall be available for replacement of motor vehicles, transportation supplies and other equipment for use in this program; a sum not exceeding $50,000 shall be available to defray the State's share of co-operative studies in connection with the Federal government; a sum not exceeding $25,000 shall be available for investigative and exploratory work including borings in the ocean bottom, river, lakes, ponds, and in the uplands, the purpose of which is to locate borrow area from which material for beachfill may be secured; a sum not to exceed $150,000 may be expended without matching by municipality or county to protect the beach and property at Sandy Hook State Park. All projects shall be constructed under contract with and under supervision of the Department of Conservation and Economic Development.	
	$1,400,000

The unexpended balance in the "Special Beach Erosion Fund" as of June 30, 1964, is hereby appropriated for the purposes defined in Chapter 18, P. L. 1962.

The unexpended balance of the appropriation made pursuant to Chapter 194, P. L. 1962 and Chapter 179, P. L. 1963, for State Aid for shore protection to municipalities and counties participating in the Federal program under the Public Works Acceleration Act (Public Law 87-658) as of June 30, 1964, is hereby appropriated for the same purpose.

The unexpended balances as of June 30, 1964 in all other accounts are hereby appropriated.

460-100. *Division of Veterans' Services—State Aid*

Veterans orphan fund—Educational	$200,000	
Payment to blind veterans	25,000	
Payments to paraplegics, hemiplegic veterans	145,000	
		$370,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

470-100. *Division of State and Regional Planning—State Aid*

Community Renewal Program:
To provide ⅓ of the total cost to qualifying municipalities as the State's share for programming

long-range urban renewal needs and toward which the Federal Government contributes ⅔ of the total cost.	
Continuing Planning Assistance Program:	
To assist municipalities with master plans to establish planning as a continuing process; provided, however, that the State's share to a municipality with a population of less than 50,000 according to the 1960 census shall not exceed $3,000 in any given year; and that the State's share to a municipality with a population of 50,000 or more according to the 1960 census shall not exceed $5,000 in any given year; and that the State's share to a county or Regional Planning agency shall not exceed $5,000 in any given year; and that each of these shall be adjusted over a 6-year period from a maximum of 50% of the cost in the first year to 0% in the sixth year.	$200,000
	$200,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated. None of the funds hereinabove appropriated shall be available for expenditure unless matched by a participating local agency and provided that all participating local agencies shall conform with technical standards and procedures established by, and be under contract with, the Depart-

ment of Conservation and Economic Development.

472-100. *State Mosquito Control Commission—State Aid*

For transfer to the Agricultural Experiment Station for airplane spraying in counties bordering on the Atlantic Ocean and Delaware Bay and in such other counties as the State Mosquito Control Commission may designate	$100,000	
For transfer to the Agricultural Experiment Station for mosquito control and extermination pursuant to R. S. 26:9–12.6	200,000	
		$300,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Total Appropriation, Department of Conservation and Economic Development ...	$2,270,000

DEPARTMENT OF EDUCATION

Commissioner's Office

500-150. *School Districts—State Aid*

Salaries:		
County Superintendents	$325,225	
Other employees	814,019	
New positions	35,900	
		$1,175,144

Materials and Supplies:		
Printing and office	$55,000	
Other	30,000	
		85,000
Services Other Than Personal:		
Travel	$53,000	
Data processing	750	
Rent—Equipment, Data processing	2,000	
Education	3,000	
		58,750
Extraordinary:		
National Defense Education Act—State's share		113,435
Additions and Improvements:		
Education equipment		3,299
Grants-in-Aid—		
For payment to districts for vocational schools pursuant to R. S. 18:15–37	$379,600	
For payment to districts for industrial schools pursuant to R. S. 18:15–24	71,000	
Chapter 85, Laws of 1954:		
Formula	79,772,633	
Transportation	11,672,942	
Emergency Fund	175,000	
Atypical pupils	4,713,342	
School building aid, Chapters 8 and 9, P. L. 1956	17,159,264	
Evening Schools for Foreign-Born Residents	73,736	
State Aid for certain libraries	800,000	

County audio-visual aid centers	50,000	
Technical education	100,000	
For the State's share of the cost of aid to local districts for vocational education, subject to the availability of Federal matching funds and the enactment of enabling legislation	1,000,000	
Emotionally and socially maladjusted pupils—Chapter 104, P. L. 1959	1,012,377	
Children resident in institutions	116,709	
County colleges	1,700,000	
Children resident on State-owned property	27,600	
		118,824,203
		$120,259,831

The unexpended balance in the account "County Colleges" as of June 30, 1964 is hereby appropriated for the same purpose.

The unexpended balances, not to exceed $250,000, in the remaining Grants-in-Aid accounts as of June 30, 1964 are hereby appropriated.

501-150. *Teachers' Pension and Annuity Fund, Group Life Insurance and Social Security Tax—State Aid*

State's contribution to Teachers' Pension and Annuity Fund:	
Normal contribution	$33,610,387

Class B liability and deficiency contribution	7,693,271	
Veterans' liability for Department of Education personnel	75,829	
Payment on behalf of local employee veterans appointed after January 1, 1955	161,364	
Chapter 108, Public Laws—1962 Liability contribution	3,194,000	
Premium for Non-Contributory insurance	2,800,000	
State's share of Social Security tax	12,000,000	
		$59,534,851

The unexpended balance as of June 30, 1964 of the sum appropriated for the State's Share of Social Security Tax is hereby appropriated.

The sum appropriated for the State's Share of Social Security Tax shall be available for the payment of such tax applicable to the prior fiscal year.

Any sums payable to the State Treasurer pursuant to the provision of Section 6 of Chapter 80 of the Laws of 1960 are hereby appropriated to the Teachers' Pension and Annuity Fund for credit to the Contingent Reserve Fund.

Any adjustment in the Premium for Non-Contributory insurance shall be reflected in the appropriation for "Normal Contribution."

Total Appropriation, Department of Education	$179,794,682

620-150. STATE HIGHWAY DEPARTMENT—State Aid

Operating Costs—Projects Division

Salaries:		
Other employees		$724,780
Materials and Supplies:		
Printing and office	$3,450	
Household and security	400	
Scientific	400	
Other	100	
		4,350
Services Other Than Personal:		
Travel	$20,000	
Telephone	6,500	
Insurance	35	
Subscriptions and memberships	50	
Postage	6,000	
Other	25	
		32,610
Maintenance of Property:		
Recurring—		
State roads	$150	
Office equipment	150	
Non-Recurring and Replacements—		
Office equipment	385	
		685
Extraordinary:		
Compensation awards	$1,000	
Intra - Departmental Equipment Rentals and Supplies	40,000	
		41,000

Additions and Improvements:		
Scientific equipment		200
		$803,625

Counties and Municipalities—Grants

Construction, reconstruction, maintenance, et cetera, of county roads pursuant to R. S. 52:27B–20	$8,000,000	
Construction, reconstruction, maintenance and repairs of county roads on the basis of $55,000 per county pursuant to R. S. 27:14–1	1,155,000	
Construction, grading and maintenance of municipal roads pursuant to R. S. 27:15–1	4,500,000	
Construction or reconstruction of municipal roads on the basis of $100,000 per county pursuant to R. S. 27:1–14	2,100,000	
		$15,755,000
County and municipal aid for lighting		$385,000
The total appropriation for Counties and Municipalities—Grants shall be for the calendar year 1965 and shall be due and payable on January 2, 1965.		
Total Appropriation, State Highway Department		$16,943,625

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Division of Public Welfare

Bureau of Assistance

715-150. *Old Age Assistance—State Aid*

For the purpose of making payments for the State's share of Old Age Assistance, pursuant to Chapter 7 of Title 44 of the Revised Statutes . $4,340,000

The unexpended balance remaining in this account as of June 30, 1964, including the State's net share of reimbursement, and the net balance remaining after full payment of sums due the Federal government of all funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1964, are hereby appropriated; and in addition thereto, all such funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1965, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-151. *General Assistance—State Aid*

For relief subsidies to municipalities and relief administrative costs in State administered towns $6,840,000

Receipts from State administered towns during 1964-65 and the unexpended balance in this account as of June 30, 1964 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-152. *Disability Assistance—State Aid*

For the purpose of making payments for the State's Share of Cost of Assistance to the Permanently and Totally Disabled, pursuant to Chapter 139, P. L. 1951 ..... $2,815,400

The unexpended balance remaining in this account as of June 30, 1964, including the State's net share of reimbursement, and the net balance remaining after full payment of sums due the Federal government of all funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1964, are hereby appropriated; and in addition thereto, all such funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1965, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-153. *Dependent Children Assistance—State Aid*

For the purpose of making payments for the State's Share of Cost of Assistance for Dependent Children, pursuant to Chapter 86, P. L. 1959 . $17,350,000

The unexpended balance in this account as of June 30, 1964, including the State's net share of reimbursement, and the net balance remaining after full payment of sums due the Federal government of all funds recovered under Section 4 of Chapter 86, P. L. 1959, during the fiscal year ending June 30, 1964, are hereby appropriated; and in addition thereto, all such funds recovered under Section 4 of Chapter 86, P. L. 1959, during the fiscal year ending June 30, 1965, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-154. *Medical Assistance for the Aged—State Aid*

For the purpose of making payments for the State's Share of Medical Assistance for the Aged, pursuant to Chapter 222, P. L. 1962 ..... $5,980,000

The unexpended balance in this account as of June 30, 1964, including the State's net share of reimbursement, and the net balance remaining

after full payment of sums due the Federal government of all funds recovered under Chapter 222, P. L. 1962, during the fiscal year ending June 30, 1964, are hereby appropriated; and in addition thereto, all such funds recovered under Chapter 222, P. L. 1962, during the fiscal year ending June 30, 1965, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-155. *Blind Assistance—State Aid*

For the purpose of making payments for the State's Share of Blind Assistance, pursuant to Chapter 197, Laws of 1962 ..... $185,000

The unexpended balance in this account as of June 30, 1964, including the State's net share of reimbursement, and the net balance remaining after full payment of sums due the Federal government of all funds recovered under Chapter 197, P. L. 1962, during the fiscal year ending June 30, 1964, are hereby appropriated; and in addition thereto, all such funds recovered under Chapter 197, P. L. 1962, during the fiscal year ending June 30, 1965, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Bureau of Children's Services

717-150. *Child Care—State Aid*

For the purpose of making payments for the State's Share of Child Care Costs of Children under the Care of the Bureau of Children's Services, pursuant to Chapter 5 of Title 30 of the Revised Statutes	$3,000,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

The sum hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Division of Mental Health and Hospitals

770-150. *County Mental Hospitals—State Aid*

For the Support of Patients in County Mental Hospitals, pursuant to Revised Statutes, Section 30:4–78:

Atlantic	$200,000	
Burlington	170,000	
Camden	680,000	
Cumberland	100,000	
Essex	3,500,000	
Hudson	1,950,000	
		$6,600,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

770-151. *County Tuberculosis Hospitals—State Aid*

For the Support of Patients in County Tuberculosis Hospitals pursuant to Subdivision C, Article 4, Chapter 9 of Title 30 of the Revised Statutes:		
Atlantic	$8,000	
Bergen	11,000	
Camden	12,000	
Essex	85,000	
Hudson	19,000	
Mercer	2,000	
Middlesex	12,000	
Monmouth	10,000	
Ocean	800	
Passaic	21,000	
Union	35,000	
		$215,800

The unexpended balance not exceeding $20,000 in this account as of June 30, 1964 is hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

770-152. *Community Mental Health Services—State Aid*

For the establishment, development, improvement and expansion of Community Mental Health Services	$1,666,697

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

The sums hereinabove appropriated shall be available for training sti-

pends, training programs and the support of demonstration projects in mental health to the extent that the appropriation exceeds the funds required for the aid program; provided, however, that the allotment of such excess funds shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.		
Total Appropriation, Department of Institutions and Agencies		$48,992,897

870-150. The Judiciary—State Aid

For amounts to be refunded to various counties for the State's share of salaries of court reporters appointed by the Supreme Court, pursuant to N. J. S. 2A:11 et seq.	$779,086	
For the amount to be refunded to counties for the State's share of court reporter pensions, pursuant to R. S. 43:6–13.1	828	
For amounts to be paid to various counties representing 40% of the salaries of county judges, pursuant to N. J. S. 2A:3–19	660,350	
Total Appropriation, The Judiciary		$1,440,264

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

The amount appropriated hereinabove to the Judiciary shall be available for any deficiency in this account as of June 30, 1964.

Total Appropriation, State Aid $256,680,670

CAPITAL CONSTRUCTION

Department of Law and Public Safety

Division of State Police

120-100. *General*

Capital Construction:
Barracks at Paramus $212,450

Division of Motor Vehicles

140-100. *General*

Capital Construction:
For improved ventilation of existing Motor Vehicle Testing Stations $15,000
For the establishment of a new inspection station near Paramus in Bergen County consisting of a three-lane inspection station with office, rest room, boiler room, storage area and

associated roadway and parking area	494,500	
		$509,500
Total Appropriation, Department of Law and Public Safety		$721,950

The unexpended balances remaining in the capital construction accounts of this department as of June 30, 1964 are hereby appropriated.

DEPARTMENT OF THE TREASURY

210-100. *Administrative Division*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated for the respective purposes of appropriations heretofore made.

230-100. *Division of Purchase and Property*

Cafeteria—State House ..	$40,486
For the purchase of land in the John Fitch Way Redevelopment Project in the City of Trenton, subject to the provisions of Chapter 5, P. L. 1959	500,000
Air conditioning improvements—Highway Building	72,600
Acquisition of land—Adjacent to Assunpink Creek, Trenton	25,000
Landscape property opposite State House	10,000

Roads and approaches and parking lots	118,105	
The unexpended balance in this account as of June 30, 1964 is hereby appropriated.		
Total Appropriation, Department of the Treasury		$766,191

DEPARTMENT OF DEFENSE

342-100. *National Guard and/or State Guard*

Capital Construction:		
New armory—Morristown Airport	$191,000	
Roads and approaches .	65,000	
		$256,000

Funds derived from the sale of any buildings or lands held by the Department of Defense are hereby appropriated for the acquisition of other lands, for rehabilitation or improvement of existing installations and for the construction of new buildings for use by the State Military or Naval Services; provided, however, that allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

The unexpended balance in this account as of June 30, 1964 is hereby appropriated and any additional Federal Aid made available by the Congress for capital construction purposes is hereby appropriated for use by the Department of Defense.

346-100. *Division of Civil Defense*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.	
Total Appropriation, Department of Defense	$256,000

DEPARTMENT OF PUBLIC UTILITIES

350-100. *Grade Crossing Elimination*

Capital Construction:	
For the public share of the cost to eliminate grade crossings and for other projects, pursuant to Chapter 153, P. L. 1960	$2,000,000
Total Appropriation, Department of Public Utilities ...	$2,000,000
The unexpended balance in this account as of June 30, 1964 is hereby appropriated.	

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

Commissioner's Office

410-101. *Redemption of Bonds*

Redemption of Water Development Bonds—Chapter 35, P. L. 1958 ..	$800,000	
Redemption of Recreation and Conservation Land Acquisition Bonds—Chapter 46, P. L. 1961 ..	1,000,000	
		$1,800,000

420-100. *Division of Resource Development*

Capital Construction:		
Forest, parks and recreational area development	$500,000	
Roads and approaches	100,000	
		$600,000

The unexpended balance of the proceeds derived since July 1, 1962 from the sale or exchange, based upon fair market value, of State-owned land heretofore acquired under Title 13 is hereby appropriated for the purpose described in Title 13 and particularly as set forth in Title 13:1–18, subject to allotment by the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Division of Fish and Game

451-400. *Public Shooting and Fishing Grounds*

(Payable Out of Public Shooting and Fishing Ground Fund)

Capital Construction:	
Colliers Mill Dike	$50,000
Total Appropriation, Department of Conservation and Economic Development	$2,450,000

The unexpended balances remaining in the capital construction accounts of this department as of June 30, 1964 are hereby appropriated.

DEPARTMENT OF EDUCATION

Commissioner's Office

500-101, 500-102. *Redemption of Bonds*

State Teachers College Construction Bonds — Act of 1951	$1,075,000	
State Higher Education Bonds—Act of 1959	2,000,000	
		$3,075,000

512-900. *State Higher Education Fund*

The earnings derived from the investment or reinvestment of the proceeds of the sale of bonds received in the State Higher Education Fund as provided under Section 2 of Chapter 176 of the Laws of 1959, not to exceed so much thereof as may be necessary for architectural inspection and supervising services, are hereby appropriated in connection with the State Higher Education Construction Program, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

The unexpended balance in the State Higher Education Fund is hereby appropriated for the purposes defined in Chapter 176, P. L. 1959 and the sums appropriated therein for Rutgers, The State University, shall be available for the repair of

road damage on Hoe's Lane, Piscataway Township, which may have been caused by construction of facilities authorized by said Act.

560-100. *State School for the Deaf*

Capital Construction:
Roads and approaches $15,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

570-100, 571-100, 572-100. *Rutgers University, The State University of New Jersey*

Redemption of mortgage $250,000

The funds held by the University which are known as the "Group Insurance Dividend Fund" and the "Hospitalization Insurance Fund" are hereby appropriated for the following purposes: (1) For the general operation and maintenance of the University, $1,000,000; and (2) The balance of such funds for the most urgent capital needs of the University as the Board of Governors shall determine.

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

594-100. *State College Construction*

For advance planning and design	$100,000	
Roads and approaches	50,000	
		$150,000
Total Appropriation, Department of Education		$3,490,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

STATE HIGHWAY DEPARTMENT

611-100. *Roads and Approaches*

Highway Department installations	$75,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

STATE HIGHWAY DEPARTMENT

612-100. *Construction of State Highway System*

Construction and Right-of-Way Division—Operating Costs

Salaries:		
Other employees	$7,955,488	
New positions	332,991	
Wages of labor	50,000	
		$8,338,479
Materials and Supplies:		
Fuel and utilities	$7,600	
Printing and office	50,000	

Vehicular	600	
Household and security.	1,500	
Clothing	600	
Scientific	90,000	
		150,300

Services Other Than Personal:		
Travel	$250,000	
Telephone	80,000	
Insurance	1,537	
Household and security.	3,600	
Advertising	20,000	
Subscriptions and memberships	1,230	
Postage	16,800	
Rent—Equipment, Data processing	55,080	
Rent—Other	800	
Other	1,000	
		430,047

Maintenance of Property:		
Recurring—		
State roads	$2,500	
Office equipment	3,000	
Scientific equipment	2,100	
Non-Recurring and Replacements—		
Office equipment	4,000	
Scientific equipment	5,000	
		16,600

Extraordinary:		
Compensation awards	$10,000	
Inter-Departmental equipment rentals and supplies	250,000	
		260,000

Additions and Improvements:		
Office equipment	$10,000	
Scientific equipment	7,500	
		17,500
		$9,212,926
Less: Portion of Federal Aid receivable which is applicable to engineering costs		—2,500,000
		$6,712,926
State Highway Projects—		
Federal Aid participation	$24,094,000	
Non-Federal Aid participation	12,239,333	
		36,333,333
Total Appropriation, Construction of State Highway System		$43,046,259

In addition to the amounts hereinabove appropriated for the construction of the State Highway System, there are hereby appropriated such sums as may be received or receivable from, or authorized or allocated by the Federal Government, the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Delaware River Joint Toll Bridge Commission, the Delaware River Authority, the Port of New York Authority, the Atlantic City Expressway Authority and local government jurisdictions, for construction purposes.

The amount provided herein for construction of the State Highway

System and the purchase of rights-of-way shall be set forth in a construction program, by route numbers, by the State Highway Commissioner and shall not be expended or contracted for without the approval of the Governor.

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

612-101. *Redemption of Bonds*

Redemption of Highway Improvement Bonds, Act of 1930	$2,385,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

612-120. *Other Capital Construction*

New Buildings and Lands—	
Land Acquisition for Maintenance Yard at Lambertville	
Land Acquisition for Maintenance Yard at Newton	
Land Acquisition for Maintenance Yard at Colts Neck	$50,000
Land Acquisition for Maintenance Yard at Saddle River	
Land Acquisition for District Headquarters at Freehold	
Maintenance Building at Raritan Township	
Maintenance Building at Brielle	80,000
Maintenance Building at Pennsauken	

Land Acquisition for Maintenance Yard—F.A.I. System at Pluckemin	
Land Acquisition for Maintenance Yard—F.A.I. System at West Orange	
Land Acquisition for Maintenance Yard—F.A.I. System at Morristown	
Land Acquisition for Maintenance Yard—F.A.I. System at Metuchen	100,000
Land Acquisition for Maintenance Yard—F.A.I. System at Springfield	
Land Acquisition for Maintenance Yard—F.A.I. System at Deepwater	
Land Acquisition for Maintenance Yard—F.A.I. System at Totowa	
Land Acquisition for Maintenance Yard—F.A.I. System at Camden	
Maintenance Building at Metuchen—F.A.I. System	
Maintenance Building at Parsippany—F.A.I. System	

Maintenance Building at Pluckemin—F.A.I. System	150,000	
Maintenance Building at West Orange—F.A.I. System		
Maintenance Building at Morristown—F.A.I. System		
		$380,000

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

615-100. *Flood Damage—Free Bridges*

The unexpended balance as of June 30, 1964 in the account appropriated by Chapter 228, Laws of 1955 to the Highway Department for construction, reconstruction and repair of the flood-damaged free bridges under the control of the Delaware River Joint Toll Bridge Commission is hereby appropriated for the construction and reconstruction of free bridges and approaches under the control of said commission.

630-101. *Grade Crossing Elimination Project*

The unexpended balance in the account for grade crossing elimination on the Camden-Kirkwood line as of June 30, 1964 is hereby appropriated.

Total Appropriation, State Highway Department	$45,886,259

DEPARTMENT OF INSTITUTIONS AND AGENCIES

700-100. *Extraordinary Capital*

Extraordinary capital construction ..	$1,250,000

700-106. *Major Capital*

For advance planning and design	$300,000

700-109. *Roads and Approaches*

Roads and approaches	$75,000

700-110. *Redemption of Bonds*

Redemption of Institution Construction Bonds—Act of 1930	$460,000	
Redemption of Institution Construction Bonds—Act of 1949	1,790,000	
Redemption of Institution Construction Bonds—Act of 1952	1,785,000	
Redemption of Institution Construction Bonds—Act of 1960	500,000	
		$4,535,000
Total Appropriation, Department of Institutions and Agencies		$6,160,000

The unexpended balances remaining in the capital construction accounts of this department as of June 30, 1964 are hereby appropriated.

The unexpended balances in the State Institution Construction Funds as of June 30, 1964 are hereby appropriated.

MISCELLANEOUS EXECUTIVE COMMISSIONS

813-100. *New Jersey Tercentenary Commission*

The unexpended balance in this account as of June 30, 1964 is hereby appropriated.

Any private funds which may be received to subsidize construction of the World's Fair exhibit are hereby appropriated.

Total Appropriation, Capital Construction	$61,730,400
Grand Total Appropriation .	$584,142,046

2. In addition to the amounts hereinabove specifically appropriated, there are appropriated, subject to allotment by the Director of the Division of Budget and Accounting, the following: sums required to refund amounts credited to the State Treasury which do not represent State revenues; Federal funds for the use of the State or its agencies in excess of those anticipated; funds donated to the Crippled Children's Commission; sums received representing insurance to cover losses by fire and other casualties; sums received by any State department or agency from the sale of equipment, when such sums are received in lieu of trade-in value in the replacement of such equipment; private funds subsidizing the State; sums

received in the State Treasury representing refunds of payments made from appropriations provided in this act.

Transfers.

3. In order that there be flexibility in the handling of appropriations, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the Director of the Division of Budget and Accounting for permission to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall be made only during the current year for which the appropriation was made, and if the Director of the Division of Budget and Accounting shall consent thereto, he shall, subject to the approval of the Legislative Budget and Finance Director, place the amount so transferred to the credit of the item so designated; provided, however, that no sum appropriated for any permanent improvement shall be used for maintenance or for any temporary purpose except temporary motor vehicle inspection lanes, health and sanitary improvements in motor vehicle inspection stations, extraordinary snow removal and extraordinary highway maintenance; and provided further, that any item for capital improvement may be transferred to any other item of capital improvement on the approval of the Director of the Division of Budget and Accounting.

Transfers to other departments or branches; new accounts.

4. The Director of the Division of Budget and Accounting, subject to the approval of the Legislative Budget and Finance Director, is hereby empowered, and it shall be his duty in the disbursement of funds appropriated for the maintenance and operation of any department or branch thereof, the duties or responsibilities of which are or may hereafter be transferred to any other department or branch, to transfer such appropriations to such department or branch as shall be charged with the responsibility of administering the functions of such department or branch so transferred. The Director of the Division of Budget and Accounting shall also have the authority to create such new

accounts as may be necessary to carry out the intent of the Legislature.

Treasury department to be credited for certain payments.

5. The Director of the Division of Budget and Accounting is hereby empowered, and it shall be his duty in the disbursement of funds for payment of pensions, contributions to pension funds, social security taxes, health benefits, debt service, charges for rents, telephone, insurance and postage to credit or transfer to the Department of the Treasury, from any other department or branch, out of funds appropriated thereto, such sums as may be required to cover the costs of such payment attributable to such other department or branch, as the Director of the Division of Budget and Accounting shall determine.

Corrections made to comply with intent.

6. The Director of the Division of Budget and Accounting shall make such correction of the title, text or account number of an appropriation, necessary to make such appropriation available for the purpose or purposes intended. Such correction shall be by written ruling, reciting in appropriate details the facts thereof, and the reasons therefor, attested by the signature of said Director of the Division of Budget and Accounting and filed in the Division of Budget and Accounting of the Department of the Treasury as an official record thereof, and any action thereunder, including disbursements and the audit thereof, shall be legally binding and of full force and virtue.

Authorizes payment for construction, architectural, etc., work.

7. The Director of the Division of Budget and Accounting is hereby empowered, notwithstanding any other provision of the law, to transfer or credit from the various appropriations for construction, reconstruction, additions to and betterments of State buildings and appurtenances thereto, herein contained, to the appropriation for the Bureau of Construction of the Department of the Treasury a sufficient sum to pay for the cost of all architectural work, superintendence and other expert services in connection with such work.

Petty cash fund.

8. The Director of the Division of Budget and Accounting may, upon application therefor, allot

from appropriations made to any official, department, commission or board a sum to establish a petty cash fund, for the payment of expenses under rules and regulations established by said Director. The allotments thus made by the Director of the Division of Budget and Accounting shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making a request therefor, and the money thus allotted shall be disbursed by such custodian who shall require from all persons obtaining money from said fund a receipt therefor. Such receipts shall by such custodian be forwarded monthly to the Director of the Division of Budget and Accounting for audit, and said Director shall likewise make regulations governing disbursements from petty cash funds.

Transfers from special and dedicated funds.

9. The Director of the Division of Budget and Accounting is hereby empowered, notwithstanding any other provision of law, to transfer to the General State Fund out of any special, dedicated or trust fund such proportionate share of any appropriation made herein, which may be chargeable against such special, dedicated or trust fund. Any receipts in any special, dedicated or trust fund are hereby appropriated for the purpose of such transfer.

Payment of claims; limitations.

10. The State Treasurer, upon warrant of the Director of the Division of Budget and Accounting, shall pay claim not exceeding $250 out of any appropriations made to the several departments, provided such claim is recommended for payment by the Attorney General and approved by the Legislative Budget and Finance Director.

Certain unexpended balances appropriated.

11. There are hereby appropriated the unexpended balances as of June 30, 1964 in the accounts of the several departments and agencies heretofore appropriated or established in the categories of Maintenance of Property: Non-Recurring and Replacements, and Additions and Improvements, with the exception of office and vehicular equipment, the allotment of which shall be subject to the approval

of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Act effective.

12. This act shall take effect July 1, 1964.

Approved May 22, 1964.

CHAPTER 77

A SUPPLEMENT to an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1964, and regulating the disbursement thereof," approved June 13, 1963 (P. L. 1963, c. 97).

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

Supplemental appropriations.

1. The following sums are hereby appropriated out of the General State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified:

GENERAL STATE OPERATIONS

LEGISLATIVE

001-100. *Senate*

Services Other Than Personal:	
Subscriptions and memberships ...	$18,000
Other	7,000
	$25,000

021-100. *Welfare Investigating Committee*

Extraordinary:	
Expenses of the Commission	$7,362

EXECUTIVE

DEPARTMENT OF STATE

300-100. *Office of Secretary*

Supplemental requirement for fiscal year 1963-64 to provide additional operating costs necessary to implement Chapter 124, P. L. 1963	$45,000
Supplemental requirement for fiscal year 1963-64 for additional election expenses	25,000
	$70,000

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

420-100. *Division of Resource Development*

Supplemental requirement for fiscal year 1963-64 for Fire Fighting Costs	$50,000

STATE AID

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

460-150. *Division of Veterans' Services—State Aid*

Supplemental requirement for fiscal year 1963-64	$50,000

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Division of Public Welfare

Bureau of Assistance

715-151. *General Assistance—State Aid*

Supplemental requirement for fiscal year 1962-63	$52,442
Supplemental requirement for fiscal year 1963-64	238,000
	$290,442

715-153. *Dependent Children Assistance—State Aid*

Supplemental requirement for fiscal year 1963-64	$1,280,000

Division of Mental Health and Hospitals

770-150. *County Mental Hospitals—State Aid*

Supplemental requirement for fiscal year 1962-63	$702,000
Supplemental requirement for fiscal year 1963-64	645,000
	$1,347,000

CAPITAL CONSTRUCTION

DEPARTMENT OF EDUCATION

530-100. *Division of the State Museum*

Exhibit design and fabrication	$150,000
Equipment for new building	205,964
Balance of exhibit design fee	8,854
	$364,818

CLAIMS

STATE HIGHWAY DEPARTMENT

612-100. *Construction of State Highway System*

Eleanor M. Berke, c/o Talesman & Golat, Esqs., Newark, New Jersey, for personal injuries suffered by herself and her husband, Julius H. Berke, and for death of husband and for all other damages and expenses resulting from accident on Route 4 in Teaneck, New Jersey, during which Highway Department equipment struck decedent's automobile, to be paid from funds presently appropriated for Construction of the State Highway System, $15,000.

Emmans and Emmans, Main Street, Ledgewood, New Jersey, for damages to leased equipment, to be paid from funds presently appropriated for Construction of the State Highway System, $1,040.

James P. Mongey, c/o Edward F. Broderick, Esq., Morristown, New Jersey, for personal injuries, damages and expenses resulting when claimant's automobile struck unprotected excavation at Passaic River Bridge, Route 46, Montville Township, to be paid from funds presently appropriated for Construction of the State Highway System, $2,500.

Lester Fairchild, 290 Old York Road, Somerville, New Jersey, for damages to leased equipment, to be paid from funds presently appropriated for Construction of the State Highway System, $564.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

725-300. *Bureau of State Use Industries*

Teleforo Sotomayo, No. 38421, for injury received to right hand while on work detail at State Prison Farm, Rahway, to be paid in weekly installments of $10 each, effective on release from the institution, from the State Use Working Capital Fund, $500.

Leroy Snyder, No. 37527, for injury received to right hand while on work detail at State Prison Farm, Rahway, to be paid in weekly installments of $10 each, effective on release from the institution, from the State Use Working Capital Fund, $200.

MISCELLANEOUS EXECUTIVE COMMISSIONS

811-100. *Palisades Interstate Park Commission*

For loss of tax revenue for local purposes from lands owned by Palisades Interstate Park Commission:		
Borough of Alpine ...	$9,823	
Borough of Englewood Cliffs	17,058	
Borough of Fort Lee ..	13,125	
Total, Palisades Interstate Park Commission ...	$40,006	
Total Claims		$40,006
Grand Total, Supplemental Appropriations		$3,524,628

The appropriations hereinabove made for claims shall fully settle and extinguish all claims, demands and liens of every character. The acceptance of said sums shall constitute a full and complete release and acquittance to the State of New Jersey, its agencies, instrumentalities and employees.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 78

AN ACT to amend the "Local Budget Law," approved January 5, 1961.

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

Section amended.

1. Section 40A:4–5 of the New Jersey Statutes is amended to read as follows:

Introduction annual budget.

40A:4–5. The governing body shall introduce and approve the annual budget:

a. In the case of a county, not later than January 26 of the fiscal year.

b. In the case of a municipality, not later than February 10 of the fiscal year.

The budget shall be introduced in writing at a meeting of the governing body. Approval thereof shall constitute a first reading which may be by title. Two certified copies of the approved budget shall be transmitted to the director within 3 days after approval.

Upon the approval of the budget by the governing body, it shall fix the time and place for the holding of a public hearing upon the budget.

Section amended.

2. Section 40A:4–8 of the New Jersey Statutes is amended to read as follows:

Public hearing; time and place.

40A:4–8. The public hearing shall be held at the time and place specified in the advertisement thereof, but may be adjourned from time to time until the hearing is closed.

The budget, as advertised, shall be read, at the public hearing in full, or it may be read by its title, if

1. At least one week prior to the date of the hearing, a complete copy of the approved budget, as advertised,

a. shall be posted in a public place where public notices are customarily posted, in the case of a county budget, in the county court house, and in the case of a municipal budget, in the principal municipal building of the municipality, but if there is no

such building, then in such public place as notices are usually posted in, in the municipality, and

b. is made available to each person requesting the same, during said week and during the public hearing, and

2. The governing body shall, by resolution passed by not less than a majority of the full membership, determine that the budget shall be read by its title and declare that the conditions set forth in subsections1.a. and 1.b. of this section have been met.

After closing the hearing, the governing body may adopt the budget, by title without amendments, or may approve amendments as provided in section 40A:4–9 before adoption.

Section amended.

3. Section 40A:4–9 of the New Jersey Statutes is amended to read as follows:

Amendments to budget.

40A:4–9. a. Amendments to budgets required by the director may be made prior to the time of holding the public hearing on the budget, without public advertisement.

b. The governing body may amend the budget during or after the public hearing. All amendments shall be read in full and shall be forthwith submitted to the director.

c. No amendment by the governing body shall be effective until taxpayers and all persons having an interest therein shall have been granted a public hearing thereon, if such amendment shall:

1. add a new item of appropriation in an amount in excess of 1% of the total amount of appropriations as stated in the approved budget, or

2. increase or decrease any item of appropriation by more than 10%, or

3. increase the amount to be raised by taxes by more than 5%, unless the same is made to include an emergency temporary appropriation only.

Notice of hearing on any amendment shall be advertised at least 3 days before the date set therefor. Any such amendment must be published in full in the same manner as an original publication and must be read in full at the hearing and before adoption.

Section amended.

4. Section 40A:4–10 of the New Jersey Statutes is amended to read as follows:

Adoption of budget.

40A:4–10. No budget or amendment thereof shall be adopted unless the director shall have previously certified his approval thereof. Final adoption shall be by resolution adopted by a majority of the full membership of the governing body, and may be by title where the procedures required by sections 40A:4–8 and 40A:4–9 have been followed.

The budget shall be adopted in the case of a county not later than February 25, and in the case of a municipality not later than March 20 of the fiscal year, except that the governing body may adopt the budget at any time within 10 days after the director shall have certified his approval thereof and returned the same, if such certification shall be later than the date of the advertised hearing.

Two certified copies of the budget, as adopted, shall be transmitted to the director within 3 days after adoption.

Upon adoption, the budget shall constitute an appropriation for the purposes stated therein and an authorization of the amount to be raised by taxation for the purposes of the local unit.

5. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 79

AN ACT to amend the title of "An act providing penalties for the removal of vegetation, soil, equipment or buildings from, and the dumping or discarding of refuse of any kind upon, and the injuring or destruction of equipment or buildings situated on certain State-owned lands, and supplementing Title 23 of the Revised Statutes," approved June 8, 1954 (P. L. 1954, c. 38), as said title was amended by chapter 30 of the laws of 1956, so that the same shall read "An act providing penalties for the removal of vegetation, soil, equipment or buildings from, and the dumping or discarding of refuse of any kind upon, and the injuring or destruction of equipment, structures or buildings situated on certain State-owned lands, or use of such lands contrary to regulations which may be established by the division, and supplementing Title 23 of the Revised Statutes," and to amend the body of said act.

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

Title amended.

1. The title of "An act providing penalties for the removal of vegetation, soil, equipment or buildings from, and the dumping or discarding of refuse of any kind upon, and the injuring or destruction of equipment or buildings situated on certain State-owned lands, and supplementing Title 23 of the Revised Statutes," approved June 8, 1954 (P. L. 1954, c. 38), as said title was amended by chapter 30 of the laws of 1956, is amended to read "An act providing penalties for the removal of vegetation, soil, equipment or buildings from, and the dumping or discarding of refuse of any kind upon, and the injuring or destruction of equipment, structures or

buildings situated on certain State-owned lands, or use of such lands contrary to regulations which may be established by the division, and supplementing Title 23 of the Revised Statutes."

Section amended.

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

C. 23:7-9. Removal of vegetation, soil, equipment or buildings without permission; dumping of refuse; penalty.

1. Any person who while on a public hunting and fishing tract or other State-owned lands under the control of the Division of Fish and Game in the Department of Conservation and Economic Development, shall without written permission from a duly authorized representative of the Division of Fish and Game, remove any vegetation, soil, equipment, structures or buildings therefrom, dump or discard any refuse of any kind upon, or cause injury to or destroy any equipment, structures or buildings situated thereon or use such lands contrary to regulations which may be established by the division shall be punished by a penalty of not more than $200.00 for each offense, to be recovered in accordance with the provisions of chapter 10 of this Title (section 23:10–1 et seq.).

Upon a second conviction for violation of the provisions of this section by any person licensed to hunt or fish, in addition to the penalty prescribed, all licenses to hunt or fish issued to such person may be revoked for a period of 1 year from the date of the second conviction.

3. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 80

AN ACT to amend "An act concerning annual, organization or reorganization meetings of certain municipal governing bodies," approved December 20, 1956 (P. L. 1956, c. 176).

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

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

1. Notwithstanding any other provision of law, the governing body of a municipality in which any of the members of the governing body are elected for terms commencing January 1 may, by ordinance, fix the date and time of its annual, organization or reorganization meeting at 12 o'clock noon on January 1, or at some other hour on any day during the first week in January; provided however that should said January 1 fall on Sunday and no other time for the meeting has been fixed, the said meeting shall be held on the following day. C. 40:45A-1. Fixing time of annual, organization or reorganization meetings.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 81

AN ACT to facilitate the sale and disposition by governmental agencies of motor vehicles which shall have been found abandoned, and making an appropriation therefor.

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

C. 39:10A-1. Sale and disposition by governmental agences of motor vehicles found abandoned.

1. When the State or any county, county park commission, municipality or any authority created by any thereof, hereinafter referred to as a "public agency," shall have taken possession of a motor vehicle found abandoned, such taking of possession shall be reported immediately to the Director of the Division of Motor Vehicles on a form prescribed by him, for verification of ownership. When such motor vehicle shall have remained unclaimed by the owner or other person having a legal right thereto for a period of 30 days, the same may be sold at auction in a public place. The public agency shall give notice of such sale, by certified mail, to the owner, if his name and address be known and to the holder of any security interest filed with the director, and by publication in a form to be prescribed by the director by one insertion, at least 5 days before the date of the sale, in one or more newspapers published in this State and circulating in the municipality in which such motor vehicle is held.

C. 39:10A-2. Reclaiming procedure.

2. At any time prior to sale the owner or other person entitled thereto may reclaim possession of the motor vehicle upon payment of the reasonable costs of removal and storage of the vehicle and any fine or penalty and court costs assessed against him for a violation which gave rise to the seizure or taking possession of such vehicle.

C. 39:10A-3. Junk title certificate.

3. If the public agency taking possession of a motor vehicle pursuant to this act shall, in its report thereof to the director, certify on an application

prescribed by him that such motor vehicle is incapable of being operated safely or of being put in safe operational condition except at a cost in excess of the value thereof, the division shall, without further certification or verification, issue to the public agency for a fee of $1.00 a junk title certificate thereto, with proper assignment thereon, which shall be assigned and delivered to the purchaser of the vehicle at public sale.

C. 39:10A-4. Certificate of ownership.

4. Upon the sale of any motor vehicle for which no junk title certificate shall have been issued, the public agency shall execute and deliver to the purchaser an application for certificate of ownership prescribed by the director in the same form and manner as provided in Revised Statutes 39:10–15, which shall also contain the name and address, if known, of the former owner. Such application shall be accepted by the director for issuance of a certificate of ownership for a fee of $2.00.

C. 39:10A-5. Sale of motor vehicle.

5. Upon the sale of a motor vehicle pursuant to the provisions of this act all claims of interest therein shall be forever barred and the proceeds realized therefrom after payment of the expenses of possession and sale, shall be remitted to the treasury of the public agency as its sole property.

C. 39:10A-6. Rules and regulations.

6. The Director of the Division of Motor Vehicles may make and promulgate rules and regulations to implement the provisions of this act.

C. 39:10A-7. Procedures saved.

7. This act is intended to provide an additional remedy and shall not be construed to supersede procedures provided under any other act.

Appropriation.

8. There is hereby appropriated to the Division of Motor Vehicles for the purpose of administering the provisions of this act to June 30, 1965 the sum of $20,000.00.

Note: Effective date.

9. This act shall take effect 60 days after enactment.

Approved May 22, 1964.

CHAPTER 82

AN ACT validating certain sales of lands or interests therein, by the governing body of any municipality pursuant to section 40:60–26 of the Revised Statutes.

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

Validates certain sales of lands or nterest therein.

1. Every sale of lands or any interest therein made prior to December 1, 1963, by any municipality by virtue of subsection (c) of section 40:60–26 of the Revised Statutes, is hereby validated and confirmed, and any conveyances made or to be made by any municipality of lands so sold to the purchasers thereof, upon payment of the purchase money therefor, shall be construed in all courts of this State to convey or have conveyed all of the right, title and interest of such municipality of, in and to the lands and premises so sold and conveyed, notwithstanding that the governing body, after considering the offer to purchase at the further meeting provided for in the notice prescribed by this subsection, failed to reject or confirm said offer to purchase; provided however, that the governing body at said further meeting adjourned final action on said offer to purchase; and provided that such offer to purchase was thereafter accepted; and provided that such sale has been authorized or confirmed by resolution of the governing body of the municipality; and provided further that no proceedings have been instituted in any court in respect to the validity of such sale or conveyance.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 83

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

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

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

3. Each county board of taxation shall, by resolution, establish the percentage level of taxable value of real property on or before June 1, 1964 as to the tax year 1965 and thereafter on or before April 1 of the year preceding the tax year, and the level so established shall be applied uniformly in such county for the purpose of assessing the taxable values to be used in levying taxes for the calendar year next succeeding the year in which such level was established. The level so established may be altered by any such board by establishing, on or before the date fixed by this section in any year, a new level; but the percentage level last established pursuant to this act shall remain in full force and effect for a period of not less than 3 years and until altered as provided in this section. In the event that the county board of taxation for any county shall fail to initially establish the percentage level for such county, then until the same shall be done the level of assessment shall be 50% of the true value. The secretary of the county board of taxation, not later than June 10, 1964 and April 10 of each year, shall mail to the Director of the Division of Taxation, to each assessor and board of assessors, and to the municipal clerk of each municipality within the county, a copy of such resolution, or, if

C. 54:4-2.27. Time for establishment of percentage level of taxable value; uniform application; alteraton; failure to establish.

such resolution was not adopted, a statement to that effect.

2. This act shall take effect immediately.

Approved May 22, 1964.

CHAPTER 84

AN ACT concerning motor vehicles and amending the "Motor Carriers Road Tax Act of 1963," approved May 22, 1963 (P. L. 1963, c. 44).

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

Section amended.

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

C. 54:39A-10. Identification markers and registration cards.

10. The director shall provide an identification marker and registration card for every motor vehicle operated by the motor carrier. The requirement for identification marker and registration card shall apply, as well, to exempt resident motor carriers. The identification marker shall be affixed to the vehicle in such manner as shall be prescribed by the director and the registration card shall be carried in the cab of the vehicle. The identification marker and registration card shall remain the property of this State and may be recalled for any violation of the provisions of this act or of the regulations promulgated hereunder. The director shall also provide, by regulation, for the registration of every such vehicle. Registration cards and identification markers shall be issued on an annual basis as of January 1 of each year and shall be valid through the next succeeding December 31. For the year 1963, registration cards and identification markers shall be valid from the effective date of this act through December 31, 1963. The fee for a registration card shall be $3.00 for such portion of 1963. Said fee shall be $5.00 for the year 1964, and

$2.00 for the year 1965 and for each succeeding year. There shall be no fee for identification markers. The director shall issue a duplicate registration card or identification marker to replace a destroyed, lost, stolen or illegible registration card or identification marker upon the payment of a fee of $2.00. It shall be illegal to operate or to cause to be operated in this State any motor vehicle unless the vehicle bears the identification marker and carries the registration card required by this section; provided, however, that, for a period not exceeding 25 days as to any one motor carrier, the director, upon request made by the motor carrier, may by letter or telegram authorize the operation of a vehicle or vehicles without the identification marker or the registration card required when the enforcement of this requirement for that period would cause undue delay and hardship in the operation of the said vehicle or vehicles.

If the director shall find that the period of time available between the enactment and the effective date of this act is too short for necessary preparation and compliance with the provisions of this section by the division or by a substantial number of motor carriers, he in his discretion may, by regulation, postpone the deadline for compliance to a date not later than June 30, 1963.

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

C. 54:39A-20. False statements; other violations; penalties.

20. (a) Any person who shall willfully and knowingly make a false statement orally, or in writing, or in the form of a receipt for the sale of motor fuel, for the purpose of obtaining or attempting to obtain or to assist any other person, partnership or corporation to obtain or attempt to obtain a credit or reduction of liability for taxes under this act, shall be guilty of a misdemeanor.

(b) Any person who willfully violates any other provision of this act or any provision of the rules and regulations prescribed under this act, except provisions of this act or of such rules and regulations for the violation of which a penalty is other-

wise provided in this act, shall be subject to a fine of not more than $500.00 to be recovered in a summary proceeding pursuant to the Penalty Enforcement Law (N. J. S. 2A:58–1 et seq.). For the purposes of such proceeding, such violation shall be deemed an act committed in part at the office of the director in Trenton.

In addition to the provisions and remedies contained in the Penalty Enforcement Law, the following provisions and remedies shall be applicable in any proceeding brought for a violation of any of the provisions of this act:

a. The several municipal courts shall have jurisdiction of any such proceeding in addition to the courts prescribed in said Penalty Enforcement Law, provided, however, that the maximum fine which may be imposed by a municipal court in a proceeding involving failure to exhibit an identification marker or a registration card shall be $50.00;

b. The complaint in any such proceeding may be made on information and belief by the director, any motor vehicle inspector or by any member of the State Police;

c. A warrant may issue in lieu of summons;

d. Any motor vehicle inspector or any police or peace officer shall be empowered to serve and execute process in any such proceeding;

e. The hearing in any such proceeding shall be without a jury;

f. Any such proceeding may be brought in the name of the Director of the Division of Motor Vehicles, in the Department of Law and Public Safety or in the name of the State of New Jersey;

g. Any sums received in payment of any fines imposed in any such proceeding shall be paid to the Director of the Division of Motor Vehicles and shall be paid by him into the State Treasury.

Note: Effective date.

3. This act shall take effect immediately, except that the provision requiring identification markers for vehicles bearing New Jersey registration plates shall be inoperative until 30 days after enactment.

Approved May 29, 1964.

CHAPTER 85

AN ACT concerning the juvenile and domestic relations courts and amending section 2A:4–4 of the New Jersey Statutes.

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

1. Section 2A:4–4 of the New Jersey Statutes is amended to read as follows: Section amended.

N.J.S. 2A:4-4. Appointment of judges in certain counties; salary; practice of law.

2A:4–4. The Governor, with the advice and consent of the Senate,

(1) shall appoint 4 attorneys-at-law in each county of the first class except such counties having a population between 700,000 and 900,000 in which counties he shall appoint 2 attorneys-at-law,

(2) shall appoint one attorney-at-law in each county having a population between 430,000 and 600,000, and

(3) may appoint, in addition to such other judge or judges, if any, authorized by law in said county, one attorney-at-law in each county having a population of not less than 305,000 nor more than 410,000 to be the judges or judge of the juvenile and domestic relations court of the county.

Each judge of the juvenile and domestic relations court who is required by law to devote his entire time to his judicial duties and is prohibited from practice of law shall be paid a salary by the board of chosen freeholders in the same amount as that paid to a judge of the County Court. The salary of a judge not required to devote his entire time to his judicial duties shall be paid by the board in such amount as the board shall determine.

The judges in counties of more than 430,000 inhabitants shall devote their entire time to their judicial duties and shall not engage in the practice of law; except that each judge in office in such a county on the effective date of this act who was not

required to devote his entire time to his judicial duties immediately prior to the effectiveness of the 1960 census, shall elect either to continue until the expiration of his term at the same salary as he was then receiving without being required to devote his entire time to his judicial duties, or to devote his entire time to his judicial duties, in which latter case he shall thereafter during the balance of said term devote his entire time to his judicial duties and shall not engage in the practice of law. Any such election shall be evidenced by a notice in writing filed with the Administrative Director of the Courts and with the board of chosen freeholders of the county.

Each judge of the juvenile and domestic relations court of a county who is required to devote his entire time to his judicial duties may be assigned by the Chief Justice of the Supreme Court to hold temporarily the County Court or county district court of that county and, upon such assignment, shall have all the power, authority and jurisdiction of a judge of the County Court or county district court.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 86

AN ACT concerning crimes and supplementing chapter 127 of the New Jersey Statutes.

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

C. 2A:127-5. Damage to motor vehicles; penalty.

1. Any person who willfully and maliciously tampers with, breaks, cuts, damages or makes improper or faulty adjustments to the motor, mechanism, brakes, tires or any part or parts of any motor vehicle with the intent to cause the operation

of such motor vehicle to be unsafe and dangerous to the lives of others, is guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 87

AN ACT concerning the Superior Court and amending section 2A:2–1 of the New Jersey Statutes.

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

1. Section 2A:2–1 of the New Jersey Statutes is amended to read as follows: Section amended.

2A:2–1. The Superior Court shall consist of 52 judges. Each judge shall receive an annual salary of $20,000.00. N.J.S.A. 2A:2-1. Number of judges; compensation.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 88

AN ACT concerning passenger railroad and ferry service, and providing for the continuation and improvement of such service on a contractual basis and for the cost and expense thereof, and repealing chapter 66 of the laws of 1960 as amended and supplemented.

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

1. The Legislature hereby finds and determines that: C. 48:12A-16.1. Legislature findings.

(a) Commuter and suburban rail passenger and ferry service between points within this State and between points in this State and in adjacent metropolitan areas in other States as now operated results in a financial loss to each of the respective railroad and ferry carriers;

(b) Continuation of these losses will lead to attempts to discontinue vital commuter and suburban rail passenger and ferry service, as well as to increase the passenger fares applicable to such service;

(c) Substantial curtailment of present commuter and suburban rail passenger and ferry service will increase highway congestion which will require the expenditure of many millions of dollars by the State and its counties and municipalities and other agencies for the construction of additional roads, bridges and tunnels;

(d) Substantial curtailment of present commuter and suburban rail passenger and ferry service will adversely affect economic values in large portions of the State to the detriment of the people of the entire State;

(e) It is essential to the public health, safety and welfare and to development of the industrial potential of the State that commuter and suburban rail passenger and ferry service be preserved, and improved, if possible, at least until it is determined whether more efficient and desirable alternative means of transportation can be economically provided;

(f) The facilities of railroads and ferries providing necessary commuter and suburban rail passenger and ferry service are an essential part of the State's public transportation system, and it is in the public interest under all conditions now forseeable that they be preserved and improved and that to this end contracts be made between the State and the railroads and ferry companies operating such facilities providing for necessary commuter and suburban rail passenger and ferry service by the railroads and ferry companies in re-

turn for payment to each contracting railroad and ferry company by the State, out of such appropriation or appropriations as may be made by the Legislature, or from such other funds which may be made available from time to time, of amounts not exceeding the value to the State of the consideration received or to be received by the State and the service to the public so rendered by such railroad or ferry company.

C. 48:12A-16.2. Definitions.

2. Hereafter in this act, unless the context indicates another or different meaning or intent:

(a) "Carrier" shall mean any individual, copartnership, association, corporation, joint stock company, receiver or trustee operating any railroad in this State or ferry service between points in this State and adjacent metropolitan areas in other States, for public use except a railroad providing substantially no transportation service other than the carriage of passengers;

(b) "Commissioner" shall mean the State Highway Commissioner;

(c) "Fiscal year" shall mean a period of 12 consecutive calendar months ending on June 30 of any year;

(d) "Passenger service" as to railroads shall mean activities and facilities provided upon a railroad for or incidental to the carriage of commuter and suburban passengers between points in this State and in adjacent metropolitan areas in other States, and as to ferries shall mean activities and facilities provided upon a ferry for or incidental to the carriage of passengers and vehicles between points in this State and in adjacent metropolitan areas but does not include any nonrevenue movements of trains or ferries;

(e) "Contracted service" shall mean the passenger service which the carrier shall be required to operate;

(f) "Accounts" shall mean, with respect to railroads, those individually numbered income and expense accounts prescribed by the Interstate Commerce Commission and reported to that agency

annually by the rail carriers, and with respect to ferry companies those income and expense accounts compiled in accordance with recognized accounting procedures;

(g) "Matching funds" shall mean, with respect to a fiscal year, all or any portion of moneys which are appropriated for the purpose of this act, or which may otherwise become available hereunder, determined by the commissioner to be needed to match in some measure as required by law or agreement funds from any Federal agency or instrumentality, provided that the expenditures to be made by such matching funds carry out the objectives of this act;

(h) "Improvements to capital facilities" shall mean the construction, reconstruction, relocation, establishment, improvement (by way of betterments, additions, or otherwise), or rehabilitation in connection with passenger service of passenger stations and terminals, automobile parking facilities for railroad patrons, track connections, signal systems, power systems, road beds, equipment storage and servicing facilities, ferry terminals, excluding grade crossing protection and grade crossing elimination programs delegated to the Board of Public Utility Commissioners under R. S. 48:12–49, chapter 152 of the laws of 1960 (C. 48:12–49.1) as amended and R. S. 48:12–61 to 67, and including the reconstruction or rehabilitation of railroad passenger cars, locomotives, self-propelled passenger carrying rail cars and ferry boats; provided that said improvements of any type whatsoever are financed in part from moneys made available from any Federal agency or instrumentality and in part from matching funds.

C. 48:12A-16.3 Duties of commissioner.

3. The commissioner annually shall investigate, determine and in writing state the financial results to each rail and ferry carrier from providing passenger service during the previous calendar year, listing the individual accounts comprising this statement and the method by which the amounts shown were computed. The determination for each

carrier shall contain recommendations by the commissioner for action to be taken to offset all or part of any loss shown. These recommendations, which shall be the basis for any contract negotiated in accordance with this act, may include but shall not be limited to (1) changes in service, fares, operating procedures and routings, (2) improvements to capital facilities and (3) compensation by the State for service to be rendered under a contract and a description of those expense accounts which such compensation, together with income received by the carrier from or incident to the operation of passenger service, is intended to equal. The determination shall list the passenger service to be operated by a carrier under a contract and shall specify the fares to be collected for such passenger service; it shall also contain a list of projects to carry out the objectives of this act for which the commissioner recommends the use of matching funds. To aid in the making of such determination the commissioner shall hold hearings, meetings and conferences where he will make known his proposed recommendations to interested parties and the general public and receive from them any facts, material or recommendations that would be of assistance under the circumstances. The determination shall be made public and filed with the Secretary of State 30 days before the commencement of each fiscal year. Amendments to a determination may be made at any time during the fiscal year provided a hearing on notice is held, the results thereof made public and the amendments filed with the original determination.

C. 48:12A-16.4. Contracts for passenger service.

4. In order to conserve and improve passenger service necessary for public use now and in future years in this State, but subject to the limitations of this act, the State of New Jersey, acting by and through the commissioner, may enter into contract or contracts in accordance with this act with any rail or ferry carrier offering and agreeing to the same, providing for compliance by such carrier with all or any part of the recommendations set

forth in the determination by the commissioner, including but not limited to (1) changes in service, fares, operating procedures and routings, (2) improvements to capital facilities and (3) service to be operated under contract, subject to the following conditions:

(a) Every such contract shall limit the amounts to be paid by the State pursuant to such contract and all other contracts entered into in accordance with this act with respect to the same fiscal year to a sum not exceeding the amount of the appropriation or appropriations for such fiscal year made by law for expenditure pursuant to this act, together with such other funds as may become available from Federal or State sources to further the objectives of this act, and shall contain provisions consistent with this paragraph for the ratable reduction or limitations of amounts payable by the State.

(b) No such contract with respect to any fiscal year shall provide for payments by the State for service rendered in excess of the loss from commuter and suburban passenger service during the previous calendar year as shown in the determination for that fiscal year.

(c) Every such contract with respect to a fiscal year shall describe the passenger service which the carrier shall be required to operate under the terms of such contract. Such description shall set forth a plan for the operation of the contracted service which shall include timetables, train consists and fare tariffs applicable to the service and all such other provisions as the commissioner may deem reasonable.

(d) If the contract contains any provisions respecting improvements to capital facilities it shall describe such projects in detail and state the time of completion of each.

Any such contracts shall be payable from any amount appropriated to carry out the provisions of this act.

C. 48:12A-16.5. Contract obligations.

5. Each contract entered into in accordance with this act shall obligate the carrier:

(a) To operate passenger service on its lines or over tracks of other railroads as required, or to operate passenger and vehicular ferry service, in accordance with said contract, and to collect fares from persons (other than those employees of railroads or ferries or other persons allowed free passage or reduced fares in such passenger service under statutes heretofore enacted or under agreements heretofore made and now in effect) at not exceeding the rates applicable thereto set forth in the fare tariffs included in such contract;

(b) To secure, keep in effect and abide by all approvals, orders or other proceedings of any State or Federal agency or court necessary for the carrier to fulfill its obligations with respect to the contracted service;

(c) During the term of the contract and such further period as the contract may provide, unless otherwise approved in writing by the commissioner, not to initiate, take or prosecute and to actively resist, any proceedings before any State or Federal agency or court for any order, approval, judgment, decree or other action impairing or limiting the rights, powers and capacity of the carrier to operate the contracted service and carry out and perform its obligations under said contract with respect to the contracted service;

(d) To maintain and operate passenger service required by virtue of the contract, equipment and all facilities incidental thereto in a safe, sanitary and proper manner and condition with a minimum of delays or cancellations and with maintenance of arrival and departure times for all stations and station stops; and

(e) To take all necessary action to initiate, expedite and complete within the stated time the improvements to capital facilities required by virtue of the contract.

C. 48:12A-16.6. Contract payments.

6. Each contract entered into in accordance with this act shall obligate the State to pay to the carrier

periodically during the fiscal year or during the period of 2 months next following such fiscal year the amount agreed upon in the contract as compensation for service satisfactorily rendered provided the carrier has also complied with all other parts of the contract to the satisfaction of the commissioner.

C. 48:12A-16.7. Contract terms.

7. Each contract entered into in accordance with this act shall contain all such conditions, terms and provisions as the commissioner may require including, but not limited to, provisions permitting or relating to (a) determination of contracted service satisfactorily operated, (b) deductions or penalties with respect to unsatisfactory service, (c) auditing and settlement of payments, (d) termination, waivers, release, modification or other effect in event of non-performances, or of strikes, riots, disasters, Acts of God or condition not caused or permitted by the carrier or within its control, (e) additional obligations of the carrier, and (f) any such other matters as the commissioner deems to be in the public interest.

C. 48:12A-16.8. Contract amendments.

8. Any contract entered into in accordance with this act may, from time to time upon mutual agreement of the parties, and subject to the requirements of this act, be amended to make changes in service or fares as permitted in section 9, in the manner in which the service required by the contract is to be operated by the carrier, or in the methods and procedures used to effectuate improvements to capital facilities required by the contract.

C. 48:12A-16.9. Passenger service and fares; petition to change.

9. Every carrier entering into a contract shall be obligated to continue during the term of the contract all passenger service as defined in section 2 and fares applicable thereto which it operated immediately prior to the effective date of the contract. The carrier shall have the right to petition the commissioner for changes in passenger service and applicable fares during the term of the contract. If such a petition involves a decrease in the number of trains, a substantial change in schedules or an increase in fares, the commissioner

shall hold a hearing on notice. Based on information and evidence adduced at such hearing or upon other information which has been made available as the result of any investigation or study and with consideration of the factors listed in section 3, the commissioner shall determine if the change in passenger service or fares petitioned by the carrier shall be made effective. Any action taken pursuant to such a determination shall be for the duration of the contract only unless extended by future contracts.

Any carrier not entering into contract under the terms of this act shall be obligated to provide passenger service in accordance with law.

C. 48:12A-16.10. Suspension of changes during term of contract.

10. During the term of a contract, and subject to the provisions of this act, any statute, regulation, or order of any State or Federal agency or court made prior to or during the period the contract is in effect affecting the subject matter of the contract is suspended. The contract shall be deemed to require, fix and control such matters with the same force and effect as if required by law. Compliance with and performance of the contract shall constitute compliance with all laws relating to the subject matter of the contract.

C. 48:12A-16.11. Additional powers.

11. In addition to other powers contained therein and in order to carry out the objectives of this act, the commissioner may:

(a) Make whatever reasonable rules and regulations he may deem necessary which shall have the force and effect of law;

(b) Make upon his own initiative, or through any duly delegated representative, an investigation of any matters concerning any carrier and in aid of such investigation the commissioner shall have access to and the carrier shall make available its property, books, records, or documents;

(c) From time to time make use of personnel or technicians of any Federal or State agency as needed;

(d) Have the power to receive and expend money from any Federal or State agency or instrumen-

tality and from any private sources, in addition to the money appropriated by the Legislature; and as may be necessary for that purpose to enter into agreements with any person whatever, including but not limited to railroads, ferry companies, governmental agencies or political entities; and

(e) Designate assistants to conduct hearings on his behalf.

C. 48:12A-16.12. Documental evidence.

12. In order to serve the public interest all evidence, material, papers and documents of whatever nature presented to, received by, or in the possession of the commissioner in the process of perfoming his duties under any section of this act and any finding or determination of the commissioner made pursuant to this act, shall not be evidential to any proceeding or action before any State or Federal agency or court whether he is or is not a party thereto unless otherwise ordered by the commissioner.

The commissioner or any of his employees shall not be required to give testimony or furnish documents in any civil suit or administrative hearing in which he is not a party, with regard to information obtained by him in the discharge of his duties under this act.

C. 48:12A-16.13. Intent of act.

13. This act is intended to protect and promote the public health, safety and welfare and shall be liberally construed to obtain the objective and effect the purposes thereof.

C. 48:12A-16.14. Provisions of act saved.

14. If any provision of this act or the application thereof to any person or circumstances or the exercise of any power or authority thereunder is held invalid or contrary to law, such holding shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or applications or affect other exercises of power or authority under said provisions not contrary to law, and to this end the provisions of this act are declared to be severable.

C. 48:12A-16.15. Modification time requirement.

15. The time requirement of section 3 is hereby modified to permit the commissioner to issue his determination with respect to the fiscal year end-

ing June 30, 1965 in not more than 90 days following the effective date of this act.

16. Chapter 66 of the laws of 1960 and all amendments and supplements thereto are hereby repealed. Repealer. C. 48:12A-1 to C. 48:12A-16.

This repealer shall not in any way affect any contracts, agreements, determinations, orders, rules or regulations heretofore made or promulgated, as the case may be, by the commissioner pursuant to the authority thereunder granted but such contracts, agreements, determinations, orders, rules and regulations shall continue with full force and effect until otherwise amended, repealed or terminated in accordance with the terms thereof or pursuant to the provisions of this act.

17. This act shall take effect July 1, 1964. Note: Act effective.

Approved May 29, 1964.

CHAPTER 89

AN ACT concerning railroad capital facilities, supplementing "An act to supplement 'An act concerning passenger railroad and ferry service required for the convenience and necessity of the people of New Jersey, and providing for the continuation and improvement of passenger service on a contractual basis and for the cost and expense thereof,' approved June 22, 1960 (P. L. 1960, c. 66), as said title was amended by chapter 1, P. L. 1962, and making an appropriation therefor," approved December 10, 1962 (P. L. 1962, c. 191), and making an appropriation therefor.

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

C. 48:12A-21. Railroad capital facilites; highway and grade crossing changes; appropriation to meet costs.

1. (a) In connection with the improvement to capital facilities authorized by chapter 191, P. L. 1962 to be undertaken by the Division of Railroad Transportation in the State Highway Department, the State Highway Department is hereby authorized to undertake, directly or by contract, the entire expense of eliminating or relocating such highway and railroad crossings at grade as shall be necessary or desirable to carry out the purposes of said chapter 191.

(b) To carry out the purpose of this act, the State Highway Department may expend such funds as are appropriated herein or otherwise provided for this purpose by law which funds shall be in addition to any funds heretofore authorized and appropriated to meet the public share of the cost of the improvements to capital facilities by chapter 191, P. L. 1962.

2. There is hereby appropriated from the sum previously appropriated to the State Highway Department in its capital construction account for grade crossing elimination, notwithstanding any existing allocation of such sums, so much as shall be required to carry out the provisions of this act.

3. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 90

AN ACT concerning disposition of property of inmates of soldiers' homes in certain cases, and amending section 30:6A–11 of the Revised Statutes.

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

Section amended.

1. Section 30:6A–11 of the Revised Statutes is amended to read as follows:

Funds of inmates unclaimed after death; disposition.

30:6A–11. Moneys, choses in action and effects deposited by an inmate in trust with the chief executive officer of the home and unclaimed at the death of the inmate, dying intestate, shall be deemed to be the property of the home. Such property shall be held in trust by the chief executive officer for 3 years following the death of the depositor, with power to invest the funds with the consent of the board of managers and to use the income for the benefit of the inmates as the board may deem most advisable.

Upon claim made within the 3 years following the death of the depositor and sustained by legal proof, the sufficiency of which shall be determined by the chief executive officer or board of managers, such property shall be paid over to the claimant entitled thereto upon acknowledging, executing and delivering a proper release and discharge.

Such property remaining unclaimed 3 years after the death of its depositor shall be deemed to be the property of and subject to the absolute control and disposal of the board of managers to be used for such purposes as they deem most advisable.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 91

AN ACT authorizing boards of commissioners to lease real estate owned by the fire district to the township in which the fire district is located.

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

C. 40:151-27.4. Authorization to lease building space.

1. The board of commissioners of any fire district is authorized to lease to the township, at a nominal rental, space in any building owned by the fire district.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 92

AN ACT concerning claims for wages and employment benefits and amending sections 34:11–57 and 34:11–58 of the Revised Statutes.

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

Section amended.

1. Section 34:11–57 of the Revised Statutes is amended to read as follows:

Definitions.

34:11–57. As used in this article:

"Commissioner" means the Commissioner of Labor and Industry or any person or persons in the department designated in writing by him for the purposes of this article.

"Employee" means any natural person who works for another for hire.

"Employer" means any person, partnership, firm or corporation employing another for hire.

"Wages" means any moneys due an employee from the employer whether payable by the hour, day, week, semimonthly, monthly or yearly and shall include commissions, bonus, piecework compensation and any other benefits arising out of an employment contract.

2. Section 34:11–58 of the Revised Statutes is amended to read as follows: Section amended.

34:11–58. The commissioner is authorized and empowered to investigate any claim for wages due an employee and in such investigation may summon the defendant, subpœna witnesses, administer oaths, take testimony and shall upon such hearing make a decision or award where the sum in controversy, exclusive of costs, does not exceed $300.00. Investigation of wage claims; testimony; award and judgment.

Such decision or award shall be a judgment when a certified copy thereof is filed with the court of common pleas of the county where defendant resides.

Such judgment shall be entered in the same manner and have the same effect and be subject to the same proceedings as are judgments rendered in suits duly heard and determined by courts of competent jurisdiction.

3. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 93

AN ACT concerning payment of wages due to a deceased employee in certain cases and amending section 34:11–30 of the Revised Statutes.

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

1. Section 34:11–30 of the Revised Statutes is amended to read as follows: Section amended.

Deceased employee's wages payable without administration.

34:11–30. Upon written request therefor by a person entitled thereto under this section, it shall be lawful for an employer, not less than 30 days after the death of an employee to whom is owing wages or salary not exceeding $300.00, to pay, and the employer shall pay, the same to such employee's surviving wife, child or children, father or mother, sister or brother, preferring such persons in the order named, without letters of administration having been issued upon the estate of such deceased employee and if no such persons survive then to the undertaker for his services, such sum as shall be due him, and the residue if any to physician, boarding house keeper and nurse, pro rata, upon bills furnished verified by affidavit, and payment made as by this section provided shall be a full release and discharge to the employer from any claims for wages or salary so due and paid.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 94

AN ACT to amend "An act relating to training of policemen prior to the permanent appointment; appointments in certain municipal and county law enforcement agencies; establishing a police training commission; and providing an appropriation therefor," approved June 3, 1961 (P. L. 1961, c. 56).

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

Section amended.

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

C. 52:17B-70. Police training commission; establishment; membership.

5. There is hereby established in the Department of Law and Public Safety a Police Training Commission whose membership shall consist of the following persons:

a. Two citizens of this State who shall be appointed by the Governor with the advice and consent of the Senate for terms of 3 years commencing with the expiration of the terms of the citizen members, other than the representative of the New Jersey Office of the Federal Bureau of Investigation, now in office.

b. The president or other representative designated in accordance with the by-laws of each of the following organizations: the New Jersey State Association of Chiefs of Police; the New Jersey State Patrolmen's Benevolent Association, Inc.; and the New Jersey State League of Municipalities.

c. The Attorney General, the Superintendent of State Police, and the Commissioner of Education, who shall serve while holding their respective offices.

d. The Special Agent in Charge of the State of New Jersey for the Federal Bureau of Investigation or his designated representative.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 95

AN ACT making an appropriation to the Department of Conservation and Economic Development.

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

Appropriation; study repair to dam.

1. There is hereby appropriated to the Department of Conservation and Economic Development

the sum of $10,000.00 to be used to study the possibility of the repair of a wing dam at Wells Falls, Lambertville, New Jersey.

2. This act shall take effect immediately.

Approved May 29, 1964.

CHAPTER 96

AN ACT relating to information required in connection with the recording of deeds or similar instruments, and amending sections 54:4–30 and 54:4–32 of the Revised Statutes.

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

Section amended.

1. Section 54:4–30 of the Revised Statutes is amended to read as follows:

Duty of county recording officer where deed not certified.

54:4–30. If no assessor's certificate shall appear on a deed or similar instrument, the register of deeds and mortgages or county clerk with whom it is filed for record shall ascertain from the person leaving it for record, or otherwise, and if not recited therein, mark upon the face of the instrument, the post-office addresses of the grantee or grantees therein. The post-office address shall include the street and house number, and if no house number, the names of the streets or avenues or rural route numbers, of any or all grantees, if individuals, and if any grantee is a firm, partnership, association or corporation, the address shall include the location of the firm or partnership or the principal office of the association or corporation in this State, or if it be a corporation of a foreign State, then the principal office of the corporation in that State.

Secton amended.

2. Section 54:4–32 of the Revised Statutes is amended to read as follows:

Fee; deed to be refused for lack of complete address.

54:4–32. The county clerk or register of deeds and mortgages shall not receive such deed or instrument for record unless he is paid the fee provided by section 22A:4–4 of the Title Fees and Costs for the preparation of the abstract. He shall not require a fee from the assessor or custodian for the certification and abstract. The county clerk or register of deeds and mortgages shall refuse to record any such deed or other evidence of title unless the post-office address, street and house numbers, names of streets or avenues, or rural route numbers, as required by section 54:4–30, are contained in or marked upon the face of such instrument offered for record.

3. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 97

AN ACT concerning juvenile and domestic relations courts in certain counties, and supplementing chapter 4 of Title 2A of the New Jersey Statutes.

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

C. 2A:4-4.4. Appointment of judges in certain counties; salary; practice of law.

1. The Governor, with the advice and consent of the Senate, shall appoint in each county of the fifth class, having a population in excess of 300,000, an attorney-at-law to be judge of the juvenile and domestic relations court of the county. Each judge, so appointed, shall devote his entire time to his judicial duties, shall not engage in the practice of law, and shall be paid a salary by the board of chosen freeholders in the same amount as that paid to a judge of the County Court.

Any such judge may be assigned by the Chief Justice of the Supreme Court to hold temporarily the County Court or county district court of his

county and, upon such assignment, shall have all the power, authority and jurisdiction of a judge of the County Court or county district court.

The provisions of the chapter to which this act is a supplement in respect to a referendum on appointing a special juvenile court judge shall be inapplicable to any such county. Except as otherwise provided herein, the provisions of the chapter to which this act is a supplement shall be applicable to any judge appointed pursuant to this supplementary act.

2. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 98

AN ACT to amend the "Banking Act of 1948," approved April 29, 1948 (P. L. 1948, c. 67).

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

Section amended.

1. Section 181 of the act of which this act is amendatory is amended to read as follows:

C. 17:9A-181. Mortgage loans.

181. Mortgage loans.

A–1. A savings bank may make or invest in mortgage loans in the manner and subject to the limitations prescribed by this section. For the purposes of this section, "mortgage loan" shall include every indebtedness secured by mortgage on real property, or on a lease of the fee of real property (in any case in which such lease is lawful security for such mortgage loan), except as otherwise provided by subsection Q of this section, and a savings bank shall be deemed to have made a mortgage loan when

(a) it lends or participates in lending money to a borrower upon the security of real property; or

(b) it acquires, by purchase or otherwise, a mortgage loan or any share or part of or interest in a

mortgage loan which is not subordinate to any share or part thereof or interest therein held by any other person.

A savings bank may sell, assign or otherwise dispose of a share or part of or interest in a mortgage loan held by it to any other person.

A–2. For all purposes of compliance with the applicable provisions and restrictions of subsections D, E, F and G of this section as to the percentage of the mortgage loan to the appraised value of the mortgaged property, and the term of and rate of amortization of such loan, the date of the acquisition by a savings bank of a mortgage loan or a share or part thereof or interest therein shall, as respects such savings bank, be deemed to be the date as of which the mortgage loan was made, and the unpaid amount of the principal then due shall be deemed to be the amount of such mortgage loan.

B. No savings bank shall make a mortgage loan at any time when the total cost of acquisition by the savings bank of all real property owned by it, other than real property held for the purposes specified in subparagraph (a) of paragraph (5) of section 24, and the total of all principal balances owing to the savings bank on mortgage loans, less all write-offs and reserves with respect to such real property and mortgage loans, together exceeds, or by the making of such loan will exceed, 80% of its deposits. For the purposes of this subsection, principal balances owing on mortgage loans made pursuant to subsection Q(1) of this section shall, only to the extent of the unguaranteed portion of such balances, and loans made pursuant to subsection Q(2) of this section shall, only to the extent of 50% of such balances, be included in the total of all principal balances owing to the savings bank on mortgage loans.

C. Every mortgage loan shall be evidenced by a note or bond, and shall be secured by a mortgage on the fee of real property located within this State, or, if outside this State, upon the fee of real property located within 50 miles of the border of this

State. Every mortgage shall be certified to be a first lien by an attorney-at-law of the State in which the real property is located, or certified or guaranteed to be a first lien by a corporation authorized to guarantee titles to land in such State. For the purposes of this section, a mortgage shall be deemed to be a first lien, notwithstanding the existence of a prior mortgage or mortgages held by the savings bank, or a lien for current taxes or assessments not due or payable at the time the loan is made, and notwithstanding the existence of leases, building restrictions, easements, encroachments, or covenants which, in the opinion of an officer of the savings bank designated for that purpose by the board of managers, do not materially lessen the value of the real property to be mortgaged.

D. When the real property offered as security for a mortgage loan consists of a lot of land upon which there is one or more one-family dwellings including appropriate garages or other outbuildings, if any, or upon which such a dwelling, or dwelling, garages or outbuildings are in the course of construction or are to be constructed, the amount of the mortgage loan shall not exceed (a) 75% of the appraised value of the real property, or $35,000.00 whichever is lesser; or (b) 80% of the appraised value of the real property, or $25,000.00, whichever is lesser; or (c) 90% of the appraised value of the real property, or $25,000.00 whichever is lesser, provided that the dwelling or dwellings are not more than 10 years old.

E. When the real property offered as security for a mortgage loan consists of a lot of land upon which there is one or more 2-, 3-, or 4-family dwellings including appropriate garages or other outbuildings, if any, or upon which such a dwelling or dwellings and appropriate garages or other outbuildings are in the course of construction or are to be constructed, the amount of the mortgage loan shall not exceed 80% of the first $30,000.00 of the appraised

value of the real property, plus 50% of the excess, if any, of such appraised value over $30,000.00.

F. The instrument evidencing a mortgage loan made pursuant to either subsection D or subsection E of this section shall require that

(1) interest shall be paid on such loan monthly, and that equal monthly payments be made in reduction of such loan of an annual rate equal to at least 3⅓% of the original amount of such loan ; or

(2) that a constant sum be paid monthly in an amount sufficient for current interest and for the payment of the loan in full in not more than 30 years and 1 month from the making of such loan.

G. When the real property offered as security for a mortgage loan consists of a lot of land upon which there is a building or buildings other than dwellings of the nature described in subsections D and E of this section, or upon which such other buildings are in the course of construction or are to be constructed, or when such land is paved for parking lot purposes, the amount of the mortgage loan shall not exceed 75% of appraised value of such real property. The instrument evidencing a mortgage loan made pursuant to this subsection shall require that the loan be repaid in full in not more than 10 years and 1 month from the date it is made, except that in the case of dwellings consisting of 5 or more dwelling units, the instrument shall require that the loan be repaid in full in not more than 25 years and 1 month from the date it is made; and (a) if the amount of such loan, when made, exceeds 50% of the appraised value of the real property, that payments shall be made in reduction thereof at least semiannually, at an annual rate equal to at least 2% of the original amount of such loan; or (b) if the amount of such loan, when made, does not exceed 50% of the appraised value of the real property, that payments shall be made in reduction thereof at least semiannually, at an annual rate equal to at least 1% of the original amount of such loan. When, however, the amount of such loan does not, when made, exceed 50% of the appraised value of

such real property, and the instrument evidencing such loan requires that it be paid in full in not more than 5 years and 1 month from the date it is made, the instrument need not require that any payment be made in reduction of such loan prior to its maturity date. Notwithstanding the limitations prescribed by subsections D and E and hereinabove in this section, a savings bank may make a mortgage loan secured by a lot of land or 2 or more lots of land, contiguous or not, upon each of which there is a building or buildings, or upon each of which a building or buildings are in the course of construction or are to be constructed. The limitations of this section governing the term of the loan, rate of amortization, and the percentage of the mortgage loan to the appraised value of each type of building, including land, shall apply. No loan shall be made under subsections D, E, F or G hereof to any one person or on any one property if the loan shall exceed 15% of the surplus and reserves of the savings bank, or $50,000.00, whichever is greater.

H. When the real property offered as security for a mortgage loan is of the nature described in subsection D or E of this section, and the amount of the loan does not exceed 66⅔% of the appraised value of such real property, the instrument evidencing such loan shall be sufficient if it conforms to the requirements of either subsection F or subsection G of this section.

I. A mortgage loan may be made for the purpose of enabling a borrower to construct a building or buildings upon real property owned by him, and, in such a case, the appraised value of the real property shall include the value of the building or buildings to be constructed, but at no time shall a greater sum be advanced on account of such loan than, in the opinion of (1) the appraisers hereinafter provided for, or (2) one of such appraisers and an officer of the savings bank designated for that purpose by the board of managers, is warranted by the state of completion of the buildings in process of construction. For the purposes of compliance

with the applicable requirements of subsection F or G of this section as to the term of and the rate of amortization of a loan made pursuant to this section, such loan shall be deemed to have been made when the final advance shall be made to the borrower on such loan, or 18 months from the date of the mortgage securing such loan, whichever is earlier.

J. When the real property offered as security for a mortgage loan consists of unimproved land, and the proceeds of such loan are not to be used to construct a building on such land, the amount of such loan shall not exceed 40% of the appraised value of such real property. The instrument evidencing a loan made pursuant to this subsection shall require that such loan be paid in full in not more than 10 years and 1 month from the date it is made. No loan made pursuant to this subsection shall exceed $10,000.00, or $\frac{1}{10}$ of 1% of the deposits of the savings bank, whichever is greater; nor shall any loan be made at any time when the total of all such loans exceeds, or if the making of such loan would cause such total to exceed 1% of the deposits of the savings bank.

K. No mortgage loan shall be made except upon a written certification signed by at least 2 persons, each of whom shall be either a manager of the bank or an appraiser appointed by its board of managers. In the case of a mortgage loan secured by a mortgage upon real property, such certification shall state the opinion of such persons as to the value of the land and the improvements thereon or to be erected thereon and the character of such improvements. In the case of a mortgage loan secured by a mortgage upon a lease of the fee of real property, such certification shall state the opinion of such persons as to the value of the leasehold interest to be subject to the mortgage, including the leasehold interest in the improvements erected or to be erected upon the leased property and the character of such improvements. Such certification shall be filed with the records of the bank, and shall be

preserved until the savings bank has no interest, as mortgagee or otherwise, in the real property.

L. Purchase money mortgage loans made by a savings bank on the sale of real property owned by it shall not be subject to the preceding subsections or to subsection P of this section, except that such loans shall be included in determining whether the total amount of mortgage loans held by a savings bank exceeds 80% of its deposits.

M. No savings bank shall make a mortgage loan secured by a mortgage upon a lease of the fee of real property unless

(1) the leased property is located within this State or, if outside this State, the leased property is located within 50 miles of the border of this State;

(2) the leased property shall consist of improved real property, including farm lands, or unimproved real property if the proceeds of such loan shall be used for the purpose of erecting improvements thereon;

(3) the mortgage securing such loan shall constitute a first lien on a lease of the fee of real property, which fee is not subject to any prior lien; the fee shall be deemed not subject to any prior lien notwithstanding the existence of liens of taxes which are not delinquent, building restrictions or other restrictive covenants or conditions, joint driveways, sewer rights, rights in walls, rights of way or other easements, or encroachments, which the persons signing the certificate provided for in subsection K of this section report in their opinion do not materially affect the security for the mortgage loan. Every mortgage shall be certified to be such a first lien by an attorney-at-law of the State in which the real property is located, or certified or guaranteed to be such a first lien by a corporation authorized to guarantee titles to land in such State;

(4) such loan shall not exceed 66⅔% of the appraised value of the leasehold interest subject to the mortgage, including the leasehold interest in the improvements erected upon the mortgaged

property, or to be erected thereon wholly or partly with the proceeds of the mortgage loan; and

(5) the instrument evidencing the loan shall require that payment be made on account of the principal amount of such loan at an annual rate sufficient to repay such loan not later than 1 year prior to the expiration of the lease.

N. The instrument evidencing a mortgage loan may be in such form, and may contain such provisions, not inconsistent with law, as the savings bank may choose to insert for the protection of its lien and the preservation of its interest in the real property mortgaged to it.

O. Notwithstanding the limitations prescribed by the preceding subsections or by subsection P of this section, a savings bank may

(1) for the purposes of preventing or mitigating loss, or of preserving the lien of its mortgage, or of conserving the value of the real property affected by its mortgage, (a) extend the time for the payment of principal or interest, (b) modify or waive any of the terms or conditions of the instrument evidencing a mortgage loan, (c) settle or compromise all or part of the amount due or to grow due on a mortgage loan, (d) sell or assign the mortgage loan, or a share or part thereof or interest therein, for such consideration as it shall deem proper, and (e) advance funds for the payment of any tax, lien, charge or claim whatsoever; and

(2) make a loan in addition to an existing mortgage loan or loans held by it, upon the security of the same real property and secured by the existing mortgage or mortgages, in an amount not to exceed the difference between the balance due on the existing mortgage or mortgages and the original amount thereof, or the sum of $2,500.00, whichever is less; provided, however, that no such additional loan shall be made which shall increase the total amount due upon such mortgages over the amount which could be loaned upon the security of such real property. Such additional loan shall be repaid in equal monthly installments, beginning within 1 year from

the date of such loan, with the payments adjusted so that the additional loan shall be repaid in full either before or at the maturity of the existing mortgage. If the unexpired term of such mortgage or mortgages shall have been reduced to 10 years or less such term may be extended for an additional period of not more than 10 years. Adjustment of payments and extension of mortgage terms pursuant to this section shall comply with the provisions of subsection F, G or H of this section. If so provided in the original mortgage or a supplement or amendment thereto, persons who acquire any rights in or liens upon the mortgaged real property subsequent to the recording of the original mortgage or such supplement or amendment, as the case may be, shall hold such rights and liens subject to the prior lien of the original mortgage and such supplement or amendment, if any, as security for such additional loan; and in such case, no title certificate or insurance under subsection C of this section shall be required with respect to such additional loan.

P. Except as otherwise provided by this section, no savings bank shall make a mortgage loan if the making of such loan would cause the total of all unpaid balances of such loans held by the savings bank upon the security of the same real property or leasehold, to exceed the limitations imposed by this section upon the amount of a mortgage loan which may be made upon the security of such real property or such leasehold.

Q. A savings bank may invest in

(1) (a) veterans' loans, wherever located, made pursuant to Title III of the Act of Congress of June 22, 1944, known as the "Servicemen's Readjustment Act of 1944," as amended, supplemented, revised, or recodified from time to time, which the Administrator of Veterans' Affairs or other officer or agency which succeeds to his powers and functions under said act has insured or guaranteed or has made a commitment to insure or guarantee, to the extent and in the manner provided in said act or the regulations made thereunder; and

(b) veterans' loans, wherever located, made and insured or guaranteed in part as provided in paragraph (1) (a) of this subsection of this section, and, as to the balance thereof, insured or guaranteed by an insurer or guarantor named or described in paragraph (2) of this subsection of this section.

(c) the provisions and restrictions contained in this section, except those relating to the percentage of the mortgage loan to the appraised value of the real property, the location of the real property, the term of the loan and the rate of amortization, shall apply to investments made pursuant to paragraph (1) of this subsection of this section.

(2) (a) mortgages or deeds of trust or other securities of the character of mortgages which are first liens on the fee of real property or a lease of the fee of real property, wherever located, which (i) the United States, or (ii) the Federal Housing Commissioner under the Act of Congress of June 27, 1934, known as the "National Housing Act," as amended, supplemented, revised or recodified from time to time, or other officer or agency which succeeds to his powers and functions, or (iii) the State of New Jersey or an officer or agency thereof, or (iv) any other officer or agency of the United States or of this State which the commissioner shall have approved for the purposes of this section as an insurer or guarantor, has fully insured or guaranteed or made a commitment to fully insure or guarantee.

(b) mortgages or deeds of trust or other securities made pursuant to paragraph 2(a) of this subsection of this section shall not be subject to the provisions and restrictions of this section, except that they shall be included in determining whether total mortgage investments are within the limitation prescribed by subsection B of this section.

2. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 99

AN ACT concerning County Courts and amending section 2A:3–13 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:3–13 of the New Jersey Statutes is amended to read as follows:

Additional judges in certain counties.

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

a. In counties now or hereafter having 900,000 or more inhabitants, 7 additional judges, making 8 in all in each of such counties.

b. In counties now or hereafter having not less than 430,000 nor more than 900,000 inhabitants, 5 additional judges, making 6 in all in each of such counties.

c. In counties now or hereafter having 260,000 or more and less than 430,000 inhabitants, 3 additional judges, making 4 in all in each of such counties.

d. In counties now or hereafter having more than 150,000 and less than 260,000 inhabitants other than counties of the fifth class, an additional judge, making 2 in all in each of such counties.

e. In counties bordering on the Atlantic ocean and now or hereafter having not less than 50,000 nor more than 100,000 inhabitants, an additional judge, making 2 in all in each of such counties.

f. In counties of the fifth class having not less than 100,000 nor more than 150,000 inhabitants, an additional judge, making 2 in all in each of such counties and in said counties having more than 150,000 inhabitants, 3 additional judges, making 4 in all.

2. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 100

AN ACT requiring certain information to be supplied to mortgagors in connection with the closing of mortgage loan transactions where title insurance is required in favor of the mortgagee.

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

C. 46:10A-3. Title insurance.

1. Whenever in connection with the making of a real estate purchase money mortgage loan upon a 1, 2, 3 or 4 family dwelling house for a term exceeding 2 years, the mortgagee requires the issuance of a mortgagee policy of title insurance, the company issuing the policy of title insurance shall prior to the disbursement of the mortgage funds cause the mortgagor to be advised in writing of the fact that a mortgagee title insurance policy is to be issued, the name or names of the insured under said policy, and of the face amount of such policy. Such notice shall also advise the mortgagor of his right and opportunity to obtain title insurance in his own favor if the same has not already been ordered or obtained.

C. 46:10A-4. Statement from mortgagor.

2. At or before the closing of the mortgage loan transaction the company issuing the title insurance shall obtain from the mortgagor a statement in writing that he has received the notice required under section 1 of this act.

C. 46:10A-5. Penalty.

3. If the company issuing the mortgagee policy of title insurance shall fail to comply with the provisions of section 1 of this act the said company shall forfeit to the State of New Jersey the sum of $100.00, to be recovered with costs in a civil action to be prosecuted by the Attorney General who shall prosecute such actions whenever it shall appear that this act has been violated.

4. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 101

AN ACT providing for the payment of a pension to certain former assistant Attorney Generals and deputy Attorney Generals of the Division of Law in the Department of Law and Public Safety.

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

Pensions; persons eligible; payments.

1. Any former assistant Attorney General or deputy Attorney General of the Division of Law in the Department of Law and Public Safety who is over the age of 70 years, and who had been employed continuously by the State of New Jersey in connection with the legal matters of the State for at least 25 years, during which time he had devoted full time to the duties of his office or position and in the course of which service such person, after a considerable period of service with the State, was given tenure of office by provision of law, which tenure was thereafter taken away by law and was not subsequently restored, and who resigned or retired from service as such assistant Attorney General or deputy Attorney General prior to January 1, 1960, shall be entitled to receive an annual pension during the remainder of his natural life in an amount equal to ⅓ of the annual salary received by him at the time of his resignation or retirement, provided, that such person is not entitled to or receiving any other pension from the State of New Jersey or any political subdivision thereof.

Any person eligible for a pension under the provisions of this act shall file a written application therefor with the State Treasurer within 6 months of the effective date of this act.

2. The payments provided for in this act shall be made semimonthly and shall be payable out of the

treasury of this State in the same manner as other pensions are now paid.

3. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 102

AN ACT to revise and correct certain statutes.

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

Title amended.

1. The title of "An act relating to the State House Commission, amending sections 52:20–1 and 52:20–6 of the Revised Statutes," approved January 13, 1964 (P. L. 1963, c. 180) is amended to read "An act relating to the State House Commission, amending section 52:20–1 of the Revised Statutes."

Title amended.

2. The title of "An act concerning the disposition of property of certain absent persons adjudicated to be dead, and amending sections 3A:40–1, 3A:40–2, 3A:40–4 and 3A:40–6 of the New Jersey Statutes," approved March 17, 1964 (P. L. 1964, c. 5) is amended to read "An act concerning the disposition of property of certain absent persons adjudicated to be dead, and amending sections 3A:40–1, 3A:40–2, 3A:40–3, 3A:40–4 and 3A:40–6 of the New Jersey Statutes."

Section amended.

3. Section 12 of chapter 172 of the laws of 1963 is amended to read as follows:

C. 54:4-8.51. Real property taxes due.

12. This act shall apply to real property taxes due and payable in the year 1964 and thereafter, and shall not affect the obligation, lien, or duty to pay any taxes, interest or penalties which have accrued or may accrue by virtue of any assessment made or which may be made with respect to taxes levied for any year prior to the year 1964.

Title amended.

4. The title of "An act concerning certain powers and duties of the State Board of Child Welfare, or

of any instrumentality or agency of the State succeeding to its powers," approved July 31, 1962 (P. L. 1962, c. 135) is amended to read "An act concerning certain powers and duties of the Bureau of Childrens Services in the Department of Institutions and Agencies."

Section amended.

5. Section 1 of chapter 135 of the laws of 1962 is amended to read as follows:

C. 30:4C-27.1. Foster parent defined.

1. As used in this act "foster parent" shall mean any person with whom a child in the care, custody or guardianship of the Bureau of Childrens Services, is placed for temporary or long-term care, but shall not include any persons with whom a child is placed for the purpose of adoption.

Section amended.

6. Section 2 of chapter 135 of the laws of 1962 is amended to read as follows:

C. 30:4C-27.2. Discontinuance clothing distribution centers; clothing allowance.

2. Notwithstanding the provision of any other law, the maintenance of a clothing warehouse and distribution center for the distribution of clothing to children in the care, custody or guardianship of the Bureau of Childrens Services, shall be discontinued and in lieu thereof the bureau shall increase the monthly allowance payable to any foster parent caring for any of said children in a sufficient amount to enable said foster parent to purchase the necessary clothing items required by said children from the local merchants of the locality wherein the foster parent resides.

Title amended.

7. The title of "An act concerning certain agreements between the State Board of Child Welfare, or any instrumentality or agency of the State succeeding to its powers, and foster parents," approved July 31, 1962 (P. L. 1962, c. 136) is amended to read "An act concerning certain agreements between the Bureau of Childrens Services in the Department of Institutions and Agencies, and foster parents."

Section amended.

8. Section 1 of chapter 136 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.4. Foster parent defined.

1. As used in this act "foster parent" shall mean any person with whom a child in the care, custody or guardianship of the Bureau of Childrens Serv-

ices, is placed for temporary or long-term care, but shall not include any persons with whom a child is placed for the purpose of adoption.

Section amended.

9. Section 2 of chapter 136 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.5. Contracts with foster parents; provisions prohibiting adoption prohibited.

2. Notwithstanding the provisions of any other law or any rule or regulation of the Bureau of Childrens Services, no agreement entered into between said bureau and any foster parent for the care of any child in the care, custody or guardianship of said bureau shall contain any provision prohibiting the adoption of any said child by the foster parent.

Title amended.

10. The title of "An act concerning the establishment and maintenance of child care shelters by the State Board of Child Welfare, or by any instrumentality or agency of the State succeeding to its powers," approved July 31, 1962 (P. L. 1962, c. 137) is amended to read "An act concerning the establishment and maintenance of child care shelters by the Bureau of Childrens Services in the Department of Institutions and Agencies."

Section amended.

11. Section 1 of chapter 137 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.1. Foster home defined.

1. As used in this act "foster home" means and includes both private residences and institutions wherein any child in the care, custody or guardianship of the Bureau of Childrens Services, may be placed for temporary or long-term care, and shall include any private residence maintained by persons with whom any such child is placed for adoption.

Section amended.

12. Section 2 of chapter 137 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.2. Child care centers; establishment and maintenance.

2. The Bureau of Childrens Services, shall establish and maintain, within the limits of available appropriations, child care shelters in such numbers and at such locations throughout the State as the Commissioner of the Department of Institutions and Agencies with the approval of the State Board of Control shall deem to be necessary.

Section amended.

13. Section 3 of chapter 137 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.3. Use of child care centers; equipment; staff.

3. Such shelters shall be equipped and used for the temporary care and supervision of children who are placed in the care, custody or guardianship of the Bureau of Childrens Services, during the interim between such placement and placement in a suitable foster home. Such shelters shall be properly staffed to provide for child care and supervision and shall contain the necessary facilities for both physical and psychological examinations of such children.

Title amended.

14. The title of "An act concerning the State Board of Child Welfare, or the instrumentality or agency of the State succeeding to its powers, in relation to the placement of children for adoption in certain cases," approved July 31, 1962 (P. L. 1962, c. 139) is amended to read "An act concerning the Bureau of Childrens Services in the Department of Institutions and Agencies, in relation to the placement of children for adoption in certain cases."

Section amended.

15. Section 1 of chapter 139 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.6. Foster parent defined.

1. As used in this act "foster parent" shall mean any person with whom a child in the care, custody or guardianship of the Bureau of Childrens Services, is placed for temporary or long-term care, but shall not include any persons with whom a child is placed for the purpose of adoption.

Section amended.

16. Section 2 of chapter 139 of the laws of 1962 is amended to read as follows:

C. 30:4C-26.7. Application by foster parents for placement of children for adoption.

2. Any husband and wife, who, as foster parents, have cared for a child continuously for a period of 2 years or more, may apply to the Bureau of Childrens Services, for the placement of said child with them for the purpose of adoption and if said child is eligible for adoption, the bureau shall give preference and first consideration to their application over all other applications for adoption placements.

Title amended.

17. The title of "An act concerning actions and proceedings in any court involving the State Board

of Child Welfare, or any instrumentality or agency of the State succeeding to its powers, and supplementing chapter 138 of the laws of 1951,'' approved July 31, 1962 (P. L. 1962, c. 140) is amended to read ''An act concerning actions and proceedings in any court involving the Bureau of Childrens Services in the Department of Institutions and Agencies, and supplementing chapter 138 of the laws of 1951.''

Section amended.

18. Section 1 of chapter 140 of the laws of 1962 is amended to read as follows:

C. 30:4C-4.1. Consent and approval of actions or proceedings commenced or maintained by Bureau of Childrens Services.

1. Notwithstanding the provisions of any other law, no action or proceeding, including an application for a writ of habeas corpus, in any court which the Bureau of Childrens Services is authorized by law to commence or maintain shall be commenced or maintained by the said bureau, without the consent and approval of the State Board of Control of Institutions and Agencies or the Commissioner of the Department of Institutions and Agencies, as hereinafter provided.

Section amended.

19. Section 2 of chapter 140 of the laws of 1962 is amended to read as follows:

C. 30:4C-4.2. Nature of consent and approval; rules and regulations.

2. The said State Board of Control, by departmental rule or regulation, may, as to the commencement or maintenance of certain specified actions or proceedings in any court, grant its consent and approval generally, and as to others, require the consent and approval of the Commissioner of the Department of Institutions and Agencies as the duly authorized agent of the State Board of Control, but in no case shall the Bureau of Childrens Services, defend against any action or proceeding or make or oppose any application for a writ of habeas corpus without the express consent and approval of the State Board of Control of Institutions and Agencies thereto or the consent and approval of the Commissioner of the Department of Institutions and Agencies as the duly authorized agent of the State Board of Control.

Title amended.

20. The title of ''An act authorizing the State Board of Child Welfare in the Department of In-

stitutions and Agencies to contract with certain persons for payment for the provision of care and custody of children by said board and providing for liens upon the property of certain persons so contracting and the enforcement thereof,'' approved July 31, 1962 (P. L. 1962, c. 142) is amended to read ''An act authorizing the Bureau of Childrens Services in the Department of Institutions and Agencies to contract with certain persons for payment for the provision of care and custody of children by said bureau and providing for liens upon the property of certain persons so contracting and the enforcement thereof.''

Section amended.

21. Section 1 of chapter 142 of the laws of 1962 is amended to read as follows:

C. 30:4C-29.1. Agreements for payment for care and custody; schedule of payments; lien.

1. In any case in which the Department of Institutions and Agencies, through the Bureau of Childrens Services, is providing care and custody for any child, the bureau may, on behalf of the department, accept an agreement in writing made by any person or persons for the payment to the bureau for said services of such amount or amounts as shall be prescribed therefor by schedule approved by the department and if such person or persons are legally obligated to provide support for any such child, the bureau shall have a lien against the property of any person so contracting in an amount equal to the amount or amounts so contracted to be paid, which lien shall have priority over all unrecorded encumbrances.

Section amended.

22. Section 2 of chapter 142 of the laws of 1962 is amended to read as follows:

C. 30:4C-29.2. Certificate of lien; filing; effect.

2. At any time during the period during which said child is within the care and custody of the bureau and within 2 years after the date upon which said care and custody is terminated, the bureau, through any officer or employee authorized by it so to do, may execute and file a certificate with the county clerk, or if there be such an officer in the county, with the register of deeds and mortgages of the county, or with the clerk of the Superior Court, as the case may be, which certificate shall

state the name of the child, the date when the child came under the care and custody of the bureau and the date of the agreement, the name of the person or persons by whom the agreement was made, and the sum or sums which said person or persons agreed to pay to the bureau for the support and maintenance of said child, and the amount due the bureau for such service at the time of the filing of the certificate, and the rate of accumulation, if any shall occur thereafter, and the person or persons from whom such sum or sums are or will become due, and upon the filing of said certificate the lien shall immediately attach to and become binding upon all real property in the ownership of the person or persons against whom it is filed in the county if it is filed in the county, or wherever situate in the State, if it is filed in the Superior Court, and it shall have the force and effect of a judgment at law.

Section amended.

23. Section 4 of chapter 142 of the laws of 1962 is amended to read as follows:

C. 30:4C-29.4. Property subject to lien; notice; liability for disposal of property after notice.

4. The lien shall become binding upon any goods, rights, credits, chattels, moneys or effects which are held, for the present or subsequent use, of the person against whom the lien is claimed, by any person, firm or corporation, after notice of the existence of the lien forwarded by certified mail to said person, firm or corporation, who or which shall thereafter be precluded from disposing of said property rights until said lien is satisfied or the bureau consents thereto and any person, firm or corporation disposing of such properties or moneys after receipt of such notice of lien shall be liable to the bureau for the value of such properties or moneys so disposed of, except that when the notice of the lien is served upon a banking institution the lien shall be effective against such banking institution only in the amount of the accumulated delinquent maintenance stated therein.

Section amended.

24. Section 5 of chapter 142 of the laws of 1962 is amended to read as follows:

C. 30:4C-29.5. Compromise and settlement of claims.

5. The bureau is authorized to compromise and make settlement of any claim for which any lien is filed under the provisions of this act and the making and consummation of any such compromise shall be sufficient authorization for the discharge thereof.

Section amended.

25. Section 6 of chapter 142 of the laws of 1962 is amended to read as follows:

C. 30:4C-29.6. Discharge of lien; certificate.

6. Any such lien may be discharged by filing in the office in which the certificate of lien is filed, a certificate setting forth that said lien is discharged of record, signed and acknowledged by the duly authorized officer or employee of the bureau.

Section amended.

26. Section 2 of chapter 206 of the laws of 1962 is amended to read as follows:

C. 30:4C-42. Adoption resource exchange; establishment.

2. The Bureau of Childrens Services, is hereby authorized and empowered, subject to the availability of appropriations therefor, to establish an Adoption Resource Exchange, the services of which shall be available only to approved agencies as a further resource to facilitate placement of children for adoption by and through such agencies.

Section amended.

27. Section 3 of chapter 206 of the laws of 1962 is amended to read as follows:

C. 30:4C-43. Purpose of adoption resource exchange.

3. The Adoption Resource Exchange authorized by this act shall not itself engage in the placement of children for adoption nor shall it be construed as a substitute for other local community resources, whether public or voluntary. It shall be a facility whereby the Bureau of Childrens Services and other approved agencies may mutually share and exchange information concerning children available for adoption and homes available for the placement of adoptive children.

Section amended.

28. Section 4 of chapter 206 of the laws of 1962 is amended to read as follows:

C. 30:4C-44. Rules, regulations and procedures.

4. The Bureau of Childrens Services is hereby authorized and empowered to establish rules, regulations and procedures necessary to accomplish the purposes of this act.

Section amended.

29. Section 12A:10–104 of the New Jersey Statutes is amended to read as follows:

12A:10–104. Statutes saved from repeal.

N. J. S. A. 12A:10-104. Statutes saved from repeal.

The following statutes and parts of statutes and all amendments thereof are hereby specifically saved from repeal and shall remain effective as provided in section 12A:9–201:

Uniform Act for Simplification of Fiduciary Security Transfers
1959 laws, chapter 200 (14:18–1 through 14:18–12),
The Banking Act of 1948
1948 laws, chapter 67, § 54 (17:9A–54), § 55 (17:9A–55), § 59 (17:9A–59),
Small Loan Law
R. S. 17:10–1 through R. S. 17:10–26, 1958 laws, chapter 107 supplementing the same,
Provident Loan Associations
R. S. 17:11–1 through R. S. 17:11–12, 1953 laws, chapter 353 (17:11–13 through 17:11–18)
Savings and Loan Act
1946 laws, chapter 56, § 78 (17:12A–78), § 79 (17:12A–79),
Credit Unions
1938 laws, chapter 293, § 1 through 44 (17:13–26 through 17:13–69),
Safe Deposit Companies Law
R. S. 17:14–1 through R. S. 17:14–8,
Investment Companies Law
1938 laws, chapter 322, § 1 through 20 (17:16A–1 through 17:16A–20),
Retail Installment Sales Act of 1960
1960 laws, chapter 40 (17:16C–1 through 17:16C–61),
Home Repair Financing Act
1960 laws, chapter 41 (17:16C–62 through 17:16C–94),
Usury Law
R. S. 31:1–1 through R. S. 31:1–6,
Assignment or Purchase of Wages Law
R. S. 34:11–25, R. S. 34:11–26,
Motor Vehicle Certificate of Ownership Law
R. S. 39:10–1 through R. S. 39:10–25,

Pawnbrokers and Dealers in Secondhand Goods Law

R. S. 45:22–1 through R. S. 45:22–34, 1939 laws, chapter 55, § 1 through 7 (45:22–35 through 45:22–41),

Chattel Mortgages Included in Realty Mortgages

R. S. 46:28–10,

R. S. 46:28–14,

Bridge Companies Law

R. S. 48:5–18,

Railroads Law

R. S. 48:12–18,

Street Railways Law

R. S. 48:15–15.

C. 52:11-14. Repealed.

30. Section 9 of chapter 254 of the laws of 1954 is repealed.

Section amended.

31. Section 10 of chapter 254 of the laws of 1954 is amended to read as follows:

C. 52:11-15. Duties of Division of Counsel.

10. It shall be the duty of the Division of Bill Drafting and Legal Services of the Agency to furnish to the presiding officer of each House of the Legislature or to the committees, joint committees and members of the Legislature, legal assistance, information and advice when and in relation to such matters as the commission shall from time to time determine, relating to—

a. The subject matter and legal effect of the statutes and of proposals made for statutory enactment, and

b. Questions of parliamentary law and legislative procedure.

32. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 103

AN ACT concerning municipalities bordering on the Atlantic ocean and authorizing the creation of local seaquarium authorities and defining the powers, duties and functions of such authorities.

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

C. 40:54A-1. Creation of authority.

1. The governing body of any municipality bordering on the Atlantic ocean is hereby authorized to create by ordinance a local authority to plan, construct and maintain on or adjacent to the ocean front of the municipality, a place for the display of freshwater and saltwater fishes and marine and aquatic exhibits for educational, recreational, cultural and scientific purposes to be generally designated and known as a seaquarium. Any such local authority shall be known as "the seaquarium authority of ..... (insert here the name of the municipality) ....."

C. 40:54A-2. Members; terms of office; vacancies.

2. The members of each authority shall be appointed by the mayor or other executive head of the municipality of its creation. Each member shall be, for the last 5 years preceding his appointment, a citizen of the United States and a qualified voter of the State of New Jersey. One member shall be appointed for 1 year, one member for 2 years, one member for 3 years, 2 members for 4 years and 2 members for 5 years. At the expiration of each of the above terms, the new member or members shall be appointed for a term of 5 years. Vacancies in the membership of any authority, occurring for whatever cause, shall be promptly filled by appointment by the mayor or other executive head for the unexpired term thereof. Members shall serve for their respective

terms and until their successors are appointed and qualify.

Each member shall be chosen with a special view to his qualifications and fitness for service on the authority.

No member, officer or employee of any authority shall be interested directly or indirectly in any contracts for work or materials used by the authority, or in any sales, leases or agreements in connection with lands, buildings or other property owned or controlled by it, or in any fees or compensation of any kind paid to any broker, architect, engineer, merchant or other person doing business with the authority or in any other transaction of or with the authority, or the benefits or profits thereof.

Each member and officer of the authority shall, before assuming office, take and subscribe an oath that he will faithfully and impartially discharge the duties of his office.

The members and officers of the authority shall serve without compensation, but each shall receive his actual disbursements for his expenses in performing his duties.

The members of the authority shall choose annually from among its members a chairman or president, and such other officers as it may deem necessary. The mayor or other executive head of the municipality served by the authority, shall be ex officio a member thereof.

A majority of the members shall constitute a quorum of the board.

The members and officers may be required to furnish bonds to the authority, to secure the faithful discharge of their duties, in form, amount and with such surety as may from time to time be required by resolution of the governing body of the municipality served by the authority.

C. 40:54A-3. Employees; office facilities.

3. Insofar as may be practicable, the employees and assistants required by the authority shall be recruited from the public officers and employees of the municipality served by the authority. The municipal counsel shall be the counsel to the au-

thority; the municipal engineer shall be the engineer of the authority; and the several departments of the municipal government shall be available to the authority for the purposes of the authority's business. Municipal employees serving the authority shall do so without compensation other than their regular compensation as employees of the municipality. The authority shall, from time to time, make known to the mayor or other executive head of the municipality served by it, its wants in the nature of services by employees of the municipality, and the mayor or other executive head shall designate which of the municipality's employees, if any, shall render such services.

To the extent that the authority shall deem it necessary to carry on its function, and to the extent that it shall consider the services of existing employees of the municipality insufficient for its purposes, it may employ such additional employees or services and at such compensation as may be approved by resolution of the governing body of the municipality. Its requirements in this direction shall be submitted from time to time in writing to such governing body.

The Civil Service laws, rules and regulations of the State, applicable to the municipality served by the authority, shall govern the appointment of employees of the authority. Such laws, rules and regulations shall not be deemed to prevent the use of services of existing employees, without extra compensation therefor, nor shall the use of such services operate to enlarge the civil service rights or the status of the municipal employee rendering the same.

The authority shall have and maintain a suitable office, where its maps, plans, documents, records and accounts shall be kept, subject to public inspection at such times and under such reasonable regulations as the authority shall determine. If practicable, existing office facilities of the municipality served by the authority shall be used without charge by the municipality, and the office and

similar equipment of the municipality shall, wherever possible, be used by and be made available for the use of the authority without charge.

C. 40:54A-4. Responsibilities

4. Every authority created under this act shall have the responsibility and obligation:

To plan, construct and maintain in and for the municipality, a seaquarium as provided and designated in section 1 of this act.

C. 40:54A-5. Powers.

5. In addition to any other powers conferred upon an authority by this act, each authority shall have the following powers:

a. To adopt and have a common seal and to alter the same at pleasure;

b. To sue and be sued;

c. To acquire, hold, use and dispose of its facility charges and other revenues and other moneys;

d. To acquire, rent, hold, use and dispose of other personal property for the purposes of the authority;

e. Subject to the provisions of section 9 of this act, to acquire by purchase, gift, condemnation or otherwise, or lease as lessee, real property and easements or interests therein necessary or useful and convenient for the purposes of the authority, whether subject to mortgages, deeds of trust or other liens or otherwise, and to hold and to use the same, and to dispose of property so acquired no longer necessary for the purposes of the authority;

f. Subject to the provisions of section 6 of this act, to lease to any person, all or any part of any seaquarium facility for such consideration and for such period or periods of time and upon such other terms and conditions as it may fix and agree upon;

g. To borrow money and issue negotiable bonds or notes or other obligations and provide for and secure the payment of any bonds and the rights of the holders thereof, and to purchase, hold and dispose of any bonds;

h. To apply for and to accept gifts or grants of real or personal property, money, material, labor or supplies for the purposes of the authority from any governmental unit or person, and to make and

perform agreements and contracts and to do any and all things necessary or useful and convenient in connection with the procuring, acceptance or disposition of such gifts or grants;

i. To determine the location, type and character of any seaquarium facility and all other matters in connection with all or any part of any seaquarium facility which it is authorized to own, construct, establish, effectuate or control;

j. To make and enforce by-laws or rules and regulations for the management and regulation of its business and affairs and for the use, maintenance and operation of any seaquarium facility, and to amend the same;

k. To do and perform any acts and things authorized by this act under, through or by means of its own officers, agents and employees, or by contracts with any governmental unit or person;

l. To acquire, purchase, construct, lease, operate, maintain and undertake any project and to fix and collect facility charges for the use thereof; and

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

Before undertaking and proceeding with any action authorized by this section, the authority shall first secure from the governing body of the municipality a specific authorization for the taking of such action. Any such authorization shall be granted by resolution adopted by the said governing body, and unless and until such a resolution is so adopted the authority shall not take any such action.

C. 40:54A-6. Reports.

6. Whenever an authority having first been authorized so to do by resolution adopted by the governing body of the municipality and after investigation and study shall plan to undertake any seaquarium facility or facilities the authority shall make to the governing body of the municipality a detailed report dealing with the proposed sea-

quarium facility or facilities. Notwithstanding any other provision of this act, the authority shall not construct or acquire such seaquarium facility or facilities, or make any lease or other agreement relating to use by any governmental unit or person of all or any part of any seaquarium facility for a term in excess of 2 years, until there has been filed with the authority a copy of a resolution adopted by the governing body of the municipality certified by its clerk, describing such seaquarium facility or facilities in terms sufficient for reasonable identification and consenting to the construction or acquisition thereof by the authority or the making of such lease or other agreement. Nothing contained in this section shall be deemed to dispense with the necessity for the authorization by a resolution adopted by the governing body of the municipality before the authority shall undertake any such investigation and study.

C. 40:54A-7. Facility charges.

7. Every authority is hereby authorized to charge and collect tolls, rents, rates, fees or other charges (in this act sometimes referred to as "facility charges") in connection with, or for the use of services of, or otherwise relating to any seaquarium facility or other property owned or controlled by the authority.

C. 40:54A-8. Facility charges to cover expenses.

8. The facility charges fixed, charged and collected by an authority with respect to any seaquarium facility shall comply with the terms of any lease or other agreement of the authority with regard to such seaquarium facility, and the facility charges fixed, charged and collected by an authority may be so adjusted that the revenues of the authority will at all times be adequate to pay all expenses of the authority, including the expenses of operation and maintenance of any seaquarium facility or other property owned or controlled by the authority, including insurance, improvements, replacements, reconstruction and any other required payments, and to pay the principal of and interest on any bonds, and to maintain such reserves or sinking funds for any of the foregoing purposes

as may be required by the terms of any lease or other agreement of the authority or as may be deemed necessary or convenient and desirable by the authority.

C. 40:54A-9. Acquisition of real property.

9. Every authority is hereby empowered, in its own name but for the municipality, to acquire by purchase, gift, grant or device and to take for public use real property within the municipality, or any interest therein which may be deemed by the authority necessary for its purposes. Such authority is hereby empowered to acquire and take such real property or interests therein, by condemnation, in the manner provided by chapter 1 of Title 20, Eminent Domain, of the Revised Statutes (R. S. 20:1–1 et seq.) and, to that end, may invoke and exercise in the manner or mode of procedure prescribed in said chapter, either in its own name or in the name of the municipality, all of the powers of such municipality to acquire or take property for public use; provided, however, that, notwithstanding the foregoing or any other provision of this act, no authority shall take by condemnation, any real property except upon the prior consent thereto by the municipality which created the authority given by resolution adopted by its governing body; and provided, further, that the power herein conferred upon an authority to acquire by condemnation real property and interests therein shall not be exercised to acquire, for any of the purposes of this act, any real property or interests therein owned, used, or to be used by a public utility, as defined in section 48:2–13 of the Revised Statutes, in furnishing any commodity or service which by law it is authorized to furnish.

C. 40:54A-10. Authority not competitive with public utility.

10. Nothing in this act or any provision hereof shall authorize or be construed to authorize, the construction, installation, acquisition, maintenance, operation, or sale of any property, plant, equipment, facilities, commodity, product or service by any authority which would be competitive with any public utility as the same is defined in section 48:2–13 of the Revised Statutes.

C. 40:54A-11. Annual report.

11. Each authority shall make an annual report to the municipality by which it has been created, setting forth in detail its operations and transactions for the preceding 12 months.

The creation of an authority by a municipality shall not be deemed to limit in any manner the municipality's right to deal with its lands, or to sell or lease the same, independently of such authority, as heretofore, but the powers conferred upon such municipality and authority by this chapter shall be in addition to any rights or powers now possessed by such municipality with reference to its lands or other properties.

The governing body of such municipality creating an authority under this chapter may appropriate annually, during the life of its authority, such sums as may be reasonably necessary to conduct the normal operations of the authority, but no moneys so appropriated shall be used by an authority for the construction of any building or to finance such construction. The authority shall annually present to the chief financial officer of the municipality its budget for operations for the ensuing year, reflecting therein all unexpended balances on hand from previous appropriations received from the municipality, at the same time and in the same manner and form as is required by several departments of the municipality's government, and the budget so submitted shall be acted upon as in the case of the budgets of such several municipal departments, and, being so acted upon, shall be made a part of the municipality's budget. Each authority shall keep complete and accurate records of its accounts, and separate accounts shall be kept for its normal functions. No authority shall exceed its budget, and moneys received from the municipality by which it has been created shall be expended only for the purposes for which they have been appropriated.

12. This act shall take effect immediately.

Approved June 1, 1964.

CHAPTER 104

AN ACT to amend and supplement "An act concerning hospital service corporations and regulating the establishment, maintenance and operation of hospital service plans, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'Hospital Service Corporations,'" approved June 14, 1938 (P. L. 1938, c. 366).

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

Section amended.

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

C. 17:48-6. Contracts; certificates; contents.

6. Every individual contract made by a corporation subject to the provisions of this chapter to furnish services to a subscriber shall provide for the furnishing of services for a period of 12 months, and no contract shall be made providing for the inception of such services at a date later than 1 year after the actual date of the making of such contract. Any such contract may provide that it shall be automatically renewed from year to year unless there shall have been at least 90 days prior written notice of termination by either the subscriber or the corporation.

No contract between any such corporation and a subscriber shall entitle more than one person to services, except that a contract issued as a family contract may provide that services will be furnished to a husband and wife, or husband, wife and their dependent child or children, or the subscriber and his (or her) dependent child or children. Adult dependent(s) of a subscriber may also be included for coverage under the contract of such subscriber.

Every individual contract entered into by any such corporation with any subscriber thereto shall

be in writing and a certificate stating the terms and conditions thereof shall be furnished to the subscriber to be kept by him. No such certificate form shall be made, issued or delivered in this State unless it contains the following provisions:

(a) A statement of the contract rate, or amount payable to the corporation by or on behalf of the subscriber for the original quarter-annual period of coverage and of the time or times at which, and the manner in which, such amount is to be paid; and a provision requiring 90 days written notice to the subscriber before any change in the contract, including a change in the amount of subscription rate, shall take effect;

(b) A statement of the nature of the services to be furnished and the period during which they will be furnished; and if there are any services to be excepted, a detailed statement of such exceptions printed as hereinafter specified;

(c) A statement of the terms and conditions, if any, upon which the contract may be amended on approval of the commissioner or canceled or otherwise terminated at the option of either party. Any notice to the subscriber shall be effective if sent by mail to the subscriber's address as shown at the time on the plan's records, except that, in the case of persons for whom payment of the contract is made through a remitting agent, any such notice to the subscriber shall also be effective if a personalized notice is sent to the remitting agent for delivery to the subscriber, in which case it shall be the responsibility of the remitting agent to make such delivery. The notice to the subscriber as herein required shall be sent at least 90 days before the amendment, cancellation or termination of the contract takes effect. Any rider or endorsement accompanying such notice, and amending the rates or other provisions of the contract, shall be deemed to be a part of the contract as of the effective date of such rider or endorsement;

(d) A statement that the contract includes the endorsements thereon and attached papers, if any, and contains the entire contract for services;

(e) A statement that no statement by the subscriber in his application for a contract shall avoid the contract or be used in any legal proceeding thereunder, unless such application or an exact copy thereof is included in or attached to such contract, and that no agent or representative of such corporation, other than an officer or officers designated therein, is authorized to change the contract or waive any of its provisions;

(f) A statement that if the subscriber defaults in making any payment under the contract, the subsequent acceptance of a payment by the corporation or by one of its duly authorized agents shall reinstate the contract, but with respect to sickness and injury may cover such sickness as may be first manifested more than 10 days after the date of such acceptance;

(g) A statement of the period of grace which will be allowed the subscriber for making any payment due under the contract. Such period shall be not less than 10 days.

In every such contract made, issued or delivered in this State:

(a) All printed portions shall be plainly printed in type of which the face is not smaller than 10 point;

(b) There shall be a brief description of the contract on its first page and on its filing back in type of which the face is not smaller than 14 point;

(c) The exceptions of the contract shall appear with the same prominence as the benefits to which they apply; and

(d) If the contract contains any provision purporting to make any portion of the articles, constitution or by-laws of the corporation a part of the contract, such portion shall be set forth in full.

C. 17:48-6.1. Terms.

2. A hospital service corporation may issue to a policyholder a group contract, covering at least 10 employees or members at the date of issue, if it conforms to the following description:

(a) A contract issued to an employer or to the trustees of a fund established by one or more em-

ployers, or issued to a labor union, or issued to an association formed for purposes other than obtaining such contract, or issued to the trustees of a fund established by one or more labor unions or by one or more employers and one or more labor unions, covering employees and members of associations or labor unions.

(b) A contract issued to cover any other group which the Commissioner of Banking and Insurance determines may be covered in accordance with sound underwriting principles.

Benefits may be provided for one or more members of the families or one or more dependents of persons who may be covered under a group contract referred to in (a) or (b) above.

The contract may provide that the term "employees" shall include as employees of a single employer the employees of one or more subsidiary corporations and the employees, individual proprietors and partners of affiliated corporations, proprietorships and partnerships if the business of the employer and such corporations, proprietorships or partnerships is under common control through stock ownership, contract or otherwise. The contract may provide that the term "employees" shall include the individual proprietor or partners of an individual proprietorship or a partnership. The contract may provide that the term "employees" shall include retired employees. A contract issued to trustees may provide that the term "employees" shall include the trustees or their employees, or both, if their duties are principally connected with such trusteeship. A contract issued to the trustees of a fund established by the members of an association of employers may provide that the term "employees" shall include the employees of the association.

C. 17:48-6.2. Exceptions; definition.

3. The provisions of the act to which this act is a supplement shall apply to group contracts except that sections 6 and 9 of such act shall not apply. The word "subscriber" as used in said act means

the policyholder under a group contract where the context so requires.

C. 17:48-6.3. Provisions.

4. Every group contract entered into by a hospital service corporation with any policyholder shall be in writing and a contract form stating the terms and conditions thereof shall be furnished to the policyholder to be kept by him. No group contract form shall be used unless it contains the following provisions:

(a) A statement of the contract rate payable to the hospital service corporation by or on behalf of the policyholder for the original period of coverage, the time or times at which, and the manner in which, the contract rate due is to be paid, and the basis, if any, on which the rate may subsequently be adjusted;

(b) A provision that all contract rates due under the contract shall be paid by the policyholder, or by the designated representative of the policyholder, to the hospital service corporation on or before the due date thereof or within such period of grace as may be specified therein;

(c) A statement of the nature of the services to be furnished and the period during which they will be furnished, and if there are any services to be excepted, a detailed statement of such exceptions;

(d) A provision that the contract, any endorsements or riders thereto, the application of the policyholder in whose name the contract is issued, a copy of which shall be attached to the contract, and the individual applications, if any, of the employees or members shall constitute the entire contract between the parties and that all statements contained in any such application for coverage shall be deemed representations and not warranties;

(e) A provision that there shall be issued to the policyholder, for delivery to the employee or member, a certificate or other document which sets forth or summarizes the essential features of the coverage including the time, place and method for making claims for benefits;

(f) A provision that all new employees or new members, as the case may be, in the groups or classes eligible for the coverage must be added to the eligible groups or classes;

(g) A statement of the terms and conditions, if any, upon which the contract may be terminated or amended. Any notice to the policyholder shall be effective if sent by mail to the policyholder's address as shown at the time on the corporation's records. The notice to the policyholder as herein required shall be sent at least 30 days before the termination or amendment of the contract takes effect.

C. 17:48-6.4. Agreements; provisions.

5. A hospital service corporation of this State may enter into agreements to participate with other corporations in the issuance of group contracts to policyholders whose employees or members are located in more than one State. Such agreements may provide for experience rating, for a sharing of the premiums, claims, and expenses by the participating corporations or for acceptance or ceding of the whole or portions of group risks on a reinsurance basis. Such agreements shall be filed with and approved by the commissioner before becoming effective.

C. 17:48-6.5. Filing schedule of rates.

6. No hospital service corporation shall issue group contracts which are not experience rated pursuant to sections 5 or 6 of this act, until it shall have filed with the commissioner a full schedule of the rates which are to apply to such contracts. The commissioner may disapprove such schedule at any time if he finds that such rates are excessive, inadequate or unfairly discriminatory. It shall be unlawful for any corporation to effect any such group contract according to such rates thereafter.

C. 17:48-6.6. Combined contract.

7. A hospital service corporation and a medical service corporation authorized to do business in this State may issue a combined contract providing for hospital care and medical care but no one of such corporations shall issue any such combined contract. Any one of such corporations may act

as agent for the other without being required to obtain a license as an agent.

C. 17:48-6.7. Review of determinations

8. All determinations of the Commissioner of Banking and Insurance made under the provisions of this act, or of the act to which this act is a supplement, shall be subject to review by the Superior Court in a proceeding in lieu of prerogative writ.

C. 17:48-6.8. Review of practices, rules and procedures.

9. All practices, rules and procedures of a hospital service corporation, involving termination or refusal to renew coverage, modification of coverage or rates in the case of persons classified as left-group, selection of risks, and underwriting classifications, shall be subject to review at any time by the commissioner and upon his request for information relative to any such practice, rule, or procedure the hospital service corporation shall furnish such information in writing without delay. If in the opinion of the commissioner, any such practice, rule, or procedure, is unjust, unfair, or inequitable, taking into consideration the nonprofit and tax-exempt status of the hospital service corporation, he shall so notify the hospital service corporation and fix a time and place for hearing before him or his designated representative at which the hospital service corporation may be heard. Following such hearing, the commissioner may make an order based on the record of the proceeding. If such order be one of disapproval, it shall be unlawful for the corporation to continue such practice, rule, or procedure. Such disapproval by the commissioner shall be subject to review by the Superior Court in a proceeding in lieu of prerogative writ.

Section amended.

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

C. 17:48-14. Fees.

14. Every corporation to which this chapter shall be applicable shall pay the following fees to the Commissioner of Banking and Insurance for enforcement of the provisions of this chapter, viz.: for filing its application and charter, $10.00; for filing each annual statement, $20.00; for each copy of any paper filed in the Department of Banking

and Insurance, $0.20 a sheet or folio of 100 words and $1.00 for certifying the same.

11. This act shall take effect immediately.

Approved June 5, 1964.

CHAPTER 105

AN ACT to amend and supplement "An act concerning medical service corporations and regulating the establishment, maintenance and operation of medical service corporations and medical service plans, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'Medical Service Corporations,' " approved May 29, 1940 (P. L. 1940, c. 74).

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

C. 17:48A-7.1. Requirements.

1. A medical service corporation may issue to a policyholder a group contract, covering at least 10 employees or members at the date of issue, if it conforms to the following description:

(a) A contract issued to an employer or to the trustees of a fund established by one or more employers, or issued to a labor union, or issued to an association formed for purposes other than obtaining such contract, or issued to the trustees of a fund established by one or more labor unions or by one or more employers and one or more labor unions, covering employees and members of associations or labor unions.

(b) A contract issued to cover any other group which the Commissioner of Banking and Insurance (hereinafter called the commissioner) determines may be covered in accordance with sound underwriting principles.

Benefits may be provided for one or more members of the families or one or more dependents of persons who may be covered under a group contract referred to in (a) or (b) above.

The contract may provide that the term "employees" shall include as employees of a single employer the employees of one or more subsidiary corporations and the employees, individual proprietors and partners of affiliated corporations, proprietorships and partnerships if the business of the employer and such corporations, proprietorships or partnerships is under common control through stock ownership, contract or otherwise. The contract may provide that the term "employees" shall include the individual proprietor or partners of an individual proprietorship or a partnership. The contract may provide that the term "employees" shall include retired employees. A contract issued to trustees may provide that the term "employees" shall include the trustees or their employees, or both, if their duties are principally connected with such trusteeship. A contract issued to the trustees of a fund established by the members of an association of employers may provide that the term "employees" shall include the employees of the association.

C. 17:48A-7.2. Exceptions; definition.

2. The provisions of the act to which this act is a supplement shall apply to group contracts except that sections 5, 6, 7 and 10 of such act shall not apply. The word "subscriber" as used in said act means the policyholder under a group contract where the context so requires.

C. 17:48A-7.3. Provisions.

3. Every group contract entered into by a medical service corporation with any policyholder shall be in writing and a contract form stating the terms and conditions thereof shall be furnished to the policyholder to be kept by him. No group contract form shall be used unless it contains the following provisions:

(a) A statement of the contract rate payable to the medical service corporation by or on behalf of the policyholder for the original period of coverage,

the time or times at which, the manner in which, the contract rate due is to be paid, and the basis, if any, on which the rate may subsequently be adjusted;

(b) A provision that all contract rates due under the contract shall be paid by the policyholder, or by the designated representative of the policyholder, to the medical service corporation on or before the due date thereof or within such period of grace as may be specified therein;

(c) A statement of the nature of the medical services to be paid for and the period during which such payments will be made, and if there are any services to be excepted, a detailed statement of such exceptions;

(d) A provision that the contract, any endorsements or riders thereto, the application of the policyholder in whose name the contract is issued, a copy of which shall be attached to the contract, and the individual applications, if any, of the employees or members shall constitute the entire contract between the parties and that all statements contained in any such application for coverage shall be deemed representations and not warranties;

(e) A provision that there shall be issued to the policyholder, for delivery to the employee or member, a certificate or other document which sets forth or summarizes the essential features of the coverage including the time, place and method for making claims for benefits;

(f) A provision that all new employees or new members, as the case may be, in the groups or classes eligible for the coverage must be added to the eligible groups or classes;

(g) A statement of the terms and conditions, if any, upon which the contract may be terminated or amended. Any notice to the policyholder shall be effective if sent by mail to the policyholder's address as shown at the time on the corporation's records. The notice to the policyholder as herein required shall be sent at least 30 days before the

termination or amendment of the contract takes effect.

Any such group contract may contain a provision that all medical services paid for by a medical service corporation shall be in accordance with the accepted medical practices in the community at the time, but the corporation shall not be liable for injuries resulting from negligence, misfeasance, malfeasance, nonfeasance or malpractice on the part of any officer or employee or on the part of any physician in the course of rendering medical services to persons covered.

Any medical service corporation may classify persons covered whereby under specified circumstances a covered person may pay a participating physician for medical services an amount in addition to that payable by the corporation for medical services and the group contract shall contain the provisions thereof and specify such circumstances.

C. 17:48A-7.4. Agreements; provisions.

4. A medical service corporation of this State may enter into agreements to participate with other corporations in the issuance of group contracts to policyholders whose employees or members are located in more than one State. Such agreements may provide for experience rating, for a sharing of the premium, claims, and expenses by the participating corporations or for acceptance or ceding of the whole or portions of group risks on a reinsurance basis. Such agreements shall be filed with and approved by the commissioner before becoming effective.

C. 17:48A-7.5. Filing schedule of rates.

5. No medical service corporation shall issue group contracts which are not experience rated pursuant to sections 4 or 5 of this act, until it shall have filed with the commissioner a full schedule of the rates which are to apply to such contracts. The commissioner may disapprove such schedule at any time if he finds that such rates are excessive, inadequate or unfairly discriminatory. It shall be unlawful for any corporation to effect any such group contract according to such rates thereafter.

C. 17:48A-7.6. Combined contract.

6. A medical service corporation and a hospital service corporation authorized to do business in this State may issue a combined contract providing for medical care and hospital care but no one of such corporations shall issue any such combined contract. Any one of such corporations may act as agent for the other without being required to obtain a license as an agent.

C. 17:48A-7.7. Review of determinations.

7. All determinations of the Commissioner of Banking and Insurance made under the provisions of this act, or the act to which this act is a supplement, shall be subject to review by the Superior Court in a proceeding in lieu of prerogative writ.

C. 17:48A-7.8. Review of practices, rules and procedures.

8. All practices, rules, and procedures of a medical service corporation, involving termination or refusal to renew coverage, modification of coverage or rates in the case of persons classified as left-group, selection of risks, and underwriting classifications, shall be subject to review at any time by the commissioner and upon his request for information relative to any such practice, rule, or procedure the medical service corporation shall furnish such information in writing without delay. If in the opinion of the commissioner any such practice, rule, or procedure, is unjust, unfair, or inequitable, taking into consideration the nonprofit and tax-exempt status of the medical service corporation, he shall so notify the medical service corporation and fix a time and place for hearing before him or his designated representative at which the medical service corporation may be heard. Following such hearing, the commissioner may make an order based on the record of the proceeding. If such order be one of disapproval, it shall be unlawful for the corporation to continue such practice, rule, or procedure. Such disapproval by the commissioner shall be subject to review by the Superior Court in a proceeding in lieu of prerogative writ.

Section amended.

9. Section 21 of the act of which this act is amendatory is amended to read as follows:

C. 17:48A-21. Fees.

21. Every corporation to which this chapter shall be applicable shall pay the following fees to the Commissioner of Banking and Insurance for enforcement of the provisions of this chapter, viz.: for filing its application and charter, $10.00; for filing each annual statement, $20.00; for each copy of any paper filed in the Department of Banking and Insurance, $0.20 a sheet or folio of 100 words and $1.00 for certifying the same.

10. This act shall take effect immediately.

Approved June 5, 1964.

CHAPTER 106

AN ACT to amend "An act concerning education, authorizing the creation of certain regional school districts and supplementing chapter 8 of Title 18 of the Revised Statutes," approved September 27, 1960 (P. L. 1960, c. 122), and chapter 98 of the laws of 1961 supplementary thereto.

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

Section amended.

1. Section 1 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-26. Creation by consolidated school district or school district comprising two or more municipalities; election; proposals; bonds.

1. Whenever the board of education of a consolidated school district or of a school district comprising 2 or more municipalities, or the boards of education of 2 or more school districts, and the State Commissioner of Education, after study and investigation, shall deem it advisable for such school district or districts to become a regional school district for the school purposes of such school district or districts, and shall determine whether the amounts to be raised for annual or special appropriations for such regional school district are to be apportioned upon

the basis of apportionment valuations as defined in section 54:4–49 of the Revised Statutes, or of average daily enrollment of pupils from the constituent municipalities in such regional school district during the preceding year, the board of education or each such board shall call and conduct a special election which shall be held in the manner provided for the conduct of special school district elections in chapter 7 of Title 18 of the Revised Statutes and shall submit a proposal for creation of a regional school district to become effective on July 1 next ensuing such election. The proposal so submitted shall state whether the amounts to be raised for annual or special appropriations for such regional school district are to be apportioned upon the basis of such apportionment valuations or of average daily enrollment of pupils from the constituent municipalities in the regional school district to be created during the preceding school year.

There may be included, as a part of the proposal to be submitted as aforesaid, the authorization of bonds of such regional school district for any purpose or purposes described in section 18:7–85 of the Revised Statutes. Such an authorization shall for all the purposes of said Title 18, and particularly of chapter 8 and article 18 of chapter 5 thereof, be deemed to constitute a proposal authorizing the board of education of such regional school district to issue bonds of such regional school district. A copy of such proposal may be submitted prior to such election for consideration by the State Commissioner of Education and the Local Government Board under and for all the purposes of section 18:5–86 of the Revised Statutes. If such proposal includes such an authorization and pursuant to such proposal such school district or each of such school districts shall vote to become a regional school district, such proposal shall after such vote be authority for the issuance of bonds of such regional school district to the amount and for the purpose or purposes set forth therein and, from and after

the date of such vote, shall for all the purposes of chapters 7 and 8 of said Title 18, and of any other provisions of said Title, be deemed to constitute a proposal duly adopted on said date by the legal voters of such regional school district authorizing the board of education thereof to issue bonds of such regional school district for the purpose or purposes and in the amount or amounts set forth in such proposal. The bonds so authorized shall be issued, shall be dated and sold in all respects in accordance with the provisions of said chapters, and shall mature within the period or respective periods of time prescribed by such provisions, in each case computed from the date of such bonds.

Section amended.

2. Section 2 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-27. Certificate of election results; determination by county superintendent.

2. The secretary of the school district, or of each district, as the case may be, shall transmit to the county superintendent of schools of the county in which said school district is situate a certificate of the results of the election in the district or in each of the municipalities in the proposed regional school district. In the event that the municipalities of the school district or the school districts are situated in different counties, the secretary of the school district shall transmit a certificate of the results of the election to the county superintendent of schools of each county in which such constituent municipalities are situated. If the county superintendent or each such county superintendent of schools, as the case may be, shall determine from such certificate that the total number of votes cast in each municipality in the district, or in each school district, as the case may be, in favor of the proposal for creating a regional school district exceeds the total number of votes cast in each such municipality or district against the same, he shall immediately notify the board or boards of education of the school district or districts of his determination, and of the fact that the regional school district shall be created on the succeeding July 1 on which date the existing school district or dis-

tricts shall be dissolved and thereupon each such municipality or district shall be deemed to constitute a constituent school district comprising part of the regional school district within the meaning and for all the purposes of chapter 8 of Title 18 of the Revised Statutes, as amended and supplemented.

Section amended.

3. Section 3 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-28. Conduct of schools of dissolving district; termination.

3. The board of education of each district to be dissolved upon the creation of the regional school district shall continue to conduct the schools of its district until the succeeding July 1 on which date the terms of office of all the members of each such board shall terminate.

Section amended.

4. Section 4 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-29. Certification of election results after July 1 and before December 15; election of members of regional board.

4. If the results of the special election held pursuant to this act approving the creation of a regional school district are certified after July 1 and before December 15 in any year, the 9 members of the regional board, to take office on the succeeding July 1 shall be chosen at the annual election of the school district to be held on the first Tuesday in February next following such special election and no election shall be held then or thereafter for members of the board of the district or districts to be dissolved. The terms of office of the members of the dissolving board or boards shall be extended and they shall remain in office to the July 1 on which the regional school district is to be created.

Section amended.

5. Section 6 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-31. Apportionment of membership.

6. Whenever the regional school district is to supersede a consolidated school district or a school district comprising 2 or more municipalities, the county superintendent or county superintendents of schools shall calculate and apportion the membership of the regional board of education among the component municipalities according to the number of their inhabitants, as apportionment is made among component districts forming a

regional school district, and members shall be elected or appointed in accordance with such apportionment.

Section amended.

6. Section 7 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-32. Transfer of property and assets to regional school district subject to contracts, debts and obligations of dissolving district.

7. Upon the effective date of the creation of the regional school district the officer having custody of the funds of the district or of each district to be dissolved shall deliver all of the funds in his possession to the secretary of the regional board of education who shall give his receipt therefor and shall immediately turn the same over to the custodian of school moneys of the regional school district. All personal property, books, papers, vouchers and other documents belonging to the district or districts being dissolved shall be transferred to the said secretary who shall cause a complete inventory to be made of all assets, real and personal, received by the regional school district. Upon the effective date of the creation of the regional school district all proceeds of taxes of any nature raised or to be levied for use or benefit of the dissolving school district or districts and rights and claims with respect thereto, and all the property, funds, moneys and assets of the dissolving district or districts shall vest in the regional school district and the regional school district shall be subject to all the contracts, debts and other obligations of the dissolving district or districts. Upon the effective date of the creation of the regional school district all bonds and notes of the dissolving district or districts theretofore issued and outstanding shall be and shall constitute obligations of and payable as to both principal and interest by the regional school district, and, unless otherwise required or provided for by law, in the same manner and to the same extent as if such bonds and notes had been issued by the regional school district. The regional board shall cause an audit and settlement of all accounts of officers of the former district or districts to be made forthwith. The official bonds of such officers shall continue in

full force and effect until the completion of such audit and satisfactory financial settlement of said accounts shall have been made.

Section amended.

7. Section 9 of P. L. 1960, c. 122 is amended to read as follows:

C. 18:8-34. Transfer of personnel; tenure and pension rights.

9. All principals, teachers and employees in the employ of the dissolving district or districts shall be transferred to and continue in their respective employments in the employ of the regional school district and their rights to tenure, pension and accumulated leave of absence accorded under the laws of the State shall not be affected by their transfer to the employ of the regional school district.

8. This act shall take effect immediately.

Approved June 5, 1964.

CHAPTER 107

AN ACT to incorporate the borough of Fairfield in the county of Essex.

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

Incorporation borough of Fairfield; laws governing.

1. All that portion of the county of Essex heretofore known and designated as the township of Caldwell, in the county of Essex, and now named the township of Fairfield, in the county of Essex, shall be and is hereby incorporated as a borough which shall be called and known by the name of the "Borough of Fairfield."

2. The inhabitants of said borough of Fairfield shall be and they are hereby constituted and declared to be a body corporate, in fact and in law, by the name "Borough of Fairfield" and shall be governed by the general law of the State relating

to boroughs, and by the Optional Municipal Charter Law (R. S. 40:69A–1 to R. S. 40:69A–210) heretofore adopted by the former township of Caldwell, in the county of Essex, before its name was changed to the township of Fairfield, in the county of Essex.

3. This act shall take effect immediately.

Approved June 8, 1964.

CHAPTER 108

AN ACT concerning the compensation of the director and members of the board of chosen freeholders in certain counties, and amending section 40:20–74 of the Revised Statutes.

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

1. Section 40:20–74 of the Revised Statutes is amended to read as follows: Section amended.

40:20–74. In counties where the members of the board of chosen freeholders are not compensated upon a per diem basis, and in counties not governed by small boards of chosen freeholders under any of the provisions of sections 40:20–2 to 40:20–35 of this Title, the members of the board shall each receive a salary of not less than $1,000.00 nor more than $1,500.00 per annum and the director shall receive a salary of not less than $1,500.00 nor more than $2,500.00 per annum, to be paid by the county treasurer out of the county treasury in equal quarterly payments. The salaries to be paid to the members and director may, within the limits prescribed in this section, be fixed by the respective boards by resolution. Salaries of freeholders not paid on per diem basis.

No other compensation shall be allowed or paid to any such member or director.

2. This act shall take effect immediately.

Approved June 8, 1964.

CHAPTER 109

AN ACT authorizing the release of rights of municipalities in the nature of easements in, on, over or under lands lying within the municipality in certain cases.

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

C. 40:60-38.1. Release of rights of municipalities.

1. The governing body of any municipality may, by ordinance, release all public rights, in the nature of easements, of the municipality in, on, over or under any lands within the municipality, upon such terms as shall be agreed upon with the owner of such lands, if the use thereof is no longer desirable or necessary or required for public purposes and after the adoption of such ordinance and the compliance by the owner of said lands with the terms thereof, said lands shall be free, clear and entirely discharged of, and from, such right of the municipality by way of easement in, on, over or under the same.

2. This act shall take effect immediately.

Approved June 8, 1964.

CHAPTER 110

AN ACT concerning municipalities and amending section 40:60–43 of the Revised Statutes.

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

Section amended.

1. Section 40:60–43 of the Revised Statutes is amended to read as follows:

Lease to incorporated historical society and certain nonprofit corporations; rental.

40:60–43. Any land or buildings or interest therein owned by any municipality and situated within its limits, when and to the extent that it is not required for municipal purposes, may be leased by such body to: (1) the duly incorporated county historical society of the county in which such municipality is located for such term as the governing body of the municipality may by resolution determine; or

(2) to any incorporated historical society of the municipality for any term not to exceed 20 years; or

(3) to any nonprofit corporation organized for the purpose of maintaining a colony of persons aged 65 or over in need of sanitary shelter for such term as the governing body of the municipality may determine but so long only as said lands or buildings are used for the purposes of such corporation; for such rental, nominal or otherwise, and upon such conditions, terms and limitations as such body shall by resolution determine.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 111

AN ACT concerning unemployment compensation and amending section 43:21–19 of the Revised Statutes.

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

Section amended.

1. Section 43:21–19 of the Revised Statutes is amended to read as follows:

Definitions.

43:21–19. As used in this chapter (R. S. 43:21–1 et seq.), unless the context clearly requires otherwise:

(a) (1) "Annual payroll" means the total amount of wages paid during a calendar year (regardless of when earned) by an employer for employment.

(2) "Average annual payroll" means the average of the annual payrolls of any employer for the last 3 or 5 preceding calendar years, whichever average is higher, except that any year or years throughout which an employer has had no "annual payroll" because of military service shall be deleted from the reckoning; the "average annual payroll" in such case is to be determined on the basis of the prior 3 or 5 calendar years in each of which the employer had an "annual payroll" in the operation of his business, if the employer resumes his business within 12 months after separation, discharge or release from such service, under conditions other than dishonorable, and makes application to have his "average annual payroll" determined on the basis of such deletion within 12 months after he resumes his business; provided, however, that "average annual payroll" solely for the purposes of paragraph (3) of subsection (e) of section 43:21–7 of this Title means the average of the annual payrolls of any employer, on which he paid contributions to the State disability benefits fund, for the last 3 or 5 preceding calendar years, whichever average is higher; provided further, that only those wages be included on which employer contributions have been paid on or before January 31 (or the next succeeding day if such January 31 is a Saturday or Sunday) immediately preceding the beginning of the 12 months' period for which the employer's contribution rate is computed.

(b) "Benefits" means the money payments payable to an individual, as provided in this chapter (R. S. 43:21–1 et seq.), with respect to his unemployment:

(c) "Base year" with respect to benefit years commencing on or after January 1, 1953, shall mean the 52 calendar weeks ending with the second week immediately preceding an individual's benefit year.

(d) ''Benefit year'' with respect to any individual means the 364 consecutive calendar days beginning with the day on, or as of, which he first files a valid claim for benefits, and thereafter beginning with the day on, or as of, which the individual next files a valid claim for benefits after the termination of his last preceding benefit year. Any claim for benefits made in accordance with subsection (a) of section 43:21–6 of this Title shall be deemed to be a ''valid claim'' for the purpose of this subsection if (1) no remuneration was paid or is payable for the day on which, or as of which he files a claim for benefits, and no work is available to him with his current employing unit on such day, or, he is unemployed for the week in which, or as of which, he files a claim for benefits; and (2) he has fulfilled the conditions imposed by subsection (e) of section 43:21–4 of this Title.

(e) ''Division'' means the Division of Employment Security of the Department of Labor and Industry established by chapter 446, P. L. 1948, and any transaction or exercise of authority by the director of the division thereunder, or under this chapter (R. S. 43:21–1 et seq.), shall be deemed to be performed by the division.

(f) ''Contributions'' means the money payments to the State unemployment compensation fund required by this chapter (R. S. 43:21–1 et seq.).

(g) ''Employing unit'' means any individual or type of organization, including any partnership, association, trust, estate, joint stock company, insurance company or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, which has or subsequent to January 1, 1936, had in its employ one or more individuals performing services for it within this State. All individuals performing services within this State for any employing unit which maintains 2 or more separate establishments within this State shall be deemed to be employed by a single employing unit for all the purposes of this chapter

(R. S. 43:21–1 et seq.). Whenever any employing unit contracts with or has under it any contractor or subcontractor for any employment which is part of its usual trade, occupation, profession, or business, unless the employing unit as well as each such contractor or subcontractor is an employer by reason of subsection (c) of section 43:21–8 of this Title or subsection (h) of this section, the employing unit shall for all the purposes of this chapter be deemed to employ each individual in the employ of each such contractor or subcontractor for each day during which such individual is engaged in performing such employment; except that each such contractor or subcontractor who is an employer by reason of subsection (c) of section 43:21–8 of this Title or subsection (h) of this section, shall alone be liable for the contributions measured by wages payable to individuals in his employ, and except that any employing unit who shall become liable for and pay contributions with respect to individuals in the employ of any such contractor or subcontractor who is not an employer by reason of subsection (c) of section 43:21–8 of this Title or subsection (h) of this section, may recover the same from such contractor or subcontractor. Each individual employed to perform or to assist in performing the work of any agent or employee of an employing unit shall be deemed to be employed by such employing unit for all the purposes of this chapter (R. S. 43:21–1 et seq.), whether such individual was hired or paid directly by such employing unit or by such agent or employee; provided, the employing unit had actual or constructive knowledge of the work.

(h) "Employer" means:

(1) Any employing unit which for some portion of a day, but not necessarily simultaneously, in each of 20 different weeks, whether or not such weeks are or were consecutive, within either the current or the preceding calendar year, has or had in employment 4 or more individuals (irrespective of whether the same individuals are or were employed in each such day);

(2) Any employing unit (whether or not an employing unit at the time of acquisition) which acquired the organization, trade or business, or substantially all the assets thereof, of another which at the time of such acquisition was an employer subject to this chapter (R. S. 43:21–1 et seq.);

(3) Any employing unit which acquired the organization, trade or business, or substantially all the assets thereof, of another employing unit and which, if treated as a single unit with such other employing unit, would be an employer under paragraph (1) of this subsection;

(4) Any employing unit which together with one or more other employing units is owned or controlled (by legally enforcible means or otherwise), directly or indirectly by the same interests, or which owns or controls one or more other employing units (by legally enforcible means or otherwise), and which, if treated as a single unit with such other employing unit or interest, would be an employer under paragraph (1) of this subsection;

(5) Any employing unit which, having become an employer under paragraphs (1), (2), (3) or (4) has not, under section 43:21–8 of this chapter (R. S. 43:21–1 et seq.) ceased to be an employer subject to this chapter (R. S. 43:21–1 et seq.); or

(6) For the effective period of its election pursuant to subsection (c) of section 43:21–8 of this chapter (R. S. 43:21–1 et seq.) any other employing unit which has elected to become fully subject to this chapter (R. S. 43:21–1 et seq.).

(i) (1) "Employment" means service, including service in interstate commerce performed for remuneration or under any contract of hire, written or oral, express or implied.

(2) The term "employment" shall include an individual's entire service performed within or both within and without this State if:

(A) The service is localized in this State; or

(B) The service is not localized in any State but some of the service is performed in this

State, and (i) the base of operations, or, if there is no base of operations, then the place from which such service is directed or controlled, is in this State; or (ii) the base of operations or place from which such service is directed or controlled is not in any State in which some part of the service is performed, but the individual's residence is in this State.

(3) Services performed within this State but not covered under paragraph (2) of this subsection shall be deemed to be employment subject to this chapter (R. S. 43:21–1 et seq.) if contributions are not required and paid with respect to such services under an unemployment compensation law of any other State or of the Federal Government.

(4) Services not covered under paragraph (2) of this subsection, and performed entirely without this State, with respect to no part of which contributions are required and paid under an unemployment compensation law of any other State or of the Federal Government, shall be deemed to be employment subject to this chapter (R. S. 43:21–1 et seq.) if the individual performing such services is a resident of this State and the division approves the election of the employing unit for whom such services are performed that the entire service of such individual shall be deemed to be employment subject to this chapter (R. S. 43:21–1 et seq.); provided, written objections on the part of a substantial proportion of such individuals affected are not presented to the division within 10 days following the filing of such election.

(5) Service shall be deemed to be localized within a State if

(A) the service is performed entirely within such State; or

(B) the service is performed both within and without such State, but the service performed without such State is incidental to the individual's service within the State, for example,

is temporary or transitory in nature or consists of isolated transactions.

(6) Services performed by an individual for remuneration shall be deemed to be employment subject to this chapter (R. S. 43:21–1 et seq.) unless and until it is shown to the satisfaction of the division that

(A) such individual has been and will continue to be free from control or direction over the performance of such service, both under his contract of service and in fact; and

(B) such service is either outside the usual course of the business for which such service is performed, or that such service is performed outside of all the places of business of the enterprise for which such service is performed; and

(C) such individual is customarily engaged in an independently established trade, occupation, profession or business.

(7) The term "employment" shall not include:

(A) Agricultural labor;

(B) Domestic service in a private home;

(C) Service performed by an individual in the employ of his son, daughter or spouse, and service performed by a child under the age of 21 in the employ of his father or mother;

(D) Service performed in the employ of this State or of any political subdivision thereof or of any instrumentality of this State or its political subdivisions;

(E) Service performed in the employ of any other State or its political subdivisions, or of the United States Government, or of an instrumentality of any other State or States or their political subdivision, or of the United States;

(F) Services performed in the employ of a corporation, community chest, fund, or founda-

tion, organized and operated exclusively for religious, charitable, scientific, literary, hospital, benevolent, philanthropic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

(G) Services performed in the employ of fraternal beneficiary societies, orders, or associations operating under the lodge system or for the exclusive benefit of the members of a fraternity itself operating under the lodge system and providing for the payment of life, sick, accident, or other benefits to the members of such society, order, or association, or their dependents;

(H) Services performed as an officer or other employee of any building and loan association of this State, except where such services constitute the principal employment of the individual; services performed as an officer or other employee of any building and loan association where such association is a member of the Federal Home Loan Bank System; services performed as an officer or other employee of any bank which is a member of the Federal Reserve System; services performed by a director or member of a committee of a savings and loan association incorporated or organized under the laws of this State or of the United States;

(I) Service with respect to which unemployment insurance is payable under an unemployment insurance program established by an Act of Congress;

(J) Service heretofore or hereafter performed by agents of mutual fund brokers or dealers in the sale of mutual funds or other securities, by agents of insurance companies, exclusive of industrial insurance agents, or by agents of investment companies, if the compen-

sation to such agents for such services is wholly on a commission basis;

(K) Services performed by real estate salesmen or brokers who are compensated wholly on a commission basis;

(L) Services performed in the employ of any veterans' organization chartered by Act of Congress or of any auxiliary thereof, no part of the net earnings of which organization, or auxiliary thereof, inures to the benefit of any private shareholder or individual;

(M) Service heretofore or hereafter performed for or in behalf of the owner or operator of any theatre, ball room, amusement hall or other place of entertainment, not in excess of 10 weeks in any calendar year for the same owner or operator, by any leader or musician of a band or orchestra, commonly called a "name band," entertainer, vaudeville artist, actor, actress, singer or other entertainer;

(N) Services performed by an individual for a labor union organization, known and recognized as a union local, as a member of a committee or committees reimbursed by the union local for time lost from regular employment, or as a part-time officer of a union local and the remuneration for such services is less than $250.00 in a calendar year;

(O) Services heretofore or herafter performed in the sale or distribution of merchandise by home-to-home salespersons or in-the-home demonstrators whose remuneration consists wholly of commissions or commissions and bonuses.

(j) "Employment office" means a free public employment office, or branch thereof operated by this State or maintained as a part of a State-controlled system of public employment offices.

(k) "Fund" means the unemployment compensation fund established by this chapter (R. S. 43:21–1 et seq.), to which all contributions required

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and from which all benefits provided under this chapter (R. S. 43:21–1 et seq.) shall be paid.

(l) "State" includes, in addition to the States of the United States of America, the District of Columbia, the Virgin Islands and Puerto Rico.

(m) Unemployment.

(1) An individual shall be deemed "unemployed" for any week during which he is not engaged in full-time work and with respect to which his remuneration is less than his weekly benefit rate, including any week during which he is on vacation without pay; provided, such vacation is not the result of the individual's voluntary action.

(2) The term "remuneration," with respect to any individual for benefit years commencing on or after July 1, 1961, and as used in this subsection, shall include only that part of the same which in any week exceeds 20% of his weekly benefit rate (fractional parts of a dollar omitted) or $5.00, whichever is the larger.

(3) An individual's week of unemployment shall be deemed to commence only after his registration at an employment office, except as the division may by regulation otherwise prescribe.

(n) "Unemployment compensation administration fund" means the unemployment compensation administration fund established by this chapter (R. S. 43:21–1 et seq.), from which administrative expenses under this chapter (R. S. 43:21–1 et seq.) shall be paid.

(o) "Wages" means remuneration paid subsequent to December 31, 1946, by employers for employment; provided, however, that for eligibility and benefit purposes wages earned but not paid when the amount thereof has been calculated and is due as determined by the established and customary practices of the employer shall be construed as having been paid when earned.

(p) "Remuneration" means all compensation for personal services, including commissions and bonuses and the cash value of all compensation in any medium other than cash.

(q) "Week" means such period or periods of 7 consecutive days ending at midnight, as the division may by regulation prescribe.

(r) "Calendar quarter" means the period of 3 consecutive calendar months ending on March 31, June 30, September 30, or December 31.

(s) "Investment company" means any company as defined in paragraph 1-a of chapter 322 of the laws of 1938, entitled "An act concerning investment companies, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'investment companies.' "

(t) "Base week" means any calendar week of an individual's base year during which he earned in employment from an employer remuneration equal to not less than $15.00; provided, if in any calendar week, an individual is in employment with more than one employer, he may in such calendar week establish a base week with respect to each such employer from whom the individual earns remuneration equal to not less than $15.00 during such week.

(u) "Average weekly wage" means the amount derived by dividing an individual's total wages received during his base year base weeks (as defined in subsection (t) of this section) from that most recent base year employer with whom he had established at least 17 base weeks, by the number of base weeks in which such wages were earned. In the event that such claimant had no employer in his base year with whom he had established at least 17 base weeks, then such individual's average weekly wage shall be computed as if all of his base week wages were received from one employer and as if all his base weeks of employment had been performed in the employ of one employer.

If on application of a claimant it is determined that he has been employed during at least the 4 weeks immediately preceding his separation from employment by an employer on a substantially reduced schedule of weekly hours due to lack of work, all weeks of substantially reduced schedule within

the base period and his wages therefor shall be disregarded in computing his average weekly wage.

(v) "Initial determination" means, subject to the provisions of R. S. 43:21–6 (b) (2) and (3), a determination of benefit rights as measured by an eligible individual's base year employment with a single employer covering all periods of employment with that employer during the base year. Subject to the provisions of R. S. 43:21–3 (d) (3) if an individual has been in employment in his base year with more than one employer, no benefits shall be paid to that individual under any successive initial determination until his benefit rights have been exhausted under the next preceding initial determination.

(w) "Last date of employment" means the last calendar day in the base year of an individual on which he performed services in employment for a given employer.

(x) "Most recent base year employer" means that employer with whom the individual most recently, in point of time, performed services in employment in the base year.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 112

A SUPPLEMENT to an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1964, and regulating the disbursement thereof," approved June 12, 1963 (P. L. 1963, c. 97).

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

1. The following sums are hereby appropriated out of the General State Fund or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified. Appropriations.

GENERAL STATE OPERATIONS

STATE HIGHWAY DEPARTMENT

630-100. DIVISION OF RAILROAD TRANSPORTATION

Extraordinary:

To carry out the purposes of Chapter 191, P. L. 1962 ..... $1,100,000.00

To carry out the purposes of Chapter 66, P. L. 1960, and Chapter 1, P. L. 1962, as amended or supplemented, or to carry out the purposes of Senate Bill No. 322 (1964) if enacted into law $1,500,000.00

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

DIVISION OF RESOURCE DEVELOPMENT

420-532. INLAND WATERWAYS AND SHORE PROTECTION

State Aid Shore Protection $980,000.00

2. Notwithstanding the provisions of any other law, the sums appropriated herein shall be available for the purposes herein specified during the period ending June 30, 1965.

3. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 113

AN ACT to amend the "Motor Vehicle Security-Responsibility Law," approved May 10, 1952 (P. L. 1952, c. 173).

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

Section amended.

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

C. 39:6-35. Failure to satisfy judgment; discharge in bankruptcy.

13. If a person fails to pay and satisfy every judgment rendered against him for damages because of personal injury or death, or damage to property in excess of $100.00, resulting from the ownership, maintenance, use or operation of a motor vehicle and every judgment based on an agreement or contract made in settlement of damages arising out of a motor vehicle accident, within 60 days after its entry, or if an appeal is taken therefrom within that time, within 60 days after the judgment as entered or modified becomes final, the operator's license and all registration certificates of any such person, other than a chauffeur or operator employed by the owner of a motor vehicle and so acting at the time of the damage, injuries or death resulting in the judgment, shall, upon receiving a certified copy of a transcript of the final judgment from the court in which it was rendered showing it to have been still unsatisfied more than 60 days after it became final, be forthwith suspended by the director.

If the director is satisfied that a judgment debtor or his insurance carrier was, within the said 60-day period, ready, willing and able to pay the said judgment but was prevented from so doing by reason of the refusal or legal inability of the judgment creditor to accept payment, or that the failure to pay said judgment within the said 60-day period was due to the act or neglect of the judgment

debtor's insurance carrier and not to any fault of the judgment debtor then the director may, in his discretion, extend the 60-day limitation herein prescribed for any reasonable time necessary to complete the formality of payment of the judgment and shall not suspend the judgment debtor's driver's license, operating privilege or certificate of registration.

The judgment herein mentioned shall be a judgment of a court of competent jurisdiction of this State or any other State or of a District Court of the United States.

The license and registration certificates shall remain so suspended and shall not be renewed, nor shall a motor vehicle be thereafter registered in the name of that person while the judgment remains unstayed, unsatisfied, subsisting and until every such judgment is satisfied or discharged, and until he gives proof of his ability to respond in damages, as required in this act, for future accidents, except that in event that the judgment debtor shall be relieved of liability for payment of said judgment by an adjudication of the court in which the same was entered, or if the right to enforce said judgment by docketing and revival, or by revival, or by bringing an action thereon, shall have expired without such revival or the bringing of any such action thereon, the judgment debtor's license shall be restored to him, and one or more motor vehicles may be registered in his name, upon application to the Division of Motor Vehicles and upon his giving proof of ability to respond in damages, as required in this act, for future accidents.

A discharge in bankruptcy shall not relieve the judgment debtor from any of the requirements of this act.

The clerk of the court in which the judgment is rendered, or the court where it has no clerk, shall forward to the director, at the request of the judgment creditor or his attorney, after the expiration of the 60 days a certified copy of the judgment or a transcript thereof, as aforesaid.

Upon the filing with the court of proof of satisfaction or discharge of a judgment, the nonpayment of which has been previously certified to the director, the clerk of the court, or the court where it has no clerk shall immediately forward notice of such satisfaction or discharge to the director.

If the defendant is a nonresident the director shall transmit to the officer in charge of the issuance of driver licenses and registration certificates of the State of which the defendant is a resident a certified copy of the judgment.

If after proof is given, another such judgment is recovered against that person for an accident occurring before the proof was given, the license and certificate shall again be and remain suspended, and no other license or certificate shall be issued to him while the judgment so remains unsatisfied and subsisting.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 114

AN ACT to amend "An act concerning safe-deposit boxes and other receptacles for the safekeeping of personal property," approved July 18, 1955 (P. L. 1955, c. 151).

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

Section amended.

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

C. 46:39-3. Rental by minors.

3. A minor may rent a safe-deposit box or other receptacle for the safekeeping of personal property, or be designated in writing as an agent to have access to a safe-deposit box. In all transactions with respect to the renting of such box or other

receptacle, and access thereto, including access by an agent designated in a writing signed by the minor, the minor shall, as between himself and the lessor of the box or other receptacle, be deemed to be of full age.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 115

AN ACT concerning allowance of support and maintenance of a widower from funds of his deceased wife's estate in certain cases, and amending section 3A:3–24 of the New Jersey Statutes.

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

1. Section 3A:3–24 of the New Jersey Statutes is amended to read as follows: Section amended.

3A:3–24. The Superior or County Court wherein a contest is pending over the probate of any paper purporting to be a will may, on application by the widow or widower of the decedent, by any of decedent's children, or by any children of any of decedent's deceased children, order the person having the custody of the decedent's estate to pay out of the income of the estate, pending the contest, such allowance for the support and maintenance of such widow, widower, child or children as the court may deem just; and such further allowance out of the income, or, if need be, out of the corpus, of such estate as may be necessary to meet the expenses incurred or to be incurred in conducting the contest. Allowances by superior or county court to widow, widower or children pending contest over probate of will.

To entitle a widow or widower to the benefit of this section the applicant must have been ceremonially married to the decedent and been living

with him or her as his or her spouse at decedent's death.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 116

AN ACT concerning agents for the transaction of the business of life insurance, and amending section 24 of chapter 175 of the laws of 1944, approved April 20, 1944.

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

Section amended.

1. Section 24 of the act of which this act is amendatory is amended to read as follows:

C. 17:22-6.24. Certificate of authority; renewal; examination; acting without certificate; revocation or suspension; investigatory power of commissioner; review.

24. No agent of any insurance company authorized to transact in this State the business of life insurance, or life, accident and health insurance shall make or procure to be made, or act or aid in any manner in the negotiation of any such insurance for such a company in this State until such agent procures from the commissioner a certificate of authority so to do, which shall state in substance that the company is authorized to do business under the laws of this State, and that the person, copartnership or corporation named therein is the constituted agent of the company for the transaction of business. Upon receipt of a certificate by the company of its appointment of a suitable person, copartnership or corporation to act as its agent in this State, the commissioner shall, if the facts warrant it, grant the certificate, which shall continue in force until May 1 next after its issue, and by renewal thereof before May 1 of each year until suspended or revoked by the commissioner or until the appointment of the agent is revoked by

written notice from the company to that effect, filed with the commissioner.

The commissioner may issue a certificate of authority to and in the name of any copartnership or corporation under the provisions of this section; provided all members of the copartnership or all officers of the corporation, as the case may be, actively engaged in the life insurance or life, accident and health insurance business of the copartnership or corporation in this State hold an unexpired certificate of authority issued in accordance with the provisions of this section.

No certificate of authority shall be issued by the commissioner under the provisions of this section to an individual first-time appointee as such agent until he has qualified by personal examination, to the satisfaction of the commissioner, as to his trustworthiness and competency to act as such agent. The fee for such examination shall be $5.00; but no such examination fee shall be required if such appointee shall, concurrently with the examination taken hereunder, also take an examination for an agent's, broker's or solicitor's license under section 9 of this act and shall pay the examination fee required therefor. The commissioner may waive the examination otherwise required by this section of any first-time appointee who (a) holds an unexpired broker's license issued in accordance with the provisions of this act, or (b) is a nonresident and the holder of a license or certificate of authority to act as such an agent in the State wherein he resides, or in which he maintains his principal office for the conduct of his insurance business if that be other than the State in which he resides, or (c) is a citizen of this State and has served in the Armed Forces of the United States in any war and has been honorably discharged or released under condition other than dishonorable and was the holder at any time of an agent's certificate of authority or a broker's license in this State, which authorized such veteran to transact the business of life insurance. No examination

shall be required as prerequisite to the issuance of a certificate of authority to any ticket selling agent of a railroad company, steamship company, carrier by air, or public bus carrier, who shall act thereunder as agent of any company subject to this section only in reference to the issuance of accident insurance tickets.

Regular salaried officers or employees of any company subject to this section who do not receive any part of the commission paid on business which they may solicit, or agents of any such company for collecting premiums and servicing policies on a debit who do not solicit or accept applications for the kinds of insurance to which this section applies, may act on behalf of the company without a certificate of authority hereunder.

The commissioner, after 10 days' notice in the form of a show-cause order, given in writing to the holder of a certificate of authority, and after a hearing held in conformity with said show-cause order may as an alternative to or in addition to other penalties provided by law revoke the certificate of authority or refuse to renew the same, or suspend the same for a limited period of time, if he shall find that the holder of such certificate

(a) has willfully violated any provision of the insurance laws of this State, or

(b) has intentionally made a material misstatement in the application for such certificate of authority, or

(c) has misappropriated or converted to his own use or illegally withheld money belonging to an insurer or an insured or beneficiary, or

(d) has obtained or has used such certificate not for the purpose of holding himself out to the general public as a life, or life, accident and health insurance agent, but primarily for the purpose of soliciting, negotiating or procuring life or accident and health insurance or annuity contracts covering himself, members of his family, members or employees of any organization of which the holder is an officer, or officers or employees of a firm, partner-

ship or corporation in which the holder or his mother, father, sister, brother or wife or combination of such persons owns a controlling interest, or

(e) has been convicted after obtaining his certificate of authority of a crime involving moral turpitude, or

(f) has paid all or part of his commission to a person who does not hold a certificate of authority hereunder or a broker's license as compensation for services rendered in the solicitation or sale of life, health, or accident insurance in this State or to a person who is not properly licensed as agent or broker under the laws of another State as compensation for services rendered in the solicitation or sale of life, health or accident insurance in that State, or

(g) has otherwise demonstrated unworthiness, bad faith, dishonesty, or incompetency to act as a life insurance agent.

The commissioner shall have the power to conduct investigations, to administer oaths, to interrogate holders of certificates of authority, to issue subpœnas signed by him or in his behalf by his deputy, or by an employee of the department authorized by the commissioner so to do, and to compel witnesses to answer at any hearing. Said subpœnas shall be served in the same manner and the witnesses shall be entitled to the same fees as in the case of subpœnas issued out of the Superior Court of New Jersey. In case of a failure of any person to comply with any subpœna issued hereunder or to testify with respect to any matter concerning which he may be lawfully interrogated, the Superior Court, on application of the commissioner, may issue an order requiring the attendance of such persons and the giving of testimony or production of evidence. Any person failing to obey the court's order may be punished by the court as for contempt.

The revocation, refusal to renew, or suspension of a certificate of authority by the commissioner under this section shall be subject to review in the

Superior Court by a proceeding in lieu of prerogative writ.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 117

AN ACT to amend the title of "An act to provide for recording of certified copies of final decrees of the Court of Chancery relating to or in any way affecting title to real estate, in the office of the county clerk or register of deeds and mortgages as the case may be of the county wherein the real estate is situate," approved July 11, 1939 (P. L. 1939, c. 170), as said title was amended by chapter 148 of the laws of 1949, so that the same shall read "An act to provide for the recording of certified copies of final decrees of the former Court of Chancery, final judgments of courts of record of this State and of the United States and certain declarations of taking and reports of condemnation commisisoners relating to or in any way affecting title to real estate, in the office of the county recording officer of the county wherein the real estate is situate," and to amend the body of said act.

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

Title amended.

1. The title of chapter 170 of the laws of 1939 is further amended to read as follows:

An act to provide for the recording of certified copies of final decrees of the former Court of Chancery, final judgments of courts of record of this

State and of the United States and certain declarations of taking and reports of condemnation commissioners relating to or in any way affecting title to real estate, in the office of the county recording officer of the county wherein the real estate is situate.

Section amended.

2. Section 1 of chapter 170 of the laws of 1939 is amended to read as follows:

C. 46:16-1.1. Decrees of former chancery court and final judgments affecting real estate; recording as deeds; indexing.

1. Certified copies of final decrees of the former Court of Chancery, final judgments of courts of record of this State and of the United States and certified copies of declarations of taking and of reports of condemnation commissioners which have been filed with the Clerk of the Superior Court or with the Clerk of the United States District Court relating to or in any way affecting title to real estate may be recorded as deeds of conveyance in the office of the county recording officer of the county wherein the real estate is situate, and shall be indexed in the names of the parties to the cause as set forth in the decree, judgment, declarations of taking or report of commissioners which when recorded shall from that time be notice to all subsequent judgment creditors, purchasers and mortgagees of the existence and contents thereof.

3. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 118

AN ACT concerning motor vehicles, and amending section 39:3–10 of the Revised Statutes.

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

Section amended.

1. Section 39:3–10 of the Revised Statutes is amended to read as follows:

Drivers' licenses; examination; issuance; license periods; fees; renewals; denial of license; violations.

39:3–10. No person shall drive a motor vehicle on a public highway in this State unless licensed to do so in accordance with this article. No person under 17 years of age shall be licensed to drive motor vehicles, nor shall a person be licensed until he has passed a satisfactory examination as to his ability as an operator. The examination shall include a test of the applicant's knowledge of such portions of the mechanism of motor vehicles as is necessary to insure the safe operation of a vehicle of the kind or kinds indicated by the applicant and of the laws and ordinary usages of the road and a demonstration of his ability to operate a vehicle of the class designated. A separate license shall be required to operate a motorcycle.

The director, upon payment of the lawful fee and after he or an inspector of his has examined the applicant and is satisfied of the applicant's ability as an operator, may, in his discretion, license the applicant to drive a motor vehicle. The license shall authorize him to drive any registered automobile, of the kind or kinds indicated, or motorcycle, as the case may be, and shall expire on the last day of the twelfth or thirty-six calendar month following the calendar month in which such license was issued, the term of such license to be at the option of the driver; provided, however, that the director may, at his discretion and for good cause shown, issue licenses which shall expire on a date fixed by him, which date shall not be sooner than 5 months nor later than 41 months, after the date of issuance of such licenses, and the fee for such licenses shall be fixed by the director in amounts proportionately less or greater than the fee herein established. The license fee for such 36-month period shall be $8.00 for drivers of automobiles and $2.50 for operators of motorcycles, and for the 12-month period shall be $3.00 for drivers of automobiles and $1.00 for operators of motorcycles. The driver's license shall have the name of the licensee endorsed thereon in his own handwriting.

The director shall issue licenses for the following license period on and after the first day of the calendar month immediately preceding the commencement of such period, such licenses to be effective immediately.

All applications for renewals of licenses shall be made on forms prescribed by the director, which forms shall be mailed by the director from the central office of the division to the last addresses of the licensed drivers as they appear on the records of the division. Upon the return by mail of such forms, accompanied by the requisite fees, the director shall issue renewals of such licenses by mail from the central office of the division.

The director in his discretion may refuse to grant a license to drive motor vehicles to a person who is, in his estimation, not a proper person to be granted such a license, but no defect of the applicant shall debar him from receiving a license unless it can be shown by tests approved by the Director of the Division of Motor Vehicles that the defect incapacitates him from safely operating a motor vehicle.

A person violating this section shall be subject to a fine not exceeding $500.00 or imprisonment in the county jail for not more than 60 days.

Nothing in this section shall be construed to alter or extend the expiration of any license issued prior to March 1, 1956.

2. This act shall take effect January 1, 1965.

Approved June 16, 1964.

CHAPTER 119

AN ACT concerning motor vehicles and traffic regulations, and amending section 39:3–71 of the Revised Statutes.

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

Section amended.

1. Section 39:3–71 of the Revised Statutes is amended to read as follows:

Mirrors.

39:3–71. Every motor vehicle shall have rear view mirrors so located and angled as to give the driver adequate rear view vision. Every passenger automobile manufactured after January 1, 1965 and registered in this State, shall be equipped with an interior mirror and an exterior mirror on the driver's side. On and after January 1, 1965, every commercial motor vehicle registered in this State, other than a trailer or semitrailer, shall be equipped with an interior mirror and an exterior mirror on the driver's side, except that every such vehicle so constructed or loaded as to obstruct or obscure a rear view from an interior mirror shall, in lieu of an interior mirror, be equipped with an exterior mirror on the side of the vehicle opposite the driver's side. The director may by regulation establish other mirror requirements for special or unusual types of vehicles. Any person operating a motor vehicle without the equipment prescribed by this section shall, on conviction, be fined as provided in Revised Statutes 39:3–79.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 120

AN ACT governing the manufacture, sale and distribution of frozen desserts and special frozen dietary foods, providing for the inspection, sanitation and licensing of frozen dessert plants, providing for the promulgation of standards of identity and definitions of frozen desserts and special frozen dietary foods, and repealing sections 24:10–58 to 24:10–73 of the Revised Statutes, both inclusive, and chapter 117 of the laws of 1957, chapter 55 of the laws of 1962 and chapter 109 of the laws of 1958, and supplementing article 7 of chapter 10 of Title 24 of the Revised Statutes.

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

C. 24:10-73.1. Rules and regulations.

1. The State Department of Health, hereinafter referred to as the "department" shall from time to time after inquiry and public hearing, adopt and promulgate rules and regulations establishing standards of identity and definitions for frozen desserts and special frozen dietary foods and the mixes used in the manufacture thereof as may be necessary for the protection of the public interest. The department is hereby authorized to adopt, insofar as applicable, the standards of identity and definitions from time to time promulgated by the Secretary of Health, Education and Welfare of the United States under the Federal Act defining and standardizing frozen desserts.

C. 24:10-73.2. Definitions.

2. For the purpose of this act "frozen desserts" shall mean and include: ice cream, frozen custard, French ice cream, French custard ice cream, sherbet, fruit sherbet, ice milk, ice, water ice, quiescently frozen confection, quiescently frozen dairy confec-

tion, whipped cream confection, bisque tortoni, artificially sweetened ice cream, or artificially sweetened ice milk as defined in the definitions and standards of identity adopted and promulgated as rules and regulations in accordance with the authority granted in this act.

C. 24:10-73.3. Definitions.

3. For the purpose of this act "special frozen dietary foods" are defined as any frozen milk product which includes a combination of one or more of the ingredients used in the manufacture of ice cream no matter under what coined or trade name it may be sold or offered for sale, the process of which is similar to the process of manufacture of ice cream, and which contains added vitamins, minerals or edible carbohydrates. Such vitamins, minerals and edible carbohydrates must be approved by the department.

C. 24:10-73.4. Definitions.

4. For the purpose of this act, "imitation frozen dessert," "frozen dessert substitute," "coated imitation frozen dessert" or "imitation special frozen dietary food" are defined as:

(a) any frozen sweetened product regardless of the name under which it is manufactured, sold or offered for sale which is made in imitation or semblance of, or is manufactured in a manner similar to the process used in manufacturing but is not a frozen dessert, or a special frozen dietary food as defined in this act or as defined in rules and regulations adopted and promulgated pursuant to the authority granted in this act; or,

(b) any frozen sweetened product labeled as a product defined in this act or labeled as a product defined in rules and regulations adopted and promulgated pursuant to the authority granted in this act but which does not comply with such definition.

C. 24:10-73.5. Definitions.

5. (a) "Frozen desserts plant" is hereby defined as any place, premises or establishment or any part thereof where frozen desserts or special frozen dietary foods are assembled, manufactured, processed, frozen or converted in form, for distribution or sale, and shall include rooms or

premises wherein utensils are washed, sanitized or kept. This definition shall be construed to include retail stores and mobile units but shall not include retail establishments other than mobile units mechanically converting frozen desserts into soft ice cream, shakes, sandwiches and sundaes unless they also operate subject to licensing requirements.

(b) "Cellar" is hereby defined as a room which is more than ½ its height below the level of the curb or ground adjoining the building, excluding areaways.

(c) "Mobile unit" is hereby defined as any vehicle on which frozen desserts or special frozen dietary foods are manufactured, prepared, processed or converted in form and which is used in selling and dispensing such products to the consuming public.

(d) "Depot" is hereby defined as a building from which mobile units operate and where they are sanitized.

(e) "Station" is hereby defined as a building used for storage of frozen desserts or special frozen dietary foods manufactured elsewhere prior to distribution in wholesale quantities.

C. 24:10-73.6. Sale imitation products.

6. No person by himself or by his agent, servant or employee shall sell, offer, or expose for sale or have in his possession with intent to sell frozen desserts, or special frozen dietary foods, (including coated frozen desserts and the coating thereof) which is adulterated within the meaning of this act, or sell, offer or expose for sale or have in his possession with intent to sell, any imitation frozen dessert, frozen dessert substitute, coated imitation frozen dessert or imitation special frozen dietary food as defined in section 4 of this act.

C. 24:10-73.7. Definitions.

7. Frozen desserts and special frozen dietary foods shall be deemed to be adulterated within the meaning of this act:

(a) Except as provided in this act or in definitions and standards of identity adopted and promulgated as rules and regulations pursuant to the

authority granted in this act, if they contain any substance or compound that is deleterious to health.

(b) If they contain any coloring substance deleterious to health, but this paragraph shall not be construed to prohibit the use of harmless coloring matter when not used for fraudulent purposes, provided such ingredient or ingredients are contained in the definitions and standards of identity adopted and promulgated as rules and regulations in accordance with the authority granted in this act.

(c) If they contain any deleterious flavoring matter.

(d) If they contain any fats, oils, or paraffin other than milk fats added to or blended or compounded with them, (but the coating or coated frozen desserts may contain cocoa butter or coconut oil, or both;) and chocolate flavored frozen dessert may contain cocoa butter; provided, however, that any product assembled, manufactured, processed, frozen or converted in form for distribution or sale, in accordance with the definitions and standards of identity adopted and promulgated as rules and regulations pursuant to the authority granted in this act shall not be in violation of this paragraph.

(e) If it is an imitation frozen dessert, frozen dessert substitute, coated imitation frozen dessert or imitation special frozen dietary food as defined in section 4 of this act.

(f) If it is offered for sale from any container, compartment or cabinet which contains any article other than frozen desserts or special frozen dietary foods.

(g) If it falls below the standards or any of them fixed for the particular product by the definitions and standards of identity adopted and promulgated as rules and regulations in accordance with the authority granted in this act, or is falsely labeled or labeled contrary to the provisions of this act or the provisions of such rules and regulations.

C. 24:10-73.8. Labeling.

8. The manufacturer of "artificially sweetened ice cream" or "artificially sweetened ice milk" shall place such products in packages or containers which shall be conspicuously labeled "artificially sweetened" immediately preceding the words designating the product therein in similar type at least ½ the size of the type used for the words designating the product therein and on the same contrasting background and in addition shall label thereon any other warning statement which the Department of Health may prescribe. The label shall also contain a statement in terms of percentage by weight of protein, fat and carbohydrates, the total number of calories per avoirdupois ounce, the number of calories contributed by carbohydrates per avoirdupois ounce, and any carbohydrates other than lactose and the name of each ingredient entering into the composition other than flavor. Artificially sweetened ice cream or artificially sweetened ice milk shall not be sold in any quantity or in any manner other than in sealed or in unbroken packages or containers from one or more separate compartments of a refrigerator or cabinet.

C. 24:10-73.9. Sanitary regulations.

9. Every frozen dessert plant shall be maintained and operated with strict regard for the purity and wholesomeness of the frozen desserts, or special frozen dietary foods produced, assembled, manufactured, processed, frozen, converted or handled therein. The entire establishment and its appertaining premises including fixtures, furnishings, machinery, apparatus, implements, utensils, receptacles and all equipment used in the production, assembly, manufacture, processing, freezing, converting, distributing, handling, sorting or keeping shall be maintained and operated in a clean and sanitary manner.

The department shall be and hereby is empowered and authorized to adopt and promulgate from time to time, after inquiry and public hearing, rules and regulations establishing sanitary requirements for frozen dessert plants for the purpose of pro-

tecting the health and welfare of consumers and insuring the wholesomeness of products therein handled. The department is hereby authorized to adopt, insofar as applicable, the rules, regulations or codes pertaining to sanitary requirements for milk manufacturing plants from time to time promulgated by the United States Department of Agriculture in accordance with authority granted the United States Department of Agriculture under the applicable Federal statutes.

C. 24:10-73.10. License; fees.

10. Every person owning or operating a frozen dessert plant for the assembly, manufacturing, processing, freezing or converting in form of frozen desserts, or special frozen dietary foods for sale or distribution within this State shall, before July 1 in each year, apply to the department for a license to sell or distribute such products within this State and register with the department such information as may be required by the department to enable it to carry out its responsibilities under this act.

At the same time application for a license and registration is filed the applicant shall pay to the department an annual license fee as follows: for each manufacturer of frozen desserts or special frozen dietary foods producing or distributing annually within this State not in excess of 10,000 gallons of those products, $10.00; in excess of 10,000 gallons and not in excess of 25,000 gallons of those products, $20.00; in excess of 25,000 gallons and not in excess of 50,000 gallons of those products, $50.00; in excess of 50,000 gallons and not in excess of 100,000 gallons of those products, $100.00; in excess of 100,000 gallons of those products, $200.00.

C. 24:10-73.11. Application form.

11. The application for a license shall be made on forms to be supplied by the department. The application shall have attached thereto the affidavit of the person or some member or officer of the association, partnership or corporation applying therefor, stating that the facts set forth therein are true and correct.

C. 24:10-73.12. License; expiration.

12. Upon approval of the application for a license and of the sanitary condition of the frozen

dessert plant and upon payment of the required license fee, the department shall issue to each applicant a license or certificate of registration which shall expire June 30 of each year.

C. 24:10-73.13. Violation regulations; revocation license.

13. Upon evidence duly ascertained by the department or furnished to the department by any local board of health, that the licensee licensed under the provisions of this act is violating any of the rules, regulations or statutes as hereinbefore provided, the department shall upon hearing and proof of allegation, revoke the license of such licensee.

No such license shall be renewed or restored until the department is satisfied that all the provisions of this act are complied with.

The department, when in its judgment the protection of public health warrants, may, before hearing suspend such license pending the hearing, in which event it shall be unlawful for the licensee whose license is thus suspended to engage in the business for which the license was granted during such period of suspension.

C. 24:10-73.14. Sale or distribution of products; laws governing.

14. (a) It shall be illegal for any person to sell or distribute any frozen dessert, or special frozen dietary food in this State unless such products have been manufactured in a frozen dessert plant, the owner or operator of which is licensed under the provisions of this act to sell or distribute such products in this State.

(b) It shall be unlawful for any person to use, or cause to allow to be used, any equipment, cabinet, can, or other container or refrigerating device, belonging to one frozen dessert manufacturer, for the purpose of preserving or holding any frozen dessert or special frozen dietary foods, or any type of frozen foods, sold or furnished to him by any person not owning said equipment, or for any person knowingly to supply or place or deposit any frozen dessert, or any special frozen dietary food, of one frozen dessert manufacturer or distributor, in any equipment, cabinet, can, or other container, belonging to another frozen dessert manufacturer

or distributor. It is unlawful for any person other than the owner to remove, erase, obliterate, cover or conceal, any manufacturer's or owner's name, insignia, device, or distinguishing mark, which may appear or be placed on any ice cream equipment, cabinet, can or other container.

(c) It shall be unlawful for any person personally or by or through an agent, servant or employee to sell, offer for sale, expose for sale or have in possession with the intent to sell, special frozen dietary food packaged in containers of greater than one quart capacity, or ice milk packaged in containers of greater than ½ gallon capacity, if the ice milk or any of its ingredients contains added color or any ingredient added for the purpose of imparting a characterizing flavor.

(d) It shall be unlawful for any person, personally or by or through an agent, servant or employee to sell, offer for sale, expose for sale or have in possession with intent to sell, any special frozen dietary food unless its label bears such information concerning its vitamin, mineral and other dietary properties as the department determines to be and by regulations prescribes as necessary in order to fully inform purchasers as to its value for such uses and unless such label contains also the words, "Use this product only after consultation with a physician" or such other similar warning as the department may accept. Provided, further, however, that neither the label nor the package shall in any way represent that the special frozen dietary food contained therein is a dessert. In order to implement these provisions it is further provided that any label proposed for use on containers of special frozen dietary foods be submitted and be acceptable to the department prior to use and that the department shall, a reasonable number of times each year, upon request, be furnished with assays of special frozen dietary foods made in laboratories acceptable to the department.

C. 24:10-73.15. Enforcement of act.

15. The department is charged with the enforcement of this act and shall, for the purpose of pro-

viding funds to defray the cost of enforcement of this act, use the money received for licenses as stated in section 10, of this act, for such enforcement.

C. 24:10-73.16. Inspection plants; fees.

16. The department shall be and hereby is, authorized to inspect for licensing purposes applicant plants located outside of the State of New Jersey and licensed frozen dessert plants located outside of the State of New Jersey in the same manner as it inspects plants within the State. In addition the department shall be and is hereby authorized to charge such plants located without the boundaries of this State an inspection fee not to exceed the following amounts:

(a) For each 8-hour period during which an inspector is traveling to, from or inspecting such plant located without the boundaries of this State: $25.00.

(b) Such expenses, including the expenses of lodging, meals and traveling as may be reasonable considering the distance traveled and the time required to make such inspection.

Nothing contained in this section shall be deemed to prevent the department from accepting the inspection conducted by the duly authorized agencies of another State where the department in its discretion finds inspection satisfies the requirements of this act upon certification from such other State.

C. 24:10-73.17. Provisions saved.

17. If any section or sections of this act or any provision thereof shall be declared to be unconstitutional, invalid or inoperative in whole or in part, such section or provision shall, to the extent that it is not unconstitutional, invalid or inoperative be enforced and effectuated and no such determination shall be deemed to invalidate or make ineffectual the remaining provisions of the sections of this act.

C. 24:10-73.18. Parts repealed.

18. This act is a revision law and all acts and parts of acts inconsistent herewith are hereby superseded and repealed and without limiting the general effect of this act in superseding and repealing acts inconsistent herewith the following parts of acts are specifically repealed:

Section 24:10–58 to section 24:10–73 of the Revised Statutes, both inclusive, and chapter 117 of the laws of 1957, chapter 55 of the laws of 1962 and chapter 109 of the laws of 1958.

Note: Effective date.

19. This act shall take effect January 1, 1965; provided however, that, the department shall be and hereby is authorized to take all action necessary to conduct inquiry and public hearings under this act and to promulgate rules and regulations under this act so that such rules and regulations may become effective on January 1, 1965 immediately upon the passage of this act.

Approved June 16, 1964.

CHAPTER 121

AN ACT concerning the State Highway Department and adding a new route to the State Highway System.

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

R. S. 27:6-1. State highway routes set forth.

1. The State Highway Commissioner shall as soon as practical, and in accordance with the procedure set forth in article 1 of chapter 7 of Title 27 of the Revised Statutes, add to the present highway system the following described route: Route No. beginning in the township of South Brunswick, in the county of Middlesex, at a point on Route 130 and extending in a general northeasterly direction to a point in the township of Monroe in the county aforesaid, near the intersection of Middlesex County Routes 522 and 535.

Existing highways may be made use of wherever it is convenient so to do, and the commissioner may acquire rights of way where necessary. The new route shall be constructed with moneys appro-

priated for the State Highway Department by the general appropriation act.

2. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 122

AN ACT concerning the judges of certain juvenile and domestic relations courts and supplementing chapter 4 of Title 2A of the New Jersey Statutes.

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

C. 2A:4-4.5. Judges in certain counties; full or part time; filing of notice; salary.

1. Each judge of the juvenile and domestic relations courts in counties of the second class having a population of not less than 265,000 nor more than 390,000 inhabitants, in office on the effective date of this act and who is not then required to devote his full time to his judicial duties, shall elect either to continue until the expiration of his term at the same salary as he shall be then receiving without being required to devote his entire time to his judicial duties, or to devote his entire time to his judicial duties, in which latter case he shall thereafter during the balance of his said term devote his entire time to his judicial duties and shall not engage in the practice of law and, thereupon, his annual salary shall be in the same amount as that paid to a judge of the County Court, which salary shall be in lieu of any compensation prescribed or provided for by any other law. Any such election to devote his entire time to his judicial duties and to accept the said annual salary in the same amount as that paid to a judge of the County Court shall be evidenced by a notice in writing to that effect, filed with the Administrative Director of the Courts

and with the board of chosen freeholders of the county.

C. 2A:4-4.6. Judges in certain counties; full time; salary.

2. Each judge of the juvenile and domestic relations courts in counties of the second class having a population of not less than 265,000 nor more than 390,000 inhabitants, hereafter appointed, shall devote his entire time to his judicial duties and shall not while in office engage in the practice of law and the annual salary of each such judge shall be in the same amount as that paid to a judge of the County Court.

3. This act shall take effect immediately.

Approved June 16, 1964.

CHAPTER 123

AN ACT to amend "An act concerning the ascertainment of principal and income in estates and trusts," approved May 9, 1952 (P. L. 1952, c. 156).

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

Section amended.

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

C. 3A:14A-4. Ascertainment of principal.

4. Ascertainment of principal.

A. Except as in this act otherwise provided, the following shall be principal:

(a) all distributions to an estate by a corporation in the shares of the distributing corporation, whether in the form of a stock split or stock dividend or cash in lieu of fractional shares, shall be principal, unless any such distribution is 4% or less of the number of shares of such stock held in the estate on the record date of such distribution (or, if there is no record date, the date of the declaration thereof

by the corporation), in which case such distribution shall be income;

(b) all rights to subscribe to securities of a corporation held in an estate accruing by reason of the ownership of securities of the corporation creating such rights;

(c) the proceeds of the sale of all rights described in paragraph (b) of this section;

(d) all distributions of corporate assets to stockholders on the liquidation of a corporation whose stock is held in an estate;

(e) all distributions, whenever made, of corporate assets to stockholders of a corporation whose stock is held in an estate, which are designated by such corporation as a return or distribution of capital or a division of corporate property.

B. The provisions of paragraphs (d) and (e) of subsection A of this section shall apply regardless of the source of, or the manner of, or the time of the acquisition of the property distributed.

Section amended.

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

C. 3A:14A-5. Ascertainment of income.

5. Ascertainment of income.

A. Except as in this act otherwise provided, the following shall be income:

(a) all dividends and corporate distributions payable to an estate not constituted principal under the provisions of section 4 of this act, including, by way of description, but not by way of limitation, cash dividends, extraordinary and ordinary, distribution in the shares of the distributing corporation which under section 4 of this act shall be income and distributions in securities of a corporation other than the distributing corporation;

(b) all rights to subscribe to securities of a corporation accruing by reason of the ownership of securities of another corporation whose securities are held in an estate, and the proceeds of the sale of such rights;

(c) amounts paid upon shares of stock of a corporation held in an estate, in the course of the liquidation of such corporation, where such amounts are in payment of cash dividends, declared before such liquidation commenced, or are in payment of arrears of preferred or guaranteed dividends;

(d) distributions made from ordinary income by an investment company or investment trust referred to in section 1 of this act or a trust qualifying and electing to be taxed as a real estate investment trust under Federal law. All other distributions made by such a company or trust, including distributions from capital gains, depreciation or depletion, whether in the form of cash or an option to take new stock or cash or an option to purchase additional shares, shall be principal.

Section amended.

3. Section 9 of the act of which this act is amendatory is amended to read as follows:

C. 3A:14A-9. Application of act.

9. Application of act

Except as expressly provided in the trust instrument, this act shall apply to trusts and estates created or established before or after its effective date, except that it shall not affect or apply to any apportionment or alocation of principal or income which was in fact made by the fiduciary prior to the effective date of this act.

4. This act shall take effect immediately.

Approved June 17, 1964.

CHAPTER 124

AN ACT to amend "A supplement to 'An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware river and the improvement of the facilities for transportation across the said river; authorizing the New Jersey Interstate Bridge Commission on behalf of the State of New Jersey for these purposes to enter into an agreement with the Commonwealth of Pennsylvania creating the Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation,' approved June 30, 1931 (P. L. 1931, c. 391) authorizing the Governor, on behalf of the State of New Jersey, to enter into a supplemental compact or agreement with the Commonwealth of Pennsylvania amending and supplementing the compact or agreement between the State of New Jersey and the Commonwealth of Pennsylvania entitled 'Agreement Between The Commonwealth of Pennsylvania and The State of New Jersey creating the Delaware River Joint Commission as a body corporate and politic and defining its powers and duties,' as heretofore amended and supplemented, enlarging and authorizing the making of additions to the public purposes of the Delaware River Joint Commission (now known as the Delaware River Port Authority) and extending its jurisdiction, powers and duties and defining or describing such en-

larged public purposes and such authorized additions to such public purposes, and such jurisdiction, powers and duties, authorizing and empowering said authority to construct, acquire, finance, equip, operate, maintain and own an additional bridge across and ferries over and across the Delaware river, and authorizing the Governor to apply, on behalf of the State of New Jersey, to the Congress of the United States for its consent to such supplemental compact or agreement," approved June 10, 1963 (P. L. 1963, c. 92).

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

C. 32:3-13.42. Additional purposes; powers and duties of commission.

1. Article XII-B, paragraph (3) (c) of the supplemental compact entitled "Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey further amending and supplementing the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Commission as a body corporate and politic and defining its powers and duties' enlarging the public purposes of the Delaware River Port Authority and extending its jurisdiction, powers and duties and defining such additional purposes, jurisdiction, powers and duties," is amended to read as follows:

(c) In addition to any other powers heretofore or hereafter granted to it, the commission, in connection with construction or operation of any project for the effectuation of any of its purposes authorized by this article, shall have power to make reasonable regulations for the installation, construction, maintenance, repair, renewal, relocation and removal of tracks, pipes, mains, conduits, cables, wires, towers, poles or any other equipment and appliances (in this subparagraph (c) called "works") located in the State of New Jersey of

any public utility as defined in section 48:2–13 of the Revised Statutes of New Jersey, in, on, along, over or under any such project. Whenever in connection with the construction or operation of any such project the commission shall determine that it is necessary that any such works, which now are or hereafter may be located in, on, along, over or under any such project should be relocated in such project, or should be removed therefrom, the public utility owning or operating such works shall relocate or remove the same in accordance with the order of the commission, provided, however, that, the cost and expenses of such relocation or removal, including the cost of installing such works in a new location or new locations, and the cost of any lands or any rights or interest in lands or any other rights acquired to accomplish such relocation or removal, less the cost of any lands or any rights or interests in lands or any other rights of the public utility paid to the public utility in connection with the relocation or removal of such works, shall be paid by the commission and shall be included in the cost of such project. In case of any such relocation or removal of works as aforesaid, the public utility owning or operating the same, its successors or assigns, may maintain and operate such works, with the necessary appurtenances, in the new location or new locations for as long a period, and upon the same terms and conditions, as it had the right to maintain and operate such works in their former location.

In case of any such relocation or removal of works, as aforesaid, the commission shall own and maintain, repair and renew structures within the rights of way of railroad companies carrying any such project over railroads, and the commission shall bear the cost of maintenance, repair and renewal of structures within the rights of way of railroad companies carrying railroads over any such project, but this provision shall not relieve any railroad company from responsibility for damage caused to any authority or railroad structure

by the operation of its railroad. Such approaches, curbing, sidewalk paving, guardrails on approaches and surface paving on such projects as shall be within the rights of way of a railroad company or companies shall be owned and maintained, repaired and renewed by the commission; rails, pipes and lines shall be owned and maintained, repaired and renewed by the railroad company or companies.

2. This act shall take effect immediately.

Approved June 17, 1964.

CHAPTER 125

AN ACT to amend the title of "An act concerning hospital, medical, surgical and major medical expense benefits for State employees and providing for the procuring of such benefits," approved June 3, 1961 (P. L. 1961, c. 49), so that the same shall read "An act concerning hospital, medical, surgical and major medical expense benefits for public and school employees and providing for the procuring of such benefits," and to amend and supplement body of said act.

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

Title amended.

1. The title is amended to read as follows: "An act concerning hospital, medical, surgical and major medical expense benefits for public and school employees and providing for the procuring of such benefits."

Section amended.

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

C. 52:14-17.25. Short title.

1. This act shall be known and may be cited as the Public and School Employees' Health Benefits Act."

C. 52:14-17.34. Authorization of additional employers.

3. In order that the State Employees' Health Benefits Act may be extended to include other public and school employees, participation by counties, municipalities, school districts, public agencies or organizations as defined in section 71 of chapter 84 of the laws of 1954, the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Palisades Interstate Park Comimssion, the Interstate Sanitation Commission, the Delaware River Basin Commission and the Delaware River Joint Toll Bridge Commission, hereinafter defined as employers, is hereby authorized.

C. 52:14-17.35. Definitions.

4. As used in this act and in the act to which this act is a supplement:

(a) The term "employer" means a county, municipality, school district, public agency or organization as defined in section 71 of chapter 84 of the laws of 1954, the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Palisades Interstate Park Commission, the Interstate Sanitation Commission, the Delaware River Basin Commission and the Delaware River Joint Toll Bridge Commission.

(b) The term "State treasury" means the State agency responsible for the administration of the Public and School Employees' Health Benefits Act which is to be located in the Division of Pensions in the Department of the Treasury.

C. 52:14-17.36. Rules and regulations.

5. The commission established by section 3 of chapter 49 of the laws of 1961, is hereby authorized to prescribe rules and regulations satisfactory to the carrier or carriers under which employers may participate in the health benefits program provided by that act. All provisions of that act will, except as expressly stated herein, be construed as to participating employers and to their employees and to dependents of such employees the same as for the State, employees of the State and dependents of such employees.

C. 52:14-17.37. Participation in program by resolution.

6. Any employer eligible for participation in the program may elect such participation by the adoption of a resolution by its governing body, which

would include the name and title of a certifying agent, and a certified copy of the resolution shall be filed with the commission. Any employer making such election shall become a participating employer under the program, subject to and in accordance with the rules and regulations of the commission relating thereto.

C. 52:14-17.38. Rates and charges; remittance to State treasury.

7. The commission shall certify to the certifying agent of each employer electing participation under the program the premium rates and periodic charges applicable to the coverage provided for employees and dependents. The participating employer shall remit to the State treasury all contributions to premiums and periodic charges in advance of their due dates, subject to the rules and regulations of the commission.

C. 52:14-17.39. Establishment of rates.

8. The rates charged for any contract purchased under the authority of the Public and School Employees' Health Benefits Act shall be established in accordance with the provisions of subsection (C) of section 5 of chapter 49 of the laws of 1961; provided, however, that the commission may, in its discretion, prescribe that the rates for employee coverage and for dependents coverage be determined separately for State employees and employees of participating employers.

C. 52:14-17.40. Payment of premiums.

9. An employee enrolling for dependents coverage shall, at the time of enrollment, authorize the participating employer to withhold, on an advance basis, from his wages or salary the contribution required by such employer for such coverage, which shall not exceed the premium or periodic charge therefor. The remainder of the premiums and periodic charges for employee and dependents coverage shall be paid by the participating employer out of its own funds.

C. 52:14-17.41. Dependents premium fund.

10. There is hereby established a dependents premium fund consisting of all remittances received by the State treasury from participating employers in connection with dependents coverage and said fund shall be used to pay the portion of the premium and periodic charges under the program at-

tributable to the dependents coverage provided for employees of participating employers.

C. 52:14-17.42. Employer health benefits fund.

11. There is hereby established an employer health benefits fund consisting of all contributions to premiums and periodic charges remitted to the State treasury by participating employers for employee coverage. All such contributions shall be deposited in the employer health benefits fund and said fund shall be used to pay the portion of the premium and periodic charges under the program attributable to employee coverage for employees of participating employers.

C. 52:14-17.43. Submission of information to the commission.

12. The certifying agent of each participating employer shall submit to the commission such information and shall cause to be performed in respect to each of the employees of such employer such duties as would be performed by the State in connection with the program. The commission shall have the power and authority to make such verification of the employment and other records of any participating employer as the commission may deem necessary in connection with the program.

C. 52:14-17.44. Share of expenses.

13. Each participating employer and the State shall be required to pay its proportionate share of the expenses of administration of the program in such amounts and at such times as determined and fixed by the commission. All amounts payable by the participating employers for such expenses of administration shall be forwarded to the State treasury and shall be applied for such purposes, in order to reimburse the State for the cost of administration of the program.

C. 52:14-17.45. Determination of dividend or credit.

14. In addition to the requirements of subsection (B) of section 6 of chapter 49 of the laws of 1961, for apportionment of any dividend or retrospective rate credit declared or allowed by a carrier under a contract, the commission shall determine, in an equitable manner, (1) the amount of any such dividend or credit attributable to employee coverage provided under the program for employees of participating employers and shall credit the employer health benefits fund with such amount, and (2) the

amount of any such dividend or credit attributable to dependents coverage provided under the program for employees of participating employers and shall credit such amount to the dependents premium fund.

Section amended.

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

C. 52:14-17.32. Termination of coverage.

8. The basic coverage and the major medical coverage of any employee, and of his dependents, if any, shall cease upon the discontinuance of his term of office or employment or upon cessation of active full-time employment subject to such regulations as may be prescribed by the commission for limited continuance of basic coverage and major medical coverage during disability, part-time employment, leave of absence or lay off, and for continuance of basic coverage and major medical coverage after retirement, any such continuance after retirement to be provided at such rates and under such conditions as shall be prescribed by the commission provided, however, that the retired employee shall be required to pay an amount not less than the total amount which would have been required to have been paid by him and his employer for the coverage maintained had he continued in office or employment. The commission may also establish regulations prescribing an extension of coverage when an employee or dependent is totally disabled at termination of coverage.

C. 52:14-17.32a. Coverage for retired employees and dependents.

16. The additional coverage provided herein for retired employees and their dependents shall be applicable only to persons who retire or have retired on or after July 1, 1964.

Note: Act effective.

17. This act shall take effect July 1, 1964 or on the date of approval, whichever date is the later.

Approved June 18, 1964.

CHAPTER 126

AN ACT authorizing municipalities and counties to make voluntary monetary contributions to nonprofit corporations operating a Senior Citizens Center.

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

C. 40:48-9.4. Voluntary monetary contributions; Senior Citizen Center.

1. Any municipality or county may make a voluntary contribution of not more than $3,000.00 to any nonprofit corporation, which operates a Senior Citizen Center, in support of the education, cultural, recreational and personal assistance programs conducted by it for senior citizens in the municipality.

2. This act shall take effect immediately.

Approved June 18, 1964.

CHAPTER 127

AN ACT to amend "An act concerning higher education, providing for the creation, award and administration of State competitive scholarships for use by qualified students in certain accredited institutions of collegiate grade, and repealing section 18:16–33 of the Revised Statutes," filed May 28, 1959 (P. L. 1959, c. 46) as said title was amended by chapter 150 of the laws of 1959.

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

Section amended.

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

C. 18:22-14.8. Eligibility for scholarship.

7. No person shall be awarded a State competitive scholarship unless

(a) He has been a resident of New Jersey for a period of not less than 12 months immediately preceding the date of his application for such scholarship.

(b) He has been or will be graduated from high school within a period not greater than 1 year from the date of his application for such scholarship, except that time spent in the Armed Forces of the United States shall not be included in computing such period. Awards may be made tentatively to prospective high school graduates, dependent upon actual graduation at the end of the then current school year.

(c) He has demonstrated financial need for such scholarship as determined by standards and procedures to be established by the State Scholarship Commission.

(d) He has demonstrated high moral character, good citizenship, and dedication to American ideals.

(e) He has applied for a State competitive scholarship and has been determined, based upon a satisfactory scholastic record together with a competitive examination, to be eligible for such scholarship.

(f) He has complied with all rules and regulations adopted pursuant to this act by the State Scholarship Commission for the award, regulation, and administration of State competitive scholarships.

Section amended.

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

C. 18:22-14.13. Competitive examinations.

12. The State Scholarship Commission shall provide for the conduct of annual competitive examinations for State competitive scholarships. On the basis of the scholastic records and the results achieved on the required examinations the commission shall award scholarships to qualified applicants for whom financial need has been established.

3. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 128

AN ACT requiring the annual registration of certain aircraft based in the State of New Jersey, prescribing fees for such registration which shall be in lieu of assessment and taxation of aircraft as personal property, providing for the administration of its provisions by the Commissioner of the Department of Conservation and Economic Development, and providing penalties for violations.

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

C. 6:1-63. Aircraft Registration Act.

1. This act shall be known and may be cited as the "Aircraft Registration Act (1964)."

C. 6:1-64. Registration.

2. The authority for registration of aircraft based within this State is hereby made a function of the Department of Conservation and Economic Development.

C. 6:1-65. Details; fees.

3. The owner or person entitled to the exclusive use of any aircraft based within this State, whether the same is being operated within or beyond the boundaries of this State, or any rentor of aircraft, shall annually register said aircraft with the Commissioner, Department of Conservation and Economic Development and pay the registration fees in this act prescribed, which fees shall be in lieu of any assessment or personal property tax imposed by the laws of this State.

C. 6:1-66. Definition.

4. For the purposes of this act an aircraft shall be deemed to be based within this State if the owner or person entitled to the use thereof owns, maintains, leases or rents open or hangar space in this State for the storage, parking or servicing of the aircraft on other than a transient basis.

C. 6:1-67. Application form.

5. Applications for the registration of an aircraft shall be made on forms prescribed and sup-

plied by the Department of Conservation and Economic Development, which forms, in addition to such other information as prescribed for identification of an aircraft, shall indicate the municipality and county in which the aircraft is based at the time of application for registration.

C. 6:1-68. Fees.

6. The following fees shall be charged and collected for the registration of each aircraft and for the renewal of such registration:

Gross Weight in Pounds			Fee
0	—	1,500	$15.00
1,501	—	2,500	25.00
2,501	—	3,500	40.00
3,501	—	5,000	60.00
5,001	—	7,500	75.00
7,501	—	10,000	100.00
10,001	—	12,500	150.00
12,501	—	20,000	250.00
20,001	—	30,000	350.00
30,001	—	60,000	500.00
60,001	—	100,000	750.00
100,001	—	———	1,000.00

For the purposes of this section the gross weight shall be deemed to mean the maximum permissible take off weight for the various makes and models of aircraft as set by the Federal Aviation Agency.

C. 6:1-69. Record facilities.

7. The Commissioner, Department of Conservation and Economic Development is authorized to utilize the machine records facilities of other State agencies in the administration of this act.

The commissioner may by regulation provide for pro rata fees for partial year registration; for the transfer of registration from one aircraft to another; and reduced fees for specific aircraft which have a limited commercial use such as aircraft used for cropdusting, spraying and seeding, banner towing and fish spotting. The commissioner may provide for special fees at any time the utility of the aircraft is not related to its gross weight.

A registration shall become void upon sale or termination of the registrant's right to exclusive use of an aircraft.

C. 6:1-70. Fee exceptions.

8. The commissioner shall register, without fee, any aircraft owned, or leased by, the State, a county or municipality or by any instrumentality thereof or by any agency or authority created by this State or by compact between this and any other State or States.

C. 6:1-71. Display of registration.

9. The commissioner shall provide, as to each aircraft registered pursuant to this act, evidence of such registration in such form as he shall prescribe, which shall be displayed in or on the aircraft in a manner to be provided by regulations of the commissioner.

C. 6:1-72. Deposit of fees.

10. The registration fees collected by the commissioner pursuant to this act shall be deposited with the State Treasurer. Each such payment to the State Treasurer shall be accompanied by a statement as to the amounts thereof collected as to each municipality in which aircraft so registered are based.

C. 6:1-73. Disposition of fees.

11. One-half of all aircraft registration fees deposited with the State Treasurer in accordance with this act shall be placed in the general treasury account for the use of the State. The remaining ½ of such fees received by the State Treasurer shall be held by him for payment to local taxing districts in which aircraft are based. On or before December 1 in each year the Director of the Division of Budget and Accounting shall calculate and certify to the State Treasurer the amount of aircraft registration fees, received by the State Treasurer since the previous April 1, to which the several local taxing districts in which aircraft were based are entitled. The State Treasurer thereupon shall issue his warrant payable to the local taxing districts therefor. Amounts received by the local taxing districts shall be accounted for and shall be subject to use as other tax revenues of the district.

C. 6:1-74. Registration manufacturers and dealers; fees.

12. The commissioner may by regulation provide for the general registration of aircraft of manufacturers of aircraft and dealers in new or used aircraft and for the identification of aircraft under their ownership or control for flight testing, demonstration, sale or delivery to others.

Fee: $400.00 annually for 10 aircraft or less and $600.00 annually for over 10 aircraft.

C. 6:1-75. Rules and regulations.

13. The commissioner is authorized to issue rules and regulations necessary for the administration and enforcement of the provisions of this act.

C. 6:1-76. Registration exceptions.

14. This act shall not apply to, or require the registration of aircraft owned or operated by any agency of the United States Government or to scheduled aircraft used in interstate or international commerce by an operator certified by the Government of the United States or of any foreign country as a common carrier of passengers or freight.

C. 6:1-77. Penalty.

15. Any person violating any provision of this act or any rule or regulation authorized hereby and any person who operates an aircraft, required to be registered under this act, which is not currently registered is a disorderly person and shall be subject to a fine of not less than $25.00 or more than $1,000.00.

C. 6:1-78. Seizure of aircraft.

16. The commissioner may authorize any law enforcement officer to seize or impound any unregistered aircraft based in this State and to prevent its use or removal until the owner or person entitled to its use shall produce evidence of registration or appear before a court of competent jurisdiction in response to a summons or warrant charging violation of this act.

C. 6:1-79. Effective date.

17. Initial registration of aircraft shall be effective for the fiscal year commencing July 1, 1964.

18. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 129

AN ACT concerning State highways, and supplementing Title 27 of the Revised Statutes by designating a portion of Route No. 20 as a freeway.

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

1. All that portion of State Highway Route No. 20 as established by P. L. 1959, chapter 4, is hereby designated as a freeway as defined in chapter 83 of the laws of 1945. Freeway established.

2. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 130

AN ACT concerning education and supplementing Title 18 of the Revised Statutes.

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

1. The Commissioner of Education is hereby authorized to expend such funds as may be appropriated or otherwise allocated to the Department of Education to meet the State's share of the cost of aid to local school districts for vocational education. C. 18:10-29.35 Expenditures for vocational education.

2. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 131

AN ACT concerning traffic regulation by municipalities, and supplementing article 21 of chapter 4 of Title 39 of the Revised Statutes.

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

C. 39:4-197.3. Special traffic regulations; period effective.

1. The governing body of any municipality may, upon the adoption of a resolution declaring that an emergent or temporary condition dictates adoption of special traffic regulations within the scope of any of the items listed in subparagraphs (1) b. through h., (2) and (3) of Revised Statutes 39:4–197, provide by said resolution for such special traffic regulation and for a period of effectiveness thereof not in excess of 3 months from the effective date thereof. Notice of special regulations adopted pursuant to this act shall be given as provided in Revised Statutes 39:4–198.

2. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 132

AN ACT concerning municipal courts, and amending section 2A:8–5 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:8–5 of the New Jersey Statutes is amended to read as follows:

Magistrate of municipal court; terms of office; appointment.

2A:8–5. Each municipal court shall have a judge who shall be known as the municipal magistrate. He shall serve for a term of 3 years from the date of his appointment and until his successor is ap-

pointed and qualified. Any appointment to fill a vacancy caused other than by expiration of term shall be made for the unexpired term only. Each magistrate of a municipal court of a single municipality shall be appointed as follows:

In municipalities governed by a mayor-council form of government, by the mayor with the advice and consent of council; provided, that in municipalities governed under the borough law (chapters 86 to 94 of Title 40 of the Revised Statutes), if the mayor fails to nominate a magistrate within 30 days after the office becomes vacant, or the council fails to confirm any nomination made by the mayor within 30 days after the same is made, then the council shall appoint the magistrate; and

In all other municipalities, by the governing body of the municipality.

Each magistrate of a municipal court of 2 or more municipalities shall be nominated and appointed by the Governor with the advice and consent of the Senate.

2. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 133

AN ACT relating to the determination of the period of usefulness of flexible pavement under the Local Bond Law, and amending section 40A:2–22 of the New Jersey Statutes.

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

1. Section 40A:2–22 of the New Jersey Statutes is amended to read as follows: Section amended.

40A:2–22. The governing body of the local unit shall determine the period of usefulness of any Determination of period of usefulness.

purpose according to its reasonable life computed from the date of the bonds, which period shall not be greater than the following:

a. Buildings and structures.

1. Bridges, including retaining walls and approaches, or permanent structures of brick, stone, concrete or metal, or similar durable construction, 30 years.

2. Buildings, including the original furnishings and equipment therefor:

Class A: A building, of which all walls, floor, partitions, stairs and roof are wholly of incombustible material, except the window frames, doors, top flooring and wooden handrails on the stairs, 40 years;

Class B: A building, the outer walls of which are wholly of incombustible material, except the window frames and doors, 30 years;

Class C: A building which does not meet the requirements of Class A or Class B, 20 years.

3. Building or structures acquired substantially reconstructed or additions thereto, ½ the period fixed in this subsection for such buildings or structures.

4. Additional furnishings, 5 years.

b. Marine improvements.

1. Harbor improvements, docks or marine terminals, 40 years.

2. Dikes, bulkheads, jetties or similar devices of stone, concrete or metal, 15 years; of wood or partly of wood, 10 years.

c. Additional equipment and machinery.

1. Additional or replacement equipment and machinery, 15 years.

2. Voting machines, 15 years.

d. Real property.

1. Acquisition for any public purpose of lands or riparian rights, or both, and the original dredging, grading, draining or planting thereof, 40 years.

2. Improvement of airport, cemetery, golf course, park, playground, 15 years.

3. Stadia of concrete or other incombustible materials, 20 years.

e. Streets and thoroughfares.

1. Elimination of grade crossings, 35 years.

2. Streets or roads.

Class A: Rigid pavement. A pavement of not less than 8 inches of cement concrete or a 6-inch cement concrete base with not less than 3-inch bituminous concrete surface course, or equivalent wearing surface, 20 years.

Flexible pavement. A pavement not less than 10 inches in depth consisting of 5-inch macadam base, 3-inch modified penetration macadam and 3-inch of bituminous concrete surface course or other pavements of equivalent strength, in accordance with the findings of the American Association of State Highway Officials (AASHO) Road Test, 20 years.

Class B: Mixed surface-treated road. An 8-inch surface of gravel, stone or other selected material under partial control mixed with cement or lime and fly ash, 6 inches in compacted thickness with bituminous surface treatment and cover, 10 years.

Bituminous penetration road. A 5-inch gravel or stone base course and a 3-inch stone course bound with a bituminous or equivalent binder, 10 years.

Class C: Mixed bituminous road. An 8-inch surface of gravel, stone, or other selected material under partial control mixed with bituminous material one inch or more in compacted thickness, 5 years.

Penetration macadam road. A road of sand, gravel or water bound macadam, or surfacing with penetration macadam, 5 years.

3. Sidewalks, curbs and gutters of stone, concrete or brick, 10 years.

The period of usefulness in this subsection shall apply to construction and reconstruction of streets and thoroughfares.

f. Utilities and municipal systems.

1. Sewer system, whether sanitary or storm water, water supply or distribution system, 40 years.

2. Electric light, power or gas systems, garbage, refuse or ashes incinerator or disposal plant, 25 years.

3. Communication and signal systems, 10 years.

4. House connections to publicly-owned gas, water or sewer systems from the service main in the street to the curb or property lines where not part of original installation, 5 years.

g. Vehicles and apparatus.

1. Fire engines, apparatus and equipment, when purchased new, but not fire equipment purchased separately, 10 years.

2. Automotive vehicles, including original apparatus and equipment (other than passenger cars and stationwagons), when purchased new, 5 years.

h. Any purpose, except vehicles, not included in the foregoing, for which obligations may be issued, 15 years.

2. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 134

AN ACT concerning elections, authorizing certain persons to vote in elections held for the election of electors for President and Vice-President of the United States in this State and supplementing the "Absentee Voting Law (1953)" approved July 1, 1953 (P. L. 1953, c. 211).

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

C. 19:58-1. Presidential Ballot Law.

1. This act shall be known as and may be cited as the "Presidential Ballot Law (1964)."

C. 19:58-2. Definitions.

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

"New resident" means a citizen of the United States, of the age of 21 years, who has or shall have become a resident of this State, and of the county in which he claims his vote, at least 40 days next before a Presidential Election and who by reason of the fact that he will not have been a resident of this State for 6 months at the time of said election will not be qualified to vote for the other candidates, and upon any public question, to be voted for, and upon, at said election and who is not eligible to vote in said election elsewhere.

"Removed resident" means a person, who was formerly a resident of one of the counties of this State but who has, or shall have, removed to another State or to another county within this State, who has registered as a voter in the county of his former residence in this State at the time of his removal therefrom, and who by reason of an insufficient period of residence in the State or the county, to which he has or shall have removed, will not be able to qualify to vote at a Presidential Election to be held in such State or county or elsewhere, except as he may be qualified to vote in this

State, or in such other county of this State, for the election of electors for President and Vice-President of the United States, pursuant to this act.

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

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

C. 19:58-3. New and removed residents.

3. Any new resident and any removed resident shall be entitled to qualify and vote for electors for President and Vice-President of the United States in any Presidential Election to be held in this State in the manner provided in this act.

C. 19:58-4. Certificate describing qualifications to vote.

4. On or before August 1, in each year, the Secretary of State shall prepare and furnish to each county clerk and each county board of elections, a certificate briefly describing the qualifications of a resident of each State of the United States and the District of Columbia to vote for the election of electors for President and Vice-President of the United States, but any certificate filed by an applicant for a Presidential ballot as to the disqualification of a removed resident, who does not reside in this State, to vote for electors for President and Vice-President of the United States in the election district in which he resides shall be sufficient authority for said clerks and boards to make any determination in connection with the subject matter of such certificate.

C. 19:58-5. Ballot application form; where obtained.

5. An application form for a Presidential ballot may be obtained by a new resident from the clerk of the municipality, or the county clerk of the county, in which the applicant will have resided at least 40 days next before the election in which the ballot is to be voted, and by a removed resident from the clerk of the municipality, or the county clerk of the county, in which such applicant was last registered to vote in this State prior to the date of such election.

C. 19:58-6. Preparation ballot application forms.

6. Application forms for Presidential ballots to be made by new residents and removed residents and forms of affidavits of residence shall be pre-

pared by the county clerk and shall be printed on paper of a different color from that used for applications for military service and civilian absentee ballots and sufficient quantities thereof shall be furnished by the county clerk to each municipal clerk in his county not later than August 1 preceding such election.

C. 19:58-7. Affidavit of residence.

7. Any person applying for an application form for a Presidential ballot, as a new resident, shall, not later than the fortieth day preceding the election in which such ballot is to be voted, execute, swear to and file with the clerk of the municipality, or the county clerk of the county, in which the ballot is to be voted, an affidavit of residence, which such clerk is hereby authorized to take, and which shall be in the following form:

AFFIDAVIT OF RESIDENCE—NEW RESIDENT

State of New Jersey }
} ss.
County of ..... }

I, the undersigned, do hereby certify the following as a basis for an application as a new resident for a Presidential ballot to be voted at the election to be held on ..... that is to say:
(date of election)

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

and expect to continue to reside there until and on the date of said election;

4. I resided at .....
(street and number or
..... in .....
R. D. route) (name of city or municipality)
in ..... county in the
(name of county)
State of ..... until the
(name of State)
date of my removal to New Jersey as above stated.

5. I am not eligible to vote at my former place of residence because of my removal therefrom, and I am not eligible to vote, and will not attempt to vote, at any place other than my present place of residence, in said election, and I believe that I, as a new resident, am eligible to vote for electors for President and Vice-President of the United States in said election at my present place of residence by a Presidential ballot.

..... Applicant
(signature)

..... Applicant
(print name here)

Sworn and subscribed to before
me this ..... day
of ..... A. D. .....

.....
(signature of clerk of municipality or
county clerk taking oath)

Clerk of .....
(name of municipality or county)

The municipal clerk or county clerk, upon the filing with him of said affidavit of residence duly executed and sworn to, shall issue to the applicant an application for a Presidential ballot and shall forward the affidavit of residence to the commissioner of registration of the county forthwith. The municipal clerk or county clerk shall, upon the issuance of such application, inform the applicant that in order that he may be able to vote in subsequent

elections in this State, it will be necessary for him to register in accordance with law.

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

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

APPLICATION FOR PRESIDENTIAL BALLOT—
REMOVED RESIDENT

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

1. I am a citizen of the United States;
2. I was born on .....;
(date of birth)
3. I reside at .....
(street and number or R. D. route)
in .....
(name of city or municipality)
in ..... county
(name of county)
in the State of ..... and I have
(name of State)
resided at this address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election;
4. I formerly resided and was registered as a voter at .....
(street and number or R. D. route)
in .....
(name of city or municipality)
in ..... county
(name of county)
in New Jersey and I continued to reside there until my removal to my present address;
5. I am unable to vote in said election at any place other than that of my former residence in New Jersey, where I believe that I am eligible to

vote for electors for President and Vice-President of the United States by a Presidential ballot.

..... Applicant
(signature)

..... Applicant
(print name here)

C. 19:58-9. Regulations.

9. Applications for Presidential ballots shall be made, as prescribed by this act, to the clerk of the county, in which the ballot is to be voted, in person or by mail not later than 8 days preceding the date upon which the election, in which such ballots are to be voted, is to be held.

Each application for a Presidential ballot by a removed resident, who does not reside in this State, shall be accompanied by a certificate of the commissioner of registration or other officer in charge of registration of voters in the election district in which the applicant resides, certifying that the applicant will not be entitled to vote for the electors for President and Vice-President of the United States in such election district, at the election at which such ballot is to be voted, by reason of an insufficient period of residence in the State to which he has so removed.

C. 19:58-10. Ballot form.

10. The county clerk shall prescribe the form of the Presidential ballots, which shall in all respects conform with the provisions of this act and shall be of such character that they can be voted only for the election of electors for President and Vice-President of the United States nominated in this State and shall be plainly marked "Presidential Ballot."

C. 19:58-11. Printing, mailing.

11. Each county clerk shall cause to be printed a sufficient number of Presidential ballots for each Presidential election to be held in this State and along with all such ballots there shall also be furnished by the county clerk inner and outer envelopes which shall be of different color than those used to enclose military service and civilian absentee ballots, and also printed directions for the preparation and transmitting of such ballots and all ex-

penses of printing and mailing such ballots shall be paid in the same manner as other expenses of such election are paid.

C. 19:58-12. Separate lists for new and removed residents.

12. Each county clerk, upon receipt of applications for Presidential ballots for new residents and removed residents shall make a separate list of each of them according to the municipalities of the addresses, or former addresses, in this State of the voters making such applications, which list shall be open to examination at all times by the county board of elections, the commissioner of registration, and the superintendent of elections in counties in which there is a superintendent of elections, of the county.

C. 19:58-13. Examination by county clerk.

13. Upon receipt of any application for a Presidential ballot, the county clerk shall make an examination, from any available information, to determine whether or not such applicant is qualified to vote a Presidential ballot as applied for and in the case of an application by a removed resident, he shall, with the co-operation of the commissioner of registration of the county, cause the signature of the applicant appearing upon the application to be compared with the signature of said person appearing upon his permanent registration forms.

If, after such examination, the county clerk is satisfied that the applicant is entitled to such a Presidential ballot, he shall mark on the application "Approved," but otherwise he shall mark on the application "Disapproved" and shall so notify the applicant stating the reason therefor but no application for a Presidential ballot shall be disapproved because the name of the applicant is not printed thereon, if the signature is legible.

The commissioner of registration and the superintendent of elections in counties having superintendents of elections may investigate any application for any Presidential ballot.

C. 19:58-14. Permanent registration files.

14. The county clerk, upon receipt of an application for a Presidential ballot, based upon the applicant's removal from this State or from one county of this State to another county of this State,

shall notify the commissioner of registration therof and the commissioner of registration shall thereupon transfer the applicant's permanent registration forms to a Presidential ballot file until after the election and then to the inactive file.

C. 19:58-15. Delivery Presidential ballot.

15. Each county clerk shall deliver a Presidential ballot for use under this act, to each applicant, whose application therefor has been so approved, in person, or by forwarding the same by first-class mail, in a sealed envelope, to the applicant's present address as given in the application, if said application is received not less than 8 days prior to the day fixed for the holding of the election in which such ballot is to be voted.

Such ballots shall be forwarded as soon as practicable after the receipt and approval of the applications therefor, and if to be forwarded to persons at an address located without the limits of the 50 States and the District of Columbia by mail, they shall be forwarded by air mail.

C. 19:58-16. Forwarding applications to county boards of elections.

16. Each county clerk, after processing the applications for Presidential ballots, in the manner prescribed by this act, shall forward such applications, including those disapproved, together with any certificates accompanying the same, to the county board of elections and he shall keep a list of such applications showing the disposition thereof, which shall be made available to the public and all election officers charged with the duty of administering this act.

C. 19:58-17. Printed directions.

17. Each county clerk shall send, with each Presidential ballot, appropriate printed directions for the preparation and transmission of such ballot, together with an inner and outer envelope of the character described in the act hereby supplemented in the case of civilian absentee ballots, except that there shall be printed on each inner envelope a legend which shall read "New Resident—Presidential Ballot" or "Removed Resident—Presidential Ballot," as the case may be.

C. 19:58-18. Affidavit for new resident.

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

State of New Jersey

County of .....

I, the undersigned, do hereby certify that:
1. I am a citizen of the United States;
2. I was born on .....;
(date of birth)
3. I have resided at .....
(street and number or R. D. route)
..... in .....
(name of city or municipality)
in ..... county
(name of county)
in New Jersey since .....;
(insert date)
I resided at .....
(street and number or R. D. route)
in .....
(name of city or municipality)
in ..... county
(name of county)
in the State of ..... until my
(name of State)
removal to New Jersey as above stated;
5. Because of my change of residence I am not eligible to vote and will not attempt to vote in the election to be held on ..... at any
(date of election)
place other than my present place of residence but I am eligible to vote for electors for President and Vice-President of the United States in said election at my present place of residence by a "Presidential Ballot."

..... Applicant
(signature)

..... Applicant
(print name here)

Sworn and subscribed to before
me this ..... day
of ..... A. D. .....

.....
(signature of officer taking oath)

.....
(title of officer taking oath)

Said certificate shall be sworn to before any officer authorized to take an oath in the State of New Jersey.

C. 19:58-19. Certificate in affidavit form.

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

State of .....

County of .....

I, the undersigned, do hereby certify that:
1. I am a citizen of the United States;
2. I was born on .....;
(date of birth)
3. I reside at .....
(street and number or R. D. route)
in .....
(name of city or municipality)
in ..... county
(name of county)
in the State of ..... and I have
(name of State)
resided at this address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election;
4. I formerly resided at .....
(street and number or
..... in .....
R. D. route) (name of city or municipality)
in ..... county
(name of county)

in New Jersey and I was registered as a voter, and continued to reside, at said address until my removal to my present address;

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

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

Sworn and subscribed to before
me this ..... day
of ..... A. D. ....

.....
(signature of officer taking oath)
.....
(title of officer taking oath)

Said certificate shall be sworn to before any officer authorized to take an oath in the State in which it is executed.

C. 19:58-20. Certification of delivery.

20. Each county clerk shall, from time to time, prior to each Presidential election, certify in writing, under oath, to the commissioner of registration of the county, the names and home addresses of the persons to whom Presidential ballots to be voted at such election have been delivered or forwarded pursuant to this act.

C. 19:58-21. Ballot procedure.

21. Any voter shall be entitled to mark any Presidential ballot, so forwarded to him, for voting at any election by indicating his choice of candidates for the offices named. When so marked, such ballot shall be placed in said inner envelope, which shall then be sealed, and the voter shall then fill in the form of certificate attached to said inner envelope, at the end of which he shall sign and print his name

in his own handwriting, and the certificate shall be sworn to before an official authorized by law to administer oaths in the place where the oath is administered. The inner envelope with the certificate shall then be placed in said outer envelope, which shall then be sealed.

C. 19:58-22. Delivery of ballot to county board of elections.

22. Said sealed outer envelope with the inner envelope and the ballot enclosed therein, shall then be mailed with sufficient postage to the county board of elections to which it is addressed, or shall be presented in person to the county board of elections at the office of said board.

C. 19:58-23. Completed ballots; handling by county boards of election.

23. The county board of elections shall, promptly after receiving each Presidential ballot, remove the inner envelope, containing the ballot, from the outer envelope and shall compare the signature and the information contained on the flap of the inner envelope with the signature and information contained in the application for the ballot together with the affidavit of residence, if any, accompanying the same. The county board shall reject any such ballot unless the board is satisfied as a result of such comparison and any other source of information available that the voter is legally entitled to vote such a ballot and that the ballot conforms with the requirements of this act.

Disputes as to the qualifications of voters to vote Presidential ballots or as to whether or not or how such Presidential ballots shall be counted in such election shall be referred to the County Court of the county for determination. After such investigation the county board of elections shall detach or separate the certificate from the inner envelope containing the Presidential ballots, unless it has been rejected by it or by the County Court, marking the envelope so as to identify the election district in which the ballot contained therein is to be voted as indicated by the voter's present or former address in this State on the certificate attached to or accompanying said inner envelope.

C. 19:58-24. Qualification new resident to vote.

24. It shall not be necessary to qualify any new resident to vote by a Presidential ballot in any county that he shall be or shall have been registered to vote in any election district of this State or elsewhere at any time. Any Presidential ballot, returned to any county board of elections by a new resident in the envelopes required by this act, shall be counted in determining the result of any election in which it is to be voted in the election district indicated by the voter's present or former address in this State appearing on the certificate attached to the inner envelope, containing such ballot, if such certificate contains information which would qualify the voter to vote in said election district, pursuant to the provisions of this act, and if said certificate has been filled in and purports to have been executed and sworn to in the manner required by this act and if such ballot has been so marked as to comply with the requirements of this act.

C. 19:58-25. Valid ballots counted.

25. All valid Presidential ballots received by the county boards prior to the time designated for the closing of the polls for each election shall be counted and no Presidential ballot shall be rejected or declared invalid because the voter's name is not printed on the certificate upon the flap of the inner envelope enclosing the same, if such certificate is properly and legibly signed and it otherwise conforms with the provisions of this act.

C. 19:58-26. Voting in person not permitted.

26. No person who has applied for a Presidential ballot and to whom such a ballot has been either delivered in person or forwarded by mail by a county clerk, shall be permitted to vote in person at the polling place in his election district on the day of the election, but a Presidential ballot properly authenticated in the manner provided by this act may be voted and counted notwithstanding that the voter is in the State on the day of the election.

C. 19:58-27. Death of voter; ballot rejected.

27. Whenever it shall be made to appear by due proof to the county board that a voter who has marked and forwarded a Presidential ballot as provided in this act has died, prior to the opening of the polls on the day of the election, such ballot

shall be rejected by the county board and retained by the county board in the same manner as provided herein in cases of other rejected ballots.

C. 19:58-28. Ballot tabulation.

28. The inner envelopes containing the Presidential ballots shall be opened and the Presidential ballots shall be removed therefrom and counted, and the votes so cast canvassed, and the results thereof certified, by the county board of elections and the votes so counted and canvassed shall be counted, in determining the result of the election of such electors, at the same time and in the same manner as is required by the act hereby supplemented in the case of absentee ballots.

C. 19:58-29. Record of voting forms.

29. As soon as practicable after each election, the commissioner of registration shall cause to be marked all duplicate voting records to show that a Presidential ballot was delivered or forwarded to the respective registered voters. For each such ballot that has been voted, received and counted, the commissioner of registration shall also, by reference to the certificates removed from the inner envelopes of such ballots, cause to be written or stamped the words "Voted by Presidential Ballot" in the space provided in the duplicate voting record for recording the ballot number of the voter's ballot in such election. The record of voting forms in the Presidential ballot file shall be conformed to the foregoing entries in the duplicate forms.

C. 19:58-30. Retention of records.

30. The county board of elections shall keep, for a period of 1 year, all of the affidavits of residence and applications for Presidential ballots, together with all certificates accompanying the same, all voted Presidential ballots, and all of the certificates which have been detached or separated by said board from said inner envelopes, and all inner envelopes together with their certificates, and together with their contents, which have not been opened because the county board or the County Court rejected them. Specific power is hereby granted to the superintendent of elections in counties having a superintendent of elections and the prosecutor in all other counties to impound all such

ballots whenever he shall deem such action to be necessary.

C. 19:58-31. Exercise of powers.

31. The county board of elections, the county clerk, the superintendent of elections and the commissioner of registration shall exercise the same powers over voting by Presidential ballots as over other voting in elections except as otherwise provided in this act.

C. 19:58-32. Election held invalid.

32. No election shall be held to be invalid by reason of any irregularity or failure in the preparation or forwarding of any Presidential ballots pursuant to the provisions of this act.

C. 19:58-33. Penalty.

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

34. This act shall take effect immediately.

Approved July 1, 1964.

CHAPTER 135

A SUPPLEMENT to "An act concerning the retirement and death of certain judicial officers and payments to be made as a result thereof," approved September 13, 1948 (P. L. 1948, c. 391).

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

C. 43:6-6.18. Retirement judicial officers; requirements.

1. Whenever a person (a) holds the office of Chief Justice of the Supreme Court, Associate Justice of the Supreme Court or judge of the Superior Court, and (b) shall have served at least 25 years in the aggregate in one or more of the judicial offices of Vice-Chancellor, Associate Justice of the old Supreme Court, judge of the former Court of Errors and Appeals, judge of the Circuit Court, judge of the Court of Common Pleas, Chief Justice of the Supreme Court, Associate Justice of the Supreme Court, judge of the Superior Court or judge of a County Court, and (c) has attained the age of 60 years but shall not have attained the age of 70 years, he may retire from the judicial office held by him upon filing his resignation of his said judicial office in the office of the Secretary of State, accompanied by the statement that it is so filed for the purpose of taking advantage of the provisions of this supplementary act. He shall be paid thereafter an annual pension during the remainder of his natural life, in an amount equal to the pension that would be payable to him under the act to which this act is a supplement had he attained the mandatory retirement age of 70 years. The pension so payable under this supplemental act shall be payable in the same manner as in the case of pensions payable under the act to which this act is a supplement.

C. 43:6-6.19. Widow's pension.

2. Any person who shall take advantage of the provisions of this supplemental act shall not be en-

titled to a pension under the act to which this act is a supplement, but for the purpose of providing a widow's pension under the act to which this act is a supplement, a pension payable under the provisions of this supplemental act shall be deemed to be payable under the provisions of the act to which this act is a supplement.

C. 43:6-6.20. Practice before court prohibited.

3. No such person so retired under the provisions of this supplemental act shall engage in the practice of law before any of the courts of this State.

C. 43:6-6.21. Designation duties in Superior Court; regulations.

4. Any such person so retired under the provisions of this supplementary act may be designated and assigned by the Chief Justice of the Supreme Court to perform such judicial duties in the Superior Court as he shall be willing to undertake. Upon any such designation and acceptance he shall have all of the powers of a judge of the Superior Court. He shall be reimbursed for his expenses but shall not receive any compensation for the performance of his said judicial duties. Any such designation and acceptance shall be in writing and shall be filed in the office of the clerk of the Superior Court.

C. 43:6-6.22. Persons to whom act applies.

5. This act shall be applicable to persons now or hereafter holding said offices.

6. This act shall take effect immediately.

Approved July 3, 1964.

CHAPTER 136

AN ACT concerning motor vehicles, amending, supplementing and repealing parts of Title 39 of the Revised Statutes and supplements thereto.

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

Section amended.

1. Section 39:3–48 of the Revised Statutes is amended to read as follows:

Visibility.

39:3–48. (a) Whenever there shall be in this article a requirement declared as to the distance from which certain lamps and devices shall render objects visible or within which such lamps or devices shall be visible, said provisions shall apply during the times when lighted lamps are required upon a straight level unlighted highway under normal atmospheric conditions unless a different time or condition is expressly stated.

(b) The light from every required exterior lamp on a vehicle shall be visible from a distance of 500 feet in the directions set forth therefor in paragraph (d) of this section except that the light illuminating a license plate shall cause the license plate to be clearly legible from a distance of 50 feet to the rear. Such visibility is not required when the light is obscured by another vehicle in a combination of vehicles.

(c) Every required Class A reflector shall be visible from all distances between 100 and 600 feet, and every required Class B reflector shall be visible from all distances between 100 and 350 feet, when illuminated by the upper beam of headlamps.

(d) Light from every headlamp, other driving lamp, clearance lamp, identification lamp and single-faced turn signal mounted on or at the front of a vehicle, and front parking light, shall be visible to the front; that from every side-marker lamp and side reflector shall be visible to the side; that from every stop lamp, tail lamp, clearance lamp, identification lamp, back-up lamp and reflector mounted on the rear, from every turn signal mounted on the rear of a vehicle or the cab of a truck tractor, and from any rear parking lamp, shall be visible to the rear; that from any double-faced turn signal shall be visible to the front and to the rear at the side on which such lamp is mounted; and that from any projecting load marker lamp or combination marker lamp shall be visible from the direction stated in the provision requiring it.

Section amended.

2. Section 39:3–49 of the Revised Statutes is amended to read as follows:

Headlamps.

39:3–49. Except as hereinafter in this article provided, every motor vehicle other than a motor-drawn vehicle and other than a motor cycle shall be equipped with at least 2 approved headlamps mounted at the same level with an equal number on each side of the front of the vehicle. Every motor cycle shall be equipped with at least 1 and not more than 2 approved headlamps. Every motor cycle equipped with a side car or other attachment shall be equipped with a lamp on the outside limit of such attachment capable of displaying a white light to the front.

Section amended.

3. Section 39:3–50 of the Revised Statutes is amended to read as follows:

Color of lights; permits; cancellation or revocation of permits.

39:3–50. All lamps and reflectors, which display a light visible from directly in front of a vehicle as authorized by this subtitle, shall exhibit lights substantially white, yellow or amber in color.

(a) The color of light emitted or reflected by exterior lamps or reflectors on a vehicle shall be as follows, except as otherwise provided in paragraph (b), (c) and (d) of this section:

White when the lamp is a headlamp, or spot lamp, or illuminates a license plate or a destination sign; or is located on the outside limit of a side car or other attachment on a motor cycle;

Substantially white or amber when the lamp is a side-cowl or fender lamp, running-board or other courtesy lamp, front parking lamp, back-up lamp, auxiliary driving lamp; or a turn signal on or facing the front;

Substantially red or amber when the lamp is a turn signal or a stop lamp on or facing the rear;

Red when any other lamp or any reflector is on the rear or on either side at or near the rear, except as otherwise provided in paragraph (f) of section 39:3–61 for a combination marker lamp;

Amber when any other lamp or reflector is on the front or on either side other than at or near the rear.

(b) Lamps and reflectors on projecting loads shall emit or reflect light with color as provided in section 10 of this act.

(c) No person shall drive or move any vehicle or equipment upon any street or highway equipped with any device or lamp thereon capable of or displaying a light of any other color than permitted by this section, except: an authorized emergency vehicle, an authorized school bus, or a vehicle authorized by a permit issued by the director.

(d) A permit authorizing a vehicle to be equipped with a lamp capable of or displaying a flashing light, except as provided in 39:3–54 or a light of a color other than permitted by this section, visible from directly in front of said vehicle, may be issued by the director when necessary, in his discretion, for the reasonable and safe movement of traffic. The permit shall specify the type and color of such lamp and the conditions under which a person may drive or move the vehicle with said lamp displaying a light. The permit shall be valid only when the specifications and conditions contained therein are complied with.

The director may cancel or revoke a permit issued under authority of this section whenever the conditions for its issuance no longer exist or on any other reasonable grounds.

Section amended.

4. Section 39:3–54 of the Revised Statutes is amended to read as follows:

Special restriction on lamps; emergency warning lighting.

39:3–54. Any lighted lamp or illuminating device upon a motor vehicle other than a headlamp, spot lamp or auxiliary driving lamp which projects a beam of light of an intensity greater than 300 candlepower shall be so directed that no part of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than 75 feet from the vehicle. Flashing lights are prohibited on motor vehicles, motor cycles and motor-drawn vehicles except as a means for indicating a right or left turn; provided, however, any vehicle may be equipped, and when required under this article shall be equipped, with lamps for the purpose of warning

the operators of other vehicles of the presence of a vehicular traffic hazard requiring the exercise of unusual care in approaching, overtaking or passing, and when so equipped, shall display such warning in addition to any other warning signals required by law. The lamps used to display such warning shall be of a type approved by the Director of the Division of Motor Vehicles; those used to display warning to the front shall be mounted at the same level and as widely spaced laterally as practicable, and shall display simultaneously flashing white or amber lights, or any shade of color between white and amber. The lamps used to display such warning to the rear shall be mounted at the same level and as widely spaced laterally as practicable, and shall show simultaneously flashing amber or red lights, or any shade of color between amber and red. These warning lights shall be visible from a distance of not less than 500 feet at any time when lighted lamps are required. The 2 front and 2 rear turn signals shall be flashed simultaneously to display such warning on vehicles of the types mentioned in section 39:3–64.

Section amended.

5. Section 39:3–56 of the Revised Statutes is amended to read as follows:

Number of driving lamps required or permitted.

39:3–56. At the times when lighted lamps are required, at least 2 lighted driving lamps shall be displayed, an equal number on each side of the front of every motor vehicle other than a motor cycle and other than a motor-drawn vehicle except when such vehicle is parked subject to the provisions governing lights on parked vehicles or is flashing vehicular traffic hazard warning signals as provided for in sections 39:3–54 and 39:3–64. Whenever a motor vehicle equipped with headlamps as in this article required is also equipped with auxiliary lamps or a spot lamp or any other lamp on the front thereof projecting a beam of an intensity greater than 300 candlepower, not more than a total of 4 of any such lamps on the front of a vehicle shall be lighted at any one time when upon a highway.

Section amended.

6. Section 39:3–61 of the Revised Statutes is amended to read as follows:

Rear lamps, stop lights and reflectors.

39:3–61. (a) Every motor vehicle other than a motor cycle and other than a motor-drawn vehicle shall be equipped on the front with at least 2 headlamps, an equal number at each side, and with 2 turn signals, one on each side; and on the rear with 2 tail lamps, 2 stop lamps, 2 turn signals and 2 reflectors, one of each at each side; except that a passenger vehicle manufactured before July 2, 1954, and registered in this State may be equipped with one stop lamp, one reflector and one tail lamp and is not required to be equipped with turn signals. In addition, every such vehicle shall be equipped with adequate license plate illumination, and with one or more lamps capable of providing parking light as required in section 39:3–62. Turn signals are not required on the rear of a truck tractor equipped with double-faced turn signals on or near the front and so constructed and located as to be visible to passing drivers.

(b) Every truck tractor manufactured after January 1, 1965, shall be equipped on the front with 2 clearance lamps, one at each side, and 3 identification lamps, which shall be in addition to the lamps provided for in paragraph (a) of this section. Where the cab is not more than 42 inches wide at the front roof line, a single lamp at the center of the cab shall be deemed to comply with the requirement for front identification lamps. Reflectors required on the rear of a truck tractor may be located on the rear of the cab, one at each side.

(c) Every truck 80 inches or more in over-all width except a dump truck and except a truck 80 inches or more in over-all width which is not in excess of 25 feet in over-all length and manufactured prior to January 1, 1965, shall be equipped with the following lamps and reflectors in addition to those provided for in paragraph (a) of this section;

On the front, 2 clearance lamps, one at each side, and 3 identification lamps except that where the

cab is not more than 42 inches wide at the front roof line, a single lamp at the center of the cab shall be deemed to comply with the requirement for front identification lamps;

On the rear, 2 clearance lamps, one at each side, and 3 identification lamps;

On each side, one side-marker lamp and one reflector at or near the front, and one side-marker lamp and one reflector at or near the rear.

(d) Every trailer or semitrailer shall be equipped on the rear with 2 tail lamps, 2 stop lamps, 2 turn signals and 2 reflectors, one of each at each side, and with adequate license plate illumination.

(e) Every trailer or semitrailer 80 inches or more in over-all width, except a converter dolly, shall be equipped with the following lamps and reflectors in addition to those provided for in paragraph (d) of this section:

On the front, 2 clearance lamps, one at each side;

On the rear, 2 clearance lamps, one at each side, and except with respect to cable reel trailers, 3 identification lamps;

On each side, one side-marker lamp and one reflector at or near the front, and one side-marker lamp and one reflector at or near the rear; and on any such vehicle 30 feet or more in length, at least one additional side-marker lamp at optional height and at least one additional reflector, the additional lamp (or lamps) and reflector (or reflectors) to be at or near the center or at approximately uniform spacing in the length of the vehicle.

(f) Every pole trailer shall be equipped as follows:

On the rear, 2 tail lamps, one at each side; 2 stop lamps, one at each side; 2 turn signals, one at each side; 2 reflectors, one at each side, placed to indicate extreme width of the pole trailer; 3 identification lamps mounted on the vertical center line of the pole trailer or in lieu thereof mounted on the vertical center line of the rear of the cab of the truck tractor drawing the pole trailer and higher than the load being transported.

On each side, one amber side-marker lamp at or near the front of the load; one amber reflector at or near the front of the load; on the rearmost support for the load, one combination marker lamp showing amber to the front and red to the rear and side, mounted to indicate maximum width of the pole trailer; on the rearmost support for the load, one red reflector.

Nothing in this subsection (f) shall apply to a single axle, skeleton frame trailer, not exceeding 1,500 pounds net weight and not exceeding 80 inches in over-all width which is designed to transport poles and is owned by a public utility as defined in section 48:2–13 of the Revised Statutes except that such vehicles shall be required to have on the rear, 2 tail lamps, one at each side; 2 stop lamps, one at each side; 2 turn signals, one at each side; 2 reflectors, one at each side on each side, one amber side-marker lamp at or near the front of the load.

(g) Every converter dolly not permanently attached to a semitrailer shall be equipped on the rear with one stop lamp, one tail lamp, 2 reflectors, one at each side, and adequate license plate illumination. These lamps need be lighted only when the converter dolly is being towed singly by another vehicle. A "converter dolly" is a vehicle with a fifth wheel lower half or equivalent mechanism, the attachment of which converts a semitrailer to a trailer.

(h) Every motor cycle shall be equipped with at least one and not more than 2 headlamps, one tail lamp, one stop lamp, at least one reflector on the rear, adequate license plate illumination and, if a side car or any other extension is attached to the side thereof, one lamp located on the outside limit of the attachment capable of displaying white light to the front.

(i) Required lamps and reflectors shall be of a type approved by the director. Turn signals shall be Class A Type 1 lamps except that on passenger cars, and on commercial vehicles less than 80 inches in over-all width they may be Class B lamps. Re-

flectors shall be Class A reflex reflectors except that on passenger cars they may be Class B reflex reflectors.

(j) Required headlamps, tail lamps, clearance lamps, identification lamps and side-marker lamps shall be lighted and adequate license plate illumination displayed whenever the vehicle other than a converter dolly is upon a highway when lighted lamps are required except when parked and exhibiting lights as provided for in section 39:3–62 or when stopped and displaying emergency warning lights or devices as provided for in section 39:3–64 or section 39:3–54. Lamps on a converter dolly shall be lighted as provided for in paragraph (g) of this section. Turn signals on the side toward which a vehicle turn is made shall be flashed to indicate the turning movement. Stop lamps shall be lighted as provided in section 9 of this act.

(k) License plate illumination will be deemed to be adequate when either a tail lamp or a separate lamp is so constructed and placed as to illuminate with a white light the rear registration plate on a vehicle and render it clearly legible from a distance of 50 feet to the rear. Any lamp or lamps providing such illumination shall be lighted whenever the headlamps or other driving lamps are lighted.

(l) Whenever a law enforcement officer detects a motor vehicle with a lamp not in working order, the driver may be permitted to park the vehicle temporarily at some safe place nearby and make the necessary repairs or replacement to restore the lamp to working order before moving the vehicle, in which event, there is no violation of this Title.

(m) Every motorbus manufactured before January 1, 1960, that has been inspected and approved as to construction and safety devices by the Board of Public Utility Commissioners shall be deemed in compliance with the requirements of this action.

C. 39:3-61.1. Mounting of lamps and reflectors.

7. Lamps and reflectors required by section 39:3–61 shall be mounted on a vehicle as follows:

(a) Every lamp and every reflector shall be permanently and securely mounted in a workmanlike manner on a permanent part of the vehicle.

(b) When 2 lamps or 2 reflectors of the same type are required on the front or on the rear of a vehicle, they shall be mounted at the same level and spaced as widely laterally as practicable.

(c) The mounted height of a lamp or reflector shall be measured from the center thereof to the level surface upon which the vehicle stands.

(d) Headlamps shall be so mounted that their beams are readily adjustable, both vertically and horizontally, and their aim is not readily disturbed by ordinary conditions of service.

(e) The mounted height of tail lamps shall be not more than 72 inches nor less than 20 inches; provided, however, that such rear lamp or lamps may be mounted higher than 72 inches on any vehicle designed for carrying flammable liquids as a cargo.

(f) Clearance lamps shall be mounted to indicate the extreme width and height of the vehicles so far as is practicable, except that on a truck tractor, they shall be mounted to indicate the extreme width of the cab. On flat bed vehicles and vehicles designed for carrying flammable liquids, rear clearance lamps may be located on the chassis, and front clearance lamps may be located on the cab of trucks or truck tractors or the vehicle's chassis, provided the lamps are clearly visible from a distance of 500 feet in the direction set forth therefor.

(g) Side-marker lamps may be mounted at optional height on the side of a vehicle.

(h) Turn signals required on the rear of a truck tractor not equipped with double-faced turn signals on or near the front, shall be mounted on the rear in a manner to be visible to passing drivers.

(i) Identification lamps shall be mounted on the front and rear of the vehicle as close as practicable to the vertical center line of the vehicle, and shall be grouped in a horizontal row, with lamp centers spaced not less than 6 nor more than 12 inches apart; provided, however, that where the cab is not more than 42 inches wide at the front roof line, a single identification lamp at the center line of the cab shall be deemed to comply with the require-

ments for front identification lamps. No part of front identification lamps or their mountings may extend below the top of the vehicle windshield. Rear identification lamps on a truck, trailer, or semitrailer need not be lighted if they are obscured by another vehicle towed by the truck or in the same combination of vehicles.

(j) The mounted height of reflectors shall be not less than 20 inches nor more than 60 inches. Every reflector shall be so installed in a workmanlike manner as to perform its function adequately, and to provide maximum stability and minimum likelihood of damage. Any reflector otherwise properly mounted may be securely installed on flexible strapping or belting provided that under conditions of normal operation it reflects light in the required direction.

(k) The director in his discretion may prescribe additional requirements for mounting lamps or reflectors on vehicles, provided they are not inconsistent with the provisions of this article.

C. 39:3-61.2. Combining of 2 or more lighting devices.

8. (a) Any 2 or more lighting devices and reflectors may be combined into one shell or housing except as stated below, provided that the requirements for each required lighting device or reflector are met and that neither the mounting nor the use of any nonrequired lighting device is inconsistent with this article in any respect:

(1) No turn signal may be combined with a headlamp or other lighting device or combination of lighting devices capable of producing a greater intensity of light than the turn signal when the turn signal is operating.

(2) No turn signal may be combined with a stop lamp unless the arrangement of switches or other parts is such that the stop light is extinguished whenever the turn signal is in use.

(3) No clearance lamp may be combined with a tail lamp or an identification lamp.

(b) Any lamp or lamps combined in the same shell or housing with a turn signal may be turned off by the same switch that turns the signal on for

flashing, and turned on again when the turn signal as such is turned off.

C. 39:3-61.3 Stop lamp.

9. Every stop lamp shall be so constructed, placed and used as to indicate by a substantial increase in illumination that the service brakes of the vehicle have been applied, except as otherwise provided in this section. Stop lamps are not required to be lighted when the emergency feature of trailer brakes is activated by means of either manual or automatic control on the towing vehicle. Stop lamps on a towing vehicle need not be lighted when service brakes are applied to the towed vehicle or vehicles only. No stop lamp need be lighted as such when it is in use as a turn signal or when it is turned off by the turn signal switch as provided in paragraph (b) of section 8 of this act.

C. 39:3-61.4. Additional red lamps required.

10. (a) Whenever the load upon any vehicle extends to the rear 4 feet or more beyond the bed or body of such vehicle there shall be displayed at the extreme rear end of the load, at the times when lighted lamps are required 2 red lamps, visible from a distance of at least 500 feet to the rear, 2 red reflectors visible from the rear and located so as to indicate maximum width, when the width of the overhang load is in excess of 50% of the width of the vehicle, otherwise one red lamp is required, and on each side one red lamp, visible from a distance of at least 500 feet to the side, located so as to indicate maximum overhang. There shall be displayed at all other times on any vehicle having a load which extends beyond its sides or more than 4 feet beyond its rear, red flags, not less than 18 inches square, marking the extremities of such loads, at each point where a lamp would otherwise be required by this section.

(b) During the times when lighted lamps are required, any vehicle transporting a load which projects beyond the sides thereof shall be equipped with additional lamps as follows:

(1) The foremost edge of the projecting load at its outermost extremity shall be marked with an amber lamp visible from the front and side;

(2) The rearmost edge of the projecting load at its outermost extremity shall be marked with a red lamp visible from the rear and side.

(c) Projecting load marker lamps shall conform to the requirements for clearance, side-marker and identification lamps.

11. Section 39:3–62 of the Revised Statutes is amended to read as follows: Section amended.

39:3–62. Whenever a vehicle is parked or stopped in areas other than business or residential districts, upon a highway or shoulder adjacent thereto, whether attended or unattended, during the times when lighted lamps are required, except when it is displaying vehicular traffic hazard warning signals as permitted by section 39:3–54 or as required by section 39:3–64, such vehicle shall be equipped with 2 or more lamps which shall exhibit a light substantially white, yellow or amber in color visible from a distance of 500 feet to the front of such vehicle and 2 or more lamps which shall exhibit a red light visible from a distance of 500 feet to the rear. Any lighted headlamps upon a parked vehicle shall be depressed or dimmed. Lamps on parked vehicles.

12. Section 39:3–63 of the Revised Statutes is amended to read as follows: Section amended.

39:3–63. The director is hereby authorized to promulgate regulations in his discretion not inconsistent with this article, governing the size, type, construction, location and use of lamps, turn signals, and reflectors, and to exclude from compliance with the requirements of this article any vehicle when in his discretion the construction or use of the vehicle makes compliance impracticable. The authority granted herein to regulate reflectors includes the power to regulate any retroreflective surface on a vehicle. In promulgating such regulations, the director shall take into account and so far as he deems appropriate be guided by established applicable standards or recommended practices. Rules and regulations.

13. Section 39:3–64 of the Revised Statutes is amended to read as follows: Section amended.

Emergency warning light equipment.

39:3–64. (a) Every truck, truck tractor, trailer, semitrailer, or pole trailer, 80 inches or more in width shall be equipped with a signaling system that in addition to signaling turning movements as provided for in section 39:4–126 shall have a switching arrangement that will cause the 2 front turn signals and the 2 rear turn signals on the vehicle or combination of vehicles to flash simultaneously as a vehicular traffic hazard warning signal as required in paragraph (c) of this section. The system shall be capable of flashing simultaneously with the engine operating or stopped.

(b) During the times when lighted lamps are required, no person shall drive on any highway any commercial motor vehicle 80 inches or more in width or any omnibus having a carrying capacity of over 100 passengers except an omnibus operated within business or residential districts on a route under the jurisdiction of the Board of Public Utility Commissioners unless it carries ready for immediate use portable emergency warning devices as follows: at least 3 liquid burning flares (pot torches), or 3 red electric lanterns, or 3 portable red emergency reflectors, and at least 3 red-burning fusees unless red electric lanterns or portable red emergency reflectors are carried. Each such device other than a fusee shall be capable of displaying light visible from a distance of at least 600 feet for a period of at least 12 hours, except that a commercial motor vehicle transporting inflammable liquids in bulk or compressed inflammable gases or explosives as a cargo or part of a cargo shall carry red electric lanterns or portable red emergency reflectors. Every such flare, lantern, reflector or fusee shall be of a type approved by the director.

(c) At the times when lighted lamps are required, whenever any motor-drawn vehicle or any motor vehicle of a type mentioned in paragraph (b) of this section other than motorbuses manufactured before January 1, 1960, that have been inspected and approved as to construction and safety devices by the Board of Public Utility Commissioners, or

any combination of such vehicles, shall become disabled on any roadway or the shoulder thereof, except where there is sufficient all-night street or highway lighting provided as such to make it clearly discernible to persons on the highway at a distance of 500 feet, the driver of such vehicle or combination of vehicles shall immediately, upon learning of the disability, flash the 2 front and 2 rear turn signals simultaneously as a vehicular traffic hazard warning signal and continue such flashing until he shall have placed the portable emergency warning devices required in paragraph (b) of this section in use on the roadway, and during the time such portable emergency warning devices are being picked up for storage prior to movement of the vehicle or combination of vehicles. These warning signals may be given at other times during vehicle disablement in addition to but not in lieu of placement of portable emergency warning devices on the highway as required herein. The driver also shall immediately place on the traveled portion of the highway at the traffic side of the disabled vehicle or combination of vehicles, a lighted fusee, a lighted red electric lantern, or a portable red emergency reflector. As soon thereafter as possible, but in any event within the burning period of the fusee, the driver shall place 3 lighted liquid burning flares (pot torches), or 3 lighted red electric lanterns, or 3 portable red emergency reflectors on the traveled portion of the highway in the following order: one at a distance of approximately 100 feet from the disabled vehicle or combination of vehicles in the center of the traffic lane occupied thereby and toward traffic approaching in that lane; one at a distance of approximately 100 feet in the opposite direction from the disabled vehicle or combination of vehicles in the center of the traffic lane occupied thereby; and one at the traffic side of the disabled vehicle or combination of vehicles, not less than 10 feet to the front or rear thereof. If a lighted red electric lantern or a portable red emergency reflector has been placed at the traffic side of the dis-

abled vehicle or combination of vehicles, it may be used for this purpose. If the vehicle disablement occurs within 500 feet of a curve, crest of a hill or other obstruction to view, the driver shall so place the warning device in that direction as to afford ample warning to other users of the highway, but in no case less than 100 feet nor more than 500 feet from the disabled vehicle or combination of vehicles. If the vehicle disablement occurs upon any roadway of a divided or one-way highway, the driver shall place one required emergency warning device at a distance of 200 feet and one such device at a distance of 100 feet to the rear of the disabled vehicle or combination of vehicles in the center of the lane occupied thereby; and one such device at the traffic side not less than 10 feet to the rear thereof.

(d) If gasoline or any other inflammable liquid, or combustible liquid or gas seeps or leaks from a fuel container of a motor vehicle disabled or otherwise stopped upon a highway, no portable emergency warning device producing a flame shall be lighted or placed except at such distance from any such liquid or gas as will assure the prevention of a fire or explosion.

(e) Whenever a vehicle or combination of vehicles 80 inches or more in width is stopped or parked on a roadway or shoulder thereof at a time and under conditions where the immediate activating of vehicular traffic hazard warning signal is required in paragraph (c) of this section, the driver shall immediately flash the 2 front and 2 rear turn signals simultaneously and continue the while the vehicle is so stopped or parked.

Sections repealed.

14. Section 1 of "An act concerning motor vehicles, and supplementing article 3 of chapter 3 of Title 39 of the Revised Statutes," approved June 11, 1953 (P. L. 1953, c. 188), and section 39:4–70 of the Revised Statutes are repealed.

Section amended.

15. Section 39:3–84 of the Revised Statutes is amended to read as follows:

Dimensional restrictions; outside width; height; over-all length; weight; red flag or light.

39:3–84. No commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State the outside width of which is more than 96 inches, inclusive of load, or the height of which exceeds 13½ feet, inclusive of load, and no commercial motor vehicle, tractor or trailer shall be operated on any highway in this State the extreme over-all length of which exceeds 35 feet either for a 2-axle 4-wheeled vehicle or 35 feet for a 3-axle 6-wheeled vehicle, except that a vehicle or vehicle inclusive of load exceeding the above limitations may be operated when a special permit so to operate is secured in advance from the director. The application for such permit shall be accompanied by a fee fixed by the director. A special permit issued by the director shall be in the possession of the operator of the vehicle for which such permit was issued. In computing any dimensions of a vehicle, or vehicle and load, for the purposes of this section, there shall not be included in the dimensional limitations safety appliances such as mirrors or lights, or chains or similar fasteners used for the securing of cargo, provided such appliances or fasteners do not exceed the over-all limitations established by the director by rule or regulation.

In the case of an omnibus the maximum width and length dimensions shall be such as the Board of Public Utility Commissioners prescribe, but no outside width in excess of 96 inches shall be prescribed with respect to one or more highways specified or otherwise described except upon certifications, (1) of the Division of Motor Vehicles in the Department of Law and Public Safety that the proposed width is not unsafe for use on the highways in this State and (2) of the State Highway Department that the proposed width, if in excess of 96 inches, is not in conflict with the requirements of any agency of the United States having jurisdiction over the National System of Interstate and Defense Highways authorized by law. No outside width so prescribed shall be valid if the allowance of use of the same would disqualify the State of New Jersey

or any department, agency or governmental subdivision thereof for the purpose of receiving Federal highway funds.

In the case of farm tractors and traction equipment and farm machinery and implements, the maximum width and length shall be such as the Director of the Division of Motor Vehicles shall prescribe by uniform rules and regulations but the operation of such vehicles shall be subject to the provisions of section 39:3–24 of this Title and any such vehicle shall not be operated on any highway which is part of the National System of Interstate and Defense Highways or on any highway which has been designated a freeway or parkway as provided by law.

No commercial motor vehicle drawing or having attached thereto any other such vehicle, nor any combination of vehicles, shall be operated on any highway in this State, in excess of a total over-all length, inclusive of load, of 55 feet except a vehicle or a combination of vehicles transporting poles, pilings, structural units or other articles incapable of dismemberment the total over-all length of which, inclusive of load, shall not exceed 70 feet, but the provisions of this paragraph shall not apply to a vehicle nor to any combination of vehicles, operated by a public utility as defined in Revised Statutes 48:2–13 which vehicle or combination of vehicles is used by such public utility in the construction, reconstruction, repair or maintenance of its property or facilities.

Notwithstanding the above limitations, no tractor-semitrailer combination shall be operated on the highways of this State with an over-all length in excess of 50 feet, inclusive of load, when the semitrailer exceeds 40 feet in length.

The gross weight imposed on the highway by the wheels of any one axle of a vehicle shall not exceed 22,400 pounds.

For the purpose of this Title the gross weight imposed on the highway by the wheels of any one axle of a vehicle shall be deemed to mean the total

load transmitted to the road by all wheels whose centers are included between 2 parallel transverse vertical planes less than 40 inches apart, extending across the full width of the vehicle.

The combined gross weight imposed on the highway by all wheels of all axles whose centers are on or between 2 parallel transverse vertical planes spaced 40 inches, but less than 96 inches apart, extending across the full width of the vehicle, shall not exceed 32,000 pounds.

In addition to the other requirements of this section and notwithstanding any other provision of this Title, no commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State with a combined weight of vehicle and load, an axle weight or a vehicle dimension the allowance of which would disqualify the State of New Jersey or any department, agency or governmental subdivision thereof for the purpose of receiving Federal highway funds.

Note: Act effective.

16. This act shall take effect immediately but shall be inoperative until the one hundred eighty-first day following the date of enactment.

Approved July 4, 1964.

CHAPTER 137

AN ACT concerning motor vehicles and traffic regulation, and amending section 39:4–50 of the Revised Statutes.

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

Section amended.

1. Section 39:4–50 of the Revised Statutes is amended to read as follows:

Operating under influence of liquor or drugs; penalty; forfeiture of right to operate.

39:4–50. A person who operates a motor vehicle while under the influence of intoxicating liquor or a narcotic or habit producing drug, or permits another person who is under the influence of intoxicating liquor or a narcotic or habit producing drug to operate a motor vehicle owned by him or in his custody or control, shall be subject, for a first offense, to a fine of not less than $200.00 nor more than $500.00, or imprisonment for a term of not less than 30 days nor more than 3 months or both, in the discretion of the magistrate, and shall forthwith forfeit his right to operate a motor vehicle over the highways of this State for a period of 2 years from the date of his conviction. Except as hereinafter provided, for a subsequent violation, he shall be imprisoned for a term of 3 months and shall forfeit his right to operate a motor vehicle over the highways of this State for a period of 10 years from the date of his conviction, and, after the expiration of said period, he may make application to the Director of the Division of Motor Vehicles for a license to operate a motor vehicle, which application may be granted at the discretion of the director. A magistrate who imposes a term of imprisonment under this section may sentence the person so convicted either to the county jail or to the workhouse of the county wherein the offense was committed.

A person who has been convicted of a previous violation of this section need not be charged as a second offender in the complaint made against him in order to render him liable to the punishment imposed by this section on a second offender, but if the second offense occurs 10 or more years after the previous conviction the court may, in its discretion, suspend the sentence of imprisonment, impose a fine of not less than $300.00 nor more than $1,000.00 and place the person on probation.

2. This act shall take effect immediately.

Approved July 6, 1964.

CHAPTER 138

AN ACT concerning stock life insurance companies of this State, authorizing investments in the capital stock of any other life insurance company, and supplementing chapter 18 of Title 17 of the Revised Statutes.

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

C. 17:18-4.1. Investments in capital stock by stock life insurance companies.

1. Any stock life insurance company, organized under the laws of this State and authorized to transact business, may, without limitation on investments otherwise allowed by subtitle 3 of Title 17, purchase or acquire, hold, sell or transfer the capital stock of any other life insurance company, provided not less than the majority of such capital stock is purchased or acquired, and may pay therefor in cash or its equivalent or in its own capital stock, and may issue its capital stock in payment to the persons from whom the same may be purchased or acquired, or otherwise for the purpose of the purchase or acquisition, notwithstanding any other provision of subtitle 3 of Title 17. The stock so purchased or acquired shall constitute lawful payment for the capital stock issued to purchase or acquire it and any capital stock so issued shall be deemed a part of the capital of the issuing company. The company may exhibit the amount of capital so paid up in its advertisements. All proposed purchases and acquisitions authorized by this section shall be submitted to and approved or disapproved by the commissioner. In arriving at a determination, the commissioner shall take into consideration whether such proposed transactions are hazardous to the public or the policyholders. All decisions of the commissioner shall be subject to review by the

Superior Court in a proceeding in lieu of prerogative writ.

2. This act shall take effect immediately.

Approved July 8, 1964.

CHAPTER 139

AN ACT concerning the boundaries of the Passaic Valley Sewerage District, and amending section 58:14–1 of the Revised Statutes.

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

Section amended.

1. Section 58:14–1 of the Revised Statutes is amended to read as follows:

Passaic valley sewerage district; boundaries.

58:14–1. All that portion of Essex, Passaic, Bergen and Hudson counties, beginning in the center of Newark bay where the boundary line between the cities of Newark and Elizabeth meets the boundary line between the counties of Essex and Hudson; thence running westerly along the boundary line between the city of Newark and the city of Elizabeth, running up Bound creek to the boundary line between the township of Clinton and the city of Newark; thence running westerly between the boundary line of the city of Newark and the township of Clinton to the intersection of Clinton place and Hawthorne avenue; thence running southerly still along said boundary line to the center of Nye avenue; thence running westerly along said center of Nye avenue to a point one hundred feet easterly from Hobson street; thence running southerly parallel to Hobson street and one hundred feet easterly therefrom to a point two hundred feet northerly of Bragaw avenue; thence running westerly parallel with Bragaw avenue, and two hundred feet northerly therefrom, to a point half

way between Hobson street and Leslie street; thence running southerly half way between said streets to the center of Bragaw avenue; thence running westerly along the center of Bragaw avenue to a point half way between Wainwright street and Schley street; thence running northerly half way between said streets to a point three hundred feet northerly from Bragaw avenue; thence running westerly parallel to Bragaw avenue, and three hundred feet northerly therefrom, and in a westerly prolongation of said line, to a point half way between Schley street and Fabyan place; thence running northerly half way between Schley street and Fabyan place to the center of Nye avenue; thence running westerly along the center of Nye avenue to the boundary line between the city of Newark and the town of Irvington; thence running northerly along said boundary line between Newark and Irvington to a point one hundred feet south of Avon avenue; thence running easterly parallel to Avon avenue, and one hundred feet southerly therefrom, to a point half way between South Twentieth street and South Nineteenth street; thence running northerly half way between said streets to a point one hundred feet northerly of Woodland avenue; thence running easterly parallel to Woodland avenue and one hundred feet northerly therefrom, to a point half way between South Nineteenth street and South Eighteenth street; thence running northerly half way between said streets to a point one hundred feet southerly of Eighteenth avenue; thence running easterly parallel with said Eighteenth avenue, and one hundred feet southerly therefrom, to a point half way between Eighteenth street and Seventeenth street; thence running northerly half way between said streets to a point two hundred feet northerly from Eighteenth avenue; thence running easterly parallel to said Eighteenth avenue, and two hundred feet northerly therefrom, to a point one hundred feet easterly from Seventeenth street; thence running northerly parallel to Seventeenth street, and one hundred

feet easterly therefrom, to a point two hundred feet southerly from Fifteenth avenue; thence running parallel to Fifteenth avenue, and two hundred feet southerly therefrom, to a point half way between Sixteenth street and Fifteenth street; thence running northerly half way between Sixteenth street and Fifteenth street to a point on the northerly side of Fourteenth avenue; thence, running westerly to the boundary line between the town of Irvington and the city of Newark; thence, running northerly along said boundary line to a point where the boundary line turns westerly; thence westerly, then southerly, thence westerly, then southerly, following the boundary line between the town of Irvington and the city of Newark, until in line with the easterly side of Gladstone avenue; thence northerly following the easterly side of Gladstone avenue, until the center of South Orange avenue; thence westerly following the center line of South Orange avenue until the boundary line between the city of Newark and the city of East Orange; thence, running westerly still along said boundary line and South Orange avenue to an angle; thence running northerly still along said boundary line to another angle; thence running westerly still along said boundary line between the city of East Orange and the city of Newark and the boundary line between the city of East Orange and the village of South Orange to a point in the boundary line between the city of Orange and the village of South Orange; thence running westerly along said boundary line between the city of Orange and the village of South Orange to the boundary line of the town of West Orange; thence running northerly along the boundary line between the town of West Orange and the city of Orange to the boundary line of the town of Montclair; thence westerly along the boundary line between the town of West Orange and the town of Montclair to an angle; thence running northerly further along said boundary line between West Orange and Montclair to the boundary line of the borough of Verona; thence running northerly

along the boundary line between Verona and Montclair to the boundary line of the township of Little Falls; thence running easterly along the boundary line between the township of Little Falls and the town of Montclair to the boundary line of the city of Clifton; thence running northerly along the boundary line between the township of Little Falls and the city of Clifton to the southerly boundary line of the city of Paterson; thence northwesterly along the same to a point in the Passaic river where the said southerly boundary line of the city of Paterson would intersect the dividing line between the city of Paterson and Totowa borough; thence northwesterly along said dividing line to the northwesterly boundary line of the city of Paterson; thence running along the northwesterly boundary line of the city of Paterson to the boundary line between the borough of Haledon and the borough of Totowa; thence running along the southwesterly and westerly boundary line of the borough of Haledon to the boundary line between the borough of Haledon and the borough of North Haledon; thence running along the westerly, northerly and easterly boundaries of the property of the Missionary Society of the Salesian Sisters located in the borough of North Haledon to the northerly boundary line of the borough of Haledon; thence running along the northerly boundary line of the boroughs of Haledon and Prospect Park, to the boundary line between the borough of Prospect Park and the borough of Hawthorne; thence running southerly and southwesterly along the boundary line between the borough of Prospect Park and the borough of Hawthorne to the center of the Passaic river; thence along the center of said river to the northerly boundary line of the city of Garfield; thence easterly and southerly along the several courses of the boundary line of the city of Garfield to a point where said boundary line is intercepted by the northeasterly corner of the boundary line of the borough of Wallington; thence southerly along the easterly boundary line of the

borough of Wallington to Hoboken street on the boundary line between the boroughs of Wallington and East Rutherford; thence southeasterly along said line to a point where Hoboken street is intersected by Montross avenue; then southwesterly along the center of Montross avenue to the boundary line between the boroughs of East Rutherford and Rutherford; thence southwesterly along the center of Montross avenue to the center of Washington avenue; thence northwesterly along the center of Washington avenue to Prospect place; thence southwesterly along the center of Prospect place to Union avenue; thence southwesterly in prolongation of the line of the center of Prospect place and parallel to Carmita avenue to a point where said line would be intersected by the center line of Fairview avenue if prolonged northwesterly; thence southeasterly to the southeasterly side of Montross avenue; thence southeasterly along the center of Fairview avenue three hundred and fifty feet; thence southwesterly parallel to the center line of Montross avenue to the center line of Passaic avenue; thence southerly in a straight line to a point two hundred and fifty feet westerly from Mortimer avenue midway between Donaldson and Woodward avenues; thence southeasterly parallel to Donaldson avenue to the center of Mortimer avenue; thence southerly along the center of Mortimer avenue to the center of Park place; thence easterly along the center of Park place to the intersection of Park place and Wheaton place; thence southwesterly along the center of Wheaton avenue to the center line of Pierrepont avenue; thence southeasterly along the center of Pierrepont avenue to its intersection with the center line of Ridge avenue; thence southwesterly along said Ridge avenue to the center line of Woodland avenue; thence southeasterly along the center of Woodland avenue to the center line of Sylvan street; thence southwesterly along the center of Sylvan street to the center line of VanRiper avenue; thence southerly in a straight line to the intersection of

the center lines of Summit and Rutherford avenues in the boundary line between the borough of Rutherford and the township of Union; thence southwesterly in a straight line to the intersection of the center line of Cromwell and Kingsland avenues; thence southwesterly along the center line of Cromwell avenue to Jauncey avenue in the borough of North Arlington; thence still southwesterly along the center of Cromwell avenue to a point one hundred feet northerly of the Jersey City and Belleville turnpike; thence running southeasterly parallel with said turnpike, and one hundred feet northeasterly therefrom, to a point measuring southeasterly along said line five thousand feet southeasterly from its intersection with the center line of the New York and Greenwood Lake railroad; thence running southerly to a point in the Newark plank road, which point is one thousand eight hundred and fifty feet measuring easterly along said plank road, from the center of the draw on said road over the Passaic river; thence running southerly to a point on the Newark and New York railroad, which point is one thousand eight hundred and fifty feet, measuring easterly along said railroad, from the center of the draw over the Passaic river on said railroad; thence running southerly in a prolongation of said last described course to its intersection with the easterly boundary of the city of Newark in Newark bay; thence running southerly along said boundary of the city of Newark to the point of beginning, constituted a sewerage district under the name and title of Passaic Valley Sewerage District by the act entitled "An act to create a sewerage district to be called Passaic Valley Sewerage District," approved March 27, 1902 (L. 1902, c. 48, p. 190), as supplemented by the act approved April 14, 1914 (L. 1914, c. 160, p. 294), and by the act approved March 8, 1924 (L. 1924, c. 94, p. 184), hereinafter in this chapter designated as the "district," and the commission appointed thereunder, are continued, and it shall be entitled to all the authority and be subject to all the laws

of this State concerning sewerage districts so created.

2. This act shall take effect immediately.

Approved July 8, 1964.

CHAPTER 140

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

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

Section amended.

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

C. 54:4-2.29. Determination of fair value; presumption; rules and regulations.

5. The fair value of tangible personal property used in business shall be presumed to be the net book value thereof as shown by the books and records of the person assessed as of the listing date; provided that the Director of the Division of Taxation may promulgate uniform rules and regulations for the determination and reporting of costs, depreciation, and net book value of such property as he may find necessary to provide for fair and equal assessments, and such rules and regulations may include provisions for averaging in a group or composite accounts in the case of a taxpayer holding items of like property in more than one taxing district, where it is determined by the director that it is impracticable to report with respect to each item separately; and provided that so long as any depreciable property shall remain in use or be held for use its fair value shall be presumed to be not less than 20% of its original cost to the

person assessed as shown by his said books and records, unless otherwise provided in said uniform rules and regulations.

2. This act shall take effect immediately.

Approved July 8, 1964.

CHAPTER 141

AN ACT concerning assessment and taxation of tangible personal property used in business, amending sections 54:4–9, 54:4–11, and 54:3–17, and supplementing Title 54 of the Revised Statutes and chapter 51 of the laws of 1960.

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

1. Section 54:4–9 of the Revised Statutes is amended to read as follows: Section amended.

54:4–9. Tangible personal property used in business and subject to taxation in this State shall be assessed and taxed at its taxable value as defined by law, at the general tax rate of the taxing district wherein such property is found or for the tax years 1965 and 1966 at the "adjusted personalty tax rate for such district," determined as hereinafter provided, whichever tax rate is higher, for the use of such taxing district, in the manner provided by this article. The person lawfully assessed shall be personally liable for the payment of the tax so computed and assessed. Tangible personal property used in business; assessment and taxation; rate; place; liability for tax.

2. The adjusted personalty tax rate for each taxing district shall be determined as follows by the respective county boards of taxation: C. 54:4-9a. Determination of rate.

a. First, for the tax year 1965, for each taxing district there shall be derived a fraction in which 1963 business personal property taxes in the district are the numerator and in which all 1963 prop-

erty taxes in the district, real and personal, are the denominator. Second, the fraction so determined in each district shall be multiplied by the total property tax levy in the district for the tax year 1965. Third, the dollar figure so determined shall be divided by the 1965 total taxable value of business personal property in the district and the resulting dollar figure shall be the 1965 adjusted personalty tax rate expressed in mills per dollar of assessed value;

b. For the tax year 1966 first, there shall be derived a fraction calculated by multiplying the fraction derived in step first, above, by a fraction the numerator of which shall be the percentage of the fair value of all taxable property in the district which the fair value of taxable business personal property constitutes in the then current tax year, and the denominator of which shall be the percentage of the fair value of all taxable property in the district which the fair value of taxable business personal property constituted in the tax year 1965. Second, the fraction so determined shall be multiplied by the total property tax levy in the district for the then current tax year. Third, the dollar figure so determined shall be divided by the total taxable value of business personal property for the then current tax year, and the resulting dollar figure shall be the adjusted personalty tax rate expressed in mills per dollar of assessed value.

c. For purposes of the calculation of the fraction in step first in paragraph b. of this section, the fair value of all taxable property in the district shall be the aggregate true value of the real property, exclusive of class II railroad property, plus the aggregate fair value of machinery, implements and equipment, and all other personal property used in business, including farm machinery, farm livestock, crops, produce, and inventories (except inventories of raw materials, supplies and small tools) used in business.

d. If, in any taxing district, the "adjusted personalty tax rate for such district" shall be higher

than the property tax rate calculated for all taxable property in the district for the tax years 1965 or 1966, the tax rate to be applied to the taxable property other than tangible personal property used in business and tangible household personal property and personal effects, for such year, shall be calculated as follows:

First, the amount of the property tax levy to be derived from tangible personal property used in business, computed in accordance with step "second" of subsections (a) or (b) of section 2 above, shall be deducted from the total property tax levy in the district for the particular tax year involved. Second, the remainder so determined shall be divided by the total taxable value, for the particular tax year involved, of all taxable property other than tangible personal property used in business and tangible household personal property and personal effects. The resulting tax rate shall be deemed to be the general tax rate for the district for the particular tax year involved.

Section amended.

3. Section 54:4–11 of the Revised Statutes is amended to read as follows:

Taxable values of tangible personal property used in business; percentage levels.

54:4–11. The taxable values of tangible personal property used in business in each taxing district shall be at those percentage levels of the fair value thereof as are set forth in this section. The taxable value shall be determined as of January 1, 1964, which shall be the listing date with respect to taxes payable in the year 1965, and as of a listing date of January 1 annually thereafter, which date shall be the date as of which the assessment is made. The said levels shall be as follows:

(a) On all machinery, implements, equipment and all other personal property used in business, other than inventories, farm machinery, farm livestock, crops and produce, the level shall be 65% of the common level, determined as hereinafter provided, at which real property in the taxing district is assessed.

(b) On inventories, but inventories of raw materials, supplies and small tools shall not be taxable, the level shall be ¼ of such common level.

(c) On farm machinery, farm livestock, crops, other than exempted growing crops, and produce, the level shall be ¼ of the percentage level established for real property in the county, or the level applicable to inventories in the respective taxing district under subsection (b) hereof, whichever is lower.

The term "used in business" shall mean used in any activity, transaction or privilege engaged in, conducted or exercised for gain or profit, or held for such use.

For the purpose of this section "common level" shall mean the unweighted average ratio of assessed to true value of real property in the taxing district determined by the Director of the Division of Taxation as of October 1 of the year preceding the tax year, from data compiled for the purposes of chapter 86, laws of 1954 (N. J. S. A. 54:1–35.1 et seq.); provided, nevertheless, that such common level shall not exceed the percentage level, in effct in the tax year, for expressing the taxable value of real property in the county. On or before such October 1, the director shall mail to the secretary of each county board of taxation and to the assessor or board of assessors, and the municipal clerk of each municipality, a certified list setting forth the unweighted average assessment ratio determined by him for each taxing district.

In the year in which a taxing district shall have completed and put into operation a district-wide adjustment of real property taxable valuations to conform to the percentage level established for expressing the taxable value of real property in the county, and if a statement to such effect has been included by the assessor in the affidavit prescribed by section 54:4–36 of the Revised Statutes, the common level shall be presumed, subject to rebuttal, to be the same level as is established for the taxable value of real property in the county.

Section amended.

4. Section 54:3–17 of the Revised Statutes is amended to read as follows:

Ascertain ratio of assessments to value; equalization table; copies to assessor.

54:3–17. Each county board of taxation shall annually ascertain and determine, according to its best knowledge and information, the general ratio or percentage of true value at which the real property of each taxing district is in fact assessed according to the tax lists laid before the board. It shall prepare an equalization table showing, for each district, the following items:

(a) The percentage level established pursuant to law for expressing the taxable value of real property in the county;

(b) the aggregate assessed value of the real property, exclusive of class II railroad property;

(c) the ratio of aggregate assessed to aggregate true value of the real property, exclusive of class II railroad property;

(d) the aggregate true value of the real property, exclusive of class II railroad property;

(e) the amount by which the valuation in item (b) should be increased or decreased in order to correspond to item (d);

(f) the aggregate assessed value of machinery, implements and equipment and all other personal property used in business, other than inventories, farm machinery, farm livestock, crops and produce;

(g) the aggregate fair value of machinery, implements and equipment and all other personal property used in business, other than inventories, farm machinery, farm livestock, crops and produce;

(h) the aggregate equalized valuation of machinery, implements and equipment and all other personal property used in business, other than inventories, farm machinery, farm livestock, crops and produce, computed by multiplying the aggregate fair value thereof by 65%;

(i) the amount by which the valuation in item (f) should be increased or decreased in order to correspond to item (h);

(j) the aggregate assessed value of inventories (except inventories of raw materials, supplies and small tools) used in business;

(k) the aggregate fair value of inventories (except inventories of raw materials, supplies and small tools) used in business;

(l) the aggregate equalized valuation of inventories (except inventories of raw materials, supplies and small tools) used in business, computed by multiplying the aggregate fair value thereof by 25%;

(m) the amount by which the valuation in item (j) should be increased or decreased in order to correspond to item (l);

(n) the aggregate assessed value of farm machinery, farm livestock, crops and produce;

(o) the aggregate fair value of farm machinery, farm livestock, crops and produce;

(p) the aggregate equalized valuation of farm machinery, farm livestock, crops and produce, computed by multiplying the fair value thereof by 25%;

(q) the amount by which the valuation in item (n) should be increased or decreased to correspond to item (p);

(r) the total of the aggregate equalized valuation of machinery, implements and equipment and all other personal property used in business, other than inventories, farm machinery, farm livestock, crops and produce, computed by multiplying the aggregate fair value thereof by 65%, as set forth in item (h) above, plus the aggregate equalized valuation of inventories (except inventories of raw materials, supplies and small tools) used in business, computed by multiplying the aggregate fair value thereof by 25%, as set forth in item (l) above, plus the aggregate equalized valuation of farm machinery, farm livestock, crops and produce, computed by multiplying the fair value thereof by 25%, as set forth in item (p) above. A copy of the table shall be mailed to the assessor of each district, and to the Division of Taxation, and be posted at the courthouse, at least 1 week before the hearings provided for in section 54:3–18 of this Title.

C. 54:4-9b. Basis for assessment.

5. Assessment of tangible personal property used in business as reflected in tax bills for each

of the first and second quarterly installments payable in the tax year 1965 shall be based upon ¼ of such tax levied for the entire tax year 1964 and the amount payable for the third and fourth quarterly installments shall be the full tax levied for the tax year 1965, less the amount charged for the first and second installments; the amount thus found to be payable as the last 2 installments shall be divided equally for and as each installment with an appropriate discount if the total of the first and second installments exceeds ½ of the total tax levied for the year.

C. 54:4-9c. Matters subject to article 6, chapter 4, Title 54.

6. Calculations and determinations made pursuant to this act shall be subject to completion, correction and review in accordance with article 6 of chapter 4 of Title 54 of the Revised Statutes.

C. 54:4-9d. Report by Division of Taxation.

7. The Director of the Division of Taxation shall compile and publish and distribute a report, in such form and detail as he shall prescribe, indicating real and personal property taxes levied and collected throughout all taxing districts for the tax year 1963 and each year thereafter which shall be used by county boards of taxation and other officials in determining and reviewing adjusted personalty tax rates.

C. 54:4-9e. Rules and regulations.

8. The Director of the Division of Taxation shall by rule and regulation prescribe procedures and forms to implement the provisions of this amendatory and supplementary act.

C. 54:4-9f. Acts superseded.

9. All acts and parts of acts and rules and regulations issued thereunder inconsistent in whole or part with the provisions of this act are to such extent superseded.

Note: Provisions held inoperative.

10. If any part or provision of this amendatory and supplementary act shall be declared unconstitutional or held invalid, all the amendatory and supplementary provisions of this act and rules and regulations issued pursuant thereto shall be inoperative.

11. This act shall take effect immediately.

Approved July 8, 1964.

CHAPTER 142

AN ACT authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of $40,100,000.00 for public higher education facilities; providing the ways and means to pay the interest of said debt, not to exceed in the aggregate the sum of $27,060,000.00, and also to pay and discharge the principal thereof; and providing for the submission of this act to the people at a general election.

Preamble. WHEREAS, The report of the Joint Legislative Committee to Study Capital Needs and Related Matters in the Field of Public Higher Education established pursuant to Assembly Concurrent Resolution No. 8 of 1964, submitted in May, 1964, recommended proposals for capital expenditure for higher education for all qualified youth; and

Preamble. WHEREAS, The following is a recapitulation of the proposals for capital expenditure recommended by said committee:

State Colleges:

Glassboro	$3,400,000 00	
Jersey City ..	3,300,000 00	
Montclair	2,850,000 00	
Newark	4,100,000 00	
Paterson	3,100,000 00	
Trenton	1,650,000 00	
Total		$18,400,000 00

Rutgers, The State University:		
At Camp Kilmer	$9,982,500 00	
At Camden ..	2,979,000 00	
At Newark ...	3,763,000 00	
At New Brunswick	2,344,500 00	
Total		$19,069,000 00
Newark College of Engineering		2,631,000 00
Grand Total		$40,100,000 00

WHEREAS, Said allocation of funds to Rutgers, The State University, for use at Camp Kilmer is made in contemplation of the approval of the grant of lands and buildings at Camp Kilmer by the Federal Government and of the provision of aditional funds from borrowings of $6,400,000.00 on the part of the State University for said purpose; and Preamble.

WHEREAS, The allocation of funds to Rutgers, The State University, for use at Camden and Newark is made in contemplation of the provision of additional funds through Federal grants under the Higher Educational Facilities Act of 1963 or by borrowings by the State University. Preamble.

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

1. This act shall be known and may be cited as the "Higher Education Construction Bond Act (1964)." Higher Education Construction Bond Act.

2. The Legislature hereby finds and determines as a fact that there is a need for additional capital expenditures to provide for higher education of all qualified youth of the State and the furtherance of the policy of the State to insure equality of opportunity in the field of higher education. Legislature findings.

Bonds authorized.

3. Bonds of the State of New Jersey in the sum of $40,100,000.00 are hereby authorized for capital expenditure for Rutgers, The State University, the State Colleges and the Newark College of Engineering.

The said capital expenditure shall be for buildings and for construction, reconstruction, development, extension and improvement and for equipment and facilities of the said institutions of higher education and shall proceed pursuant to appropriations thereof in the manner hereinafter provided.

Title of bonds; maturity.

4. Said bonds shall be serial bonds and known as "State Higher Education Construction Bonds of 1964" and, as to each series, the last installment thereof (subject to redemption prior to maturity) shall mature and be paid not later than 30 years from the effective date of this act.

Issuance of bonds.

5. Said bonds shall be issued from time to time as money is required for the purpose aforesaid, as the issuing officials herein named shall determine.

Persons authorized to carry out provisions of act.

6. The Governor, State Treasurer and Comptroller of the Treasury or any 2 of such officials (hereinafter referred to as "the issuing officials"), are hereby authorized to carry out the provisions of this act relating to the issuance of said bonds, and shall determine all matters in connection therewith subject to provisions hereof. In case any of said officials shall be absent from the State or incapable of acting for any reason, his powers and duties shall be exercised and performed by such person as shall be authorized by law to act in his place as a State official.

Payment of bonds.

7. Bonds issued in accordance with the provisions of this act shall be a direct obligation of the State of New Jersey and the faith and credit of the State is pledged for the payment of the interest thereon, not exceeding in the aggregate the sum of $27,060,000.00, as same shall become due and the payment of the principal at maturity. The principal and interest of such bonds shall be exempt from taxation by the State or by any county, municipality or other taxing district of the State.

Signatures on bonds.

8. Said bonds shall be signed in the name of the State by the Governor or by his facsimile signature, under the great Seal of the State, and attested by the Secretary of State, or an assistant Secretary of State, and shall be countersigned by the facsimile signature of the Comptroller of the Treasury. Interest coupons attached to said bonds shall be signed by the facsimile signature of the Comptroller of the Treasury. Such bonds may be issued notwithstanding that any of the officials signing them or whose facsimile signatures appear on the bonds or coupons shall cease to hold office at the time of such issue or at the time of the delivery of such bonds to the purchaser.

Purpose.

9. (a) Such bonds shall recite that they are issued for the purpose set forth in section 3 of this act and that they are issued in pursuance of this act and that this act was submitted to the people of the State at the general election held in the month of November, 1964, and that it received the sanction of the majority of the votes cast for and against it at such election. Such recital in said bonds shall be conclusive evidence of the authority of the State to issue said bonds and of their validity. Any bonds containing such recital shall in any suit, action or proceeding involving their validity be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith and with all other provisions of statutes applicable thereto, and shall be incontestable for any cause.

(b) Such bonds shall be issued in such denominations and in such form or forms, whether coupon or registered as to both principal and interest, as may be determined by the issuing officials.

(c) Whenever such bonds shall have been issued as coupon bonds, whether so issued originally or at the request of a holder thereof subsequent to the original issue, such bonds, or any of them, may be reissued by the issuing officials at the request of a holder as registered bonds, and all registered bonds, whether so issued originally or at the re-

quest of the holder subsequent to the original issue, may be reissued by the issuing officials, at the request of a holder, as coupon bonds.

Subsequent issues.

10. When bonds are issued from time to time, the bonds of each issue shall constitute a separate series to be designated by the issuing officials. Each series of bonds shall bear such rate or rates of interest, not exceeding 4% per annum, as may be determined by the issuing officials, which interest shall be payable semiannually; provided, that the first and last interest periods may be longer or shorter, in order that intervening semiannual payments may be at convenient dates.

Issuance and sale terms.

11. Said bonds shall be issued and sold at not less than par and accrued interest, under such terms, conditions, and regulations as the issuing officials may prescribe, after notice of said sale, published at least 3 times (the first notice shall be at least 7 days prior to the day of bidding) in at least 3 newspapers published in the State of New Jersey, and in a publication carrying municipal bond notices and devoted primarily to financial news, published in the city of New York or in New Jersey. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection or of failure to receive any acceptable bid, the issuing officials are authorized to sell said bonds at private sale. The issuing officials may sell all or a part of the bonds of any series as issued to any State fund or to the Federal Government or any agency thereof, at private sale, without advertisement.

Temporary bonds.

12. Until permanent bonds can be prepared, the issuing officials may, in their discretion, issue in lieu of such permanent bonds temporary bonds in such form and with such privileges as to registration and exchange for permanent bonds as may be determined by the issuing officials.

Proceeds; separate fund.

13. The proceeds from the sale of the bonds, exclusive of accrued interest and premiums, and all interest on deposits received from depositories,

shall be held by the State Treasurer in a separate fund and deposited in such depositories as may be selected by him to the credit of the fund, which fund shall be known as the "1964 Higher Education Construction Fund." All accrued interest and premiums from the sale of bonds except as provided in section 16 hereof, together with interest received from depositories of such funds, shall be held by the State Treasurer to the credit of said 1964 Higher Education Construction Fund.

Money provided for specific schools.

14. The moneys in the said 1964 Higher Education Construction Fund are hereby specifically dedicated to providing for Rutgers, The State University, the State Colleges and the Newark College of Engineering, buildings, their construction, reconstruction, development, extension, improvement, equipment and facilities, and for the acquisition of land; provided, however, that as to any dormitories so provided, they shall be self-liquidating as far as practicable. No moneys from the said 1964 Higher Education Construction Fund shall be expended except in accordance with appropriations, from said fund, made by law.

At any time prior to the issuance and sale of bonds under this act, the State Treasurer is hereby authorized to transfer from any available money in the Treasury of this State to the credit of the 1964 Higher Education Construction Fund such sum as may be deemed necessary for the purposes of this act by the State House Commission, which said sum so transferred shall be returned to the Treasury of this State by the Treasurer thereof from the proceeds of the sale of the first issue of bonds. Pending their application to the purposes provided in this act, moneys in the 1964 Higher Education Construction Fund may be invested and reinvested as other trust funds in the custody of the State Treasurer in the manner provided by law.

Procedure regarding bonds mutilated or destroyed.

15. In case any coupon bonds and coupons thereunto appertaining or any registered bond shall become mutilated or destroyed, a new bond shall be executed and delivered of like tenor, in substitution

for the mutilated or destroyed bonds or coupons, upon the owner furnishing to the issuing officials evidence satisfactory to them of such mutilation or destruction and also such security and indemnity as the issuing officials may require.

Payment of expenses incurred.

16. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of this act shall be paid from accrued interest and premiums from the sale of bonds or if these funds be insufficient, from the proceeds of the sale of bonds, by the State Treasurer upon warrant of the Comptroller of the Treasury, in the same manner as other obligations of the State are paid.

Maturity of bonds.

17. Bonds of each series issued hereunder shall mature in installments commencing not later than the fifth year and ending not later than the fifteenth year from the date of issue of such series, and in such amounts as shall be determined by the issuing officials, but the issuing officials may reserve to the State by appropriate provision in the bonds of any series the power of election by resolution or resolutions of the issuing officials to call for redemption at par and accrued interest to date of redemption, and to redeem on any interest payment date beginning in a stated year, as a whole or in part in the inverse order of their numbers, bonds of that series prior to their maturity, upon notice by publication, at least once, at least 60 days prior to the date fixed for redemption, in a newspaper published in the city of Trenton, and in a publication carrying municipal bond notices and devoted primarily to financial news, published in New York City or in New Jersey. On and after the date of redemption so fixed, interest on bonds so called for redemption shall cease to accrue.

Appropriation.

18. To provide funds to meet the interest and principal payment requirements for the bonds issued under this act and outstanding, there is hereby appropriated in the order following:

(a) Revenue derived from the tax imposed upon the transfer of property, real and personal, taxable under chapter 34 of Title 54 of the Revised Statutes, as amended and supplemented, or so much thereof as may be required.

(b) If in any year or at any time funds, as hereinabove appropriated necessary to meet interest and principal payments upon outstanding bonds issued under this act, be insufficient or not available, then and in that case there shall be assessed, levied and collected annually in each of the municipalities of the counties of this State a tax on real and personal property upon which municipal taxes are or shall be assessed, levied and collected, sufficient to meet the interest on all outstanding bonds issued hereunder and on such bonds as it is proposed to issue under this act in the calendar year in which such tax is to be raised and for the payment of bonds falling due in the year following the year for which the tax is levied. The tax thus imposed shall be assessed, levied and collected in the same manner and at the same time as other taxes upon real and personal property are assessed, levied and collected. The governing body of each municipality shall cause to be paid to the county treasurer of the county in which such municipality is located, on or before December 15 in each year, the amount of tax herein directed to be assessed and levied, and the county treasurer shall pay the amount of said tax to the State Treasurer on or before December 20 in each year.

If on or before December 31 in any year the issuing officials shall determine that there are moneys in the General State Fund beyond the needs of the State, sufficient to meet the principal of bonds falling due and all interest payable in the ensuing calendar year, then and in that event such issuing officials shall by resolution so find and shall file the same in the office of the State Treasurer, whereupon the State Treasurer shall transfer such moneys to a separate fund to be designated by him, and shall pay the principal and interest out of said

fund as the same shall become due and payable, and the other sources of payment of said principal and interest provided for in this section shall not then be available, and the receipts for said year from inheritance taxes above referred to shall thereupon be considered as part of the General State Fund, available for general purposes.

Procedure regarding insufficiency of funds.

19. Should the State Treasurer by December 31 of any year deem it necessary, because of insufficiency of funds to be collected from the sources of revenues as hereinabove provided, to meet the interest and principal payments for the year after the ensuing year, then the treasurer shall certify to the Comptroller of the Treasury the amount necessary to be raised by taxation for such purposes, the same to be assessed, levied and collected for and in the ensuing calendar year. In such case the Comptroller of the Treasury shall, on or before March 1 following, calculate the amount in dollars to be assessed, levied and collected as herein set forth in each county. Such calculation shall be based upon the corrected assessed valuation of such county for the year preceding the year in which such tax is to be assessed, but such tax shall be assessed, levied and collected upon the assessed valuation of the year in which the tax is assessed and levied. The Comptroller of the Treasury shall certify said amount to the county board of taxation and the county treasurer of each county. The said county board of taxation shall include the proper amount in the current tax levy of the several taxing districts of the county in proportion to the ratables as ascertained for the current year.

Contents of act; printed on ballots; advertised in newspapers.

20. For the purpose of complying with the provisions of the State Constitution this act shall, at the general election to be held in the month of November, 1964, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect, and at least 15 days prior to the said election, to cause this act to be published in at least 10 newspapers published in

the State and shall notify the clerk of each county of this State of the passage of this act, and the said clerks respectively shall cause to be printed on each of the said ballots, the following:

If you approve the act entitled below, make a cross ×, plus +, or check √ mark in the square opposite the word "Yes."

If you disapprove the act entitled below, make a cross ×, plus +, or check √ mark in the square opposite the word "No."

If voting machines are used, a vote of "Yes" or "No" shall be equivalent to such markings respectively.

	Yes.	COLLEGE BOND ISSUE. Shall the act entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of $40,100,000.00 for public higher education facilities; providing the ways and means to pay the interest of said debt, not to exceed in the aggregate the sum of $27,060,000.00, and also to pay and discharge the principal thereof; and providing for the submission of this act to the people at a general election," be approved?
	No.	

The fact and date of the approval or passage of this act, as the case may be, shall be inserted in the appropriate place after the title in said ballot. No other requirement of law of any kind or character as to notice or procedure except as herein provided need be adhered to.

The said votes so cast for and against the approval of this act, by ballot or voting machine, shall be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the approval or disapproval of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such an election in favor of the approval of this act, then all the provisions of this act not made effective theretofore shall take effect forthwith.

Effective dates.

21. This section and section 20 of this act shall take effect immediately and the remainder of the act shall take effect as and when provided in the preceding section.

Approved July 13, 1964.

CHAPTER 143

AN ACT to amend "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of $40,100,000.00 for public higher education facilities; providing the ways and means to pay the interest of said debt, not to exceed in the aggregate the sum of $27,060,000.00, and also to pay and discharge the principal thereof; and providing for the submission of this act to the people at a general election."

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

Section amended.

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

Bonds authorized.

3. Bonds of the State of New Jersey in the sum of $40,100,000.00 are hereby authorized for capital expenditure for Rutgers, The State University, the State Colleges and the Newark College of Engineering.

The said capital expenditure shall be for buildings and for construction, reconstruction, development, extension and improvement and for equipment and facilities and for acquisition of land for said institutions of higher education and shall proceed pursuant to appropriations provided by law.

Section amended.

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

State Higher Education Construction Bonds of 1964.

4. Said bonds shall be serial bonds and known as "State Higher Education Construction Bonds of 1964" and, as to each series, the last installment thereof (subject to redemption prior to maturity) shall mature and be paid not later than 30 years from the date of issuance of such series, but may be issued in whole or in part for a shorter term.

Section amended.

3. Section 9 of the act of which this act is amendatory is amended to read as follows:

Purpose.

9. (a) Such bonds shall recite that they are issued for the purpose set forth in section 3 of this act and that they are issued in pursuance of this act and that this act was submitted to the people of the State at the general election held in the month of November, 1964, and that it was approved by a majority of the legally qualified voters of the State voting thereon at such election. Such recital in said bonds shall be conclusive evidence of the authority of the State to issue said bonds and of their validity. Any bonds containing such recital shall in any suit, action or proceeding involving their validity be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith and with all other provisions of statutes applicable thereto, and shall be incontestable for any cause.

(b) Such bonds shall be issued in such denominations and in such form or forms, whether coupon or registered as to both principal and interest and

with or without such provisions for interchangeability thereof as may be determined by the issuing officials.

Section amended.

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

Separate fund.

13. The proceeds from the sale of the bonds shall be paid to the State Treasurer and be held by him in a separate fund, and be deposited in such depositories as may be selected by him to the credit of the fund, which fund shall be known as the "1964 Higher Education Construction Fund."

Section amended.

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

Money provided for specific schools.

14. The moneys in the said 1964 Higher Education Construction Fund are hereby specifically dedicated to providing for Rutgers, The State University, the State Colleges and the Newark College of Engineering, buildings, their construction, reconstruction, development, extension, improvement, equipment and facilities, and for the acquisition of land; provided, however, that as to any dormitories so provided, they shall be self-liquidating as far as practicable. No moneys from the said 1964 Higher Education Construction Fund shall be expended except in accordance with appropriations, from said fund, made by law.

At any time prior to the issuance and sale of bonds under this act, the State Treasurer is hereby authorized to transfer from any available money in the treasury of the State to the credit of said fund such sum as may be deemed necessary for the purposes of this act by the State House Commission, which said sum so transferred shall be returned to the treasury of this State by the treasurer thereof from the proceeds of the sale of the first issue of bonds. Pending their application to the purposes provided in this act, moneys in said fund may be invested and reinvested as other trust funds in the custody of the State Treasurer in the manner provided by law. All earnings received from the investment or deposit of such funds shall be paid into the General Treasury and become a part of the General State Fund.

6. Section 16 of the act of which this act is amendatory is amended to read as follows: Section amended.

16. Accrued interest received upon the sale of said bonds shall be applied to the discharge of a like amount of interest upon said bonds when due. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of this act shall be paid from the proceeds of the sale of bonds, by the State Treasurer upon warrant of the Comptroller of the Treasury, in the same manner as other obligations of the State are paid. Payment of expenses out of accrued interest.

7. Section 17 of the act of which this act is amendatory is amended to read as follows: Section amended.

17. Bonds of each series issued hereunder shall mature in installments commencing not later than the fifth year and ending not later than the thirtieth year from the date of issue of such series, and in such amounts as shall be determined by the issuing officials, but the issuing officials may reserve to the State by appropriate provision in the bonds of any series the power to redeem all or any of such bonds prior to maturity at such price or prices and upon such terms and conditions as may be provided in such bonds. Maturity of bonds.

The issuing officials may at any time and from time to time issue refunding bonds for the purpose of refunding in whole or in part an equal principal amount of the bonds of any series issued and outstanding hereunder, which by their terms are subject to redemption prior to maturity, provided such refunding bonds shall mature at any time or times not later than the latest maturity date of such series, and the aggregate amount of interest to be paid on the refunding bonds, plus the premium, if any, to be paid on the bonds refunded, shall not exceed the aggregate amount of interest that would be paid on the bonds refunded if such bonds were not so refunded. Refunding bonds shall constitute direct obligations of the State of New Jersey, and the faith and credit of the State are pledged for the

payment of the principal thereof and the interest thereon. The proceeds received from the sale of refunding bonds shall be held in trust and applied to the payment of the bonds refunded thereby. Refunding bonds shall be entitled to all the benefits of this act and subject to all its limitations except as to the maturities thereof and to the extent herein otherwise expressly provided.

Date effective.

8. This act shall take effect immediately but shall remain inoperative until Senate Bill No. 371 (1964) shall be enacted into law.

Approved July 13, 1964.

CHAPTER 144

AN ACT authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of $50,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt, not to exceed in the aggregate the sum of $31,011,000.00, and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election.

Preamble.

WHEREAS, The Legislature hereby finds and determines as a fact that the requirements of the Department of Institutions and Agencies for the purposes set forth in this act have not been satisfied by the $40,000,000.00 bond issue of 1961 and

that these requirements can best be achieved through the authorization of the bond issue provided for herein; therefore

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

New Jersey Institutions Construction Bond Law 1964.

1. This act shall be cited as the "New Jersey Institutions Construction Bond Law (1964)."

Bonds authorized.

2. Bonds of the State of New Jersey in the sum of $50,000,000.00 are hereby authorized for State institutional buildings, their construction, reconstruction, development, extension, improvement, equipment and facilities; for health and welfare uses, as follows: for the construction, reconstruction, development, extension, improvement and equipment of State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutions and the appurtenances thereto, and for acquisition of land for said purposes, if necessary.

Such construction, reconstruction, development, extension and improvement, and such acquisition of equipment and facilities, shall proceed pursuant to appropriations provided by law.

Title of bonds; maturity.

3. Said bonds shall be serial bonds and known as "New Jersey Institutions Construction Bonds (1964)" and, as to each series, the last installment thereof (subject to redemption prior to maturity) shall mature and be paid not later than 30 years from the date of issuance of such series, but may be issued in whole or in part for a shorter term.

Subsequent bond issues.

4. Said bonds shall be issued from time to time as money is required for the purpose aforesaid, as the issuing officials herein named shall determine.

Persons authorized to carry out provisions of act.

5. The Governor, State Treasurer and Comptroller of the Treasury or any 2 of such officials (hereinafter referred to as "the issuing officials") are hereby authorized to carry out the provisions of this act relating to the issuance of said bonds, and shall determine all matters in connection therewith subject to provisions hereof. In case any of said officials shall be absent from the State or incapable of acting for any reason, his powers and

duties shall be exercised and performed by such person as shall be authorized by law to act in his place as a State official.

Payment of bonds.

6. Bonds, issued in accordance with the provisions of this act shall be a direct obligation of the State of New Jersey and the faith and credit of the State are pledged for the payment of the interest thereon as same shall become due and the payment of the principal at maturity. The principal and interest of such bonds shall be exempt from taxation by the State or by any county, municipality or other taxing district of the State.

Signatures on bonds.

7. Said bonds shall be signed in the name of the State by the Governor or by his facsimile signature, under the great seal of the State, and attested by the Secretary of State, or an assistant Secretary of State, and shall be countersigned by the facsimile signature of the Comptroller of the Treasury. Interest coupons attached to said bonds shall be signed by the facsimile signature of the Comptroller of the Treasury. Such bonds may be issued notwithstanding that any of the officials signing them or whose facsimile signatures appear on the bonds or coupons shall cease to hold office at the time of such issue or at the time of the delivery of such bonds to the purchaser.

Purpose.

8. (a) Such bonds shall recite that they are issued for the purpose set forth in section 2 of this act and that they are issued in pursuance of this act and that this act was submitted to the people of the State at the general election held in the month of November, 1964, and that it was approved by a majority of the legally qualified voters of the State voting thereon at such election. Such recital in said bonds shall be conclusive evidence of the authority of the State to issue said bonds and of their validity. Any bonds containing such recital shall in any suit, action or proceeding involving their validity be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith and with all other provisions of statutes ap-

plicable thereto, and shall be incontestable for any cause.

(b) Such bonds shall be issued in such denominations and in such form or forms, whether coupon or registered as to both principal and interest and with or without such provisions for interchangeability thereof as may be determined by the issuing officials.

Subsequent issues.

9. When the bonds are issued from time to time, the bonds, of each issue shall constitute a separate series to be designated by the issuing officials. Each series of bonds shall bear such rate or rates of interest, that the aggregate amount of interest payable over the life of such series, less the premium, if any, received upon the sale thereof, shall not exceed an amount equal to 4% per annum computed over the life of such series, as may be determined by the issuing officials, which interest shall be payable semiannually; provided, that the first and last interest periods may be longer or shorter, in order that intervening semiannual payments may be at convenient dates.

Issuance and sale terms.

10. Said bonds shall be issued and sold at such price not less than the par value thereof and accrued interest thereon, and under such terms, conditions, and regulations as the issuing officials may prescribe, after notice of said sale, published at least 3 times in at least 3 newspapers published in the State of New Jersey, and at least once in a publication carrying municipal bond notices and devoted primarily to financial news, published in the city of New York or in New Jersey, the first notice to be at least 7 days prior to the day of bidding. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection or of failure to receive any acceptable bid, the issuing officials, at any time within 60 days from the date of such advertised sale, may sell such bonds at private sale upon terms not less favorable to the State than the terms offered by any rejected bid. The issuing officials

may sell all or part of the bonds of any series as issued to any State fund or to the Federal Government or any agency thereof, at private sale, without advertisement.

Temporary bonds.

11. Until permanent bonds can be prepared, the isuing officials may, in their discretion, issue in lieu of such permanent bonds temporary bonds in such form and with such privileges as to registration and exchange for permanent bonds as may be determined by the issuing officials.

Proceeds; separate fund.

12. The proceeds from the sale of the bonds shall be paid to the State Treasurer and be held by him in a separate fund, and be deposited in such depositories as may be selected by him to the credit of the fund, which fund shall be known as the "State 1964 Institution Construction Fund."

Moneys provided for specific institutions.

13. The moneys in the said State 1964 Institutions Construction Fund are hereby specifically dedicated to providing for State institutional buildings, their construction, reconstruction, development, extension, improvement, equipment and facilities, for health and welfare uses, as follows: for the construction, reconstruction, development, extension, improvement and equipment of State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutions, and the appurtenances thereto, and for the acquisition of land, and no moneys from the said fund shall be expended except in accordance with appropriations from said fund, made by law.

At any time prior to the issuance and sale of bonds under this act the State Treasurer is hereby authorized to transfer from any available money in the treasury of the State to the credit of said fund such sum as may be deemed necessary for the purposes of this act by the State House Commission, which said sum so transferred shall be returned to the treasury of this State by the treasurer thereof from the proceeds of the sale of the first issue of bonds.

Pending their application to the purposes provided in this act, moneys in said fund may be in-

vested and reinvested as other trust funds in the custody of the State Treasurer in the manner provided by law. All earnings received from the investment or deposit of such funds shall be paid into the General Treasury and become a part of the General State Fund.

Procedure regarding bonds mutilated or destroyed.

14. In case any coupon bonds and coupons thereunto appertaining or any registered bond shall become lost, mutilated or destroyed, a new bond shall be executed and delivered of like tenor, in substitution for the lost, mutilated or destroyed bonds or coupons, upon the owner furnishing to the issuing officials evidence satisfactory to them of such loss, mutilation or destruction and also such security and indemnity as the issuing officials may require.

Payment of expenses incurred.

15. Accrued interest received upon the sale of said bonds shall be applied to the discharge of a like amount of interest upon said bonds when due. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of this act shall be paid from the proceeds of the sale of said bonds, by the State Treasurer upon warrant of the Comptroller of the Treasury, in the same manner as other obligations of the State are paid.

Maturity of bonds.

16. Bonds of each series issued hereunder shall mature in installments commencing not later than the fifth year and ending not later than the thirtieth year from the date of issue of such series, and in such amounts as shall be determined by the issuing officials, but the issuing officials may reserve to the State by appropriate provision in the bonds of any series the power to redeem all or any of such bonds prior to maturity at such price or prices and upon such terms and conditions as may be provided in such bonds.

Refunding bonds.

17. The issuing officials may at any time and from time to time issue refunding bonds for the purpose of refunding in whole or in part an equal principal amount of the bonds of any series issued

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and outstanding hereunder, which by their terms are subject to redemption prior to maturity, provided such refunding bonds shall mature at any time or times not later than the latest maturity date of such series, and the aggregate amount of interest to be paid on the refunding bonds, plus the premium, if any, to be paid on the bonds refunded, shall not exceed the aggregate amount of interest that would be paid on the bonds refunded if such bonds were not so refunded. Refunding bonds shall constitute direct obligations of the State of New Jersey, and the faith and credit of the State are pledged for the payment of the principal thereof and the interest thereon. The proceeds received from the sale of refunding bonds shall be held in trust and applied to the payment of the bonds refunded thereby. Refunding bonds shall be entitled to all the benefits of this act and subject to all its limitations except as to the maturities thereof and to the extent herein otherwise expressly provided.

Appropriation.

18. To provide funds to meet the interest and principal payment requirements for the bonds issued under this act and outstanding, there is hereby appropriated in the order following:

(a) Revenues derived from the tax collected under and by virtue of the provisions of the Alcoholic Beverage Tax Law, Subtitle 8, "Alcoholic Beverage Tax" of Title 54, "Taxation" of the Revised Statutes as amended and supplemented, or so much thereof as may be required.

(b) If in any year or at any time funds, as hereinabove appropriated, necessary to meet interest and principal payments upon outstanding bonds issued under this act, be insufficient or not available, then and in that case there shall be assessed, levied and collected annually in each of the municipalities of the counties of this State a tax on real and personal property upon which municipal taxes are or shall be assessed, levied and collected, sufficient to meet the interest on all outstanding bonds issued hereunder and on such bonds as it is proposed to issue under this act in the calendar

year in which such tax is to be raised and for the payment of bonds falling due in the year following the year for which the tax is levied. The tax thus imposed shall be assessed, levied and collected in the same manner and at the same time as other taxes upon real and personal property are assessed, levied and collected. The governing body of each municipality shall cause to be paid to the county treasurer of the county in which such municipality is located, on or before December 15 in each year, the amount of tax herein directed to be assessed and levied, and the county treasurer shall pay the amount of said tax to the State Treasurer on or before December 20 in each year.

If on or before December 31 in any year the issuing officials shall determine that there are moneys in the General State Fund beyond the needs of the State, sufficient to meet the principal of bonds falling due and all interest payable in the ensuing calendar year, then and in that event such issuing officials shall by resolution so find and shall file the same in the office of the State Treasurer, whereupon the State Treasurer shall transfer such moneys to a separate fund to be designated by him, and shall pay the principal and interest out of said fund as the same shall become due and payable, and the other sources of payment of said principal and interest provided for in this section shall not then be available, and the receipts for said year from alcoholic beverage taxes above referred to shall thereupon be considered as part of the General State Fund, available for general purposes.

Procedure regarding insufficiency of funds.

19. Should the State Treasurer by December 31 of any year deem it necessary, because of insufficiency of funds to be collected from the sources of revenues as hereinabove provided, to meet the interest and principal payments for the year after the ensuing year, then the treasurer shall certify to the Comptroller of the Treasury the amount necessary to be raised by taxation for such purposes, the same to be assessed, levied and collected for and in the ensuing calendar year. In such

case the Comptroller of the Treasury shall, on or before March 1 following, calculate the amount in dollars to be assessed, levied and collected as herein set forth in each county. Such calculation shall be based upon the corrected assessed valuation of such county for the year preceding the year in which such tax is to be assessed, but such tax shall be assessed, levied and collected upon the asssessed valuation of the year in which the tax is assessed and levied. The Comptroller of the Treasury shall certify said amount to the county board of taxation and the county treasurer of each county. The said county board of taxation shall include the proper amount in the current tax levy of the several taxing districts of the county in proportion to the ratables as ascertained for the current year.

Appropriation to defray administrative and advertising costs.

20. There is hereby appropriated to the Department of State the sum of $5,000.00 to defray advertising and administrative costs to be incurred in the performance of the duties provided to be performed by it under this act.

Contents of act printed on ballot.

21. For the purpose of complying with the provisions of the State Constitution this act shall, at the general election to be held in the month of November, 1964, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect, and at least 15 days prior to the said election, to cause this act to be published in at least 10 newspapers published in the State and shall notify the clerk of each county of this State of the passage of this act, and the said clerks respectively shall cause to be printed on each of the said ballots, the following:

If you approve the act entitled below, make a cross $\times$, plus $+$, or check $\surd$ in the square opposite the word "Yes."

If you disapprove the act entitled below, make a cross $\times$, plus $+$, or $\surd$ mark in the square opposite the word "No."

If voting machines are used, a vote of "Yes" or "No" shall be equivalent to such markings respectively.

	Yes.	NEW JERSEY INSTITUTIONS CONSTRUCTION BOND ISSUE Shall the act entitled "An act authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of $50,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt, not to exceed in the aggregate the sum of $31,011,000.00, and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election," be approved?
	No.	

The fact and date of the approval or passage of this act, as the case may be, may be inserted in the appropriate place after the title in said ballot. No other requirements of law of any kind or character as to notice or procedure except as herein provided need be adhered to.

The said votes so cast for and against the approval of this act, by ballot or voting machine, shall

be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the approval or disapproval of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such an election in favor of the approval of this act, then all the provisions of this act shall take effect forthwith.

Effective dates.

22. This section and sections 20 and 21 of this act shall take effect immediately and the remainder of the act shall take effect as and when provided in the preceding section.

Approved July 13, 1964.

CHAPTER 145

AN ACT concerning leave of absence from public employment, and amending section 38:23–2 of the Revised Statutes.

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

Section amended.

1. Section 38:23–2 of the Revised Statutes is amended to read as follows:

Leave of absence to attend state or national conventions.

38:23–2. The head of every public department and of every court of this State, every superintendent or foreman on the public works of this State, the heads of the county offices of the several counties and the head of every department, bureau and office in the government of the various municipalities, shall give a leave of absence with pay to every person in the service of the State, county or municipality who is a duly authorized representative of the Grand Army of the Republic, United

Spanish-American War Veterans, Disabled American Veterans of the World War, Veterans of Foreign Wars, Ladies Auxiliaries of Veterans of Foreign Wars, Ladies Auxiliary, Veterans of World War I of the U. S. A., American Gold Star Mothers, Indian War Veterans, American Legion, American Legion Auxiliary, Jewish War Veterans of the United States, Ladies Auxiliary, Department of New Jersey, Jewish War Veterans of the U. S. A., Catholic War Veterans of the United States, Women's Overseas Service League, American Veterans World War II, Reserve Officers Association of the United States, Marine Corps League of the United States, Army and Navy Legion of Valor, the Twenty-ninth Division Association, Council of State Employees, War Veteran Public Employees Association, New Jersey Civil Service Association, Blind Veterans Association of New Jersey, Army and Air National Guard Association of New Jersey, The National Guard Association of the United States, Navy League, Veterans of World War I of the United States of America and the Italian-American War Veterans of the United States, Incorporated, to attend any State or national convention of such organization.

A certificate of attendance to the State convention or encampment shall, upon request, be submitted by the representative so attending.

Leave of absence shall be for a period inclusive of the duration of the convention with a reasonable time allowed for time to travel to and from the convention. No person shall be entitled to a total of more than 5 days leave of absence with pay each calendar year for the purpose of attending, as authorized representative, the State or national convention of one or more of the above enumerated organizations. The leaves of absence authorized hereunder shall not be cumulative and any unused leaves shall be canceled at the end of any given year.

2. This act shall take effect immediately.

Approved July 16, 1964.

CHAPTER 146

AN ACT concerning corporations, and amending section 14:14–2 of the Revised Statutes.

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

Section amended.

1. Section 14:14–2 of the Revised Statutes is amended to read as follows:

Conveyances, assignments or transfers after insolvency or in contemplation of insolvency void as against creditors; bona fide purchasers; exceptions.

14:14–2. When any corporation shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, neither the directors nor any officer or agent of the corporation shall sell, convey, assign or transfer any of its real or personal property, choses in action, rights or credits, nor shall they or any of them make any such sale, conveyance, assignment or transfer in contemplation of insolvency.

Any such sale, conveyance, assignment or transfer shall be null and void as against creditors, except that a bona fide purchase for a valuable consideration, before the corporation shall have actually suspended its ordinary business, by any person without notice of such insolvency or of the sale being made in contemplation of insolvency, shall not be invalidated or impeached. The provisions of section 14:14–2 shall not apply to any sale, conveyance, assignment or transfer hereafter made to The Reconstruction Finance Corporation, or to any Federal Reserve bank, or to any bank being a member of the Federal Reserve system, or to any other corporation under State or Federal supervision, as security for the repayment with interest of any sum or sums of money to be loaned or advanced to such corporation at or subsequently to the time of the making of such sale, conveyance, assignment or transfer.

The provisions of section 14:14–2 shall not affect or impair the validity or enforceability of any

security interest duly perfected in accordance with the Uniform Commercial Code or of any mortgage on real property given for valuable consideration.

2. This act shall take effect immediately.

Approved July 17, 1964.

CHAPTER 147

AN ACT to amend the title of "An act requiring the approval, inspection and regulation of certain types of boarding homes and other homes for the sheltered care of 4 or more adult persons, which provide personal care or service beyond food, shelter and laundry; providing for standards and regulations and penalties for violation thereof, and supplementing Title 30 of the Revised Statutes," approved July 2, 1953 (P. L. 1953, c. 212), so that the same shall read "An act requiring the approval, inspection and regulation of certain types of boarding homes, rest homes and other homes for the sheltered care of 4 or more adult persons, which provide personal care or service beyond food, shelter and laundry; providing for standards and regulations and penalties for violation thereof, and supplementing Title 30 of the Revised Statutes," and to amend the body of said act.

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

1. The title of "An act requiring the approval, inspection and regulation of certain types of boarding homes and other homes for the sheltered care of 4 or more adult persons, which provide personal

Title amended.

care or service beyond food, shelter and laundry; providing for standards and regulations and penalties for violation thereof, and supplementing Title 30 of the Revised Statutes," approved July 2, 1953, is amended to read "An act requiring the approval, inspection and regulation of certain types of boarding homes, rest homes and other homes for the sheltered care of 4 or more adult persons, which provide personal care or service beyond food, shelter and laundry; providing for standards and regulations and penalties for violation thereof, and supplementing Title 30 of the Revised Statutes."

Section amended.

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

C. 30:11A-1. Boarding home or other home for the sheltered care of adult persons defined.

1. For purposes of this act, a boarding home, rest home or other home for the sheltered care of adult persons is defined as any establishment, whether in single or multiple dwellings, whether public or private, whether incorporated or unincorporated, whether for profit or nonprofit, operated at the direction of or under the management of an individual or individuals, corporation, partnership, society, or association, which furnishes food and shelter to 4 or more adult persons unrelated to the proprietor and which provides any personal care or service beyond food, shelter and laundry, to any one or more of such persons, excluding, however, any privately operated establishment licensed under chapter 11 of Title 30 of the Revised Statutes.

A "resident" of a boarding home for sheltered care or rest home is defined as an adult person who is ambulant, who is reasonably oriented mentally, and who has been certified by a licensed physician to be free from communicable disease and not in need of nursing care, and who shall not be given nursing care while such resident except as hereinafter provided. The foregoing definition shall not be construed to prevent care of residents in emergencies or during temporary illness for a period of 1 week or less.

Section amended.

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

C. 30:11A-2. Certificate of approval.

2. Boarding homes or other homes for the sheltered care of adult persons, as defined in section 1, shall operate within this State pursuant to certificate of approval first had and obtained for that purpose from the Department of Institutions and Agencies. No such certificate of approval shall be issued unless the commissioner shall be satisfied that the institution in question is adequately prepared to furnish facilities, care and service complying with standards relating thereto, except that temporary permits, valid for a period not exceeding 6 months and not subject to renewal, may be issued under the circumstances specified in section 6 of this act. Boarding and rooming houses and similar establishments, which furnish food or shelter or both to fewer than 4 persons, and those which do not provide any personal care or service beyond food, shelter and laundry, shall not be construed to be within the provisions of this act.

Section amended.

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

C. 30:11A-3. Rules, regulations and standards.

3. The State Board of Control of the Department of Institutions and Agencies shall adopt, promulgate and enforce such rules, regulations and standards with respect to the boarding homes and other establishments to be approved hereunder as it may deem necessary to assure that persons living in such establishments are afforded minimum standards of sanitation, housekeeping, heat, light, air, food, lodging and care and service, and reasonable protection against fire, and other hazards to health and safety; but nothing in this chapter nor any rule or regulation promulgated hereunder shall be construed to mean that any boarding home, rest home or other home for the sheltered care of any person may advertise, hold itself out or operate as a nursing home. Such rules, regulations and standards shall become effective when recommended by the Hospital Licensing Board, established pursuant to section 30:11–6 of the Revised Statutes, and approved by the State Board of Control, and may, with like recommendation and ap-

proval, be amended from time to time. The State Board of Control may determine that the various establishments covered by this act are appropriately and reasonably classified into 2 or more classes, and may establish separate rules, regulations and standards for each such class. Such rules, regulations and standards shall in any event include, but need not be limited to, all requirements and limitations legally imposed upon any such establishment by any other municipal, county, or State office or officer having inspection, approval, licensing or regulatory authority with respect to such establishment.

Section amended.

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

C. 30:11A-5. Investigation of applicant; certificate not transferable.

5. Upon receipt of an application for a certificate of approval, the department shall cause an investigation to be made of the applicant and the facilities, and shall issue a certificate of approval if it is found that the applicant is of good moral character and that the facilities comply with the provisions of this act and with the regulations and standards required by the department pursuant hereto. The certificate of approval shall not be transferable or assignable or applicable to any premises or proprietor other than those specified therein. The certificate shall be conspicuously displayed within the boarding home at all times.

Section amended.

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

C. 30:11A-6. Existing homes to be given reasonable time to comply with rules, regulations or standards.

6. Any boarding home or other home for the sheltered care of adult persons which is in operation on the effective date of this act, or at the time of promulgation of any applicable rules, regulations or standards under this act, may be given a reasonable time, not to exceed 2 years, within which to comply with such rules, regulations and standards, or subsequent amendments or supplements thereto.

Section amended.

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

C. 30:11A-10. Operation of home without certificate of approval; penalties; civil action; injunction.

10. (a) Any person, firm, corporation, partnership, society or association who shall operate or conduct a boarding home or other home for the sheltered care of adult persons without first obtaining the certificate of approval required by this act, or who shall operate such establishment after revocation or suspension of a certificate of approval, shall be liable to a penalty of $10.00 for each day of operation in violation hereof for the first offense and for any subsequent offense shall be liable to a penalty of $20.00 for each day of operation in violation hereof.

The penalties authorized by this section shall be recovered in a civil action, brought in the name of the State of New Jersey in the Superior Court or County Court of any county, which court shall have jurisdiction of all actions to recover such penalties. Money penalties, when recovered, shall be payable to the General State Fund.

The department may, in the manner provided by law, maintain an action in the name of the State of New Jersey for injunctive relief against any person, firm, corporation, partnership, society or association, continuing to conduct, manage or operate a boarding home or other home for the sheltered care of adult persons without a certificate of approval, or after suspension or revocation of such certificate.

The practice and procedure in actions instituted under authority of this section shall conform to the practice and procedure in the court in which the action is instituted.

No officer or agent of any municipal or county agency having responsibility for making payments of any form of public assistance under the provisions of Title 44 of the Revised Statutes, shall make such payments to or on behalf of a person residing in a boarding home or other home for sheltered care of adult persons as defined in this act, unless such establishment is, at the time of such payment, approved or provisionally approved pursuant to this act.

(b) No boarding home, rest home or other home for sheltered care of adult persons, licensed hereunder, shall by public or private advertisement or by any other means hold out to the public that it is equipped to provide post-operative or convalescent care for persons mentally ill or mentally retarded or who are suffering or recovering from illness or injury or who are critically ill. Any person, firm, association, partnership, society or corporation who violates the provisions of this subsection shall cease and desist from such practices and shall be liable to a penalty of $100.00 for the first and $200.00 for each subsequent offense, such penalties shall be recovered in the manner provided for in subsection (a) of this section.

(c) No boarding home, rest home, or other home for the sheltered care of adult persons, licensed hereunder, shall operate as a private mental hospital, convalescent home, private nursing home, or private hospital, unless it is licensed pursuant to chapter 340, P. L. 1947. Whenever there is reason to believe that any such facility or institution is in violation of the provisions of this subsection, the department may conduct a reasonable inspection of the premises for the purpose of ascertaining whether there is any violation. Any facility or institution which violates the provisions of this subsection shall be liable to a penalty of $25.00 for each day of operation in violation of this subsection for the first offense and to a penalty of $50.00 for each day of operation for any subsequent offense. The State Board of Control, with the approval of the Attorney General, is hereby authorized and empowered to compromise and settle claims for the monetary penalty in appropriate circumstances where it appears to the satisfaction of the board that payment of the full penalty will work severe hardship on any individual not having sufficient financial ability to pay the full penalty but in no case shall the penalty be compromised for a sum less than $250.00 for the first offense and $500.00 for any subsequent offenses; provided, however,

that any penalty of less than $250.00 or $500.00, as the case may be, may be compromised for a lesser sum. The penalties authorized by this subsection shall be recovered in the manner provided for in subsection (a) of this section.

8. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 148

AN ACT to amend "An act requiring the licensing, inspection and regulation of convalescent homes, private nursing homes and private hospitals, creating a hospital licensing board, providing for regulations, enforcement procedures, penalties for the violation thereof, and amending sections 30:11–1, 30:11–3 and 30:11–4 of the Revised Statutes, repealing section 30:11–5 of the Revised Statutes, and supplementing chapter 11 of Title 30 of the Revised Statutes," approved June 24, 1947 (P. L. 1947, c. 340) as said title was amended by chapter 211 of the laws of 1952, amending sections 30:11–1, 30:11–3 and 30:11–4 and supplementing chapter 11 of Title 30 of the Revised Statutes.

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

1. Section 30:11–1 of the Revised Statutes is amended to read as follows: Section amended.

30:11–1. It is declared to be the public policy of this State to provide for the development, establishment and enforcement of basic standards for the care and treatment of individuals in private mental hospitals, convalescent homes, private nursing homes and private hospitals as defined herein and Public policy; license required; application; investigation; rules and regulations.

for the construction, maintenance and operation of such institutions in such a manner as to insure safe and adequate treatment of all such individuals in said private mental hospitals, convalescent homes, private nursing homes and private hospitals. No private nursing home, private mental hospital, convalescent home or private hospital for the care, treatment, or nursing of persons mentally ill, mentally deficient or mentally retarded, acutely or chronically ill, or who are crippled, convalescent, infirm or in any way afflicted, and who are in need of medical and nursing care on a continuing basis shall operate within this State except upon license first had and obtained for that purpose from the department, upon application made therefor as hereinafter provided. No such license shall be granted by the department, unless the commissioner shall be satisfied that the institution, facility or establishment in question is adequately prepared to furnish the care and service to be provided by it. No license shall be granted to a hospital facility unless the commissioner is satisfied that it is adequately prepared to provide all services and care required by the residents of the community wherein it is located. Nothing herein contained shall be so construed as to interfere with the powers of the State Board of Medical Examiners to license medical practitioners in New Jersey.

Application for the license required by this chapter shall be made upon forms furnished by the department, shall set forth the location of the home or hospital, the person in charge thereof, and the facilities for caring for persons who may seek treatment therein. The applicant shall be required to furnish evidence of its ability to comply with minimum standards of medical and nursing care, financial ability to successfully operate the institution for which the license is sought, and of the good moral character of the person in charge thereof.

C. 30:11-1.1. Issuance of licenses; exceptions.

2. Except as to persons presently licensed, no license shall be issued to a natural person unless he is a citizen of the United States and a resident of

the State of New Jersey at the time of the submission of the application. No license shall be issued to any person under the age of 21 years; to any person who has been convicted of a crime involving moral turpitude; or to any person who has been twice found guilty of violating the provisions of this chapter by a court of competent jurisdiction or who has admitted such guilt.

C. 30:11-1.2. Corporation licenses.

3. No license shall be issued to any corporation not presently licensed unless each legal or equitable owner of more than 10% of its stock qualifies in all respects as an individual applicant. In applications by corporations, the names and addresses of, and the amount of stock held by, all stockholders holding one or more percent of any of the stock thereof, and the names and addresses of all officers and of all members of the board of directors must be stated in the application. If one or more of such officers or members of the board of directors would fail to qualify as an individual applicant in all respects, no license shall be granted, until such persons so disqualified shall be qualified.

C. 30:11-1.3. Partnership applications.

4. In applications by partnerships, the applications shall contain the names and addresses of all of the partners. No license shall be issued unless all of the partners would qualify as individual applicants or until such disqualification is removed.

C. 30:11-1.4. Procedure after receipt of application.

5. Upon receipt of an application for license, the Department of Institutions and Agencies shall cause an investigation to be made of the applicant and the proposed facilities and shall issue a license if it is found that said applicant is of good moral character and facilities comply with the provisions of this chapter, the regulations of the department and the minimum standards established for the operation of a private mental hospital, convalescent home, private nursing home or private hospital. The department may in its discretion, for good cause, issue a temporary permit to operate or a provisional or probationary license for a stated period of time pending full compliance by the licensee with rules and regulations establishing mini-

mum standards of operation. The license shall not be transferable or assignable except with the written approval of the department and shall be posted in a conspicuous place on the licensed premises as prescribed by the regulations of the department.

C. 30:11-1.5. Changes in application for license.

6. Whenever any change shall occur in the facts as set forth in any application for a license, the licensee shall file with the commissioner, a notice in writing of such change within 10 days after the occurrence thereof. No notice need be given by corporate licensees of changes in stock holdings therein unless and until the aggregate of such changes, if made before the time of said application, would have prevented the issuance of the license.

Applicants shall answer such questions as may be asked concerning their character, financial ability, residence, citizenship and ability to operate a nursing home or hospital and make such declarations as shall be required. All applicants may be duly sworn and all statements and applications shall be deemed material. Fraud, misrepresentation, false statements, misleading statements, evasions or suppression of material facts in the securing of a license are grounds for denial, suspension or revocation of the license.

C. 30:11-1.6. Restriction on changes to facility.

7. Nothing in this chapter shall be construed to require a licensee holding a license at the time this act is approved, as a condition precedent to obtaining a renewal of such license, to make structural changes, other than maintenance and repairs, to the licensed facility or to increase or decrease the bed capacity thereof; nor to require a purchaser of such nursing home licensed at the time this act shall be approved, as a condition precedent to obtaining a license, to make such structural changes, other than maintenance and repairs, to said licensed facility or to increase or decrease the bed capacity thereof.

C. 30:11-1.7. Rules and regulations.

8. The State Board of Control of the Department of Institutions and Agencies, with the advice of the hospital licensing board, shall adopt, amend,

promulgate and enforce such rules, regulations, and minimum standards of nursing and hospital care with respect to the different types of hospitals, convalescent homes and nursing homes to be licensed hereunder as may be reasonably necessary to accomplish the purposes of this chapter and to assure that patients resident in the institutions described herein shall receive medical and nursing care consistent with accepted practices and procedures for administering such medical and nursing care in physical surroundings and under circumstances conducive to the recovery and convalescence of all patients in such institution. Such rules, regulations and minimum standards may include, but shall not be limited to, the regulation of medical and nursing care, extent of furnishing same, sanitation, dietetics, except where the diet has been prescribed by a licensed physician, heat, light, air, fire prevention and control, space allocation for patient care, housing and recreation facilities and related matters dealing with patient care and comfort and when adopted shall be binding upon all licensees and applicants for license under this chapter.

C. 30:11-1.8. Requests for changes.

9. Copies of proposed rules, regulations or minimum standards shall be mailed by certified mail to such persons who have filed with the department a written request for such proposed rules, regulations or minimum standards. Except in the case of an emergency, no rule, regulation or minimum standard shall be adopted until copies of said proposed rule, regulation or minimum standard shall be mailed to those persons who have requested them together with a notice of the time and place of a hearing to be had on such proposed rule, regulation or minimum standard.

No hearing so held shall be held earlier than 30 days after the mailing of such proposed rule, regulation or minimum standard and notice of hearing.

C. 30:11-1.9. Compliance with rules and regulations.

10. Any private hospital, convalescent home, private mental hospital, or private nursing home which is in operation at the time of promulgation of any applicable rules or regulations or minimum

standards under this act shall be given a reasonable time, not to exceed 2 years from the date of such promulgation, within which to comply with such rules and regulations and minimum standards, or subsequent amendments or supplements thereto.

Section amended.

11. Section 30:11–3 of the Revised Statutes is amended to read as follows:

Denial, revocation or suspension of licenses; notice; hearings.

30:11–3. The State Board of Control, after serving the licensee with specific charges in writing at least 30 days in advance of the hearing, and after hearing, may deny, place on probationary or provisional license, revoke or suspend any and all licenses granted under authority of this chapter to any person, firm, partnership, corporation or association violating the provisions of this chapter, or the rules and regulations promulgated hereunder.

Prior to the revocation, suspension or denial or placing on probationary or provisional license of any license hereunder, the department shall afford the licensee an opportunity for a prompt and fair hearing before the department on the question of the issuance, suspension or the placing on a probationary or provisional license, or revocation of the license. The procedure governing such hearings shall be in accordance with the rules and regulations of the department adopted by and with the consent of the hospital licensing board. Either party may be represented by counsel of his own choosing, subpœna witnesses and compel their attendance on forms furnished by the department.

Notice of revocation, suspension, the placing on probationary or provisional license or denial of a license together with a specification of charges shall be sent to the applicant or licensee by registered mail and the notice shall set forth the particular reasons for the denial, suspension, the placing on probationary or provisional license or revocation of the license. Such denial, suspension, the placing on probationary or provisional license, or revocation shall become effective 30 days after mailing, unless the applicant or licensee, within

such 30-day period shall meet the requirements of the department or shall give written notice to the department of its desire for a hearing, in which case the denial, suspension, the placing on probationary or provisional license, or revocation shall be held in abeyance until the hearing has been concluded and a final decision rendered; provided, however, that such applicant or licensee may appeal from such denial, suspension, placing on probationary or provisional license, or revocation, to any court having jurisdiction of such matters.

The Commissioner of the Department of Institutions and Agencies shall arrange for prompt and fair hearings on all such cases, render written decisions stating conclusions and reasons therefor upon each matter so heard, and is empowered to enter orders of denial, suspension, placing on probationary or provisional license or revocation consistent with the circumstances in each case.

Section amended.

12. Section 6 of chapter 340 of the laws of 1947 is amended to read as follows:

C. 30:11-3.1. Inspection, alterations, additions or improvements.

6. The department shall make or cause to be made such inspections of the premises of the licensee from time to time as it may deem necessary to be assured that the licensee is at all times complying with the provisions of this chapter, with the rules and regulations promulgated hereunder and with the minimum standards of medical and nursing care established by virtue of the authority of this chapter. The licensee, prior to making any alterations, additions or improvements to its facilities or prior to the construction of new facilities shall, before commencing such work, submit plans and specifications to the department for preliminary inspection and approval or recommendations with respect thereto. No such plan shall be disapproved if it complies with minimum requirements.

Section amended.

13. Section 30:11–4 of the Revised Statutes is amended to read as follows:

Penalty for operating without license; recovery; injunction; boarding houses and rest homes; inspection of.

30:11–4. (a) Any person, firm, partnership, corporation or association who shall operate or conduct a private mental hospital, convalescent home, private nursing home or private hospital without first obtaining the license required by this chapter, or who shall operate such private nursing home, convalescent home or private hospital after revocation or suspension of license shall be liable to a penalty of $25.00 for each day of operation in violation hereof for the first offense and for any subsequent offense shall be liable to a penalty of $50.00 for each day of operation in violation hereof. The State Board of Control, with the approval of the Attorney General, is hereby authorized and empowered to compromise and settle claims for money penalties in appropriate circumstances where it appears to the satisfaction of the board that payment of the full penalty will work severe hardship on any individual not having sufficient financial ability to pay the full penalty but in no case shall the penalty be compromised for a sum less than $250.00 for the first offense and $500.00 for the second and each subsequent offense; provided however, that any penalty of less than $250.00 or $500.00, as the case may be, may be compromised for a lesser sum.

The penalties authorized by this section shall be recovered in a civil action, brought in the name of the State of New Jersey in the Superior Court or the County Court of any county, which court shall have jurisdiction of all actions to recover such penalties. No money penalties provided for herein shall be required to be paid until the appellate procedures provided for in the courts shall have been exhausted and then only if on appeal it is determined that the licensee was in violation of the provisions hereof or the rules and regulations of the board of control establishing minimum standards of operation. No penalties shall be assessed for the period of time following the filing of an appeal with the appropriate appellate court from a determination adverse to the licensee rendered by

the department and until such appellate court or courts shall have rendered a final decision, and any penalties assessed prior thereto shall be recoverable only to the extent that the appellate court or courts affirms the decision of the department in the first instance. Money penalties, when recovered, shall be payable to the General State Fund.

The department may, in the manner provided by law, maintain an action in the name of the State of New Jersey for injunction against any person, firm, partnership, association or corporation continuing to conduct, manage or operate a private nursing home, convalescent home or private hospital without a license, or after suspension or revocation of license.

The practice and procedure in actions instituted under authority of this section shall conform to the practice and procedure in the court in which the action is instituted.

(b) Whenever a boarding home for sheltered care, boarding house or rest home or facility or institution of like character, not licensed hereunder, by public or private advertising or by other means holds out to the public that it is equipped to provide post-operative or convalescent care for persons mentally ill or mentally retarded or who are suffering or recovering from illness or injury, or who are chronically ill, or whenever there is reason to believe that any such facility or institution, not licensed hereunder, is violating any of the provisions of this chapter, then, and in such case, the department shall be permitted reasonable inspection of such premises for the purpose of ascertaining whether there is any violation of the provisions hereof.

Any person, firm, association, partnership or corporation, not licensed hereunder, but who holds out to the public by advertising or other means that the medical and nursing care contemplated by this chapter will be furnished to persons seeking admission as patients, shall cease and desist from such practice and shall be liable to a penalty of $100.00

for the first offense and $200.00 for each subsequent offense, such penalty to be recovered as provided for herein. If any such boarding home for sheltered care, boarding house, rest home or other facility or institution shall operate as a private mental hospital, convalescent home, private nursing home or private hospital in violation of the provisions of this act and any supplements thereto then the same shall be liable to the penalties which are prescribed and capable of being assessed against hospitals or nursing homes pursuant to subsection (a) of this section.

Section amended.

14. Section 8 of chapter 340 of the laws of 1947 is amended to read as follows:

C. 30:11-7. Duties of hospital licensing board.

8. The hospital licensing board shall have the folowing responsibilities and duties:

a. To consult and advise with the State Board of Control of the Department of Institutions and Agencies in matters of policy affecting the administration of this chapter and in the development of rules, regulations and minimum standards of nursing and medical care as provided for herein.

b. To review and make recommendations with respect to such rules, regulations and minimum standards authorized hereunder prior to their promulgation by the State Board of Control.

The board shall meet not less than once each year and, in addition, as often as shall be required to conduct the business of the board and to assist and advise in the administration of the duties and responsibilities imposed by this chapter.

Section amended.

15. Section 2 of chapter 340 of the laws of 1947 is amended to read as follows:

C. 30:11-8. Definitions; Federal funds; private and public institutions must comply with rules and regulations as conditions precedent.

2. A private mental hospital, private nursing home, convalescent home or private hospital, for the purpose of this chapter, is defined as any institution, whether operated for profit or not, which is not maintained, supervised or controlled by an agency of the government of the State or of any county or municipality, and which maintains and operates facilities for the diagnosis, treatment or

care of 2 or more nonrelated individuals, who are patients as defined herein.

The word "hospital" as used herein shall not be deemed to include first-aid stations for emergency medical or surgical treatment where no continuous bed care or protracted treatment is contemplated or performed.

As used in this chapter a "patient" is a person who is suffering from mental illness, mental deficiency, mental retardation, an acute or chronic illness or injury, or who is crippled, convalescent or infirm and who is in need of medical and nursing care on a continuing basis, or who is in need of obstetrical or other medical or nursing care. Infirm is construed to mean that the individual is in need of assistance in bathing, dressing or some type of supervision.

As used herein, a "boarding house" shall be construed to be a family home or larger structural unit in which, for compensation, persons are given room and board including or not including, as the case may be, heat, light, toilet and bathroom facilities; and in which there is no agreement between operator and boarder to give personal care or special attention.

As used herein, a "boarding home for sheltered care" is defined as any establishment, a single or multiple dwelling, public or private, incorporated or unincorporated, for profit or nonprofit, operated at the direction of or under the management of an individual or individuals, corporation, partnership, society, or association, which furnishes food and shelter to 4 or more adult persons unrelated to the proprietor and which provides any personal care or service beyond food, shelter and laundry, to any one or more of such persons, excluding, however, any privately operated establishment licensed under this chapter.

Any private mental hospital, private nursing home, convalescent home or private hospital, as well as institutions operated and maintained by any agency of the government of any county or mu-

nicipality which shall apply for and receive Federal funds under the provisions of Public Law 725 of the 79th Congress, Chapter 958, 2d Session, shall be required to comply, as a condition precedent to receiving such funds, with the rules and regulations and the minimum standards of nursing and hospital care provided for in this chapter.

16. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 149

A SUPPLEMENT to "An act concerning the retirement and death of certain judicial officers and payments to be made as a result thereof," approved September 13, 1948 (P. L. 1948, c. 391).

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

C. 43:6-6.23. Pension payments; retirees.

1. Whenever a person holds the office of Standing Master by appointment pursuant to chapter 382 of the laws of 1948, or section 2A:1–7 of the New Jersey Statutes, and shall have served as such Standing Master at least 10 years in the aggregate and has attained the age of 70 years or more, he may retire from such service on filing his resignation of his judicial office in the office of the Secretary of State, accompanied by the statement that it is so filed for the purpose of taking advantage of the provisions of this supplemental act and of the act to which this act is a supplement. He shall be paid thereafter an annual pension during the remainder of his natural life in an amount equal to ½ of the annual salary received by him at the time of his retirement.

C. 43:6-6.24. Pension payments; survivors.

2. Whenever any person holding the office of Standing Master appointed as aforesaid shall die while in office or die after retirement on a pension

payable under the provisions of this supplemental act and of the act to which this act is a supplement and, in either case, leave a widow surviving him whom he maried before he had attained the age of 50 years, an annual pension shall be paid thereafter to such surviving widow so long as she lives and remains unmarried, in an amount equal to ¼ of the annual salary received by her deceased husband at the time of his death or retirement, as the case may be.

C. 43:6-6.25. Retirement account of disability; pension payments.

3. If the said Standing Master shall, while in office, become physically or otherwise incapacitated for full and efficient service to the State in his judicial capacity, he may give notice thereof and of his desire to retire to the Governor. The Governor shall thereupon appoint 3 physicians of skill and repute in their profession and residents of this State, who shall examine the applicant for retirement and report to the Governor as to his physical or other disability and whether in all reasonable probability, if they find the disability existent, it will continue permanently and does and will continue to prevent the applicant from giving full and efficient service to the State in the performance of his judicial duties. If it is made to appear by such report that the disability exists and that it will in all reasonable probability continue permanently and if the Governor approves the report the Governor shall file it with his approval endorsed thereon in the office of the Secretary of State. Upon such filing of the report, the applicant shall be retired and he shall thereafter be paid an annual pension during the remainder of his natural life in an amount equal to ½ of the annual salary received by him at the time of his retirement.

C. 43:6-6.26. Manner of payments.

4. The payments provided for in this supplemental act shall be made in the same manner as in the case of payments provided for in the act to which this act is a supplement.

5. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 150

AN ACT concerning zoning and amending section 40:55–32 of the Revised Statutes.

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

Section amended.

1. Section 40:55–32 of the Revised Statutes is amended to read as follows:

Purposes of zoning; essential considerations.

40:55–32. Such regulations shall be in accordance with a comprehensive plan and designed for one or more of the following purposes: to lessen congestion in the streets; secure safety from fire, flood, panic and other dangers; promote health, morals or the general welfare; provide adequate light and air; prevent the overcrowding of land or buildings; avoid undue concentration of population. Such regulations shall be made with reasonable consideration, among other things, to the character of the district and its peculiar suitability for particular uses, and with a view of conserving the value of property and encouraging the most appropriate use of land throughout such municipality.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 151

AN ACT concerning the Washington Association of New Jersey, and amending sections 28:2–8 and 28:2–10 of the Revised Statutes.

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

1. Section 28:2–8 of the Revised Statutes is amended to read as follows: Section amended.

28:2–8. The "Washington Association of New Jersey," created and incorporated by the act entitled "An act to incorporate the Washington Association of New Jersey," approved March 20, 1874 (L. 1874, c. 309, p. 1147), is continued. Such association shall have a board of trustees of not less than 9 nor more than 12 members, ⅓ of which number of trustees shall be elected by the stockholders of the association in each year. Each trustee shall hold office for a term of 3 years and until his successor is elected, and any vacancy occurring for any cause shall be filled by election for the unexpired term. Association continued; board of trustees and officers; by-laws; seal.

The board of trustees shall elect from its number, a president and a treasurer, one or more vice-presidents, and a secretary, whose duties, together with those of such other officers as the board may deem proper to appoint, shall be stated in the by-laws of the association, which by-laws shall be made by the board of trustees of the association.

The association may adopt and use a seal.

2. Section 28:2–10 of the Revised Statutes is amended to read as follows: Section amended.

28:2–10. No certificate of stock issued by the Washington Association shall be assignable or transferable to any person unless the board of trustees shall give its express approval and consent to such transfer. When no request for transfer has been received within 10 years from the date of death Assignment or transfer of stock; unclaimed stock forfeited to association.

of a stockholder, the share or shares of stock for which no request for transfer has been received shall be deemed forfeited, waived and surrendered to the association and become its property.

3. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 152

AN ACT concerning the establishment and maintenance of the juvenile and domestic relations court in certain cases.

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

C. 2A:4-13.1. Court location.

1. In any county maintaining a juvenile detention home or shelter, the board of chosen freeholders may, by resolution, provide for the establishment and maintenance of the juvenile and domestic relations court at such home or shelter, notwithstanding the provisions of section 40:19–8 of the Revised Statutes or of any other law.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 153

A SUPPLEMENT to "An act relating to, regulating and providing for the government of cities of the second class which now have or may hereafter have a population of less than 20,000," approved April 23, 1907 (P. L. 1907, c. 99), and saved from repeal by section 40:106–1 of the Revised Statutes.

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

C. 40:106-1(52.1). Single tax assessor.

1. The governing body of any city in which the act, to which this act is a supplement, is or shall become operative, may, by ordinance, provide for the appointment of a single tax assessor, in lieu of the board of assessors, and such assistants to the tax assessor as shall be provided for in said ordinance.

C. 40:106-1(52.2). Term; appointment; duties.

2. The single tax assessor, who may be designated as Director of Property Taxation, shall hold office for the term and perform such duties as are or shall be prescribed by law for the members other than the first members of the board of assessors and he and his assistants, if any such assistants are provided for in said ordinance, shall be appointed by the mayor subject to confirmation by the city council.

C. 40:106-1(52.3). Number of assistants; terms of office.

3. If any such ordinance shall provide for assistants to the tax assessor, it shall fix their number and prescribe their duties and terms of office which shall not be less than 2 nor more than 4 years, except if more than one such assistant shall be provided for, then such ordinance may further provide that the initial term of one or more of the first appointees shall be less than the term prescribed therein to allow for staggering of terms and continuity in the functions of the several assistants to the tax assessor.

C. 40:106-1(52.4). Dates for commencement and termination by ordinance.

4. Every such ordinance shall provide a date for the commencement of the term of office of the tax assessor and his assistants on which date the term of office of each member of the existing board of assessors shall terminate and such board shall be abolished.

C. 40:106-1(52.5). Civil Service appointments and classifications.

5. The governing body of any such city which has adopted or shall adopt the provisions of Title 11 (Civil Service) of the Revised Statutes shall by ordinance provide for the appointment and classification of assistants to the tax assessor in the classified service of the Civil Service pursuant to said Title 11 (Civil Service) as the terms of such assistants then in office shall terminate.

6. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 154

AN ACT to amend and supplement "An act creating a County and Municipal Law Revision Commission and prescribing its powers and duties and making an appropriation therefor," approved February 21, 1957 (P. L. 1956, c. 231), and transferring certain of said commission's powers and duties and its property and the unexpended balance of its appropriation to the Law Revision and Legislative Services Commission.

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

Section amended.

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

C. 1:13-4. Duties of commission

4. It shall be the duty of the Law Revision and Legislative Services Commission in consultation with the commission constituted under this act to

study and prepare a proposed revision or revisions of the statute law governing counties and municipalities and other political subdivisions of this State as stated in Title 40 of the Revised Statutes and the statutes enacted prior and subsequent thereto relating to the same, for enactment by the Legislature, if it shall so determine, in such manner that conflicting and overlapping provisions shall be reconciled and confusing and redundant expressions therein may be excised therefrom and that said statutes shall be made as uniform as possible with respect to matters of basic policy and statutory provisions.

Section amended.

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

C. 1:13-5. Working staff; supervision.

5. Said work shall be performed under the general supervision of the Law Revision and Legislative Services Commission and by its legal and clerical staff, in consultation with the commission constituted under this act, in such manner that the integrity of the general arrangement and classification adopted in the Revised Statutes may be maintained.

Section amended.

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

C. 1:13-6. Acceptance of assistance and services of State employees.

6. The commission shall be entitled to accept the assistance and services of such employees of any State, county or municipal department, board, bureau, commission or agency as may be made available to it.

Section amended.

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

C. 1:13-8. Report to Legislature and Governor.

8. The Law Revision and Legislative Services Commission, after consultation with the commission constituted under this act, shall prepare and submit to the Legislature and to the Governor a report setting forth inter alia the text of each recommended revision project in the form of a legislative bill or legislative bills, together with statements of the basic policy determinations involved therein and the changes in existing law which said proposed

revision bills will accomplish, as soon as may be feasible.

C. 1:13-10. Transfer to Law Revision and Legislative Services.

5. All files, books, papers, records, furniture, equipment and other property of the commission constituted under this act are transferred to the Law Revision and Legislative Services Commission and the unexpended balance as of June 30, 1964 of sums appropriated, to the commission constituted under this act, are hereby appropriated to the Law Revision and Legislative Services Commission for the fiscal year beginning July 1, 1964, to carry out the purposes of this act.

6. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 155

AN ACT concerning appointment of a representative payee for persons receiving public assistance.

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

C. 44:11-1. Definitions.

1. As used in this act:

"Court" means the County Court of the county whose welfare board is responsible for making payments of public assistance to or for the benefit of the recipient or, in cases where a representative payee has been appointed pursuant to this act, the County Court having made such appointment.

"Functionally incompetent" means subject to a mental, physical or emotional condition which renders the individual incapable of receiving and utilizing payments of public assistance in a manner conducive to the health and well-being of himself and his dependents.

"Representative payee" means a person appointed by a court to act for a recipient to the extent

of receiving and administering payments of public assistance.

"Public assistance" means "old age assistance" and "disability assistance" as authorized by Revised Statutes, Title 44, chapter 7; "blind assistance" as authorized by Revised Statutes, Title 30, chapter 6; "assistance for dependent children" as authorized by chapter 86, laws of 1959; together with amendments and supplements to any of the foregoing; and any other program administered through the county welfare boards, by whatever name now or hereafter known, which is authorized to provide financial assistance to needy persons in the form of money payments.

"Recipient" means a person who has been found eligible to receive payments of public assistance.

"Welfare board" means the county welfare board responsible for making payments of public assistance to or for the benefit of the recipient.

C. 44:11-2. Complaint to be filed with court.

2. Whenever it appears necessary to appoint a representative payee for a recipient who is functionally incompetent, a complaint seeking such appointment may be filed with the court by the welfare board. The complaint shall set forth the name, age and place of residence of the recipient; the name and place of residence of the nearest relative of the recipient, if known; and that the recipient has been found otherwise eligible to receive a grant of public assistance.

C. 44:11-3. Verified statement.

3. A verified statement by the director of the welfare board, or his authorized representative, annexed to the complaint and setting forth that a review by the State Bureau of Assistance indicates that the recipient is functionally incompetent, shall be prima facie evidence of the necessity for the appointment.

C. 44:11-4. Testimony regarding competency.

4. Upon the filing of a complaint and verified statement as provided by this act, the court shall proceed in a summary manner to hear testimony for the purpose of determining whether the recipient is functionally incompetent. The written certification of 2 physicians who have been in the

actual practice of medicine and surgery in this State for at least 5 years shall be sufficient, but not required, evidence to establish such condition of the recipient. If the court is satisfied that the recipient is functionally incompetent, such court shall appoint a fit and proper person as representative payee for such recipient.

C. 44:11-5. Appointment of representatve. to receive payments.

5. A representative payee appointed pursuant to this act shall be authorized and empowered to receive payments of public assistance made for and on behalf of the recipient, and to administer such payments for the sole benefit of such recipient, in accordance with the laws and regulations governing such payments. Nothing in this act shall authorize or empower such representative payee to receive, hold or administer any other property, real or personal, of the recipient nor to act as representative of the recipient in any other manner whatsoever.

C. 44:11-6. Responsibility of representatve.

6. (a) A representative payee appointed pursuant to this act shall be personally responsible for the proper expenditure of all payments of public assistance made on behalf of the recipient, but shall not be required to give bond, and shall not be entitled to compensation for any acts or services performed.

(b) At least once each year following appointment as representative payee, or upon discharge from such office, or upon notice that payments of public assistance are being discontinued, such representative payee shall file with the court a statement of account under oath showing the total amount of moneys received, the amount disbursed on behalf of the recipient, and the balance, if any, remaining in the hands of the representative payee. No further action by the court shall be required if there is annexed to such statement an approval of the account signed by the director of the welfare board or his authorized representative.

(c) Any balance of assistance payments remaining in the hands of a representative payee at the time of his discharge from office, or at the time of discontinuance of public assistance, shall be re-

paid to the welfare board by such representative payee.

(d) Should any representative payee die while in office, his personal representative shall file a statement of account and make disposition of any balance of assistance payments as provided in this section.

C. 44:11-7. Discharge of representatve.

7. (a) When at a hearing held upon application of the recipient the court determines from the certification of 2 physicians, or other acceptable evidence, that the recipient is no longer functionally incompetent, the court may discharge the representative payee.

(b) Whenever it appears upon application and good cause shown by the representative payee or the welfare board that such representative payee should be relieved of his duties, the court may discharge such representative payee and, if the circumstances still require, appoint in his stead some other fit and proper person.

C. 44:11-8. Costs; exceptions.

8. This act shall be liberally construed to secure the beneficial intent and purpose hereof. All proceedings under this act shall be without costs except witness fees as required.

9. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 156

AN ACT to amend "The Check Cashing Law," approved June 7, 1951 (P. L. 1951, c. 187).

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

Section amended.

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

C. 17:15A 3. Form of application; fingerprints of persons connected with licensee.

3. Application for such license shall be in writing, under oath, and in the form prescribed by the commissioner, and shall contain the name and the address both of the residence and place of business of the applicant, and if the applicant is a copartnership or association, of every member thereof, and if a corporation, of each officer and director thereof; also if the business is to be conducted at a specific address, the address at which the business is to be conducted, and if the business is to be conducted from a mobile unit, the New Jersey State registration number or other identification of such mobile unit and the area in which the applicant proposes to operate such mobile unit; and also such further information as the commissioner may require. Every person directly connected with the licensee in the check cashing business shall submit to being fingerprinted on forms supplied by the commissionsioner, which said fingerprints shall be submitted with the application and filed with the New Jersey State Police.

Section amended.

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

C. 17:15A-4. Investigating and license fees.

4. Such applicant at the time of making such application shall pay to the commissioner the sum of $100.00 as a fee for investigating the application and the additional sum of $200.00 as a license fee for a period terminating on the last day of the then current calendar year except that in the event the business is to be conducted from a mobile unit, the fee for investigating the application shall be $100.00 and the license fee shall be $200.00; provided, however, if the application is filed after June 30 in any year such payment shall be ½ of the stated license fee in addition to said fee for investigation. Any licensee requesting a change of address, shall at the time of making such request, pay to the commissioner the sum of $50.00 as a fee for investigating the new address; provided, however, that the commissioner may, in his discretion, waive such investigation fee if warranted.

Section amended.

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

C. 17:15A-14. Limited stations for cashing checks.

14. Any licensee may open and maintain, within this State, 1 or more limited stations for the purpose of cashing checks, drafts or money orders for the particular group or groups, specified in the license authorizing each such station. Such stations shall be licensed pursuant to and be subject to all the provisions of this act applicable to licensed cashers of checks, except that no bond shall be required for such a station. The annual license fee for each such limited station shall be $50.00.

Section amended.

4. Section 17 of the act of which this act is amendatory is amended to read as follows:

C. 17:15A-17. Fees and charges for cashing checks.

17. The licensee shall not charge or collect in fees, charges, or otherwise, for cashing a check, draft, or money order drawn on a bank or other financial institution located in this State a sum or sums exceeding ¾ of 1% thereof, and shall not charge or collect in fees, charges, or otherwise, for cashing a check, draft, or money order drawn on any other bank or financial institution a sum or sums exceeding 1% thereof, or $0.35, whichever is greater but in no event shall more than $3.00 be charged for cashing any check, draft or money order. In every location and upon every mobile unit licensed under this act, there shall be conspicuously posted and at all times displayed, a schedule of fees and charges permitted under this act.

Section amended.

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

C. 17:15A-20. Restrictions on business of licensee; pawnbrokers; exceptions.

20. No licensee shall engage in the business of making loans of money, credit, goods or things or discounting or buying of notes, bills of exchange, checks or other evidences of debt, nor shall a loan business or the negotiation of loans or the discounting or buying of notes, bills of exchange, checks or other evidences of debt be conducted in the same premises where the licensee is conducting business pursuant to the provisions of this act. Notwithstanding the foregoing provision of this section, any person licensed as a pawnbroker in this State shall be eligible to qualify as a licensee under

this act, and upon being so licensed, may conduct business as a check casher in the same premises in which he conducts business as a pawnbroker. No licensee shall at any time cash or advance any moneys on a postdated check, draft or money order or engage in the business of transmitting money or receiving money for transmission.

Section amended.

6. Section 26 of the act of which this act is amendatory is amended to read as follows:

C. 17:15A-26. Examination of affairs.

26. The commissioner, if he deems it expedient, may cause an examination to be made of the affairs, business, records, books, documents, accounts and papers of any licensee. The actual cost of every such examination shall be paid to the commissioner by the licensee examined, and the commissioner may maintain an action for the recovery of such costs in any court of competent jurisdiction.

7. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 157

AN ACT relating to the salaries of the members of the municipal council in certain municipalities governed by the Municipal Manager Law and amending section 40:81–2 of the Revised Statutes.

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

Section amended.

1. Section 40:81–2 of the Revised Statutes is amended to read as follows:

Compensation of members.

40:81–2. The members of the municipal council, except in cities of the fourth class, shall receive the following annual compensation, payable in equal monthly installments:

In every such municipality having

(1) less than 5,000 inhabitants, if

(a) situate within a county of the first class, not less than $300.00 nor more than $1,000.00; or

(b) not situate in a county of the first class, not less than $150.00 nor more than $500.00;

(2) 5,000 or more and less than 10,000 inhabitants, not less than $300.00 nor more than $600.00;

(3) 10,000 or more and less than 40,000 inhabitants, not less than $500.00 nor more than $1,000.00;

(4) 40,000 or more and less than 50,000 inhabitants, not less than $750.00 nor more than $1,500.00;

(5) 50,000 or more inhabitants, $4,000.00.

In cities of the fourth class the members of the municipal council shall receive the following annual compensation, payable in equal monthly installments:

In every such municipality having

(1) less than 5,000 inhabitants, $600.00;

(2) 5,000 or more and less than 10,000 inhabitants, $900.00;

(3) 10,000 or more, not less than $1,500.00 nor more than $3,000.00.

The amount of the annual compensation to be paid to each member of the municipal council shall be fixed from time to time by ordinance between the minimum and maximum amounts prescribed by this section, but until such an ordinance has been adopted each such member shall receive the minimum compensation herein provided.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 158

AN ACT authorizing the enactment of ordinances for the temporary closing of streets in municipalities to provide for ingress and egress to, or for the provision of recreational facilities for, children attending certain public and private schools in such municipality.

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

C. 40:67-16.7. Authority to close streets in school area.

1. The governing body of any municipality may, by ordinance, authorize the mayor or other chief executive officer of the municipality, or the officer, in charge of streets in any municipality not having a chief executive officer, if he shall find that a safety problem exists for ingress and egress to any public or private school or for the provision of recreational facilities for children attending such school, or both, due to lack of a suitable area surrounding the school, to close by regulation any portion of any street within the block upon which such school is located, to the use of through traffic during such time as he shall determine, not to exceed 1 hour between 7:30 and 10:00 A. M., 2 hours between 11:00 A. M. and 2:00 P. M. and 1 hour between 2:30 and 4:30 P. M., on any days upon which such school is in session and to permit the use of said portion of said street, during said hours, for ingress and egress to such school, and for the use by the pupils of such school for recreational purposes, under proper supervision and to provide adequate police facilities for such supervision and for the control of traffic upon such portion of said street, which ordinance shall provide for the posting of proper warning signs in said street indicating that said street is so closed and the purpose thereof, during the time when the same is so closed and shall provide penalties for the violation of the terms of such

ordinance or of any regulation promulgated thereunder.

2. No such regulation shall become effective unless and until it shall have been approved by the Director of the Division of Motor Vehicles in the Department of Law and Public Safety. C. 40:67-16.8. Approval by Director of Motor Vehicles.

3. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 159

AN ACT concerning education and amending sections 18:6–25, 18:7–64, and 18:15–53 of the Revised Statutes.

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

1. Section 18:6–25 of the Revised Statutes is amended to read as follows: Section amended.

18:6–25. The board shall, prior to the beginning of each school year, cause advertisements to be made for proposals for furnishing supplies required in the schools and by the board during the ensuing year. If other and further supplies are required during the year, they shall be purchased in like manner; but the board may at any time authorize the purchase of supplies to an amount not exceeding $1,000.00 without advertisement. Advertisement for proposals in contracting for supplies, buildings or repairs; exceptions.

Textbooks and kindergarten supplies may be purchased without advertisement. Food supplies for home economics classes may be purchased without advertisement, pursuant to rules and regulations of the State Board of Education.

No contract for the building of a new schoolhouse or for the enlargment of an existing schoolhouse shall be entered into without first advertising for proposals therefor. No contract for the repairing

of an existing schoolhouse at a cost of more than $2,000.00 shall be entered into without first advertising for proposals therefor.

The advertisements required by this section shall be made under such regulations as the board may prescribe.

Section amended.

2. Section 18:7–64 of the Revised Statutes is amended to read as follows:

Advertisement for proposals in contracting for supplies; buildings; or repairs; exceptions.

18:7–64. The board shall, prior to the beginning of each school year, cause advertisement to be made for the proposals for furnishing supplies required in the schools and by the board during the ensuing year. If other and further supplies are required during the year, they shall be purchased in like manner; but the board may at any time authorize the purchase of supplies to an amount not exceeding $1,000.00 without advertisement.

Textbooks and kindergarten supplies may be purchased without advertisement. Food supplies for home economics classes may be purchased without advertisement, pursuant to rules and regulations of the State Board of Education.

No contract for the building of a new schoolhouse or for the enlargement of an existing schoolhouse shall be entered into without first advertising for proposals therefor. No contract for the repairing of an existing schoolhouse at a cost of more than $2,000.00 shall be entered into without first advertising for proposals therefor.

The advertisements required by this section shall be made under such regulations as the board may prescribe.

Section amended.

3. Section 18:15–53 of the Revised Statutes is amended to read as follows:

Advertisement for proposals for supplies and construction; exceptions.

18:15–53. Each board of education of a county vocational school shall prior to the beginning of each school year, cause advertisement to be made for proposals for furnishing supplies required in the school and by the board during the ensuing year. If other and further supplies shall be required during the year, they shall be purchased in like manner. The board may authorize the pur-

chase of supplies to an amount not exceeding $1,000.00 without advertisement.

No contract for the erection of any building for the use of the school, or for enlarging a building already erected, shall be entered into except after advertisement. No contract for repairing a building at a cost of more than $2,000.00 shall be entered into except after advertisement.

The advertisements required by this section shall be made under such regulations as the board may prescribe. Textbooks may be purchased without advertisement. Food supplies for home economics classes may be purchased without advertisement, pursuant to rules and regulations of the State Board of Education. No bid for erecting or repairing buildings or for supplies shall be accepted which does not conform to the specifications furnished therefor, and all contracts shall be awarded to the lowest responsible bidder.

4. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 160

AN ACT concerning banks and savings banks, and supplementing "An act concerning banking and banking institutions (Revision of 1948)," approved April 29, 1948 (P. L. 1948, c. 67).

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

1. As used in this act,

C. 17:9A-24.1. Definitions.

(a) "bank services" means services such as check and deposit sorting and posting, computation and posting of interest and other credits and charges, preparation and mailing of checks, statements, notices, and similar items, or any other

clerical, bookkeeping, accounting, statistical, or similar functions;

(b) "bank service corporation" means a corporation which is organized under Title 14 of the Revised Statutes, Corporations, General, to perform bank services, and all of whose capital stock is owned by one or more banking institutions;

(c) "banking institution" means a bank and a savings bank organized under the laws of this State, and a national bank organized under the laws of the United States;

(d) "invest" means an advance of funds to a bank service corporation, whether by the subscription to or its purchase of stock, the making of a loan, or otherwise, except a payment for rent earned, goods sold and delivered, or services rendered prior to the making of such payment;

(e) "Commissioner" means the Commissioner of Banking and Insurance of New Jersey.

C. 17:9A-24.2. Investment in bank service corporations.

2. Banks and savings banks may avail themselves of the services of bank service corporations, and may invest in bank service corporations, but no bank or savings bank shall invest in more than one bank service corporation, nor shall any such investment be made

(a) by a bank, at any time when the total of all the bank's investments in such a corporation exceeds, or if the making of such an investment would cause such total to exceed, 10% of the bank's unimpaired capital stock and surplus; or

(b) by a savings bank, at any time when the total of all the savings bank's investments in such a corporation exceeds, or if the making of such an investment would cause such total to exceed, 5% of the surplus of the savings bank.

C. 17:9A-24.3. Services.

3. Banks and savings banks may perform for other banking institutions and others than banking institutions any service or services which may be rendered by bank service corporations to banking institutions.

C. 17:9A-24.4. Regulations.

4. The commissioner shall have power to make, amend and repeal regulations governing the exer-

cise of the powers conferred upon banks and savings banks by sections 2 and 3 of this act, but, in exercising such power to make such regulations, the commissioner shall endeavor to create and maintain to the extent feasible a substantial parity between banks and savings banks on the one hand and national banks on the other hand, in their dealings with and investments in bank service corporations and in their performing the services of bank service corporations, and to create and maintain a similar parity between bank service corporations as defined in this act and as defined in Federal law. To that end the commissioner shall have the power to (a) broaden the scope of the definition of "bank services" as expressed in section 1 of this act to include others than banking institutions as the recipients of services rendered by bank service corporations; (b) increase by not more than 50% the percentages specified in section 2 of this act; (c) prescribe the minimum number of banking institutions which must be investors in any one bank service corporation; (d) require that banks invest in or transact business with only those bank service corporations which submit to periodic examinations and to regulation by the Department of Banking and Insurance of New Jersey; (e) prescribe the extent to which bank service corporations may perform services for others than banking institutions and the extent to which banks or savings banks may perform for other banking institutions and others than banking institutions any service or services which may be rendered by bank service corporations; and (f) prevent banks and savings banks from investing in or maintaining their investments in, and prevent banks and savings banks from transacting business with, any bank service corporation which conducts its activities in such fashion as would tend to create monopoly or foster unfair competition.

C. 17:9A-24.5. Services permitted.

5. No bank service corporation shall conduct any business other than the performing of bank services for banking institutions.

C. 17:9A-24.6. Services to a bank or savings bank.

6. Nothing herein shall prevent a bank or savings bank from receiving bank services from another banking institution or from any other person. As used in this section, "person" includes individuals, partnerships, corporations and all other business entities, no matter how designated.

7. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 161

AN ACT to amend "An act concerning the County Courts, and supplementing chapter 3 of Title 2A of the New Jersey Statutes," approved April 1, 1955 (P. L. 1955, c. 3).

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

Section amended.

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

C. 2A:3-19.1. Reimbursement for services.

1. When the judge of a County Court, who is required by law to devote his entire time to his judicial duties, is assigned to sit temporarily without the county in and for which he is appointed in the Superior Court or in a County Court, the county in and for which he is appointed shall be entitled to reimbursement of $75.00 per day while he so sits. The reimbursement of the $75.00 per day for such services in the Superior Court shall be made by the State Treasurer from the State treasury on claim by the county entitled thereto approved by the administrative director of the courts, and the reimbursement of the $75.00 per day for such services in a County Court shall be made by the county treasurer from the county fund of the county in which the services are rendered on

the claim of the county entitled thereto signed by the judge so serving.

2. This act shall take effect January 1, 1965. Note: Effective date.

Approved July 31, 1964.

CHAPTER 162

AN ACT concerning loans made by banks to small business concerns, and supplementing an act concerning banking and banking institutions (Revision of 1948), approved April 29, 1948 (P. L. 1948, c. 67).

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

1. As used in this act, unless the context requires otherwise, C. 17:9A-59.25. Definitions.

(a) "concern" means any trade, business or professional entity conducted for profit, and includes, but is not limited to, individuals, partnerships, corporations, joint ventures, associations and co-operatives;

(b) "bank" means a bank as defined in section 1 of the act of which this act is a supplement, and also means a national bank having its principal office in this State; "bank" excludes savings banks;

(c) "small business concern" means a concern whose gross income from operations during its most recently completed fiscal year, as represented in writing by the concern, totaled not more than $1,000,000.00;

(d) "small business loan" means a loan which is made to a small business concern pursuant to this act and the purpose of which, as represented to the bank in writing by the small business concern, is to furnish the concern with funds for use

in the conduct of the concern's trade, business or profession;

(e) "payment-period" means the period of time scheduled by the terms of the note evidencing a small business loan to elapse between the days upon which installment payments are required to be made on such loan; except that, in a case where installment payments are omitted pursuant to subsection b of section 4 of this act, "payment-period" means the period of time scheduled to elapse between the days upon which installment payments are required to be made during that portion of the term of such loan in which no installment payment may be omitted.

C. 17:9A-59.26. Loans.

2. A bank may make small business loans upon the terms and conditions prescribed by this act. In making loans pursuant to this act, a bank may in good faith rely upon the written representations of the small business concern, or of its accountant, in respect to (a) the purpose of such loan, and (b) the amount of its gross income from operations during its most recently completed fiscal year.

C. 17:9A-59.27. Finance charges.

3. (a) A bank may make and collect a finance charge on a small business loan according to the following schedule:

(1) when the amount of the sum borrowed does not to exceed $5,500, the finance charge shall not exceed $6 per $100 per year on the sum borrowed;

(2) when the amount of the sum borrowed exceeds $5,500 but does not exceed $7,500, the finance charge shall not exceed $6 per $100 per year on the first $5,500 of the sum borrowed, plus $5.50 per $100 per year on the excess over $5,500;

(3) when the amount of the sum borrowed exceeds $5,500 but does not exceed $10,000, the finance charge shall not exceed $6 per $100 per year on the first $5,500 of the sum borrowed, plus $5.50 per $100 per year on the excess over $5,500 up to $7,500, plus $4.75 per $100 per year on the excess over $7,500.

(b) The finance charge shall be computed on the sum borrowed for the period from the making of such loan to the date scheduled for the payment of such loan in full and shall be added to the amount of the sum borrowed.

C. 17:9A-59.28. Note; contents.

4. (a) Every small business loan shall be evidenced by a note which shall be dated the day of the making of such loan. The amount of the note shall be equal to the sum borrowed, plus the amount of the finance charge.

(b) Each such note shall provide that the amount thereof shall be payable in installments on dates separated by payment-periods of equal duration measured in terms of months. Any such note may provide for the omission of installments, including the first installment, during any period not exceeding 93 days in any one 12-month period. Except as herein otherwise provided, no note shall provide for payment-periods shorter than 1 month or longer than 3 months. Each such note shall provide for installment payments in equal amounts, except that the final installment may be not more than $1.00 more or less than any previous installment, and no such note shall provide that the final installment shall be payable more than 5 years and 1 month from the date of such note.

C. 17:9A-59.29. Amount of loan.

5. No bank shall make a small business loan in a sum in excess of $10,000, nor shall a bank make any such loan for the payment of which a small business concern will be liable to it in any capacity, if the amount of such loan, exclusive of the finance charge thereon, when added to the principal balances owing on all other small business loans made by such bank for the payment of which such small business concern is liable in any capacity, will, in the aggregate, exceed $10,000. When a bank makes a small business loan to a small business concern at a time when such concern is liable to the bank upon another or other small business loans, the principal amounts owing upon such other small business loan or loans shall, for the purpose of determining the finance charge which may be made

on such loan, be deemed to be a part of the sum then being borrowed by such small business concern. For the purposes of this section, the principal balance owing on a small business loan shall be deemed to be the face amount of the note evidencing such loan, less the aggregate of all installments paid thereon, and less a credit computed according to the formula contained in section 11 of this act.

C. 17:9A-59.30. Procedures regarding loans.

6. A bank which makes a small business loan may

(a) require one or more comakers or endorsers of the note evidencing the loan, or one or more guarantors of payment of the note;

(b) take an interest in property, real or personal, or both, to secure payment of the loan. When an interest in real property is taken as such security, it shall not be subject to any provision of article 14, sections 64 through 70, of the act of which this act is a supplement;

(c) when the payment of the loan is secured, require that the property constituting the security be insured for the benefit of the bank, against such loss or damage as the bank may require, and may retain out of the proceeds of such loan the premium for such insurance. If such insurance expires, lapses, or is canceled, and other insurance by insurers and in amounts satisfactory to the bank is not furnished to the bank without lapse of coverage, the bank may obtain insurance upon such property, and the cost thereof, less the amount of the return premium, if any, received by the bank on cancellation of prior insurance paid for by the borrower or the cost of which was retained out of the proceeds of the loan, shall be added to and become part of such loan, payable upon demand with interest at the legal rate; and, in default of such payment after such demand, the entire unpaid balance of the loan shall, at the election of the bank, become immediately due and payable;

(d) when the payment of such loan is secured, and provision is made by law for the filing or recording of the instrument of security or notice or

statement thereof, require compliance with such provision and retain the cost of such recording or filing out of the proceeds of the loan;

(e) when the payment of such loan is secured, and the property constituting such security is appraised by a person not an officer, director, employee or other agent of the bank, pay the cost of such appraisal and may retain such cost out of such loan, but in no event shall the amount so retained, or the amount charged the borrower for such appraisal, exceed the amount paid by the bank for such appraisal or 1% of the sum borrowed, whichever is less;

(f) at the written request of a borrower who is an individual, obtain or provide insurance on the life of the borrower pursuant to the provisions of "An act to provide for the regulation of credit life insurance and credit accident and health insurance, as defined, and supplementing Title 17 of the Revised Statutes" (P. L. 1958, c. 169); and the bank may deduct and retain from the proceeds of the loan an amount equal to the premium lawfully charged by the insurer issuing such insurance. If insurance is obtained or provided as herein provided, the bank shall deliver or cause to be delivered to the insured borrower at the time when the loan is made, a copy of the insurance policy, or a certificate therefor, or a copy of the application for such policy, or a notice of proposed insurance as required by law. If there is more than one person liable for the payment of any such loan, whether as borrower or otherwise, insurance may be obtained or provided as authorized herein on the life of only one such person. Nothing in any other law of this State shall prohibit a bank, or any employee of a bank, from collecting the premium or identifiable charge for life insurance obtained or provided as authorized herein, or prevent a bank from receiving or retaining any dividend or other gain or advantage resulting from such insurance. Nothing herein shall be construed as prohibiting a bank from taking an assignment of any other type of life

insurance policy as security for the payment of any such loan.

C. 17:9A-59.31. Collection fee; schedule.

7. Upon institution of proceedings for the collection of a small business loan in default, a bank may charge a collection fee, in addition to court costs, according to the following schedule:

(a) on the first $750 of indebtedness, 15%;

(b) on the excess over $750 of indebtedness, 10%, but in no case shall such collection fee exceed $500.00.

C. 17:9A-59.32. Provisions.

8. (a) The note evidencing a small business loan may provide that

(1) upon default in the payment of any installment on its due date, the entire unpaid balance owing thereon shall, at the election of the bank, become immediately due and payable;

(2) when the maturity of the unpaid balance owing on a note is accelerated as provided by this section, the bank may charge interest at the legal rate from the date such acceleration takes place upon the difference between the amount of the unpaid principal balance thereof, and the amount of credit given pursuant to section 11;

(3) the bank may charge interest at the legal rate upon each installment in arrears, for the period from the date when default in the payment of such installment occurs, to the date when payment of such installment is made; or, if the maturity of the unpaid balance owing on the note is accelerated as provided by this section, to the date when such acceleration takes place. In lieu of providing for interest pursuant to this paragraph (3), the note may provide that, on any installment in arrears for more than 10 days, the bank may make a late charge which shall not exceed 5% of such installment, or $5, whichever is the lesser; provided, (A) that the total of such late charges shall not exceed $25 in any one 12-month period, and (B) that only one such late charge shall be made on any one installment; and (C) that no such late charge shall be made upon any installment scheduled, by the terms of such note, to fall due upon a date subsequent to

the date upon which the maturity of the unpaid balance of the loan is accelerated as provided by this section;

(4) no party to such note shall be released or discharged from liability to the bank by reason of the bank's extending the time for the payment of an installment or installments owing or due upon such note, or by reason of the bank's waiver of any term or condition of such note, or of the instrument intended to secure payment thereof;

(5) all parties to such note shall waive presentation for payment, demand for payment, protest and notice of protest, nonpayment, dishonor, and the bank's election to accelerate the maturity of the unpaid balance owing thereon.

(b) For the purposes of this section,

(1) "unpaid principal balance" owing on a note means the face amount of the note, less the aggregate of all installments paid thereon and less the amount, if any, received by the bank on the cancellation of credit life insurance paid for by the borrower or the cost of which was retained by the bank out of the proceeds of the loan evidenced by the note, plus the cost of any insurance paid for by the bank pursuant to paragraph (C) of section 6 of this act, after crediting against such cost the amount of the return premium, if any, received by the bank on cancellation of prior insurance paid for by the borrower or the cost of which was retained out of the proceeds of the loan evidenced by the note;

(2) "unpaid balance" owing on a note means the amount of the unpaid principal balance as herein defined, plus unpaid interest and late charges, if any.

(c) In addition to the provisions expressly authorized by subsection a of this section, the note evidencing a small business loan, or the agreement pursuant to which such loan is made, may contain such provisions, not contrary to law or inconsistent with the provisions of this act, as the bank and the small business concern may agree upon, but no such

note or agreement shall provide that payment of the note shall be accelerated because the bank, or other holder of the note, deems itself insecure. No bank shall take any power of attorney to confess judgment on any note evidencing a small business loan.

C. 17:9A-59.33. Charges authorized by act.

9. A bank which makes a small business loan shall not make any further finance, interest or other charge in connection with such loan, other than those expressly authorized by this act.

C. 17:9A-59.34. Proceeds applied to repayment.

10. Nothing in this act shall prevent a bank from making a small business loan, the proceeds of which will be applied in whole or in part to the repayment at or before final maturity of a loan theretofore made under the provisions of this act or otherwise.

C. 17:9A-59.35. Credit on account of finance charges; formula.

11. (a) When the unpaid balance owing on a small business loan is repaid in full, or when the maturity of the unpaid balance of such loan is accelerated before the date scheduled for the payment of the final installment, the bank shall allow a credit on account of the finance charge made on such loan, the amount of which shall not be less than the amount determined by the application of the formula

$$C = \frac{AN}{D} \text{ in which}$$

"C" represents the amount of the credit to be given;

"A" represents the amount of the finance charge;

"D" is determined by ascribing to each month included in the period for which the finance charge was computed, reckoning from the day upon which the loan was made, the cardinal number descriptive of the number of months scheduled, by the terms of the loan, to elapse from the beginning of each such month, to the date to which the finance charge was computed, and the total of all the cardinal numbers so ascribed constitutes the quantity "D"; and

"N" represents the difference between the quantity "D" and the total of all the cardinal numbers ascribed to the months which have elapsed, in whole or in part, from the making of the loan, to the day upon which such repayment is made, or to the day upon which the maturity of the unpaid balance of such loan is accelerated, as the case may be.

(b) The Commissioner of Banking and Insurance may prepare and distribute to such banks as shall make a request therefor, a schedule or schedules based upon the formula stated in subsection a of this section, and credits allowed as provided in such schedule shall constitute a complete compliance with such subsection. A copy of such schedule, duly certified by the commissioner, shall be evidence in all courts and places.

(c) This section shall not apply where the amount of the credit to be allowed is less than $5.00.

C. 17:9A-59.36. Statement.

12. Every note evidencing a small business loan shall contain a statement that such loan was made pursuant to this act. If this act or any section hereof shall be amended, no reference to such amendment need be made in such statement.

C. 17:9A-59.37. Violations; penalty.

13. If a bank knowingly violates any provision of this act in the making or collection of a small business loan, the bank shall forfeit the entire finance charge made on such loan, and the borrower, or his legal representatives, successors or assigns, may recover back, in an action against the bank, twice the amount of the finance charge made by the bank on such loan; provided, such action is commenced within 2 years from the date such violation occurred. The amount of any credit allowed pursuant to section 11 of this act shall be credited against the finance charge made on such loan for the purposes of this section.

C. 17:9A-59.38. Acts saved.

14. Nothing in this act applies to any loan otherwise authorized or not prohibited by law, or otherwise enforceable at law.

C. 17:9A-59.39. Small Business Loan Act.

15. This act shall be known and may be cited as the "Small Business Loan Act."

16. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 163

AN ACT concerning motor vehicles and supplementing Title 39 of the Revised Statutes.

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

C. 39:3-30.3. Operation of motor vehicle registered in name of decedent.

1. Any motor vehicles registered in the name of any decedent may be operated, upon the public highways of this State, by a duly licensed driver who is, or is authorized to drive the same by, the surviving spouse or other member of the family of said decedent, under and by virtue of the registration certificate of such motor vehicle issued to such decedent, for a period of not exceeding 30 days after the death of such decedent.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 164

AN ACT concerning regional school districts and validating the allocation, designation or apportionment of initial elective terms of boards of education.

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

Validates.

1. Every allocation, designation or apportionment of initial elective terms for membership of the board of education of any regional school district heretofore made by any county superintendent of schools is validated, ratified and confirmed notwithstanding that any such allocation, designation or apportionment of initial elective terms shall

have been othewise than as provided for in section 18:8–7 of the Revised Statutes; provided, however, that no action, suit or other proceeding of any nature to contest the validity of such initial allocation, designation or apportionment has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 165

AN ACT relating to oaths, affirmations and affidavits, and acknowledgments and proofs of deeds and other instruments, and amending sections 41:2–1 and 46:14–6 of the Revised Statutes.

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

1. Section 41:2–1 of the Revised Statutes is amended to read as follows: Section amended.

41:2–1. All oaths, affirmations and affidavits required to be made or taken by law of this State, or necessary or proper to be made, taken or used in any court of this State, or for any lawful purpose whatever, may be made and taken before any one of the following officers: Before whom taken.

The Chief Justice of the Supreme Court or any of the justices or judges of courts of record of this State;

Masters of the Superior Court;

Municipal magistrates;

Mayors or aldermen of cities, towns or boroughs or commissioners of commission governed municipalities;

Surrogates, registers of deeds and mortgages, county clerks and their deputies;

City clerks;

Clerks of all courts;

Notaries public;

Commissioners of deeds;

Attorneys-at-law and counsellors-at-law of this State.

This section shall not apply to official oaths required to be made or taken by any of the officers of this State, nor to oaths or affidavits required to be made and taken in open court.

Section amended.

2. Section 46:14–6 of the Revised Statutes is amended to read as follows:

Officers of State before whom deeds or instruments may be acknowledged or proved; methods; certificates.

46:14–6. If any deed or instrument of the nature or description set forth in section 46:16–1 of this Title shall have been or shall be acknowledged by a party executing the same, such party being in this State, whether residing in this State or elsewhere, before any one of the officers herein named, whether such officer was or is appointed for, or whether he was or is in the county where the affected real estate is situate or where such acknowledgment was or is taken, or not, such officer being satisfied that such party is the grantor, vendor, vendee, lessor or lessee in such deed or instrument, of all of which such officer shall make his certificate on, under or annexed to such deed or instrument, or if such deed or instrument shall have been or shall be proved before any such officer anywhere in this State by one or more of the subscribing witnesses thereto, such witness or witnesses being within this State, whether residing in this State or elsewhere, that such party (the grantor, vendor, vendee, lessor or lessee), signed, sealed and delivered such deed or instrument as his act and deed, and a certificate of such proof signed by such officer, shall be written upon, or under or be annexed to, such deed or instrument, every such deed or instrument, so acknowledged or proved, shall be deemed to be duly acknowledged or proved.

The officers of this State authorized to take acknowledgments or proofs in this State under authority of this section are a justice of the Supreme Court; a judge of the Superior Court; a judge of the County Court of any county; a master of the Superior Court by such designation, or by the designation of master-in-chancery or master of the court of chancery of New Jersey; an attorney-at-law; a counsellor-at-law; a notary public; a commissioner of deeds appointed for any county; a county clerk of any county; a deputy county clerk; a surrogate or deputy surrogate of any county; and a register of deeds and mortgages or deputy register of any county.

3. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 166

AN ACT to amend and supplement the Uniform Commercial Code, approved November 30, 1961 (P. L. 1961, c. 120).

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

1. Section 12A:3–105 of the New Jersey Statutes is amended to read as follows: Section amended.

12A:3–105. When Promise or Order Unconditional. When promise or order unconditional.

(1) A promise or order otherwise unconditional is not made conditional by the fact that the instrument

(a) is subject to implied or constructive conditions; or

(b) states its consideration, whether performed or promised, or the transaction which gave rise to the instrument, or that the promise

or order is made or the instrument matures in accordance with or "as per" such transaction; or

(c) refers to or states that it arises out of a separate agreement or refers to a separate agreement for rights as to prepayment or acceleration; or

(d) states that it is drawn under a letter of credit; or

(e) states that it is secured, whether by mortgage, reservation of title or otherwise; or

(f) indicates a particular account to be debited or any other fund or source from which reimbursement is expected; or

(g) is limited to payment out of a particular fund or the proceeds of a particular source, if the instrument is issued by a government or governmental agency or unit; or

(h) is limited to payment out of the entire assets of a partnership, unincorporated association, trust or estate by or on behalf of which the instrument is issued.

(2) A promise or order is not unconditional if the instrument

(a) states that it is subject to or governed by any other agreement; or

(b) states that it is to be paid only out of a particular fund or source except as provided in this section.

Section amended.

2. Section 12A:3–112 of the New Jersey Statutes is amended to read as follows:

Terms and omissions not affecting negotiability.

12A:3–112. Terms and Omissions Not Affecting Negotiability.

(1) The negotiability of an instrument is not affected by

(a) the omission of a statement of any consideration or of the place where the instrument is drawn or payable; or

(b) a statement that collateral has been given to secure obligations either on the instrument or otherwise of an obligor on the instrument or that in the case of default on those obligations the holder may realize on or dispose of the collateral; or

(c) a promise or power to maintain or protect collateral or to give additional collateral; or

(d) a term authorizing a confession of judgment on the instrument if it is not paid when due; or

(e) a term purporting to waive the benefit of any law intended for the advantage or protection of any obligor; or

(f) a term in a draft providing that the payee by indorsing or cashing it acknowledges full satisfaction of an obligation of the drawer; or

(g) a statement in a draft drawn in a set of parts (12A:3–801) to the effect that the order is effective only if no other part has been honored.

(2) Nothing in this section shall validate any term which is otherwise illegal.

Section amended.

3. Section 12A:3–412 of the New Jersey Statutes is amended to read as follows:

Acceptance varying draft.

12A:3–412. Acceptance Varying Draft.

(1) Where the drawee's proffered acceptance in any manner varies the draft as presented the holder may refuse the acceptance and treat the draft as dishonored in which case the drawee is entitled to have his acceptance canceled.

(2) The terms of the draft are not varied by an acceptance to pay at any particular bank or place in the United States, unless the acceptance states that the draft is to be paid only at such bank or place.

(3) Where the holder assents to an acceptance varying the terms of the draft each drawer and indorser who does not affirmatively assent is discharged.

Section amended.

4. Section 12A:3–504 of the New Jersey Statutes is amended to read as follows:

How presentments made.

12A:3–504. How Presentment Made.

(1) Presentment is a demand for acceptance or payment made upon the maker, acceptor, drawee or other payor by or on behalf of the holder.

(2) Presentment may be made

(a) by mail, in which event the time of presentment is determined by the time of receipt of the mail; or

(b) through a clearing house; or

(c) at the place of acceptance or payment specified in the instrument or if there be none at the place of business or residence of the party to accept or pay. If neither the party to accept or pay nor anyone authorized to act for him is present or accessible at such place presentment is excused.

(3) It may be made

(a) to any one of 2 or more makers, acceptors, drawees or other payors; or

(b) to any person who has authority to make or refuse the acceptance or payment.

(4) A draft accepted or a note made payable at a bank in the United States must be presented at such bank.

(5) In the cases described in 12A:4–210 presentment may be made in the manner and with the result stated in that section.

Section amended.

5. Section 12A:4–106 of the act of which this act is amendatory is amended to read as follows:

Separate office of a bank.

12A:4–106. Separate Office of a Bank.

A branch or separate office of a bank is a separate bank for the purpose of computing the time within which and determining the place at or to which action may be taken or notices or orders shall be given under this chapter and under chapter 3.

C. 12A:4-109. Process of posting.

6. Process of Posting.

The "process of posting" means the usual procedure followed by a payor bank in determining to pay an item and in recording the payment including one or more of the following or other steps as determined by the bank:

(a) verification of any signature;

(b) ascertaining that sufficient funds are available;

(c) affixing a "paid" or other stamp;

(d) entering a charge or entry to a customer's account;

(e) correcting or reversing an entry or erroneous action with respect to the item.

Section amended.

7. Section 12A:6–103 of the New Jersey Statutes is amended to read as follows:

Transfers excepted from this chapter.

12A:6–103. Transfers Excepted From This Chapter.

The following transfers are not subject to this chapter:

(1) Those made to give security for the performance of an obligation;

(2) General assignments for the benefit of all the creditors of the transferor, and subsequent transfers by the assignee thereunder;

(3) Transfers in settlement or realization of a lien or other security interest;

(4) Sales by executors, administrators, receivers, trustees in bankruptcy, or any public officer under judicial process;

(5) Sales made in the course of judicial or administrative proceedings for the dissolution or reorganization of a corporation and of which notice is sent to the creditors of the corporation pursuant to order of the court or administrative agency;

(6) Transfers to a person maintaining a known place of business in this State who becomes bound to pay the debts of the transferor in full and gives public notice of that fact, and who is solvent after becoming so bound;

(7) A transfer to a new business enterprise organized to take over and continue the business,

if public notice of the transaction is given and the new enterprise assumes the debts of the transferor and he receives nothing from the transaction except an interest in the new enterprise junior to the claims of creditors;

(8) Transfers of property which is exempt from execution.

Public notice under subsection (6) or subsection (7) may be given by publishing once a week for 2 consecutive weeks in a newspaper of general circulation where the transferor had its principal place of business in this State an advertisement including the names and addresses of the transferor and transferee and the effective date of the transfer.

Section amended.

8. Section 12A:6–104 of the New Jersey Statutes is amended to read as follows:

Schedule of property, list of creditors.

12A:6–104. Schedule of Property, List of Creditors.

(1) Except as provided with respect to auction sales (12A:6–108), a bulk transfer subject to this chapter is ineffective against any creditor of the transferor unless:

(a) The transferee requires the transferor to furnish a list of his existing creditors prepared as stated in this section; and

(b) The parties prepare a schedule of the property transferred sufficient to identify it; and

(c) The transferee preserves the list and schedule for 6 months next following the transfer and permits inspection of either or both and copying therefrom at all reasonable hours by any creditor of the transferor, or files the list and schedule in the office of the Secretary of State.

(2) The list of creditors must be signed and sworn to or affirmed by the transferor or his agent. It must contain the names and business addresses of all creditors of the transferor, with the amounts when known, and also the names of all persons who

are known to the transferor to assert claims against him even though such claims are disputed. If the transferor is the obligor of an outstanding issue of bonds, debentures or the like as to which there is an indenture trustee, the list of creditors need include only the name and address of the indenture trustee and the aggregate outstanding principal amount of the issue.

(3) Responsibility for the completeness and accuracy of the list of creditors rests on the transferor, and the transfer is not rendered ineffective by errors or omissions therein unless the transferee is shown to have had knowledge.

Section amended.

9. Section 12A:6–106 of the New Jersey Statutes is amended to read as follows:

Application of the proceeds.

12A:6–106. Application of the Proceeds.

In addition to the requirements of the 2 preceding sections:

(1) Upon every bulk transfer subject to this chapter for which new consideration becomes payable except those made by sale at auction it is the duty of the transferee to assure that such consideration is applied so far as necessary to pay those debts of the transferor which are either shown on the list furnished by the transferor (12A:6–104) or filed in writing in the place stated in the notice (12A:6–107) within 30 days after the mailing of such notice. This duty of the transferee runs to all the holders of such debts, and may be enforced by any of them for the benefit of all.

(2) If any of said debts are in dispute the necessary sum may be withheld from distribution until the dispute is settled or adjudicated.

(3) If the consideration payable is not enough to pay all of the said debts in full distribution shall be made pro rata.

(4) The transferee may within 10 days after he takes possession of the goods pay the consideration into the County Court in the county where the transferor had its principal place of business in this State and thereafter may discharge his duty under this section by giving notice by registered or

certified mail to all the persons to whom the duty runs that the consideration has been paid into that court and that they should file their claims there. On motion of any interested party, the court may order the distribution of the consideration to the persons entitled to it.

Section amended.

10. Section 12A:6–107 of the New Jersey Statutes is amended to read as follows:

The notice.

12A:6–107. The Notice.

(1) The notice to creditors (12A:6–105) shall state:

(a) that a bulk transfer is about to be made; and

(b) the names and business addresses of the transferor and transferee, and all other business names and addresses used by the transferor within 3 years last past so far as known to the transferee; and

(c) whether or not all the debts of the transferor are to be paid in full as they fall due as a result of the transaction, and if so, the address to which creditors should send their bills.

(2) If the debts of the transferor are not to be paid in full as they fall due or if the transferee is in doubt on that point then the notice shall state further:

(a) the location and general description of the property to be transferred and the estimated total of the transferor's debts;

(b) the address where the schedule of property and list of creditors (12A:6–104) may be inspected;

(c) whether the transfer is to pay existing debts and if so the amount of such debts and to whom owing;

(d) whether the transfer is for new consideration and if so the amount of such consideration and the time and place of payment; and

(e) if for new consideration the time and place where creditors of the transferor are to file their claims.

(3) The notice in any case shall be delivered personally or sent by registered or certified mail to all the persons shown on the list of creditors furnished by the transferor (12A:6–104) and to all other persons who are known to the transferee to hold or assert claims against the transferor.

Section amended.

11. Section 12A:6–108 of the New Jersey Statutes is amended to read as follows:

Auction sales; "auctioneer."

12A:6–108. Auction Sales; "Auctioneer."

(1) A bulk transfer is subject to this chapter even though it is by sale at auction, but only in the manner and with the results stated in this section.

(2) The transferor shall furnish a list of his creditors and assist in the preparation of a schedule of the property to be sold, both prepared as before stated (12A:6–104).

(3) The person or persons other than the transferor who direct, control or are responsible for the auction are collectively called the "auctioneer." The auctioneer shall:

(a) receive and retain the list of creditors and prepare and retain the schedule of property for the period stated in this chapter (12A:6–104);

(b) give notice of the auction personally or by registered or certified mail at least 10 days before it occurs to all persons shown on the list of creditors and to all other persons who are known to him to hold or assert claims against the transferor; and

(c) assure that the net proceeds of the auction are applied as provided in this chapter (12A:6–106).

(4) Failure of the auctioneer to perform any of these duties does not affect the validity of the sale or the title of the purchasers, but if the auctioneer

knows that the auction constitutes a bulk transfer such failure renders the auctioneer liable to the creditors of the transferor as a class for the sums owing to them from the transferor up to but not exceeding the net proceeds of the auction. If the auctioneer consists of several persons their liability is joint and several.

Section amended.

12. Section 12A:8–102 of the New Jersey Statutes is amended to read as follows:

Definitions and index of definitions.

12A:8–102. Definitions and Index of Definitions.

(1) In this chapter unless the context otherwise requires

(a) A "security" is an instrument which

(i) is issued in bearer or registered form; and

(ii) is of a type commonly dealt in upon securities exchanges or markets or commonly recognized in any area in which it is issued or dealt in as a medium for investment; and

(iii) is either one of a class or series or by its terms is divisible into a class or series of instruments; and

(iv) evidences a share, participation or other interest in property or in an enterprise or evidences an obligation of the issuer.

(b) A writing which is a security is governed by this chapter and not by Uniform Commercial Code—Commercial Paper even though it also meets the requirements of that chapter. This chapter does not apply to money

(c) A security is in "registered form" when it specifies a person entitled to the security or to the rights it evidences and when its transfer may be registered upon books maintained for that purpose by or on behalf of an issuer or the security so states.

(d) A security is in "bearer form" when it runs to bearer according to its terms and not by reason of any indorsement.

(2) A "subsequent purchaser" is a person who takes other than by original issue.

(3) A "clearing corporation" is a corporation all of the capital stock of which is held by or for a national securities exchange or association registered under a statute of the United States such as the Securities Exchange Act of 1934.

(4) A "custodian bank" is any bank or trust company which is supervised and examined by State or Federal authority having supervision over banks and which is acting as custodian for a clearing corporation.

(5) Other definitions applying to this chapter or to specified subchapters thereof and the sections in which they appear are:

"Adverse claim"	12A:8–301
"Bona fide purchaser"	12A:8–302
"Broker"	12A:8–303
"Guarantee of the signature"	12A:8–402
"Intermediary bank"	12A:4–105
"Issuer"	12A:8–201
"Overissue"	12A:8–104

(6) In addition chapter 1 contains general definitions and principles of construction and interpretation applicable throughout this chapter.

C. 12A:8-107. Securities deliverable; Action for price.

13. Securities Deliverable; Action for Price.

(1) Unless otherwise agreed and subject to any applicable law or regulation respecting short sales, a person obligated to deliver securities may deliver any security of the specified issue in bearer form or registered in the name of the transferee or indorsed to him or in blank.

(2) When the buyer fails to pay the price as it comes due under a contract of sale the seller may recover the price

(a) of securities accepted by the buyer; and

(b) of other securities if efforts at their resale would be unduly burdensome or if there is no readily available market for their resale.

Section amended.

14. Section 12A:8–208 of the New Jersey Statutes is amended to read as follows:

Effect of signature of authenticating trustee, registrar or transfer agent.

12A:8–208. Effect of Signature of Authenticating Trustee, Registrar or Transfer Agent.

(1) A person placing his signatures upon a security as authenticating trustee, registrar, transfer agent or the like warrants to a purchaser for value without notice of the particular defect that

(a) the security is genuine; and

(b) his own participation in the issue of the security is within his capacity and within the scope of his authorization received by him from the issuer; and

(c) he has reasonable grounds to believe that the security is in the form and within the amount the issuer is authorized to issue.

(2) Unless otherwise agreed, a person by so placing his signature does not assume responsibility for the validity of the security in other respects.

Section amended.

15. Section 12A:8–306 of the New Jersey Statutes is amended to read as follows:

Warranties on presentment and transfer.

12A:8–306. Warranties on Presentment and Transfer.

(1) A person who presents a security for registration or transfer or for payment or exchange warrants to the issuer that he is entitled to the registration, payment or exchange. But a purchaser for value without notice of adverse claims who receives a new, reissued or reregistered security on registration of transfer warrants only that he has no knowledge of any unauthorized signature (12A:8–311) in a necessary indorsement.

(2) A person by transferring a security to a purchaser for value warrants only that

(a) his transfer is effective and rightful; and

(b) the security is genuine and has not been materially altered; and

(c) he knows no fact which might impair the validity of the security.

(3) Where a security is delivered by an intermediary known to be entrusted with delivery of the security on behalf of another or with collection of a draft or other claim against such delivery, the intermediary by such delivery warrants only his own good faith and authority even though he has purchased or made advances against the claim to be collected against the delivery.

(4) A pledgee or other holder for security who redelivers the security received, or after payment and on order of the debtor delivers that security to a third person makes only the warranties of an intermediary under subsection (3).

(5) A broker gives to his customer and to the issuer and a purchaser the warranties provided in this section and has the rights and privileges of a purchaser under this section. The warranties of and in favor of the broker acting as an agent are in addition to applicable warranties given by and in favor of his customer.

Section amended.

16. Section 12A:8–308 of the New Jersey Statutes is amended to read as follows:

Indorsement, how made; special indorsement; indorser not a guarantor; partial assignment.

12A:8–308. Indorsement, How Made; Special Indorsement; Indorser Not a Guarantor; Partial Assignment.

(1) An indorsement of a security in registered form is made when an appropriate person signs on it or on a separate document an assignment or transfer of the security or a power to assign or transfer it or when the signature of such person is written without more upon the back of the security.

(2) An indorsement may be in blank or special. An indorsement in blank includes an indorsement to bearer. A special indorsement specifies the person to whom the security is to be transferred, or who has power to transfer it. A holder may convert a blank indorsement into a special indorsement.

(3) "An appropriate person" in subsection (1) means

(a) the person specified by the security or by special indorsement to be entitled to the security; or

(b) where the person so specified is described as a fiduciary but is no longer serving in the described capacity, either that person or his successor; or

(c) where the security or indorsement so specifies more than one person as fiduciaries and one or more are no longer serving in the described capacity, the remaining fiduciary or fiduciaries, whether or not a successor has been appointed or qualified; or

(d) where the person so specified is an individual and is without capacity to act by virtue of death, incompetence, infancy or otherwise, his executor, administrator, guardian or like fiduciary; or

(e) where the security or indorsement so specifies more than one person as tenants by the entirety or with right of survivorship and by reason of death all cannot sign, the survivor or survivors; or

(f) a person having power to sign under applicable law or controlling instrument; or

(g) to the extent that any of the foregoing persons may act through an agent, his authorized agent.

(4) Unless otherwise agreed the indorser by his indorsement assumes no obligation that the security will be honored by the issuer.

(5) An indorsement purporting to be only of part of a security representing units intended by the issuer to be separately transferable is effective to the extent of the indorsement.

(6) Whether the person signing is appropriate is determined as of the date of signing and an indorsement by such a person does not become unauthorized for the purposes of this chapter by virtue of any subsequent change of circumstances.

(7) Failure of a fiduciary to comply with a controlling instrument or with the law of the State having jurisdiction of the fiduciary relationship, including any law requiring the fiduciary to obtain court approval of the transfer, does not render his indorsement unauthorized for the purposes of this chapter.

Section amended.

17. Section 12A:8–313 of the New Jersey Statutes is amended to read as follows:

When delivery to purchaser occurs; purchaser's broker as holder.

12A:8–313. When Delivery to the Purchaser Occurs; Purchaser's Broker as Holder.

(1) Delivery to a purchaser occurs when

(a) he or a person designated by him acquires possession of a security; or

(b) his broker acquires possession of a security specially indorsed to or issued in the name of the purchaser; or

(c) his broker sends him confirmation of the purchase and also by book entry or otherwise identifies a specific security in the broker's possession as belonging to the purchaser; or

(d) with respect to an identified security to be delivered while still in the possession of a third person when that person acknowledges that he holds for the purchaser; or

(e) appropriate entries on the books of a clearing corporation are made under 12A:8–320.

(2) The purchaser is the owner of a security held for him by his broker, but is not the holder except as specified in subparagraphs (b), (c) and (e) of subsection (1). Where a security is part of a fungible bulk the purchaser is the owner of a proportionate property interest in the fungible bulk.

(3) Notice of an adverse claim received by the broker or by the purchaser after the broker takes delivery as a holder for value is not effective either as to the broker or as to the purchaser. However, as between the broker and the purchaser the pur-

chaser may demand delivery of an equivalent security as to which no notice of an adverse claim has been received.

C. 12A:8-320. Transfer or pledge within a central depository system.

18. Transfer or Pledge within a Central Depository System.

(1) If a security

(a) is in the custody of a clearing corporation or of a custodian bank or a nominee of either subject to the instructions of the clearing corporation; and

(b) is in bearer form or indorsed in blank by an appropriate person or registered in the name of the clearing corporation or custodian bank or a nominee of either; and

(c) is shown on the account of a transferor or pledgor on the books of the clearing corporation;

then, in addition to other methods, a transfer or pledge of the security or any interest therein may be effected by the making of appropriate entries on the books of the clearing corporation reducing the account of the transferor or pledgor and increasing the account of the transferee or pledgee by the amount of the obligation or the number of shares or rights transferred or pledged.

(2) Under this section entries may be with respect to like securities or interests therein as a part of a fungible bulk and may refer merely to a quantity of a particular security without reference to the name of the registered owner, certificate or bond number or the like and, in appropriate cases, may be on a net basis taking into account other transfers or pledges of the same security.

(3) A transfer or pledge under this section has the effect of a delivery of a security in bearer form or duly indorsed in blank (12A:8–301) representing the amount of the obligation or the number of shares or rights transferred or pledged. If a pledge or the creation of a security interest is intended, the making of entries has the effect of a taking of

delivery by the pledgee or a secured party (12A:9–304 and 9–305). A transferee or pledgee under this section is a holder.

(4) A transfer or pledge under this section does not constitute a registration of transfer under subsection 4 of this chapter.

(5) That entries made on the books of the clearing corporation as provided in subsection (1) are not appropriate does not affect the validity or effect of the entries nor the liabilities or obligations of the clearing corporation to any person adversely affected thereby.

Section amended.

19. Section 12A:9–206 of the New Jersey Statutes is amended to read as follows:

Agreement not to assert defenses against assignee; modification of sales warranties where security agreement exists.

12A:9–206. Agreement Not to Assert Defenses Against Assignee; Modification of Sales Warranties Where Security Agreement Exists.

(1) Subject to any statute or decision which establishes a different rule for buyers or lessees of consumer goods, an agreement by a buyer or lessee that he will not assert against an assignee any claim or defense which he may have against the seller or lessor is enforceable by an assignee who takes his assignment for value, in good faith and without notice of a claim or defense, except as to defenses of a type which may be asserted against a holder in due course of a negotiable instrument under the chapter on Commercial Paper (chapter 3). A buyer who as part of one transaction signs both a negotiable instrument and a security agreement makes such an agreement.

(2) When a seller retains a purchase money security interest in goods the chapter on Sales (chapter 2) governs the sale and any disclaimer, limitation or modification of the seller's warranties.

20. This act shall take effect immediately.

Approved July 31, 1963.

CHAPTER 167

AN ACT concerning corporations, and amending section 14:4–3 of the Revised Statutes.

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

Section amended.

1. Section 14:4–3 of the Revised Statutes is amended to read as follows:

Name displayed at principal office; exceptions.

14:4–3. Except where the principal office of a corporation is located in the office of an attorney-at-law who is the registered agent of the corporation for the purpose of service of process against the corporation, the name of every corporation shall at all times be conspicuously displayed at the entrance of its principal office, and in default thereof the directors shall be jointly and severally liable to a penalty of $200.00, to be recovered with costs by the State, before any court of competent jurisdiction, by action prosecuted by the Attorney General.

The directors shall be jointly and severally liable to a like penalty for every 30 days' additional default from and after the service of process in the first action, to be recovered in like manner.

2. This act shall take effect immediately.

Approved July 31, 1964.

CHAPTER 168

AN ACT prohibiting political activity by county prosecutors and certain officers and employees of county prosecutors' staffs.

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

C. 2A:158-21. Political activity prohibited among certain county officers.

1. No county prosecutor, assistant prosecutor or legal assistant to a prosecutor, while holding any such office or position, shall (1) be a candidate for election to, or hold, any elective public office or any office or position with any political party or club, or (2) in connection with the candidacy of any person for public office, sign or authorize the use of his name in connection with political or campaign literature or material, or print or publish in order to distribute such political or campaign literature or material; provided, however, that the prohibition against holding office contained in this act shall not prevent any individual, holding or filling any such office as of the effective date of this act, from completing any term of office for which he has heretofore been elected or chosen; and provided further that nothing herein contained shall be construed to prohibit any such prosecutor, assistant prosecutor or legal assistant from being a candidate for election to, or from holding, the office or position of delegate or alternate to the national convention of any political party.

2. This act shall take effect immediately.

Approved August 13, 1964.

CHAPTER 169

A SUPPLEMENT to "An act to define the Korean conflict in the Civil Service law and amending section 11:27–1 of the Revised Statutes," approved July 1, 1963 (P. L. 1963, c. 120).

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

C. 11:27-1.4. Definition Korean conflict.

1. Notwithstanding the provisions of paragraph (11) of R. S. 11:27–1, as amended by the act to which this act is a supplement, any person who, prior to July 1, 1963, received a temporary appointment from an employment list certified by the Civil Service Commission shall, upon request of the appointing authority, be so certified for permanent appointment from said list.

C. 11:27-1.5. Effective date.

2. This act shall take effect immediately and shall expire 45 days thereafter.

Approved August 14, 1964.

CHAPTER 170

AN ACT concerning alcoholic beverage control, and amending section 33:1–11 of the Revised Statutes.

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

Section amended.

1. Section 33:1–11 of the Revised Statutes is amended to read as follows:

Class B licenses; subdivisions; fees.

33:1–11. Class B licenses shall be subdivided and classified as follows:

Plenary wholesale license. 1. The holder of this license shall be entitled, subject to rules and regu-

lations, to sell and distribute alcoholic beverages to retailers and wholesalers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse and salesroom; provided however, that the delivery of such alcoholic beverages by the holder of this license to retailers licensed under this Title shall be from inventory in a warehouse located in New Jersey which is operated under a plenary wholesale license. The fee for this license shall be $3,000.00.

Limited wholesale license. 2a. The holder of this license shall be entitled, subject to rules and regulations, to sell and distribute brewed malt alcoholic beverages and naturally fermented wines to retailers and wholesalers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse and salesroom. The fee for this license shall be $900.00.

Wine wholesale license. 2b. The holder of this license shall be entitled, subject to rules and regulations, to sell and distribute any naturally fermented, treated, blended, fortified and sparkling wines, to retailers and wholesalers, licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse and salesroom; provided however, that the delivery of such wines by the holder of this license to retailers licensed under this Title shall be from inventory in a warehouse located in New Jersey which is operated under a wine wholesale license. The fee for this license shall be $1,500.00.

State beverage distributor's license. 2c. The holder of this license shall be entitled, subject to rules and regulations, to sell and distribute unchilled, brewed, malt alcoholic beverages in original containers only, in quantities of not less than 144 fluid ounces, to retailers licensed in accordance with

this chapter, and to sell and distribute without this State to any person pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse and salesroom. The holder of this license may sell unchilled, brewed, malt alcoholic beverages in original containers only, in quantities of not less than 144 fluid ounces, at retail; provided, however, that such sales shall be made only for consumption off the licensed premises. This license shall not be issued to any person holding a plenary or limited brewery license, nor shall it be issued to any person directly or indirectly interested in any brewery within or without this State. This license shall not be issued for the premises in or upon which any retail business, except the sale of malt alcoholic beverages and nonalcoholic beverages, is carried on. The fee for this license shall be $625.00.

2. This act shall take effect 90 days after enactment.

Approved August 19, 1964.

CHAPTER 171

AN ACT to amend "An act providing for the retirement of certain persons holding office, position or employment in State penal institutions and providing a pension for such persons and their dependents," approved June 24, 1941 (P. L. 1941, c. 220) and repealing section 4 thereof.

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

Section amended.

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

C. 43:7-9. Widow, children or dependent parents, pension to.

3. In the event that any such prison officer, who, having paid into the fund the full amount of his annual assessments or contributions, shall die as a result of injuries or illness received or incurred

in the performance of his duties; or in the event that any such prison officer shall have served in the employ of the State in the aggregate for 5 years, and who has paid into the fund the full amount of his annual assessments or contributions, has died or shall die from causes other than injuries or illness received or incurred in the performance of his duties; or in the event that any such prison officer shall have been retired and pensioned under the provisions of this act and shall have continued to pay into the fund the full amount of his annual assessments or contributions based on his retirement pay after his retirement and until his death, and shall die; then and in each of such events, but subject to the limitations hereinafter provided, a pension in an amount of $1,000.00 annually shall be paid to the widow, children under the age of 16 years, or dependent parents, as the case may be; provided, however, that no pension shall be paid to any widow if she was married to her deceased husband after the date of his retirement and hereafter he shall have arrived at the age of 55 years. The pension as aforesaid shall be paid to the widow during her natural life and so long as she shall remain unmarried. In the event that there shall be no widow surviving said employee, or no widow qualified to take under this act, or in the event that the said widow shall subsequently die, or remarry, and said employee shall have left him surviving minor children under the age of 16 years, then and in such event payments to said minor children under the age of 16 years shall be made as follows: If there be but one child the sum of $25.00 shall be paid to such child monthly until he or she shall arrive at the age of 16 years; if there are 2 children, each shall be paid $25.00 monthly until he or she shall reach the age of 16 years; if there are 3 or more children, the aforesaid pension equal in amount to ½ of the salary received by such prison officer at the time of his death or retirement, but not exceeding in the aggregate $1,000.00 annually, shall be paid to such children who have not attained the

age of 16 years, in equal shares, but in no event shall any one of such children receive more than the sum of $25.00 monthly. In the event that there is no widow and no children under the age of 16 years, at the time of the death of such prison officer, then such pension shall be paid to the dependent parent, or parents, if any, of such deceased prison officer.

Repealer.

2. Section 4 of "An act providing for the retirement of certain persons holding office, position or employment in State penal institutions and providing a pension for such persons and their dependents," approved June 24, 1941, is repealed.

3. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 172

AN ACT concerning crimes and supplementing article 2 of chapter 3 of Title 39 of the Revised Statutes.

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

C. 39:3-38.1. Penalty.

1. Any person who falsely makes, alters, forges or counterfeits any motor vehicle certificate of registration or driver's license is guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 173

AN ACT authorizing the sale of municipal lands to duly incorporated nonprofit hospital associations in certain cases and supplementing chapter 60 of Title 40 of the Revised Statutes.

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

C. 40:60-40.6. Sale of municipal lands to nonprofit hospital associations.

1. Whenever any municipality shall have acquired any lands for any public use from any duly incorporated nonprofit hospital association and the governing body of such municipality shall thereafter determine that such lands are no longer needed for any municipal or public purpose, such municipality may by resolution of its governing body authorize the sale and conveyance of such lands back to such nonprofit hospital association for such consideration and upon such terms, conditions and limitations as said governing body shall deem advisable.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 174

AN ACT to authorize the governing body of the borough of Glen Ridge, in the county of Essex, to waive, in certain cases, the provisions of the general statutes which require that members of its police force and paid fire department must reside within the borough.

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

Residence requirements borough Glen Ridge; authority to waive provisions in certain cases.

1. The borough of Glen Ridge, in the county of Essex, is hereby authorized and empowered to appoint, and to keep in its employ present and future officers or members of its police force or paid fire department, notwithstanding that the same do not meet the residence requirements specified by P. L. 1946, chapter 25 and P. L. 1953, chapter 107 (both as amended or supplemented), or by any other applicable law, provided, however, that:

(a) The mayor and council of said borough shall find as a fact that adherence to said residence requirements in each particular case would seriously impede its ability to establish and maintain competent personnel for its police force or paid fire department, and that the appointment or continued employment of a named officer or member of its police force or paid fire department is deemed necessary to the proper establishment and operation of said police force or paid fire department; and

(b) That the place of residence of such member or officer is within the county of Essex, or, if not, is within a distance of not over 10 miles from the border of said borough of Glen Ridge and, in either case, is at a distance which, in the light of the functions, duties and assignments of such officer or member, will not adversely affect the efficient operation of said police force or paid fire department; and

(c) A resolution embodying the foregoing findings shall be adopted authorizing the appointment or continued employment of such named officer or member of said police force or paid fire department, notwithstanding that he is not a resident of said borough and fixing the maximum distance, within the limits above provided, at which he may reside.

2. This act shall take effect upon the due adoption and publication of an ordinance of said borough for the purpose of adopting the same.

Approved August 19, 1964.

CHAPTER 175

AN ACT to supplement "An act to facilitate vehicular traffic in the State of New Jersey by providing for the construction, maintenance, repair and operation of turnpike projects; creating the New Jersey Turnpike Authority and defining its powers and duties; providing for financing such projects by the issuance of turnpike revenue bonds of the authority, payable solely from the tolls, other revenues and proceeds of such bonds; and providing for the collection of tolls and other revenues to pay the cost of construction, maintenance, repair and operation of such projects and to pay such bonds and the interest thereon," approved October 27, 1948 (P. L. 1948, c. 454), as said title was amended by P. L. 1950, c. 1.

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

C. 27:23-23.1. Turnpike addition authorized.

1. The New Jersey Turnpike Authority is authorized to construct, maintain, repair and operate a project addition to the New Jersey Turnpike consisting of a highway at the following location or such part or parts thereof as the New Jersey Turnpike Authority may determine to be suitable for a project as contemplated by this act: Beginning at Route 33 between the City of Trenton and Mercerville in Hamilton Township on the west, from thence easterly to an interchange with the New Jersey Turnpike between Allentown and Robbinsville, thence easterly south of State Highway 33 to, and to connect with or intersect, the Garden State Parkway at one or more locations between the intersection of said parkway with State Highway No. 33 in the vicinity of its intersection with State Highway No. 66 and the intersection of said

parkway with State Highway No. 37, in such manner as may be determined by the New Jersey Turnpike Authority to be the most practical route in order to afford convenient access to the New Jersey seashore area.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 176

AN ACT to authorize the governing body of the borough of Sea Girt, in the county of Monmouth, to waive, in certain cases, the provisions of the general statutes which require that members of its police force must reside within the borough.

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

Residence requirements borough Sea Girt; authority to waive provisions in certain cases.

1. The borough of Sea Girt, in the county of Monmouth, is hereby authorized and empowered to appoint, and to keep in its employ present and future officers or members of its police force notwithstanding that the same do not meet the residence requirements specified by P. L. 1946, chapter 25 and P. L. 1953, chapter 107 (both as amended or supplemented), or by any other applicable law, provided, however, that:

(a) The mayor and council of said borough shall find as a fact that adherence to said residence requirements in each particular case would seriously impede its ability to establish and maintain competent personnel for its police force, and that the appointment or continued employment of a named officer or member of its police force is deemed necessary to the proper establishment and operation of said police force; and

(b) That the place of residence of such member or officer is within the county of Monmouth, or, if not, is within a distance of not over 10 miles from the border of said borough of Sea Girt, and in either case, is at a distance which, in the light of the functions, duties and assignments of such officer or member, will not adversely affect the efficient operation of said police force; and

(c) A resolution embodying the foregoing findings shall be adopted authorizing the appointment or continued employment of such named officer or member of said police force notwithstanding that he is not a resident of said borough and fixing the maximum distance, within the limits above provided, at which he may reside.

2. This act shall take effect upon the due adoption and publication of an ordinance of said borough for the purpose of adopting the same.

Approved August 19, 1964.

CHAPTER 177

AN ACT concerning corporations, and supplementing Title 14 of the Revised Statutes.

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

C. 14:10-9.1. Vote of stockholders dispensed with; conditions.

1. Whenever the vote of stockholders at a meeting thereof is required or permitted to be taken in connection with any corporate action by any provision of Title 14 of the Revised Statutes, the meeting and vote of stockholders may be dispensed with, if all of the stockholders who would have been entitled to vote upon the action if such meeting were held, shall consent in writing to such corporate action being taken. In the event that the action which is consented to is such as would have required the filing

of a certificate under any other provision of Title 14 of the Revised Statutes if such action had been voted upon by the stockholders at a meeting thereof, the certificate filed pursuant to such requirement shall state that written consent has been given pursuant to this act, in lieu of stating that the stockholders have voted upon the corporate action in question, if such last mentioned statement is required thereby.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 178

AN ACT concerning disorderly persons.

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

C. 2A:170-25.8. Penalty.

1. Any person, while operating a motor vehicle on any street or highway in this State, who knowingly flees or attempts to elude any police or law enforcement officer after having received any signal from such officer to bring the vehicle to a full stop, is a disorderly person.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 179

AN ACT concerning crimes and supplementing chapter 111 of Title 2A of the New Jersey Statutes.

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

C. 2A:111-21.1. Fraudulent disposition personal property; penalty.

1. Any person who is in possession of personal property which is subject to a security interest and who, with knowledge of the security interest, and without the consent of the holder of the security interest, and with intent to cheat or defraud the holder of the security interest, secretes, destroys, sells or exchanges the property which is subject to the security interest, is guilty of a misdemeanor. As used herein, "security interest" means an interest in personal property which secures payment or performance of an obligation, and includes interests created by or evidenced by contract or agreement, including pledge, assignment, chattel mortgage, chattel trust, factor's lien, equipment trust, conditional sale, trust receipt, equipment lease and security agreement.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 180

AN ACT concerning motor vehicles and traffic regulations and amending section 39:4–54 of the Revised Statutes.

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

Section amended.

Trailers; number permitted; definitions; fine.

1. Section 39:4–54 of the Revised Statutes is amended to read as follows:

39:4–54. No motor vehicle shall be used on the public highways while drawing more than one motor-drawn vehicle other than a double saddle-mount operation. A "double saddle-mount" means mounting the front of a motor vehicle by use of a coupling device, known as a "saddle-mount," on the rear of a towing vehicle and mounting the front of another motor vehicle by use of another "saddle-mount" on the rear of the towed vehicle. The director by regulation may prescribe standards to insure the sufficiency of the coupling, or "saddle-mount," devices and towing methods in such double saddle-mount operations. In no event shall the overall length of a double saddle-mount operation exceed the overall length limitation prescribed in R. S. 39:3–84 for combinations of vehicles, and any violation thereof shall be subject to the penalty provided in this Title for violations of the overall length limitation in said section. A municipality while operating a municipal owned vehicle under contract over a highway maintained wholly by the municipality may use more than one motor-drawn vehicle, but not exceeding 3 in the aggregate, while engaged in the collection of garbage or ashes or in street repair.

Motor-drawn vehicles having more than 2 wheels shall, when operated on the highways of this State, be connected to the motor-propelled vehicle by at least one chain, in addition to the hitch bar, of sufficient strength to hold the motor-drawn vehicle on a hill if the hitching bar becomes disconnected, or shall be provided with an adequate device to prevent its rolling backward.

A person violating this section, except as specifically provided herein, shall be subject to a fine not exceeding $100.00. In default of the payment thereof, there shall be imposed imprisonment in the county jail for a period not exceeding 10 days. days.

2. This act shall take effect immediately.

Approved August 19, 1964.

CHAPTER 181

A SUPPLEMENT to "An act to provide for the creation, setting apart, maintenance and administration of a city employees' retirement system in cities of the first class having, at the time of the enactment of this act, a population in excess of 400,000 inhabitants; and merging and superseding the provisions of pension funds established pursuant to article 2 of chapter 13, chapters 18 and 19, of Title 43 of the Revised Statutes, in said cities," approved November 22, 1954 (P. L. 1954, c. 218).

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

C. 43:13-22.16e. Purchase payment for prior service credit.

1. Any member of the city employees' retirement system established pursuant to the act to which this act is a supplement may upon application to the pension commission purchase prior service credit for full-time service as a permanent employee of the board of education of the city which preceded his employment by the city and membership in its pension system. Purchase payment for prior service shall be made at the salary scale and rate of contribution effective at the time application for purchase is made.

Applications for such purchase of prior service credit shall be made to the commission within the 3 months next succeeding the effective date of this act.

2. This act shall take effect immediately.

Approved September 1, 1964.

CHAPTER 182

AN ACT concerning education, and amending section 18:19–1 of the Revised Statutes.

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

Section amended.

1. Section 18:19–1 of the Revised Statutes is amended to read as follows:

Corporal punishment of pupils.

18:19–1. No person employed or engaged in a school or educational institution, whether public or private, shall inflict or cause to be inflicted corporal punishment upon a pupil attending such school or institution; but any such person may, within the scope of his employment, use and apply such amount of force as is reasonable and necessary (1) to quell a disturbance threatening physical injury to others, (2) to obtain possession of weapons or other dangerous objects upon the person or within the control of a pupil, (3) for the purpose of self-defense and (4) for the protection of persons or property and such acts or any of them shall not be construed to constitute corporal punishment within the meaning and intendment of this section. Every resolution, by-law, rule, ordinance, or other act or authority permitting or authorizing corporal punishment to be inflicted upon a pupil attending a school or educational institution shall be void.

2. This act shall take effect immediately.

Approved September 23, 1964.

CHAPTER 183

AN ACT concerning the membership of township committees in certain cases and supplementing chapter 146 of Title 40 of the Revised Statutes.

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

40:146-2.1. Township committee; increase in members.

1. In every township having a population of more than 3,500 according to the census of 1960, situate in a county of the fifth class, having a population of less than 300,000 according to said census, the township committee shall consist of 5 members who shall each hold office for 3 years except as herein otherwise provided, and if in any such township the membership of the township committee shall be increased from 3 members to 5 members by reason by the provisions of this act, the 2 additional members shall be elected at the next annual election, one for 2 years and the other for 3 years. The provisions of sections 40:146–3 to 40:146–12 both inclusive shall be inapplicable in any such township. Except as otherwise provided herein the provisions of chapter 146 of Title 40 of the Revised Statutes shall be applicable to such townships.

2. This act shall take effect immediately.

Approved September 24, 1964.

CHAPTER 184

AN ACT relating to perfecting of title to certain residential real estate and providing a penalty for persons attempting to defeat the operation of this act.

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

54:5-104.100. Conveyance of title.

1. Where premises are owned, or are thought to be owned, by an individual or individuals occupying, or intending to occupy the same himself or themselves as a single family residence, whether or not a home is partially or fully erected thereon, and whether said premises will constitute the full lot or yard for the home or a portion thereof, any claim of title, lien, encumbrance, restriction or limitation against a fee simple absolute title in said individual or individuals, whether or not asserted in litigation or in any other way, shall be conveyed by the owner of such claim to said individual or individuals upon his or their request and upon payment to said owner by or on behalf of said individual or individuals of the amount paid by the owner to acquire said interest (and, in the event property was all or part of the purchase price, then such payment to said owner shall include the fair value of the property given by the owner to acquire said interest) plus interest at the rate of 6% per annum from the date of such acquisition by said owner to the date of such payment; if for any reason such conveyance is not effected, either because of the refusal of the owner to convey, or the inability of the individual or individuals to contact said owner, or for any reason whatsoever, said individual or individuals may bring a civil action in the Superior Court, naming said owner as a defendant, and serving him by substituted service; upon the successful conclusion of such suit establishing a right to a conveyance the court shall either order such conveyance or may effect such conveyance by its own judgment as if same had been made by the owner. In any such action the amount to be paid to the owner pursuant to this statute plus the interest required herein shall be deposited with the court at the time of the filing of the complaint, and shall be turned over to the owner upon the successful completion of the action or retained by the court

if said owner is not located, then and turned over to the owner when located.

54:5-104.101. Act applies.

2. This act shall apply only where the occupancy, or intention to occupy, or the ownership or belief of ownership of said individual or individuals or his or their predecessors in interest derives in whole or in part from defective tax sale or defective tax foreclosure proceedings, and where said individual or individuals acquire his or their interest or ownership or purported interest or ownership without actual knowledge of the outstanding claim of the owner or his predecessor as mentioned above, and where the owner of such outstanding claim acquires same with knowledge, constructive or actual, that said individual or individuals were attempting, or might attempt or might have attempted, to foreclose or purchase or otherwise acquire said outstanding interest or claim.

54:5-104.102. Benefits of act; penalty.

3. The benefits of this act shall inure to the successors in interest of said individual or individuals if said individual or individuals would have been entitled to the benefits of the provisions of this act, regardless of the state of knowledge of such successors, provided only that such successor is an individual or individuals occupying or intending to occupy said premises as a single family residence as set forth above. The successors in interest to said owner shall be subject to all of the disabilities of this act if said owner would have been so subjected, if at the time of the acquisition from said owner (or his or its successors) such successor knew or should have known, and would have known by a reasonable investigation, that said owner or his or its successors or any of them had acquired the interest or claim under the circumstances set forth in this act. The amount payable to such successor shall be the amount last paid to an owner or successor not subject to the disabilities of this act, plus interest at the rate of 6% per annum from the date such amount was paid, or the amount which said successor paid plus said 6%, whichever is smaller. Any agreement or arrangement with an owner who is

not subject to the disabilities of this act whereby such owner's claim is pursued for the benefit of others (whether said owner is also benefited or not) under circumstances where such others had they acquired said owner's claim would have been subject to the disabilities of this act shall be null and void; the attempted enforcement, pursuant to such agreement or arrangement, of such owner's claim or interest shall be dismissed and any benefits paid to such others shall be recoverable by the individual or individuals entitled to the benefit of this act. Anyone knowingly attempting to defeat the operation of this act by entering into any such arrangement or agreement shall be adjudged a disorderly person.

54:5-104.103. Definition.

4. Within the meaning of this act, premises shall be deemed to be "thought to be owned" where an individual or individuals have color of title by virtue of any deed whatsoever, devise, inheritance, or by virtue of a tax sale certificate, if foreclosure proceedings on said certificate have been completed (whether by said individual or individuals or others) and have resulted in a judgment purporting to foreclose the interests named therein, even if said foreclosure proceedings resulting in said judgment are void as against an owner subject to the provisions of this act, or his predecessors in interest.

5. This act shall take effect immediately.

Approved September 24, 1964.

CHAPTER 185

AN ACT relating to the joint provision of recreational lands and facilities by municipalities and supplementing article 2 of chapter 61 of Title 40 of the Revised Statutes.

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

40:61-35.1. Joint agreement by municipalities.

1. Any 2 or more municipalities may by written agreement join in providing, improving, maintaining and operating, within or without any one or more of such municipalities, such public parks, squares, natural preserves, open spaces, beaches, water fronts, playgrounds, playfields, gymnasiums, swimming pools, indoor or outdoor recreation centers, or places for public resort or recreation, and also streets, avenues, boulevards and parkways in or leading to or connecting the same, as they shall deem advisable.

40:61-35.2. Terms by agreement.

2. Such municipalities may, in accordance with such agreement:

a. Acquire interests in real property, including real property belonging to any of them, within or without any one or more of such municipalities, in fee or less, by gift, purchase or condemnation, in the names of any one or more of them, and transfer and convey any interests in real property so acquired to any one or more of themselves.

b. Clear, drain, grade, landscape, beautify and embellish any such real property and construct, equip, furnish, repair and maintain suitable structures, facilities and appurtenances thereon.

c. Apportion the cost of acquiring, improving, maintaining and operating any such joint undertaking between or among themselves.

d. Prescribe rules and regulations governing the use of any property or facility of such joint undertakings, including reasonable admission fees, and the conduct of persons while on or using the same, which rules and regulations, and penalties for violations thereof, may be adopted by ordinance of any municipality in which such property or facility or any part thereof is located.

e. Terminate any such joint undertaking and dispose of the assets and liabilities thereof in such event.

f. Administer any such joint undertaking directly or through such agencies, officers and employees as they shall constitute or designate for such purpose.

g. Do all other things necessary or convenient in the furtherance of such joint undertakings.

40:61-35.3. Amendments, supplements; approval.

3. Such agreement may be amended or supplemented from time to time, but no such agreement, or any amendment thereof or supplement thereto, shall be effective unless and until approved by the Director of the Division of Local Government in the State Department of the Treasury.

40:61-35.4. Cost apportionment.

4. Each such municipality shall appropriate the share of the cost of such joint undertakings apportioned to it in accordance with such agreement and may raise the sum so appropriated, in the manner prescribed by law, by taxation, special assessments against properties benefited by such undertakings, or the issuance of obligations pursuant to and within the limitations prescribed by the Local Bond Law, N. J. S. 40A:2–1 et seq.

5. This act shall take effect immediately.

Approved October 1, 1964.

CHAPTER 186

AN ACT concerning the practice of dentistry, and supplementing chapter 6 of Title 45 of the Revised Statutes.

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

45:6-16.1. Teaching certificates.

1. The New Jersey State Board of Dentistry (hereinafter referred to as the board) may issue to qualified applicants limited teaching certificates authorizing the licensee to teach, demonstrate, and

practice dentistry in all its branches, but only in and upon the premises designated in the license in which the science of dentistry in any of its branches is taught.

45:6-16.2. Application forms; qualification of applicant; restrictions on practice.

2. The board shall prescribe the forms for any such application, and by rule shall determine the qualifications of the applicant to teach the science of dentistry as predicated upon the applicant's general and technical knowledge, similar to the qualifications required in this State for a license to practice dentistry without limitation. In all cases the applicant shall submit proof satisfactory to the board of his graduation from a dental school approved by the board.

No such limited license shall be deemed to authorize the licensee to engage in the private practice of dentistry either within or without the said premises.

45:6-16.3. Fees.

3. Every applicant for any such limited license shall pay to the board for the use of the State, the sum of $10.00, and the limited license may be annually renewed on the payment of a fee in the sum of $5.00.

45:6-16.4. Regulations, teaching; penalty.

4. No person shall teach the science of dentistry in any of its branches in this State unless he shall hold a regularly issued license to practice dentistry in this State or a limited license under this act, and any violation of this provision shall be deemed to be an illegal practice of dentistry punishable as privided in the chapter to which this act is a supplement.

45:6-16.5. Roster of teachers; rules.

5. Every educational institution where the science of dentistry is practiced, demonstrated, or taught in any of its branches shall submit to the board from time to time a roster of all persons engaged in teaching any of the clinical subjects or who act as demonstrators or teachers in the laboratories or clinics where the practice of dentistry of any kind is performed on patients. The board shall prescribe a form for such roster and make rules governing their submission.

45:6-16.6. Guest lecturers and clinicians.

6. Nothing contained in this act shall be deemed to preclude a giving of lectures or the making of demonstrations in connection with the teaching of the science of dentistry by guest lecturers and guest clinicians who are licensed to practice dentistry outside of this State, and who are invited to so demonstrate or teach a specific technique or procedure.

Note: Act effective.

7. This act shall take effect immediately but shall be inoperative during the 60-day period immediately following its effective date.

Approved October 2, 1964.

CHAPTER 187

AN ACT concerning appointment of police officers in certain cases and supplementing chapter 47 of Title 40 of the Revised Statutes.

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

40:47-20.12. Residence requirements; chief of police.

1. Upon the creation of a police department in any municipality in which no police department existed theretofore, a person may be appointed to the office of chief of police of such police department if he is otherwise qualified, notwithstanding his age is greater than the maximum age limit set forth in section 40:47–4 of the Revised Statutes and notwithstanding that he is not and has not been a resident of said municipality for 2 years immediately preceding his appointment; provided he agrees to become a resident of said municipality within 3 years from the date of his appointment.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 188

AN ACT vesting in Anna Lukov title to a certain parcel of real estate in the town of Hammonton, county of Atlantic and State of New Jersey.

WHEREAS, Anna Lukov is and has been in possession of the following described real estate: Preamble.

All that certain tract or parcel of land situate, lying and being in the town of Hammonton, county of Atlantic and State of New Jersey, more particularly described as follows:

Beginning in the center line of Columbia Road, said point being the 5th corner in Deed—Anna Lukov, widow to Fred J. Monzo et ux, dated April 8, 1959, recorded April 10, 1959, in Book 1949 page 54; and extending thence

(1) Southwestwardly in and along the center line of Columbia Road 440 feet more or less to land now or formerly belonging to James Cipriano; thence

(2) North 7 degrees 20 minutes West and along line of land now or formerly James Cipriano, a distance of 299.50 feet more or less to the Southeasterly line of Trenton Road;

(3) North 28 degrees 13 minutes East in and along the Southeasterly line of Trenton Road 118 feet more or less to a point being in the 2nd course of Deed—Gasperi Bertino et ux to Angello W. Scottino, dated May 1, 1946 recorded June 17, 1946 in Book 1287 page 216; thence

(4) North 73 degrees 27 minutes East in and along Scottino's line, 324.50 feet more or less to third corner in Deed—Bertino to Scottino, above mentioned; said point being South 13 degrees 20 minutes East, 340.61 feet from the

Southeasterly line of Trenton Road, measured along the 3rd course of said deed; thence

(5) South 13 degrees 20 minutes East along the 3rd course of said deed, if same were extended in a Southerly direction, 131.88 feet to a point in 5th course of Deed—Anna Lukov, widow to Fred J. Monzo et ux, dated April 8, 1959 recorded April 10, 1959 in Book 1949 page 54; thence

(6) South 45 degrees 45 minutes East along said 5th course reversed of said deed—Lukov to Monzo, above mentioned, 219.16 feet more or less to the place of beginning.

Preamble. WHEREAS, The said parcel of real estate was conveyed to Benjamin Lukov and Anna Lukov, husband and wife, by deed from David M. Frank and Rebecca Frank, husband and wife, dated September 5, 1928, and recorded September 7, 1928, in Book 902 of Deeds for Atlantic County, page 395; and

Preamble. WHEREAS, Benjamin Lukov died on June 30, 1958, and was survived by his wife, the said Anna Lukov; and

Preamble. WHEREAS, The said real estate consisted of a farm property and was in the possession of Benjamin Lukov and Anna Lukov, his wife, as tenants by the entirety and by their predecessors in title from on or about May 23, 1866; and

Preamble. WHEREAS, Such possession has been continued by the said Anna Lukov as the surviving tenant by the entirety since June 30, 1958; and

Preamble. WHEREAS, By reason of certain overlapping descriptions in certain titles of conveyance the State of New Jersey appears to have, according to the record, an interest in the said parcel of real estate by reason of its purchase and acquisition of the so-called Wharton Tract; and

WHEREAS, The State of New Jersey acquired the said Wharton Tract by deeds of conveyance from the representatives of Joseph Wharton, deceased, in December 1954 and September 1955, and the descriptions of the property conveyed to the State of New Jersey seem to include the above described premises although they form no part of the actual Wharton Tract intended to be and in fact acquired by the State of New Jersey; and Preamble.

WHEREAS, The State of New Jersey has made no claim and has no real claim to the premises above described and has in a similar incidence quit-claimed the property to the rightful owner; now, therefore, Preamble.

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

1. All the existing right, title and interest of every kind and character of which it may be alleged that the State of New Jersey is seized in and to certain real estate ostensibly belonging to Anna Lukov, more particularly described in the preamble of this act, is hereby vested in Anna Lukov and her title as aforesaid in certain real estate is hereby validated and confirmed. Title to real estate vested in Anna Lukov.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 189

AN ACT to supplement "An act concerning the establishment and maintenance of mental health programs by counties and municipalities," approved May 5, 1952 (P. L. 1952, c. 120) as said title was amended by chapter 94 of the laws of 1957.

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

40:5-2.10a. Rate per day.

1. The board of chosen freeholders of any county which has established and maintains a center or institution for the diagnosis and treatment of mental disorders in persons shall, in November of each year, compute and determine the rate per day to be paid for maintaining, treating and diagnosing a person for whom diagnosis is sought in such center or institution, as the result of confinement of any type, whether voluntary or involuntary, or by criminal or other process, such rate to become effective on January 1, next following, and the person, court or agency requesting the diagnostic services and treatment shall be required to pay such rate to the county. Any funds expended by such county, any court, or agency for diagnostic services and treatment, shall be a proper charge against the person diagnosed or his estate or his legal responsible relatives and may be recovered and reimbursed to the board of chosen freeholders, said court or agency by the entry of an appropriate order of reimbursement by said court or any court having jurisdiction, or by any other legal process available for the recovery of just debts and legal obligations.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 190

AN ACT to supplement the "Teachers' Pension and Annuity Fund-Social Security Integration Act," approved June 1, 1955 (P. L. 1955, c. 37).

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

18:13-112.70e. Individuals on leave of absence for certain reasons.

1. The reduction provided in section 68 of the act to which this act is a supplement shall not be made in the case of individuals who as a result of a leave of absence as a Fulbright science teacher in Burma and a leave of absence for a fellowship with the Science Manpower Project did not earn one quarter of Social Security coverage for each calendar quarter in the period January 1, 1955 to October 1, 1960 and who did not earn sufficient quarters of Social Security coverage through public employment in New Jersey prior to October 1, 1960 to become entitled to a Social Security benefit under the provisions of the Social Security Act as those provisions obtained on December 31, 1959 provided such individuals have retired or shall retire not later than July 1, 1964 or within 6 months after the effective date of this act, whichever is later, and provided further that such individuals do not earn additional quarters of Social Security coverage from public employment in New Jersey after the date of retirement or the effective date of this act, whichever is later, and before reaching age 65. Wherever a reduction in retirement allowances has been made prior to the effective date of this act and with respect to any retired member covered by this act, an amount equal the total of all such monthly reductions shall be paid to any such retired member.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 191

AN ACT to amend "An act concerning the practice of medicine and surgery and chiropractic, and amending sections 45:9–1, 45:9–12, 45:9–16, 45:9–22 and 45:9–26 of the Revised Statutes and sections 45:9–5.1 and 45:9–14.5 added to the Revised Statutes by chapter 115 of the laws of 1939, and supplementing chapter 9 of Title 45 of the Revised Statutes," approved July 14, 1953 (P. L. 1953, c. 233).

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

Section amended.

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

45:9-41.11. Annual registration; suspension; reinstatement; retirement registration; automatic suspension of license.

14. All persons who are licensed to practice chiropractic shall be required on or before September 1, 1953, and on or before September 1 annually thereafter, to register on the form prescribed by the board and furnished by the secretary of said board, and to pay an annual registration fee of $3.00.

The license of any licensee, who fails to procure any annual certificate of registration, shall be automatically suspended on September 1 of that year. It shall be the duty of the secretary of the board on or before August 1 of each year to send a written notice to each of such licensees, whether a resident or not, at his last address on file with the board, that his annual registration fee is due on or before September 1 and that his license to practice in this State will be suspended if he does not procure said certificate by September 1 of the said year.

Any such licensee whose license has been suspended under this section may be reinstated by the payment of all past due annual registration fees

and in addition thereto $25.00 to cover cost of reinstatement.

Any person who desires to retire from the practice of chiropractic, and during retirement to refrain from practicing under the terms of his license, upon application to the secretary of the board, may be registered annually, without the payment of any registration fee, as a retired practitioner. The certificate of registration which shall be issued to a retired chiropractor shall state, among other things, that the holder has been licensed to practice in New Jersey, but that during his retirement he shall not so practice. The holder of a certificate of registration as a retired licensee shall be entitled to resume practice at any time; provided, he first shall have obtained from the secretary an annual certificate of registration as hereinbefore provided.

The license to practice chiropractic of any person who fails to procure any annual certificate of registration, or in lieu thereof an annual certificate of registration as a retired licensee, at the time and in the manner required by this act shall be automatically suspended. Any person whose license shall have been automatically suspended shall, during the period of such suspension, be regarded as an unlicensed person and, in case he shall continue or engage in practice under the terms of his license during such period, shall be liable to the penalties prescribed by section 45:9–22 of the Revised Statutes. Any person to whom a certificate of registration as a retired licensee shall have been issued who shall continue or engage in practice under the terms of his license without first having obtained a certificate of registration authorizing him to resume such practice, shall be liable to the penalties prescribed by section 45:9–22 of the Revised Statutes for practicing without a license.

It shall be the duty of each such licensee holding a certificate to practice chiropractic in this State, whether a resident or not, to notify the secretary of the board in writing of any change in his office

address or his employment within 10 days after such change shall have taken place.

The provisions of section 45:9–17 of the Revised Statutes shall be applicable, in like manner, to persons receiving a license to practice chiropractic.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 192

AN ACT to amend "An act empowering the governing bodies of municipalities and boards of commissioners of fire districts to pay the premiums and costs in connection with group forms of life insurance covering members of volunteer fire departments and incorporated fire companies in such municipalities and fire districts, and further empowering said municipalities and boards of commissioners of fire districts to effect, maintain and continue policies of insurance for the protection, health, safety and welfare of the members of such volunteer fire departments and incorporated fire companies, and to pay the premiums therefor," approved March 21, 1945 (P. L. 1945, c. 47).

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

Section amended.

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

40:47-30.1. Group life insurance; appropriation for costs and premiums.

1. In any municipality or fire district in this State maintaining a volunteer fire department, or wherein there thall exist one or more incorporated volunteer fire companies affording fire protection

to said municipality or fire district, the membership whereof are serving under the jurisdiction of and with the consent of said municipality or fire district and have formed, or may hereafter form themselves into a group or groups, for the purpose of obtaining the advantages of the group plan of life insurance, in any of the plans now in vogue, or any plan which may hereafter be inaugurated, it shall be lawful for the governing body of such municipality, or the board of commissioners of such fire district, by resolution, to appropriate moneys for the purpose of defraying the cost of such insurance and to pay the premiums therefor.

No governing body of any municipality or commissioners of any fire district shall pay any premiums on account of any policy of group life insurance as provided in this act, where the amount payable upon the death of each assured under the terms of said policy exceeds the sum of $10,000.00.

2. This act shall take effect immediately.

Approved October 2, 1964.

CHAPTER 193

AN ACT concerning certain purchases by school districts and amending sections 18:6–25, 18:7–64 and 18:11–14 of the Revised Statutes.

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

1. Section 18:6–25 of the Revised Statutes is amended to read as follows: Section amended.

18:6–25. The board shall, prior to the beginning of each school year, cause advertisements to be made for proposals for furnishing supplies re- Advertisement for proposals in contracting for supplies, buildings or repairs.

quired in the schools and by the board during the ensuing year. If other and further supplies are required during the year, they shall be purchased in like manner; but the board may at any time authorize the purchase of supplies to an amount not exceeding $1,000.00 without advertisement.

Textbooks and kindergarten supplies may be purchased without advertisement.

In purchases of fresh milk and as a condition thereof, the board shall require each vendor to certify in writing that he purchased during the immediately preceding year fresh milk produced within the State at least equal in amount to the amount he seeks to furnish to the school district, and, in addition, to agree to purchase during the year in which he proposes to furnish such milk to the school district an amount of fresh milk produced within the State at least equal to the amount he proposes to furnish to the school district plus an amount equal to the amount, if any, he shall be required to furnish to any other school district in the State.

No contract for the building of a new schoolhouse or for the enlargement of an existing schoolhouse shall be entered into without first advertising for proposals therefor. No contract for the repairing of an existing schoolhouse at a cost of more than $2,000.00 shall be entered into without first advertising for proposals therefor.

Section amended.

2. Section 18:7–64 of the Revised Statutes is amended to read as follows:

Advertisement for proposals in contracting for supplies, buildings, or repairs.

18:7–64. The board shall, prior to the beginning of each school year, cause advertisement to be made for proposals for furnishing supplies required in the schools and by the board during the ensuing year. If other and further supplies are required during the year, they shall be purchased in like manner; but the board may at any time authorize the purchase of supplies to an amount not exceeding $1,000.00 without advertisement.

Textbooks and kindergarten supplies may be purchased without advertisement.

In purchases of fresh milk and as a condition thereof, the board shall require each vendor to certify in writing that he purchased during the immediately preceding year fresh milk produced within the State at least equal in amount to the amount he seeks to furnish to the school district, and, in addition, to agree to purchase during the year in which he proposes to furnish such milk to the school district an amount of fresh milk produced within the State at least equal to the amount he proposes to furnish to the school district plus an amount equal to the amount, if any, he shall be required to furnish to any other school district in the State.

No contract for the building of a new schoolhouse or for the enlargement of an existing schoolhouse shall be entered into without first advertising for proposals therefor. No contract for the repairing of an existing schoolhouse at a cost of more than $2,000.00 shall be entered into without first advertising for proposals therefor.

The advertisements required by this section shall be made under such regulations as the board may prescribe.

Section amended.

3. Section 18:11–14 of the Revised Statutes is amended to read as follows:

Health equipment and supplies; cafeterias in schools.

18:11–14. The board of education of any school district may provide such equipment, supplies, and services as in its judgment will aid in the preservation and promotion of the health of the pupils and it may also install, equip, supply and operate cafeterias or other agencies for dispensing food to public school pupils without profit to the district. The board of education may purchase food supplies, pursuant to rules and regulations of the State Board of Education, without advertisement for bids.

In purchases of fresh milk and as a condition thereof, the board shall require each vendor to

certify in writing that he purchased during the immediately preceding year fresh milk produced within the State at least equal in amount to the amount he seeks to furnish to the school district, and, in addition, to agree to purchase during the year in which he proposes to furnish such milk to the school district an amount of fresh milk produced within the State at least equal to the amount he proposes to furnish to the school district plus an amount equal to the amount, if any, he shall be required to furnish to any other school district in the State.

4. This act shall take effect immediately.

Approved October 8, 1964.

CHAPTER 194

AN ACT concerning certain State purchases, amending section 52:25–23 of the Revised Statutes and section 9 of article 6 of chapter 112 of the laws of 1944.

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

Section amended.

1. Section 52:25–23 of the Revised Statutes is amended to read as follows:

Direct purchases by using agencies; permission from commissioner.

52:25–23. The Director of the Division of Purchase and Property may, by written order, permit purchases to be made by any using agency directly whenever it shall appear to his satisfaction that by reason of the excess of transportation costs, a lower price with equal quality can be obtained by the using agency, or as in the case of fresh food products and the like perishable articles, where there are nearby local markets. In direct purchases

of fresh milk and as a condition thereof, the director shall require each vendor to certify in writing that he purchased during the immediately preceding year fresh milk produced within the State at least equal in amount to the amount he seeks to furnish to the using agency, and, in addition, to agree to purchase during the year in which he proposes to furnish such milk to the using agency an amount of fresh milk produced within the State at least equal to the amount he proposes to furnish to the using agency plus an amount equal to the amount, if any, he shall be required to furnish to any other using agency. Such permission shall be revocable and shall be issued for a fixed amount only and not in excess of $2,500.00 and prescribe the articles to be purchased, and shall be operative for any stated period within a fiscal year. At the expiration of such period, the authority shall lapse and an additional direct purchase order shall be requisite for any such purchases. Such using agencies receiving such permission shall report in a manner to be prescribed by the director their acts and expenditures under such orders with proper evidence that competition has been secured.

Section amended.

2. Section 9 of article 6 of chapter 112 of the laws of 1944 (c. 52:27B–61) is amended to read as follows:

C. 52:27B-61. Schedules and contracts; bids; payment.

9. Each using agency shall, at all times, in the form and for the periods prescribed by the director, present to him detailed applications and schedules for all articles to be purchased. The director shall then arrange such schedules or parts thereof for purchase and contract, in the manner best calculated to attract competition and advantageous prices. He shall award contracts or orders for purchase to the lowest responsible bidder meeting all specifications and conditions. He shall have authority to reject any or all bids or to award in whole or in part if deemed to the best interest of the State to do so. In case of tie bids, he shall have authority to award orders or contracts to the vendor or vendors best meeting all specifications and condi-

tions. Public bids shall not be waived except with the written approval of the commissioner and except after notice in writing to the State Auditor. The director shall prescribe the terms and conditions for delivery, inspection, payment and all other detail whatsoever. In purchases of fresh milk and as a condition thereof, the director shall require each vendor to certify in writing that he purchased during the immediately preceding year fresh milk produced within the State at least equal in amount to the amount he seeks to furnish to the using agency, and, in addition, to agree to purchase during the year in which he proposes to furnish such milk to the using agency an amount of fresh milk produced within the State at least equal to the amount he proposes to furnish to the using agency plus an amount equal to the amount, if any, he shall be required to furnish to any other using agency.

Upon the award of contracts or orders for purchase, the director shall thereupon make an encumbrance request to the commissioner for the amount necessary to defray the cost thereof, indicating the appropriations or authorizations to spend funds against which the contract or purchase order will be charged.

The bills for such purchases shall be apportioned by the director among the using agencies in proportion to the purchases made therefor, and certified as apportioned to the commissioner, to be charged against the respective appropriations or authorizations to spend as indicated by the certificate of the director. The bills therefor shall be paid by warrant check of the commissioner and State Treasurer.

Nothing in this article shall be construed to repeal or otherwise affect any law of this State relating to the purchase or use of the products of the labor of the inmates of a charitable, reformatory or penal institution of this State.

3. This act shall take effect immediately.

Approved October 8, 1964.

CHAPTER 195

AN ACT concerning historic motor vehicles, amending section 39:8–1 of the Revised Statutes and supplementing chapter 3 of Title 39 of the Revised Statutes.

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

1 As used in this act:

39:3-27.3. Definition.

"Historic motor vehicle" shall mean any motor vehicle which is at least 25 years old and which is owned as a collector's item and used solely for exhibition and educational purposes by the owner;

"Director" shall mean the Director of Motor Vehicles.

39:3-27.4. Registration; fees; license plate.

2. Any owner of an historic motor vehicle who is a resident of this State may register such motor vehicle under the provisions of this act. Application for registering an historic vehicle shall be on forms prescribed by the director. Upon proper application and payment of the prescribed fee, the director shall issue a special nonconventional registration and special license plate for each historic motor vehicle registered in this State. Such registration and license plate shall be valid during the period of time that the vehicle is owned by the registrant. The fee for such registration and license plate shall be $25.00. The license plate shall bear the word "historic" and shall be of such design and colors as the director may determine.

Section amended.

3. Section 39:8–1 of the Revised Statutes is amended to read as follows:

39:8-1. Inspection.

39:8–1. The director shall require every motor vehicle registered in this State which is used over the highways of this State, except motorcycles and bicycles with motor attached, vehicles and traction equipment registered pursuant to section 39:3–24 of this Title, motor vehicles used for the trans-

portation of passengers for hire which are subject to the jurisdiction of the board of public utility commissioners and historic motor vehicles registered as such, to have such motor vehicles inspected with respect to mechanism, brakes and equipment by designated inspectors or at official inspection stations to be designated by the director.

4. This act shall take effect immediately.

Approved October 8, 1964.

CHAPTER 196

AN ACT to amend "An act to provide for the incorporation and regulation of credit unions, and repealing sections 17:13–1 to 17:13–25, inclusive, of the Revised Statutes," approved June 4, 1938 (P. L. 1938, c. 293).

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

Section amended.

1. Section 9 of the act of which this act is amendatory is amended to read as follows:

17:13-34. Credit committee; duties.

9. The members of each credit union shall elect from the membership, for terms to be provided in the by-laws, a committee, not less than 3 nor more than 5 in number, which shall be known as the credit committee. It shall be the exclusive duty of the credit committee to receive written applications for loans from members of any such credit union, pass on the same and order the proper officers of such credit union, in writing, to disburse such loans out of available funds; provided, however, that this section shall not be construed to take away from the board of directors its control over the general loaning policy of any such credit union or its power

to make general regulations pertaining to loans. At all meetings of any such credit committee a majority of the members thereof shall constitute a quorum; and no member loan shall be ordered to be disbursed by any such credit committee unless the application therefor shall have been approved, in writing, by all of the members of the credit committee present at the meeting at which such loan was considered. No member loans shall be approved except at meetings of the credit committee and the committee shall appoint a chairman and a secretary and such other officers as it deems necessary. It shall be the duty of the secretary of any such credit committee to keep permanent minutes of all of its meetings. The credit committee may appoint one or more loan officers, and delegate to him or them the power to approve loans up to the unsecured limit, or in excess of such limit if such excess is fully secured by unpledged shares. Each loan officer shall furnish to the credit committee a record of each loan approved or not approved by him within 7 days of the filing of the application therefor. All loans not approved by a loan officer shall be acted upon by the credit committee. No individual shall have authority to disburse funds of the credit union for any loan which has been approved by him in his capacity as a loan officer. Not more than one member of the credit committee may be appointed as a loan officer.

Section amended.

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

17:13-35. Examining committee; duties.

10. The members of each such credit union shall elect a committee of not less than 3 members who shall not be officers, directors or members of the credit committee of such credit union, which committee shall be designated the examining committee. At least 1/3 of the examining committee shall be elected by the members at the annual meeting in each year. It shall be the duty of such examining committee, annually, to make or cause to be made a thorough audit or examination of the condition of

such credit union including a verification of member accounts as of December 31 of each year.

The report of the examining committee shall be signed and sworn to by the members of the committee and filed with the board of directors on or before January 25 following. The examining committee of any such credit union shall also perform such other duties as may be provided in the by-laws of such credit union.

Section amended.

3. Section 17 of the act of which this act is amendatory is amended to read as follows:

17:13-42. Member loans.

17. Loans to members of any such credit union shall be subject to the following conditions:

(a) All member loans shall be evidenced by note;

(b) No director, officer, or committee member shall endorse a note evidencing a member loan;

(c) Any note evidencing a member loan may be paid in whole or in part on any business day;

(d) No member loan to a director, officer or member of the credit committee shall exceed the amount credited on his shares unless the loan shall have been approved by a majority vote at a joint meeting at which a majority of the members of the credit committee and a majority of the members of the board of directors shall be present;

(e) No nonmember of any such credit union, other than one who is eligible for membership therein, shall be acceptable as an endorser or comaker on a member loan; provided, however, that any such credit union may loan to a member on the endorsement or cosignature of a person employed by the same employer, notwithstanding that such person shall not be eligible for membership in such credit union; and provided, further, that a wife or husband of a member may be a comaker on a member loan; the signature of a wife or husband of a member as a comaker on a member loan shall not be considered as security for a member loan where security is required under the terms of this act or the by-laws of any credit union organized hereunder.

(f) No credit union shall loan to a member on note secured by mortgage on real estate, but this provision shall not be construed to bar any such credit union from accepting an assignment of a bona fide bond and mortgage on real estate or note and mortgage on real estate as a collateral;

(g) Any such credit union may accept an assignment of wages as collateral for a member loan; and the word "wages," as used in this act, shall include any salary, wages, commission or other compensation for services, earned or to be earned, and the words "assignment of wages," as used in this act, shall include an assignment or pledge of wages or an order upon an employer for the payment thereof; and under any such assignment of future wages to any such credit union to secure a member loan a sum equivalent to not more than 10% of the future wages of the maker thereof shall be collectible, from time to time, as such future wages become due, from the employer of the maker by such credit union holding the same, from the time that a copy of such assignment of future wages, certified by the secretary or treasurer of such credit union, together with a certified statement of the amount unpaid upon the loan collateralled by such assignment of future wages shall be served upon the employer of the maker thereof and accepted by said employer in writing; and a municipality, school board or county may be an employer within the meaning of this section; and, if the employer be a corporation, association, partnership, firm, municipality, school board or county, acceptance of any such assignment of future wages may be made in the name of such employer by any authorized officer, official, agent or employee thereof; provided, that no employer shall pay in the aggregate on assignments of future wages of an employee hereunder more than 10% of said future wages, and, if an employee shall have already made an assignment of future wages, accepted by his employer, the acceptance of subsequent assignments of wages

shall be limited accordingly; and provided, that no assignment of future wages in excess of $500.00 in the case of credit unions whose share liabilities are less than $150,000.00, and $750.00 in the case of credit unions whose share liabilities are $150,000.00 or more, or 10% of the annual salary of the maker thereof, whichever is greater but not in excess of $1,000.00, shall be acceptable as collateral for a member loan;

(h) No member loan collateralled by bonds or securities shall exceed ⅔ of the value of such bonds or securities;

(i) No unsecured member loan in excess of $500.00 shall be granted by any such credit union whose share liabilities are less than $150,000.00; and no unsecured member loan in excess of $750.00 shall be granted by any such credit union whose share liabilities are $150,000.00 or greater;

(j) No member loan secured only by shares of any such credit union shall be granted in excess of $500.00 more than the value of the shares pledged to secure it, provided that no such loan shall be in excess of $3,000.00;

(k) No member loan of any such credit union shall exceed $250.00 or 5% of its share liability, whichever is greatest, and no member loan of any such credit union shall be in excess of $1,000.00, except that in the event the loan shall be secured by security agreement on a new automobile, or by pledging of such bonds and securities as are eligible for credit union investments, or shares in the credit union, or by the assignment of life insurance policies, the loan limit may be increased to $3,000.00, provided, that in all cases except where the loan is secured by the pledge of shares in the credit union the loan shall not exceed ⅔ of the value of the security;

(l) No person shall be liable in the aggregate, both as endorser and maker, to any such credit union for an amount greater than $1,000.00, except that in the event the loan shall be secured by a

security agreement on a new automobile, or by the pledging of such bonds and securities as are eligible for credit union investments, or shares in the credit union, or by the assignment of life insurance policies, the loan limit and liability may be $3,000.00; provided, that in all cases except where the loan is secured by the pledge of shares in the credit union the loan shall not exceed ⅔ of the value of the security; and provided, further, that where the loan is secured by the pledge of shares in the credit union, the aggregate amount of liability shall not exceed the value of the shares plus $500.00, provided that this will not increase the amount of liability above $3,000.00.

(m) Any such credit union may accept as collateral for a member loan a security agreement on used automobiles to the extent of ⅔ of the suggested wholesale value of said used automobiles as shown in a current standard automobile rating manual, provided, that no such loan shall be in excess of $3,000.00.

Section amended.

4. Section 26 of the act of which this act is amendatory is amended to read as follows:

17:13-51. Fees.

26. Each such credit union shall pay the actual expenses of examinations conducted by the Commissioner of Banking and Insurance; and the Commissioner of Banking and Insurance may maintain an action against any such credit union to recover the fees and expenses herein provided for. Upon approval and filing of the certificate of incorporation, each credit union organized hereafter shall pay an incorporation fee of $25.00 to the Commissioner of Banking and Insurance.

5. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 197

AN ACT to amend "An act to regulate and control the teaching and practice of nursing and to prescribe penalties for the violations thereof (Revision of 1947)," approved June 11, 1947 (P. L. 1947, c. 262).

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

Section amended.

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

45:11-26. Professional nurses.

4. Professional nurses.

a. Qualifications of applicants. An applicant for a license to practice professional nursing shall submit to the board evidence in such form as the board may prescribe that said applicant: (1) has attained his or her eighteenth birthday; (2) is of good moral character, is not a habitual user of drugs and has never been convicted or has not pleaded nolo contendere, non vult contendere or non vult to an indictment, information or complaint alleging a violation of any Federal or State law relating to narcotic drugs; (3) holds a diploma from an accredited 4-year high school or the equivalent thereof as determined by the New Jersey State Department of Education; (4) has completed a course of professional nursing study in an accredited school of professional nursing as defined by the board and holds a diploma therefrom.

Notwithstanding anything herein contained, any person who possesses the educational and school of professional nursing qualifications for registration required by the law of this State at the time of his or her graduation from an accredited school of professional nursing shall be deemed to possess the qualifications (3) and (4) prescribed hereinabove in this subsection.

Notwithstanding anything herein contained, any person who shall have qualifications (1) and (2) and shall have graduated from a school of professional nursing, which need not be an accredited school, shall be deemed to have qualifications (3) and (4) upon complying with such reasonable requirements as to high school and school of nursing studies and training as the board may prescribe; provided, however, that such person shall make application in form prescribed by the board within 1 year from the effective date of this act and shall satisfactorily complete such reasonable requirements and successfully pass the examinations, which examinations shall be limited to subject matters in the curriculum required by the board at the time of the applicant's graduation, provided for in subsection b. hereof, within 2 years after the date of the filing of such application.

b. License.

(1) By examination. The applicant shall be required to pass a written examination in such subjects as the board may determine, which examination may be supplemented by an oral or practical examination or both. Upon successfully passing such examinations the applicant shall be licensed by the board to practice professional nursing.

(2) By endorsement without examination. The board may issue a license to practice professional nursing without examination to an applicant who has been duly licensed or registered as a registered or professional nurse by examination or by original waiver under the laws of another State, territory or possession of the United States, or the District of Columbia, or any foreign country, if in the opinion of the board the applicant has the qualifications required by this act for the licensing of professional nurses, or equivalent qualifications.

c. Fees. An applicant for a license by examination shall pay to the board at the time of application a fee of $15.00 and at the time of each application for re-examination a fee of $10.00. An applicant

for license without examination shall pay to the board at the time of application a fee of $10.00.

d. Nurses registered under a previous law. Any person who on the effective date of this act holds a subsisting certificate of registration as a registered nurse issued pursuant to the provisions of the act repealed by section 22 of this act shall be deemed to be licensed as a professional nurse under this act during the calendar year in which this act shall take effect, and such person and any person who heretofore held a certificate of registration under said act hereby repealed as aforesaid shall be entitled to a renewal of such license as in the case of professional nurses licensed originally under this act.

e. Title and abbreviations used by licensee. Any person who holds a license to practice professional nursing under this act shall during the effective period of such license be entitled to use the title "Registered Nurse" and the abbreviation "R.N." The effective period of a license or a renewal thereof shall commence on the date of issuance and shall terminate at the end of the calendar year in which it is issued, and shall not include any period of suspension ordered by the board as hereinafter provided.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 198

AN ACT to amend "An act to provide for increases in the retirement allowance of certain retired public employees," approved November 24, 1958 (P. L. 1958, c. 143).

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

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

2. The retirement allowance being received by any retirant shall be increased in accordance with the following formula: 43:3B-2. Increase of retirement allowance; formula.

a. The first $900.00 of the retirement allowance, or the full retirement allowance if such allowance is less than $900.00, shall be increased in accordance with the "ratio of increase" formula in this act if the retirant shall have had established 25 years of service credit prior to retirement, or shall have been retired for service-connected disability.

b. If the retirant shall have established less than 25 years of service credit prior to retirement and shall not have been retired for service-connected disability, the first $900.00 of the retirement allowance, or the full retirement allowance if such allowance is less than $900.00, shall be increased in accordance with the "ratio of increase" formula, except that this increase shall be in the same proportion to the increase provided under the "ratio of increase" formula as the number of years of service credit is to 25.

2. This act shall take effect July 1, 1965. Note: Act effective.

Approved October 13, 1964.

CHAPTER 199

AN ACT concerning education and supplementing chapter 8 of Title 18 of the Revised Statutes.

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

1. Whenever any school district which united to form a regional district after January 1, 1961, is comprised of 2 or more municipalities and the 18:8-17.1. Basis for apportionment of appropriations.

amounts to be raised for annual or special appropriations for the regional district are to be apportioned on the basis of the average daily enrollment of the constituent school districts during the preceding school year, the amount of such appropriations to be raised in such school district shall further be apportioned among the constituent municipalities based upon the average daily enrollment of each of said municipalities during the preceding school year in the same manner as if said municipalities comprised separate districts and were the only constituents of the regional district.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 200

AN ACT to supplement "An act concerning county hospitals and other county institutions, in certain counties, and facilities for the care of sick, disabled, or aged persons, for the mentally ill, and for persons suffering from communicable diseases, including tuberculosis," approved March 31, 1947 (P. L. 1947, c. 34) as said title was amended by chapter 238 of the laws of 1950.

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

30:9-12.15a. Admission to county hospital.

1. In any county of the first class having a population of more than 700,000 but less than 900,000 inhabitants, a person may be admitted to the county hospital on the application of his treating physician or on the application of any of the persons enumerated in section 7 of the act to which this act is a

supplement, and, notwithstanding the provisions of said section 7, no such application shall be required to be in writing.

30:9-12.15b. Admission to county hospital where admission to non-profit hospital cannot be obtained.

2. In any county of the first class having a population of more than 700,000 but less than 900,000 inhabitants, persons, requiring hospital care and treatment, may be admitted to the county hospital in any case where admission to a non-profit hospital located in the county cannot be obtained within a reasonable time after such care and treatment becomes necessary, notwithstanding that such persons do not meet the qualifications for admission to the county hospital specified in section 8 of the act to which this act is a supplement.

3. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 201

AN ACT to amend "An act concerning banking and banking institutions (Revision of 1948)," approved April 29, 1948 (P. L. 1948, c. 67).

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

Section amended.

1. Section 99 of the act of which this act is amendatory is amended to read as follows:

17:9A-99. Pre-emptive rights of stockholders to purchase new stock.

99. Pre-emptive rights of stockholders to purchase new stock.

A. Except as otherwise provided by section 147, and by the Bank Officers and Employees' Stock Option Plan Act, upon an increase of the capital stock of a bank by an issue of additional shares, every stockholder shall have a right to purchase that proportion of the shares to be issued which the

par value of the stock held by him bears to the aggregate par value of the capital stock of the bank before such increase, at such price, which may be in excess of par value, and within such time as shall be fixed by the resolution of the board adopted pursuant to section 117 providing for the issue of such stock, unless (1) such right is waived by him, or (2) the certificate of incorporation otherwise provided at the time of the issue of the shares held by him. For the purposes of this subsection, aggregate par value of the capital stock of a bank shall mean the aggregate par value of all shares the holders of which are entitled under this section to pre-emptive rights.

B. Unless the certificate of incorporation otherwise provided at the time when the preferred stock held by him was issued, or unless the right is waived by him, the holder of shares of preferred stock shall have the pre-emptive right specified in subsection A of this section only in case of the issue of (1) preferred stock of the same class held by him, or (2) preferred stock which has preference or priority, in the the payment of dividends or upon liquidation, over the class of preferred stock held by him.

C. Shares of the capital stock not purchased by stockholders in the exercise of the rights provided by subsections A or B of this section, shall be sold to such persons as shall be determined by the board of directors, at a price not less than that specified in the resolution of the board adopted pursuant to section 117 providing for the issue of such stock.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 202

AN ACT concerning the adoption of stock option plans by banks and the creation of authorized and unissued shares of capital stock of banks and supplementing "An act concerning banks and banking institutions (Revision of 1948)," approved April 29, 1948 (P. L. 1948, c. 67).

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

17:9A-27.50. Options to purchase shares of capital stock.

1. Subject to the limitations prescribed by this act, a bank may grant options to purchase shares of its capital stock to its officers and employees, and to the officers and employees of any subsidiary, without first offering the same to its stockholders, for a consideration in cash of not less than the higher of par value or 85 per cent of the fair market value of the shares at the time the options are granted, pursuant to the terms of a stock option plan which has been previously adopted by its board of directors and approved by the holders of two-thirds of the capital stock of the bank entitled to vote. A stock option plan adopted and approved as provided herein may contain any provisions which the bank may choose to make and which are not prohibited by law. The number of shares which may be issued or purchased pursuant to any one stock option plan shall not exceed 5 per cent of the amount of outstanding shares of the capital stock of the bank at the time of the adoption of the plan, but there may be more than one stock option plan in effect at the same time, provided that the total number of shares of stock subject to all existing stock option plans may not exceed 10 per cent of the amount of the outstanding shares of the capital stock of the bank. In the absence of actual fraud in the transactions, and within the limits of the

particular stock option plan under which a stock option is issued, the judgment of the board of directors as to the consideration for the issuance of such options and the sufficiency thereof, and as to the recipients of the options, shall be conclusive.

17:9A-27.51. Filing of documents with Dept. of Banking & Insurance.

2. Before any stock option plan shall be placed in operation, a copy thereof shall be filed in the Department of Banking and Insurance, together with a certificate made by 2 officers, one of whom shall be the president or a vice-president, stating that the plan has been adopted and approved in accordance with section 1.

17:9A-27.52. Provisions for unissued shares of stock.

3. In order to have shares of its capital stock available for the purposes of this act, a bank may provide in its certificate of incorporation, or an amendment thereof, for authorized but unissued shares of its capital stock. An amendment of the certificate of incorporation for such purpose shall be made in the manner provided by Article 19 of the act of which this act is a supplement. Such authorized but unissued shares of capital stock of the bank shall not become issued and fully paid shares of the capital stock of the bank until the option or options to which the shares of stock are subject have been exercised, and such shares of capital stock shall not become part of the capital stock of the bank except for the purposes hereof until such time as such shares of stock have been issued and paid for in cash.

17:9A-27.53. Filing of certificate prior to issuance of stock.

4. A. Prior to the date of the issuance of authorized and unissued shares of the capital stock of a bank for the purposes of this act, a certificate made by 2 officers of the bank, one of whom shall be the president or a vice-president, shall be filed in the Department of Banking and Insurance, stating:

(1) The date upon which the stock option plan was adopted by the board of directors and approved by the stockholders as hereinabove provided;

(2) The date upon which the option or options were granted pursuant to such stock option plan;

(3) The consideration paid for the purchase of the stock;

(4) The fair market value of the shares of capital stock subject to the option on the date the option was granted;

(5) The amount of the shares of the capital stock of the bank to be issued;

(6) The amount of the capital stock and surplus of the bank after the exercise of such option and the issuance of capital stock pursuant thereto.

B. If the Commissioner of Banking and Insurance finds that the certificate of incorporation of the bank, or an amendment thereof, provides for authorized but unissued shares of the capital stock of the bank for the purposes of this act, and if he finds from the certificate filed pursuant to subsection A of this section, that the issuance of such stock conforms to the provisions of this act, he shall endorse his approval upon the certificate and shall file it in the Department of Banking and Insurance. A certificate filed in the department pursuant to this subsection shall be deemed for all purposes to be an amendment of the certificate of incorporation of the bank to the same effect as if it had been authorized, executed, approved and filed in the department pursuant to Article 19 of the act of which this act is a supplement.

17:9A-27.54. Bank Officers & Employees' Stock Option Plan Act.

5. This act may be cited as the Bank Officers and Employees' Stock Option Plan Act.

6. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 203

AN ACT to amend the title of "An act authorizing the board of chosen freeholders of any county to make an appropriation not exceeding $6,000.00 each year to be paid to the trustees or managers of any duly incorporated children's home located in such county or of any duly incorporated charitable institution in such county having for its object the care, management and support of orphans, half orphans and destitute children and of affording them moral and useful training," approved July 21, 1948 (P. L. 1948, c. 258), so that the same shall read "An act authorizing boards of chosen freeholders to provide by contract or otherwise and to make appropriations for the care of children in certain cases and supplementing chapter 23 of Title 40 of the Revised Statutes," and to amend the body of said act.

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

Title amended.

1. The title of "An act authorizing the board of chosen freeholders of any county to make an appropriation not exceeding $6,000.00 each year to be paid to the trustees or managers of any duly incorporated children's home located in such county or of any duly incorporated charitable institution in such county having for its object the care, management and support of orphans, half orphans and destitute children and of affording them moral and useful training," approved July 21, 1948, is amended to read "An act authorizing boards of chosen freeholders to provide by contract or otherwise and to make appropriations for the care of children in certain cases and supplementing chapter 23 of Title 40 of the Revised Statutes.

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

40:23-8.8. Appropriations annually for children's homes, etc.

1. The board of chosen freeholders of any county of this State wherein any child or children shall have been or may hereafter be lawfully committed to the care and control of the trustees or managers of any duly incorporated children's home located in said county or of any duly incorporated charitable institution in said county, having for or among its objects the care, management and support of orphans, half orphans and destitute children and of affording them moral and useful training, and including care for any children found in circumstances necessitating temporary care and housing, may make an appropriation of a sum of money not exceeding $15,000.00 each year, in the same manner that appropriations for other county purposes are made, which sum so appropriated shall be included in the annual tax levy of such county, and collected in the same manner and at the same time as other taxes and shall be paid to the trustees or managers of such children's home or charitable institution for the board, maintenance and education of such child or children so committed during their continuance in said home or institution until they arrive at the age of 18 years; provided, that the sum so appropriated shall be in lieu and instead of any sum per week for each and every child so committed to such home or institution.

In the event that there is no such children's home or charitable institution within the county willing and able to provide the care for which such appropriation may be made, the board of chosen freeholders is authorized to contract with any other organization within the county to provide said care and may expend pursuant to any such contract a sum not to exceed $15,000.00 in any 1 year and which may include the expenditure of reasonable sums for the acquisition of facilities, equipment and services and for the payment of personnel necessary to provide said care.

3. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 204

AN ACT to amend "An act concerning motor vehicles and traffic regulations of certain semipublic or private roads, streets, driveways, trails, terraces, bridle paths, parkways, parking areas or other roadways owned by certain persons or corporations or by public or semipublic corporations not for pecuniary profit and open to or used by the public for purposes of vehicular travel, and supplementing subtitle 1, Title 39, of the Revised Statutes," approved May 2, 1945 (P. L. 1945, c. 284) as said title was amended by chapter 139 of the laws of 1954.

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

Section amended.

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

39:5A-1. Written request; provisions made applicable.

1. Upon the filing of a written request by a person, or by the board of directors of any corporation, or by the board of trustees of any corporation or other institution of a public or semipublic character not for pecuniary profit, incorporated under Title 15 of the Revised Statutes, with the clerk of any municipality of this State within which the property of such person, corporation or institution is situate, that the provisions of subtitle 1, Title 39, of the Revised Statutes shall be made applicable to the semipublic or private roads, streets, driveways, trails, terraces, bridle paths, parkways, parking areas, or other roadways open to or used by the public, tenants, employees, and the members of such institutions for purposes of vehicular travel by permission of such persons, corporations or institutions and not as matter of public right, the provisions of subtitle 1, Title 39, of the Revised

Statutes, shall, in the discretion of the municipal authorities vested with the police powers in the locality within which the property of such persons, corporations or institutions is situate, and with the approval of the Director of the Division of Motor Vehicles of this State, be made applicable thereto. Such written request shall contain the name and post office address of the person, corporation or institution and shall designate with reasonable accuracy the semipublic or private roads, streets, driveways, trails, terraces, bridle paths, parkways, parking areas, or other roadway open to or used by vehicular traffic, to be affected thereby.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 205

AN ACT concerning fees for the administering of an oath or the taking of an affidavit and amending section 22A:4–14 of the New Jersey Statutes (P. L. 1953, c. 22).

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

1. Section 22A:4–14 of the New Jersey Statutes (P. L. 1953, c. 22) is amended to read as follows: Section amended.

22A:4–14. For a service specified in this section, commissioners of deeds, foreign commissioners of deeds, notaries public, judges and other officers authorized by law to perform such service, shall receive a fee as follows: Acknowledgements, proof, affidavits and oaths.

For administering an oath or taking an affidavit $0.50.

For taking proof of a deed, $1.00.

For taking all acknowledgments, $1.00.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 206

AN ACT vesting in Doris H. Hieber and Diane Goldberg the title to real estate of which Amelia H. Beyer died seized and which is alleged to have escheated to the State of New Jersey.

Preamble. WHEREAS, Amelia H. Beyer, late of the city of Newark, county of Essex and State of New Jersey, departed this life intestate on March 23, 1942, seized of certain lands situate in the city of Newark, New Jersey, which lands were conveyed to her by Louisa Beyer, Widow, by deed dated May 24, 1894 and recorded June 4, 1894, in the Register's Office of Essex County in Book K-28 of Deeds for said county at page 374, and

Preamble. WHEREAS, Said Amelia H. Beyer, prior to her death, mortgaged the said lands to Frank Heinke by mortgage dated March 28, 1910, in the amount of $4,500.00, and recorded in the Register's Office of Essex County in Book G-25 of Mortgages at page 580, and

Preamble. WHEREAS, Through mesne assignments of said mortgage and foreclosure thereof, and other conveyances, Doris H. Hieber and Diane Goldberg are the present owners of said premises, subject only to such interest as has or may have escheated to the State of New Jersey by the death intestate of the said Amelia H. Beyer leaving no known legal heirs, and by the possible defect in the method of serving the State of New Jersey in the said foreclosure proceedings; now, therefore,

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

Title vested in Doris H. Hieber and Diane Goldberg. 1. All the estate, title, interest and right of the State of New Jersey of, in and to the lands and premises above described, be vested in fee simple

in the said Doris H. Hieber and Diane Goldberg, their heirs, executors, administrators and assigns.

2. This act shall take effect immediately.

Approved October 13, 1964.

CHAPTER 207

AN ACT to require the public disclosure of certain information by certain persons seeking to influence legislation in the New Jersey State Legislature and to provide penalties for noncompliance.

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

52:13C-1. Declaration of intent.

1. Declaration of Intent. The Legislature affirms that the preservation of responsible democratic government requires that the fullest opportunity be afforded to the people of the State to petition their government for the redress of grievances and to express freely to individual legislators and to committees of the Legislature their opinion on legislation and current issues. The Legislature finds, however, that the preservation and maintenance of the integrity of the legislative process requires the identification in certain instances of persons and groups who seek to influence the content, introduction, passage or defeat of legislation. It is the purpose of this act to require disclosure in certain instances in order to make available to the Legislature and the public information relative to the activities of persons who seek to influence the content, introduction, passage or defeat of legislation by such means.

52:13C-2. Short title.

2. Short Title. This act shall be known as the "Legislative Activities Disclosure Act."

New Jersey State Library

52:13C-3. Definitions.

3. Definitions. For the purposes of this act, unless the context clearly requires a different meaning:

(a) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons.

(b) The term "legislation" includes bills, resolutions, amendments, nominations, appointments and other matters in the Legislature.

(c) The term "Legislature" includes the Senate and General Assembly of the State of New Jersey, or any member, committee, joint committee, commission, subcommittee, officer or employee thereof.

(d) The term "direct communication" includes all means of direct address to the Legislature.

(e) The term "legislative agent" includes any person who, for any consideration, is employed or retained or engages himself, in behalf of another person, to influence legislation, in person or through any other person, by means of direct communication, but such term does not include any person who, in addition to his regular employment or representation, has, as an incidental purpose, the influencing of legislation by direct communication.

(f) The term "influence legislation" means to influence or attempt to influence any action of the Legislature on legislation.

(g) The term "statement" includes a notice of representation or a report required by this act.

52:13C-4. Filing of notice of representation.

4. Any person who, on or after the effective date of this act, is employed, retained or engages himself as a legislative agent shall, prior to any direct communication with the Legislature, and in any event within 30 days of the effective date of this act or of such employment, retainer or engagement, whichever comes later, file a signed notice of representation with the Secretary of State identifying himself and persons by whom he is employed or retained, and the persons in whose interests he is working.

52:13C-5. Filing of quarterly report.

5. Any person who shall engage in activity making him subject to filing a statement under this act

shall file with the Secretary of State a signed quarterly report of his activity in attempting to influence legislation identifying the persons for whom and in whose interest such activity was carried on. Such report shall be filed between the first and tenth days of each calendar quarter for such activity during the preceding calendar quarter.

The Secretary of State may, in his discretion, permit joint reports by persons subject to this act.

52:13C-6. Persons subject to this act.

6. The following persons shall be subject to the reporting and record keeping provisions of this act:

(a) Any legislative agent;

(b) Any person who employs or retains one or more legislative agents and who makes an expenditure or expenditures of $500.00 or more in any calendar quarter to influence legislation by direct communication; and

(c) Any person who receives $500.00 or more in any calendar quarter as compensation, expenses, or both, for the purpose of influencing or attempting to influence legislation by direct communication. This subsection shall include any person who receives compensation for any purpose and includes but is not limited to an officer or employee of another person, who, in the course of his duties, devotes any portion of his time to efforts to influence or attempt to influence legislation by direct communication, if the amount allocable to influencing or attempting to influence legislation by direct communication is $500.00 or more in any calendar quarter. Any person as to whose activity no fair allocation of activities is possible shall report by a statement that only a portion of his time is spent in influencing or attempting to influence legislation by direct communication.

52:13C-7. Duties of the Secretary of State.

7. The Secretary of State shall

(a) permit public inspection of all statements filed pursuant to this act;

(b) compile and summarize information contained in statements filed pursuant to this act, and

report the same to the Legislature after each reporting period;

(c) ascertain whether any persons have failed to file statements as required by this act, or have filed incomplete or inaccurate statements, and give notice to such persons to file such statements as will conform to the requirements of this act;

(d) report violations of this act to the appropriate law enforcement agencies and report to the Legislature the action taken by such agencies;

(e) make such studies and recommendations to the Legislature as will tend to further the objectives of this act, and take such other action as shall be necessary and proper to effectuate the purposes of this act;

(f) report to the Legislature annually on the administration of this act.

52:13C-8. Preservation of records.

8. Any person engaged in activity which makes him subject to filing a statement under this act shall preserve for a period of 2 years from the date of filing a statement, records of his activities in connection with influencing or attempting to influence legislation.

52:13C-9. Notice of Termination.

9. Every legislative agent shall file a Notice of Termination report within 30 days after his activity shall cease, on such form as the Secretary of State shall prescribe, and any person who engages a legislative agent may file a Notice of Termination after such agent ceases to represent such person.

52:13C-10. Preservation and inspection of records.

10. The statements required by this act to be filed with the Secretary of State (a) shall constitute part of the public records of his office and shall be available for public inspection; and (b) shall be preserved by the Secretary of State for a period of 5 years from the date of filing.

52:13C-11. Activities not covered by act.

11. This act shall not apply to the following activities:

(a) the publication or dissemination, in the ordinary course of business, of news items, advertising, editorials or other comments by a newspaper, book publisher, regularly published periodical, radio or television station (including an owner, editor or employee thereof);

(b) acts of a public official in his official capacity;

(c) acts of bona fide religious groups acting solely for the purpose of protecting the public right to practice the doctrines of such religious groups; and

(d) acts of a duly organized National, State or local committee of a political party.

52:13C-12. Penalty.

12. Any person who knowingly and willfully falsifies all or any part of any statement under this act shall, upon conviction, be guilty of a misdemeanor.

52:13C-13. Penalty.

13. Any person who shall transmit, utter or publish to the Legislature any communication relating to any legislation, or be a party to the preparation thereof, knowing such communication or any signature thereto is false, forged, counterfeit, or fictitious, shall upon conviction, be guilty of a misdemeanor.

52:13C-14. Institution of civil action.

14. Upon the failure to comply with any provisions of this act by any person subject thereto (other than a legislative agent), the Attorney General may, upon the request of the Secretary of State, institute a civil action to enjoin such person from engaging in activity covered by this act until such time as he shall perform any duty imposed thereby and to require him to file any statement required by this act for the period he acted in violation thereof.

52:13C-15. Penalty.

15. Any legislative agent required to file a notice of representation or report or maintain any record under this act who fails to file such a notice or report or maintain such record shall, upon conviction, be guilty of a misdemeanor.

52:13C-16. Obligation to file.

16. Every officer, or person performing the functions of an officer, of any person required by this act to file any statement shall be under obligation to cause such person to file such statement within the time prescribed by this act.

The obligation of any person to file any statement required by this act shall continue from day to day, and discontinuance of the activity out of which the obligation arises shall not relieve any

person from the obligation to file any statement required for any period of time prior to such discontinuance.

52:13C-17. Provisions of act saved.

17. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

18. This act shall take effect immediately.

Approved October 16, 1964.

CHAPTER 208

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

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

27:12B-20.1. Project addition to Garden State Parkway.

1. The New Jersey Highway Authority is authorized to construct, maintain, repair and operate a project addition to the Garden State Parkway con-

sisting of a highway at the following location or such part or parts thereof as the New Jersey Highway Authority may determine to be suitable for a project as contemplated by this act: Beginning at a point as the New Jersey Highway Authority may select as most feasible and practical at Toms river and thence in a general northwesterly direction through Ocean, Monmouth and Middlesex counties to a point at or near the city of New Brunswick, in the vicinity of Interchange 9 of the New Jersey Turnpike for traffic by passenger motor vehicles, omnibusses, taxicabs and trucks.

2. This act shall take effect immediately.

Approved October 20, 1964.

CHAPTER 209

AN ACT authorizing counties and municipalities to acquire, maintain, improve and operate public transportation passenger stations.

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

40:9-2.1. Acquisition public transportation passenger station.

1. The board of chosen freeholders of any county or the governing body of any municipality may acquire, by purchase or lease, maintain, improve and operate any existing public transportation passenger station, including its appurtenant lands and ancillary structures and facilities, as a public transportation center.

40:9-2.2. Lease of space or facilities.

2. Any county or municipality acquiring a public passenger station may lease all or portions of space or facilities therein to any common carrier or carriers for the conduct of their business in the sale of tickets, provision of baggage and express service and other matters relating to the conduct of the

carriers' business in serving the traveling public. The county or municipality may also by appropriate lease or contract provide for the conduct of other commercial activities for the use and convenience of the traveling public.

40:9-2.3. Appropriation of funds.

3. Funds to carry out the purposes of this act shall be included in the annual budget of the county or municipality and shall be appropriated as are funds for other public purposes.

4. This act shall take effect immediately.

Approved October 20, 1964.

CHAPTER 210

AN ACT concerning fees for the services of sheriffs, and amending sections 22A:4–8 and 22A:4–11 of the New Jersey Statutes (P. L. 1953, c. 22).

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

Section amended.

1. Section 22A:4–8 of the New Jersey Statutes (P. L. 1953, c. 22) is amended to read as follows:

Fees and mileage of sheriffs and other officers.

22A:4–8. Fees and mileage of sheriffs and other officers

For the services hereinafter enumerated sheriffs and other officers (including coroners in cases where coroners are authorized by law to perform such services) shall receive the following fees:

In addition to the mileage allowed by law, for serving every summons and complaint, attachment or any mesne process issuing out of the Superior Court or County Court, the sheriff or other officer serving such process shall, for the first defendant or party on whom such process is served, be allowed $4.50 and, for service on the second defendant named therein, $4.00, and for serving such process on any other defendant or defendants named therein, $1.50 each, and no more. If a man and his

wife be named in such process they shall be considered as one defendant, except where they are living separate and apart.

Serving capias ad respondendum, capias ad satisfaciendum, warrant of commitment, writ of ne exeat, in addition to mileage, $10.00.

Serving order to summon juries and return, $1.50.

Serving every execution against goods or lands and making an inventory and return, in addition to mileage, $7.50.

For returning every writ $0.25.

Executing every writ of possession and return, in addition to mileage, $6.50.

Executing every writ of attachment, sequestration or replevin issuing out of any of the courts, in addition to mileage, $6.50.

For serving each out-of-State paper, in addition to the mileage allowed by law, $6.50.

For serving or executing any process or papers where mileage is allowed by law, the officer shall receive mileage actually traveled to and from the courthouse, at the rate per mile of $0.10.

For summoning a special jury, $4.00.

Attending a jury of view, each day, $2.00.

For service of notices on grand and petit jurors the same fees allowed by law for the service of a summons issued out of the County Court.

For producing the jury list and attending the judge within the county, $2.70; and for attending the judge outside the county the sheriff shall receive an additional sum for each mile from the courthouse of his county to the place of attendance, such mileage to be at the rate per mile of $0.20.

For attending the regular terms of the courts of the county for each day, $3.00.

Every person committed to prison, $0.25.

Discharging every person from prison, $0.12.

Victualing a prisoner, per day, $0.15.

Attending with a prisoner before a judge on his being surrendered by or in discharge of his bail, and receiving him into custody, $1.50.

The sheriff shall be entitled to retain out of all moneys collected or received by him on a forfeited recognizance, whether before or after execution, or from amercements, or from fines and costs on conviction, on indictment or otherwise, whether such moneys are payable to the State or to the county treasurer of the county wherein conviction was had, 5%.

For transporting each offender to the State Prison, per mile, but not less than $3.00 for each offender, to be certified by the keeper of the prison and the certificate to be delivered to the county treasurer of the county where the conviction was had, $0.23.

EXECUTION SALES

When a sale is made by virtue of an execution the sheriff shall be entitled to charge the following fees: On all sums not exceeding $1,000.00, 4%; on all sums exceeding $1,000.00 on such excess, 2½%; the minimum fee to be charged for a sale by virtue of an execution, $5.00.

When the execution is settled without actual sale and such settlement is made manifest to the officer, the officer shall receive one-half of the amount of percentage allowed herein in case of sale.

Making statement of execution, sales and execution fees, $1.50.

Advertising the property for sale, provided the sheriff or deputy sheriff attend in pursuance of the advertisement, $5.00.

For the crier of the vendue, when the sheriff proceeds to sell, for every day he shall be actually employed in such sale, $1.50.

Every adjournment of a sale, but no more than one adjournment shall be allowed, and if the sheriff shall have several executions against a defendant, he shall only be allowed for advertising, attending and adjourning, as if he had but one execution, $1.50.

Drawing and making a deed to a purchaser of real property, $12.50.

Drawing and making a bill of sale to the purchaser of personal property when such bill of sale is required or demanded, $9.50.

When more than one execution shall be issued out of the Superior Court upon any judgment, each sheriff to whom such execution shall be directed and delivered shall be entitled to collect and receive from the defendant named in such execution the fees allowed by law for making a levy and return and statement thereon, or for such other services as may be actually performed by him, and the sheriff who shall collect the amount named in said execution or any part thereof, shall be entitled to the legal percentage upon whatever amount may be so collected by him, but in case any such judgment shall be settled between the parties and the amount due thereon shall not be collected by either sheriff, then the percentage on the amount collected which would be due the sheriff thereon in case only one execution had been issued shall be equally divided among the several sheriffs in whose hands an execution in the same cause may have been placed.

The sheriff shall file his taxed bill of costs with the clerk of the court out of which execution issued, within such time as the court shall direct by general rule or special order, or, in default thereof, he shall not be entitled to any costs. If any sheriff shall charge in such bill of costs for services not done, or allowed by law, or shall take any greater fee or reward for any services by him done than is or shall be allowed by law he shall be liable for the damages sustained by the party aggrieved including a penalty of $30.00, to be recovered in a summary manner, in the action or proceeding wherein the execution was issued or otherwise.

Section amended.

2. Section 22A:4–11 of the New Jersey Statutes (P. L. 1953, c. 22) is amended to read as follows:

Mileage of sheriffs, constables and other officers for service of compulsory process.

22A:4–11. Mileage of sheriffs, constables and other officers for service of compulsory process

Sheriffs, constables and other authorized officers shall receive mileage for every mile actually

traveled in serving and executing any bench warrant, State warrant, capias ad testificandum or other compulsory process issued by any court of this State. Such mileage shall be computed from the court issuing such process and shall be at the rate per mile of $0.10.

For transporting a prisoner taken on such process, per mile, $0.10.

3. This act shall take effect immediately.

Approved October 20, 1964.

CHAPTER 211

AN ACT concerning the salary of secretaries to county boards of taxation, and amending section 54:3–8 of the Revised Statutes.

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

Section amended.

1. Section 54:3–8 of the Revised Statutes is amended to read as follows:

Salaries fixed by freeholders.

54:3–8. The board of chosen freeholders shall fix the annual salary to be paid to the secretary of the county board of taxation and the annual compensation to its other clerical assistants. The salary of the secretary shall not be less than the salary payable to the president of the board of that county, pursuant to R. S. 54:3–6. Such salaries and compensation shall be paid by the county treasurer on warrants approved by the president of the board.

2. This act shall take effect January 1, 1965.

Approved October 20, 1964.

CHAPTER 212

AN ACT concerning commission government in relation to the appointment of deputy commissioners in certain cases and amending section 40:72–9 of the Revised Statutes.

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

1. Section 40:72–9 of the Revised Statutes is amended to read as follows: Section amended.

40:72–9. In all cities of the second class and in any city of the fourth class having a population of not less than 50,000 inhabitants, governed hereby, the board of commissioners may, in their discretion, provide by ordinance for the appointment of a deputy by each or such of the directors of departments as may be deemed necessary for the proper and efficient conduct of the affairs of such departments. The deputies shall serve during the terms of the directors making the appointments, but any deputy so appointed may be removed by his principal at any time, and such removal shall not be reviewable. If an officer or employee of a municipality is designated to perform the duties of a deputy in addition to the performance of the ordinary duties of his office or employment, the expiration of the term of his principal, or his removal from the office of deputy, shall not affect his right to the office or employment held by him at and before his designation as deputy, the duties of which office or employment he has continued to perform. Appointment of deputy in certain class cities.

Each director shall prescribe, in writing, the powers and duties of the deputy so appointed by him and the acts of such deputy within the scope of his authority shall in all cases be as legal and binding as if done and performed by the director for whom he is acting, but such deputies shall not

be authorized to act for directors at meetings of the board of commissioners.

Nothing in this section contained shall be construed to place any deputy or deputies, appointed pursuant to the authority hereof, within the operation of the laws affecting civil service.

2. This act shall take effect immediately.

Approved October 21, 1964.

CHAPTER 213

AN ACT to re-establish part of the boundary line between the township of Scotch Plains and the borough of Fanwood, in the county of Union.

Preamble. WHEREAS, Portions of the boundary line between the township of Scotch Plains and the borough of Fanwood intersects various lots in both municipalities and thereby creates undersized lots in each municipality; and

Preamble. WHEREAS, The governing bodies of both municipalities have determined by resolution that it is advisable and to the best interests of both of said municipalities to create a new boundary line running through the center lines of the various streets affected by said new boundary line upon which the various lots front and have requested the Legislature to enact a statute creating such new boundary line by annexing to the township of Scotch Plains the parcels or tracts of lands hereinafter described as Tracts One, Two, Three, Four and Four-A and by annexing to the borough of Fanwood parcels or tracts of lands hereinafter described as Tracts Five, Six, Seven, Eight, Nine, Ten, Eleven and Eleven-A, inclusive, so that the new boundary line between the township of

Scotch Plains and the borough of Fanwood will be as set forth in Tract Twelve; and

Preamble.

WHEREAS, Proper Notice of Intention to apply for the passage of this act has been given by publication as required by law; now, therefore,

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

Re-establishment of boundary lines.

1. The following described areas of land situate in the borough of Fanwood, in the county of Union, are hereby annexed to and made a part of the township of Scotch Plains, county of Union.

TRACT ONE

Beginning at a point where the centerline of Farley Avenue is intersected by the boundary line between the Borough of Fanwood and the Township of Scotch Plains; thence (1) southeasterly along the said centerline of Farley Avenue a distance of 25.0′ more or less to a point where said centerline is intersected by the continuation of the division line between lots 6 and 7, Block D, of a map entitled "Mountain View Heights, Adjoining the City of Plainfield, New Jersey" Property of Mountain View Heights Realty Co.", dated October 10, 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield, N. J., filed in the Register's Office of Union County, New Jersey on March 21, 1911 as Map No. 245–A; thence (2) northeasterly along the continuation of the said division line between Lots 6 and 7 in Block D of the abovementioned map and continuing northeasterly on the same course along the division line between Lots 6 and 7 in Block D of the abovementioned map, and still continuing on the same course along the division line between Lots 26 and 27 in Block D of the abovementioned map a total distance of 200.0′ more or less to a point where the last mentioned division line intersects the boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (3) southwesterly along the said present

boundary line between the Township of Scotch Plains and the Borough of Fanwood to the Point and place of Beginning.

TRACT TWO

Beginning at a point where the centerline of Beverly Avenue is intersected by the present boundary line between the Borough of Fanwood and the Township of Scotch Plains; thence (1) southeasterly along the said centerline of Beverly Avenue a distance of 12.0′ more or less to a point where said centerline is intersected by the continuation of the division line between Lots 7 and 8 in Block C of a map entitled "Mountain View Heights, Adjoining the City of Plainfield, New Jersey, Property of Mountain View Heights Realty Co.," dated October 10, 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield, N. J., filed in the Register's Office of Union County, New Jersey on March 21, 1911, as Map No. 245–A; thence (2) northeasterly along the continuation of the said division line between Lots 7 and 8 in Block C of the abovementioned map a distance of 90.0′ more or less to a point where the last mentioned division line intersects the present boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (3) southwesterly along the said present boundary line between the Township of Scotch Plains and the Borough of Fanwood a distance of 97.0′ more or less to the point and place of Beginning.

TRACT THREE

Beginning at a point in the division line between the Township of Scotch Plains and the Borough of Fanwood, said point being the intersection of said division line with the northeasterly boundary line of Lot 8 in Block 71P of lands of Cinkon, Inc., as shown on map entitled "Map of High View Court, Lands of Cinkon, Inc., Situated in the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey", dated March 11, 1960 and

revised November 22, 1960, filed on February 14, 1961 as Map No. 545–F; thence (1) North 42° 57′ 40″ West along said northeasterly boundary line of said Lot 8 in Block 71P a distance of 81.32′ to a point where said boundary line is intersected by the southeasterly boundary line of Lot 7 in Block 71P as shown on the abovementioned map; thence (2) North 47° 38′ 50″ East along the southeasterly boundary line of Lots 7, 6 and 5 in Block 71P as shown on the abovementioned map a distance of 220′ more or less to a point where said boundary line intersects the division line between the Township of Scotch Plains and the Borough of Fanwood; thence (3) southwesterly along said division line between the Township of Scotch Plains and the Borough of Fanwood a distance of 235′ more or less to the point and place of Beginning.

TRACT FOUR

Beginning at a point in the centerline of Fanwood Avenue, now Shady Lane, said point being the intersection of said centerline with the division line between lands of the Borough of Fanwood and lands of the Township of Scotch Plains; thence (1) southwesterly along said division line a distance of 103.00′ to a point where said division line intersects the centerline of Third Street, now vacated, as shown on a map entitled "Section No. 1, Property Situated in Westfield, Union County, New Jersey, Belonging to the New York Suburban Land Co.", and filed June 22, 1908 as Map No. 127–E; thence (2) North 42° 15′ West along said centerline a distance of 38.00′ more or less to a point where said centerline intersects the centerline of Fanwood Avenue, now Shady Lane; thence (3) North 47° 45′ East along the said centerline of Fanwood Avenue, now Shady Lane, a distance of 95′ more or less to the point and place of Beginning.

TRACT FOUR–A

Beginning at a point in the centerline of Fourth Street as shown on a map entitled "Section No. 1,

Property Situated in Westfield, Union County, New Jersey, Belonging to the New York Suburban Land Co.", surveyed in 1908 by Voorhis and Smith, C.E., Rockville Center, Long Island, and filed in the Register's Office of Union County, New Jersey on June 22, 1908, as Map No. 127–E, and now known as High View Court as shown on map entitled "Map of High View Court, Lands of Cinkon, Inc., Situated in the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey", dated March 11, 1960 and revised November 22, 1960, filed February 14, 1961 as Map No. 545–F; thence (1) running southeasterly along the centerline of High View Court a distance of 140.0′ more or less to a point where said centerline intersects the division line between the Township of Scotch Plains and the Borough of Fanwood; thence (2) northeasterly along the said division line between the Township of Scotch Plains and the Borough of Fanwood a distance of 390.0′ more or less to a point of intersection with a line 100.0′ southeasterly and parallel with the southeasterly sideline of Fanwood Avenue, now Shady Lane; thence (3) southwesterly along the said line 100.0′ southeasterly and parallel with the southeasterly sideline of Shady Lane a distance of 362.84′ more or less to the point and place of Beginning.

2. The following described areas of land situated in the township of Scotch Plains, county of Union are hereby annexed to and made a part of the borough of Fanwood, in said county:

TRACT FIVE

Beginning at a point in the northeasterly sideline of Terrill Road, said point being the intersection of said sideline with the division line between property as shown on a map entitled "Mountain View Heights, Adjoining the City of Plainfield, New Jersey", Property of Mountain View Heights Realty Co.", dated October 10, 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield,

N. J., filed in the Register's Office of Union County, New Jersey on March 21, 1911 as Map No. 245–A and property as shown on a map entitled "Map of Mountain View Heights, adjoining the City of Plainfield, New Jersey, Property of M. A. Rose", dated August 1905, made by F. A. Dunham, C.E., 109 Park Avenue, Plainfield, New Jersey, and filed in the Register's Office of Union County, New Jersey on December 9, 1907 as Map No. 72-A; thence (1) along said division line as shown on the abovementioned maps in a general northeasterly direction a distance of 926.00′ more or less to a point where said division line intersects the centerline of Farley Avenue; thence (2) southeasterly along the said centerline of Farley Avenue a distance of 19.6′ more or less to a point where said centerline intersects the present boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (3) southwesterly along the said boundary line between the Township of Scotch Plains and the Borough of Fanwood a distance of 928.00′ more or less to the point and place of Beginning.

TRACT SIX

Beginning at a point where the centerline of Beverly Avenue intersects the present boundary line between the Borough of Fanwood and the Township of Scotch Plains; thence (1) southwesterly along said boundary line between the Township of Scotch Plains and the Borough of Fanwood a distance of 95.0′ more or less to a point where said boundary line intersects the division line between Lots 26 and 27 in Block D as shown on the map entitled "Mountain View Heights, adjoining the City of Plainfield, New Jersey", Property of Mountain View Heights Realty Co.", dated October 10, 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield, New Jersey, filed in the Register's Office of Union County, New Jersey on March 21, 1911 as Map No. 245–A; thence (2) northeasterly along said division line between the abovementioned Lots 26 and 27 in Block D a distance of

90.0′ more or less to a point where said division line continued intersects the centerline of Beverly Avenue; thence (3) southeasterly along the said centerline of Beverly Avenue a distance of 12.5′ more or less to the point and place of Beginning.

TRACT SEVEN

Beginning at a point in the centerline of Hunter Avenue, said point being the intersection of said centerline with the present boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (1) southwesterly along said boundary line through Lot 9, Block I and crossing Forepaugh Avenue and continuing through Lot 34 in Block C and continuing through Lot 8 in Block C as said lots are shown on a map entitled "Mountain View Heights, Adjoining the City of Plainfield, New Jersey", Property of Mountain View Heights Realty Co., dated October 10, 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield, New Jersey, filed in the Register's Office of Union County, New Jersey on March 21, 1911 as Map No. 245–A, to a point where said boundary line intersects the division line between Lot 7 and 8 in Block C of the abovementioned map a total distance of 365.0′ more or less; thence (2) northeasterly along the said division line between Lot 7 and Lot 8 in Block C and continuing along the division line between Lot 34 and Lot 35 in Block C of the abovementioned map, and continuing along the same course to a point where said division line continued intersects the centerline of Forepaugh Avenue a total distance of 195.0′ more or less; thence (3) southeasterly along said centerline a distance of 25.0′ more or less to a point where said centerline is intersected by the continuation of the division line between Lots 8 and 9 in Block I of the abovementioned map; thence (4) northeasterly along said continuation and continuing along the division line between Lots 8 and 9 in Block I of the abovementioned map, and further continuing along the same course a total distance of 170.0′ more or less

to a point where said continuation intersects the centerline of Hunter Avenue; thence (5) southeasterly along said centerline a distance of 27.0′ more or less to the point and place of Beginning.

TRACT EIGHT

Beginning at an iron bar in the division line between lands of the Board of Education of the Township of Scotch Plains and lands formerly of James Menizek, said point being the intersection of said division line with the southeasterly line of lands of said Board of Education of the Township of Scotch Plains; thence (1) North 46° 31′ East along said southeasterly line of lands of the Board of Education of Scotch Plains Township 623.90′ to a stone monument marking a point in the Southwesterly sideline of Park Avenue; thence (2) northeasterly along the northeasterly prolongation of said last mentioned line of lands 33.00′ more or less to a point and new corner in the centerline of Park Avenue; thence (3) South 30° 14′ East along said centerline of Park Avenue 124.00′ more or less to a point where said centerline intersects the existing boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (4) southwesterly along said boundary line between the Township of Scotch Plains and the Borough of Fanwood 637.00′ more or less to a monument in the northeasterly line of lands formerly of James Menizek; thence (5) North 39° 30′ West along said northeasterly line of lands formerly of James Menizek 31.30′ to the point of Beginning.

TRACT NINE

Beginning at a point of intersection of the centerline of Portland Avenue and the centerline of Park Avenue; thence (1) northeasterly along the centerline of Portland Avenue a distance of 1554.83′ more or less to the point in the centerline of Birch Street as shown on a certain map entitled "Map of Watchung View Garden, Section No. 1, Situated in the Township of Scotch Plains and Borough of

Fanwood, Union County, New Jersey'', dated May 1926, prepared by Harry L. Paff, C.E., Scotch Plains, New Jersey, filed in the Register's Office of Union County, New Jersey on June 8, 1926 as Map No. 156–E; thence (2) running along the centerline of Birch Street in a general northwesterly direction 20.0′ more or less to a point in the centerline of Portland Avenue as shown on the abovementioned map; thence (3) running along the centerline of Portland Avenue in a general northeasterly direction 1452.80′ more or less to a point in the centerline of Westfield Road; thence (4) southeasterly along the centerline of Westfield Road a distance of 39.5′ more or less to a point where said centerline intersects the boundary line between the Township of Scotch Plains and the Borough of Fanwood; thence (5) southwesterly along said boundary line between the Borough of Fanwood and the Township of Scotch Plains a distance of 3015.0′ more or less to a point where said boundary line intersects the centerline of Park Avenue; thence (6) northwesterly along the said centerline of Park Avenue to the point and place of Beginning.

TRACT TEN

Beginning at a monument in the westerly sideline of Hetfield Avenue, said monument being the intersection of said westerly sideline of said Hetfield Avenue and the division line between lands of the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey; thence (1) North 88° 55′ East across Hetfield Avenue a distance of 30.00′ to a point in the centerline of said Hetfield Avenue; thence (2) South 1° 5′ East along the said centerline of Hetfield Avenue a distance of 34.27′ to an angle point; thence (3) South 42° 15′ East along the centerline of Hetfield Avenue a distance of 126.74′ more or less to a point where said centerline is intersected by the centerline of Fanwood Avenue, now Shady Lane; thence (4) South 47° 45′ West along the said centerline of Shady Lane a distance of 448.00′ more or less to a

point where said centerline intersects the division line between lands of the Borough of Fanwood and the Township of Scotch Plains; thence (5) northeasterly along said division line a distance of 480.00′ more or less to the point and place of Beginning.

TRACT ELEVEN

Beginning at a point in the centerline of Third Street (now vacated) as shown on the map entitled "Section No. 1, Property Situated in Westfield, Union County, New Jersey, Belonging to the New York Suburban Land Co.", and filed June 22, 1908 as Map No. 127–E, said point being the intersection of said centerline with the division line between lands of the Borough of Fanwood and lands of the Township of Scotch Plains; thence (1) South 42° 15′ East along the centerline of said vacated Third Street a distance of 86′ more or less to a point where said centerline is intersected by the prolongation of the division line between Lot 1 and Lot 54 in Block 6 of the abovementioned map; thence (2) South 47° 45′ West along said prolonged division line and continuing along the same course parallel with the 100′ northwesterly of the northeasterly sideline of Princeton Avenue a distance of 214.00′ more or less to a point in the division line between lands of the Borough of Fanwood and lands of the Township of Scotch Plains; thence (3) northeasterly along said division line a distance of 232.00′ more or less to the point and place of Beginning.

TRACT ELEVEN-A

Beginning at a point in the division line between the Township of Scotch Plains and the Borough of Fanwood, said point being the intersection of said division line with the southeasterly boundary line of Lot 5 in Block 71P of lands of Cinkon, Inc., as shown on map entitled "Map of High View Court, Lands of Cinkon, Inc., Situated in the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey", dated March 11, 1960 and

revised November 22, 1960, filed on February 14, 1961 as Map No. 545–F; thence (1) northeasterly along said division line between the Township of Scotch Plains and the Borough of Fanwood a distance of 290′ more or less to a point where said division line intersects a line parallel with and 25′ northeasterly from the southwesterly sideline of High View Court as shown on the abovementioned map; thence (2) South 41° 23′ 20″ East along the abovementioned line in High View Court parallel with and 25′ westerly from the said southwesterly sideline of High View Court a distance of 110′ more or less to a point where said line is intersected by the prolongation of the division line between Lot 1 in Block 276 of lands of Cinkon, Inc. as shown on the abovementioned map and Lot 4 in Block 276, being lands of J. & M. Hansen; thence (3) South 48° 36′ 40″ West along the prolongation of said division line and continuing along said division line and still continuing on the same course along the division line between Lot 2 in Block 276 and Lot 4 in Block 276 as delineated on map entitled "Map of Algonquin Village, Situated in the Township of Scotch Plains, Union County, New Jersey", dated August 26, 1959, filed on December 15, 1959 as Map No. 518–E, a total distance of 123.10′, to a point where said division line intersects the division line between Lot 4 in Block 276 and lands of Township of Scotch Plains; thence (4) North 41° 23′ 20″ West along the division line between Lot 2 in Block 276 and lands of Township of Scotch Plains a distance of 5.01′ to an angle point; thence (5) South 47° 38′ 50″ West along the division line between Lot 2, Lot 3 and Lot 3A in Block 276 and lands of the Township of Scotch Plains, a total distance of 145′ more or less to the point and place of Beginning.

3. The following shall be the new boundary line between the borough of Fanwood and the township of Scotch Plains:

TRACT TWELVE:

Beginning at a point in the centerline of Terrill Road, said point being in direct continuation of the

Northwesterly line of property as shown on a map entitled "Mountain View Heights" adjoining the City of Plainfield, New Jersey, Property of Mountain View Heights Realty Co., October 1910, made by H. C. Van Emburgh, C.E., 149 North Avenue, Plainfield, New Jersey, filed in the Register's Office of Union County, New Jersey on March 21, 1911 as Map No. 245A; thence running along said northwesterly boundary line as shown on the abovementioned map in a general Northeasterly direction along Lots 1 to 6 and Lot 12, Block G and crossing Martin Place along Lots 1 and 14, Block F and crossing Cicilia Place and along Lots 1 and 18, Block E to a point in the center line of Farley Avenue, a distance of Nine Hundred Fifty-nine and fifty-three hundredths feet (959.53′) more or less to a point; thence running along the center line of Farley Avenue in a general Southeasterly direction Fifty (50′) feet more or less to a point in direct continuation of the Northwesterly line of Lot 7, Block D as shown on the abovementioned map if said line is produced in a Southwesterly direction to intersect with the center line of Farley Avenue; thence running along the Northwesterly line of Lots 7 and 26, Block D in a general Northeasterly direction Two hundred ninety-one feet (291′) to a point in the center line of Beverly Avenue as shown on the abovementioned map; thence running along the center line of Beverly Avenue in a general Southeasterly direction Twenty-five feet (25′) to a point, said point being in direct continuation of the Northwesterly line of Lot 8, Block C if it is produced in a Southwesterly direction to intersect with the center line of Beverly Avenue; thence running along the Northwesterly line of Lots 8 and 34, Block C as shown on said map Two hundred eighty-six feet (286′) to a point in the center line of Forepaugh Avenue, now Ginder Place, as shown on said map; thence running along the center line of Ginder Place in a general Southeasterly direction Twenty-five feet (25′) to a point, said point being in direct continuation of the Northwesterly line of

Lot 9, Block I as shown on said map if it is produced in a Southwesterly direction to intersect with the center line of Ginder Place; thence running along the Northwesterly line of Lot 9, Block I in a general Northeasterly direction One hundred seventy feet (170′) more or less to a point in the center line of Hunter Avenue as shown on said map; thence running along said center line of Hunter Avenue in a general Southeasterly direction Twenty seven feet (27′) more or less to a point in the line between the Borough of Fanwood and Township of Scotch Plains, said point also being in direct continuation of the Northwesterly line of property as shown on a map entitled "Map of Midway Estates", situated in the Township of Scotch Plains and the Borough of Fanwood, Union County, New Jersey, November 16, 1951, made by Harry L. Paff, Professional Engineer and Land Surveyor, 433 Forest Road, Scotch Plains, New Jersey and filed in the Register's Office of Union County as Map No. 376F, if it is produced in a Southwesterly direction to intersect with the center line of Hunter Avenue; thence running in a general Northeasterly direction along said Northwesterly line of property as shown on the last abovementioned map and crossing Willow Avenue and along line of lands belonging to the Board of Education of Scotch Plains Township Nine hundred thirty-one and ninety-six hundredths feet (931.96′) more or less to a point, said point being the North corner of Lot 14 as shown on the last abovementioned map; thence running in a Northwesterly direction along line of lands belonging to said Board of Education and in direct continuation of the Northeasterly line of Lot 14 abovementioned Thirty one and three-tenths feet (31.30′) more or less to a point and corner of lands belonging to said Board of Education; thence running along line of lands of said Board of Education in a general Northeasterly direction Six hundred fifty-seven and eight-tenths feet (657.80′) more or less to a point in the center line of Park Avenue; thence running along said center line of Park Avenue in a general

Southeasterly direction Eighty-five feet (85′) more or less to a point and the intersection of the center line of Park Avenue with the center line of Portland Avenue; thence running along the center line of Portland Avenue in a general Northeasterly direction One thousand five hundred fifty-four and eighty-three hundredths feet (1554.83′) more or less to a point in the center line of Birch Street as shown on a certain map entitled "Scotchwood Corporation, Map of Portland Gardens", situated in the Township of Scotch Plains and the Borough of Fanwood, Union County, New Jersey, June 22, 1959 and made by Harry L. Paff, Professional Engineer and Land Surveyor, 433 Forest Road, Scotch Plains, New Jersey and filed in the Register's Office of Union County on October 7, 1959 as Map No. 515B; thence running along the center line of Birch Street in a general Northwesterly direction Twenty feet (20′) more or less to a point in the center line of Portland Avenue as shown on the last abovementioned map; thence running along the center line of Portland Avenue in a general Northeasterly direction One thousand four hundred fifty-two and eight-tenths feet (1452.80′) more or less to a point in the centerline of Westfield Road; thence running along the center line of Westfield Road in a general Southeasterly direction and following the various courses and distances, a total distance of Four thousand one hundred sixty-two and thirty-four hundredths feet (4162.34′) more or less to a point in the center line of North Avenue; thence running along the center line of North Avenue in a general Northeasterly direction Five Hundred seventy feet (570′) more or less to a point in the center line of Summit Avenue; thence running along the center line of Summit Avenue in a general Southeasterly direction Five hundred seventy-two feet (572′) more or less to a point in the center line of South Avenue (New Jersey State Highway Route No. 28), said point being the intersection of the center line of Summit Avenue with the center line of South Avenue and the center line of Hetfield Avenue;

thence running along the center line of Hetfield Avenue in a general Southeasterly direction Sixty-seven and twenty-seven hundredths feet (67.27′) more or less to an angle point in the center line of Hetfield Avenue; thence still along the center line of Hetfield Avenue South 42° 15′ East a distance of One hundred twenty-six and seventy-four hundredths feet (126.74′) more or less to a point where said center line is intersected by the center line of Fanwood Avenue, now Shady Lane, as shown on a certain map entitled "Section No. One of Property Situated in Westfield, Union County, New Jersey", belonging to the New York Suburban Land Co., Surveyed in April 1908 by Voorhis and Smith, C.E., Rockville Center, Long Island, and filed in the Register's Office of Union County, New Jersey on June 22, 1908 as Map No. 127E; thence South 47° 45′ West along the center line of Fanwood Avenue, now Shady Lane, as shown on the abovementioned map a distance of Five hundred forty-five feet (545′) more or less to a point where said center line of Fanwood Avenue, now Shady Lane, intersects the centerline of Third Street, now vacated; thence South 42° 15′ East along the centerline of said vacated Third Street a distance of One hundred twenty-five feet (125′) more or less to a point where said centerline is intersected by the prolongation of the division line between Lot 1 and Lot 54 in Block 6 of the abovementioned map; thence South 45° 45′ West along said prolonged division line and continuing along the same course parallel with and One hundred feet (100′) more or less Northwesterly of the Northeasterly sideline of Princeton Avenue a distance of Five hundred eighty feet (580′) more or less to a point in the centerline of Fourth Street as shown on the abovementioned map and now known as High View Court, as shown on map entitled "Map of High View Court, Lands of Cinkon, Inc., Situated in the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey", dated March 11, 1960 and revised November 22, 1960, filed February 14, 1961 as Map

No. 545–F; thence running Southeasterly along the centerline of said High View Court a distance of One Hundred forty feet (140′) more or less to a point where said centerline intersects the division line between the Township of Scotch Plains and the Borough of Fanwood, and continuing along the same course parallel with and Twenty five feet (25′) Northeasterly from the Southwesterly sideline of High View Court a distance of One hundred ten feet (110′) more or less to a point where said line is intersected by the prolongation of the division line between Lot 1 in Block 276 of lands of Cinkon, Inc. as shown on the abovementioned map and Lot 4 in Block 276, being lands of J. & M. Hansen; thence South 48° 36° 40″ West along the prolongation of said division line and continuing along said division line and still continuing on the same course along the division line between Lot 2 in Block 276 and Lot 4 in Block 276 as delineated on map entitled "Map of Algonquin Village, Situated in the Township of Scotch Plains, Union County, New Jersey", dated August 26, 1959, filed on December 15, 1959, as Map No. 518–E, a total distance of One hundred twenty-three and one-tenths feet (123.10′), to a point where said division line intersects the division line between Lot 4 in Block 276 and lands of Township of Scotch Plains; thence North 41° 23′ 20″ West along the division line between Lot 2 in Block 276 and lands of Township of Scotch Plains a distance of Five and one one-hundredths feet (5.01′) to an angle point; thence South 47° 38′ 50″ West along the division line between Lots 2, 3 and 3A in Block 276 and lands of Township of Scotch Plains and continuing on the same course along the Southeasterly boundary line of Lots 5, 6 and 7 in Block 71P as shown on the map entitled "Map of High View Court, Lands of Cinkon, Inc., Situated in the Borough of Fanwood and the Township of Scotch Plains, Union County, New Jersey", dated March 11, 1960 and revised November 22, 1960, filed on February 14, 1961 as Map No. 545–F, a total distance of Three hundred sixty-five and ninety-five

hundredths feet (365.95′) to a point in the division line between Lot 8 and Lot 7 in Block 71P as shown on the abovementioned map; thence South 42° 57′ 40″ East along the Northeasterly boundary line of the abovementioned Lot 8 in Block 71P a distance of Eighty-one and three-tenths feet (81.3′) to a point where said boundary line intersects the division line between the Township of Scotch Plains and the Borough of Fanwood; thence Southwesterly along the division line between the Township of Scotch Plains and the Borough of Fanwood a distance of One Hundred twenty-three and three hundredths feet (123.03′) to a point where said division line intersects the Southwesterly boundary line of Lot 8, in Block 71P as shown on the abovementioned map; thence continuing along the existing boundary line between the Township of Scotch Plains and the Borough of Fanwood a distance of One thousand five hundred feet (1,500.00′) more or less to a point and monument on the Northeasterly sideline of Martine Avenue, said monument being the intersection of said Northeasterly sideline of Martine Avenue with the division line between the Borough of Fanwood and the Township of Scotch Plains; thence South 3° 01′ 05″ East running diagonally across Martine Avenue a distance of Fifty-one and forty-six hundredths feet (51.46′) to a point, said point being the intersection of the centerline of King Street with the centerline of Martine Avenue; thence running along the centerline of King Street in a general Southwesterly direction and following its various courses three thousand two hundred-ninety and fifty-four hundredths feet (3290.54′) more or less to a point in the centerline of Terrill Road, said point being a common corner and intersection of the boundary line between the Township of Scotch Plains, Borough of Fanwood and City of Plainfield.

4. This act shall take effect immediately.

Approved October 26, 1964.

CHAPTER 214

AN ACT concerning actions by parents and other persons for their damages by reason of an injury to a minor child in certain cases, and supplementing Title 2A of the New Jersey Statutes.

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

2A:14-2.1. Claim for damages; injuries to minor child.

1. Where a parent or other person has a claim for damages suffered by him because of an injury to a minor child caused by the wrongful act, neglect or default of any person within this State, an action at law upon such claim may be commenced by the said parent or other person within the same period of time as provided by law in the case of the said minor child so injured, provided that, if an action is commenced by or on behalf of the said minor child, the said claim of the parent or other person shall be asserted and maintained in such action brought on behalf of the injured minor child either as a plaintiff or third party plaintiff and if not so asserted shall be barred by the judgment in the action brought on behalf of said injured minor child.

2. This act shall take effect immediately.

Approved October 28, 1964.

CHAPTER 215

AN ACT to amend "An act authorizing the governing body of any municipality in this State to sell and convey lands with or without buildings thereon to any organization or association of veterans of any war in which the United States has or shall have been engaged when said lands and buildings are not needed for municipal purposes," approved April 28, 1947 (P. L. 1947, c. 87).

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

Section amended.

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

40:60-40.1. Veterans organizations; conveyances of unneeded property to.

1. When the governing body of a municipality shall determine that all or any part of a tract of land, with or without buildings erected thereon, owned by the municipality; is not then needed for municipal purposes, it may by resolution authorize the sale and conveyance of same or any part thereof to any nationally chartered organization or association of veterans of any war in which the United States has or shall have been engaged, for such consideration, which consideration in lieu of a monetary consideration may be an agreement by the organization or association to render services or provide facilities for the general public of the municipality of a kind the municipality may furnish to its citizens and to the said general public, and upon such conditions, terms and limitations as such body shall deem advisable; provided, however, that such lands or buildings shall be used only for the purposes of the organization or association of veterans and to render such services or to provide such facilities as may be agreed upon and not for commercial business, trade or manufacture. If the

property is no longer used for the purpose for which it was conveyed it shall revert back to the municipality.

2. This act shall take effect immediately.

Approved October 28, 1964.

CHAPTER 216

AN ACT to amend "A supplement to 'An act concerning the retirement and death of certain judicial officers and payments to be made as a result thereof,' approved September 13, 1948 (P. L. 1948, c. 391)," approved January 23, 1964 (P. L. 1963, c. 183).

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

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

1. Any person who (a) holds the office of Chief Justice or associate justice of the Supreme Court or judge of the Superior Court, and (b) shall have served at least 15 years continuously and in the aggregate as a member of the Supreme Court, Superior Court or County Court, or as a member of the Senate or the General Assembly of the State of New Jersey, the last 10 years of said 15-year period having been served in the Supreme or Superior Courts, or as an Advisory Master to the Superior Court, or partially in the said courts and partially as said Advisory Master, and (c) has attained the age of 65 years but shall not have attained the age of 70 years, may retire from judicial office upon filing his resignation in the office of the Secretary of State, accompanied by a statement that it is so filed for the purpose of taking advantage of the provisions of this act. He shall 43:6-6.13. Retirement and death payments to certain judicial officers.

thereafter be paid an annual pension during the remainder of his natural life, in an amount equal to and payable in the same manner as the pension that would be payable to him under the act to which this act is a supplement had he attained the mandatory retirement age of 70 years.

2. This act shall take effect immediately.

Approved October 29, 1964.

CHAPTER 217

AN ACT relating to transfer inheritance taxes, and amending section 54:35–19 of the Revised Statutes.

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

Section amended.

1. Section 54:35–19 of the Revised Statutes is amended to read as follows:

Safe deposit companies and other institutions not to deliver assets of decedent without notice; small estates.

54:35–19. Unless the Director of the Division of Taxation consents in writing thereto, no safe deposit company, trust company, bank or other institution or corporation or person shall deliver or transfer any securities, deposits or other assets within its or his control or possession, including capital stock of or other interests in such safe deposit company, trust company, bank, institution or corporation, which belong to or stand in the name of a resident decedent or in the joint names of a resident decedent and one or more persons, to an executor, administrator or legal representative of a resident decedent, or upon his or their order or request, or, to the survivor or survivors when held in the joint names of a resident decedent and one or more persons, or upon his or their order or request, without:

a. Notice of the time and place of such intended delivery or transfer being served upon the Director of the Division of Taxation at least 10 days prior thereto, and,

b. The retention by the safe deposit company, trust company, bank, institution, corporation or person of sufficient of the assets mentioned herein to pay any tax and interest which may be assessed on such delivery or transfer under authority of chapters 33 to 36 of this Title (§ 54:33–1 et seq.).

The Director of the Division of Taxation may, either personally or by representative, examine such securities, deposits or assets of a resident decedent.

Notwithstanding the foregoing provisions of this section, a safe deposit company, trust company, bank, institution, corporation or person may transfer not in excess of the amounts hereinafter provided of funds of a resident decedent, on deposit or otherwise in its or his control or possession, without the written consent of the Director of the Division of Taxation, to a surviving spouse $1,500.00, to any one other than the surviving spouse, $200.00; provided, such transferor shall first obtain from the transferee an affidavit, in such form as shall be prescribed by the director, establishing that the value of the gross estate, real and personal, of the decedent does not exceed $200.00 where the transferee is one other than the surviving spouse or $1,500.00 where the transferee is the surviving spouse, which affidavit, within 30 days after the transfer, shall be filed by the transferor with the director.

2. This act shall take effect 30 days after enactment.

Approved November 4, 1964.

CHAPTER 218

AN ACT to amend the "State School Aid Act of 1954," approved June 30, 1954 (P. L. 1954, c. 85), with respect to county vocational schools.

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

Section amended.

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

18:10-29.37. County vocational schools.

8. Each county vocational school board operating a full-time day school program shall be paid the sum of $50.00 per pupil. The Commissioner of Education, with the approval of the State Board of Education, shall promulgate rules for the counting of pupils in average daily enrollment on a full-time day school basis in the county vocational schools.

2. This act shall take effect immediately.

Approved November 16, 1964

CHAPTER 219

AN ACT concerning adult education, and supplementing Title 18 of the Revised Statutes.

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

18:15-116. Salary apportionment supervisor adult education.

1. There shall be apportioned and paid by the State annually to each school district employing a supervisor of adult education an amount equal to ⅔ of the supervisor's annual salary; provided that in no case shall payment by the State exceed $12,000.00. In the case of districts employing a part-time supervisor, the salary of such supervisor shall

be proportionate to the ratio such part-time employment bears to full time employment, such applicable ratio to be established in each instance by the Commissioner of Education.

18:15-117. Joint program adult education.

2. The boards of education of 2 or more school districts may provide jointly by agreement for maintaining a program of adult education and utilizing buildings, equipment and other school facilities of the participating boards for such purposes. Such agreement shall be adopted by resolution of each of the participating boards of education and shall set forth the courses which are to be offered, subject to the approval of the State Department of Education; the tuition, if any, to be charged to residents of the participating districts and to persons received from other districts, provided that such tuition shall not exceed the actual cost per pupil; the personnel to be employed to administer the program; and other matters deemed necessary to carry out the purposes of the agreement.

18:15-118. Calculation of aid.

3. Where 2 or more boards of education have provided jointly by agreement for the employment of a supervisor of adult education to serve the participating districts, the agreement shall designate the board of education of one of such districts as the employer and the one to receive the State aid herein provided. Such aid shall be calculated and paid in the manner provided in section 1 of this act.

18:15-119. Rules and regulations.

4. The State Board of Education shall prescribe rules and regulations for the proper control and management of the office and activities of the supervisor of adult education, for the certification of persons to hold such position, for saving from harm those supervisors and directors employed at the time this act becomes effective, and for encouraging a close working relationship between the office of the supervisor of adult education, the public adult education program and the adult education program sponsored by other community agencies, with particular attention to adult retraining programs and their related Federal programs.

18:15-120. Estimate of amounts to be appropriated.

5. On or before November 15 of each year, the commissioner shall estimate the amount necessary to be appropriated to carry out the provisions of this act for the succeeding school year, and shall determine for budget purposes the amounts estimated to be payable to each of the districts under this act for such succeeding school year.

On or before September 15 of the succeeding school year, the commissioner shall make his final determination of the payments to be made under this act for said school year. The sums so payable shall be paid to the districts at the same time and in the same manner as other State aid under section 14 of chapter 85 of the laws of 1954.

If such payments to any district should exceed the amount to which such district is entitled under this act, such excess shall be deducted by the commissioner from succeeding State aid payments to said district.

Note: Act effective.

6. This act shall take effect July 1, 1964.

Approved November 16, 1964.

CHAPTER 220

AN ACT to amend and supplement "An act concerning alcoholic beverages and supplementing Title 33 of the Revised Statutes," approved August 3, 1962 (P. L. 1962, c. 152).

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

Section amended.

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

33:1-12.32. Exceptions.

2. The provisions of this act shall not apply to the acquisition of an additional license or licenses or an interest therein, when such license is issued to a person for use in connection with the operation of

a hotel containing at least 50 sleeping rooms, or for use in connection with the operation of a restaurant, nor shall the provisions of this act affect the right of any person to dispose of an interest in a license or licenses by will or to the transfer of such an interest by descent and distribution.

Any additional license acquired for use in connection with a restaurant, as herein authorized, shall be limited, however, to the sale of alcoholic beverage for consumption on the licensed premises only.

Section amended.

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

33:1-12.37. Violation; penalty.

7. Any person violating any provision of this act or of any rule or regulation issued pursuant to this act shall be punished by a fine of not less than $50.00 and not more than $250.00 and such person shall also be subject to the penalties and provisions of chapter 1 of Title 33 which are applicable thereto by virtue of such violation.

33:1-12.38. Rules and regulations.

3. The Director of the Division of Alcoholic Beverage Control may adopt from time to time such rules and regulations as shall be necessary or desirable to carry out the provisions of this act and of the act to which this act is a supplement.

4. This act shall take effect immediately.

Approved November 23, 1964.

CHAPTER 221

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

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

Validating act.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters of such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that the meeting or election was not held as required by the provisions of section 18:7–34 of the Revised Statutes, in that notices relating to such meeting or election provided for such meeting or election to be held between the hours of 6 to 10 P. M. rather than the hours of 5 to 9 P. M., provided such meeting or election was duly held as advertised during the 4 hours specified in such notice; further provided that no action, suit or other proceeding of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect, and within the time fixed therefor by or pursuant to law or rule of court, or when such time has not theretofore expired, is instituted within 15 days after the effective date of this act.

2. This act shall take effect immediately.

Approved November 23, 1964.

CHAPTER 222

AN ACT concerning the pension fund of police and firemen, amending sections 43:16–3 and 43:16–4 of the Revised Statutes.

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

1. Section 43:16–3 of the Revised Statutes is amended to read as follows: Section amended.

43:16–3. The widow of a member of such police or paid or part-paid fire department, who shall have been retired on a service retirement pension, or who shall have continued in service after becoming eligible for such pension and shall not have lost his life while on duty or who shall have been retired on a service disability pension, and which member shall have paid into the fund the amount of his annual assessments or contributions required by section 43:16–5 of the Revised Statutes and if he shall have been retired on pension continued so to do after his retirement and until his death, shall, if she did not marry such member while he was suffering from the last illness which resulted in his death, receive a pension for so long as she remains unmarried in the sum of $1,200.00 annually for the use of herself and the children of her deceased husband, if any, under 18 years of age, or if no widow but children under 18 years of age or if widow dies leaving children under 18 years of age, of the deceased member, the pension which the widow would have received had she survived shall be paid to such children. Pension to dependents of retired member.

The widow of a member who shall not have been retired but shall die before becoming eligible for a service retirement pension while still employed by the department and shall not have lost his life while on duty, and the widow of a member who shall have been retired on a nonservice disability pension and which member shall have paid into the

fund the amount of his annual assessments or contributions required by section 43:16–5 of the Revised Statutes, until his death, shall, if she did not marry such member while he was suffering from the last illness which resulted in his death, receive a pension, for so long as she remains unmarried, in the sum of $1,200.00 annually, for the use of herself and the children of her deceased husband, if any, under 18 years of age, or if no widow but children under 18 years of age or if widow dies leaving children under 18 years of age, of the deceased member, the pension which the widow would have received had she survived shall be paid to such children.

If a member who shall have been retired on a service retirement pension or a member who shall have continued in service after becoming eligible for such pension and shall not have lost his life while on duty or a member who shall have been retired upon a service disability or nonservice disability pension, or a member who dies while still employed by the department but who shall not have lost his life while on duty, leaves no widow, but leaves a child or children under 18 years of age, or if such widow dies leaving children of the deceased member, the pension which the widow would have received had she survived shall be paid to those children who have not reached 18 years of age in equal shares, if there be 3 or more of them, if there be only 2 they shall be paid $40.00 each monthly and if there be only one, the child shall be paid $50.00 monthly, until the age of 18 years is reached but in no event are the pensions paid to the children to exceed in the aggregate the sum of $1,200.00 annually.

If the member dies leaving no widow and no children under 18 years of age, the pension shall be paid to the dependent parent or parents of the deceased member; but in no event shall any pension paid to a dependent parent exceed $500.00 per annum if there be one, or exceed $375.00 per annum each if there be 2.

2. Section 43:16–4 of the Revised Statutes is amended to read as follows:

Section amended.

43:16–4. The widow of any member of such police or paid or part-paid fire department, who shall have paid into the fund the full amount of his annual assessment or contributions and shall have lost his life while on duty, shall receive an annual pension, for so long as she remains unmarried, equal to ½ of the member's average salary. If there be a widow and children of the member, the pension shall be paid to the widow for the use of herself and such children. If there be such children and no widow, or if the widow dies, the pension which the widow would have received had she survived, shall be paid to those children who have not reached 18 years of age, in equal shares, if there be 3 or more children; if there be 2 children, they shall be paid $40.00 each monthly; if there be but one child, he shall be paid $50.00 monthly; but in no event shall the pensions paid to the children exceed in the aggregate, the sum of $1,500.00 annually. If there be no widow and no such children under 18 years of age, the pension shall be paid to the dependent parent or parents of the deceased member; but in no event shall any pension paid to a dependent parent exceed $500.00 per annum if there be one, or exceed $375.00 per annum each if there be 2. No widow shall be entitled to a pension who shall have married the member while he was suffering from the last illness which resulted in his death, and no children of both such widow and member, whether natural or adopted, shall be entitled to a pension. If a widow entitled to a pension remarries, the pension shall cease and shall not be paid to the widow or her children.

Pension to dependents on loss of life; application of increased benefits.

The increased pension benefits payable under this act shall apply only to cases where such policeman or fireman lost his life while on duty on or after June 1, 1948, and shall not affect pensions paid or to be paid as a result of deaths occurring prior to said date.

3. This act shall take effect immediately.

Approved November 24, 1964.

CHAPTER 223

AN ACT relating to public higher education facilities and making appropriations for buildings and for construction, reconstruction, development, extension and improvement and for equipment and facilities of the enumerated institutions of higher education.

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

Appropriations for public higher education facilities.

1. There is hereby appropriated from the 1964 Higher Education Construction Fund, the sum of $40,100,000.00 or so much thereof as may be necessary, for buildings and for the construction, reconstruction, development, extension and improvement and for equipment and facilities of public higher education institutions, at the following institutions in the following respective amounts:

STATE COLLEGES

Glassboro State College	
Classroom Building	$1,250,000 00
Library addition ...	650,000 00
Dormitory (which shall be self-liquidating as far as practicable)	1,500,000 00
Total—	
Glassboro ...	$3,400,000 00
Jersey City State College	
Classroom—Library Building	$2,350,000 00

Physical Education Building addition	800,000 00
Heating Plant renovation	150,000 00
Total—Jersey City	$3,300,000 00

Montclair State College	
Classroom Building	$1,000,000 00
College Hall (Classroom and Office Building) renovation	500,000 00
Classroom addition to Auditorium Building	450,000 00
Gymnasium addition	600,000 00
Heating Plant	300,000 00
Total—Montclair ...	$2,850,000 00

Newark State College	
Classroom Building	$1,500,000 00
Food Service Building	800,000 00
Library	1,800,000 00
Total—Newark	$4,100,000 00

Paterson State College	
Classroom Building	$1,300,000 00
Library	1,800,000 00
Total—Paterson	$3,100,000 00

Trenton State College	
Heating Plant expansion	$150,000 00

Dormitory (which shall be self-liquidating as far as practicable)	1,500,000 00	
Total—Trenton	$1,650,000 00	
State Colleges Total		$18,400,000 00

RUTGERS, THE STATE UNIVERSITY

At Camp Kilmer (contingent upon acquisition of such property)		
Classroom and Laboratory Building		$4,031,000 00
Dormitory (which shall be self-liquidating as far as practicable) and Dining Hall		
Estimated Cost ..	$12,351,500 00	
Less amount to be borrowed by University	6,400,000 00	
		5,951,500 00
At Camden		
Classroom and Office Building		2,979,000 00
At Newark		
Classroom and Laboratory Building		
Estimated Cost ..	$3,963,000 00	
Less anticipated Federal Grant .	200,000 00	
		3,763,000 00

At New Brunswick		
Scientific and Medical Reference Center and Library		
Estimated Cost ..	$2,194,500 00	
Less anticipated Federal Grant .	700,000 00	
		1,494,500 00
Graduate School of Library Services		850,000 00
Total—Rutgers		$19,069,000 00

NEWARK—COLLEGE OF ENGINEERING

For funds to contract pursuant to section 18:2–4 of the Revised Statutes as amended, for the purchase of land, for buildings and for construction, reconstruction, development, extension and improvement and for equipment and facilities, and in specific for

Library — Humanities Center	$2,310,000 00	
Maintenance Building	321,000 00	
Total—Newark College of Engineering	$2,631,000 00	
Grand Total		$40,100,000 00

2. There is also appropriated from the proceeds of the sale of the bonds hereinafter mentioned such sums as may be necessary to meet any expense incurred by the issuing officials under the act hereinafter mentioned for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of said act.

3. It is the declared purpose of this act that the funds from which said appropriations shall be met shall be those funds which shall be derived from the sale of the State Higher Education Construction Bonds of 1964, the issuance of which is provided for in chapter 142 of the laws of 1964 (as amended by chapter 143 of the laws of 1964), which said act was submitted to the people and approved by the people at the general election held on November 3, 1964.

4. The State Treasurer is hereby authorized, empowered and directed and it shall be his duty to set up and maintain the aforementioned appropriations in the 1964 Higher Education Construction Fund, established heretofore pursuant to the act hereinabove mentioned. The funds herein appropriated to Rutgers, The State University, may be requisitioned by it and the remainder, appropriated to the State Board of Education may be requisitioned by said board, for the uses and purposes specifically enumerated herein, subject to the same restrictions and control as are exercised over all State funds appropriated to the State Board of Education and to Rutgers, The State University, but not inconsistent with the provisions of said act.

5. The State Treasurer and the State Board of Education subject to the approval of the Governor, and Rutgers, The State University, are, and each of them is, hereby empowered to enter into negotiations with the Federal Government for the purpose of securing any available financial grants and to receive any such grants and thereafter the State Treasurer may cause them to be established and maintained in the aforementioned 1964 Higher Education Construction Fund, and shall appropriately designate the funds for the State Board of Education or Rutgers, The State University. The State Board of Education or Rutgers, The State University, may requisition any such funds so established and maintained which have been designated for it for the uses and purposes specifically enumerated herein, subject to the same restrictions

and control as are exercised over all State funds appropriated to the State Board of Education and to Rutgers, The State University, but not inconsistent with the provisions of the act hereinabove mentioned.

6. The Director of the Division of Budget and Accounting in the Department of the Treasury is hereby authorized, empowered and directed and it shall be his duty to make such correction of the title or text, or both, of any item in this act contained necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling reciting any appropriate details, the fact thereof and the reason therefor, attested by the signature of the director and filed by him in his office as an official record, and any action thereunder, including disbursements, and the audit thereof, shall be legally binding and of full force and effect.

7. In order that some degree of flexibility in administering the provisions of this act may be had, the State Board of Education, or Rutgers, The State University, as the case may be, may apply to the Director of the Division of Budget and Accounting for leave to transfer a part of any item appropriated to it to any other item or to a new item. Upon the approval of such application by said director and by the legislative budget and finance officer in writing, said director shall make such transfer as provided by law.

8. The State Board of Education, subject to the approval of and by and through the Director of the Division of Purchase and Property in the Department of the Treasury, and Rutgers, The State University, are hereby authorized and empowered to acquire, on behalf of the State, within the limits of available appropriations therefor, any additional lands that may be necessary to carry into effect the aims and purposes of this act either by purchase, gift, grant, devise or by the exercise of the power of eminent domain. The State Board of Education, by and through the said Division of

Purchase and Property in the Department of the Treasury, and Rutgers, The State University, are further authorized and empowered to do all things necessary to carry out the provisions of this act and to give full force and effect thereto.

9. This act shall take effect immediately.

Approved November 24, 1964.

CHAPTER 224

AN ACT relating to State institutional buildings and making appropriations for construction, reconstruction, development, extension, improvement, fixed equipment of several State mental, charitable, hospital, relief, training, correctional, reformatory or penal institutions, all for health and welfare purposes.

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

Appropriation for State institutional buildings.

1. There is hereby appropriated to the Department of Institutions and Agencies, from the State 1964 Institution Construction Fund, the sum of $50,000,000.00 or so much thereof as may be necessary, for the construction, reconstruction, development, extension, improvement, fixed equipment of the several State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutions, for the following facilities in the indicated respective amounts:

Second Colony for Retarded		
New Institutional Building or Buildings	$18,400,000 00	
Less anticipated Federal aid	1,000,000 00	
		$17,400,000 00

Leesburg		
Development of Medium Security Prison (Stage 1)		6,000,000 00
Community Mental Health Centers		
Estimated cost	$7,000,000 00	
Less anticipated Federal aid ...	2,500,000 00	
		4,500,000 00
Geriatric Psychiatric Nursing Unit		
To be established in relation to certain medical facilities.	$2,000,000 00	
Less anticipated Federal aid ...	200,000 00	
		1,800,000 00
Vineland Memorial Home		
Geriatric Psychiatric Nursing Unit	$1,999,200 00	
Less anticipated Federal aid ...	199,200 00	
		1,800,000 00
State Soldiers' Home at Menlo Park		
Geriatric Psychiatric Nursing	$2,000,000 00	
Less anticipated Federal aid ...	200,000 00	
		1,800,000 00
Neuro-Psychiatric Institute		
New Institute for specialized training and research in a treatment setting	$6,000,000 00	
Less anticipated Federal aid ...	400,000 00	
		5,600,000 00

Community Center for Retarded Encompassing such programs as Community Group Living Centers, Sheltered Workshops and Activity Centers and Day Care Centers	$4,600,000 00	
Less anticipated Federal aid ...	1,500,000 00	
		3,100,000 00
New Lisbon Colony New Administration Building		350,000 00
New Lisbon Colony New Central Storeroom and Clothing Repair Center		100,000 00
New Lisbon Colony New employee housing to accommodate no less than 50 employees		600,000 00
Reformatory for Women—Clinton Maximum Security Building		913,000 00
Reformatory for Women—Clinton Building for Psychologically Disturbed		719,000 00
Reformatory for Women—Clinton 2 Minimum security cottages		757,200 00
Reformatory for Women—Clinton Multi-Purpose and School Building		560,800 00
Jamesburg Reformatory New Training School for Children		4,000,000 00
Total		$50,000,000 00

2. There is also appropriated from the proceeds of the sale of the bonds hereinafter mentioned such sums as may be necessary to meet any expense incurred by the issuing officials under the act hereinafter mentioned for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of said act.

3. It is the declared purpose of this act that the funds from which said appropriations shall be met shall be those funds which shall be derived from the sale of the New Jersey Institutions Construction Bonds (1964), the issuance of which is provided for in chapter 144 of the laws of 1964, which said act was submitted to the people and approved by the people at the general election held on November 3, 1964.

4. The State Treasurer is hereby authorized, empowered, and directed and it shall be his duty to set up and maintain the aforementioned appropriations in the State 1964 Institution Construction Fund, established heretofore pursuant to the act hereinabove mentioned. The funds herein appropriated may be requisitioned by the Department of Institutions and Agencies for the uses and purposes specifically enumerated herein, subject to the same restrictions and control as are exercised over all other appropriated State funds, but not inconsistent with the provisions of said act.

5. The State Treasurer, the State Department of Institutions and Agencies and the State Board of Control of Institutions and Agencies are, and each of them is, hereby empowered, subject to the approval of the Governor, to enter into negotiations with the Federal Government for the purpose of securing any available financial grants and to receive any such grants and thereafter the State Treasurer may cause them to be established and maintained in the aforementioned State 1964 Institution Construction Fund. Any such funds so established and maintained may be requisitioned by the Department of Institutions and Agencies for

the uses and purposes specifically enumerated herein, subject to the same restrictions and control as are exercised over all other appropriated State funds, but not inconsistent with the provisions of the act hereinabove mentioned.

6. The Director of the Division of Budget and Accounting in the Department of the Treasury is hereby authorized, empowered and directed and it shall be his duty to make such correction of the title or text, or both, of any item in this act contained necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling reciting any appropriate details, the fact thereof and the reason therefor, attested by the signature of the director and filed by him in his office as an official record, and any action thereunder, including disbursements, and the audit thereof, shall be legally binding and of full force and effect.

7. In order that some degree of flexibility in administering the provisions of this act may be had, the State Board of Control of Institutions and Agencies may apply to the Director of the Division of Budget and Accounting for leave to transfer a part of any item to any other item or to a new item. Upon the approval of such application by said director and by the Legislative Budget and Finance Officer in writing, said director shall make such transfer as provided by law.

8. The State Board of Control of Institutions and Agencies, subject to the approval of and by and through the Director of the Division of Purchase and Property in the Department of the Treasury, is hereby authorized and empowered to acquire, on behalf of the State, within the limits of available appropriations therefor, any additional lands that may be necessary to carry into effect the aims and purposes of this act either by purchase, gift, grant, devise or by the exercise of the power of eminent domain and, by and through the said Division of Purchase and Property in the Department of the Treasury, is further authorized and empowered to

do all things necessary to carry out the provisions of this act and to give full force and effect thereto.

9. This act shall take effect immediately.

Approved November 24, 1964.

CHAPTER 225

AN ACT to amend "An act concerning disorderly persons and supplementing chapter 170 of Title 2A of the New Jersey Statutes," approved July 17, 1962 (P. L. 1962, c. 113).

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

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

1. Except as hereinafter provided, any person who uses or is under the influence of, or who possesses or has under his control, amphetamine, barbiturate, barbital, hypnotic or somnifacient drugs, tranquilizers or any prescription legend drug, in any form, which is not a narcotic drug within the meaning of section 24:18–2 of the Revised Statutes, unless obtained from, or on a valid prescription of, a duly licensed physician, veterinarian or dentist, is a disorderly person. 2A:170-77.8. Unlawful possession of prescription legend drugs.

In a prosecution under this act, it shall not be necessary for the State to prove that the accused did use or was under the influence of any specific drug or drugs, but it shall be sufficient for a conviction under this act for the State to prove that the accused did use or was under the influence of some drug or drugs as aforesaid by proving that the accused did manifest physical and physiological symptoms or reactions caused by the use of any such drug.

Section amended.

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

2A:170-77.10. Exceptions to §§ 2A:170-77.8, 2A:170-77.9.

3. The provisions of sections 1 and 2 of this act, except so far as such provisions relate to any person who uses or is under the influence of the drugs described in said sections, shall not apply to a duly licensed physician, dentist, registered pharmacist, veterinarian, nurse, podiatrist, interne or resident physician of a hospital, sanitarium or other medical institution; or to a hospital, sanitarium, clinical laboratory or any other medical institution; or to a State or governmental agency; or to any manufacturer, wholesaler, retailer or regular dealer in drugs.

Section amended.

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

2A:170-77.11. Exceptions to § 2A:170-77.8.

4. The provisions of section 1 of this act, except so far as such provisions relate to any person who uses or is under the influence of the drugs described in said sections, shall not apply to common carriers or to warehousemen while engaged in lawfully transporting or storing such drugs or to any employee of the same acting within the scope of his employment; or to public officers or employees in the performance of their official duties requiring possession or control of these drugs; or to temporary incidental possession by employees or agents of persons lawfully entitled to possession; or to persons whose possession is for the purpose of aiding public officers in performing their official duties.

4. This act shall take effect immediately.

Approved November 30, 1964.

CHAPTER 226

AN ACT concerning the commitment, confinement, disposition, care, treatment and rehabilitation of drug addicts and other persons having drugs illegally in their possession, and repealing "An act creating a permanent commission on narcotic control," approved January 11, 1954 (P. L. 1953, c. 449).

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

30:6C-1. Declaration of policy.

1. It is declared to be the public policy of this State that the human suffering and social and economic loss caused by drug addiction are matters of grave concern to the people of the State and it is imperative that a comprehensive program be established and implemented through the facilities of the State, the several counties, the Federal Government and local and private agencies to prevent drug addiction and to provide diagnosis, treatment, care and rehabilitation for drug addicts to the end that these unfortunate individuals may be restored to good health and again become useful citizens in the community.

30:6C-2. Establishment Narcotics Advisory Council.

2. There is hereby established, within the Department of Institutions and Agencies, a Narcotics Advisory Council, whose membership shall consist of the Attorney General, the Commissioners of the Departments of Institutions and Agencies, Health, Education, and Labor and Industry, or their duly designated representatives, and 6 additional members who shall be appointed by the Governor with the advice and consent of the Senate. The terms of office of each of the appointive nongovernmental members of the council shall be for 3 years, provided, however, that of the members first appointed, 2 shall be appointed for a term of 1 year, 2 shall be appointed for a term of 2 years and 2 shall be ap-

pointed for a term of 3 years. The commission shall organize by electing a chairman and a vice-chairman from amongst its members, and a secretary who need not be a member. Vacancies shall be filled by appointment in similar manner for the unexpired terms, and the appointive members shall continue in office until their successors are appointed and have qualified.

The members of the council shall receive no compensation for their services but shall be reimbursed for all expenses actually and necessarily incurred by them in the performance of their duties as herein set forth and within the amounts made available by an appropriation therefor.

The council shall meet at least every second month in each year, and at such other times as shall be deemed appropriate at the call of the chairman. The Department of Institutions and Agencies shall provide housekeeping, secretarial and consultant services to the council.

30:6C-3. Duties.

3. The Narcotics Advisory Council shall consult with and advise the Commissioner of the Department of Institutions and Agencies or his duly designated representative within the said department, in connection with:

(a) Formulation of a comprehensive plan for long-range development through the utilization of Federal, State, county, local and private resources of adequate services and facilities for the prevention and control of drug addiction, diagnosis, treatment and control of drug addicts and the revision from time to time of such plan, and

(b) The promotion, development, establishment, co-ordination and conduct of unified programs for education, prevention, diagnosis, treatment, rehabilitation and control in the field of drug addiction in co-operation with other Federal, State, county, local and private agencies.

The commissioner is authorized and empowered to designate a person within the Department of Institutions and Agencies to co-ordinate and conduct the programs and procedures established

herein and such person shall have supervision of the care, treatment and rehabilitation programs established hereunder.

30:6C-4. Development of programs.

4. The Commissioner of the Department of Institutions and Agencies shall survey and analyze the State's needs and, with the advice of the Narcotics Advisory Council, formulate a comprehensive plan for the long-range development, through the utilization of Federal, State, county, local and private resources of adequate services and facilities for the prevention and control of drug addiction and the diagnosis, treatment, rehabilitation and aftercare of drug addicts and from time to time revise such plan.

With the advice of the Narcotics Advisory Council and with the assistance of any interdepartmental council or committee heretofore or hereafter established, which shall be charged with the responsibility for interdepartmental co-operation and program development in drug addiction, the commissioner shall promote, develop, establish, co-ordinate and conduct unified programs for education, prevention, diagnosis, treatment, aftercare, community referral, rehabilitation and control in the field of drug addiction, based on the comprehensive plan formulated hereunder and in co-operation with such other Federal, State, county, local and private agencies as are necessary.

The commissioner may establish in one or more of the State or county institutions or similar facilities one or more wings or wards, or establish separate facilities, which shall be devoted to the study, care, treatment, rehabilitation and aftercare of persons addicted to the use of narcotic drugs who are admitted thereto as provided for herein and the commissioner may establish priorities for admission to such facilities among each of the methods of admission provided for herein. Prior to designating a facility within a county institution for the care and treatment of drug addicts, the commissioner shall confer with the board of chosen freeholders and receive approval for such designation.

30:6C-5. Admission for treatment.

5. A person over the age of 21 years believing himself to be addicted to the use of narcotics or drugs may be admitted to any State or county institution, hospital or facility certified by the commissioner as having special facilities for the care and treatment of drug addicts and may receive treatment therein. If the individual be under the age of 21 years and unmarried then such application for his voluntary admission may be made on his behalf by a parent, guardian, next of kin, person standing in loco parentis or by any person having care, custody and control of such individual. If the superintendent or physician in charge of such hospital or facility certifies that it is in the best interest of any such drug addict, he may be retained therein for a period not exceeding 30 days for the purpose of care and treatment and thereafter until 15 days after receipt of notice in writing from such person, if he is over the age of 21 years, or if he is under such age, from the person who applied on his behalf for his admission, of intention to leave such hospital or facility. At any time prior thereto the superintendent or physician in charge upon filing his written certificate with the commissioner, may discharge any such drug addict who is recovered, or if not recovered, is not suitable for treatment in such facility or hospital.

30:6C-6. Treatment, disorderly persons.

6. Any individual adjudged a disorderly person under the provisions of N. J. S. 2A:170–8, or under the provisions of chapter 113, P. L. 1962, shall be placed upon probation on condition that such individual immediately voluntarily admit himself to a State or county mental hospital or other similar facility designated by the Commissioner of Institutions and Agencies, there to receive medical and other care and treatment designed to effect a cure for his condition and his rehabilitation, and on condition that such individual upon release or discharge from such hospital or similar facility receive specialized medically oriented aftercare treatment for the balance of the time that the individual shall remain on probation. Such period of hospital treat-

ment shall not exceed the maximum period of confinement prescribed by law for the offense of which the individual is convicted.

If, prior to the expiration of the maximum term of confinement, the individual terminates medical treatment and leaves the hospital, he shall be returned to the court as a probation violator and the court may either commit him to a correctional institution until released in the manner provided by law or upon recommendation of the Commissioner of the Department of Institutions and Agencies commit him to a State or county mental hospital or similar facility designated by the commissioner, there to be confined for the period of time remaining if he had been sentenced to correctional confinement in the first instance, unless sooner released or discharged, in which event he shall return to a probation status.

30:6C-7. Aftercare.

7. Any individual released or discharged from a State or county mental hospital or similar facility after having been voluntarily admitted or committed thereto as a disorderly person as provided for herein, shall receive specialized medically oriented aftercare treatment for the balance of the time that the individual shall remain on probation. If the individual receiving aftercare treatment refuses to continue to receive such treatment and thus violates the condition of his probation, he shall be returned to the court for further disposition as provided for herein.

30:6C-8. Establishment of clinic.

8. Each of the several counties, or several counties on a joint co-operative basis, may establish a regional medically oriented clinic to provide aftercare treatment for individuals released or discharged from mental hospitals as provided for herein. To assist the several counties in payment of the cost of maintaining such clinics, the State of New Jersey will pay to each county establishing such a clinic 75% of the cost of providing the necessary personnel to operate such clinic, such personnel and the clinic to be first approved by the Com-

missioner of Institutions and Agencies and to remain under the supervision of the commissioner.

30:6C-9. Use of writ of habeas corpus.

9. Nothing herein contained shall be deemed to restrict the use of the writ of habeas corpus. If a writ of habeas corpus be obtained in behalf of any person confined in a hospital or facility and receiving treatment for drug addiction, and if it appears at the hearing on the return of such writ that the condition of such person is such as to require further treatment for drug addiction, then such person shall be remanded to the care and custody of such hospital or facility until such time as it appears that such person is no longer in need of institutional care or treatment for drug addiction as provided in this act and may properly be discharged.

30:6C-10. Act repealed.

10. "An act creating a permanent commission on narcotic control," approved January 11, 1954 (P. L. 1953, c. 449) is repealed.

11. This act shall take effect immediately.

Approved December 17, 1964.

CHAPTER 227

AN ACT concerning disorderly persons, and amending section 2A:170–8 of the New Jersey Statutes.

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

Section amended.

1. Section 2A:170–8 of the New Jersey Statutes is amended to read as follows:

Use or being under influence of narcotic drugs.

2A:170–8. Any person who uses or who is under the influence of any narcotic drug, as defined in article 1 of chapter 18 of Title 24 of the Revised Statutes (Food and Drugs), the uniform narcotic drug law, for a purpose other than the treatment of sickness or injury as prescribed or administered by a person duly authorized by law to treat sick and injured human beings, is a disorderly person.

In a prosecution under this chapter, it shall not be necessary for the State to prove that the accused did use or was under the influence of any specific narcotic drug or drugs, but it shall be sufficient for a conviction under this chapter for the State to prove that the accused did use or was under the influence of some narcotic drug or drugs as defined in article 1 of chapter 18 of Title 24 of the Revised Statutes (Food and Drugs), by proving that the accused did manifest physical and physiological symptoms or reactions caused by the use of any narcotic drug.

In addition to the general penalty prescribed for disorderly conduct pursuant to section 2A:169–4 of this Title, every person adjudged a disorderly person for a violation of this section shall forthwith forfeit his right to operate a motor vehicle over the highways of this State for a period of 1 year from the date of his conviction and until such privilege shall be restored to him by the Director of Motor Vehicles upon application to and after a hearing and determination by, the director that such person is no longer a user of drugs within the meaning of this section.

The court before whom any person is convicted of a violation of this section shall cause a report of such conviction to be filed with the Director of Motor Vehicles.

2. This act shall take effect immediately.

Approved December 17, 1964.

CHAPTER 228

AN ACT concerning alcoholic beverages, and amending section 33:1–10 of the Revised Statutes.

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

Section amended.

1. Section 33:1–10 of the Revised Statutes is amended to read as follows:

Class A licenses; subdivisions; fees.

33:1–10. Class A licenses shall be subdivided and classified as follows:

Plenary brewery license. 1a. The holder of this license shall be entitled, subject to rules and regulations, to brew any malt alcoholic beverages and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse. The fee for this license shall be $5,000.00.

Limited brewery license. 1b. The holder of this license shall be entitled, subject to rules and regulations, to brew any malt alcoholic beverages in a quantity to be expressed in said license, dependent upon the following fees and not in excess of 300,000 barrels of 31 fluid gallons capacity per year and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse. The fee for this license shall be graduated as follows: To so brew not more than 50,000 barrels of 31 fluid gallons capacity per annum, $625.00; to so brew not more than 100,000 barrels of 31 fluid gallons capacity per annum, $1,250.00; to so brew not more than 200,000 barrels of 31 fluid gallons capacity per annum, $2,500.00; to so brew not more than 300,000 barrels of 31 fluid gallons capacity per annum, $3,750.00.

Plenary winery license. 2a. The holder of this license shall be entitled, subject to rules and regulations, to manufacture any fermented wines, and to blend, fortify and treat wines, and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter and to churches for religious purposes, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribu-

tion, and to maintain a warehouse. The fee for this license shall be $650.00. Upon payment of an additional fee of $100.00 the holder of this license shall have the right to sell wine at retail on the licensed premises or upon payment of an additional fee of $500.00 the holder of this license shall have the right to sell wines and other alcoholic beverages at retail on the licensed premises; provided, however, that such sales shall be made only for consumption off the licensed premises; and provided further, that such wines and other alcoholic beverages shall be manufactured or blended, fortified, distilled or treated by the licensee in his licensed premises or in a subsidiary corporation operated by the licensee and sold only under the label or labels of the licensee. The combined total number of plenary winery licenses having retail privileges, shall not exceed 3 per each million of population in the State as shown by the last preceding Federal census. In the granting of such plenary winery licenses, the Director of the Division of Alcoholic Beverage Control may, in the exercise of his discretion and pursuant to such rules and regulations as he may adopt, give prior consideration to applicants engaged in growing and cultivating grapes upon land owned by the applicant, having an area not less than 3 acres. The containers of all wine sold at retail by such licensee shall have attached thereto a label setting forth such information as shall be required by the rules and regulations of the director of alcoholic beverage control.

Limited winery license.

2b. The holder of this license shall be entitled, subject to rules and regulations, to manufacture any naturally fermented wines and fruit juices in a quantity to be expressed in said license, dependent upon the following fees and not in excess of 5,000 gallons per year and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse

and to sell at retail to consumers; provided, however, that such sale to consumers shall be made only for consumption off the licensed premises and then only when the winery at which such naturally fermented wines and fruit juices are manufactured is located and constructed upon a tract of land owned exclusively by the holder of such limited winery license, which said tract of land shall have an area of not less than 3 acres and have growing and under cultivation upon said land at least 1,200 grape vines; and provided, further, that such naturally fermented wines and fruit juices shall be manufactured only from fresh grapes or fruit grown in this State. The containers of all wine sold to consumers by such licensee shall have attached thereto a label setting forth such information as shall be required by the rules and regulations of the Director of Alcoholic Beverage Control. The fee for this license shall be graduated as follows: To so manufacture between 2,500 and 5,000 gallons per annum, $200.00; to so manufacture between 1,000 and 2,500 gallons per annum, $100.00; to so manufacture less than 1,000 gallons per annum, $50.00.

Plenary distillery license. 3a. The holder of this license shall be entitled, subject to rules and regulations, to manufacture any distilled alcoholic beverages and rectify, blend, treat and mix, and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse. The fee for this license shall be $5,000.00.

Limited distillery license. 3b. The holder of this license shall be entitled, subject to rules and regulations, to manufacture and bottle any alcoholic beverages distilled from fruit juices and rectify, blend, treat, mix, compound with wine and add necessary sweetening and flavor to make cordial or liqueur, and to sell and distribute to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State, to any per-

sons pursuant to the laws of the places of such sale and distribution and to warehouse these products. The fee for this license shall be $2,000.00.

Supplementary limited distillery license. 3c. The holder of this license shall be entitled, subject to rules and regulations, to bottle and rebottle, in a quantity to be expressed in said license, dependent upon the following fees, alcoholic beverages distilled from fruit juices by such holder pursuant to a prior plenary or limited distillery license, and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse. The fee for this license shall be graduated as follows: To so bottle and rebottle not more than 5,000 wine gallons per annum, $100.00; to so bottle and rebottle not more than 10,000 wine gallons per annum, $250.00; to so bottle and rebottle without limit as to amount, $500.00.

Rectifier and blender license. 4. The holder of this license shall be entitled, subject to rules and regulations to rectify, blend, treat and mix distilled alcoholic beverages, and to fortify, blend, and treat fermented alcoholic beverages, and prepare mixtures of alcoholic beverages, and to sell and distribute his products to wholesalers and retailers licensed in accordance with this chapter, and to sell and distribute without this State to any persons pursuant to the laws of the places of such sale and distribution, and to maintain a warehouse. The fee for this license shall be $2,500.00.

Bonded warehouse bottling license. 5. The holder of this license shall be entitled, subject to rules and regulations, to bottle alcoholic beverages in bond on behalf of all persons authorized by Federal and State law and regulations to withdraw alcoholic beverages from bond. The fee for this license shall be $500.00. This license shall be issued only to persons holding permits to operate internal revenue

bonded warehouses pursuant to the laws of the United States.

2. This act shall take effect immediately.

Approved December 17, 1964.

CHAPTER 229

AN ACT to amend "The Public Employees' Retirement-Social Security Integration Act," approved June 28, 1954 (P. L. 1954, c. 84).

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

Section amended.

1. Section 24 of the act of which this act is amendatory is amended to read as follows:

43:15A-24. Contingent reserve fund.

24. The contingent reserve fund shall be the fund in which shall be credited contributions made by the State.

a. Upon the basis of such tables as the board adopts, and regular interest, the actuary of the board shall compute annually the amount of contribution, expressed as a proportion of the compensation paid to all employees, which if paid monthly during the entire prospective service of the employees, will be sufficient to provide for the pension reserves required at the time of discontinuance of active service to cover all pension to which they may be entitled or which are payable on their account and to provide for the amount of the death benefits payable on their account by the State, which are not covered by accrued liability contributions, to be made as provided in paragraph b. hereof, and the funds in hand available for such benefits.

b. Upon the basis of such tables as the board adopts, and regular interest, the actuary of the board shall compute, annually, the amount of the liability which has accrued by reason of allowances

to be granted on account of services rendered by State employee veteran members as provided in section 60 of this act prior to the establishment of the retirement system, which has not already been covered by State contributions to the former "State Employees' Retirement System." Using the total amount of this liability remaining as a basis, he shall compute the amount of the flat annual payment, which, if paid in each succeeding fiscal year commencing with July 1, 1956, for a period of 30 years, will provide for this liability. The annual payment so computed and certified shall remain fixed except that such liability shall be valued annually and any additional liability which has accrued by reason of allowances to be granted on account of services rendered by State employee veteran members as provided in section 60 shall be added to the amount previously certified so that the entire liability shall be paid within the 30-year period commencing July 1, 1956.

c. Any accumulated reserves in the contingent reserve fund of the former "State Employees' Retirement System," which have not been set aside in a trust fund designated as Fund B as provided in section 5 of this act shall be transferred to the contingent reserve fund of the retirement system.

d. The board shall estimate and certify annually the aggregate amount payable to the contingent reserve fund in the ensuing year, which amount shall be equal to the sum of the proportion of the earnable compensation of all members, computed as described in paragraph a. hereof and of the State's accrued liability contribution, payable in the ensuing fiscal year, as described in paragraph b. hereof. The State shall pay into the contingent reserve fund during the ensuing year the amount so determined. The cash death benefits, payable as a result of contribution by the State under the provisions of this chapter upon the death of a member in active service, shall be paid from the contingent reserve fund.

e. Any other provision of this act notwithstanding, no payment shall be made by the State to the

contingent reserve fund on behalf of service of State employee veteran members until the fiscal year commencing July 1, 1956. This shall not affect the payment of benefits to, and on behalf of, State employee veteran members prior to said date, and any such disbursements for benefits not covered by reserves in the system on account of veterans shall be met by direct contributions of the State.

Section amended.

2. Section 25 of the act of which this act is amendatory is amended to read as follows:

43:15A-25. Annuity savings fund; deduction by department heads; recomputation of contribution rate; supplemental annuity.

25. The annuity savings fund shall be the fund in which shall be accumulated deductions from the compensation of members to provide for their annuities and withdrawal allowances. A single account shall be established in this fund for each person who is or shall become a member and all contributions deducted from each such member's compensation shall be credited to his account regardless of the number of positions a member might hold or the number of employers he might have.

Upon the basis of such tables as the board adopts, and regular interest, the actuary of the board shall determine for each member the proportion of compensation, exclusive of the rate for any additional death benefit provided under section 57 of this act, which, when deducted from each payment of his prospective earnable compensation prior to service retirement and accumulated at regular interest until he retires, shall be computed to be sufficient to provide, at that time, an annuity equal to ½ of the retirement allowance then allowable for service as a member after the establishment of the retirement system.

Any member who was contributing to the former "State Employees' Retirement System" shall continue to pay the proportion of compensation applicable to the age at enrollment, which proportion shall not be increased during the continuation of membership other than as provided in section 58, and shall make any special payments either as lump sums or as installment payments required as a result of election by the member to obtain additional

service credit. Members enrolling on and after January 2, 1955 shall contribute at the proportions applicable to group 2 members of the former "State Employees' Retirement System" as of June 30, 1949, except that the board of trustees may from time to time adopt for employees becoming members thereafter, new proportions of compensation to be determined as provided in the preceding paragraph. No member shall be required during the continuation of his membership to increase the proportion of compensation certified at the time of becoming a member as payable by him other than as provided in section 58.

The board of trustees shall certify to each State department or subdivision thereof, and to each branch of the State service not included in a State department, and to every other employer, the proportion of each member's compensation to be deducted in accordance with rules and regulations established by the board, and to facilitate the making of deductions the board of trustees may modify the deduction required by a member by such an amount as shall not exceed $\frac{1}{10}$ of 1% of the compensation upon the basis of which the deduction is to be made.

Every employee to whom this act applies shall be deemed to consent and agree to any deduction from his compensation required by this act and to all other provisions of this act. Notwithstanding any other law, rule or regulation affecting the salary, pay, compensation, other perquisites, or tenure of a person to whom this act applies, or shall apply, and notwithstanding that the minimum salary, pay, or compensation or other perquisites provided by law for him shall be reduced thereby, payment, less such deductions, shall be a full and complete discharge and acquittance of all claims and demands for service rendered by him during the period covered by such payment.

Section amended.

3. Section 60 of the act of which this act is amendatory is amended to read as follows:

43:15A-60. Contributions and credits of veteran members.

60. a. Each public employee veteran member shall have returned to him his accumulated deductions as of January 2, 1955. All service rendered in office, position, or employment of this State or of a county, municipality, school district or board of education or service rendered for the State University of New Jersey, an instrumentality of this State, after April 16, 1945, and the New Jersey State Agricultural Experiment Station established by an act approved March 10, 1880 (P. L. 1880, c. 106 and continued pursuant to chapter 16 of Title 4 of the Revised Statutes), an instrumentality of this State, excluding service rendered as County Extension Service Farm and Home Demonstration Agents, by such veteran member previous to January 2, 1955, for which evidence satisfactory to the board of trustees is presented, shall be credited to him as a "Class B" member and such credit shall be known as prior service credit and the obligation of the employer on account of such credit shall be known as the accrued liability on behalf of such veteran member; provided, however, that no credit shall be allowed for such service rendered prior to January 2, 1955 unless the member whose service has been continuous since January 2, 1955, purchases credit for all service rendered on or after such date, or in the event service has not been continuous since January 2, 1955, the member agrees to purchase all credit between January 2, 1955 and the date of termination of employment. Service by a veteran member as a member of the Congress of the United States from the State of New Jersey, if any, pursuant to election or appointment as a United States Senator or member of the United States House of Representatives shall be included within the calculation of prior service, as though such service had been rendered in office, position or employment of this State.

b. The accrued liability on behalf of State employee veteran members including veteran members employed by the State University of New Jersey or by the New Jersey Agricultural Experiment

Station shall be paid by the State as provided in section 24. The accrued liability on behalf of other public employee veteran members shall be paid by their employers, as of January 2, 1955, or the date of the next annual valuation of the retirement system following his enrollment, whichever is later, in the same manner as provided in the case of State employee veteran members in section 24. The board of trustees shall certify to the chief fiscal officer of the employer the accrued liability contribution payable by such employer on behalf of veteran members as if they were State employees.

c. Each public employee veteran member shall make contributions to the retirement system at the proportions applicable to Class B members of group 2 of the former "State Employees' Retirement System" as of June 30, 1949, except that the board of trustees may from time to time adopt for employees becoming members after January 2, 1955 new proportions of compensation to be determined as provided in section 25. Each public employee veteran member shall pay the proportion of compensation applicable to his age at the commencement of employment, position or office with the State, any county, municipality or school district or board of education, except that where such service has not been continuous the public employee veteran member shall pay the proportion of compensation applicable to the age resulting from the subtraction of his years of service from his age as of January 2, 1955. No public employee veteran member shall be required during the continuation of his membership to increase the proportion of compensation certified at the time of becoming a member as payable by him, except as required by changes in the rate of contributions to the Social Security Fund.

d. In the event that a public employee veteran who prior to January 2, 1955 rendered service in office, position or employment of this State, including such service rendered for any instrumentality enumerated in paragraph a. of this section, or of

a county, municipality, or school district or board of education but who is not in such office, position or employment on January 2, 1955 shall later become a member of the retirement system, such public employee veteran shall receive prior service credit for service rendered prior to January 2, 1955, for which evidence satisfactory to the board of trustees is presented, in the same manner as received by other public employee veteran members and shall pay the proportion of compensation applicable to the age resulting from the subtraction of his years of such prior service from his age on the date of his becoming a member of the retirement system. The employer of such public employee veteran on the date of his becoming a member shall pay the accrued liability on behalf of such prior service and such accrued liability shall be paid in such a manner that the total obligation will be met within the period of time fixed for the liquidation of all accrued liabilities of the employer.

Section amended.

4. Section 68 of the act of which this act is amendatory is amended to read as follows:

43:15A-68. Information as to rates, etc., certified to chief fiscal officer; payment of charge and contributions.

68. The board of trustees of the Public Employees' Retirement System shall certify to the chief fiscal officer of the employer so consenting the rates of contributions payable by members, as if they were State employees. The board shall further certify the contributions, including the accrued liability contribution similar to the State accrued liability contrbution, payable by the employer to the Contingent Reserve Fund on behalf of these members, as if they were State employees, and a pro rata share of the cost of the administration of the retirement system, based upon the payroll of the members who are employees of the employer. The initial actuarial expense incident to the determination of the accrued liability contribution, payable by the employer so consenting, shall be paid by the employer. The amount certified by the board of trustees as payable by such employer to the Contingent Reserve Fund shall be included in the next budget subsequent to the certification by the board

of trustees. The treasurer or corresponding officer shall pay on July 1 in each year to the State Treasurer the amount of the employer's charges so certified. If payment of the full amount of such obligation is not made within 30 days after July 1, interest at the rate of 4% per annum shall commence to run against the unpaid balance thereof on the first day after such thirtieth day. The treasurer or corresponding officer shall also pay to the State Treasurer the amount of the deductions from the compensation of the members who are employees of the employer in accordance with the rules and regulations established by the board of trustees. The State Treasurer shall credit these amounts to the appropriate fund or account.

Section amended.

5. Section 81 of the act of which this act is amendatory is amended to read as follows:

43:15A-81. Rates of contributions; budget requirements; payment to State Treasurer.

81. The board of trustees of the Public Employees' Retirement System shall certify to each employer the rates of contributions payable by members who are county or municipal employees, as if they were State employees. The board shall further certify the contributions, including the accrued liability contribution similar to the State accrued liability contribution, payable by the county or municipality to the Contingent Reserve Fund on behalf of these members, as if they were State employees, and a pro rata share of the cost of the administration of the retirement system, based upon the payroll of the members who are employees of the county or municipality. The initial actuarial expense incident to the determination of the accrued liability contribution, payable by the county or municipality adopting this act, shall be paid by the county or municipality. The amount certified by the board of trustees as payable by the county or municipality to the Contingent Reserve Fund shall be included in the next budget subsequent to the certification by the board of trustees and levied and collected as any other taxes are levied and collected. The treasurer or corresponding officer of any county or municipality shall pay on or before July 1 in each year

to the State Treasurer the amount of the county or municipal charges so certified. If payment of the full amount of such obligation is not made within 30 days after July 1, interest at the rate of 4% per annum shall commence to run against the unpaid balance thereof on the first day after such thirtieth day. The treasurer or corresponding officer shall also pay to the State Treasurer the amount of deductions from the compensation of the members who are employees of the county or municipality in accordance with the rules and regulations established by the board of trustees. The State Treasurer shall credit these amounts to the appropriate fund or account.

6. This act shall take effect immediately.

Approved December 17, 1964.

CHAPTER 230

AN ACT concerning the sale of tickets for passage aboard certain vessels and advertising practices pertaining thereto, and supplementing Title 2A of the New Jersey Statutes.

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

2A:170-77.12. Sale of tickets.

1. No person shall issue, sell, or offer for sale in this State in the regular course of business any ticket for passage aboard any vessel required by law to be registered in this country or in any other country which does not have clearly imprinted thereon the country of registry of such vessel.

2A:170-77.13. Indication of country of registry.

2. No person issuing, selling or offering to sell any ticket for passage aboard any such vessel shall directly or indirectly cause to be placed before the public in this State any advertising matter or information pertaining to passage or the availability of

passage upon any such vessel, unless such advertising matter or information clearly indicates the country of registry of such vessel.

3. Any person who willfully violates any provision of this act is a disorderly person. 2A:170-77.14. Penalty.

4. This act shall take effect immediately.

Approved December 22, 1964.

CHAPTER 231

AN ACT concerning education, providing for the creation and operation of a New Jersey College of Medicine and Dentistry, authorizing the acquisition of the Seton Hall College of Medicine and Dentistry, creating the New Jersey Council on Medical and Dental Education, providing an appropriation therefor and supplementing Title 18 of the Revised Statutes.

WHEREAS, The Seton Hall College of Medicine and Dentistry is the only medical college and one of the 2 dental colleges in operation in the State of New Jersey at the present time; and Preamble.

WHEREAS, Seton Hall University and the sponsoring agents of the college have indicated that they can no longer afford the financial responsibility of operating the Seton Hall College of Medicine and Dentistry; and Preamble.

WHEREAS, Seton Hall University and the sponsoring agents of the Seton Hall College of Medicine and Dentistry have offered to turn over to the State of New Jersey the college for operation as a public facility available to all citizens of the State; and Preamble.

WHEREAS, The Governor and the Legislature appointed the Seton Hall Fact Finding Committee Preamble.

to study and report conclusions on the problem of the Seton Hall College of Medicine and Dentistry; and

Preamble. WHEREAS, Said committee, composed of outstanding New Jersey leaders, has carefully reviewed this problem and has concluded "that the loss of the 4-year medical and dental programs now offered by Seton Hall would be catastrophic and a serious reflection on the State of New Jersey"; and

Preamble. WHEREAS, Seton Hall University and the sponsoring agents of the Seton Hall College of Medicine and Dentistry have invested in the college 10 years of development time and expended more than $20,000,000.00 to bring the college to its present position thereby incurring an indebtedness now in excess of $7,000,000.00; and

Preamble. WHEREAS, Seton Hall University and the sponsoring agents of the Seton Hall College of Medicine and Dentistry have indicated a willingness to accept $4,000,000.00 in total payment for their interest and investment in the college which includes approximately $3,700,000.00 in movable and useful tangible personal property; and

Preamble. WHEREAS, The Seton Hall Fact Finding Committee has recommended that the acquisition of the college upon such terms and conditions would clearly be in the best interest of the State; now, therefore

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

18:22-150. New Jersey Medical and Dental College Act of 1964.

1. This act shall be known as and may be cited as the "New Jersey Medical and Dental College Act of 1964."

18:22-151. Legislature findings.

2. The Legislature hereby finds that it is vital to the best interest of the State to acquire the Seton Hall College of Medicine and Dentistry and to operate the college as a public facility having as a primary purpose the education of practicing physicians and dentists; that it is in the public interest to maintain a continuing program of medical and

dental education within the State to provide an uninterrupted flow of trained personnel to assist in the staffing of the hospitals and public institutions and agencies of the State; and that it is the responsibility of the State to provide the financial support necessary to the continuation of the program of medical and dental education at said college.

18:22-152. Establishment of college.

3. There is hereby established in the Department of Education a body corporate and politic, with corporate succession, to be known as the New Jersey College of Medicine and Dentistry. The college is hereby constituted an instrumentality exercising public and essential governmental functions and the exercise by the college of the powers conferred by this act in the presentation and operation of a program of medical and dental education shall be deemed to be necessary for the welfare of the State and the people of New Jersey.

18:22-153. Board of Trustees, powers.

4. The government, control, conduct, management and administration of the college shall be vested in the board of trustees of the college or in such successor body as shall be provided by law.

18:22-154. Board of Trustees, membership.

5. The board of trustees shall consist of 7 members. Each member of the board shall be appointed by the Governor, with the advice and consent of the Senate. The members appointed shall serve for a term expiring on July 1, 1970.

Any vacancies in the membership of the board of trustees shall be filled in the same manner as the original appointments but for the unexpired term only.

18:22-155. Oath of office.

6. Each member of the board of trustees before entering upon his duties shall take and subscribe an oath to perform the duties of his office faithfully, impartially and justly to the best of his ability. A record of such oath shall be filed in the office of the Secretary of State. Each member of the board may be removed from office by the Governor, for cause, after a public hearing.

18:22-156. Meetings; chairman.

7. (a) The members of the board of trustees shall meet at the call of the Governor for purposes of organizing and shall select a chairman from among

the respective members. The board shall thereafter meet at such times and places as it shall designate. The board shall reorganize annually at a meeting to be held during the month of September at such time and place as shall be designated by the board. The chairman of the board and such other officers as shall be deemed necessary shall be selected by the board from among its members at the annual September meeting.

(b) The board shall have the power to appoint and regulate the duties, functions, powers and procedures of committees, standing or special, from its members, and such advisory committees or bodies, as it may deem necessary or conducive to the efficient management and operation of the college, consistent with this act and other applicable statutes. The board shall, on or before September 30 of each year, file in the office of the Secretary of State the name of the chairman of the board and the names of any other officers elected or the members of any committees appointed.

18:22-157. Compensation, expenses.

8. Members of the board of trustees shall not receive compensation for their services as such. Each member shall be reimbursed for his actual expenses reasonably incurred in the performance of his duties as a member.

18:22-158. Powers and duties.

9. The board of trustees shall have general supervision over and shall be vested with the conduct of the college. It shall have the power and duty to:

(a) Adopt and use a corporate seal;

(b) Sue and be sued;

(c) Determine the educational curriculum and program of the college;

(d) Determine policies for the organization, administration and development of the college;

(e) Study the educational and financial needs of the college, annually acquaint the Governor and Legislature with the condition of the college, and prepare, and file an annual request for appropriation with the State Treasurer in accordance with law;

(f) Disburse all moneys appropriated to the college by the Legislature and all moneys received from tuition, fees, auxiliary services and other sources;

(g) Direct and control the expenditures of the college in accordance with the appropriation acts of the Legislature, and, as to funds received from other sources, in accordance with the terms, of any applicable trusts, gifts, bequests, or other special provisions. All accounts of the college shall be subject to post audit by the State;

(h) In accordance with the provisions of the budget, appoint and fix the compensation and term of office of a president of the college who shall be the executive officer of the college;

(i) In accordance with the provisions of the budget appoint, upon nomination of the president, such deans and other members of the academic administrative and teaching staffs as shall be required and fix their compensation and terms of employment;

(j) In accordance with the provisions of the budget, appoint, remove, promote and transfer such other officers, agents, or employees as may be required to carry out the provisions of this act and assign their duties, determine their salaries, and prescribe qualifications for all positions, and in accordance with the salary schedules of the State Civil Service Commission wherever possible;

(k) Fix and determine, with the approval of the State Treasurer, tuition rates and other fees to be paid by students;

(l) Grant diplomas, certificates or degrees;

(m) Enter into contracts and agreements with the State or any of its political subdivisions or with the United States, or with any public body, department or other agency of the State or the United States or with any individual, firm or corporation which are deemed necessary or advisable by the board for carrying out the provisions of this act;

(n) Accept from any government or governmental department, agency or other public or pri-

vate body or from any other source grants or contributions of money or property which the board may use for or in aid of any of its purposes;

(o) Acquire (by gift, purchase, condemnation or otherwise), own, lease, use and operate property, whether real, personal or mixed, or any interest therein, which is necessary or desirable for college purposes;

(p) Determine that any property owned by the college is no longer necessary for college purposes and to sell the same at such price and in such manner and upon such terms and conditions as shall be established by the State House Commission;

(q) Exercise the right of eminent domain pursuant to the provisions of Title 20 of the Revised Statutes to acquire any property or interest therein;

(r) Adopt by-laws and make and promulgate such rules, regulations and orders, not inconsistent with the provisions of this act that are necessary and proper for the administration and operation of the college and to implement the provisions of this act.

18:22-159. Additional powers and duties.

10. The board of trustees, in addition to the other powers and duties provided herein, shall have and exercise the powers, rights and privileges that are incident to the proper government, conduct and management of the college, and the control of its properties and funds and such powers granted to the college or the board or reasonably implied, may be exercised without recourse or reference to any department or agency of the State, except as otherwise provided by this act.

18:22-160. President's powers.

11. The president of the college shall be responsible to the board of trustees and shall have such powers as shall be requisite, for the executive management and conduct of the college in all departments, branches and divisions, and for the execution and enforcement of the by-laws, rules, regulations and orders governing the management, conduct and administration of the college.

18:22-161. Retirement system.

12. The college shall be deemed to be an employer for the purposes of the "Public Employees' Retire-

ment-Social Security Integration Act'' and shall also be deemed to be a ''public agency or organization'' within the meaning of section 71 of said act. Prior service credit shall not be extended to any officer or employee of the college who enrolls in the Public Employees' Retirement System if he is entitled to a pension or an annuity based on such prior service under any other pension act or program.

18:22-162. Purchases, contracts, agreements.

13. The college in entering into any purchases, contracts or agreements shall be subject to the provisions of P. L. 1954, c. 48 and all amendments and supplements thereto.

18:22-163. Authorization to purchase.

14. In order to carry out the purposes of this act and to provide the program of medical and dental education required for the benefit of the State and the people of New Jersey, the Board of Trustees in the name of the New Jersey College of Medicine and Dentistry hereby is authorized and directed to purchase and acquire, free from any encumbrances, liabilities or leasehold restrictions, from the persons having an interest in or the ownership of the Seton Hall College of Medicine and Dentistry, a body corporate of the State of New Jersey, all the outstanding right, title and interest in the Seton Hall College of Medicine and Dentistry including all licenses, accreditations and authorizations to conduct a medical and dental school held by Seton Hall College of Medicine and Dentistry and all other college property, real and personal, tangible and intangible.

Any agreement entered into by the board of trustees for the acquisition of the Seton Hall College of Medicine and Dentistry shall contain the following provisions:

(a) That the board shall agree to assume ½ of the cost of the operating deficit for the 1964-1965 school year, exclusive of debt service, provided that such share of the deficit shall not exceed the sum of $300,000.00;

(b) That the value of the tangible personal property of the Seton Hall College of Medicine and Dentistry acquired by the board is not less than

$3,700,000.00 which value has been certified to by a reputable independent appraiser;

(c) That the cost of acquiring the Seton Hall College of Medicine and Dentistry free from all indebtedness, liability or leasehold restrictions shall not exceed the sum of $4,000,000.00, which sum shall be paid from the funds appropriated to the board for such purpose by the provisions of this act; and

(d) That the board cannot create a debt or liability of the State of New Jersey nor pledge the credit of the State.

Any agreement entered into by the board of trustees for the acquisition of the Seton Hall College of Medicine and Dentistry shall be subject to the approval of the State House Commission and shall be upon such other terms and conditions as shall be established by the commission that are not inconsistent with the provisions of this act.

18:22-164. Operation of college.

15. Upon the acquisition of the Seton Hall College of Medicine and Dentistry, the board of trustees shall assume full responsibility for the operation of such college under the name of the New Jersey College of Medicine and Dentistry and shall take such other action as may be required to insure the continued operation of the college in the State and the compliance with all the requirements attendant to the operation of a medical and dental college including the maintenance of all necessary licenses and accreditations.

18:22-165. Liability.

16. No trustee or officer of the college shall be personally liable for any debt, obligation or other liability of the college or of or incurred by or on behalf of the college or any constituent unit thereof.

18:22-166. Minutes of the board.

17. Any action taken by the board of trustees of the college or by the successor board of governors shall be set forth in the minutes of the board and shall indicate therein the vote of each board member. A true copy of the minutes of every meeting of the board shall be forthwith delivered by and under the certification of the secretary thereof to the Governor. No action taken at such meeting by the board shall have force or effect until 10 days

after such copy of the minutes shall have been so delivered. If, in said 10-day period, the Governor returns such copy of the minutes with a veto of any action taken by the board or any member thereof at such meeting, such action shall be null and of no effect. If the Governor shall not return the minutes within said 10-day period, any action therein recited shall have force and effect according to the wording thereof.

18:22-167. Provisions saved.

18. No provision in this act contained shall be deemed or construed to create or constitute a debt, liability, or a loan or pledge of the credit, of the State of New Jersey.

Appropriation.

19. There is hereby appropriated to the board of trustees of the college the following amounts:

(a) The sum of $4,000,000.00 for the acquisition, by the board of trustees, of the Seton Hall College of Medicine and Dentistry pursuant to the provisions of section 15 of this act; and

(b) The sum of $300,000.00 to meet the cost of the State's share of operating the college during the period ending June 30, 1965 and to carry out the provisions of this act.

18:22-168. Administration of college.

20. On or after July 1, 1970, the administration of the college shall be centralized within the State university system.

18:22-169. Temporary commission.

21. (a) There is hereby created a temporary commission to be known as the New Jersey Council on Medical and Dental Education which shall consist of the following members:

(1) 2 members of the board of trustees of the college selected by said board;

(2) 2 members of the Board of Governors of Rutgers, The State University, selected by said board;

(3) The State Treasurer; and

(4) 2 public members appointed by the Governor with the advice and consent of the Senate.

The members of the council shall serve for a term expiring January 1, 1970. Any vacancies in the membership of the council shall be filled in the same

manner as the original appointees but for the unexpired term only.

(b) In order to encourage the orderly development of a program of medical and dental education at the college and the State University, the council, among other things, shall review the annual budget submitted by the college and by the State University insofar as such budgets shall relate to medical and dental education and shall advise the Governor and the Legislature thereon but such action shall not be construed to abrogate or derogate from any of the powers vested by law in the Board of Governors of the State University or the State Board of Education. It shall further be the responsibility of the council to review the capital development program of the college and the State University relating to medical and dental education and to review the proposals of the board of trustees of the college relating to the continued operation of the college and to recommend to the Governor and Legislature, at the earliest possible date and not later than January 1, 1970, a comprehensive program which would provide for the centralization of administration of the medical and dental facilities of the college and the State University and the integration of such facilities, as separate operating entities, within a common administrative system.

22. This act shall take effect immediately.

Approved December 22, 1964.

CHAPTER 232

AN ACT concerning education, authorizing the Board of Governors of Rutgers, The State University, to undertake a program for medical education and supplementing the "Rutgers, The State University Act of 1956," approved June 1, 1956 (P. L. 1956, c. 61).

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

18:22-15.63. Findings.

1. The Legislature and Governor of the State of New Jersey hereby find that the establishment and operation of a program of medical education by Rutgers, The State University, is in the best interest of the State and further find that it is the responsibility of the State to provide funds necessary to establish and operate such a program of education and hereby declare that it is the intention of the Legislature and the Governor to provide, within the terms of section 2 of this act, the funds which will be necessary to enable the Board of Governors of the Corporation and the university to meet the financial obligations which have been incurred by said board pursuant to the provisions of this act.

18:22-15.64. Authorization to borrow funds.

2. In addition to any existing power of the Board of Governors to borrow funds, the Board of Governors is hereby authorized to borrow or commit the corporation and the university to the expenditure of such sums of money, not in excess of $6,000,000.00 plus interest thereon, as shall be required, in addition to the sums already available to the corporation from the Federal Government or other sources, to construct the capital facilities necessary to the operation of a 2-year program of medical education to be conducted by the university. Any agreement to borrow or any commitment to expend such a sum of money entered into under the provisions of this act shall provide that the Board of Governors cannot create a debt or liability of the State of New Jersey nor pledge the credit of the State; and that the provisions for the repayment of borrowed sums, to the extent they are based upon the representation set forth in section 1 of this act, are dependent upon appropriations provided by law from time to time.

18:22-15.65. Annual budget request.

3. The Board of Governors shall include in its annual budget request to the Governor and the Legislature such sum as shall be necessary to carry out the terms of any commitments or agreements entered into pursuant to the provisions of section 2

of this act commencing with a request for $1,000,000.00 in the budget for the fiscal year ending June 30, 1966.

18:22-15.66. Provisions saved.

4. No provision in this act contained shall be deemed or construed to create a debt, liability or a loan or pledge of the credit of the State of New Jersey.

18:22-15.67. Abrogation or derogation of powers.

5. Nothing in this act shall be construed to abrogate or derogate from any of the powers vested in the Board of Governors of the University or the State Board of Education by the provisions of "Rutgers, The State University Act of 1956" and any amendments and supplements thereto.

6. This act shall take effect immediately.

Approved December 22, 1964.

CHAPTER 233

AN ACT requiring the approval of the State House Commission in connection with certain contracts for capital improvements and the transfer of funds in connection therewith in certain cases and supplementing chapter 20 of Title 52 of the Revised Statutes.

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

52:20-15.1. Approval of State House Commission for contracts.

1. The approval of the State House Commission shall be required in connection with any contract for the construction of any building or the alteration, enlargement or improvements of any existing building, in connection with any capital construction to be paid for from the receipts of the sale of any bonds supported by a pledge of the credit of the State and issued pursuant to law:

(a) Before any extra or additional work, in excess of 5% of the total expenditure in the aggre-

gate provided for in such contract, is ordered or contracted for requiring an additional expenditure;

(b) Before any funds for capital construction derived from the sale of any of said bonds shall be transferred from any project to which they have been allocated to any other project.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 234

AN ACT to amend "An act concerning bio-analytical laboratories and the directors thereof, providing for the licensing of directors and registration of laboratories by the Board of Medical Examiners, providing penalties for violations thereof, and amending sections 45:9–1, 45:9–5, and 45:9–21 of the Revised Statutes," approved September 18, 1953 (P. L. 1953, c. 420).

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

1. Section 21 of the act of which this act is amendatory is amended to read as follows: Section amended.

21. Whoever conducts, operates, or directs a bio-analytical laboratory in this State without having first obtained from the board a license to do so, or who performs such bio-analytical laboratory work except in a registered bio-analytical laboratory under the specific direction and supervision of a licensed bio-analytical laboratory director, or who solicits, receives, accepts or delivers material originating from the human body on behalf of any bio-analytical laboratory located without this State and which is not under the direction of a licensed bio-analytical laboratory director and registered under this act, or whoever violates any of the pro- 45:9-42.21. Violations; penalty.

visions of this act or rules of the board issued pursuant thereto, shall be liable to a penalty of not less than $100.00, nor more than $500.00 for each such offense, which penalty shall be sued for and recovered in the name of the board in a summary manner, pursuant to "the penalty enforcement law" and the Rules of the Supreme Court.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 235

A SUPPLEMENT to an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof," approved May 22, 1964 (P. L. 1964, c. 76).

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

Appropriation.

1. The following sums are hereby appropriated out of the General State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified:

DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT

430-400. DIVISION OF WATER POLICY AND SUPPLY

(Water Bond Operating Fund)

For operation and maintenance of Spruce Run and Round Valley Reservoirs, a sum not to exceed $125,000.00 out of aggregate revenue produced pursuant to section 10 of the "New Jersey Water Supply Law, 1958" (P. L. 1958, c. 34), and, out

of the balance of such aggregate revenue, for payments or reimbursement of principal and interest chargeable and incurred by the State under the Water Bond Act of 1958 for said reservoir; the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

2. This act shall take effect July 1, 1964.

Approved December 23, 1964.

CHAPTER 236

AN ACT to amend "The Banking Act of 1948," approved April 29, 1948 (P. L. 1948, c. 67).

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

1. Section 79 of the act of which this act is amendatory is amended to read as follows:

Section amended.

17:9A-79. Annual meetings; notice.

79. Annual meetings; notice.

Except as otherwise provided in this section, the annual meeting of the stockholders of every bank shall be held on such day in January in each year as the by-laws shall provide; or, if there be no governing by-law, then on the fourth Tuesday in January. A bank which is required to comply with the Securities Exchange Act of 1934, as amended, or with the Securities Act of 1933, as amended, and with the regulations promulgated under the authority of the said acts by the Board of Governors of the Federal Reserve System or the Federal Deposit Insurance Corporation, or any agency or officer succeeding to their powers, may, pursuant to resolution of its board of directors, and notwithstanding any by-law provision governing the date of the annual meeting, hold its annual meeting on the fourth Tuesday in April, provided that written

notice of its intention to hold such meeting in April is given to the commissioner not later than the last day of January next preceding such meeting. Not less than 10 days prior to the date fixed for such meeting, notice of the annual meeting shall be published once in a newspaper published and circulated in the municipality in which the bank maintains its principal office, or, if there be no such newspaper, then in one published in the county in which the bank maintains its principal office or in an adjoining county, and which has general circulation in the municipality in which the bank maintains its principal office. In addition, notice of such meeting shall be given as provided in section 81. At such annual meeting, directors shall be elected and such other business may be transacted as may properly be brought before a meeting of stockholders, except that no business other than the election of directors shall be transacted at such meeting unless notice of such other business shall have been given in the manner provided by section 81. Notice of such other business need not be included in the publication of notice required by this section.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 237

AN ACT relating to insurance coverage eligible for export, and amending "the surplus lines law," approved May 23, 1960 (P. L. 1960, c. 32).

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

Section amended.

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

10. An admitted insurer may write any insurance coverage declared eligible for export by the commissioner under section 9 of this act through any surplus lines agent without regard to rate filings which may otherwise be applicable to such admitted insurers provided that the business is written in compliance with all other applicable provisions of this act. Such insurance so written by an admitted insurer shall be subject to the tax on premiums imposed in chapter 132 of the laws of 1945. 17:22-6.44. Writing of coverage declared eligible for export without regard to rate filings.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 238

AN ACT excluding certain vehicles from the Motor Vehicle Certificate of Ownership Law and amending sections 39:10–2 and 39:10–7 of the Revised Statutes.

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

1. Section 39:10–2 of the Revised Statutes is amended to read as follows: Section amended.

39:10–2. As used in this chapter unless other meaning is clearly apparent from the language or context, or unless inconsistent with the manifest intention of the Legislature: Definitions.

"New motor vehicle" means only a newly manufactured motor vehicle, except a nonconventional type motor vehicle, and includes all such vehicles propelled otherwise than by muscular power, and motorcycles, trailers and tractors, excepting such vehicles as run only upon rails or tracks.

"Used motor vehicle" means every motor vehicle, except a nonconventional type motor vehicle, title to, or possession of, which has been transferred

from the person who first acquired it from the manufacturer or dealer, and so used as to become what is commonly known as "secondhand" within the ordinary meaning thereof, and includes every motor vehicle other than a "new motor vehicle" or a "nonconventional type motor vehicle."

"Any motor vehicle," "every motor vehicle," or similar term, means both new and used motor vehicles, except a "nonconventional type motor vehicle."

"Nonconventional type motor vehicle" means every vehicle not designed or used primarily for the transportation of persons or property and only incidentally operated or moved over a highway, including, but not limited to ditch-digging apparatus, well-boring apparatus, road and general purpose construction and maintenance machinery, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finishing machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, power shovels, drag lines, self-propelled cranes, earth-moving equipment, trailers and semitrailers which weigh less than 2,500 pounds, except that no mobile home or travel trailer shall be classified as a nonconventional type motor vehicle, motorized wheel chairs, motorized lawn mowers, bogies, farm equipment, whether or not motorized, including farm tractors, industrial tractors, motor bicycles, scooters, go-carts, gas buggies and golf carts. The Director of the Division of Motor Vehicles shall have power to make, amend and repeal regulations, not inconsistent with the provisions of this paragraph, prescribing what further vehicles or types of vehicles, not specified in this paragraph, shall be included in the category of nonconventional type motor vehicles.

"Motor vehicles which constitute inventory held for sale" means new motor vehicles and used motor vehicles held for the purpose of sale by dealers and used motor vehicles held for the purpose of sale by used motor vehicle dealers, and excludes motor

vehicles held for the purpose of lease or rental by a person engaged in the motor vehicle leasing or rental business.

"Manufacturer's or importer's certificate of origin" means the original written instrument or document required to be executed and delivered by the manufacturer to his agent or a dealer, or a person purchasing direct from the manufacturer, certifying the origin of the vehicle.

"Certificate of ownership" means the document issued in conformance with this chapter, certifying ownership of a motor vehicle, other than manufacturer's or importer's certificate of origin.

"Assignment" means the execution of a prescribed form transferring ownership of a motor vehicle from the person named therein to the purchaser.

"Contract" means conditional sale agreement, bailment, lease, chattel mortgage, trust receipt or any other form of security or possession agreement executed prior to January 1, 1963, wherein and whereby possession of a motor vehicle is delivered to the buyer and title therein is to vest in the buyer at a subsequent time upon the payment of part or all of the price, or upon the performance of any other condition or happening of any contingency, or upon the payment of a sum substantially equivalent to the value of the motor vehicle, by which contract it is agreed that the buyer is bound to become, or has the option of becoming, the owner of the motor vehicle upon full compliance with the terms of the contract.

"Abstract" means the duplicate copy of the original certificate of ownership recording any encumbrance or upon which the existence of a security interest is noted.

"Title papers" means any instrument or document that is evidence of ownership of a vehicle.

"Director" means the Director of Motor Vehicles, his deputy or duly authorized agent.

"Manufacturer" means the person who originally manufactured the motor vehicle.

"Dealer" means the agent, distributor or authorized dealer of the manufacturer of the new motor vehicle, and who has an established place of business.

"Used motor vehicle dealer" means a person engaged in the business of selling, buying or dealing in used motor vehicles, and who has an established place of business.

"Person" includes natural persons, firms or copartnerships, corporations, associations, or other artificial bodies, receivers, trustees, common law or statutory assignees, executors, administrators, sheriffs, constables, marshals, or other persons in representative or official capacity, and members, officers, agents, employees, or other representatives of those hereinbefore enumerated.

"Buyer" includes purchaser, debtor, lessee, bailee, transferee, and any person buying, attempting to buy, or receiving a motor vehicle, subject to a security interest, lease, bailment or transfer agreement, and their legal successors in interest.

"Seller" means manufacturer, dealer, lessor, bailor, transferor with or without a security interest, and any other person selling, attempting to sell, or delivering a motor vehicle, and their legal successors in interest.

The terms "sell" or "sale" or "purchase" and any form thereof include absolute or voluntary sales and purchases, agreements to sell and purchase, bailments, leases, security agreements whereby any motor vehicles are sold and purchased, or agreed to be sold and purchased, involuntary, statutory and judicial sales, inheritance, devise or bequest, gift or any other form or manner of sale or agreement of sale thereof, or the giving or transferring possession of a motor vehicle to a person for a permanent use; continued possession for 60 days or more is to be construed as permanent use.

"Manufacturer's number" means the original manufacturer's vehicle identification number die stamped upon the body, or frame or either or both of them, of a motor vehicle or the original manu-

facturer's number die stamped upon, the engine or motor of a motor vehicle.

"Purchaser" means a person who takes possession of a motor vehicle by transfer of ownership, either for use or resale, except a dealer when he takes possession through a certificate of origin.

"Debtor" means the person who owes payment or other performance of the obligation secured by a security interest in a motor vehicle.

"Security interest" means an interest in a motor vehicle which secures payment or other performance of an obligation.

"Security agreement" means an agreement which creates or provides for a security interest in a motor vehicle.

"Secured party" means a lender, seller or other person in whose favor there is a security interest.

Section amended.

2. Section 39:10–7 of the Revised Statutes is amended to read as follows:

Manufacturer's numbers required on motor vehicles.

39:10–7. Every motor vehicle and nonconventional type motor vehicle shall have and contain a manufacturer's vehicle identification number, which number shall not be obliterated, erased, mutilated, removed or missing. This section shall not affect those persons authorized by law to have in their possession a motor vehicle on which the manufacturer's number or numbers have been obliterated, erased, mutilated, or missing.

NOTE: Effective date.

3. This act shall take effect on the thirtieth day next following the date of its enactment.

Approved December 23, 1964.

CHAPTER 239

AN ACT concerning county planning, and amending section 40:27–5 of the Revised Statutes.

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

Section amended.

1. Section 40:27–5 of the Revised Statutes is amended to read as follows:

Adding to county map; changes submitted to board; map considered binding.

40:27–5. The board of chosen freeholders in any county after receiving the advice of the county planning board is hereby empowered to adopt and establish and thereafter as often as the board may deem it for the public interest, to change or to add to an official county map, showing the highways, roadways, parks, parkways, and sites for public buildings or works, under county jurisdiction, or in the acquisition, financing or construction of which the county has participated or may be called upon to participate. Such map shall be deemed to have been established to conserve and promote the public health, safety, convenience, and welfare. Before acting thereon in the first instance and before adopting any amendments thereto such board of chosen freeholders, after notice of time and place has been given by one publication for each of 3 successive weeks in a newspaper of general circulation in the county and after written notice to the official bodies and departments enumerated hereinunder, shall hold a public hearing or hearings thereon at which such representatives of the county planning board, the county park commission, if such exists, the county departments, the municipalities in the county and such property owners and others interested therein as shall so desire shall be heard.

Before holding any such public hearing such board of chosen freeholders shall submit such proposed change or addition to the county planning board for its consideration and advice and shall fix a reasonable time within which such county planning board may report thereon, not, however, less than 20 days; upon receipt of such report from the county planning board or upon the failure of such board to report within the time limit so fixed such board of chosen freeholders may thereupon act upon the proposed change, but any action adverse to the report of the county planning board shall

require the affirmative vote of the majority of all the members of such board of chosen freeholders.

When approved in whole or part by the board of chosen freeholders in any county, such county official map or part thereof shall be deemed to be binding upon the board of chosen freeholders of the county and the several county departments thereof, and upon other county boards heretofore or hereafter created under special laws, and no expenditure of public funds by such county for construction work or the acquisition of land for any purpose enumerated in section 40:27–2 of this Title shall be made except in accordance with such official map.

Nothing herein prescribed shall be construed as restricting or limiting the powers of boards of chosen freeholders from repairing, maintaining and improving any existing street, road, viaduct, bridge or parkway not shown on such official maps which does not involve the acquisition of additional land or of park commissions as otherwise provided by law.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 240

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof," approved May 22, 1964 (P. L. 1964, c. 76).

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

1. There is hereby appropriated to the Legislative Reapportionment and Congressional Redis- Appropriation.

tricting Planning Commission, created pursuant to Senate Concurrent Resolution No. 21, adopted November 30, 1964, to defray the expenses of the commission, the sum of $25,000.00.

2. This act shall take effect immediately.

Approved December 23, 1964.

CHAPTER 241

AN ACT to amend and supplement "An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof," approved May 23, 1944 (P. L. 1944, c. 255); to amend "An act to amend and supplement 'An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof,' approved May 23, 1944 (P. L. 1944, c. 255)," approved July 23, 1953 (P. L. 1953, c. 266); to amend "An act to amend and supplement 'An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof,' approved May 23, 1944 (P. L. 1944, c. 255)," approved April 11, 1945 (P. L. 1945, c. 148); to amend "A supplement to 'An act to amend and supplement "An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof," approved May 23, 1944 (P. L. 1944, c. 255),' approved April 11, 1945 (P. L. 1945, c. 148)," approved April 29, 1946 (P. L. 1946, c.

192); to amend "An act concerning members of the park police departments of certain counties and their membership in the Police and Firemen's Retirement System of New Jersey," approved October 20, 1948 (P. L. 1948, c. 441); and to repeal section 2 of "An act fixing age limits for the appointment of members of paid fire or police departments in municipalities of this State, amending section 40:47–4 of the Revised Statutes and supplementing 'An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof,' approved May 23, 1944 (P. L. 1944, c. 255)," approved July 27, 1953 (P. L. 1953, c. 299).

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

1. Section 3 of chapter 255 of the laws of 1944 is amended to read as follows: Section Amended.

3 (1). After the date of the establishment of this retirement system, any person becoming a full-time policeman or fireman in a county or municipality or fire district located in a township where, prior to the date this act takes effect, a pension under chapter 16 of Title 43 or article 4 of chapter 10 of Title 43 of the Revised Statutes for policemen or firemen has been established, shall become a member of this retirement system as a condition of his employment; provided, that his age at becoming such full-time policeman or fireman is not over 30 years or if such person shall have met the requirements at the announced closing date of a civil service examination for such position and was appointed during the existence of the civil service list promulgated as a result of such examination; and further provided, that he shall furnish such evidence of good health at the time of becoming a member as the board of trustees shall require. 43:16A-3. Membership; termination; return of contributions.

Any person who became a policeman or fireman in any such county, municipality or fire district after June 30, 1944, and prior to April 11, 1945, and who at the time of becoming such policeman or fireman was over 30 years and not more than 35 years of age, shall become a member of this retirement system as a condition of his employment; provided, that he shall furnish such evidence of good health at the time of his becoming a policeman or fireman as the board of trustees shall require.

(2). After the date upon which this act becomes effective in any county, municipality or political subdivision thereof, pursuant to a referendum as hereinafter provided (a) any person becoming a full-time policeman or fireman in any such county, municipality or political subdivision shall become a member of this retirement system as a condition of his employment; provided, that his age at becoming such full-time policeman or fireman is not over 30 years; and provided further, that he shall furnish such evidence of good health at the time of becoming a member as the board of trustees shall require; and (b) any person in service as a full-time policeman or fireman in any such county, municipality or political subdivision on the date this act becomes effective therein who, within the time and in the manner permitted by this act, elects to become a member of this retirement system, shall become such member.

(3). The board of trustees may accept as members into the retirement system, full-time policemen and firemen who are serving as probationers. The board of trustees may in its discretion deny the right to become members to any class of policemen or firemen whose compensation is only partly paid by the employer and shall deny it to those who are serving in a temporary or other than per annum basis, and it may also, in its discretion, make optional with members in any such class their individual entrance into membership.

(4). Should any member withdraw his aggregate contributions, or become a beneficiary or die, or if

more than 2 years have elapsed from the date of his last contributions to the system, he shall thereupon cease to be a member.

(5). Should any member resign or be dismissed from the police or fire service of the employing agency and not make application for the return of his aggregate contributions, the board of trustees may upon receiving conclusive advice of such separation, terminate the membership immediately thereafter. The employees contributions from memberships so terminated shall be held by the retirement system and returned to the employee without interest when application for such return is made.

(6). Any member of this retirement system in good standing on the effective date of this amendment shall not have his membership affected as a result of this amendment but the same shall apply to any person becoming a full-time policeman or fireman after the effective date of this amendment.

2. Section 5 of chapter 255 of the laws of 1944 is amended to read as follows: Section amended.

43:16A-5. Application for retirement; allowances.

5 (1). Any member in service who has attained age 55 years may retire on a service retirement allowance upon written and duly executed application to the retirement system, setting forth at what time, not less than 30 days subsequent to the filing thereof, he desires to be retired. Any member in service who attains age 65 years shall be retired on a service retirement allowance forthwith or on the first day of the next calendar month.

(2). Upon retirement for service a member shall receive a service retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his aggregate contributions at the time of retirement; and

(b) A pension in the amount which when added to the member's annuity will provide a total retirement allowance of 1/60 of his average final compensation multiplied by the number of years of his creditable service, or 2% of his average final com-

pensation multiplied by the number of years of his creditable service up to 25 plus 1% of his average final compensation multiplied by the number of years of creditable service over 25, whichever is greater.

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

Section amended.

3. Section 6 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-6. Ordinary disability retirement allowance.

6 (1). Upon the written application by a member in service or by his employer, any member who has had 5 or more years of creditable service may be retired, not less than 30 days next following the date of filing such application, on an ordinary disability retirement allowance; provided, that the medical board, after a medical examination of such member, shall certify that such member is mentally or physically incapacitated for the performance of his usual duty and of any other available duty in the department which his employer is willing to assign to him and that such incapacity is likely to be permanent and to such an extent that he should be retired.

(2). Upon retirement for ordinary disability, a member shall receive a service retirement allowance if he has completed at least 20 years of creditable service and attained age 55 years, otherwise an ordinary disability retirement allowance shall consist of:

(a) An annuity which shall be the actuarial equivalent of his aggregate contributions at the time of retirement; and

(b) A pension in the amount which when added to the member's annuity will provide a total retirement allowance of 1½% of average final compensa-

tion multiplied by his number of years of creditable service but in no event shall the total allowance be less than 40% of the member's average final compensation.

(3). Upon the receipt of proper proofs of the death of a member who has retired on an ordinary disability retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount equal to 1½ times the compensation received by the member in the last year of creditable service if such death occurs before the member shall have reached 55 years of age but if such death occurs thereafter, an amount equal to 3/16 of the compensation received by the member in the last year of creditable service.

Section amended.

4. Section 7 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-7. Accidental disability retirement allowance.

7 (1). Upon the written application by a member or by his employer any member may be retired, not less than 30 days next following the date of filing such application, on an accidental disability retirement allowance; provided, that the medical board, after a medical examination of such member, shall certify that the member is permanently and totally disabled as a direct result of a traumatic event occurring during and as a result of the performance of his regular or assigned duties and that such disability was not the result of the member's willful negligence and that such member is mentally or physically incapacitated for the performance of his usual duty and of any other available duty in the department which his employer is willing to assign to him. The application to accomplish such retirement must be filed within 5 years of the original traumatic event, but the board of trustees may consider an application filed after the 5-year period if it can be factually demonstrated to the satisfaction of the board of trustees that the disability is due to the accident and the filing was not accomplished

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within the 5-year period due to a delayed manifestation of the disability or other circumstances beyond the control of the member.

(2). Upon retirement for accidental disability, a member shall receive an accidental disability retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of the member's aggregate contributions at retirement; and

(b) A pension, in addition to the annuity, equal to ⅔ of the member's actual annual compensation for which contributions were being made at the time of the occurrence of the accident.

(3). Upon the receipt of proper proofs of the death of a member who has retired on an accidental disability retirement allowance, there shall be paid a pension of $1,500.00 a year to the widow of the member, if he leaves a widow to whom he was married at the time he became so disabled, to continue until her death or remarriage; or, if there is no widow, or if such widow dies leaving children of the deceased member, a pension to each child under age 18 to continue to age 18 or prior death, such pension to be $600.00 annually if there is only one such surviving child; or $480.00 annually to each child if 2 such surviving children; or $1,500.00 annually divided equally among the surviving children if there are 3 or more such children.

(4). Upon the receipt of proper proofs of the death of a member who has retired on accidental disability retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount equal to 1 ½ times the compensation received by the member in the last year of creditable service if such death occurs before the member shall have reached 55 years of age but if such death occurs thereafter, an amount equal to 3/16 of the compensation received by the member.

(5). Permanent and total disability resulting from a cardiovascular, pulmonary or musculo-skelectal condition which was not a direct result of a traumatic event occurring in the performance of duty shall be deemed an ordinary disability.

Section amended.

5. Section 8 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-8. Procedure in handling applications.

8(1). Upon the receipt by the retirement system of a written application for a disability retirement allowance, the system shall refer the application to the medical board, which shall designate a physician or physicians to examine the applicant and the report of the medical board shall be considered by the board of trustees in acting upon such application.

(2). Any beneficiary under the age of 55 years who has been retired on a disability retirement allowance under this act, on his request or upon the request of the board of trustees shall be given a medical examination and he shall submit to an examination by a physician or physicians designated by the medical board at such place to be mutually agreed upon, twice a year for a period of 3 years and once a year thereafter in order to determine whether or not the disability which existed at the time he was retired has vanished or has materially diminished. If the report of the medical board shall show that such beneficiary is able to perform either his former duty or any other available duty in the department which his employer is willing to assign to him, the beneficiary shall report for duty within 10 days. If the beneficiary fails to submit to any such medical examination or fails to return to duty within 10 days after being ordered so to do, or within such further time as may be allowed by the board of trustees for valid reason, as the case may be, the pension shall be discontinued during such default.

(3). If such beneficiary is engaged in an occupation paying more than the difference between his retirement allowance and the salary now attributable to his former position in the police or fire

department, the amount of his pension shall be reduced to an amount which, together with his annuity and the amount of his earnings, shall equal the amount of the salary now attributable to his former position in the police or fire department. Should his earnings be later changed the amount of his pension shall be further modified; provided, that the new pension shall not exceed the amount of the pension originally granted.

(4). A beneficiary restored to active service at a salary not less than the salary he received at the time he was retired shall become a member of the retirement system and shall be entitled to his previous total service credit, but on his subsequent retirement, he shall not receive a greater pension on account of his service rendered before his previous retirement than he was entitled to receive at the time of his restoration, anything to the contrary notwithstanding.

Section amended.

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

43:16A-9.1. Additional death benefit coverage.

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

(a) Upon the receipt of proper proofs of the death of a member selecting coverage under this section who has retired on a service retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount established by rules and regulations of the board of trustees, which shall be not less than $\frac{3}{16}$ nor more than $\frac{1}{2}$ of the compensation received by the member in the last year of creditable service.

(b) Upon the receipt of proper proofs of the death of a member selecting coverage under this section who has retired on an ordinary disability retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the

retirement system, otherwise to the executor or administrator of the member's estate, an amount, established by rules and regulations of the board of trustees, which shall be not less than 3/16 nor more than 1/2 of the compensation received by the member in the last year of creditable service.

(c) Upon the receipt of proper proofs of the death in service of a member selecting coverage under this section, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount, established by rules and regulations of the board of trustees, which shall be not less than 1½ times nor more than 2 times the compensation received by the member in the last year of creditable service. In the event the member had less than 1 year of creditable service, the benefit payable under this subsection shall be an amount, established by rules and regulations of the board of trustees, which shall be not less than 1½ times nor more than 2 times the member's annual rate of compensation.

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

(3). The percentage rate of contribution payable by members selecting coverage under this section shall be subject to adjustment from time to time by the board of trustees on the basis of annual actuarial valuations and experience investigations as provided under section 13, so that the value of future contributions of members selecting the additional death benefit coverage under this section when

taken with present assets held for such additional death benefits, shall be equal to the value of prospective benefit payments.

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

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

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

(7). For the purposes of this section, a member shall be deemed to be in service for a period of no more than 93 days while on official leave of absence without pay when such leave is due to any reason other than illness, and for a period of no more than

2 years if satisfactory evidence is presented to the board of trustees establishing the fact that such leave of absence without pay is due to illness.

In order to continue coverage under this section while on official leave of absence without pay, the member must continue to make contributions for such coverage during the period of such leave of absence without pay in accordance with the rules and regulations established by the board of trustees, except that when such official leave of absence without pay is due to illness, no contributions shall be required of the member during the period he is deemed to be in service while on leave of absence.

Section amended.

7. Section 10 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-10. Accidental death benefit.

10 (1). Upon the accidental death of a member before retirement; provided, that evidence shall be submitted to the board of trustees justifying the determination that the natural and proximate cause of such death was an accident met in the actual performance of duty, within 5 years preceding the date of such death, and that such death was not the result of the member's willful negligence, an accidental death benefit shall be payable.

(2). The accidental death benefit shall consist of:

(a) The amount of the member's aggregate contributions which shall be paid as an annuity to his designated beneficiary if living, otherwise in one sum to the executor or administrator of the member's estate; and

(b) An annual pension equal to ½ the average final compensation of the member to the widow of the member if he leaves a widow to whom he was married before he attained 50 years of age, to continue until her death or remarriage. If there be a widow and children of the member, the pension shall be paid to the widow for the use of herself and such children. If there be such children and no widow, or if the widow dies the pension which the widow would have received had she survived, shall be paid to those children who have not reached 18

years of age, in equal shares, if there be 3 or more children; if there be 2 children, they shall be paid $40.00 each, monthly; if there be but one child, he shall be paid $50.00 monthly; but in no event shall the pension paid to the children exceed, in the aggregate, the sum of $1,500.00 annually.

The increased pension benefits payable under this act shall apply only to cases where such policeman or fireman lost his life while on duty on or after June 1, 1948 and shall not affect pensions paid or to be paid as result of deaths occurring prior to said date.

(3). If there is no surviving widow or children, there shall be paid to any other beneficiary, if living, as the member shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate:

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

(b) An amount equal to 1½ times the compensation received by the member in the last year of creditable service.

(4). In no case shall the death benefit provided in subsection 2 be less than that provided under subsection 3.

(5). A member may file, and alter from time to time during his lifetime, as desired, a request with the retirement system naming the payee of the death benefit provided under subsection 3. Such member may also file, and alter from time to time during his lifetime, as desired, a request with the retirement system directing payment of said benefit in one sum or in equal annual installments over a period of years or as a life annuity. Upon the death of such member, a beneficiary to whom a benefit is payable in one sum may elect to provide the amount payable in equal annual installments over a period of years or as a life annuity.

Section amended.

8. Section 11 of chapter 255 of the laws of 1944 is amended to read as follows:

11. If a member should cease to be a fireman or policeman, except by death or retirement as provided in this act, he shall be paid the amount of his aggregate contributions upon the filing of a written application as required by the retirement system. 43:16A-11. Withdrawal from retirement system.

9. Section 13 of chapter 255 of the laws of 1944 is amended to read as follows: Section amended.

13 (1). The general responsibility for the proper operation of the retirement system and for making effective the provisions of this act are hereby vested in a board of trustees which shall be organized immediately after 3 of the trustees provided for in this section have qualified and taken the oath of office. 43:16A-13. Board of trustees.

(2). The board shall consist of 9 trustees as follows:

(a) Four members to be appointed by the Governor, who shall serve at the pleasure of the Governor and until their successors are appointed and who shall be private citizens of the State of New Jersey who are neither an officer thereof nor a member of any police or fire department thereof.

(b) The State Treasurer, ex officio.

(c) Two policemen and 2 firemen who shall be members of the system and who shall be elected by the members of the system for a term of 4 years according to such rules and regulations as the board of trustees shall adopt to govern such election; provided, however, that the elections conducted for the terms commencing July 1, 1964 shall provide for the election of 2 firemen representatives, the candidate receiving the highest number of votes to be elected for a 4-year term and the candidate receiving the next highest number of votes to be elected for a 2-year term, and provided further, the elections conducted for the terms commencing July 1, 1966 shall provide for the election of 2 policemen representatives, the candidate receiving the highest number of votes to be elected for a 4-year term and the candidate receiving the next highest number of votes to be elected for a 2-year term. At each election thereafter, one policeman representative and

one fireman representative shall be elected for a 4-year term.

(3). Each trustee shall, after his appointment or election, take an oath of office that, so far as it devolves upon him he will diligently and honestly administer the affairs of the said board, and that he will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed by the member making it, and certified by the officer before whom it is taken, and immediately filed in the office of the Secretary of State.

(4). If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

(5). The trustees shall serve without compensation, but they shall be reimbursed for all necessary expenses that they may incur through service on the board.

(6). Each trustee shall be entitled to one vote in the board. Five votes shall be necessary for a decision by the trustees at any meeting of said board.

(7). Subject to the limitations of this act, the board of trustees shall, from time to time, establish rules and regulations for the administration of the funds created by this act and for the transaction of its business.

(8). The board of trustees shall elect from its membership a chairman. The Chief of the Bureau of Police and Fire Funds of the Division of Pensions of the State Department of the Treasury shall be the Secretary of the Board.

(9). The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuation of the various funds of the retirement system, and for checking the experience of the system.

(10). The board of trustees shall keep a record of all of its proceedings which shall be open to public inspection. It shall publish annually a report showing the fiscal transactions of the retirement system

for the preceding year, the amount of the accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

(11). The Attorney General of the State of New Jersey shall be the legal advisor of the board of trustees.

(12). The board of trustees shall designate a medical board to be composed of 3 physicians as the board shall designate who are not eligible to participate in the retirement system. If required, other physicians may be employed to report on special cases. The medical board shall arrange for and pass upon all medical examinations required under the provisions of this act, shall investigate all essential statements and certificates by or on behalf of a member in connection with an application for disability retirement, and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

(13). The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the funds created by the provisions of this act, and shall perform such other duties as are required in connection therewith.

(14). Immediately after the establishment of the retirement system, the actuary shall prepare and submit to the board of trustees the mortality and service tables which he recommends to the board for adoption. Having regard to such recommendation, the board shall adopt for the retirement system such mortality and service tables as shall be deemed necessary, and shall certify the rates of contributions payable under the provisions of this act. At least once in each 5-year period following the establishment of the system, the actuary shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries of the retirement system, and, taking into account the result of such

investigation, the board of trustees shall adopt for the retirement system such mortality, service and other tables as shall be deemed necessary and shall certify the rates of contribution payable under the provisions of this act.

(15). The board of trustees from time to time shall set the rate of regular interest at such per centum rate compounded annually as shall be determined by the board to be equitable in its judgment, both to members and to the taxpayers of the State, such rate to be limited to a minimum of 2% and a maximum of 4%, with the rate of 3% applicable until changed by the board.

(16). On the basis of such tables as the board of trustees shall adopt and regular interest, the actuary shall make an annual valuation of the assets and liabilities of the funds of the system created by this act.

(17). The various funds created by this act shall be subject to the supervision of the Department of Banking and Insurance of the State of New Jersey.

(18). Each policeman or fireman member of the board of trustees shall be entitled to time off from his municipal or county duty, with pay, during the periods of his attendance upon regular or special meetings of the board of trustees or its duly appointed committees, and such time off shall include reasonable travel time required in connection therewith.

Section amended.

10. Section 15 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-15. Contributions to retirement system.

15 (1). The contributions required for the support of the retirement system shall be made by members and their employers.

(2). Upon the basis of such tables as the board shall adopt and regular interest, the actuary of the retirement system shall determine for each age at entrance into the system the uniform and constant percentage of compensation of the member entering at such age, which, if deducted from each payment of his prospective earnable compensation throughout active service, is computed to be sufficient to

provide for all benefits on account of his membership.

(3) (a). The percentage contribution rate of each member, exclusive of the rate for any additional death benefit provided under section 5 of chapter 266 of the laws of 1953, shall be fixed according to his age at entrance into membership and shall be ½ of the total percentage contribution rate calculated for such age to be required to provide all benefits except the pensions upon accidental disability and the benefits payable upon death.

(b). Notwithstanding the provisions of subsection (15) (3) (a), for purposes of this amendatory and supplementary act, the percentage contribution rates for members of the retirement system as of the effective date of this act and for members enrolling on and after the effective date of this act, exclusive of the rate for any additional death benefit provided under section 5 of chapter 266 of the laws of 1953, shall be fixed at the contribution rates in effect as of the effective date of this act.

(4). Each employer shall make a contribution equal to that made by each member in its employ and in addition shall make a contribution equal to the percentage of the compensation of each such member certified by the board to be required to provide the cost of accidental disability pensions and any death benefits on his account exclusive of additional death benefits provided under section 5 of chapter 266 of the laws of 1953. Notwithstanding this provision, the board may in its discretion certify an average and uniform rate for payments by all employers, which shall be set on the basis of the annual actuarial valuations to be sufficient to provide with previous contributions of employers all benefits for which employers are responsible.

(5). In addition each employer shall make such contribution, if any, as is certified by the board of trustees to be required to provide for accrued liability arising out of all prior service certificates granted to members chargeable to such employer.

(6). The percentage rates of contribution payable by members and employers shall be subject to adjustment from time to time by the board of trustees on the basis of annual actuarial valuations and experience investigations as provided under section 13, so that the value of future contributions of members and employers, when taken with present assets, shall be equal to the value of prospective benefit payments.

(7). The board of trustees shall certify to the chief fiscal officer of each employer the percentage of salary payable by each member and by the employer in behalf of each member. The officer or officers responsible for the payment of salaries of the employer shall cause to be deducted from the salary of each member on each and every payroll of such employer for each and every payroll period the percentage of earnable compensation of each member certified for payment by the member. In determining the amount earnable by a member in a payroll period, the board of trustees may consider the rate of salary payable to such member on the first day of the payroll period as continuing throughout such payroll period, and to facilitate the making of deductions it may modify the deduction required of any member by such an amount as shall not exceed $\frac{1}{10}$ of 1% of the annual salary upon the basis of which such deduction is to be made.

(8). The deductions provided for herein shall be made notwithstanding that the minimum salary provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deductions made and provided for herein, and payment of salary or compensation less said deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the service rendered by such person during the period covered by such payment, except as to the benefits provided under this act. The chief fiscal officer of each employer shall certify to the board of trustees on each and

every payroll or in such other manner as the board of trustees may prescribe, the amounts to be deducted; and each of said amounts shall be deducted, and when deducted shall be paid into said annuity savings fund, and shall be credited to the individual account of the member from whose salary said deduction was made.

(9) (a). The amount payable each year by the employer based on the percentage rates certified by the board of trustees, together with the amount, if any, payable each year by the employer on account of accrued liability arising out of prior service certificates as certified by the board of trustees, shall be included in the budget of the employer and levied and collected in the same manner as any other taxes are levied and collected for the payment of the salaries of members.

(b). In addition to the amounts indicated in subsection (15) (9) (a) the additional liabilities created by the provisions of this amendatory and supplementary act shall be computed by the actuary as a flat annual payment, which, if paid in each fiscal year next following the effective date of this act, for a period of 30 years, will provide for this liability.

(10). The treasurer or corresponding officer of the employer shall pay on or before December 27 in each year to the State Treasurer the amount so certified as payable by the employer for said year, and shall pay monthly to the State Treasurer the amount of the deductions from the salary of the members in the employ of the employer, and the State Treasurer shall credit such amount to the appropriate fund, or funds, of the retirement system.

(11). The expenses of administration of the retirement system shall be paid by the State of New Jersey. Each employer shall reimburse the State for a proportionate share of the amount paid by the State for administrative expense. This proportion shall be computed as the number of members under the jurisdiction of such employer bears to the total number of members in the system. The

pro rata share of the cost of administrative expense shall be included with the certification by the board of trustees of the employer's contribution to the system.

(12). Notwithstanding anything to the contrary, the retirement system shall not be liable for the payment of any pension or other benefits on account of the employees or beneficiaries of any employer participating in the retirement system, for which reserves have not been previously created from funds, contributed by such employer or its employees for such benefits.

Section amended.

11. Section 16 of chapter 255 of the laws of 1944 is amended to read as follows:

43:16A-16. Assets of retirement system.

16. (1) All the assets of the retirement system shall be credited according to the purpose for which they are held to one of 5 funds, namely, the annuity savings fund, the pension accumulation fund, the retirement reserve fund, the members' death benefit fund, and the special reserve fund.

(2) The annuity savings fund shall be a fund in which shall be accumulated contributions from the compensation of members to provide for their annuities. The aggregate contributions of a member withdrawn by him or paid to his estate or his designated beneficiary in event of his death as provided in this act shall be paid from the annuity savings fund. Upon the retirement or death of a member where the aggregate contributions of the member are to be provided in the form of an annuity, the aggregate contributions of the member shall be transferred from the annuity savings fund to the retirement reserve fund.

(3) The pension accumulation fund shall be the fund in which shall be credited contributions made by employers. Upon the death of a member either before or after retirement any lump sum benefit payable in addition to the employee's contributions, except any additional death benefit payable under section 5 of chapter 266 of the laws of 1953, shall be charged to the pension accumulation fund. Upon the retirement or death of a member the reserve of

any pension payable to or on his account shall be transferred to the retirement reserve fund. All interest shall be credited to the pension accumulation fund and annually the board of trustees shall transfer from the pension accumulation fund to the retirement reserve fund and to the members' death benefit fund regular interest on the mean amount in each fund for the year. The board of trustees shall also transfer annually from the pension accumulation fund to the special reserve fund, subject to the limitations of that special reserve fund, such portion of the interest earnings as shall be determined by the board of trustees. The board of trustees in its discretion, may transfer to and from the pension accumulation fund any surplus or deficit in the retirement reserve fund.

(4) The retirement reserve fund shall be the fund in which shall be held the reserves on all retirement allowances granted to members or their beneficiaries and from which all retirement allowances and benefits in lieu thereof shall be paid. Should a member who retired on account of disability be restored to active service his pension reserve shall be transferred from the retirement reserve fund to the pension accumulation fund and the excess of his aggregate contributions as they stood at retirement over the amount of annuity payments made shall be transferred to the annuity savings fund. Should the pension of any disabled member be reduced as a result of an increase in his earning capacity the amount of the annual reduction in his pension shall be paid annually into the pension accumulation fund during the period of such reduction.

(5) The members' death benefit fund shall be a fund in which shall be accumulated contributions from the compensation of members to provide for their additional death benefits under the provisions of section 5 of chapter 266 of the laws of 1953. Upon the death of a member electing the additional death benefit, the additional death benefit payable shall be paid from the members' death benefit fund.

(6) The special reserve fund shall be the fund to which shall be credited all profits from the sale of securities and to which shall be transferred such portion of the interest earnings as shall be determined annually by the board of trustees. No additional amounts shall be credited to the special reserve fund at any time when the total accumulations in such fund shall equal 1% of the book value of the investments of the retirement system. In this event, any such excess shall be credited to the pension accumulation fund. All losses from the sale of securities shall be charged against the special reserve fund.

Section amended.

12. Section 13 of chapter 148 of the laws of 1945 is amended to read as follows:

43:16A-29. Membership in retirement system.

13. Any policeman or fireman in service in any county, municipality or political subdivision thereof prior to the date upon which this act becomes effective in such county, municipality or political subdivision thereof by referendum may become a member of this retirement system as of said date by filing with the board of trustees his election in writing to become such member on or before the date upon which this act becomes effective in such county, municipality or political subdivision thereof under such rules and regulations as the board of trustees shall adopt. Each such policeman or fireman so electing to become a member, shall file, immediately after becoming a member, with the board of trustees a detailed statement of all service rendered by him as policeman or fireman to his present employer prior to the date when this act becomes effective in such county, municipality or political subdivision thereof, for which he claims credit. As soon as practicable thereafter the board of trustees shall verify such statement and shall issue to him a prior service certificate certifying to the aggregate length of such service allowable as creditable service but, regardless of the length of such service, no prior service certificate shall allow more than 30 years of such creditable service. Such certificate shall be final and conclusive for

retirement purposes as to such service, unless thereafter modified by the board of trustees upon application made by the member within 1 year, or upon its own initiative within 1 year after the date of issuance of such prior service certificate.

Section amended.

13. Section 3 of chapter 192 of the laws of 1946 is amended to read as follows:

43:16A-35. Election to become member; procedure.

3. Any member of such county police department may become a member by filing with the board of trustees his election in writing to become such member on or before the date upon which this act becomes effective in such county under such rules and regulations as the board of trustees shall adopt. Each such member of a county police department so electing to become a member, shall file, immediately after becoming a member, with the board of trustees a detailed statement of all service rendered by him as policeman to his present employer prior to the date when this act becomes effective in such county, for which he claims credit. As soon as practicable thereafter the board of trustees shall verify such statement and shall issue to him a prior service certificate certifying to the aggregate length of such service allowable as creditable service but, regardless of the length of such service, no prior service certificate shall allow more than 30 years of such creditable service. Such certificate shall be final and conclusive for retirement purposes as to such service, unless thereafter modified by the board of trustees upon application made by the member within 1 year, or upon its own initiative within 1 year after the date of issuance of such prior service certificate.

Section amended.

14. Section 3 of chapter 441 of the laws of 1948 is amended to read as follows:

43:16A-42. Employees of county park commission.

3. Any police employee of any such county park commission may become a member by filing with the board of trustees his election in writing to become such member at any time within 6 months after this act becomes effective. Each such police employee so electing to become a member shall file with the board of trustees a detailed statement of

all service rendered by him as a police employee of such county park commission prior to the date of his application and for which he claims credit. As soon as practicable thereafter the board of trustees shall verify such statement and shall issue to him a prior service certificate certifying to the aggregate length of such service allowable as creditable service. Such certificate shall be final and conclusive for retirement purposes as to such service, unless thereafter modified by the board of trustees upon application made by the member within 1 year, or upon its own initiative within 1 year after the date of issuance of such prior service certificate.

43:16A-49. Repealed.

15. Section 2 of "An act fixing age limits for the appointment of members of paid fire or police departments in municipalities of this State, amending section 40:47–4 of the Revised Statutes and supplementing 'An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof,' approved May 23, 1944 (P. L. 1944, c. 255)," approved July 27, 1953, is repealed.

43:16A-11.1. Resignation; allowances for less than 25 years service.

16. Should a member resign after having completed 25 years of creditable service, before reaching service retirement age, he may elect to receive, in lieu of the payment provided in section 11, a retirement allowance which shall consist of:

(1). An annuity which shall be the actuarial equivalent of his aggregate contributions, and

(2). A pension in the amount, which when added to the member's annuity will provide a total retirement allowance of 2% of his average final compensation multiplied by the number of years of his creditable service up to 25 plus 1% of his average final compensation multiplied by the number of years of creditable service over 25; provided, however, that such retirement allowance shall be reduced in accordance with a table of actuarial equivalents recommended by the actuary and adopted by

the board of trustees reflecting all months that the member lacks of being age 55.

Upon the receipt of proper proofs of the death of such a retired member, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount equal to 3/16 of the compensation received by the member in the last year of creditable service.

43:16A-11.2. Separation; allowances for more than 25 years service.

17. Should a member, after having completed 25 years of creditable service, be separated voluntarily or involuntarily from the service, before reaching service retirement age, and not by removal for cause or charges of misconduct or delinquency, such person may elect to receive the payments provided for in section 11 of chapter 255 of the laws of 1944 or section 16 of this act, or a deferred retirement allowance, beginning at age 55, which shall consist of:

(1). An annuity which shall be the actuarial equivalent of his aggregate contributions at the time of retirement; and

(2). A pension in the amount which when added to the member's annuity will provide a total retirement allowance of 2% of his average final compensation multiplied by the number of years of his creditable service up to 25 plus 1% of his average final compensation multiplied by the number of years of creditable service over 25, provided that such election is communicated by such member to the retirement system in writing stating at what time subsequent to the execution and filing thereof he desires to be retired; and provided further, that such member may later elect to receive payments provided under section 11 of chapter 255 of the laws of 1944 or section 16 of this act, or if such member shall die before attaining age 55, his aggregate contributions shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement

system, otherwise to the executor or administrator of the member's estate.

Upon the receipt of proper proofs of the death of a member who was receiving a deferred retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the retirement system, otherwise to the executor or administrator of the member's estate, an amount equal to $\frac{3}{16}$ of the compensation received by the member in the last year of creditable service.

43:16A-16.1. Borrowing against retirement funds.

18. Any member who has at least 3 years of service for which he has contributed as a member may borrow from the retirement system, an amount equal to not more than 50% of the amount of his aggregate contributions, but not less than $50.00; provided, that the amount so borrowed, together with interest thereon, can be repaid by additional deductions from salary, not in excess of 25% of the member's salary, made at the time the salary is paid to the member but not after the attainment of age 55. The amount so borrowed, together with interest at the rate of 4% per annum on any unpaid balance thereof, shall be repaid to the retirement system in equal installments by deductions from the salary of the member at the time the salary is paid or in such lump sum amounts as the board of trustees shall approve, but such installments shall be at least equal to the member's contribution to the retirement system and at least sufficient to repay the amount borrowed with interest thereon by the time the member attains age 55. Not more than 2 loans may be granted to any member in any calendar year. Notwithstanding any other law affecting the salary or compensation of any person or persons to whom this act applies or shall apply, the additional deductions required to repay the loan shall be made. Any unpaid balance of a loan at the time any benefit may become payable shall be deducted from the benefit otherwise payable.

Loans may be made to a member from his aggregate contributions. In addition the board of trus-

tees is hereby authorized to set aside moneys within the pension accumulation fund from which loans to members may be made. If such moneys are used for the purpose of making loans, the interest earned on such loans shall be treated in the same manner as interest earned from investments of the retirement system.

43:16A-17.1. Authorization for deduction to pay hospital-medical plan premiums.

19. Whenever any person shall, in writing, request and authorize the retirement system to make deductions from his retirement allowance or pension for the purpose of paying premiums for any hospital service plan and any medical-surgical plan which meets the minimum participation requirements established by rules and regulations of the board of trustees, the retirement system may make such deductions and transmit the sums so deducted directly to the company carrying the policy or policies. Any such authorization may be withdrawn by any member upon filing written notice of such withdrawal with the retirement system.

43:16A-53. Authorization for State Treasurer to purchase group life insurance.

20. The State Treasurer is hereby authorized and permitted to purchase from one or more life insurance companies, as determined by him, group life insurance coverage to provide for the death benefits specified in sections 5, 6, 7 (4), 9 and 10 (3) of chapter 255 of the laws of 1944 and sections 16 and 17 of this act. Such group life insurance coverage may be provided under one or more policies issued to the State Treasurer specifically for this purpose or, in the discretion of the State Treasurer, under one or more policies issued to the State Treasurer which provide group life insurance coverage for members of one or more other retirement systems of the State of New Jersey. The board of trustees of the Police and Firemen's Retirement System of New Jersey is hereby authorized and permitted, upon the concurrence of ⅔ of the members of the board, to purchase from one or more life insurance companies, as determined by it, a policy or policies of group life insurance to provide for the benefits specified in section 5 of chapter 266 of the laws of 1953. Whenever such policy or pol-

icies of group insurance shall be in effect, the benefits payable thereunder shall be in lieu of the above mentioned death benefits provided by said sections. Any dividend or retrospective rate credit allowed by an insurance company shall be credited in an equitable manner to the special insurance funds from which premiums are paid.

43:16A-54. Requirements.

21. Any life insurance company must meet the following requirements in order to qualify under section 1 of this act:

(1). Be licensed under the laws of the State of New Jersey to transact life and accidental death insurance, and

(2) The amount of its group life insurance in the State of New Jersey shall at the time said insurance is to be purchased equal at least 1% of the total amount of such group life insurance in the State of New Jersey in all life insurance companies.

43:16A-55. Non-contributory death benefit provisions.

22. The State Treasurer may, in his discretion, determine to purchase group insurance coverage for the noncontributory death benefit provisions as provided in sections 5, 6, 7 (4), 9 and 10 (3) of chapter 255 of the laws of 1944 and sections 16 and 17 of this act, or may determine not to purchase any group insurance coverage for the death benefit provisions heretofore mentioned. The board of trustees of the Police and Firemen's Retirement System of New Jersey, may in its discretion, upon the concurrence of $\frac{2}{3}$ of the members of the board, determine to purchase group insurance coverage for additional death benefit coverage as provided for in section 5 of chapter 266 of the laws of 1953, or may, in its discretion, determine not to purchase any contributory group insurance coverage for the additional death benefit provisions of section 5 of chapter 266 of the laws of 1953.

43:16A-56. Group Insurance Premium Fund.

23. In the event the State Treasurer shall determine to purchase group insurance coverage for the noncontributory death benefits, premiums for the same shall be paid from a special fund, hereby created, called the "Group Insurance Premium Fund." The State Treasurer shall estimate annu-

ally the amount which will be required for premiums for such benefits for the ensuing fiscal year and shall certify such amounts to the participating employers as due and owing from them. The participating employers shall pay over to the State Treasurer the amount for premiums so certified and the State Treasurer shall deposit these amounts in the Group Insurance Premium Fund. During the period such group insurance policy or policies are in effect with respect to members of the Police and Firemen's Retirement System of New Jersey the State Treasurer shall in no way commingle moneys in this fund with any pension fund established by chapter 255 of the laws of 1944.

In the event that the board of trustees of the Police and Firemen's Retirement System of New Jersey shall determine to purchase group coverage for the additional death benefits, premiums for same shall be paid from a special fund hereby created called the "Contributory Group Insurance Premium Fund." In such event, the board of trustees, in its discretion, may authorize the transfer of all or any portion of the amount credited to the member's death benefit fund to the "Contributory Group Insurance Premium Fund" and may authorize all or any portion thereof to be paid to the insurance company or companies providing such additional death benefit coverage for the purpose of establishing a reserve for such coverage. While such group coverage shall be in force, the contributions from the compensation of members to provide such additional death benefits shall be accumulated in said Contributory Group Insurance Premium Fund.

43:16A-57. Deductions for group insurance coverage.

24. In the event that the board of trustees of the Police and Firemen's Retirement System of New Jersey shall determine to purchase group insurance coverage for the additional death benefit coverage, there shall be deducted from the compensation of each member participating in the additional death benefit coverage his contribution towards the cost of such coverage. Such contribution shall be de-

termined from a schedule of contributions established by the board of trustees of the Police and Firemen's Retirement System of New Jersey, with the advice of the actuary, on the basis it deems to be appropriate. The schedule of contributions shall be subject to adjustment by said board of trustees from time to time for the purpose of maintaining the Contributory Group Insurance Premium Fund at a level sufficient to meet the obligations of the fund for the cost of the insurance.

43:16A-58. Termination conversion privilege.

25. Any such group policy or policies shall include, with respect to any insurance terminating because the member ceases to be in service, the conversion privilege available upon termination of employment as prescribed by the law relating to group life insurance; and shall also include, with respect to insurance terminating because of termination of the group policy resulting from a termination of the death benefits for all members established under sections 5, 6, 7 (4), 9 and 10 (3) of chapter 255 of the laws of 1944, section 5 of chapter 266 of the laws of 1953, and sections 16 and 17 of this act, the conversion privilege available upon termination of the group policy as prescribed by such law. Any such group policy or policies shall also provide that if a member dies during the 31-day period during which he would be entitled to exercise the conversion privilege, the amount of insurance with respect to which he could have exercised the conversion privilege shall be paid as a claim under the group policy. When benefits payable upon the death of a member following retirement are determined as though the member had not retired, the death benefits payable under the group policy or policies, together with the amount of insurance paid under any individual policy obtained under the conversion privilege, shall in no event exceed the amount of insurance for which the member was insured under the group policy or policies immediately prior to the date the right of conversion arose.

If any member who has exercised the conversion privilege under the group policy or policies again

becomes a member of the Police and Firemen's Retirement System of New Jersey, and the individual policy obtained pursuant to the conversion privilege is still in force, he shall not again be eligible for any of the death benefits provided by sections 5, 6, 7 (4), 9 and 10 (3) of chapter 255 of the laws of 1944, section 5 of chapter 266 of the laws of 1953 and sections 16 and 17 of this act, unless he furnishes satisfactory evidence of insurability.

43:16A-59. Payment of benefits.

26. Benefits under such group policy or policies shall be paid by the insurance company to such person, if living, as the member shall have nominated by written designation duly executed and filed with the insurance company through the policyholder, otherwise to the executors or administrators of the member's estate, except that if a member dies as a result of an accident met in the actual performance of duty and claim is made and allowed under section 10 (2) of chapter 255 of the laws of 1944, an amount equal to the noncontributory death benefit which would otherwise be payable pursuant to section 9 (1) (b) of said chapter 255 shall be paid to the State Treasurer. A member may file with the insurance company through the policyholder and alter from time to time during his lifetime, as desired, a duly attested written nomination of his payee for the death benefit.

43:16A-60. Settlement arrangements.

27. Any such group policy or policies shall provide that payment of any death benefits which are payable by the insurance company may be made in one sum directly to the beneficiary as hereinafter provided, in equal annual installments over a period of years or as a life annuity or in such other manner as may be made available by the insurance company. A member may make such arrangements for settlement, and may alter from time to time during his lifetime any arrangement previously made, by making written request to the insurance company through the policyholder. Upon the death of a member, a beneficiary to whom a benefit is payable in one sum by the insurance company may likewise arrange for a settlement as described above. If a

member's or beneficiary's request for settlement of any death benefit in equal annual installments over a period of years or as a life annuity pursuant to the foregoing is approved by the policyholder, the amount of such annual installments or such life annuity, as the case may be, shall be determined on the basis of such applicable mortality tables and rates of interest as shall have been adopted by the retirement system and are in effect at the member's death. Any arrangement for payment under the group policy to a beneficiary shall be in lieu of that provided by sections 5, 6, 7 (4), 9 and 10 (3) of chapter 255 of the laws of 1944, section 5 of chapter 266 of the laws of 1953 and sections 16 and 17 of this act.

43:16A-61. Credit to policyholder.

28. Notwithstanding any other provision of law, any insurance company or companies issuing such policy or policies may credit the policyholder, in the form of reduced premiums, with savings by said company or companies in the event that no brokerage commission or commissions are paid by said company or companies on the issuance of such policy or policies.

Note: Effective date.

29. This act shall take effect January 1, 1965.

Approved December 24, 1964.

CHAPTER 242

AN ACT concerning the pension fund of police and firemen, amending sections 43:16–1, 43:16–2, 43:16–3, 43:16–4, and 43:16–5 of the Revised Statutes and repealing section 5 of chapter 253 of the laws of 1944.

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

Section amended.

1. Section 43:16–1 of the Revised Statutes is amended to read as follows:

Retirement for age and service.

43:16–1. In all municipalities any active member of a police department or of a paid or part-paid fire department or of a county police department including active members of the paid or part-paid fire departments of any fire district located in any township which has adopted the provisions of an act entitled "An act providing for the retirement of policemen and firemen of the police and fire departments in municipalities of this State, including all police officers having supervision or regulation of traffic upon county roads, and providing a pension for such retired policemen and firemen and members of the police and fire departments, and the widows, children and sole dependent parents of deceased members of said department," approved April 15, 1920 (P. L. 1920, c. 160) or of chapter 16 of Title 43 of the Revised Statutes, who shall have served honorably in the police or fire department for a period of 25 years and reached the age of 51 years, or any employee member of any such department who shall have served honorably in such department for a period of 25 years and who has reached the age of 60 years shall, on his own application, be retired on a service retirement pension equal to ½ of his average salary. Any active member of the police or paid or part-paid fire department including active members of the paid or part-paid fire department of any fire district as aforesaid who shall have served honorably for a period of 25 years and reached the age of 65 years and any employee member of any such department who shall have served honorably in such departments for a period of 25 years and reached the age of 70 years shall be retired on a service retirement pension equal to ½ of his average salary.

The amount of the service retirement pension of any member of such police or paid or part-paid fire department, who has served for more than 25 years and who retires after the effective date of this amendatory act, shall be increased by an amount equal to 1% of his average salary for each

year of service in excess of 25 years rendered prior to his reaching age 65.

Section amended.

2. Section 43:16–2 of the Revised Statutes is amended to read as follows:

Retirement for disability.

43:16–2. Any member of such police or paid or part-paid fire department who shall have received permanent disability as a direct result of a traumatic event occurring while performing his regular or assigned duties shall be retired upon an accidental disability pension equal to ⅔ of his average salary if an application for such retirement is filed by such member or by his employer within 5 years after the date of such traumatic event or the commission may consider an application filed after the 5-year period if it can be factually demonstrated to the satisfaction of the commission that the disability is due to the accident and the filing was not accomplished within the 5-year period due to a delayed manifestation of the disability or other circumstances beyond the control of the member.

A member of any such department who shall have served honorably and who shall have become permanently and totally incapacitated for service for any cause other than as a direct result of a traumatic event occurring during the performance of duty, shall, upon approval of his application, or the application of his employer, be retired on a nonaccident disability pension equal to ½ of his average salary. Permanent and total disability resulting from a cardio-vascular, pulmonary or musculo-skeletal condition which was not a direct result of a traumatic event occurring in the performance of duty shall be deemed a nonaccident disability.

A member of any such department seeking to retire on an accident disability or nonaccident disability pension shall make application to the commission in writing; or the commission may, upon application of the employer, cite any such member of any such department before it to examine such member concerning his alleged disability and in either case the commission shall call to its assist-

ance the aid of a surgeon or physician, and the member may likewise call to his aid a regularly licensed and practicing physician or surgeon; but no member shall be so retired unless the official physician of the local police or fire department, as the case may be, with which the person to be retired is connected, shall certify to the commission that such member has the disability by reason of which the retirement is sought. The chairman of the commission is authorized to administer oaths to such physicians or surgeons or any other person called with respect to the matter before the commission. If the 2 physicians or surgeons so called fail to agree upon the physical or mental condition of the member, the commission may call a third and disinterested, licensed and practicing physician or surgeon, and the determination of a majority of such surgeons or physicians, after they shall have been duly sworn in the case, shall be reduced to writing and signed by them. The determination shall specify whether or not such member is permanently disabled from performing his usual duty and any other available duty in the department which his employer is willing to assign to him and whether or not his permanent disability is a direct result of a traumatic event occurring during the performance of his duty. The commission shall determine by resolution whether the member is fit for the performance of his usual duty or such other duty in his department which his employer is willing to assign to him and if it is determined that he is unfit for such duty or there is no available duty which he could perform then he shall be entitled to the benefits of this subtitle. In determining whether the member should be retired on a disability pension, the commission shall consider the physicians' or surgeons' determination in arriving at its decision.

The commission shall require any member who is less than 51 years of age and who shall have been retired on an accident disability or nonaccident disability pension to submit to a physical examina-

tion twice a year for a period of 3 years and once a year thereafter in order to determine whether or not the disability which existed at the time that he was retired still exists. Such examination shall be made in accordance with the same procedure in the instance of the examination made by virtue of a member's application for retirement for disability. If the physicians or surgeons or a majority of them report that the member is able to perform either his former usual duties, if such be available, or such other available duties in the department which his employer shall assign to him, the pensioner shall report for such duty within 10 days after receipt of notice of the commission's determination thereon, and be reinstated to duty at the salary prevailing for the position at the time of his reinstatement and thereupon his pension payments shall cease. If the pensioner fails to submit to a medical examination or fails to return to duty within 10 days after receiving either request or within such further time as may be allowed by the commission for valid reason, his pension payments shall be discontinued during such default. Any pensioner who may be of the opinion that he has recovered from the disability which existed at the time of his retirement may request and be granted an examination by the commission at any time and if it be found by the physicians or surgeons or a majority of them that he be fit for his usual duty or any other available duty in the department which his employer is willing to assign to him and the commission concurs therein then he shall be reinstated thereto, if such be available, at the salary prevailing for the position at the time of his reinstatement and thereupon his pension payments shall cease.

Section amended.

3. Section 43:16–3 of the Revised Statutes is amended to read as follows:

Pension to dependents of retired member.

43:16–3. The widow of a member of such police or paid or part-paid fire department, who shall have been retired on a service retirement pension, or who shall have continued in service after becom-

ing eligible for such pension and shall not have lost his life while on duty or who shall have been retired on an accident disability pension, and which member shall have paid into the fund the amount of his annual assessments or contributions required by section 43:16–5 of the Revised Statutes, shall, if she married her husband before the date of his retirement and before he reached 50 years of age and did not marry such member while he was suffering from the last illness which resulted in his death, receive a pension for so long as she remains unmarried in the sum of $1,200.00 annually for the use of herself and the children of her deceased husband, if any, under 18 years of age, or if no widow but children under 18 years of age, or if widow dies leaving children under 18 years of age, of the deceased member, the pension which the widow would have received had she survived shall be paid to such children.

The widow of a member who shall not have been retired but shall die before becoming eligible for a service retirement pension while still employed by the department and shall not have lost his life while on duty, and the widow of a member who shall have been retired on a nonaccident disability pension and which member shall have paid into the fund the amount of his annual assessments or contributions required by section 43:16–5 of the Revised Statutes, shall, if she married her deceased husband before the date of his retirement and before he reached 50 years of age, and did not marry such member while he was suffering from the last illness which resulted in his death, receive a pension, for so long as she remains unmarried, in the sum of $1,200.00 annually, for the use of herself and the children of her deceased husband, if any, under 18 years of age, or if no widow but children under 18 years of age or if widow dies leaving children under 18 years of age, of the deceased member, the pension which the widow would have received had she survived shall be paid to such children.

If a member who shall have been retired on a service retirement pension or a member who shall have continued in service after becoming eligible for such pension and shall not have lost his life while on duty or a member who shall have been retired upon an accident disability or nonaccident disability pension, or a member who dies while still employed by the department but who shall not have lost his life while on duty, leaves no widow, but leaves a child or children under 18 years of age, or if such widow dies leaving children of the deceased member, the pension which the widow would have received had she survived shall be paid to those children who have not reached 18 years of age in equal shares, if there be 3 or more of them, if there be only 2 they shall be paid $40.00 each monthly and if there be only one, the child shall be paid $50.00 monthly, until the age of 18 years is reached but in no event are the pensions paid to the children to exceed in the aggregate the sum of $1,200.00 annually.

If the member dies leaving no widow and no children under 18 years of age, the pension shall be paid to the dependent parent or parents of the deceased member; but in no event shall any pension paid to a dependent parent exceed $500.00 per annum if there be one, or exceed $375.00 per annum each if there be 2.

Section amended.

4. Section 43:16–4 of the Revised Statutes is amended to read as follows:

Pension to dependents on loss of life; application of increased benefits.

43:16–4. The widow of any member of such police or paid or part-paid fire department, who shall have paid into the fund the full amount of his annual assessment or contributions and shall have lost his life while on duty, shall, if she married her husband before he reached 50 years of age, receive an annual pension, for so long as she remains unmarried, equal to ½ of the member's average salary. If there be a widow and children of the member, the pension shall be paid to the widow for the use of herself and such children. If there be such children and no widow, or if the widow dies,

the pension which the widow would have received had she survived, shall be paid to those children who have not reached 18 years of age, in equal shares, if there be 3 or more children; if there be 2 children, they shall be paid $40.00 each monthly; if there be but one child, he shall be paid $50.00 monthly; but in no event shall the pensions paid to the children exceed in the aggregate, the sum of $1,500.00 annually. If there be no widow and no such children under 18 years of age, the pension shall be paid to the dependent parent or parents of the deceased member; but in no event shall any pension paid to a dependent parent exceed $500.00 per annum if there be one, or exceed $375.00 per annum each if there be 2. No widow shall be entitled to a pension who shall have married the member after he shall have reached 50 years of age, or after the date of his retirement, or while he was suffering from the last illness which resulted in his death.

The increased pension benefits payable under this act shall apply only to cases where such policeman or fireman lost his life while on duty on or after June 1, 1948, and shall not affect pensions paid or to be paid as a result of deaths occurring prior to said date.

Section repealed.

5. Section 5 of chapter 253 of the laws of 1944 is hereby repealed.

Section amended.

6. Section 43:16–5 of the Revised Statutes is amended to read as follows:

Pension funds; consolidation; contributions.

43:16–5. For the purpose of paying the pensions provided by this chapter, all pension funds heretofore created and in existence pursuant to the provisions of an act entitled "An act providing for the retirement of policemen and firemen of the police and fire departments in municipalities of this State, including all police officers having supervision or regulation of traffic upon county roads, and providing a pension for such retired policemen and firemen and members of the police and fire departments, and the widows, children and sole dependent parents of deceased members of said departments," approved April 15, 1920 (P. L. 1920, c. 160), and chapter 16 of Title 43 of the Revised

Statutes, shall, from and after July 1, 1953, be consolidated, and, as so consolidated, shall be transferred to and placed under the control and jurisdiction of the Consolidated Police and Firemen's Pension Fund Commission created by the provisions of this chapter. All rights and privileges created and extended to members of a municipal police department or of a paid or part-paid fire department or of a county police department, including members of the paid or part-paid fire department of any fire district located in any township which has adopted said act or said chapter of the Revised Statutes are hereby expressly preserved, continued and transferred from said pension funds to said consolidated fund. Nothing herein contained shall be deemed to affect or impair the right of any beneficiary of any of the funds so created, but all rights of such beneficiaries which have accrued or may accrue in or against any such pension fund shall be deemed to have accrued or to accrue against the funds so consolidated under the jurisdiction of the commission hereby created. Said consolidated fund shall be maintained as follows:

(a) There shall be deducted from every payment of salary to each member, as defined in the supplement to this chapter enacted by laws of 1944, chapter 253, section 12, as amended and supplemented, and paid into said consolidated fund 6% of the amount thereof.

(b) All employers, as defined in the supplement to this chapter enacted by laws of 1944, chapter 253, section 12, as amended and supplemented, shall contribute to the said consolidated fund in the following manner and amounts:

(1) An amount equal to 6% of the total of salaries annually paid to the members of the consolidated fund under said employer's jurisdiction, which shall be known as the employer's normal contribution, and which shall be paid into said fund on July 1 of each year, commencing July 1, 1953.

(2) An additional amount annually for a period of 30 years, commencing July 1, 1953, equal to 66⅔% of the share of the particular employer of the

annual amortization payment determined by the actuary of the commission to be required to bring the fund to a state of actuarial solvency at the end of the said 30-year period. In determining an employer's share of said annual amortization payment, the actuary shall determine separately, and give due credit to the value of the assets transferred by such employer to said consolidated fund. The amount of each of such annual payments shall be certified by the commission to the treasurer of each employer prior to the first day of the year in which such payment is required to be made, and said amount shall be appropriated in said employer's budget for that year. Commencing January 1, 1954, said annual payment shall be made in 2 equal portions; the first on the first day of each year, and the second on July 1 of each year.

(3) A fee, payable on July 1 of each year commencing with the year 1953, and consisting of such proportion of the administrative expense of the consolidated fund, as determined by the commission, as the number of members under the jurisdiction of such employer, or their beneficiaries, then bears to the total number of members and beneficiaries in the consolidated fund.

(c) The State of New Jersey shall contribute annually, throughout a period of 30 years, commencing July 1, 1953, such amount as may be necessary to make up the balance of each annual payment required by subdivision (b) (2) of this section, so as to bring to actuarial solvency at the expiration of said 30-year period the consolidated fund hereby created. The amount of such annual contributions by the State shall be certified to the State Treasurer by the actuary of the commission at the time required for other State departmental budgetary certifications. All funds necessary to meet the State's share of said annual payments shall be included in the annual State budget and appropriated by the Legislature.

7. This act shall take effect January 1, 1965.

Approved December 24, 1964.

CHAPTER 243

AN ACT relating to mortgages offered for recording.

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

46:15-4. Mortgagee address required.

1. The county recording officer shall require the post-office address of any individual mortgagee and the location of the principal office of any partnership, association or corporation named as mortgagee in any mortgage to be stated in or upon any mortgage instrument offered for recording.

Note: Effective date.

2. This act shall take effect 30 days after enactment.

Approved December 29, 1964.

CHAPTER 244

AN ACT concerning State aid to the various counties and municipalities in the cost of reconstructing county and municipal roads destroyed by reason of use of such roads by vehicles of the gross weight and load of over 40,000 pounds and issued "constructors registration plates," and supplementing chapter 13 of Title 27 of the Revised Statutes.

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

27:13-10. Aid in cost of reconstructing county and municipal roads.

1. Whenever any appropriation is made in any general or special appropriation act for the purpose of defraying all or any part of the cost of reconstructing county or municipal roads, destroyed by reason of use of such county or municipal roads by vehicles of the gross weight and load of 40,000

pounds or more and which vehicles are registered as and bear registration plates marked, "constructor" pursuant to section 39:3–20 of the Revised Statutes, the State Highway Commissioner is empowered and directed to receive, consider and approve applications of the various counties and municipalities of this State for State assistance in the reconstruction of said public roads from the funds so appropriated.

27:13-11. Filing of application.

2. The board of chosen freeholders of any county or the mayor of any municipality, in which any such destruction was caused to the public roads of the county or municipality, may file an application for such State assistance with the State Highway Commissioner.

27:13-12. Contents of application.

3. Such application shall contain a brief description of and photographs depicting such destruction to the public roads and shall be accompanied by plans and specifications for the reconstruction of such public road, which said plans and specifications shall have been approved by the county or municipal engineer of the county or municipality affected.

27:13-13. Approval or disapproval of application.

4. The State Highway Commissioner, within 30 days from the date of the filing of any such application by any county or municipality so affected, shall either approve the same or disapprove and return the same with reasons for disapproval after which the application may be resubmitted by the county or municipality to which it has been returned and may be acted upon in the same manner as if originally filed in the amended or corrected form.

27:13-14. Approval procedure.

5. Upon the approval of any such application the State Highway Commissioner is hereby empowered and authorized in his discretion to certify the amount of State money which he will set aside, and pay to said county or municipality, for or on account of the reconstruction of such county or municipal road up to an amount not exceeding 90% of the total cost thereof.

27:13-15. Supervision of work by State Highway Commissioner.

6. All work undertaken under this chapter by any county or municipality and approved by the State Highway Commissioner shall be done under the su-

pervision and control of the State Highway Commissioner and no funds shall be disbursed except with, and upon, the approval of the State Highway Commissioner.

27:13-16. Authorization of expenditures or disbursements.

7. Upon the approval by the State Highway Commissioner of any application herein contemplated, the board of chosen freeholders of any county or municipality shall authorize the expenditure or disbursement by the county treasurer or municipal treasurer of the amount of State assistance certified by the State Highway Commissioner for such reconstruction, plus the county or municipal share. The local share must be available in the budget of the county or municipality and if not available shall be provided in accordance with the provisions of N. J. S. 40A:4–46. The State highway assistance shall be made available for expenditure pursuant to the provisions of N. J. S. 40A:4–87.

27:13-17. Rules and regulations.

8. The State Highway Commissioner is hereby empowered and authorized to adopt such rules and regulations as shall be necessary to implement the provisions of this act.

9. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 245

AN ACT authorizing joint purchases of material and supplies by 2 or more municipalities, and supplementing chapter 50 of Title 40 of the Revised Statutes.

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

40:50-7.1. Joint purchase of supplies and materials.

1. The governing bodies of 2 or more municipalities within the same county may provide jointly by agreement for the purchase of materials and supplies for use by their respective municipalities.

40:50-7.2. Adoption of agreement by ordinance.

2. Such agreement shall be adopted by ordinance of each of the participating governing bodies, which shall set forth the categories of materials and supplies to be purchased, the manner in which the advertising for bids and the awarding of contracts pursuant to the chapter hereby supplemented shall be handled, the method of payment by each participating municipality, and other matters deemed necessary to carry out the purposes of the agreement.

40:50-7.3. Appropriation and payment of expenditures.

3. Each municipality's share of expenditures for purchases pursuant to this act and any agreement entered into thereunder shall be appropriated and paid in the manner set forth in the agreement and in the same manner as for other expenses of the municipality.

4. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 246

AN ACT concerning fire districts and volunteer fire companies and amending section 40:47–28 of the Revised Statutes.

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

Section amended.

1. Section 40:47–28 of the Revised Statutes is amended to read as follows:

Appropriations to adjoining municipal and volunteer companies.

40:47–28. Any municipality may contribute to the support of the municipal fire department of an adjoining municipality, or may contribute a sum not in excess of $6,000.00 annually to the support of the board of fire commissioners of any fire district or independent or volunteer fire companies in an adjoining municipality, if such board of commissioners or independent or volunteer fire companies own and maintain their own apparatus, and habitually respond to fires in the first named municipality.

2. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 247

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof," approved May 22, 1964 (P. L. 1964, c. 76).

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

Appropriation, Narcotic Drug Study Commission.

1. There is hereby appropriated out of the General State Fund the sum of $10,000.00, or so much thereof as may be necessary to defray the expenses of the Narcotic Drug Study Commission created by Joint Resolution No. 9 (1964).

2. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 248

AN ACT concerning taxation, and amending section 54:3–18 of the Revised Statutes.

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

Section amended.

1. Section 54:3–18 of the Revised Statutes is amended to read as follows:

Meeting for equalizing assessments; hearing and notice.

54:3–18. The county board of taxation in each county shall meet annually on February 1 (or if that date is a Sunday or a legal holiday, on the next succeeding day which is neither a Sunday nor a legal holiday) for the purpose of equalizing the assessments of property among the several taxing districts of the county. At the meeting a

hearing shall be given to the assessors and representatives of the governing bodies of the various taxing districts for the purpose of determining the accuracy of the ratios and valuations of property as shown in the equalization table, and the board shall confirm or revise the table in accordance with the facts. The hearings may be adjourned from time to time but the equalization shall be completed before March 10. At the first hearing any taxing district may object to the ratio or valuation fixed for any other district, but no increase in any valuation as shown in the table shall be made by the board without giving a hearing, after 3 days' notice, to the governing body of the taxing district affected.

2. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 249

AN ACT relating to exemption from taxation of certain boats, and supplementing chapter 4 of Title 54 of the Revised Statutes.

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

1. All boats used solely for the pleasure and recreation of the owner, whether or not the same are required to be registered under State or Federal law, shall be exempt from taxation under chapter 4 of Title 54 of the Revised Statutes. 54:4-3.55. Tax exemption, pleasure boats.

2. This act shall take effect immediately and shall apply to the tax year 1965 and thereafter. Note: Effective date.

Approved December 29, 1964.

CHAPTER 250

AN ACT providing pensions for certain former judicial officers and their widows, and supplementing chapter 6 of Title 43 of the Revised Statutes.

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

43:6-6.27. Pensions, former judicial officers.

1. Any former Chief Justice of the old Supreme Court who served at least 10 years in the aggregate as Chief Justice of the old Supreme Court prior to the taking effect of the Judicial Article of the Constitution on September 15, 1948 and who shall have attained the age of 70 years shall, upon his application therefor thereafter be paid an annual pension during the remainder of his natural life in an amount equal to ½ of the annual salary received by him at the time of the termination of his service as such Chief Justice.

43:6-6.28. Pensions, surviving widows.

2. Whenever any such former Chief Justice shall die after having received a pension payable under the provisions of this act and shall leave a widow surviving him whom he married before he had attained the age of 50 years an annual pension shall be paid thereafter to such surviving widow so long as she lives and remains unmarried in an amount equal to ¼ of the annual salary received by her deceased husband at the time of the termination of his service as former Chief Justice.

43:6-6.29. Semimonthly payments.

3. The payments provided for in this act shall be made semimonthly by the State Treasurer out of State funds in similar manner as in the case of pensions payable to retired justices of the new Supreme Court and judges of the Superior Court, as provided by law.

4. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 251

AN ACT relating to the taxation of railroads, amending R. S. 54:4–3.11, the "Railroad Tax Law of 1948" (P. L. 1941, c. 291, as amended), section 1 of chapter 343 of the laws of 1950 and section 1 of chapter 96 of the laws of 1963, and repealing sections 3, 9, 20 and 47 of said "Railroad Tax Law of 1948."

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

Section amended.

1. Section 54:4–3.11 of the Revised Statutes is amended to read as follows:

Exemption of franchises; railroad and canal property.

54:4–3.11. All offices and franchises, and all property used for railroad or canal purposes by a railroad or canal company subject under any other law of this State to a franchise tax imposed upon it for the privilege of operating within this State, shall be exempt from taxation under this chapter.

Section amended.

2. Section 7 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-7. Property taxable; rate.

7. There is hereby levied an annual property tax upon all property other than the main stem and tangible personal property used for railroad purposes which shall be assessed by the commissioner, in the manner and at the rates hereinafter provided, for the year 1948 and for each year thereafter.

Section amended.

3. Section 10 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-10. Grade crossing improvements exempt.

10. The value of the taxable property of each railroad used for railroad purposes shall be ascertained without including:

(a) Any part of the cost of improvements, relocation, reconstruction, elimination or avoidance of highway grade crossings, including State highways, made pursuant to Title 48 of the Revised Statutes, or pursuant to the provision of an agreement for any of such purposes with a municipality

made after April 27, 1931, but such exemptions shall apply only to main lines and branches existing on April 27, 1931;

(b) The cost essential to the improvement, relocation or reconstruction of existing grade separation structures made after January 1, 1960, pursuant to said Title 48 or pursuant to a said agreement;

(c) Any part of the cost of installing or replacing protective devices for the protection of the traveling public at grade crossings, such devices to be exempt from and after the assessing date of January 1, 1960.

The exemptions specified in subparagraphs (a) and (b) above shall not apply to any additions and betterments voluntarily made by a railroad in connection with grade crossing projects.

Section amended.

4. Section 11 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-11. Assessment in lieu.

11. Taxes assessed pursuant to this act shall be in lieu of all other State or local taxation of or measured by property used for railroad purposes, including the main stem and tangible personal property, other than assessments for benefits.

Section amended.

5. Section 13 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-13. Franchise excise.

13. Franchise excise. An annual franchise tax is hereby levied upon all railroads operating within this State, which shall be assessed at the rate of 10% upon the net railway operating income of the preceding year, computed and allocated in the manner hereinafter provided, of each system and of each railroad not part of a system, provided, however, that the minimum franchise tax payable by any taxpayer shall be $100 as to taxpayers having total railway operating revenues of the preceding year allocated under section 14 not in excess of $1 million and $4,000 as to all other taxpayers.

Section amended.

6. Section 17 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-17. Valuation; notice.

17. On or before November 1 in each year the commissioner shall determine and classify all real

property used for railroad purposes in this State, into the following classes:

I. The length of the main stem of each railroad, and the length of such main stem in each taxing district;

II. The other real estate used for railroad purposes in each taxing district in this State, including the roadbed (other than main stem), tracks, buildings, water tanks, riparian rights, docks, wharves and piers, and all other real estate, except lands not used for railroad purposes.

On or before November 1 in each year the commissioner shall determine the true value, as of the preceding January 1, of all Class II property used for railroad purposes in this State. There shall be excluded, however, any Class II property of a railroad which passed out of railroad ownership subsequent to January 1 and before October 1 and not used for railroad purposes on October 1.

Upon completion of his classification of Class I property and his classification and valuation of Class II property, but not later than December 10 in each year, the commissioner shall deliver a detailed statement thereof to each taxpayer; and not later than December 15 in each year, the commissioner shall certify the value of Class II property in each taxing district to the assessors in the several taxing districts in which the property is situate and shall deliver to each taxing district which files with the commissioner a written request therefor, not later than the tenth day prior to the last day for completion of his valuation, a copy of so much of each detailed statement delivered to each taxpayer as covers Class II property located in such taxing district.

Section amended.

7. Section 21 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-21. Tax statements.

21. Within 10 days after completion of his assessment of property tax, the commissioner shall serve upon each taxpayer a statement of the total amount of property tax payable and the assessed valuations of property, the latter arranged according to taxing

districts and, in the case of system assessments, according to railroad ownership of the property and shall serve upon each taxing district, which files with the commissioner a written request therefor not later than the tenth day prior to the last day for completion of said assessment, a copy of so much of each statement served upon each taxpayer as covers Class II property located in such taxing district.

Within 10 days after completion of his assessment of franchise tax, the commissioner shall serve upon each taxpayer a statement of the total amount of franchise tax payable and the manner of computation thereof.

The failure of any taxpayer to receive a statement of assessment as herein required shall not invalidate any such assessment or the lien thereof, nor shall it relieve the taxpayer of the obligation of payment of the assessment as required by this act.

Section amended.

8. Section 23 of the Railroad Tax Act of 1948 is amended to read as follows:

54:29A-23. Tax for State use.

23. The receipts from the franchise tax imposed hereunder shall be applied to the uses of the State according to law.

Section amended.

9. Section 1 of chapter 343 of the laws of 1950 is amended to read as follows:

54:29A-43.1. Dual assessment; summary determination by State Division of Tax Appeals.

1. If property of a taxpayer has or shall have been, in any year, assessed by the local authorities of the taxing district, and also has or shall have been classified as Class I property or classified and assessed by the Director of the Division of Taxation of the State Department of the Treasury as Class II property, the State Division of Tax Appeals shall determine, in a summary manner, the character of the property and whether used for railroad purposes and by whom it has lawfully been assessed. This determination shall be made whether the taxes in question have been paid or not and whether an appeal to review either assessment has been made or not.

Section amended.

10. Section 1 of chapter 96 of the laws of 1963 is amended to read as follows:

54:29A-17.1. Valuation; improvements to capital facilities.

1. The value of all property used for railroad purposes of each railroad shall be ascertained without including any part of the value of improvements to capital facilities undertaken pursuant to the provision of a contract with the State Highway Commissioner or pursuant to the provision of an agreement with a municipality, where such improvements were made after January 1, 1963. For the purpose of this section "improvements to capital facilities" shall mean the construction, reconstruction, relocation, establishment, improvement (by way of betterments, additions or otherwise) or rehabilitation in connection with passenger service of passenger stations and terminals, automobile parking facilities for railroad patrons, track connections, signal systems, power systems, roadbeds, equipment storage and service facilities, and shall include the reconstruction or rehabilitation of railroad passenger cars, locomotives, self-propelled passenger carrying rail cars.

Repealed.

11. Sections 3, 9, 20 and 47 of the Railroad Act of 1948 are repealed.

Note: Effective date.

12. This act shall take effect on January 1, 1966, provided that nothing herein shall be construed to affect any pending litigation; nor to repeal, abate, cancel, cause to lapse or otherwise affect in any manner any assessment or the lien or obligation to pay any taxes heretofore assessed to any taxpayer, or the legal authority to collect taxes, interest and penalties which have accrued under any provision of law amended or repealed by this act, or under any other law, except as specifically provided in this act, or to affect the right of the commissioner to assess omitted property, and apportion the tax so assessed, for any prior year, according to the classification and at the rates heretofore prescribed by law.

Approved December 29, 1964.

CHAPTER 252

AN ACT concerning the members of the Local Government Board in the Division of Local Government in the State Department of the Treasury in relation to certain other municipal and county office holdings.

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

52:27B-69.1. Holding of Local Government Board and municipal office.

1. It shall be lawful for a member of the Local Government Board in the Division of Local Government in the State Department of the Treasury who has been or shall be selected by reason of his experience either as a member of a municipal governing body or as a municipal official, to hold simultaneously his office as a member of the said local government board and a municipal office.

52:27B-69.2. Holding of Local Government Board and county office.

2. It shall be lawful for a member of the Local Government Board in the Division of Local Government in the State Department of the Treasury who has been or shall be selected by reason of his experience either as a member of a county governing body or as a county official, to hold simultaneously his office as a member of the said local government board and a county office.

52:27B-69.3. Abstaining from voting.

3. Nothing contained in this act shall be deemed to prevent a member of the said local government board who is also a municipal or county officer, from abstaining from voting in any matter in which he believes he has a conflict of duty or interest, nor to prevent a challenge of a right to vote on that account under the principles of the common law or any statute.

52:27B-69.4. Persons to whom act applies.

4. This act shall be applicable to persons now holding membership in the said local government board as well as to members of the said board heretofore or hereafter appointed and qualified into the

said office of member of the said local government board.

5. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 253

AN ACT to amend the "Financial Business Tax Law (1946)," approved April 26, 1946 (P. L. 1946, c. 174), and section 54:9–1 of the Revised Statutes relating to the taxation of the common capital stock of banks, national banks and trust companies.

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

1. Section 54:9–1 of the Revised Statutes is amended to read as follows: Section amended.

54:9–1. As used in this subtitle the word "bank" means and includes all banks and banking associations organized under the authority of this State or the United States, and trust companies organized under the laws of this State, whose principal place of business is within this State. "Bank" defined.

For the purposes of sections 54:9–4, 54:9–5 and 54:9–9 of this Title, the assessed value of real property owned in any taxing district by a bank, or by a wholly-owned subsidiary of a bank, shall be fixed at the same percentage of the true value of such property that was applied in the base year, as herein defined, in fixing the assessed value of real property owned by banks and their wholly-owned subsidiaries in such taxing district. As used in this section, "base year" means any one of the years 1957, 1958, 1959 or 1960 as the assessor in such taxing district shall elect. A base year, once elected, shall not be changed.

Section amended.

2. Section 6 of P. L. 1946, c. 174 is amended to read as follows:

54:10B-6. Determining measure of tax; deductions.

6. For the purpose of determining the measure of the tax hereunder, there may be deducted from net worth:

(a) The average aggregate value of the following items held by a taxpayer during the tax year:

(1) Shares of stock taxable under the bank stock tax;

(2) Shares of stock in domestic insurance companies;

(3) Shares of stock in railroads or other public utilities or in corporations taxable under this act; but only in the same proportion that the issuing corporation's total net worth, income or gross receipts, enters into the determination of a tax base under this or any other law of this State;

less such proportion of the total liabilities of the taxpayer (as of the close of the tax year) as the ratio of such average aggregate value to total assets of the taxpayer (as of the close of the tax year); provided, however, that, notwithstanding the foregoing, the average aggregate value of any shares of stock described in (1), (2) or (3) held by a taxpayer for more than 5 years prior to the tax year may be fully deducted from net worth; and provided further, that no deduction shall be made or permitted for any shares of stock described in (1), (2) or (3) above where any indebtedness has been incurred with the intent or for the purpose of acquiring, holding or controlling such stock.

(b) There may also be deducted from net worth the assessed value of real estate taxable in this State; but such deduction shall not exceed the amount of the taxpayer's equity in such real estate which is included in net worth. For the purposes of this section, the assessed value of real estate owned in any taxing district by a taxpayer shall be fixed at the same percentage of the true value of such real estate that was applied in the base year,

as herein defined, in fixing the assessed value of real estate owned by taxpayers in such taxing district. As used in this section, "base year" means any one of the years 1957, 1958, 1959 or 1960, as the assessor in such taxing district shall elect. A base year, once elected, shall not be changed.

Note: Act effective.

3. This act shall take effect January 1, 1965 and shall be applicable to taxes payable in the year 1965 and thereafter.

Approved December 29, 1964.

CHAPTER 254

AN ACT concerning the establishment and maintenance of narcotic treatment centers by counties and municipalities.

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

40:9B-1. Narcotic treatment program.

1. The board of chosen freeholders of any county or the governing body of any municipality may establish and maintain a narcotic treatment program for the operation or the support of centers for the diagnosis and treatment of narcotic addicts. Such program may be carried on by the establishment and operation of separate facilities or by conducting the same in connection with an existing county or municipal institution or by contract with a licensed hospital or the governing body of another municipality.

40:9B-2. Appropriation of funds.

2. The board of chosen freeholders of such county or the governing body of such municipality may appropriate funds to carry out a program or programs established and maintained pursuant to this act.

3. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 255

AN ACT to amend and supplement "An act concerning deductions from the taxes assessed against certain real property of citizens and residents of this State of the age of 65 or more years, having an income not in excess of $5,000.00 per year, supplementing chapter 4 of Title 54 of the Revised Statutes and repealing chapter 9 of the laws of 1961," approved December 16, 1963 (P. L. 1963, c. 172).

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

Section amended.

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

54:4-8.40. Definitions.

1. As used in this act:

(a) "Income" means all income from whatever source derived including, but not limited to, realized capital gains and, in their entirety, pension, annuity, retirement and social security benefits. For the purpose of claiming a deduction from taxes for any tax year, pursuant to this act, "income" shall be deemed to be equal in amount to the income which the taxpayer reasonably anticipates he will receive during the tax year for which such deduction is claimed.

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

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

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

of abandonment of domicile in this State. The burden of establishing legal domicile within the State shall be upon the claimant.

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

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

Section amended.

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

54:4-8.44. Facts essential to support claim for deduction.

5. Every fact essential to support a claim for a senior citizen's deduction hereunder shall exist on October 1 of the pretax year, except as in this section otherwise provided. Every application by a claimant therefor shall establish that he is or will be on or before December 31 of the pretax year 65 or more years of age and that he was, on October 1 of the pretax year, (a) a citizen and resident of this State for the period required, (b) the owner of a dwelling house which is a constituent part of the real property for which the senior citizen's deduction is claimed, (c) residing in said dwelling house. Said application shall also establish that his anticipated income for the tax year will not exceed $5,000.00.

Section amended.

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

54:4-8.45. Continuance of deduction right; change in status.

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

Section amended.

4. Section 9 of the act of which this act is amendatory is amended to read as follows:

54:4-8.48. Administration of oaths.

9. Each assessor and collector and his duly designated assistants are hereby authorized to take and administer the oath, where required, on any claim for or statement in connection with a senior citizen's deduction hereunder and no charge shall be made for the taking of any affidavit or the preparation of any form required by this act.

54:4-8.44a. Filing of statement.

5. Every person who is allowed a senior citizen's deduction shall be required to file with the collector of the taxing district on or before February 1 of the post-tax year a statement under oath of his income for the tax year. Such statement shall be on a form prescribed by the Director, Division of Taxation, in the Department of the Treasury and provided for the use of persons required to make such statement by the governing body of the municipality constituting the taxing district in which such statement is required to be filed. Each collector may require the submission of such proof as he shall deem necessary to verify any such statement. Upon the failure of any such person to file the statement within the time herein provided or to submit such proof as the collector deems necessary to verify a statement that has been filed, or if it is determined that the income of any such person exceeded $5,000.00 for said tax year his senior citizen's tax deduction for said tax year shall be disallowed and his taxes to the extent represented by the amount of said deduction shall be payable on or before March 1 of the post-tax year after which date if unpaid, said taxes shall be delinquent and, in addition, the amount of said taxes shall be a personal debt of said person.

Deadline for filing.

6. Any person who would have been entitled to file an application for a senior citizen's tax deduction for the tax year 1965 pursuant to the provisions of chapter 172 of the laws of 1963 (C. 54:4–8.40 to C. 54:4–8.53) as amended and supplemented by this act had this amendatory and supplementary act been in effect on or prior to November 1, 1964, shall

be entitled to file his application for said deduction on or before December 31, 1964 and shall be granted said deduction for the tax year 1965 if otherwise entitled thereto pursuant to said chapter 172 and this amendatory and supplementary act.

7. This act shall take effect immediately.

Approved December 29, 1964.

CHAPTER 256

AN ACT concerning official searches for municipal liens, and amending sections 54:5–14 and 54:5–15 of the Revised Statutes.

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

1. Section 54:5–14 of the Revised Statutes is amended to read as follows: Section amended.

54:5–14. The official appointed as provided in section 54:5–11 of this Title shall receive, for each certificate issued by him, reasonable fees, not in excess of those hereinafter provided: Schedule of fees for searches.

a. When the property described in the application is shown on the assessment map of the municipality subdivided into city lots, and does not exceed 5,000 square feet in area, $3.00, and for each additional 5,000 square feet in area, or fraction thereof, an additional $0.50.

b. When the property is shown on the assessment map of the municipality as acreage or is so assessed, and lies wholly within the limits of a single block, $3.00, and if within the limits of 2 or more blocks, an additional $1.00 for each block.

c. When the property described in the application is, or has been subdivided and assessed as more than one item, an additional fee of $1.00 shall be allowed for each subdivision separately assessed.

d. No charge in excess of $5.00 shall be made for a certificate covering lands lying wholly within one block, as shown on the assessment map of the municipality, unless there is a subdivision of proprietorship indicated by the assessment.

Section amended.

2. Section 54:5–15 of the Revised Statutes is amended to read as follows:

Continuation searches; fees.

54:5–15. When the holder of a certificate issued as hereinbefore provided shall, within 3 years from the date thereof, apply for a continuation thereof, the fees charged therefor shall not exceed $1.00 per calendar year.

3. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 257

AN ACT concerning workmen's compensation coverage for members and authorized volunteer workers of certain volunteer or independent fire companies, amending sections 34:15–43 and 34:15–74 and supplementing article 5 of chapter 15, of Title 34, of the Revised Statutes.

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

Section amended.

1. Section 34:15–43 of the Revised Statutes is amended to read as follows:

Public employee within workmen's compensation law; terms defined; volunteer firemen and volunteer first aid or rescue squad workers.

34:15–43. Every officer, appointed or elected, and every employee of the State, county, municipality or any board of commission, or any other governing body, including boards of education, and governing bodies of service districts, and also each and every member of a volunteer fire company doing public fire duty and also each and every active volunteer, first aid or rescue squad worker, including each and every authorized worker who is not a member of the

volunteer fire company within which the first aid or rescue squad may have been created, doing public first aid or rescue duty under the control or supervision of any commission, council, or any other governing body of any municipality, any board of fire commissioners of such municipality or of any fire district within the State, or of the board of managers of any State institution, and every county fire marshal and assistant county fire marshal, who may be injured in line of duty shall be compensated under and by virtue of the provisions of this article and article 2 of the chapter (sections 34:15–7 et seq.). No former employee who has been retired on pension by reason of injury or disability shall be entitled under this section to compensation for such injury or disability; provided, however, that such employee, despite retirement, shall, nevertheless, be entitled to the medical, surgical and other treatment and hospital services as set forth in section 34:15–15 of the Revised Statutes.

As used in this section, the terms "doing public fire duty" and "who may be injured in line of duty," as applied to members of volunteer fire companies, county fire marshals or assistant county fire marshals, and the term "doing public first aid or rescue duty," as applied to active volunteer first aid or rescue squad workers, shall be deemed to include participation in any authorized construction, installation, alteration, maintenance or repair work upon the premises, apparatus or other equipment owned or used by the fire company or the first aid or rescue squad, participation in any authorized public drill, showing, exhibition, fund raising activity or parade, and to include also the rendering of assistance in case of fire and, when authorized, in connection with other events affecting the public health or safety, in any political subdivision or territory of another State of the United States or on property ceded to the Federal Government while such assistance is being rendered and while going to and returning from the place in which it is rendered.

Every member of a volunteer fire company shall be deemed to be doing public fire duty under the control or supervision of any such commission, council, governing body, board of fire commissioners or fire district or board of managers of any State institution within the meaning of this section, if such control or supervision is provided for by statute or by rule or regulation of the board of managers or the superintendent of such State institution, or if the fire company of which he is a member receives contributions from, or a substantial part of its expenses or equipment are paid for by, the municipality, or board of fire commissioners of the fire district or if such fire company has been or hereafter shall be designated by ordinance as the fire department of the municipality.

Every active volunteer, first aid or rescue squad worker, including every authorized worker who is not a member of the volunteer fire company within which the first aid or rescue squad may have been created, shall be deemed to be doing public first aid or rescue duty under the control or supervision of any such commission, council, governing body, board of fire commissioners or fire district within the meaning of this section if such control or supervision is provided for by statute, or if the first aid or rescue squad of which he is a member or authorized worker receives or is eligible to receive contributions from, or a substantial part of its expenses or equipment are paid for by, the municipality, or board of fire commissioners of the fire district, or if such first aid or rescue squad has been or hereafter shall be designated by ordinance as the first aid or rescue squad of the municipality.

As used in this section and in section 34:15–74 of this chapter, the term "authorized worker" shall mean and include, in addition to an active volunteer fireman and an active volunteer first aid or rescue squad worker, any person performing any public fire duty or public first aid or rescue squad duty, as the same are defined in this section, at the request of the chief or acting chief of a fire company or the

president or person in charge of a first aid or rescue squad for the time being.

Nothing herein contained shall be construed as affecting or changing in any way the provisions of any statute providing for sick, disability, vacation or other leave for public employees or any provision of any retirement or pension fund provided by law.

Section amended.

2. Section 34:15–74 of the Revised Statutes is amended to read as follows:

Compensation insurance for volunteer firemen and volunteer first aid and rescue workers.

34:15–74. Except as otherwise provided in this section, the governing body of every municipality and the committee of every fire district shall provide compensation insurance for volunteer firemen doing public fire duty and volunteer first aid and emergency squad workers doing public first aid and rescue duty under the control or supervision of any commission, council or other governing body of the municipality or any board of fire commissioners of such municipality or of any fire district, and the board of chosen freeholders shall provide compensation insurance for county fire marshals and assistant county fire marshals, within the meaning of section 34:15–43 of this chapter. Such insurance shall provide compensation for every such fireman or authorized first aid or rescue squad worker or county fire marshal or assistant county fire marshal who shall be a member of any first aid or rescue squad created within the fire company of which he is a member or authorized first aid or rescue squad worker, or composed of members and authorized first aid or rescue squad workers of different fire companies in the same municipality for injuries received while acting in response to any call made upon such squad, for first aid or rescue work, whether such call be made because of a fire or otherwise.

The provisions of this section shall not require the governing body of any municipality or the committee of any fire district which contributes to the support of a volunteer fire company or volunteer first aid or rescue squad serving said municipality or district but located, or its headquarters main-

tained, without said municipality or district to provide compensation insurance for the members of said company or squad who are covered by compensation insurance carried by the municipality or district within which said company or squad is located, or its headquarters maintained, whenever evidence of such insurance coverage is supplied to or otherwise obtained by said governing body or committee, nor shall the provisions of this section require the governing body of any municipality or the committee of any fire district to provide compensation insurance whenever evidence that a fire company has obtained its own insurance coverage is provided to the governing body or committee.

34:15-74.1. Evidence of coverage provided necessary.

3. Any volunteer fire company may provide compensation insurance for member volunteer firemen doing public fire duty and volunteer first aid or rescue squad workers doing public first aid and rescue duty for a first aid or rescue squad organized within such a fire company. Such insurance shall provide compensation under and by virtue of the article to which this section is a supplement and of article 2, of chapter 15, of Title 34 of the Revised Statutes for every such fireman or authorized first aid or rescue squad worker who may be injured in line of duty, as the same is defined in R. S. 34:15–43.

Evidence of the insurance coverage authorized by this section shall be provided by the fire company to the governing body of any municipality or the committee of any fire district which contributes to the support and maintenance of such fire company.

Note: Act effective.

4. This act shall take effect January 1, 1965.

Approved December 30, 1964.

CHAPTER 258

AN ACT to amend "An act imposing a road tax upon certain motor carriers, providing for the administration thereof and making an appropriation therefor," approved May 22, 1963 (P. L. 1963, c. 44).

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

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

8. Every motor carrier subject to the tax hereby imposed shall be entitled to a credit against such tax equivalent to the rate per gallon of the motor vehicle fuel tax which is currently in effect, for all motor fuels purchased by such carrier within this State for use in its operation either within or without this State and upon which the motor vehicle fuel tax imposed by the laws of this State has been paid by such carrier. Evidence of the payment of such tax in such form as may be required by, or is satisfactory to, the director shall be furnished by each such carrier claiming the credit herein allowed, but no carrier shall be required to furnish evidence or maintain records identifying the particular motor vehicle to which any purchase of motor fuel or payment of tax is applicable. When the amount of the credit herein provided to which any motor carrier is entitled for any reporting period exceeds the amount of the tax for which such carrier is liable for the same reporting period, such excess of the credit shall, under such regulations as the director shall prescribe, 54:39A-8. Credit against tax.

(a) be allowed as a credit on the tax for which such carrier would be otherwise liable in any of the succeeding 3 quarters if such carrier reports on a quarterly basis, or for which such carrier would be otherwise liable in the succeeding year if such carrier reports on an annual basis, or

(b) be refunded to such carrier, upon application, to the extent that such carrier has paid a tax of similar nature to a taxing jurisdiction outside this State on or by reason of the use or consumption therein within such carrier's reporting period of motor fuel attributable to purchase in this State, as hereinafter determined. Any portion of such tax paid to such a foreign taxing jurisdiction which results from a rate per gallon which exceeds the rate per gallon of the motor vehicle fuel tax of this State in effect on the last day of said reporting period shall be disregarded.

Motor fuel the use or consumption of which is so taxed by a foreign taxing jurisdiction shall, for the purpose of this subsection, be attributable to purchases in this State only in such proportion, for the reporting period in question, as the excess gallons purchased by the carrier in this State bears to the sum of the excess gallons purchased by the carrier in each taxing jurisdiction in which the carrier had excess gallon purchases in said reporting period. Excess gallons purchased by a carrier in a taxing jurisdiction shall be determined, for a reporting period, by subtracting the number of gallons used in the operation of the motor carrier in such taxing jurisdiction, as determined in the manner provided for under section 6, from the number of gallons of motor fuel purchased by the carrier in such taxing jurisdiction.

A carrier who purchases fuel in another taxing jurisdiction and who intends to apply for refund under this section shall keep such records, in such form as the director reasonably may prescribe, as will enable the carrier to report and enable the director to determine, for each reporting period, the total number of over-the-road miles traveled in each such taxing jurisdiction by its entire fleet of motor vehicles and the total number of gallons of motor fuel purchased in each such taxing jurisdiction. The director may provide for the preservation, destruction, production and examination of such records according to the procedures provided in section 9.

A carrier who purchases no fuel in a foreign taxing jurisdiction need not maintain any such records, but the director may require any such carrier, as a condition of obtaining a refund hereunder, to inform the director at a specified time in advance of or during the reporting period of its intention to make all such purchases in this State.

An application for refund shall be made within 4 months following the end of the reporting period. The director shall not allow such refund except after an audit of the applicant's records and shall audit the records of an applicant at least once a year. If the director shall reject the application for refund in whole or in part, he shall make an order accordingly and serve a notice upon the carrier. If the director refuses to allow a refund in the amount claimed by the applicant, the applicant may request a formal hearing on the application for a refund. Such hearing shall be held by the director or his representative after notice to the applicant of not less than 10 days.

A motor carrier may give a bond issued by a surety company authorized to do business in this State, in the amount of $10,000.00 payable to the director on condition that the carrier will pay all taxes due and to become due under this act from the date of the bond to the date when either the carrier or the bonding company notifies the director that the bond has been canceled. So long as the bond remains in force, the director may order refunds to the motor carrier in the amounts appearing to be due on applications for refunds filed by the carrier without first auditing the records of the carrier. The surety shall be liable for all omitted taxes assessed against the carrier, including the penalties and interest on such taxes provided in section 15 of this act, even though the assessment is made after cancellation of the bond, but only for such taxes due and payable, while the bond was in force, and penalties and interest on such taxes.

Any person who shall willfully and knowingly make a false statement orally or in writing for the

purpose of obtaining or attempting to obtain or to assist any other person, partnership or corporation to obtain or attempt to obtain a refund shall be guilty of a misdemeanor.

No motor carrier shall be entitled to credit or refund for any motor vehicle fuel tax otherwise lawfully paid except as herein provided.

Section amended.

2. Section 9 of the act of which this act is amendatory is amended to read as follows:

54:39A-9. Records.

9. Every motor carrier shall keep such records, in such form as the director reasonably may prescribe, as will enable the carrier to report and enable the director to determine the total number of over-the-road miles traveled by its entire fleet of motor vehicles, the total number of over-the-road miles traveled in New Jersey by said entire fleet, the total number of gallons of motor fuel used by said entire fleet and the total number of gallons of motor fuel purchased in New Jersey for said entire fleet. All such records shall be safely preserved for a period of 3 years in such manner as to insure their security and availability for inspection by the director or any authorized assistant engaged in the administration of this act. Upon application in writing, stating the reasons therefor, the director may, in his discretion, consent to the destruction of any such records at any time within said period. The director or his authorized agents and representatives may, at any reasonable time, inspect the books and records of any motor carrier subject to the tax imposed by this act. The director shall provide by regulation for any such examination of books and records to be conducted at the office or offices of the motor carrier where such books and records are maintained.

Section amended.

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

54:39A-10. Identification markers and registration cards.

10. The director shall provide an identification marker and registration card for every motor vehicle operated by the motor carrier, except that no identification marker shall be required for motor vehicles which bear valid New Jersey registration

plates. The requirement for identification marker and registration card shall apply, as well, to exempt resident motor carriers. The identification marker shall be affixed to the vehicle in such manner as shall be prescribed by the director and the registration card shall be carried in the cab of the vehicle. The identification marker and registration card shall remain the property of this State and may be recalled for any violation of the provisions of this act or of the regulations promulgated hereunder. The director shall also provide, by regulation, for the registration of every such vehicle. Registration cards and identification markers shall be issued on an annual basis as of January 1 of each year and shall be valid through the next succeeding December 31. For the year 1963, registration cards and identification markers shall be valid from the effective date of this act through December 31, 1963. The fee for a registration card shall be $3.00 for such portion of 1963. Said fee shall be $5.00 for the year 1964, and $3.00 for the year 1965 and for each succeeding year. There shall be no fee for identification markers. It shall be illegal to operate or to cause to be operated in this State any motor vehicle unless the vehicle bears the identification marker, if required, and carries the registration card required by this section; provided, however, that, for a period not exceeding 25 days as to any one motor carrier, the director, upon request made by the motor carrier, may by letter or telegram authorize the operation of a vehicle or vehicles without the identification marker or the registration card required when the enforcement of this requirement for that period would cause undue delay and hardship in the operation of the said vehicle or vehicles. If the director shall find that the period of time available between the enactment and the effective date of this act is too short for necessary preparation and compliance with the provisions of this section by the division or by a substantial number of motor carriers, he in his discretion may, by regula-

tion, postpone the deadline for compliance to a date not later than June 30, 1963.

Section amended.

4. Section 19 of the act of which this act is amendatory is amended to read as follows:

54:39A-19. Claim for refund.

19. Except with respect to payment of special assessment imposed by the director pursuant to sections 11, 12 and 13 of this act, a motor carrier, at any time within 2 years after payment of a tax, may file with the director a claim under oath for refund, in such form as the director may prescribe, stating the grounds therefor, but no claim for refund shall be permitted to be filed after proceedings on appeal have been commenced as provided in section 17 of this act. If, upon examination of such claim for refund, it shall be determined by the director that there has been an overpayment of tax, the amount of such overpayment shall be credited against any liability of the carrier under this act and if there be no such liability, the carrier shall be entitled to a refund of the tax so overpaid. If the director shall reject the claim for refund in whole or in part, he shall make an order accordingly and serve a notice upon the carrier. This section shall not apply to applications for refunds provided for under section 8 of this act.

Note: Effective date.

5. This act shall take effect immediately and the refunds herein authorized shall be allowed for the reporting period that commenced October 1, 1964.

Approved December 30, 1964.

CHAPTER 259

AN ACT to amend and supplement "An act concerning counties, municipalities, school districts, or agencies thereof in relation to certain group insurance programs, and repealing sections 40:11–15 and 40:11–16 of the Revised Statutes," approved January 18, 1961 (P. L. 1960, c. 180).

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

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

1. (A) Any municipality, county, school district, or agency thereof, herein referred to as employers, may enter into contracts of group life, accidental death and dismemberment, health, hospitalization, medical, surgical, or accident insurance with any insurance company or companies authorized to do business in this State or may contract with a nonprofit hospital service or medical service corporation. Such contract or contracts shall provide any one or more of such coverages for any class or classes of the employees of such employer and may include any class or classes of their dependents or family members. Nothing herein contained shall be deemed to authorize coverage of dependents of an employee under a group life insurance policy or to allow the issuance of a group life insurance policy on which the entire premium is to be derived from funds contributed by the insured employees. The term "employees" as used herein shall be deemed to include elected or appointed officials. 40:11-15.1. Deductions from salaries for group insurance.

(B) The coverage of any employee, and of his dependents or family members, if any, shall cease upon the discontinuance of his employment or upon cessation of active full-time employment subject to such provision as may be made in any contract by his employer for limited continuance of coverage during disability, part-time employment, leave of absence or layoff, and for continuance of coverage after retirement.

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

2. (A) Any employer entering into a contract pursuant to the provisions of section 1 of this act is hereby authorized to pay part or all of the premiums or charges for such contracts and may appropriate out of its general funds any money necessary to pay such premiums or charges or portions thereof. The contribution required of any em- 40:11-16.1. Part payment of premium by governing board of counties, etc.; limitation.

ployee toward the cost of such coverage may be deducted from the pay, salary or other compensation of such employee upon an authorization in writing made to the appropriate disbursing officer.

(B) The continuance of coverage after retirement of any employee may be provided at such rates and under such conditions as shall be prescribed in the contract provided, however, that the retired employee shall be required to pay an amount not less than the total amount which would have been required to have been paid by him and his employer for the coverage maintained had he continued in employment. The contribution required of any retired employee toward the cost of such coverage may be paid by him to his former employer or in such other manner as the employer shall direct.

(C) Nothing herein shall be construed as compelling an employer to pay any portion of the premiums or charges attributable to such contracts.

40:11-16.2. Duties.

3. It shall be the duty of the executive officer of any employer who hereafter enters into a contract pursuant to the provisions of this act to file a copy thereof with the State Health Benefits Commission. The commission shall prepare and file periodically and not less than every 2 years, a report to the Governor and the Legislature as to the contracts being entered into by employers under the provisions of this act and shall make such recommendations concerning such contracts and the coverage thereunder as it deems appropriate to achieve uniformity of coverage and benefits for employees throughout the State.

40:11-16.3. Contracts validated.

4. (A) Any contract heretofore executed between an employer and an authorized insurer which would be valid under the provisions of this act is hereby validated and confirmed notwithstanding that such a contract may not have been authorized or properly entered into under the provisions of the act of which this act is amendatory and supplementary.

(B) Any contract heretofore executed between an employer and an authorized insurer which would be valid under the provisions of this act except for

the provisions of section 2 (B) hereof, requiring the payment of premiums by retired employees, is hereby validated and confirmed but such contracts shall not be renewed or extended unless they are amended or modified to be in accord with the provisions of this act.

(C) It shall not be a defense to the payment or satisfaction of any claim for benefits under any contract or policy validated and confirmed by the provisions of this act that such contract or policy was ultra vires, improperly entered into or otherwise not authorized by law.

5. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 260

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

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

Validating act.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election, for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting, or election, are hereby ratified, validated, and confirmed notwithstanding that the notices relating to such meeting, or election, were not published prior thereto as required by the provisions of section 18:7–15 of the Revised Statutes provided, however, that notice of such meeting, or election as required by said section 18:7–15 was published at least 6 days prior to the holding of such meeting, or election in a newspaper circulating in the district and provided further that no action, suit or other proceedings of any nature to contest

the validity of such meeting, or election, has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefore by or pursuant to law or rule of court or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 261

AN ACT to amend the "Savings and Loan Act (1963)," approved August 30, 1963 (P. L. 1963, c. 144).

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

Section amended.

1. Section 214 of the act of which this act is amendatory is amended to read as follows:

17:12B-214. Prohibited acts.

214. Foreign associations shall not transact the business of a savings and loan association within this State, nor maintain an office within this State for the purpose of transacting such business. It shall be unlawful for any person to transact business within this State on behalf of such associations; provided, however, the purchase, acquisition, holding, sale, assignment, transfer, servicing, collecting and enforcement of obligations or any interest therein secured by real estate mortgages or other instruments in the nature of a mortgage, covering real property located in this State, or the foreclosure of such instruments, or the acquisition of title to such property by foreclosure, or otherwise, as a result of default under such instruments, or the holding, protection, rental, maintenance and operation of said property so acquired, or the disposition thereof by a foreign association shall not be considered as transacting business within the meaning of this article.

2. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 262

AN ACT to amend "An act providing for tenure in office, position or employment of certain superintendents of public works," approved September 18, 1953 (P. L. 1953, c. 424).

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

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

Section amended.

40:87-30.2. Tenure in office of superintendent of public works of borough in first or second class county; retirement.

1. When any person shall have held the office, position or employment of superintendent of public works of any borough in a county of the first or second class of this State for a continuous period of not less than 5 years in full-time employment from the date of his original appointment, such person shall hold and continue to hold said office, position or employment, notwithstanding he is serving for a fixed term, during good behavior and shall not be removed therefrom for political reasons or except for good cause, and then only upon written charge or charges, filed with the borough clerk of said borough, and after a public, fair and impartial hearing; provided, however, that the governing body of said municipality shall first pass a resolution by a majority vote of said governing body approving and authorizing the tenure of office herein provided; and that any such person may be retired by the governing body of said municipality when he shall have attained 70 years of age.

The term "superintendent of public works," as used in this section means and includes the officer or employee of such borough whose duty it is to supervise the care and maintenance of streets, roads, avenues, public buildings, public places, sewers and motor vehicles of said borough.

2. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 263

AN ACT authorizing the establishment and maintenance of a program for the rehabilitation of youthful offenders by certain counties of the first class.

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

40:23-6.30. Program for rehabilitation youthful offenders, first class counties.

1. The board of chosen freeholders of any county of the first class having a population in excess of 800,000 may establish and maintain a program for the rehabilitation of youthful offenders by the operation or the support of centers which provide treatment for persons under 18 years of age adjudged delinquents or convicted of crime, whether public or operated privately by a nonprofit organization, and which provide work projects, training, therapy or other rehabilitation treatment for youthful offenders. Such program may be carried on by the establishment and operation of separate facilities, by conducting the same as a separate program in connection with an existing county or municipal facility or institution or by contract with such a nonprofit organization.

40:23-6.31. Appropriation.

2. The board of chosen freeholders of such county may appropriate funds to carry out a program established and maintained pursuant to this act.

3. This act shall take effect immediately.

Approved December 30, 1964.

CHAPTER 264

AN ACT concerning corporations and amending sections 14:6–2 and 14:16–1 of the Revised Statutes.

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

1. Section 14:6–2 of the Revised Statutes is amended to read as follows: Section amended.

14:6–2. Every domestic and every foreign corporation doing business in this State shall file in the office of the Secretary of State, within 30 days after the first election of directors and officers, or within 60 days, whichever comes first, after date of incorporation or registering to do business, and annually thereafter, within 30 days after the time appointed for holding the annual election of directors and officers or the anniversary date of filing in previous year, whichever comes first, a report authenticated by the signatures of the president and one other officer, or by any 2 directors, stating: Annual report to Secretary of State.

a. The name of the corporation;

b. The name of the municipality, street and number, if number there be, of its registered office in this State, and the name of the agent upon whom process against the corporation may be served;

c. The character of its business;

d. The amount of its authorized capital stock, if any, and the amount actually issued and outstanding;

e. The names and addresses of the directors and officers of the company and when the term of office of each expires;

f. The date appointed for the next annual meeting of the stockholders for the election of directors; and

g. Whether the name of the corporation has been at all times displayed at the entrance of its registered office, and whether such corporation has kept at this office, open at all times to the examination of the stockholders as required by law, a transfer book in which the transfers of stock are made, and a stock book containing the names and addresses of the stockholders and the number of shares held by each. This paragraph shall not apply to foreign corporations or to railroad or canal corporations, and no part of this section shall apply to corpora-

tions under the supervision of the Department of Banking and Insurance.

If the report is not so made and filed the corporation shall, after written demand therefor served by the Secretary of State upon the corporation by mailing the same by certified or registered mail addressed to the corporation at the last address appearing of record in the Secretary of State's office, forfeit to the State a penalty of $200.00, for each report required to have been filed not more than 5 years prior thereto and remaining unfiled, to be recovered with costs in a civil action, to be prosecuted by the Attorney General, who shall prosecute such actions whenever it shall appear that this section has been violated, but no corporation shall be subject to said penalty if it shall, within 30 days after service of such written demand, file the reports required by law to be filed for such corporation and shall pay to the Secretary of State a fee of $10.00 for the filing of each such report. As an additional or alternative remedy, the Secretary of State may issue a certificate to the Clerk of the Superior Court that a corporation is indebted for the payment of such penalty, and thereupon the clerk shall immediately enter upon his record of docketed judgments the name of such corporation, and of the State, a designation of the statute under which the penalty is imposed, the amount of the penalty so certified, and the date of making such certification. The making of the entries shall have the same force and effect as the entry of a docketed judgment in the office of such clerk, and the Secretary of State shall have all of the remedies and may take all of the proceedings for the collection thereof which may be had or taken upon the recovery of a judgment in a civil action, but without prejudice to the corporation's right of appeal. All of the directors of any such domestic corporation who shall willfully refuse to comply with the provisions hereof, and who shall be in office during the default, shall at the time appointed for the next election and for a period of 1 year thereafter, be ineligible for

election or appointment to any office in the corporation as directors or otherwise. No director shall be so disqualified for failure to make and file the report if he shall file with the Secretary of State, before the time appointed for holding the next election of directors after such default, a verified certificate stating that he has endeavored to have such report made and filed, but that the officers have neglected to make and file the same, and reporting the items required to be stated in the annual report so far as they are within his knowledge, information and belief.

The Secretary of State shall furnish blanks in proper form upon application, shall keep in his office all such reports and shall prepare an alphabetical index thereof, which reports and index shall be open to public inspection at proper hours.

Section amended.

2. Section 14:16–1 of the Revised Statutes is amended to read as follows:

Fees of Secretary of State.

14:16–1. On filing any certificate or other papers relative to corporations in the office of the Secretary of State, there shall be paid to the Secretary of State for the use of the State, fees and taxes as follows:

Certificate of incorporation, for each $1,000.00 of the total amount of the capital stock authorized, but in no case less than $25.00, $0.20.

Increase of capital stock, for each $1,000.00 of the total increase authorized, but in no case less than $20.00, $0.20.

Consolidation and merger of corporations, for each $1,000.00 of capital beyond the total authorized capital of the corporations merged or consolidated, but in no case less than $20.00, $0.20.

Extension or renewal of corporate existence, for each $1,000.00 of capital authorized at the time of filing such certificate of extension of corporate existence, but allowing a credit for the fees paid upon filing the original certificate of incorporation of the corporation and upon all increases of capital stock subsequent thereto, but in no case less than $25.00, $0.20.

Dissolution of corporation, change of name, change of nature of business, amended certificate of incorporation, decrease of capital stock, increase or decrease of par value or number of shares, $20.00.

Except as provided in section 14:2–5 of this Title, where several amendments are contained in one certificate, for each amendment, $20.00.

Annual Report: List of officers and directors, for each such report required to be filed, $10.00.

Copy of charter and statement of foreign corporation and issuing certificate of authority to transact business, $125.00.

Certificate of change of principal office, $2.00 filing and $2.00 recording.

Certificate of change of agent, $2.00 filing and $2.00 recording.

All certificates filed, but not hereby provided for, $2.00.

3. This act shall take effect immediately.

Approved January 1, 1965.

CHAPTER 265

AN ACT concerning persons admitted to bail or released on recognizance and supplementing chapter 104 of Title 2A of the New Jersey Statutes.

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

2A:104-13. Penalties.

1. Any person who, having been admitted to bail or released on recognizance with or without sureties or other financial security, willfully fails to appear as required before the court of this State having jurisdiction

(a) shall be guilty of a high misdemeanor if the bail or recognizance was given in connection with a charge of committing any indictable offense punishable by imprisonment for more than 3 years, or was given or continued, pending sentencing or ap-

peal or otherwise, after conviction for any such offense or for the commission of a misdemeanor; or

(b) shall be guilty of a misdemeanor if such bail or recognizance was given in connection with a charge of committing a misdemeanor or for appearance as a witness; or

(c) shall be adjudged a disorderly person if such bail or recognizance was given in connection with a charge of being a disorderly person.

2. Nothing herein shall interfere with or prevent the exercise by any court of this State of its power to punish for contempt. 2A:104-14. Punishment for contempt.

3. This act shall take effect immediately.

Approved January 4, 1965.

CHAPTER 266

AN ACT concerning motor vehicles and amending section 39:3–81 of the Revised Statutes.

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

1. Section 39:3–81 of the Revised Statutes is amended to read as follows: Section amended.

39:3–81. No person shall sell, offer for sale or possess with intent to sell or use on a highway any motor vehicle tire fitted with blocks, hobs, studs or other projections unless such tire is in safe operating condition and provided that such tire is of a type approved by the director. The director shall promulgate regulations concerning the design, construction and use of such tires and the procedure which shall be followed when such tires are submitted for approval. Projections from tires prohibited; fine for violation of section.

Any person violating this section shall be subject to a fine of not less than $25.00 nor more than $50.00 to be recovered in a summary proceeding pursuant to the Penalty Enforcement Law (N. J. S. 2A:58–1 et seq.).

2. This act shall take effect immediately.

Approved January 4, 1965.

CHAPTER 267

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof," approved May 22, 1964 (P. L. 1964, c. 76).

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

Appropriation $5,000.00. Commission on Efficiency and Economy in State Government.

1. The following sums are hereby appropriated out of the General State Fund or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified.

MISCELLANEOUS LEGISLATIVE COMMISSIONS

Commission on Efficiency and Economy in State Government

(1964 Senate Concurrent Resolution No. 13)

Extraordinary:

Pilot study and expenses of commission $5,000.00

2. This act shall take effect immediately.

Approved January 4, 1965.

CHAPTER 268

AN ACT providing for the testing of newborn children for purposes of the early detection of phenylketonuria, commonly known as "PKU," and making an appropriation therefor.

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

1. It is hereby declared to be the public policy of this State that in the interests of public health every newborn infant should be given a test approved by the State Department of Health for the detection of phenylketonuria, commonly known as "PKU," in order to prevent mental retardation resulting from this disease. No such test shall be made as to any newborn infant if the parents of said child object thereto on the grounds that such a test would conflict with their religious tenets or practices. 26:2-84. "PKU" test; exception.

2. The State Department of Health shall institute and carry on such laboratory services as are deemed necessary by the Public Health Council and an intensive educational and training program among physicians, hospitals, public health nurses and the public concerning the disease of phenylketonuria. This program shall include information concerning the nature of the disease and testing for the detection of this disease in infancy in order that measures may be taken to prevent mental retardation resulting from this disease. The State Commissioner of Health shall make rules governing the submission to the State Laboratory of specimens for PKU testing and may fix fees to be charged and collected therefor. 26:2-85. Laboratory services, State Department of Health.

3. The sum of $10,000.00 is hereby appropriated to the State Department of Health to be used in initiating the program referred to in section 2 of this act. Appropriation $10,000.00.

4. This act shall take effect January 1, 1965. Note: Effective date.

Approved January 7, 1965.

CHAPTER 269

AN ACT to amend and supplement the "Motor Vehicle Security-Responsibility Law," approved May 10, 1952 (P. L. 1952, c. 173).

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

Section amended.

1. Section 18 of the act of which this act is amendatory is amended to read as follows:

39:6-40. Proof of financial responsibility; additional evidence.

18. Such proof of financial responsibility shall be furnished as shall be satisfactory to the director.

The proof may be evidence of the insuring of the person against public liability and property damage in the foregoing amounts in the form of a certificate signed by a duly licensed agent of the company issuing the motor vehicle liability policy; provided, such policy shall be noncancelable, except after 10 days' written notice to the director; except that such a policy subsequently procured and certified shall, on the effective date of its certification, terminate the insurance previously certified with respect to any motor vehicle designated in both certificates; provided, that when an agent of an insurance company certifies to evidence of the insuring of a person from whom proof of financial responsibility is required, by the company for which he is authorized to solicit, negotiate or effect contracts of insurance, the company shall notify the director of the expiration of the policy referred to in the certificate at least 10 days before the effective date of the expiration and shall promptly notify the director of the renewal of the insurance policy.

The proof may also be a bond of a surety company or a bond with individual surety owning real estate, conditioned for the payment of the foregoing amounts and not cancelable except after 10 days' written notice to the director. The bond shall constitute a lien in favor of the State upon the real estate of any surety, and this lien shall exist in favor of a holder of a judgment on account of damage, caused by the operation of the person's motor vehicle, upon the filing of a notice to that effect by the director in the office of the clerk of the county where the real estate is located.

The proof may also be a deposit by the person with the director of a sum of money or collateral in the amount of $25,000.00. Any collateral shall

be determined by and shall be satisfactory to the director.

Additional evidence of financial responsibility shall be furnished the director at any time upon his request therefor.

2. This act shall take effect immediately.

Approved January 8, 1965.

CHAPTER 270

AN ACT concerning the United Presbyterian Church in the United States of America, amending sections 16:11–1, 16:11–4, 16:11–5, 16:11–7, 16:11–15, 16:11–16, 16:11–18, 16:11–23, and repealing chapter 18 of Title 16, of the Revised Statutes.

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

1. Section 16:11–1 of the Revised Statutes is amended to read as follows: Section amended.

16:11–1. Any Christian congregation connected with the United Presbyterian Church in the United States of America, not having an incorporated board of trustees, may elect and incorporate a board of trustees in the following manner: Incorporation; election of trustees; tenure.

Any 7 or more members of the congregation, male or female, 21 years of age, may sign a written notice of a business meeting of the congregation to decide whether trustees shall be elected and incorporated, and to elect such trustees if so decided. The notice shall be conspicuously posted at the main entrance of the usual place of meeting for public worship at least 10 days previous to the date of the meeting mentioned in the notice. If, at such meeting, the congregation shall decide by resolution to elect and incorporate a board of

trustees, they shall then by resolution determine the number of trustees to be elected, which number shall be 3 or any multiple of 3, and the name by which the incorporated board shall be known. Thereupon the congregation shall, by a plurality of the votes cast by those of its members, male or female, 21 years of age, who have within the 3 months next preceding contributed toward the support of the gospel in that congregation, elect, from such members, ⅓ of the whole number of trustees to serve until the first succeeding annual business meeting, ⅓ until the second succeeding annual business meeting, and ⅓ until the third succeeding annual business meeting, but a majority of the whole number of trustees shall at all times be members of the church in good and regular standing. At each succeeding annual business meeting of the congregation, successors of the class of trustees whose terms are then expiring shall be elected from such members of the congregation as aforesaid to serve until the third annual business meeting after the election of such successors.

Section amended.

2. Section 16:11–4 of the Revised Statutes is amended to read as follows:

Certain powers subject to authority of session or spiritual officers.

16:11–4. In the exercise of any power necessary to the proper care of the property held for the uses of the congregation, such corporation shall be subject to such authority over the worship of the congregation, including the musical service, over the times and places of preaching the word of God and of all other religious services, and over the uses to which the church buildings and other properties may be put, as may be committed by the constitution of the United Presbyterian Church in the United States of America to the session of the church or to any other spiritual officers, and shall have no power to make by-laws or exercise any power with respect to matters so committed.

Section amended.

3. Section 16:11–5 of the Revised Statutes is amended to read as follows:

16:11–5. The persons entitled to vote at any annual or special business meeting of any congregation connected with the United Presbyterian Church in the United States of America shall be those members of the congregation who are 21 years of age and who contribute by regular payments at stated periods to the support and necessary expenses of the congregation in accordance with its rules. There shall be a list of such contributors, which shall be compiled and kept accurate by the treasurer of the board of trustees and a copy of which shall be furnished by him to the session of the church. Such list shall be the authoritative list of voters at every such meeting. Voters; qualifications; list of.

4. Section 16:11–7 of the Revised Statutes is amended to read as follows: Section amended.

16:11–7. Any Christian congregation connected with the United Presbyterian Church in the United States of America, having an incorporated board of trustees, may change the number of such trustees in the following manner: Trustees; change of number.

Written notice of the proposed change, authorized by the existing board of trustees or signed by at least 7 members of the congregation entitled to vote on the question, shall be conspicuously posted at the main entrance of the congregation's usual place of meeting for public worship, at least 10 days previous to the date of the annual business meeting at which it is intended to take action on the proposed change. At such meeting the congregation shall determine by by-law or resolution the number of trustees of which the board shall thereafter be composed, which number shall be 3 or any multiple of 3.

The congregation shall then elect, by a plurality of the votes cast by the members thereof having the qualifications provided in section 16:11–5 of this Title, the number of trustees so determined, which trustees and their successors shall be apportioned and hold office for the terms and have the qualifications of trustees as provided in section 16:11–1 of this Title. The terms of all trustees

theretofore elected shall end as soon as their successors shall be elected, when any such change is made.

Section amended.

5. Section 16:11–15 of the Revised Statutes is amended to read as follows:

Special meetings of congregation.

16:11–15. Every special business meeting of any such congregation shall be held at its usual place of meeting for public worship and may be called at any time by the board of trustees or by not less than ¼ of the members of the congregation entitled to vote thereat, upon written notice of the time, place and object thereof. The notice shall be conspicuously posted at the main entrance of the congregation's usual place of meeting for public worship, at least 10 days prior to the date of the meeting mentioned in the notice. The business of such special meeting shall be limited to the object mentioned in the notice. Nothing in this section shall be construed as a limitation upon the power of the session of the church, or of any other spiritual officers, to call a congregational meeting at any time for any purpose authorized by the constitution of the United Presbyterian Church in the United States of America.

Section amended.

6. Section 16:11–16 of the Revised Statutes is amended to read as follows:

Annual reports; statements.

16:11–16. The minutes of the proceedings of the board of trustees and of all annual and special business meetings of the congregation, and a statement of the receipts and disbursements of the treasurer, shall at least annually, and as much oftener as may be required by the session of the church, be submitted to such session for review, for incorporation in its records, and for report to the higher judicatories of the church, according to the provisions of the constitution of the United Presbyterian Church in the United States of America.

Section amended.

7. Section 16:11–18 of the Revised Statutes is amended to read as follows:

Incorporation of presbytery; powers.

16:11–18. Any presbytery in this State of the United Presbyterian Church in the United States

of America, convened at a stated meeting in accordance with its usages, may, for the purpose of incorporation, elect, by ballot, from its members, 5 ministers and 5 ruling elders to be trustees of the same.

Such trustees shall adopt a name, shall certify such name under their hands and seals, and forthwith transmit such certificate to the Secretary of State, who shall forthwith record the same. Thereupon such trustees and their successors shall be a corporation by the name stated in such certificate, with the powers enumerated in section 16:1–4 of this Title, except that of paragraph "i" of said section.

Section amended.

8. Section 16:11–23 of the Revised Statutes is amended to read as follows:

Property of dissolved church; disposition of property and proceeds.

16:11–23. When any presbytery in this State connected with the United Presbyterian Church in the United States of America heretofore has dissolved or hereafter dissolves any particular local church subject to the ecclesiastical jurisdiction of such presbytery, pursuant to the constitution, laws, usages or customs of the United Presbyterian Church in the United States of America, all the real and personal property of the particular local church and of the congregation connected therewith, whether held by an incorporated board of trustees or otherwise, shall thereupon vest in the trustees of such presbytery, provided the trustees are incorporated, in the same manner as the property was vested in the board of trustees or persons or body holding the same in trust for the particular local church and congregation.

The trustees of the presbytery may, under the direction of the presbytery, manage, sell, or otherwise freely dispose of the same, and shall apply the proceeds thereof in such manner as to the presbytery may seem best for religious uses and purposes within the territory over which the presbytery shall have ecclesiastical jurisdiction. Any sale or conveyance of such property made by such trustees shall be as good and effectual as if

made by the board of trustees, persons or body formerly holding the same, and shall vest in the grantee all the right, title and interest in and to such property theretofore vested in the church and its trustees, or in the congregation connected therewith, or in the persons or body holding the same in trust for the particular local church and congregation.

9. Chapter 18 of Title 16, of the Revised Statutes is repealed.

10. This act shall take effect immediately.

Approved January 8, 1965.

CHAPTER 271

AN ACT to amend "An act providing for the mandatory reporting by physicians and hospitals of certain physical abuses of children."

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

Section amended.

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

9:6-8.5. Investigations by county prosecutor; procedure.

5. Upon receipt of such report the county prosecutor shall cause the matter to be fully investigated and shall, as the result of his investigation may warrant, proceed in the manner prescribed by the laws relevant to criminal prosecution, or file a complaint with the Bureau of Children's Services, or with any other agency, public or private, authorized to perform protective services for children, in accordance with the provisions of law relevant to protective services for children.

2. This act shall take effect immediately.

Approved January 8, 1965.

CHAPTER 272

AN ACT to authorize the governing body of the city of Plainfield, in the county of Union, to waive, in certain cases, the provisions of the general statutes which require that members of its police force and paid fire department must reside within the city.

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

Special act; city of Plainfield; waiver of residence requirements.

1. The city of Plainfield, in the county of Union, is hereby authorized and empowered to appoint, and to keep in its employ present and future officers or members of its police force or paid fire department, notwithstanding that the same do not meet the residence requirements specified by P. L. 1946, chapter 25 and P. L. 1953, chapter 107 (both as amended or supplemented), or by any other applicable law, provided, however, that:

(a) The mayor and common council of said city shall find as a fact that adherence to said residence requirements in each particular case would seriously impede its ability to establish and maintain competent personnel for its police force or paid fire department, and that the appointment or continued employment of a named officer or member of its police force or paid fire department is deemed necessary to the proper establishment and operation of said police force or paid fire department; and

(b) That the place of residence of such member or officer is within not more than 5 miles from the police or fire headquarters as the case may be of said city of Plainfield, and in either case, is at a distance which, in the light of the functions, duties, and assignments of such officer or member, will not adversely affect the efficient operation of said police force or paid fire department; and

(c) A resolution embodying the foregoing findings shall be adopted authorizing the appointment or continued employment of such named officer or member of said police force or paid fire department, notwithstanding that he is not a resident of said city and fixing the maximum distance, within the limits above provided, at which he may reside.

2. This act shall take effect upon the due adoption and publication of an ordinance of said city for the purpose of adopting the same.

Approved January 8, 1965.

CHAPTER 273

AN ACT to define and regulate the business of selling or issuing checks, drafts, money orders or other instruments for the payment of money for a fee or other consideration.

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

17:15B-2. Definitions.

1. Definitions. In this act, unless the context otherwise requires, the following words shall have the following meanings:

(a) "Person" means an individual, partnership, corporation, association, joint stock association, trust or other group, however organized.

(b) "Licensee" means any person duly licensed by the commissioner pursuant to this act.

(c) "Check" means any check, draft, money order or other instrument for the payment of money.

(d) "Commissioner" means the Commissioner of Banking and Insurance and includes his deputy or any salaried employee of the Department of Banking and Insurance named or appointed to perform any function in the administration or enforcement of this act.

17:15B-3. License.

2. License. No person shall engage in the business of selling or issuing checks for a fee or other consideration without first having obtained a license from the commissioner as provided for in this act, nor shall any person engage in such business as an agent, except as an agent of a licensee; provided, however, that nothing in this act shall apply to any banking institution or savings and loan association authorized to do business in this State, nor to the receipt of money by an incorporated telegraph company or any agent thereof for immediate transmission by telegraph.

17:15B-4. Application for license.

3. Application for license. Each application for a license required under this act shall be in writing, under oath, and in the form prescribed by the commissioner and shall contain the following:

(a) The name and business and residence address (i) of the applicant, (ii) of every member, if a partnership or association, except that if the applicant is a joint stock association having 50 or more members, the name and business and residence address need be given only of each director and principal officer thereof or (iii) if a corporation, of the directors, trustees and principal officers thereof and the date and State of incorporation.

(b) Such other pertinent information as the commissioner may require.

17:15B-5. Investigation fee.

4. Investigation fee. Each application for an original license shall be accompanied by an investigation fee of $200.00, which shall not be refunded.

17:15B-6. Action by commissioner.

5. Action by commissioner. Upon the filing of the application and the payment of the investigation fee, the commissioner shall investigate the financial responsibility, financial condition, financial and business experience, character and general fitness of the applicant, and if he finds these qualities are such as to warrant the belief that the applicant's business will be conducted honestly, fairly, equitably, carefully and efficiently within the purposes and intent of this act and in a manner commanding the confidence and trust of the community, the commissioner shall advise the applicant in writing

of his conditional approval of the application, and thereafter upon compliance by the applicant with the provisions of section 6 of this act, shall issue to the applicant a license to engage in the business of selling and issuing checks, subject to the provisions of this act; or the commissioner may deny the application.

17:15B-7. License fee; bond; securities.

6. License fee; bonds; securities. Within 30 days after the conditional approval by the commissioner of an application for an original license and advice thereof to the applicant, as provided in section 5, or within such longer period as the commissioner may authorize, the applicant shall, as a condition for the issuance of the license, (a) pay to the commissioner a license fee of $500.00 for the year ending the following December 31, except that if the application is filed and approved after July 1 in any year the license fee for the balance of the year shall be $250.00, and (b) file with the commissioner a corporate surety bond in the principal sum of $100,000.00. Such bond shall be in form satisfactory to the commissioner and shall be issued by a surety company authorized by the laws of this State to transact business in this State. The bond shall run to the State and shall be conditioned that the licensee will pay any and all moneys that may become due and owing any claimant with respect to the sale or issuance of checks in this State. The aggregate liability of the surety on the bond shall, in no event, exceed the amount of such bond. The surety on the bond shall have the right to cancel such bond upon giving 30 days written notice to the commissioner and thereafter shall be relieved of liability for any breach of condition occurring after the effective date of said cancellation.

In lieu of such corporate surety bond the applicant may keep on deposit with any banking institution or insured savings and loan institution in this State as such applicant may designate and the commissioner may approve, securities, interest-bearing stocks and bonds, notes, debentures, or other obligations of the United States or any agency

or instrumentality thereof, or guaranteed by the United States, or of this State, or of a county, city, township, borough, or any other instrumentality of this State, or guaranteed by this State, or dollar deposits, to an aggregate amount, based upon principal amount in the case of the above-described securities, of not less than the amount of such corporate surety bond. Such securities or funds shall be deposited to secure the same obligation as would a corporate surety bond filed under this section. So long as licensee shall continue solvent, such licensee shall be permitted to collect the dividends or interest on the securities or funds so deposited and from time to time to exchange or examine the same.

17:15B-8. Duration of license.

7. Duration of license. A license issued under this act shall remain in full force and effect through December 31 following its date of issuance unless earlier surrendered, suspended or revoked pursuant to this act.

17:15B-9. Renewal of license.

8. Renewal of license. A license may be renewed for the ensuing 12 month period upon the filing by the licensee of an application in conformity with the provisions of section 3 of this act and the payment by the licensee of the annual license fee, but no investigation fee shall be payable to the commissioner in connection with such renewal application. Such renewal application shall be filed on or after December 1 of the year in which the existing license expires. If an application for renewal shall have been filed before January 1 of any year, the license sought to be renewed shall continue in full force and effect until the issuance by the commissioner of the renewal license applied for or until 10 days after the commissioner shall have refused to issue such renewal license and shall have given written notice of such refusal to the licensee.

17:15B-10. Denial or withdrawal of license.

9. Denial or withdrawal of license. If the commissioner shall find that the applicant fails to meet any of the conditions set forth in section 5 of this act in respect to an original or renewal license, he

shall not issue such license, and he shall notify the applicant of the denial.

17:15B-11. Suspension or revocation.

10. Suspension or revocation. The commissioner may suspend or revoke any license on any ground on which he might refuse to issue an original license; or if he shall find that the licensee has committed any fraud, engaged in any dishonest activities or made any misrepresentation; or has violated any of the provisions of this act; or has made a false statement in the application for such license or failed to give a true reply to a question in such application. The commissioner may also suspend or revoke any license for failure of the licensee to pay a judgment within or without this State, by a creditor in an action arising out of the licensee's business in this State of selling or issuing checks, within 30 days after the judgment becomes final or within 30 days after expiration or termination of a stay of execution thereon; provided, however, that if execution on the judgment be stayed, by court order or operation of law or otherwise, then proceedings to suspend or revoke the license (for failure of the licensee to pay such judgment) may not be commenced by the commissioner during the time of such stay, and for 30 days thereafter.

17:15B-12. Hearing.

11. Hearing. No license shall be denied, suspended or revoked except after a hearing thereon. The commissioner shall give the applicant or licensee at least 10 days' written notice of the time and place of such hearing by registered or certified mail addressed to the principal place of business of such applicant or licensee. Any order of the commissioner denying, suspending or revoking such license shall state in general the grounds upon which it is based and shall not be effective until 10 days' after written notice thereof has been sent by registered or certified mail to the applicant or licensee at such principal place of business, except that revocation by reason of the licensee's bond not being kept in full force and effect as required by this act, or by reason of failure to keep on deposit sufficient securities or funds as required by this

act, may take effect immediately after the commissioner so orders.

17:15B-13. Surrender of license.

12. Surrender of license. A licensee may surrender his license by advising the commissioner in writing to that effect. Such surrender shall not affect the licensee's civil or criminal liability for acts committed prior to such surrender nor shall the surrender of a license entitle the licensee to a return of any part of his license fee.

17:15B-14. Investigations; reports.

13. Investigations; reports. Whenever the commissioner shall have reasonable cause to believe that the provisions of this act are not being complied with by any licensee, he may investigate such licensee and any employee, agents, subagents or representatives thereof and examine their books, accounts, records, files and other papers to ascertain whether their business has been and is being carried on pursuant to law, and he may also require of such licensee reports, under oath or otherwise, concerning the licensee's business in this State. The actual cost of every such examination shall be paid to the commissioner by the licensee examined, and the commissioner may maintain an action for the recovery of such costs in any court of competent jurisdiction.

17:15B-15. Agents and subagents.

14. Agents and subagents. A licensee may conduct its business at one or more locations within this State, as follows:

(a) The business may be conducted through or by means of such agents and subagents as the licensee may from time to time designate or appoint.

(b) No license under this act shall be required of any agent or subagent of a licensee except as provided in the following subsection.

(c) An agent or subagent, other than a banking institution or savings and loan association, who sells or delivers the licensee's checks over-the-counter to the public shall not be exempt from licensing under this act if such agent or subagent in the ordinary conduct of such business receives or at any time has access to (1) the licensee's checks which, having been paid, are returned through banking channels or otherwise for verification or for

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reconciliation or accounting with respect thereto or (2) bank statements relating to checks so returned.

17:15B-16. Filing list of agents and subagents.

15. Filing list of agents and subagents. A licensee shall file with the commissioner on or before December 31 in each year a report setting forth the name and business address of each agent and subagent, other than banking institutions or savings and loan associations, of the licensee in this State as of the first day of such month.

17:15B-17. Rules and regulations.

16. Rules and regulations. The commissioner is authorized and empowered to make such reasonable rules and regulations, not inconsistent with the provisions hereof, as may be necessary for the proper enforcement of this act.

17:15B-18. Violations and penalties.

17. Violations and penalties. Any person who violates or participates in the violation of any provision of this act, or who knowingly makes any incorrect statement of a material fact in any application, report or statement made pursuant to this act, or who knowingly omits to state any material fact necessary to give the commissioner any information lawfully required by him or refuses to permit any lawful investigation by the commissioner shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than $500.00 or imprisoned for not more than 6 months or both, in the discretion of the court.

17:15B-19. Judicial review.

18. Judicial review. Refusal by the commissioner to grant an original or renewal license or the suspension or revocation of any license by the commissioner shall be subject to review by the Superior Court in a proceeding in lieu of prerogative writ.

17:15B-20. Separability, partial invalidity.

19. Separability, partial invalidity. If any provision of this act, or the application thereof to any person, is held invalid, the remaining provisions of this act, and the application of such provision to any other person, shall not be invalidated or affected thereby.

17:15B-1. Short title.

20. Short title. This act shall be known and may be cited as "The Check Selling Law."

Note: Act effective.

21. Act effective. This act shall take effect 90 days after its approval.

Approved January 11, 1965.

CHAPTER 274

AN ACT relating to the regulation of trading stamps and to the registration and bonding of trading stamp companies, and amending sections 45:23–1, 45:23–2, 45:23–3, 45:23–4 of the Revised Statutes, and supplementing chapter 23 of Title 45 of the Revised Statutes.

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

1. Section 45:23–1 of the Revised Statutes is amended to read as follows: Section amended.

45:23–1. The words "trading stamp" as used in this chapter mean any stamp, cash discount stamp, check, ticket, coupon or similar device issued in connection with the retail sale of merchandise which will entitle the holder thereof, on presentation thereof, either singly or in definite number, to receive, either directly from the person selling or issuing the same or indirectly through any other person, money, goods, wares, services or merchandise. The words "trading stamp" as used in this chapter shall not mean any redeemable device used by the manufacturer or packer of an article in advertising or selling it, or issued and redeemed by a newspaper, magazine or other publication. "Trading stamp" defined.

2. Section 45:23–2 of the Revised Statutes is amended to read as follows: Section amended.

45:23–2. No trading stamp company shall advertise the issuance of or sell or issue any trading stamp unless such stamp has legibly printed or written upon its face the cash value thereof in cents or any fraction thereof as determined by the trading stamp company. Statement of money value on face of stamp; penalty.

3. Section 45:23–3 of the Revised Statutes is amended to read as follows: Section amended.

45:23–3. A trading stamp company shall at the option of a rightful holder of its stamps, redeem Redemption of stamps.

the same in cash at the value printed on the face thereof, when duly presented to the company for redemption in a number having an aggregate cash value of not less than $1.00.

Section amended.

4. Section 45:23–4 of the Revised Statutes is amended to read as follows:

Application of chapter limited.

45:23–4. This chapter shall not apply to tickets, coupons or other vouchers placed by a manufacturer in or upon packages or goods manufactured by him, nor to those so placed by a merchant, if such tickets, coupons or other vouchers are to be redeemed by such merchant, nor to any redeemable device issued and redeemed by a nonprofit corporation for the benefit of its members only, nor to any redeemable device issued and redeemed by a newspaper, magazine or other publication.

45:23-1.1. "Trading stamp company" defined.

5. For the purposes of this chapter "trading stamp company" shall mean any person engaged in distributing trading stamps for retail issuance by others, or in redeeming trading stamps for retailers, in any manner.

45:23-5. Filing requirements.

6. No trading stamp company shall distribute trading stamps in this State or shall redeem trading stamps hereafter issued therein until it has on or before January 1, 1966, and annually thereafter on or before January 1 of each year filed with the Secretary of State a statement of registration accompanied by representative samples of its stamps, stamp collection books, stamp redemption catalogues and stamp distribution and redemption agreement forms, currently used in this State. No person shall act as agent or representative in this State of a trading stamp company which has not complied with the requirements of this chapter.

45:23-6. Contents of statement of registration.

7. Each statement of registration hereinbefore required shall contain the following information:

a. The name and principal address of the company;

b. The State of its incorporation or origin;

c. The names and addresses of its principal officers, partners or proprietors;

d. The address of its principal office in this State;

e. The name and address of its principal officer, employee or agent therein;

f. The addresses of the places where its stamps are redeemable therein;

g. A short form of its balance sheet as of the end of its last fiscal year prior to such filing, certified by an independent public accountant; and

h. A statement of its gross income from its business in this State as a trading stamp company during such last fiscal year, certified by an independent public accountant, unless the principal sum of the bond hereinafter required is the maximum amount required under this chapter.

45:23-7. Registration fee.

8. The trading stamp company shall pay an annual registration fee of $100.00 to the Secretary of State at the time of filing each registration statement.

45:23-8. Filing of bond.

9. At the time of filing each registration statement, the trading stamp company shall also file with the Secretary of State a bond payable to the people of the State of New Jersey and duly executed by the company and a corporate surety qualified to do business in this State. Such bond shall be conditioned upon the performance by the trading stamp company of its obligation to redeem trading stamps issued by retailers in this State when they are duly presented for redemption by the rightful holders.

The principal sum of the bond required by this chapter shall be as follows: if the company has not previously done business as a trading stamp company in this State, or if the company's gross income from such business during its last fiscal year was not in excess of $100,000.00 the principal sum shall be $10,000.00; for each additional $100,000.00, or fraction thereof, of gross income from such business in this State during its last fiscal year, an additional $10,000.00; but such bond shall not exceed $150,000.00.

On the effective date of each new bond, any and all liability on all bonds previously filed under this chapter shall terminate, and all rightful holders of

trading stamps who prosecute their claims under said section shall prosecute such claims solely against the new bond and only by filing proofs of claim with the Secretary of State in the manner provided in this chapter.

45:23-9. Default in redemption of stamps; filing of complaint.

10. If the trading stamp company defaults in the redemption of its stamps issued by retailers in this State when they are duly presented for redemption by the rightful holders, all rightful holders of trading stamps of such company, including retailers in possession of such stamps for issuance to customers, shall be entitled to make claim against such bond. Any such holder may, within 3 months after such default, file a complaint with the Secretary of State, who shall forthwith make an administrative determination whether there has been a default. If said secretary determines that there has been a default, he shall give notice of such determination to the company and, if such default is not corrected within 10 days, he shall publish notice of such default in 3 consecutive publications of one or more newspapers having general circulation throughout this State and therein require that proof of all claims for redemption of the trading stamps of such company be filed with him, together with the trading stamps upon which the claim is based, within 3 months after the date of the first such publication. The Secretary of State shall determine the validity of all claims so filed promptly after the expiration of such period. Thereupon the secretary shall be paid by the surety such amount, not exceeding the principal sum of the bond, as shall be necessary to satisfy all valid claims so filed. The secretary shall promptly thereafter make an equitable distribution of the proceeds of the bond to such claimants and shall destroy the trading stamps so surrendered.

The costs and other charges incurred by the Secretary of State in performing the duties set forth in this section shall constitute a proper charge against the trading stamp company which has defaulted, or, in the event of the trading stamp com-

pany's failure to pay, against the bond filed by that company, and shall constitute a prior claim against such company or such bond, except that in no event shall the surety be liable for such charge and all other valid claims as an aggregate in excess of the principal sum of the bond.

45:23-10. Discontinuance of trading stamps; filing notice.

11. No trading stamp company shall cease or suspend the redemption of trading stamps in this State without filing with the Secretary of State at least 90 days' prior written notice of its intention to do so and concurrently mailing a copy of such notice to each retailer within this State which has at any time theretofore within 1 year issued trading stamps which the trading stamp company is obligated to redeem.

45:23-11. Issuance or redemption, commercial purposes.

12. No person shall wilfully issue or redeem or exchange for commercial purposes any trading stamp without the consent of the trading stamp company which issued such stamps.

45:23-12. Penalty.

13. Any person or trading stamp company violating any provision of this chapter shall be guilty of a misdemeanor.

The Superior Court shall have jurisdiction on the complaint of any interested person to restrain and enjoin the violation of any of said provisions. Administrative determinations of the Secretary of State shall be subject to review by appeal to the Appellate Division of the Superior Court.

45:23-13. Prior municipal ordinances superseded.

14. On and after the effective date of this act no ordinance shall be adopted or amended by any municipality, in respect to the regulation of trading stamp companies and the advertising, distribution and redemption of trading stamps, and all such ordinances and rules, regulations and orders issued pursuant to any such ordinance existing on such date shall be superseded and of no further force and effect.

15. This act shall take effect July 1, 1965.

Approved January 11, 1965.

CHAPTER 275

AN ACT to provide for the creation, setting apart, maintenance and administration of a city employees' retirement system in cities of the first class having a population of less than 400,000; providing that the said system supersedes any pension system existing in such city pursuant to article 2, chapter 13, Title 43 of the Revised Statutes, and further providing that any such previous pension system shall merge into the system created by this act.

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

43:13-22.50. Definitions.

1. Definitions

As used in this act:

(a) "Final salary" when used solely for the purpose of fixing benefits under this act, shall mean the average annual salary or compensation earned by a member as an employee for the 5 years during which his salary or compensation was the highest in the last 10 years immediately preceding his death or retirement; provided, however, that as to any member employed by the city prior to the effective date of this act, the annual salary received by such member as a regular employee at the time of his death or retirement shall be considered "final salary" for pension or other purposes under this act, unless otherwise specified herein.

(b) "Pension fund" or "fund" shall mean the fund referred to in section 10 of this act and is the fund from which pensions and other benefits provided for in this act shall be paid.

(c) "State" shall, unless otherwise stated, mean the State of New Jersey.

(d) "City," unless otherwise specified, shall mean any city of the first class of the State having a population of less than 400,000 inhabitants.

(e) "City employee" or "employee" shall mean and include any regular employee of a city, as herein defined, or an elected or appointed official thereof. "City employee" or "employee" shall not include a member of the fire or police department or an employee of the board of education nor a transient, seasonal or temporary employee, worker or laborer. In all cases of doubt as to whether a person may be included within the meaning of employee the decisions of the pension commission shall be final.

(f) "Member" shall mean any employee included in the membership of the retirement system of the city as provided in section 3 of this act.

(g) "Widow" or "widower" shall mean the surviving spouse of a member married to such member prior to the retirement or death of such member, except as otherwise provided herein, and said marriage having occurred prior to the time when such member reached the age of 55 years; provided, however, that no pension shall be paid to the widower of a deceased member unless he shall be and continues to remain dependent upon the income which such member was receiving at the time of her death, or unless he shall be and continues to remain physically or mentally incapable of pursuing a gainful occupation.

The commission shall determine the question of dependency of the widower, as well as his ability to pursue a gainful occupation.

(h) "Dependent parent" shall mean a dependent parent or parents who is or are solely dependent as determined by the commission for support upon the member.

(i) "Commission" shall mean pension commission as constituted under section 13 of this act, and shall be known as the "Pension Commission of the Employees' Retirement System of (name of city)."

(j) "Retirement system" or "system" shall mean Employees' Retirement System of (name of city) which shall be the name of the retirement system provided under this act. By that name all

of its business shall be transacted, its funds invested, warrants for money claims and payments made, and all of its cash and securities and other property held.

43:13-22.51. Retirement system.

2. Retirement System

In each city, as defined in this act, an employees' retirement system shall be and is hereby created, set apart, maintained and administered in the manner prescribed in this act, for the benefit of employees of such city and the widows, widowers, minor children and dependent parents of such employees; and also of all contributors to, participants in, and beneficiaries of any pension fund in operation in such city, at the time of the effective date of this act, under and by virtue of article 2, chapter 13, Title 43 of the Revised Statutes. The retirement system so created shall have the powers and privileges of a corporation and in no event shall be liable for the payment of any pension or other benefits payable on account of members or their dependents for which reserves have not been previously created from funds contributed by the city or by the members for such benefits.

43:13-22.52. Members and conditions for membership.

3. Members and Conditions for Membership

The members and conditions of membership in the retirement system created by this act shall be as follows:

(a) Any person who shall become an employee of the city after the effective date of this act and prior to his attainment of the age of 40 years, shall become a member of the retirement system, as a condition of his employment; provided that he shall submit to and pass the physical and mental examinations required by the commission and shall provide such evidence of good health, at said time, as the commission shall require.

(b) Upon written application made to the commission within 6 months after the effective date of this act, any employee of the city who became such on or before said date and prior to his attainment of the age of 40 years who is not a member of the pension fund in effect in said city under and by

virtue of article 2, chapter 13, Title 43 of the Revised Statutes, shall be entitled to become a member of the retirement system. Such member shall receive credit for all or any part of his prior service, as he may elect, in the employ of said city provided that payments are made by such member in an amount or amounts calculated in accordance with the rules of the commission as may be necessary to provide the entire actuarial cost of such prior service credit.

(c) Any employee who on the effective date of this act is a member of the pension fund in effect in said city under and by virtue of article 2, chapter 13, Title 43 of the Revised Statutes, shall, upon such date, automatically become a member of the retirement system, and any such employee shall be deemed to agree and consent to such transfer of his membership.

(d) Upon written application made to the commission within 6 months after the effective date of this act, any employee of the city as of such date, with or without veteran's status, who has not attained the age of 60 years and who has 20 or more years of prior service credit in the Public Employees' Retirement System of the State of New Jersey or in the Teachers' Pension and Annuity Fund of the State of New Jersey, or who has less than 20 years of such prior service credit and whose present age reduced by the total years of such prior service credit is less than 40 years, who shall become a member of the retirement system may transfer such prior service credit to the retirement system. Such transfer shall become effective upon the remittance to the retirement system by the said State pension systems of all accumulated member's contributions, with interest, standing to the credit of the member and of that portion of the actuarial reserve accumulated on his account provided for by contributions of the city.

(e) The failure of any member to comply with the rules and regulations prescribed by the commission, pursuant to this act, shall result in the suspen-

sion or termination of membership in, or benefits of, this retirement system as may be provided from time to time by the commission.

43:13-22.53. Retirement for age and service after age 60.

4. Retirement for Age and Service After Age 60

(a) Any member who shall have served in the employ of the city for a total of 20 or more years and who shall have attained the age of 60 years shall, upon his application to the commission but not later than upon his attainment of age 65 be retired on a pension equal to ½ of his final salary, plus ½ of 1% of such salary for each year of service in excess of 20 years, if the member has more than 20 years of service at retirement.

(b) Any present members who shall have served in the employ of the city for a total of 20 or more years and who have attained the age of 65 years or older on the effective date of this act shall be retired in the following manner:

All members 70 years of age or older shall be retired by July 1, 1966;

All members 69 years of age or older shall be retired by July 1, 1966;

All members 68 years of age or older shall be retired by July 1, 1967;

All members 67 years of age or older, shall be retired by July 1, 1968;

All members 66 years of age or older, shall be retired by July 1, 1969; and

All members 65 years of age or older shall be retired by July 1, 1970.

Thereafter, all members upon attaining age 65, shall be retired. The above pension for each of the above shall be calculated in the same manner as a pension payable, pursuant to section 4(a) of this act.

43:13-22.54. Retirement for age and service prior to age 60.

5. Retirement for Age and Service Prior to Age 60

Any member who shall not have attained the age of 60 years but who shall have contributed to the retirement system for a total of 25 or more years shall, upon his application to the commission, be retired on a pension commencing at age 60 equal to

an amount calculated in the same manner as a pension payable pursuant to section 4 of this act.

6. Retirement for Disability

43:13-22.55. Retirement for disability.

Any member having 5 or more years of service who shall have become permanently disabled for the further performance of his duty, shall, by resolution of the commission or upon application of such member and approval thereof by the commission, and in either case pursuant to the certificate of a physician or physicians designated for that purpose by the commission, be retired on a pension equal to ½ of his final salary.

A member who is retired on a disability retirement pursuant to this section shall submit himself at times to be selected by the commission but not more often than twice a year, for a physical examination by a physician or physicians designated by the commission; provided, however, that no member retired for disability whose total years of service, including his period of disability retirement, equals 20 or more years and who shall have attained age 60 shall be required to submit to such physical examination. The physician or physicians shall report to the commission the physical condition of such member and if said report certifies that the member's condition has improved so that he is no longer permanently disabled and that he is engaged in or is able to engage in a gainful occupation, and if the commission concurs in this report, then the amount of his pension shall be reduced to an amount which, when added to the amount then earnable by him, shall not exceed his final salary; but only after an opportunity is given such member to be represented by counsel at a hearing on the action by the commission.

7. Death Benefits

43:13-22.56. Death benefits.

(a) Upon the death of a member in service who shall have paid into the fund the full amount of his contributions and who shall die as a result of injuries or illness received or incurred in the performance of his duties or who shall have served in the employ of the city for 20 or more years; or

upon the death of a member who shall have been retired and pensioned under this act.

A pension in an amount equal to ½ of the member's final salary shall be paid to the surviving widow, so long as she remains unmarried, surviving dependent widower, so long as he remains unmarried, minor children or dependent parents, as the case may be; provided, however, that in no instance shall such pension exceed, in the aggregate, $2,000.00 per annum. If the pension is payable to minor children, no one of such children shall receive more than $600.00 per annum, nor shall a pension be paid to any such child after he marries or reaches the age of 18 years.

(b) Upon the death of a member in service who shall have paid into the fund the full amount of his contributions and who shall die for causes other than injuries or illness received or incurred in the performance of his duties and who shall have served in the employ of the city for 5 or more years but less than 20 years.

A pension in an amount equal to 2½% of the member's final salary for each year of his service shall be paid to the surviving widow, so long as she remains unmarried, surviving dependent widower, so long as he remains unmarried, minor children or dependent parents, as the case may be; provided, however, that in no instance shall such pension exceed, in the aggregate, an amount equal to $100.00 per annum for each year of the member's service. If the pension is payable to minor children, no one of such children shall receive more than $600.00 per annum, nor shall a pension be paid to any such child after he marries or reaches the age of 18 years.

In the event a pension shall be payable as a result of the death of a member in service and there are no eligible surviving dependents at the time of such member's death, an amount equal to such member's contributions to the fund, without interest, shall be paid to his estate.

If at the time of the death of a member in service the sole surviving dependents of such member are minor children and the total of the aggregate payments on account of such children shall be an amount which is less than such member's contributions to the fund, without interest, the balance of such amount shall be payable to the guardian of such minor children.

8. Priority of Payments to Surving Dependents

43:13-22.57. Priority of payments to surviving dependents.

Upon and after the death of a member or dependent, the benefits herein provided for the surviving dependents shall be paid in the following manner of priority:

(a) to the surviving widow or dependent widower;

(b) if no widow or dependent widower, then to the guardian of the minor children for their exclusive use;

(c) in the event there be no surviving widow, dependent widower or minor children, then to the dependent parent or parents in equal shares.

9. Refund of Contributions

43:13-22.58. Refund of contributions.

Upon the separation from service with the city of any member who is not entitled to receive any other benefits from the system, the contributions, without interest, paid into the fund by such member shall be refunded to him. Said refund of the member's contributions shall be made at the expiration of 90 days following his separation from service, plus the period of time during which any legal proceeding pertaining thereto shall be pending. No such person shall thereafter be eligible for a pension under this act unless upon a re-employment by the city he shall repay to the fund the amount of any such refund made to him. The obligation to refund payments made to the fund shall not apply to an employee suspended or discharged for causes which bar him from eligibility to reappointment under civil service rules.

10. Fund and Contributions Thereto

43:13-22.59. Fund and contributions thereto.

For the purpose of paying pensions pursuant to this act, a trust fund shall be and is hereby created

and maintained in each city as defined in this act, as follows:

(a) In the case of a member who on the effective date of this act was a member of the pension fund in effect in said city under and by virtue of article 2, chapter 13, Title 43 of the Revised Statutes, there shall be deducted from every payment of salary to said member during the entire period of his membership subsequent to the effective date of this act and paid into the fund, the percentage of his salary applicable to his age at the time of his appointment, as follows:

Age at Appointment	% Rate of Contribution
Not exceeding 35 years	6 %
Between 35 and 36 years	6½
Between 36 and 37 years	7
Between 37 and 38 years	7½
Between 38 and 39 years	8
39 and over	8½

(b) In the case of a member not included in (a) above, there shall be deducted from every payment of salary to said member during the entire period of his membership and paid into the fund the percentage of his salary applicable to his age at the time of his entrance into membership. These percentages shall be as follows:

Age at Entrance	% Rate of Contribution	
	Men	Women
20 and under	6.00%	6.40%
21	6.00	6.40
22	6.10	6.50
23	6.20	6.60
24	6.30	6.70
25	6.40	6.80
26	6.50	6.90
27	6.60	7.00
28	6.70	7.10
29	6.80	7.30
30	7.00	7.50

Age at Entrance	% Rate of Contribution Men	Women
31	7.10%	7.60%
32	7.30	7.80
33	7.50	8.00
34	7.70	8.20
35	7.90	8.40
36	8.10	8.60
37	8.40	8.90
38	8.70	9.30
39	9.00	9.60
40	9.20	9.80
41	9.30	9.90
42	9.30	9.90
43	9.40	9.90
44	9.40	9.90
45	9.40	10.00
46	9.50	10.10
47	9.50	10.20
48	9.60	10.30
49	9.60	10.40
50 and over	9.70	10.60

(c) The city shall raise by taxation and pay yearly into the fund an amount equal to a certain percentage of the annual salaries of all members to be known as the normal contribution, and an additional amount equal to a percentage of such annual salaries to be known as the accrued liability contribution. The rates of such contributions shall be determined by actuarial valuation based on such interest rate and such mortality and service tables as shall be adopted by the commission.

Until the first actuarial valuation of the fund after the effective date of this act, the normal contribution shall be 7% and the accrued liability contribution shall be 18.81% of the annual salaries of all members.

On the basis of each actuarial valuation of the fund made after the effective date of this act, the normal contribution shall be that percentage of the annual salaries of all members computed to be

required to provide the benefits payable on their account from city contributions currently accruing to such members. The accrued liability contribution shall be computed on the basis of the first actuarial valuation of the fund after the effective date of this act and shall be that percentage of the salaries of all members which shall equal 4% of that part of the total liabilities of the fund not dischargeable by the assets held, the contributions of members and the aforesaid normal contributions. After the accrued liability has been liquidated, the sole contribution payable by the city shall be the normal contribution which shall then be that percentage of the annual salaries of all members computed by deducting from the total liabilities of the fund the amounts of assets held and the present value of the future contributions of members, and dividing the remainder by 1% of the present value of the future salaries of all members.

43:13-22.60. Exemption of fund from taxation and process.

11. Exemption of Fund From Taxation and Process

All pensions granted under this act shall be exempt from any State or municipal tax, levy and sale, garnishment or attachment or any other process whatsoever, and shall be unassignable, except for the purpose and to the extent necessary to authorize, with the member's or pensioner's consent, deductions of premiums for group hospitalization and medical-surgical insurance.

43:13-22.61. Existing pension fund superseded by and merged into retirement system.

12. Existing Pension Fund Superseded by and Merged into Retirement System

It is the intention of this act that the retirement system herein provided for shall, on and after the effective date of this act, supersede and take the place of any pension system then existing in the said city pursuant to article 2, chapter 13, Title 43, of the Revised Statutes.

Any aforesaid former pension system shall become a part of and shall be and hereby is merged into the retirement system created by this act. All moneys, securities and other assets of such former pension system shall be transferred as of the effec-

tive date of this act by the commission of such pension fund to the commission created by this act; which commission is hereby empowered to receive the said funds and assets for and on behalf of the retirement system herein provided for; and the said pension fund created by virtue of article 2, chapter 13, Title 43, of the Revised Statutes shall then cease to exist as a separate pension fund in said city, subject, however, to the provisions of this section 12 of this act.

All pensions and other benefits allowed prior to the effective date of this act, under the statute hereinabove specified governing such former pension fund, shall thereafter be paid from the retirement system herein created and according to the provisions of the statutes governing such former pension fund, except as herein otherwise provided. It is the intention of this act that all existing obligations of said former pension fund on account of pensioners and beneficiaries of the fund as of the date of transfer as aforesaid, are assumed and shall be discharged by the retirement system herein created, and such benefits allowed under said former pension fund shall not be diminished or impaired; provided, however, that nothing in this act shall affect the payment or the rates of contributions required of pensioners receiving benefits under said former pension fund on the effective date of this act.

13. Pension Commission

43:13-22.62. Pension commission.

A pension commission shall be created in every city of the first class, as defined in this act, which shall consist of the following members:

(a) The mayor or other chief executive of such city;

(b) The chief financial officer of such city;

(c) Two city employees of such city who shall be nominated and elected at a meeting of the city employees of such city held on the third Wednesday of December of every second year. Their term of office shall be for 2 years commencing January 1 following their election; and

(d) A citizen of such city who holds no office under such city, who shall be selected by the other 4 members of the commission and shall hold office for the term of 1 year.

In case of vacancy for any cause, the commission may fill such vacancy until the next election.

The commission shall hold its annual meetings on the first business day of January in each year and elect its president, and such other officers as it deems advisable. The commission shall also at such meeting elect a secretary from or outside of the city employees, whose compensation the commission shall have power to fix.

As of the effective date of this act and until such time as the full membership of the pension commission shall be completed in accordance with the provisions of this act, the powers, duties and obligations of the commission, as provided in this act, shall be assumed by the pension commission of the pension fund of the city in existence on said date created under and by virtue of article 2, chapter 13, Title 43, of the Revised Statutes.

43:13-22.63. Powers and duties of pension commission.

14. Powers and Duties of Pension Commission

All retirements shall be made and pensions allowed under this act by the commission.

The commission shall have control and management of the fund and of the retirement of the members of the system and may make all necessary rules and regulations regarding the same not inconsistent with this act.

The members of the commission shall be the trustees of the fund and shall have full power to invest and reinvest the fund, subject to all the terms, conditions, limitations and restrictions imposed by the laws of the State upon life insurance companies in the making and disposing of their investments; and subject to like terms, conditions, limitations, and restrictions, such trustees shall have full power to hold, purchase, sell, assign, transfer, and dispose of any securities and investments in which the fund shall have been invested, as well as the proceeds of such investments; pro-

vided, however, that no restrictions as to the percentages of various classifications of investments now or hereafter described by the statutes establishing legal investments for life insurance companies under the laws of the State shall be applicable.

The commission shall deposit the fund in any depository lawful for the deposit of municipal funds.

Any agreement, release, acquittance, satisfaction, and any and all other documents which may be required in the management of the fund shall be executed by the president and secretary on behalf of the commission.

The commission shall make an annual report of the condition of the fund and the manner in which the same is invested.

43:13-22.64. Appointment of attorney, physician and actuary.

15. Appointment of Attorney, Physician and Actuary

The commission shall appoint an attorney and shall secure the services of such physician or physicians as shall be necessary to make the medical examinations required by this act.

The commission shall appoint an actuary who shall be the technical adviser of the commission on matters regarding the operation of the system and shall perform such other duties as are required in connection therewith.

The actuary shall recommend, and the commission shall keep in convenient form, such data as shall be necessary for the actuarial valuation of the retirement system. Once in every 5-year period after the effective date of this act, the actuary shall make an actuarial investigation into the mortality, service and salary experience of the members and dependents of the retirement system, and each year after such date shall make an actuarial valuation of the assets and liabilities of the system.

Upon the basis of such investigations and valuations the pension commission shall:

(a) Adopt for the retirement system such mortality, service and other tables as shall be deemed necessary.

(b) Certify the rates of contribution expressed as a percentage of the compensation of members which shall be made by the city to the fund.

43:13-22.65. Unlawful action—bar to pension.

16. Unlawful Action—Bar to Pension

If any member shall become incapacitated from or shall lose his life in the performance or commission of any unlawful act which would warrant his dismissal from the employ of the city, no pension shall be paid to such member or to his widow, her husband, his or her children or dependent parents.

43:13-22.66. Exclusion of beneficiaries of other laws.

17. Exclusion of Beneficiaries of Other Laws

No person who shall receive a pension under any other law of this State shall be entitled to receive the benefits of this act; provided, however, that when a member of any retirement system or pension fund of the State or any political subdivision thereof is transferred or changes his employment and by such transfer or change of employment becomes a member of the retirement system created under this act:

(a) he may receive such benefits as he shall be entitled to under the laws governing said prior retirement system or pension fund in addition to any benefits which may accrue to him under the provisions of the act, or

(b) he may transfer to the retirement system such prior service credit as accrued to him under said prior retirement system or pension fund. Such transfer of prior service credit shall be made only with the consent of the board or administrative head of the retirement systems involved and shall become effective upon the remittance to the retirement system by the said prior retirement system or pension fund of such amounts as may have been agreed upon by the said governing boards.

18. Effective Date

This act shall take effect immediately.

Approved January 12, 1965.

CHAPTER 276

AN ACT authorizing and empowering The Delaware River Port Authority to finance, construct, erect, acquire, operate, maintain and own a new toll bridge for vehicular traffic across the Delaware River between Philadelphia County, Pennsylvania, and Camden County, New Jersey, at a location to be selected by the said Delaware River Port Authority, between a point or points within a one-mile radius of the intersection of Hedley street and Delaware avenue in the city of Philadelphia, Pennsylvania, and a point or points within a one-mile radius of the intersection of Derousse avenue and River road in the Township of Pennsauken, County of Camden, New Jersey, together with such approaches thereto and such highway connections as may be necessary or desirable, and granting and defining and continuing certain powers of eminent domain and other functions, powers, duties and privileges; all of said actions to be taken pursuant to and in accordance with this act and the Compact or Agreement and amendments or supplements thereto between New Jersey and Pennsylvania, dated July 1, 1931, August 23, 1951, and August 30, 1951 and the consent by the Congress of the United States thereto and any further amendments or supplements thereto.

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

32:3-13.50. New toll bridge; Delaware River Port Authority.

1. The Delaware River Port Authority (hereinafter sometimes called the "authority"), after investigation and study, having concluded plans,

with estimates of cost and means of financing, for a new project for transportation across the Delaware river within the Port District, consisting of a new toll bridge for vehicular traffic across the Delaware river between a point or points within a one-mile radius of the intersection of Hedley street and Delaware avenue, in the city of Philadelphia, Commonwealth of Pennsylvania, and a point or points within a one-mile radius of the intersection of Derousse avenue and River road in the township of Pennsauken, County of Camden, State of New Jersey, together with such approaches thereto and such highway connections as may be necessary or desirable (herein sometimes called collectively "new toll bridge"), and the authority having made to the Legislature of the Commonwealth of Pennsylvania in 1963 and to the Legislature of the State of New Jersey in 1963 and again in 1964 a detailed report dealing only with said project and having requested of said Legislatures authority to proceed with the project described in said report, all pursuant to, in accordance with and as provided in the Compact or Agreement between the Commonwealth of Pennsylvania and the State of New Jersey hereinafter mentioned, the authority is hereby authorized and empowered to finance, construct, erect, acquire, operate, maintain and own such a new toll bridge for vehicular traffic, together with such approaches thereto and highway connections as the authority may deem necessary or desirable, and to proceed with the said project outlined in said detailed report. The authority, in addition to other public purposes now or hereafter provided for it and other powers and duties now or hereafter conferred upon it and not in limitation thereof and notwithstanding any of the provisions of any act, shall have among its authorized purposes such financing, construction, erection, acquisition, operation, maintenance and ownership of such new toll bridge for vehicular traffic all pursuant to, in accordance with and as provided in this act and the agreement or compact as heretofore or hereafter

amended or supplemented (herein sometimes called the "compact") between the Commonwealth of Pennsylvania and State of New Jersey creating The Delaware River Port Authority as a body corporate and politic, and defining its powers and duties, which said compact as amended or supplemented to January 1, 1963 is duly authorized by the Acts of the Commonwealth of Pennsylvania, approved June 12, 1931, Act No. 200, Pamphlet Laws 575, July 18, 1951, Act No. 214, Pamphlet Laws 1010, August 10, 1951, Act No. 274, Pamphlet Laws 1206; and by the laws of the State of New Jersey, approved June 30, 1931, Chapter 391, Pamphlet Laws 1931, June 26, 1951, Chapter 287, Pamphlet Laws 1951, June 26, 1951, Chapter 288, Pamphlet Laws 1951, and has been duly consented to by the Congress of the United States by Public Resolution No. 26, Seventy-second Congress (S. J. Resolution 41) approved June 14, 1932, Public Law 573, Chapter 921, Eighty-second Congress, Second Session, approved July 17, 1952, Public Law 574, Chapter 922, Eighty-second Congress, Second Session, approved July 17, 1952.

32:3-13.51. Powers and authority.

2. (a) For the effectuation of any of its purposes authorized by this act, the authority is hereby granted, in addition to and in support of any other powers heretofore or hereafter granted to it, power and authority to acquire in its name by purchase or otherwise, on such terms and conditions and in such manner as it may deem proper, or by the exercise of the power of eminent domain, any land and other property which it may determine is reasonably necessary for the new toll bridge referred to in this act or for the construction of such approaches thereto or highway connections as the authority shall deem necessary, and any and all rights, title and interest in such land and other property, including public lands, parks, playgrounds, reservations, highways, or parkways, owned by or in which any county, city, borough, town, township, village, or other political subdivision of the Commonwealth of Pennsylvania or State of New Jersey has any

right, title or interest, or parts thereof or rights therein and any fee simple absolute or any lesser interest in private property, and any fee simple absolute in, easements upon, or the benefit of restrictions upon, abutting property to preserve and protect such bridge, the approaches thereto or highway connections. Upon the exercise of the power of eminent domain under this act, the compensation to be paid with regard to property located in the Commonwealth of Pennsylvania shall be ascertained and paid as provided by the act of July 9, 1919 (Pamphlet Laws 814) and acts amendatory thereof and supplementary thereto insofar as the provisions thereof are applicable and not inconsistent with the provisions of the compact and of this act, and upon the exercise of the power of eminent domain, the compensation to be paid with regard to property located in the State of New Jersey shall be ascertained and paid in the manner provided in chapter 1 of Title 20 of the Revised Statutes of New Jersey insofar as the provisions thereof are applicable and not inconsistent with the provisions of the compact and of this act. The authority may join, in separate subdivisions in one petition or complaint, the descriptions of any number of tracts or parcels of land or property to be condemned and the names of any number of owners and other parties who may have an interest therein and all such land or property included in said petition or complaint may be condemned in a single proceeding: Provided, however, That separate awards shall be made for each tract or parcel of land or property: And provided further, That each of said tracts or parcels of land or property lies wholly in or has a substantial part of its value lying wholly within the same county.

(b) In addition to any other powers heretofore or hereafter granted to it, the authority, in connection with construction or operation of the project authorized by this act, shall have power to make reasonable regulations for the installation, construction, maintenance, repair, renewal, relocation

and removal of tracks, pipes, mains, conduits, cables, wires, towers, poles or any other equipment and appliances (in this paragraph (b) called "works") located in the State of New Jersey of any public utility as defined in section 48:2–13 of the Revised Statutes of New Jersey, in, on, along, over or under any such project. Whenever in connection with the construction or operation of such project the authority shall determine that it is necessary that any such works, which now are or hereafter may be located in, on, along, over or under such project should be relocated in such project, or should be removed therefrom, the public utility owning or operating such works shall relocate or remove the same in accordance with the order of the authority, provided, however, that the cost and expenses of such relocation or removal, including the cost of installing such works in a new location or new locations, and the cost of any lands or any rights or interest in lands or any other rights acquired to accomplish such relocation or removal, less the cost of any lands or any rights or interests in lands or any other rights of the public utility paid to the public utility in connection with the relocation or removal of such works, shall be paid by the authority and shall be included in the cost of such project. In case of any such relocation or removal of works as aforesaid, the public utility owning or operating the same, its successors or assigns, may maintain and operate such works, with the necessary appurtenances, in the new location or new locations for as long a period, and upon the same terms and conditions, as it had the right to maintain and operate such works in their former location.

32:3-13.52. Definition.

3. The term "property," as used herein, includes lands, structures, franchises and interests in land, including lands under water and riparian rights, and any and all things and rights usually included within the said term and includes not only fees simple absolute, but also any and all lesser interests such as easements, rights of way, uses, leases, li-

censes and all other incorporeal hereditaments, and every estate, interest or right, legal or equitable, including terms of years and liens thereon by way of judgment, mortgages or otherwise, claims for damages to real estate, and includes also personal property, franchises and any other rights granted by any statute or covenant.

32:3-13.53. Surveys, examinations.

4. The authority and its duly authorized agents and employees may enter upon any land in the Commonwealth of Pennsylvania and State of New Jersey for the purpose of making such surveys, maps or other examinations thereof as it may deem necessary or convenient for the purpose of constructing the bridge, approaches and highway connections authorized hereby.

32:3-13.54. Tax exemption.

5. In addition to all tax exemptions given by the compact to the authority, to its property, and to the bonds or other securities or obligations issued by it, no property, real or personal, nor its transfer or use, shall be subject to any tax by the Commonwealth of Pennsylvania or the State of New Jersey, or any political subdivisions of either of them, imposed on the purchase, use, sale, transfer or on the privilege of transferring title to such property, or on the execution, delivery or recording of any written instrument in connection therewith, to or by the authority, in carrying out the project authorized by this act or in carrying out any other undertaking of the authority.

32:3-13.55. Filing of written authority.

6. Notwithstanding any of the provisions of this act, the authority shall not, in connection with the new toll bridge, construct any approach or highway connection in the Commonwealth of Pennsylvania unless and until the Department of Highways of said Commonwealth shall have filed with the authority its written consent to the location and general plans of the approaches and highway connections, and the authority shall not, in connection with the new toll bridge, construct any approach or highway connection in the State of New Jersey unless and until the State Highway Department of said State shall have filed with the authority its written

consent to the location and general plans of the approaches and highway connections. As used in this paragraph, the term "approach" or "highway connection" means and includes any highway, road or structure for passage of vehicles, located inland of any of the established bulkhead lines of the Delaware river, including any highway, road or structure or passage of vehicles, necessary to create access to the new toll bridge referred to in this act or to connect such bridge with a highway system or other traffic facilities, or necessary to facilitate the flow of traffic in the vicinity of such bridge.

32:3-13.56. Authorization to collect revenue.

7. As provided in the compact and, in any event, not in derogation of any powers granted therein or in any manner heretofore, the authority is authorized to establish, levy, collect and combine tolls, rents, rates, and other charges and revenues in accordance with the compact and the Congressional consents thereto as it may deem convenient or necessary for the use of the new toll bridge and of other bridges, projects and other undertakings authorized by the compact and to use and pledge the same as provided in the compact and the Congressional consents thereto. The new toll bridge may be constructed, in whole or in part, with funds to be raised by the authority on bonds or other securities or obligations issued or incurred by it pursuant to the compact.

32:3-13.57. Creation of debt; pledge credit.

8. Notwithstanding any provision of this act, the authority shall have no power to pledge the credit of the Commonwealth of Pennsylvania, or the credit of the State of New Jersey, or the credit of any county, city, borough, village, township or other municipality of said Commonwealth or of said State, or to create any debt of said Commonwealth or of said State or of such municipality.

32:3-13.58. Additional authority powers.

9. Any powers vested in the authority by this act shall be in addition to and not in diminution of the powers heretofore vested by law in the authority.

32:3-13.59. Prior laws still effective.

10. The provisions of the agreement or compact authorized by the Acts of the Commonwealth of Pennsylvania, approved June 12, 1931, (Pamphlet

Laws 575), July 18, 1951, (Pamphlet Laws 1010) and August 10, 1951, (Pamphlet Laws 1206) and by the Acts of the State of New Jersey approved June 30, 1931, Chapter 391, June 26, 1951, Chapter 288, and June 26, 1951, Chapter 287 are maintained in full force and effect.

32:3-13.60. Effect of invalid provision.

11. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and, to this end, the provisions of this act are declared to be severable.

32:3-13.61. Effective date.

12. The Commonwealth of Pennsylvania having heretofore enacted substantially similar legislation by Act No. 241 (Pamphlet Laws 830) approved December 13, 1955, and Act No. 507 approved August 24, 1963, this act shall take effect immediately.

Approved January 15, 1965.

CHAPTER 277

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1965, and regulating the disbursement thereof," approved May 22, 1964 (P. L. 1964, c. 76).

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

Appropriation $87,200.00 general health funds.

1. The following sums are hereby appropriated out of the General Treasury, or such other sources of funds specifically indicated, for the purposes hereinafter specified:

GENERAL STATE OPERATIONS

DEPARTMENT OF HEALTH

360-100-508. General Health Funds

To continue public health activities of the Department previously supported with Federal funds which were terminated as of July 1, 1964, as the result of the decrease of the Formula Grant Funds to New Jersey $87,200 00

2. This act shall take effect immediately.

Approved January 15, 1965.

CHAPTER 278

AN ACT concerning the Commissioner of Conservation and Economic Development, providing for the State's continued participation in the World's Fair and supplementing Title 13 of the Revised Statutes.

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

Continued participation by State of New Jersey in the World's Fair.

1. The responsibility for insuring the continued participation by the State in the World's Fair to be held in New York City in 1965 is hereby transferred from the New Jersey Tercentenary Commission to the Commissioner of Conservation and Economic Development.

2. The commissioner, directly or through such of the divisions and other agencies of the Department of Conservation and Economic Development as he shall designate, shall undertake immediately to provide for the continued participation by the State in the World's Fair during 1965. Any funds heretofore appropriated for such purpose and any gifts

or grants made to the State or to the New Jersey Tercentenary Commission for the purposes of the State's participation in the World's Fair are hereby transferred to the Department of Conservation and Economic Development.

3. The commissioner is authorized to expend such funds as may be available by law for the purposes of this act and enter into any contracts or agreements, pursuant to the provisions of law, as he shall deem necessary to carry out the purposes of this act.

4. This act shall take effect immediately.

Approved January 15, 1965.

CHAPTER 279

AN ACT to amend "The Emergency Transportation Tax Act," approved May 29, 1961 (P. L. 1961, chapter 32).

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

Section amended.

1. Section 33 of the act of which this act is amendatory is amended to read as follows:

54:8A-33. Income derived from sources within taxpayer's source State; exclusions from gross income.

33. (a) Income from intangible personal property, including annuities, dividends, interest, and gains from the disposition of intangible personal property, shall constitute income derived from sources within the taxpayer's source State only to the extent that such income is from property employed in a business, trade, profession, or occupation carried on in his source State.

(b) Compensation paid by the United States for service in the Armed Forces of the United States, performed by an individual during an induction period, shall not constitute income derived from sources within his source State.

(c) There shall be excluded from gross income all amounts received:

(1) as a pension or retirement allowance,

(2) under a life insurance contract payable by reason of death,

(3) under a workmen's compensation act for personal injuries or sickness,

(4) through accident and health insurance for personal injuries or sickness except to the extent that such amounts are paid by or are attributable to contributions by the employer,

(5) by gift, bequest, devise or inheritance,

(6) which constitute wages or payments in lieu of wages for a period during which the employee is absent from work on account of personal injuries or sickness; but this subsection shall not apply to the extent that such amounts exceed a weekly rate of $100.00. This shall not apply to amounts attributable to the first 30 calendar days in such period, if such amounts are at a rate which exceeds 75% of the regular weekly rate of wages of the employee. If amounts attributable to the first 30 calendar days in such period are at a rate which does not exceed 75% of the regular weekly rate of wages of the employee, the first part of this subsection shall not apply to the extent that such amounts exceed a weekly rate of $75.00, and shall not apply to amounts attributable to the first 7 calendar days in such period unless the employee is hospitalized on account of personal injuries or sickness for at least 1 day during such period.

(d) In the case of a taxpayer who computes his gross income in accordance with the provisions of section 36, income and other amounts excluded from gross income under the provisions of this section shall be excluded only to the extent that such income and amounts would otherwise be included in Federal adjusted gross income.

2. Section 35 of the act of which this act is amendatory is amended to read as follows: Section amended.

35. (a) In the computation of net income, the taxpayer may deduct from gross income the ordinary and necessary expenditures directly connected with or pertaining to the taxpayer's trade or business; 54:8A-35. Computation of net income; deductions.

the ordinary and necessary nonbusiness or nontrade expenditures paid or incurred for the production or collection of income which, if and when realized, will be required to be included in income for the purpose of taxation under this act, or for the management, conservation or maintenance of property held for the production of such income but such deductions from gross income are allowable only if, and to the extent that, they are connected with income arising from sources within taxpayer's source State and taxable under this act.

(b) The taxpayer may also deduct from his gross income, in lieu of his standard deduction:

(1) Deductions for charitable contributions as defined in section 37(b) (4) but limited to his source State or to any political subdivision thereof, or to any corporation, trust, community chest, fund, foundation or other entity organized or operated under the laws of his source State;

(2) Deductions for alimony or separate maintenance payments includible in the gross income of a recipient subject to tax under this act;

(3) Deductions for losses of real or tangible personal property having an actual situs in his source State, arising from fire, storm, shipwreck or other casualty, or from theft, shall be allowed only to the extent that the amount of loss to an individual arising from each casualty, or from each theft, exceeds $100.00. For purposes of the $100.00 limitation, a husband and wife making a joint return for the taxable year in which the loss is allowed as a deduction shall be treated as one individual.

(4) Deductions, with respect to real or tangible personal property having an actual situs in his source State, for losses (other than capital losses) incurred in any transaction entered into for profit but not connected with the taxpayer's trade or business; and

(5) Deductions determined under regulations of the Division of Taxation to be connected with his gross income, except deductions for income taxes imposed by this State or any other taxing jurisdiction.

3. Section 37 of the act of which this act is amendatory is amended to read as follows: Section amended.

37. (a) In addition to the deductions authorized in section 35 (b), any taxpayer shall be allowed the deductions itemized in this section to the same extent that such deductions are allowed to New Jersey residents who are subject to the income tax laws of a critical area State other than New Jersey. To the extent that any deduction itemized in this section has been taken by a taxpayer to compute his Federal adjusted gross income, such deductions shall not be allowed to a taxpayer computing his gross income in accordance with the provisions of section 36 of this act. 54:8A-37. Additional deductions.

(b) Subject to the limitations expressed in subsection (a) hereof and any other limitations set forth in this act, the following deductions shall be allowed:

(1) Deduction of interest paid or accrued within the taxable year on indebtedness, except interest on indebtedness incurred or continued to purchase or carry obligations or securities the income from which is exempt from tax under this act.

(2) Deduction of taxes paid or accrued within the taxable year except—

(A) income taxes imposed by this State or any other taxing jurisdiction,

(B) Federal import duties, excise and stamp taxes,

(C) estate, inheritance, legacy, succession and gift taxes,

(D) taxes assessed against local benefits of a kind tending to increase the value of the property assessed, and

(E) license fees payable for operation or ownership of motor vehicles; State and local license fees; taxes on cigarettes, other tobacco products and alcoholic beverages.

(3) Deduction of losses sustained during the taxable year, not compensated by insurance or otherwise, except—

(A) losses, not incurred in a trade or business or in any transaction entered into for profit, shall be allowed only if they arise from fire, storm, shipwreck or other casualty or from theft, and only to the extent that the amount of loss to an individual arising from each casualty, or from each theft, exceeds $100.00;

(B) losses from gambling activities shall be allowed only to the extent of the gains from such activities;

(4) Deduction of any charitable contribution payment of which is made within the taxable year to the extent that the aggregate of such contributions does not exceed 20% of the taxpayer's gross income.

In addition, there shall be allowed a deduction of any charitable contribution not in excess of 10% of the taxpayer's gross income which is made by the taxpayer within the taxable year to a religious organization, an educational organization which normally maintains a regular faculty and has a regularly enrolled body of students in attendance, an organization, the principal purposes or functions of which are the providing of medical or hospital care or medical education or medical or agricultural research, a governmental unit or an organization referred to in subparagraph (B) below which normally receives a substantial part of its support from a governmental unit described in subparagraph (A) below or from direct or indirect contributions from the general public.

In the case of an individual, if the amount of charitable contributions described above, payment of which is made within a taxable year beginning after December 31, 1963, exceeds 30% of the taxpayer's adjusted gross income for such year (computed without regard to any net operating loss carryback to such year), such excess shall be treated as a charitable contribution paid in each of the 5 succeeding taxable years in order of time.

For the purposes of this section, the term "charitable contribution" means a contribution or gift to or for the use of

(A) A State, territory, a possession of the United States, or any political subdivision of any of the foregoing, or the United States or the District of Columbia, but only if the contribution or gift is made for exclusively public purposes.

(B) A corporation, trust, or community chest, fund or foundation—

(i) created or organized in the United States or in any possession thereof, or under the law of the United States, any State or Territory, the District of Columbia, or any possession of the United States;

(ii) organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes or for the prevention of cruelty to children or animals;

(iii) no part of the net earnings of which inures to the benefit of any private shareholder or individual; and

(iv) no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation.

(C) A post or organization of war veterans, or an auxiliary unit or society of, or trust or foundation for, any such post or organization—

(i) organized in the United States or any of its possessions, and

(ii) no part of the net earnings of which inures to the benefit of any private shareholder or individual.

(D) A domestic fraternal society, order, or association, operating under the lodge system, but only if such contribution or gift is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals.

(E) A cemetery company owned and operated exclusively for the benefit of its members or any corporation chartered solely for burial purposes as a cemetery corporation and not permitted by its charter to engage in any business not necessarily incident to that purpose, if such company or corporation is not operated for profit and no part of

the next earnings of such company or corporation inures to the benefit of any private shareholder or individual.

(5) (A) Deduction of expenses paid during the taxable year, not compensated for by insurance or otherwise, for medical care of the taxpayer, his spouse or a dependent as follows:

(i) If neither the taxpayer nor his spouse has attained the age of 65 before the close of the taxable year—

(a) the amount of such expenses for the care of any dependent who—

(1) is the mother or father of the taxpayer or of his spouse, and

(2) has attained the age of 65 before the close of the taxable year, and

(b) the amount by which such expenses for the care of the taxpayer, his spouse, and such dependents (other than any dependent described in paragraph (a) of this subsection) exceed 3% of gross income.

(ii) If either the taxpayer or his spouse has attained the age of 65 before the close of the taxable year—

(a) the amount of such expenses for the care of the taxpayer and his spouse,

(b) the amount of such expenses for the care of any dependent described in paragraph (i) (a), and

(c) the amount by which such expenses for the care of such dependents (other than any dependent described in paragraph (i) (a)) exceeds 3% of the gross income.

(B) Amounts paid during the taxable year for medicine and drugs which (but for this paragraph) would be taken into account in computing the deduction under subsection (A) shall be taken into account only to the extent that the aggregate of such amounts exceeds 1% of gross income, except that the gross income limitation herein shall not apply to amounts paid for the care of the taxpayer and his spouse, if either of them has attained the age of 65 before the close of the taxable year, or for

the care of the mother or father of the taxpayer or of his spouse, and has attained the age of 65 before the close of the taxable year.

(C) Except as provided in subsection (E), the deduction under this section shall not exceed $5,000.00, multiplied by the number of $600.00 exemptions allowed for the taxable year as a deduction under section 10 of this act (other than exemptions relating to additional exemptions for age or blindness); except that the maximum deduction under this section shall be—

(i) $10,000.00, if the taxpayer is single and not the head of a household and not a surviving spouse or is married but files a separate return; or

(ii) $20,000.00, if the taxpayer files a joint return with his spouse or is the head of a household or a surviving spouse.

(D) For purposes of subsection (A), expenses for the medical care of the taxpayer which are paid out of his estate during the 1-year period beginning with the day after the date of his death shall be treated as paid by the taxpayer at the time incurred.

(E) (i) Subject to the provisions of paragraph (ii) hereunder the deduction under this subsection shall not exceed—

(a) $20,000.00, if the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, or if his spouse has attained the age of 65 before the close of the taxable year and is disabled and if his spouse does not make a separate return for the taxable year, or

(b) $40,000.00, if both the taxpayer and his spouse have attained the age of 65 before the close of the taxable year and are disabled and if the taxpayer files a joint return with his spouse.

(ii) For purposes of paragraph (i) hereunder

(a) amounts paid by the taxpayer during the taxable year for medical care, other than amounts paid for—

(1) his medical care, if he has attained the age of 65 before the close of the taxable year and is disabled, or

(2) the medical care of his spouse, if his spouse has attained the age of 65 before the close of the taxable year and is disabled, shall be taken into account only to the extent that such amounts do not exceed the maximum limitation provided in subsection (C) herein which would (but for the provisions of this subsection) apply to the taxpayer for the taxable year;

(b) if the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, amounts paid by him during the taxable year for his medical care shall be taken into account only to the extent that such amounts do not exceed $20,000.00; and

(c) if the spouse of the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, amounts paid by the taxpayer during the taxable year for the medical care of his spouse shall be taken into account only to the extent that such amounts do not exceed $20,000.00.

(iii) For purposes of paragraph (i) hereunder, an individual shall be considered to be disabled if he is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to result in death or to be of long-continued and indefinite duration. An individual shall not be considered to be disabled unless he furnishes proof of the existence thereof in such form and manner as the Division of Taxation may require.

(iv) For purposes of paragraph (i) hereunder, the determination as to whether the taxpayer or his spouse is disabled shall be made as of the close of the taxable year of the taxpayer, except that if his spouse dies during such taxable year such determination shall be made with respect to his spouse as of the time of such death.

(6) Deduction shall be allowed for expenses paid during the taxable year by a taxpayer who is a woman or a widower or is a husband whose wife is incapacitated or is institutionalized, for the care of the taxpayer's child or stepchild under the age

of 13 years or is physically or mentally incapable of caring for himself, but only if such care is for the purpose of enabling the taxpayer to be gainfully employed but such deduction shall not exceed $600.00 for any taxable year. The $600.00 limit herein shall be increased (to an amount not above $900.00) by the amount of expenses incurred by the taxpayer for any period during which the taxpayer had 2 or more dependents.

In the case of a married woman, and in the case of a husband whose wife is incapacitated, this deduction shall be allowed only if a joint return is filed, and shall be reduced by the amount (if any) by which the adjusted gross income of the taxpayer and his spouse exceeds $6,000.00.

(7) Deduction for amounts paid by a husband to his wife for alimony, support or separate maintenance pursuant to a court decree or for support or maintenance pursuant to a written separation agreement.

(8) Deductions shall be allowed for moving expenses paid or incurred during the taxable year in connection with the commencement of work by the taxpayer as an employee at a new principal place of work.

(A) No deduction shall be allowed unless

(i) the taxpayer's new principal place of work

(a) is at least 20 miles farther from his former residence than was his former principal place of work or

(b) if he had no former principal place of work, is at least 20 miles from his former residence, and

(ii) during the 12-month period immediately following his arrival at the general location of his new principal place of work, the taxpayer is a full-time employee, in such general location, during at least 39 weeks.

(B) Moving expenses means only the reasonable expenses

(i) of moving household goods and personal effects from the former residence to the new residence and

(ii) of traveling (including meals and lodging) from the former residence to the new place of residence.

In the case of any individual other than the taxpayer, expenses referred to herein shall be taken into account only if such individual has both the former residence and the new residence as his principal place of abode and is a member of the taxpayer's household.

(C) No deductions shall be allowed under this section for any item to the extent that the taxpayer received reimbursement or other expense allowance for such item which is not included in his gross income.

(9) In addition to any deductions taken under section 35 (a) of this act or in the computation of Federal adjusted gross income in the case of a taxpayer who has computed his gross income in accordance with the provisions of section 36 of this act, there shall be allowed a deduction for all the ordinary and necessary expenses paid or incurred by a taxpayer, including traveling expenses while away from home, as an employer or an employee during the taxable year in carrying on or working at any trade or business.

(10) Deduction for net premiums paid or incurred by a taxpayer during the taxable year with respect to any life insurance or endowment policy upon his life, but such deduction shall not exceed $150.00 in the aggregate.

(c) Any taxpayer who elects to take the itemized deductions allowed in this section shall be permitted to take the full amount of the deduction permitted in section 35 (b) and in this section except that if (a) his gross income, as defined in section 7, is exceeded by (b) his entire gross income by more than $100.00, his itemized deductions allowed in section 35 (b) and this section shall be limited by the percentage which (a) is of (b). The manner for

determining a taxpayer's entire gross income shall be provided by regulation. Such regulations may authorize the use of Federal adjusted gross income for this purpose.

Section amended.

4. Section 39 of the act of which this act is amendatory is amended to read as follows:

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

39. (a) The net capital gain or loss of a taxpayer shall be computed by totaling the gains from sales or other dispositions during the taxable year of capital assets having an actual situs within the source State and subtracting therefrom the losses from sales or other dispositions of capital assets having an actual situs in the source State.

(b) (1) In any taxable year in which a taxpayer has a net capital loss such loss shall be allowed as a deduction from gross income only to the extent of $1,000.00 or the taxpayer's net income whichever is lower.

(2) Subject to the limitation of paragraph (1) hereof, if for any taxable year the taxpayer has a net capital loss, the amount thereof shall be treated as a capital loss and deductible from gross income in each of the succeeding taxable years to the extent that such amount exceeds the total of any net capital gains of any taxable years intervening between the taxable year in which the net capital loss arose and such succeeding taxable year. For purposes of this section, a net capital gain shall be computed without regard to such net capital loss or to any net capital losses arising in any such intervening taxable years.

(c) In any taxable year in which the net capital gain exceeds the net capital loss, 50% of the amount of such excess shall be a deduction from gross income.

Note: Act effective.

5. This act shall take effect immediately and shall apply to all taxable years, including taxable years of less than 12 months beginning on or after January 1, 1964.

Approved January 15, 1965.

CHAPTER 280

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

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

Validating.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that the notices of such meeting or election, which otherwise complied with the provisions of section 18:7–15 of the Revised Statutes, incorrectly stated the county residence requirements of voters; provided, however, that corrected notices of such meeting or election were at least 6 days and 7 days, respectively, before such meeting or election published in the newspapers and posted at the places required by the provisions of section 18:7–15 of the Revised Statutes; and provided further, that no action, suit or other proceedings of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved January 19, 1965.

CHAPTER 281

AN ACT concerning motor vehicles and amending sections 39:3–61 and 39:3–64 of the Revised Statutes.

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

1. Section 39:3–61 of the Revised Statutes is amended to read as follows: Section amended.

39:3–61. (a) Every motor vehicle other than a motor cycle and other than a motor-drawn vehicle shall be equipped on the front with at least 2 headlamps, an equal number at each side, and with 2 turn signals, one on each side; and on the rear with 2 tail lamps, 2 stop lamps, 2 turn signals and 2 reflectors, one of each at each side; except that a passenger vehicle manufactured before July 2, 1954, and registered in this State may be equipped with one stop lamp, one reflector and one tail lamp and is not required to be equipped with turn signals. In addition, every such vehicle shall be equipped with adequate license plate illumination, and with one or more lamps capable of providing parking light as required in section 39:3–62. Turn signals are not required on the rear of a truck tractor equipped with double-faced turn signals on or near the front and so constructed and located as to be visible to passing drivers. Lamps and reflectors required on particular vehicles.

(b) Every truck tractor manufactured after January 1, 1965, shall be equipped on the front with 2 clearance lamps, one at each side, and 3 identification lamps, which shall be in addition to the lamps provided for in paragraph (a) of this section. Where the cab is not more than 42 inches wide at the front roof line, a single lamp at the center of the cab shall be deemed to comply with the requirement for front identification lamps. Reflectors re-

quired on the rear of a truck tractor may be located on the rear of the cab, one at each side.

(c) Every truck 80 inches or more in over-all width except a dump truck and except a truck 80 inches or more in over-all width which is not in excess of 25 feet in over-all length and manufactured prior to January 1, 1965, shall be equipped with the following lamps and reflectors in addition to those provided for in paragraph (a) of this section;

On the front, 2 clearance lamps, one at each side, and 3 identification lamps except that where the cab is not more than 42 inches wide at the front roof line, a single lamp at the center of the cab shall be deemed to comply with the requirement for front identification lamps;

On the rear, 2 clearance lamps, one at each side, and 3 identification lamps;

On each side, one side-marker lamp and one reflector at or near the front, and one side-marker lamp and one reflector at or near the rear.

(d) Every trailer or semitrailer shall be equipped on the rear with 2 tail lamps, 2 stop lamps, 2 turn signals and 2 reflectors, one of each at each side, and with adequate license plate illumination.

(e) Every trailer or semitrailer 80 inches or more in over-all width, except a dump truck trailer, a dump truck semitrailer or a converter dolly, shall be equipped with the following lamps and reflectors in addition to those provided for in paragraph (d) of this section:

On the front, 2 clearance lamps, one at each side;

On the rear, 2 clearance lamps, one at each side, and except with respect to cable reel trailers, 3 identification lamps;

On each side, one side-marker lamp and one reflector at or near the front, and one side-marker lamp and one reflector at or near the rear; and on any such vehicle 30 feet or more in length, at least one additional side-marker lamp at optional height and at least one additional reflector, the additional lamp (or lamps) and reflector (or reflectors) to be

at or near the center or at approximately uniform spacing in the length of the vehicle.

(f) Every pole trailer shall be equipped as follows:

On the rear, 2 tail lamps, one at each side; 2 stop lamps, one at each side; 2 turn signals, one at each side; 2 reflectors, one at each side, placed to indicate extreme width of the pole trailer; 3 identification lamps mounted on the vertical center line of the pole trailer or in lieu thereof mounted on the vertical center line of the rear of the cab of the truck tractor drawing the pole trailer and higher than the load being transported.

On each side, one amber side-marker lamp at or near the front of the load; one amber reflector at or near the front of the load; on the rearmost support for the load, one combination marker lamp showing amber to the front and red to the rear and side, mounted to indicate maximum width of the pole trailer; on the rearmost support for the load, one red reflector.

Nothing in this subsection (f) shall apply to a single axle, skeleton frame trailer, not exceeding 2,500 pounds net weight and not exceeding 80 inches in over-all width which is designed to transport poles and is owned by a public utility as defined in section 48:2–13 of the Revised Statutes except that such vehicles shall be required to have on the rear, 2 tail lamps, one at each side; 2 stop lamps, one at each side; 2 turn signals, one at each side; 2 reflectors, one at each side on each side; and one amber side-marker lamp at or near the front of the load.

(g) Every converter dolly not permanently attached to a semitrailer shall be equipped on the rear with one stop lamp, one tail lamp, 2 reflectors, one at each side, and adequate license plate illumination. These lamps need be lighted only when the converter dolly is being towed singly by another vehicle. A "converter dolly" is a vehicle with a fifth wheel lower half or equivalent mechanism, the attachment of which converts a semitrailer to a trailer.

(h) Every motor cycle shall be equipped with at least one and not more than 2 headlamps, one tail lamp, one stop lamp, at least one reflector on the rear, adequate license plate illumination and, if a side car or any other extension is attached to the side thereof, one lamp located on the outside limit of the attachment capable of displaying white light to the front.

(i) Required lamps and reflectors shall be of a type approved by the director. Turn signals shall be Class A Type 1 lamps except that on passenger cars, and on commercial vehicles less than 80 inches in over-all width they may be Class B lamps. Reflectors shall be Class A reflex reflectors except that on passenger cars they may be Class B reflex reflectors.

(j) Required headlamps, tail lamps, clearance lamps, identification lamps and side-marker lamps shall be lighted and adequate license plate illumination displayed whenever the vehicle other than a converter dolly is upon a highway when lighted lamps are required except when parked and exhibiting lights as provided for in section 39:3–62 or when stopped and displaying emergency warning lights or devices as provided for in section 39:3–64 or section 39:3–54. Lamps on a converter dolly shall be lighted as provided for in paragraph (g) of this section. Turn signals on the side toward which a vehicle turn is made shall be flashed to indicate the turning movement. Stop lamps shall be lighted as provided in section 9 of this act.

(k) License plate illumination will be deemed to be adequate when either a tail lamp or a separate lamp is so constructed and placed as to illuminate with a white light the rear registration plate on a vehicle and render it clearly legible from a distance of 50 feet to the rear. Any lamp or lamps providing such illumination shall be lighted whenever the headlamps or other driving lamps are lighted.

(l) Whenever a law enforcement officer detects a motor vehicle with a lamp not in working order, the driver may be permitted to park the vehicle

temporarily at some safe place nearby and make the necessary repairs or replacement to restore the lamp to working order before moving the vehicle, in which event, there is no violation of this Title.

(m) Every motorbus manufactured before January 1, 1960, that has been inspected and approved as to construction and safety devices by the Board of Public Utility Commissioners shall be deemed in compliance with the requirements of this section.

Section amended.

2. Section 39:3–64 of the Revised Statutes is amended to read as follows:

Vehicular traffic hazard warning signals.

39:3–64. (a) Every truck, truck tractor, trailer, semitrailer, or pole trailer, 80 inches or more in width shall be equipped with a signaling system that in addition to signaling turning movements as provided for in section 39:4–126 shall have a switching arrangement that will cause the 2 front turn signals and the 2 rear turn signals on the vehicle or combination of vehicles to flash simultaneously as a vehicular traffic hazard warning signal as required in paragraph (c) of this section. The system shall be capable of flashing simultaneously with the engine operating or stopped.

(b) During the times when lighted lamps are required, no person shall drive on any highway any commercial motor vehicle 80 inches or more in width or any omnibus having a carrying capacity of over 10 passengers except an omnibus operated within business or residential districts on a route under the jurisdiction of the Board of Public Utility Commissioners unless it carries ready for immediate use portable emergency warning devices as follows: at least 3 liquid burning flares (pot torches), or 3 red electric lanterns, or 3 portable red emergency reflectors, and at least 3 red-burning fusees unless red electric lanterns or portable red emergency reflectors are carried. Each such device other than a fusee shall be capable of displaying light visible from a distance of at least 600 feet for a period of at least 12 hours, except that a commercial motor vehicle transporting inflammable liquids in bulk or compressed inflammable gases or explosives as a

cargo or part of a cargo shall carry red electric lanterns or portable red emergency reflectors. Every such flare, lantern, reflector or fusee shall be of a type approved by the director.

(c) At the times when lighted lamps are required, whenever any motor-drawn vehicle or any motor vehicle of a type mentioned in paragraph (b) of this section other than motorbuses manufactured before January 1, 1960, that have been inspected and approved as to construction and safety devices by the Board of Public Utility Commissioners, or any combination of such vehicles, shall become disabled on any roadway or the shoulder thereof, except where there is sufficient all-night street or highway lighting provided as such to make it clearly discernible to persons on the highway at a distance of 500 feet, the driver of such vehicle or combination of vehicles shall immediately, upon learning of the disability, flash the 2 front and 2 rear turn signals simultaneously as a vehicular traffic hazard warning signal and continue such flashing until he shall have placed the portable emergency warning devices required in paragraph (b) of this section in use on the roadway, and during the time such portable emergency warning devices are being picked up for storage prior to movement of the vehicle or combination of vehicles. These warning signals may be given at other times during vehicle disablement in addition to but not in lieu of placement of portable emergency warning devices on the highway as required herein. The driver also shall immediately place on the traveled portion of the highway at the traffic side of the disabled vehicle or combination of vehicles, a lighted fusee, a lighted red electric lantern, or a portable red emergency reflector. As soon thereafter as possible, but in any event within the burning period of the fusee, the driver shall place 3 lighted liquid burning flares (pot torches), or 3 lighted red electric lanterns, or 3 portable red emergency reflectors on the traveled portion of the highway in the following order: one at a distance of approximately 100 feet from the disabled vehicle

or combination of vehicles in the center of the traffic lane occupied thereby and toward traffic approaching in that lane; one at a distance of approximately 100 feet in the opposite direction from the disabled vehicle or combination of vehicles in the center of the traffic lane occupied thereby; and one at the of vehicles, not less than 10 feet to the front or rear traffic side of the disabled vehicle or combination thereof. If a lighted red electric lantern or a portable red emergency reflector has been placed at the traffic side of the disabled vehicle or combination of vehicles, it may be used for this purpose. If the vehicle disablement occurs within 500 feet of a curve, crest of a hill or other obstruction to view, the driver shall so place the warning device in that direction as to afford ample warning to other users of the highway, but in no case less than 100 feet nor more than 500 feet from the disabled vehicle or combination of vehicles. If the vehicle disablement occurs upon any roadway of a divided or one-way highway, the driver shall place one required emergency warning device at a distance of 200 feet and one such device at a distance of 100 feet to the rear of the disabled vehicle or combination of vehicles in the center of the lane occupied thereby; and one such device at the traffic side not less than 10 feet to the rear thereof.

(d) If gasoline or any other inflammable liquid, or combustible liquid or gas seeps or leaks from a fuel container of a motor vehicle disabled or otherwise stopped upon a highway, no portable emergency warning device producing a flame shall be lighted or placed except at such distance from any such liquid or gas as will assure the prevention of a fire or explosion.

(e) Whenever a vehicle or combination of vehicles 80 inches or more in width is stopped or parked on a roadway or shoulder thereof at a time and under conditions where the immediate activating of vehicular traffic hazard warning signal is required in paragraph (c) of this section, the driver shall immediately flash the 2 front and 2 rear turn

signals simultaneously and continue the flashing while the vehicle is so stopped or parked.

3. This act shall take effect immediately.

Approved January 19, 1965.

CHAPTER 282

AN ACT to amend the "Motor Carriers Road Act of 1963," approved May 22, 1963 (P. L. 1963, c. 44).

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

Section amended.

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

54:39A-2. Definitions.

2. For the purpose of this act, unless inconsistent with the context:

(a) "Motor carrier" means every person, firm or corporation who or which operates or causes to be operated any motor vehicle on any highway in this State but shall not include any person, firm or corporation who or which is a public utility as defined in section 48:2–13 of the Revised Statutes and who or which operates or causes to be operated autobuses for the transportation of passengers for hire in the State of New Jersey.

(b) "Motor vehicle" means any passenger vehicle that has seats for more than 10 passengers in addition to the driver, or any road tractor, or any tractor truck, or any truck having more than 2 axles.

(c) "Exempt resident motor carrier" means any resident person, firm or corporation owning or operating not more than one motor vehicle for his own use and not for hire.

(d) "Operations" means operations of all motor vehicles, whether loaded or empty, whether for compensation or not for compensation, and whether

owned by or leased to the motor carrier who operates them or causes them to be operated.

(e) The term "motor fuels" means (1) any liquid or gaseous substance commonly or commercially known or sold as gasoline regardless of its classification or use; and (2) any liquid or gaseous substance used, offered for sale or sold for use, either alone or when mixed, blended, or compounded, for the purpose of generating power for the propulsion of motor vehicles upon the public highways; and shall include:

(i) all grades of motor gasoline, natural gasoline, marine gasoline, aviation gasoline, motor fuel blending naphthas, motor grade benzol and motor grade toluol; and

(ii) any liquid prepared, advertised, offered for sale or sold for use as or commonly and commerciallly used as a fuel in internal combustion engines, which when subjected to distillation in accordance with the latest revised standard method of test for distillation of gasoline, naphtha, kerosene, and similar petroleum products (American Society for testing materials Method D-86) shows not less than 10 per centum distilled (recovered) below 347 degrees Fahrenheit and not less than 95 per centum distilled (recovered) below 464 degrees Fahrenheit; and

(iii) all combustible gases which exist in a gaseous state at 60 degrees Fahrenheit and at 14.7 pounds per square inch absolute pressure, industrial naphthas and solvents, aromatic distillates, diesel fuel, additives, and all other products not included within the foregoing provisions of this subsection.

(f) "Motor vehicle fuel tax" means the tax imposed under sections 54:39–1 et seq. of the Revised Statutes.

(g) "Director" shall mean the Director of the Division of Motor Vehicles in the Department of Law and Public Safety.

2. This act shall take effect immediately.

Approved January 26, 1965.

CHAPTER 283

AN ACT to amend the title of "An act relating to county park commissions in counties of the first class established by referendum in which the commissioners are appointed by a Supreme Court Justice, and supplementing subdivision C of article 5 of chapter 37 of Title 40 of the Revised Statutes," approved May 3, 1946 (P. L. 1946, c. 267) so that the same shall read "An act relating to certain county parks, and supplementing subdivision C of article 5 of chapter 37 of Title 40 of the Revised Statutes," and to amend the body of said act.

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

Title amended.

1. The title of the act of which this act is amendatory is amended to read as follows: "An act relating to certain county parks, and supplementing subdivision C of article 5 of chapter 37 of Title 40 of the Revised Statutes."

Section amended.

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

40:37-130.1. Additional bond issue for county parks and parkways; total amount; disposition of proceeds.

1. To meet the further expenses to be incurred by counties of the first class or by counties of the second class having a population of not less than 500,000, under the provisions of sections 40:37–96 to 40:37–174 of the Revised Statutes, to which this act is a supplement, for the acquisition, development

and improvement of parks and parkways in such counties, in which said sections of the Revised Statutes are, or shall hereafter be, operative, the board of chosen freeholders in any such county may, from time to time, in addition to any bonds theretofore authorized by law, on the request of the board of park commissioners in any such county, in the name and on the credit of the said county, borrow money by issuing the bonds of said county to a sum not exceeding in the aggregate $500,000.00 over and above the total amount theretofore authorized by law. Such bonds shall be issued in accordance with the provisions of the Local Bond Law being chapter 2 of Title 40A of the New Jersey Statutes. The proceeds of the sale of the said bonds after deducting expenses for negotiating the same and for engraving, and all other expenses connected with their issue and sale, shall be paid over to the said park commission.

3. This act shall take effect immediately.

Approved January 26, 1965.

CHAPTER 284

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

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

Validating act.

1. That all proceedings heretofore had or taken by any school district at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance to a proposal adopted by the

legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that separate polling places for each 500 persons or fraction thereof who had voted at the 2 preceding annual school elections were not provided at said school district meeting or election as required by the provisions of section 18:7–18, chapter 7 of Title 18 of the Revised Statutes; provided, however, that the total number of legal voters voting at such meeting or election was not less than the total number of legal voters voting at each of the 2 preceding annual school elections in such school district; and provided further, that no action, suit or other proceeding of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved January 26, 1965.

CHAPTER 285

AN ACT concerning the establishment and operation of an institution of higher education in Atlantic county.

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

18:16-50. Institution of higher education in field of aeronautical and air-space science, allied sciences, and engineering.

1. Upon the request by resolution of the Board of Chosen Freeholders of Atlantic county, the State Board of Education is authorized at such time as funds are appropriated or otherwise made available therefor:

a. To establish and to operate an institution of higher education in Atlantic county for the purpose

of providing education in the field of aeronautical and air-space science, allied sciences, and engineering at any and all levels through the Master's degree.

b. To acquire, obtain and provide physical facilities necessary to accommodate the needs of the institution.

c. To enter contracts with professionally accredited institutions, governmental bodies, authorities and agencies for educational, personnel services, facilities and equipment to carry out the purposes of this act.

2. This act shall take effect immediately.

Approved February 11, 1965.

CHAPTER 286

AN ACT to establish part of the boundary line between the township of Pemberton and the borough of Pemberton in the county of Burlington.

WHEREAS, The governing bodies of the township of Pemberton and the borough of Pemberton have determined by resolution that it is advisable and to the best interests of both the said municipalities to create a new boundary line, and have requested the Legislature to enact a statute creating such new boundary line by annexing to the township of Pemberton the tract or parcel of land hereafter described; and Preamble.

WHEREAS, Proper Notice of Intention to apply for the passage of this act has been given by publication as required by law; now, therefore, Preamble.

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

Private Act. Borough of Pemberton; Township of Pemberton; boundaries.

1. The following described area of land situate in the borough of Pemberton in the county of Burlington is hereby annexed to and made part of the township of Pemberton.

Beginning at a point in the center line of Elizabeth Street, (described in the act creating Pemberton Borough as the "Publick Road leading from New Mills to Hanover Furnace") where the existing boundary line between Pemberton Borough and Pemberton Township intersects said center line (described in the act creating Pemberton Borough as "a line between the lands of Anthony S. Earle and Thomas R. Howell, thence along said line crossing the Publick Road leading from New Mills to Hanover Furnace and along the line between Thomas Swaim and John Bodine"), and from said beginning runs

(1) Northeastwardly along the existing boundary line (described in the Act creating Pemberton Borough as "along the line between Thomas Swaim and John Bodine") about 750 feet to the point where the line between lots in Sunbury Village and land of Clarence Kinsley intersects said existing municipal boundary line; thence

(2) Northwestwardly along the said line between lots of Sunbury Village and land of Clarence Kinsley about 203 feet to a point where the said line meets the line of land now or late of Arthur Greenberg; thence

(3) Southwestwardly along the line between the lots of Sunbury Village on the east and partly by land of said Arthur Greenberg and partly of the Peoples National Bank and Trust Company on the west about 725 feet to a point in the center line of said Elizabeth Street; thence

(4) Eastwardly along the center line of Elizabeth Street about 195 feet to the point and place of beginning; it being the intent of this act to transfer all of that part of Sunbury Village which lies within Pemberton Borough to become a part of Pemberton Township.

2. This act shall take effect immediately.

Approved February 11, 1965.

CHAPTER 287

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

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

Validating Act. School districts.

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that the adoption of such proposal authorized the board of education to issue bonds the principal amount of which, added to the amount of all the bonds and notes of the school district then issued and outstanding or authorized but unissued less the amount of any sinking funds held for payment of the same, exceeded any limitation or other restriction prescribed by section 18:5–84 of the Revised Statutes, and such proposal did not disclose or correctly disclose the effect thereof on the borrowing margin of any municipality comprised within the school district in compliance with the provisions of section 18:5–85 of the Revised Statutes; provided, however, that supplemental debt statements and school debt statements, prepared and filed as of a date not more than 60 days prior to such meeting or election show that the percentage of net debt of the municipality as stated in any such supplemental debt statement does not exceed any limitation or restriction prescribed by section 40A:2–6 of the New Jersey Statutes; and provided further, that no action, suit or other proceed-

ing of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved February 11, 1965.

CHAPTER 288

AN ACT to amend "An act to limit and regulate child labor in this State; to provide for examinations and inspections under the provisions of this act; to provide for the enforcement of this act and regulations made thereunder; to prescribe penalties for the violation thereof; and to repeal other acts," approved June 25, 1940 (P. L. 1940, c. 153).

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

Section amended.

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

34:2-21.1. Definitions.

1. As used in this act:

(a) "Employment certificate" means a certificate granted by the issuing officer authorizing the employment of a child as permitted under this act.

(b) "Age certificate" means a certificate issued for a person between the ages of 18 and 21 years.

(c) "Issuing officer" means any superintendent of schools, supervising principal, or teacher in a school district who is designated by the board of education in the district to issue certificates or permits in accordance with the provisions of this act.

(d) "School district" means any geographical area having authority over the public schools within that area.

(e) "Agriculture" includes farming in all its branches and among other things includes the cultivation and tillage of the soil, dairying, the production, cultivation, growing, and harvesting of any agricultural or horticultural commodities (including commodities defined as agricultural commodities in section 15 (g) of the Agricultural Marketing Act, as amended) the planting, transplanting and care of trees and shrubs and plants, the raising of livestock, bees, fur-bearing animals or poultry, and any practices (including any forestry or lumbering operations) performed by a farmer or on a farm as an incident to or in conjunction with such farming operations, including preparation for market, delivery to storage or to market or to carriers for transportation to market, provided that such practices shall be performed in connection with the handling of agricultural or horticultural commodities the major portion of which have been produced upon the premises of an owning or leasing employer.

(f) "Newspaperboy" means any male minor between 12 and 18 years of age who engages for and on his own behalf in the occupation of delivering, soliciting, selling and collecting for, newspapers outside of school hours on residential routes.

Section amended.

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

34:2-21.2. Minors under 16 not to be employed; exceptions; nonresidents.

2. No minor under 16 years of age shall be employed, permitted, or suffered to work in, about, or in connection with any gainful occupation at any time; provided, that minors between 14 and 16 years of age may be employed, permitted or suffered to work outside school hours and during school vacations but not in or for a factory or in any occupation otherwise prohibited by law or by order or regulation made in pursuance of law; and provided, further, that minors under 16 years of

age may engage in professional employment in theatrical productions upon the obtaining of a permit therefor and may engage outside school hours and during school vacations in agricultural pursuits or in street trades and as newspaperboys as defined in this act, in accordance with the provisions of section 15 of this act. Nothing in this act shall be construed to apply to the work of a minor engaged in domestic service or agricultural pursuits performed outside of school hours or during school vacation in connection with the minor's own home and directly for his parent or legal guardian.

Except as to the employment of a minor for whom a theatrical employment permit has been issued, no minor under 16 years of age not a resident of this State shall be employed, permitted or suffered to work in any occupation or service whatsoever at any time during which the law of the State of his residence required his attendance at school, or at any time during the hours when the public schools in the district in which employment in such occupation or services may be available are in session.

Section amended.

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

34:2-21.5. Posting of law, list of prohibited occupations and schedule of hours of labor; permitting minors to begin later or stop earlier than time stated in schedule.

5. Every employer shall post and keep conspicuously posted in the establishment wherein any minor under 18 is employed, permitted, or suffered to work a printed abstract of this act and a list of the occupations prohibited to such minors, to be furnished by the Department of Labor, and a schedule of hours of labor which shall contain the name of each minor under 18, the maximum number of hours he shall be required or permitted to work during each day of the week, the total hours per week, the time of commencing and stopping work each day, and the time for the beginning and ending of the daily meal period. An employer may permit such minor to begin work after the time for beginning, and stop before the time for ending work stated in the schedule; but he shall not otherwise employ or permit him to work except as stated in

the schedule. This schedule shall be on a form provided by the Department of Labor and shall remain the property of that department. Nothing in this section shall apply to the employment of minors in agricultural pursuits or in domestic service in private homes, or as newspaperboys as provided in this act.

Section amended.

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

34:2-21.6. Record of employment of minors under 19.

6. Every employer shall keep a record, in a form approved by the Department of Labor, which shall state the name, date of birth and address of each person under 19 years of age employed, the number of hours worked by said person on each day of the week, the hours of beginning and ending such work, the hours of beginning and ending meal periods, the amount of wages paid, and such other information as the department shall by regulation require. Such record shall be kept on file for at least 1 year after the entry of the record and shall be open to the inspection of the Department of Labor, of attendance officers and of police officers. Nothing in this section shall apply to the employment of minors in agricultural pursuits, or in domestic service in private homes, or as newspaperboys as provided in this act.

Section amended.

5. Section 15 of the act of which this act is amendatory is amended to read as follows:

34:2-21.15. Street trade; agricultural pursuits; ages when permitted; special permits.

15. Except as hereinafter provided as to newspaperboys, no boy under 14 years of age and no girl under 18 years of age may engage in any street trade, which term, for the purpose of this section, shall include the selling, offering for sale, soliciting for, collecting for, displaying, or distributing any articles, goods, merchandise, commercial service, posters, circulars, newspapers or magazines or in blacking shoes on any street or other public place or from house to house. No child under 12 years of age may be employed in agricultural pursuits.

Except as hereinafter provided as to newspaperboys, whenever a child under 16 years of age desires to work during such times as the schools of

the district in which he resides are not in session in any street trade or in agricultural pursuits, the parent, guardian or other person having the custody and control of the child may file with the issuing officer in the school district in which the child resides an application for a special permit authorizing such work. Such application shall show the exact character of the work the child is to do, and the hours and wages and special conditions under which said work is to be performed.

If upon investigation it is found that the facts set forth in the application are true and that the work will not interfere with the child's health or standing in school, the issuing officer shall, upon presentation to him of the same proof of age as is required for the issuance of an employment certificate, issue a special permit, allowing the child to work at such times as the public schools in the district are not in session, but such work except in agricultural pursuits, and as newspaperboys, to be otherwise subject to the maximum hours of labor provisions set for minors under 16 years of age in section 3 of this act; provided, that nothing in this act shall prevent newspaperboys as defined in this act, between 12 and 14 years of age, from delivering, soliciting, selling and collecting for newspapers on routes in residential neighborhoods between the hours of 5:30 o'clock in the morning and 7:00 o'clock in the evening of any day; and newspaperboys 14 years of age and older from delivering, soliciting, selling and collecting for newspapers on routes in residential neighborhoods between the hours of 5:30 o'clock in the morning and 8:00 o'clock in the evening of any day; and provided further that no newspaperboy under the age of 18 years shall be permitted to engage in such occupation beyond the period of time wherein the combined hours devoted to said occupation as a newspaperboy and the hours in school shall exceed a total of 40 hours per week; and provided, further, that children engaged in agricultural pursuits may be employed no more than 10 hours per day.

Such special permit shall show the name, address, and date of birth of the minor for whom it is issued, the kind of proof of age submitted, the nature of the occupation in which the minor is to engage, and such other information as the Commissioner of Education may require.

Any such special permit for work in agriculture shall be issued for a period not to exceed 6 months and shall show its date of expiration. Any person employing a minor under 16 years of age in agriculture shall obtain such a certificate from the minor and keep it on file during the period of the minor's employment and shall return it to the minor to whom it is issued upon termination of his employment.

Upon application by the parent, guardian or other person having custody and control of a newspaperboy as defined in this act, between the ages of 12 and 18 years of age, to the publisher of any newspaper in this State and upon receiving satisfactory proof of age, such publisher may issue to such newspaperboy a special permit on a form prescribed and approved by the Commissioner of Education, whereby he shall be permitted to deliver, solicit, sell and collect for newspapers, magazines or any circulars or other papers included in a newspaper outside of his school hours, and on Sundays and during school vacations and no other employment certificate shall be required.

Such special permit shall show the name, address and date of birth of the newspaperboy for whom it is issued, and such other information as the Commissioner of Education may require.

The publisher shall forthwith mail 3 copies of such special permit to the issuing officer as defined in section 1 of this act, one of which copies shall be forwarded to the Commissioner of Education and one copy to the Commissioner of Labor and Industry in such manner as may be provided by regulation of said commissioners. A copy of such special permit shall also be furnished by the publisher to the parent, guardian or other person hav-

ing custody and control of the newspaperboy and the publisher shall retain at all times a file copy thereof.

The special permit shall remain in full force and effect unless and until the publisher is notified by the issuing officer that the newspaperboy is not physically fit or that in the opinion of the issuing officer, engaging in the occupation as a newspaperboy will be harmful to his education. In such case, the said special permit shall be suspended unless and until the issuing officer shall revoke said notification. In the event of such notification and suspension, however, if either the parent, guardian or other person having custody and control of the newspaperboy or the publisher shall deem such decision to be erroneous, an appeal may be made to the Commissioner of Education who shall have authority to reverse or modify such decision of the issuing officer.

The publisher shall keep a record of the name, address and birth date of each newspaperboy to whom such special permit is issued; the date said newspaperboy commenced and ceased delivering newspapers published by said publisher together with a record of the number of newspapers sold to each newspaper boy and a general description of the area of the route served by each newspaperboy. Such records shall be kept on file by said publisher for a period of 2 years after the newspaperboy has ceased delivering newspapers published by said publisher.

The special permit shall remain in full force and effect unless and until the publisher is notified by the issuing officer that the newspaperboy is not physically fit or that the newspaperboy's school record is such that engaging in the occupation of a newspaperboy will be harmful to his education. In such case, however, if either the parent, guardian or other person having custody and control of the newspaperboy or the publisher shall deem such decision to be erroneous, an appeal may be made to the Commissioner of Education who shall have

authority to reverse or modify such decision of the issuing officer.

6. Notwithstanding anything in this act contained, the Department of Labor and Industry and its inspectors and agents acting under the Commissioner of Labor and Industry shall have the full power and authority to enforce the provisions of this act as provided by the act to which this act is an amendment.

7. This act shall take effect immediately. Note: Effective date.

Approved February 15, 1965.

CHAPTER 289

AN ACT concerning motor vehicles and traffic regulation, and supplementing chapter 4 of Title 39 of the Revised Statutes.

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

1. No person shall operate a motor vehicle on any highway while knowingly having in his possession or in the motor vehicle any narcotic drug within the meaning of section 24:18–2 of the Revised Statutes or any amphetamine, barbiturate, barbital, hypnotic or somnifacient drugs, tranquilizers or any prescription legend drug, unless obtained from, or on a valid written prescription of, a duly licensed physician, veterinarian or dentist. 39:4-49.1. Operation of motor vehicle while in possession of narcotic drugs.

A person who violates this section shall be fined not less than $50.00 and shall forthwith forfeit his right to operate a motor vehicle for a period of 2 years from the date of his conviction.

2. The provisions of section 1 of this act shall not apply to a duly licensed physician, dentist, registered pharmacist, veterinarian, nurse, podiatrist, interne or resident physician of a hospital, sani- 39:4-49.2. Exceptions.

tarium or other medical institution; or to a hospital, sanitarium, clinical laboratory or any other medical institution; or to a State or governmental agency; or to any manufacturer, wholesaler, retailer or regular dealer in drugs.

39:4-49.3. Exceptions.

3. The provisions of section 1 of this act shall not apply to common carriers or to warehousemen while engaged in lawfully transporting or storing such drugs or to any employee of the same acting within the scope of his employment; or to public officers or employees in the performance of their official duties requiring possession or control of these drugs; or to temporary incidental possession by employees or agents of persons lawfully entitled to possession; or to persons whose possession is for the purpose of aiding public officers in performing their official duties.

4. This act shall take effect immediately.

Approved February 25, 1965.

CHAPTER 290

AN ACT to promote and regulate the sale and distribution of goods and articles made by blind persons.

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

30:6-17. State policy concerning the blind.

1. It is the policy of the State to assist blind persons, and organizations established to aid blind persons, in the sale of goods or articles which are the product of blind workers' labor by providing a means of authenticating the source of such goods and articles and by preventing misrepresentation as to items offered for sale as the product of blind persons.

30:6-18. Definitions.

2. As used in this act:

(a) "Blind person" means a person whose vision in his better eye with proper correction does not exceed 20/200 or who has a field defect in his better eye with proper correction which contracts the peripheral field so that the diameter of the visual field subtends an angle no greater than 20 degrees.

(b) "Goods or articles made by blind persons" shall be construed to mean goods or articles in the manufacture of which not less than 75% of the total hours of direct labor is performed by a blind person or persons.

(c) "Direct labor" means all work required for the preparation, processing and assembling goods or articles including the packaging and packing thereof, but not including time spent in the supervision, administration, inspection and shipping of such operations, or in the production of component materials by other than blind persons.

30:6-19. Identification of goods made by blind persons.

3. To facilitate ready and authoritative identification of goods or articles made by blind persons, any blind person and any public or private institution or agency, firm, association or corporation engaged in the manufacture or distribution of goods or articles made by a blind person or persons shall apply to the Commission for the Blind for a registration and authorization to use an official imprint, stamp, symbol or label, designed or approved by the commission, to identify goods and articles as made by the blind persons. Nothing in this act shall authorize the identification of goods or articles as made by blind persons when the direct labor performed by blind persons in connection therewith shall consist solely of the packaging or packing thereof as distinguished from the preparation, processing or assembling of such goods or articles. The commission shall investigate each application, under rules and regulations it shall adopt for the administration of this act, to assure that such person or organization is actually engaged in the manufacture or distribution of blind-made goods or articles. The commission may register, without investigation, nonresident indi-

viduals and out-of-State agencies, firms, associations or corporations upon proof that they are recognized and approved by the State of their residence or organization pursuant to a law of such State imposing requirements substantially similar to those prescribed pursuant to this act.

No fee shall be charged for registration of an individual blind person who manufactures and sells products of his own labor. A fee of $5.00 shall be charged and collected for registration of any other person, firm or corporation. All registrations shall be valid for 1 year from date of issue.

30:6-20. Requirements for sale of goods.

4. No goods or articles made in this or any other State may be displayed, advertised, offered for sale or sold in this State upon a representation that the same are made by blind persons unless the same are identified as such by label, imprint, stamp or symbol, and no such goods or articles may be so identified unless at least 75% of the total hours of direct labor of producing such goods or articles shall have been performed by a blind person or persons.

30:6-21. Affixing of stamp on articles made.

5. Any blind workman, or any public or private institution or agency, corporation, firm or association, registered with the commission pursuant to this act, engaged in the manufacture or distribution of articles of merchandise, made or manufactured by a blind person or persons, shall imprint or stamp upon such articles of merchandise or affix thereto labels containing the words, "made by a blind workman or made by the blind, or blind-made," to which shall be added the name of the manufacturer, the place of manufacture and such other information as the commission may prescribe.

30:6-22. Penalty for violation.

6. Any person, firm, corporation, institution or association, who (a) shall use or employ an imprint, stamp, symbol or label issued or approved by the Commission for the Blind or an imitation thereof without having registered with the commission, or (b) who shall directly or indirectly by any means indicate or tend to indicate or represent that the goods or articles were made by a blind

person or persons when in fact such goods or articles were not so made is a disorderly person and punishable by a fine of not more than $500.00 or imprisonment for not more than 1 year or both such fine or imprisonment.

7. This act shall take effect 90 days after enactment. Note: Effective date.

Approved February 25, 1965.

CHAPTER 291

AN ACT providing that any condition or impairment of health to a member of a volunteer fire department, caused by any disease of the respiratory system resulting in total or partial disability shall be held and presumed to be an occupational disease in certain cases, and supplementing chapter 15 of Title 34 of the Revised Statutes.

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

1. Any condition or impairment of health of any member of a volunteer fire department caused by any disease of the respiratory system shall be held and presumed to be an occupational disease unless the contrary be made to appear in rebuttal by satisfactory proof; providing 34:15-43.2. Impairment of health, causes.

(a) Such disease develops or first manifests itself during a period while such member is an active member of such department; and

(b) Said member, upon entering said volunteer fire service, has or shall have undergone a medical examination, which examination failed or fails to disclose the presence of such disease or diseases; and

(c) Such disease develops or first manifests itself within 90 days from the event medically determined to be the cause thereof.

Any present member who did not undergo a medical examination upon entering said volunteer fire service, may undergo such examination within 90 days after the effective date of this act and in the event such examination does not disclose the presence of such disease or diseases, he shall thereafter be entitled to the benefits of this act.

34:15-43.3. Determination of disease.

2. For the purposes herein expressed, the time of development or first manifestation of such disease or diseases shall only be determined by and run from the date of first notice of the existence of such disease or diseases to such member by a physician, or the date of death as a result of such disease or diseases.

3. This act shall take effect immediately.

Approved February 25, 1965.

CHAPTER 292

AN ACT to amend the "Teachers' Pension and Annuity Fund-Social Security Integration Act," approved June 1, 1955 (P. L. 1955, c. 37).

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

Section amended.

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

18:13-112.4. Definitions.

2. As used in this act:

a. "Accumulated deductions" means the sum of all the amounts, deducted from the compensation of a member or contributed by him, including interest credited prior to January 1, 1956, standing to the credit of his individual account in the annuity savings fund.

b. "Annuity" means payments for life derived from contributions made by a member as provided in this act.

c. "Beneficiary" means any person receiving a retirement allowance or other benefit as provided in this act.

d. "Compensation" means the contractual salary for services as a teacher as defined in this act.

e. "Employer" means the State, the board of education or any educational institution or agency of or within the State by which a teacher is paid.

f. "Final compensation" means the average annual compensation for which contributions are made by a member for the 5 years immediately preceding his retirement, or, at the option of such member, it shall mean the average annual compensation for which contributions are made by a member during any 5 consecutive years of his or her membership, said 5 years to be selected by the applicant prior to the date of retirement.

g. "Fiscal year" means any year commencing with July 1, and ending with June 30, next following.

h. "Pension" means payments for life derived from appropriations made by the State to the Teachers' Pension and Annuity Fund.

i. (blank)

j. "Pension reserve" means the present value of all payments to be made on account of any pension or benefit in lieu of a pension granted to a member from the Teachers' Pension and Annuity Fund computed on the basis of such mortality tables as the board of trustees adopts, with regular interest.

k. "Present-entrant" means any member of the Teachers' Pension and Annuity Fund who has established status as a "present-entrant member" of said fund prior to the effective date of this act.

l. "Rate of contribution initially certified" means the rate of contribution certified based upon the member's age when last he became a member.

m. "Regular interest" shall mean interest as determined from time to time by the board of trustees. The regular interest rate shall be limited to a minimum of 3% per annum, and a maximum of 4% per annum.

n. "Retirement allowance" means the pension plus the annuity.

o. "School service" means any service as a "teacher" as defined in this section.

p. "Teacher" means any regular teacher, special teacher, helping teacher, teacher clerk, principal, vice-principal, supervisor, supervising principal, director, superintendent, city superintendent, assistant city superintendent, county superintendent, State commissioner or assistant commissioner of education and other members of the teaching or professional staff of any class, public school, high school, normal school, model school, training school, vocational school, truant reformatory school, or parental school, and of any and all classes or schools within the State conducted under the order and superintendence, and wholly or partly at the expense of the State Board of Education, of a duly elected or appointed board of education, board of school directors, or board of trustees of the State or of any school district or normal school district thereof, and any such persons under contract or engagement to perform one or more of these functions. No person shall be deemed a teacher within the meaning of this act who is a substitute teacher or is a teacher not regularly engaged in performing one or more of these functions as a full-time occupation outside of vacation periods. In all cases of doubt the board of trustees shall determine whether any person is a teacher as defined in this act.

In addition to the above mentioned persons defined as teachers, there shall also come under the provisions of this act and subject to the same provisions as apply to teachers, any custodian, janitor, assistant janitor, janitress, engineer, fireman or any janitorial employees of a board of education of any school district, or of any other employer as defined in this act.

q. "Teachers' Pension and Annuity Fund" hereinafter referred to as the "retirement system," is the corporate name of the arrangement for the payment of retirement allowances and other bene-

fits under the provisions of this act, including the several funds placed under the management of the board of trustees of said system. By that name all its business shall be transacted, its funds invested, warrants for money drawn, and payments made and all of its cash and securities and other property held.

r. "Veteran" means any honorably discharged officer, soldier, sailor, airman, marine or nurse who served in any army, air force or navy of the allies of the United States in World War I between July 14, 1914, and November 11, 1918, or who served in any army, air force or navy of the allies of the United States in World War II, between September 1, 1939, and September 2, 1945, and who was inducted into such service through voluntary enlistment, and was a citizen of the United States at the time of such enlistment, and who did not, during or by reason of such service, renounce or lose his United States citizenship, and any officer, soldier, sailor, marine, airman, nurse or army field clerk who has served in the active military or naval service of the United States and has or shall be discharged or released therefrom under conditions other than dishonorable, in any of the following wars, uprisings, insurrections, expeditions or emergencies, and who has presented to the board of trustees evidence of such record of service in form and content satisfactory to said board of trustees:

(1) The Indian wars and uprisings during any of the periods recognized by the War Department of the United States as periods of active hostility;

(2) The Spanish-American War between April 20, 1898, and April 11, 1899;

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February 4, 1899, to the end of 1913;

(4) The Peking relief expedition between June 20, 1900, and May 27, 1902;

(5) The army of Cuban occupation between July 18, 1898, and May 20, 1902;

(6) The army of Cuban pacification between October 6, 1906, and April 1, 1909;

(7) The Mexican punitive expedition between March 14, 1916, and February 7, 1917;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April 12, 1911, and June 16, 1919;

(9) World War I, between April 6, 1917, and November 11, 1918;

(10) World War II, between September 16, 1940, and September 2, 1945, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army specialized training program or the Navy college training program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided;

(11) Emergency, at any time after June 23, 1950, and prior to the date of termination, suspension or revocation of the proclamation of the existence of a national emergency issued by the President of the United States on December 16, 1950, or date of termination of the existence of such national emergency by appropriate action of the President or the Congress of the United States, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army specialized training program or the Navy college training program which course

was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided.

Section amended.

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

18:13-112.16. Credit for temporary service.

14. Any person employed temporarily as a teacher and whose temporary employment resulted in permanent employment or any person employed as a substitute immediately prior to permanent employment shall be permitted to make contributions covering such service in accordance with the rules and regulations of the board of trustees and receive the same annuity and pension credits as if he had been a member during such service.

Section amended.

3. Section 36 of the act of which this act is amendatory is amended to read as follows:

18:13-112.38. Vesting.

36. Should a member, after having completed 20 years of service, be separated voluntarily or involuntarily from the service, before reaching service retirement age, and not by removal for conduct unbecoming a teacher or other just cause under the provisions of sections 18:13–16 to 18:13–19 of the Revised Statutes, inclusive, such person may elect to receive, in lieu of the payment provided in section 34:

a. the payments provided for in section 37 of this act, if he so qualified under said section; or

b. a deferred retirement allowance, beginning at age 60, which shall be $\frac{1}{70}$ of his final compensation for each year of service credited as Class A service and $\frac{1}{60}$ of his final compensation for each year of service credited as Class B service, calculated in accordance with section 44 of this act, with optional privileges provided for in section 47 of this act; provided, that such election is communicated by

such member to the board of trustees in writing stating at what time subsequent to the execution and filing thereof he desires to be retired; and provided, further, that such member may later elect: (a) to receive the payments provided for in section 37 of this act, if he had qualified under that section at the time of leaving service; or (b) to withdraw his accumulated deductions with interest as provided in section 34. If such member shall die before attaining service retirement age, then his accumulated deductions, plus regular interest after January 1, 1956, shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, or if such member shall die after attaining service retirement age and has not withdrawn his accumulated deductions, there shall be paid an amount equal to $\frac{3}{16}$ of the compensation received by the member in the last year of creditable service to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate.

4. This act shall take effect immediately.

Approved February 25, 1965.

CHAPTER 293

AN ACT concerning narcotic drugs, and amending section 24:18–47 of the Revised Statutes.

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

Section amended.

1. Section 24:18–47 of the Revised Statutes is amended to read as follows:

24:18–47. Any person as in this chapter defined

Violation a high misdemeanor; punishment; previous convictions.

(a) Who, being of or over the age of 21 years, sells, gives, administers or dispenses any narcotic drug, except as authorized by this chapter, to any person under the age of 18 years shall be guilty of a high misdemeanor and shall be punished by a fine of not less than $2,000.00 or more than $10,000.00 and by imprisonment at hard labor for not less than 2 years with a maximum of imprisonment for life or

(b) Who violates any other provision hereof shall be guilty of a high misdemeanor and shall be punished as follows:

(1) for a first offense, by a fine not exceeding $2,000.00 and by imprisonment, with hard labor, for a term of not less than 2 years nor more than 15 years;

(2) for a second offense, by a fine not exceeding $5,000.00 and by imprisonment, with hard labor, for a term of not less than 5 years nor more than 25 years;

(3) for a third or subsequent offense, by a fine not exceeding $5,000.00 and by imprisonment, with hard labor, for a term of not less than 10 years with a maximum of imprisonment for life.

In case a person charged with a violation of any of the provisions of this chapter shall have been previously convicted of a violation of the laws of the United States or of any other State, territory or district relating to narcotic drugs or marihuana, such previous conviction shall for the purpose of this section, be deemed a first or second offense as the case may be.

2. This act shall take effect immediately.

Approved February 25, 1965.

CHAPTER 294

AN ACT concerning crimes, supplementing subtitle 1C and repealing section 2A:170–45 of Title 2A of the New Jersey Statutes.

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

2A:111-34. Penalty.

1. Any person who, with intent to defraud the owner of any motor vehicle, or any person in lawful possession thereof, obtains possession of such motor vehicle by agreeing to pay a rental for its use based in whole or in part upon the distance such motor vehicle shall travel, is guilty of a misdemeanor.

The obtaining or retaining of possession of any such motor vehicle by means of any false or fraudulent representation, fraudulent concealment, false pretense or personation, trick, artifice or device, including, but not limited to, a false representation as to name, residence, employment, or operator's license, or the giving of a bad or worthless check, as a deposit or for the rental agreed to be paid or the refusal to pay the rental for such motor vehicle, or absconding without paying such rental, is prima facie evidence of intent to defraud.

It shall be a complete defense to any civil action arising out of or involving the arrest or detention for a violation of this act of any person renting or leasing a motor vehicle that any representation made by him in obtaining or retaining possession of the vehicle is contrary to the fact.

2A:111-35. Penalty.

2. Any person who, after hiring, leasing or renting a motor vehicle under an agreement in writing, which provides for return of said vehicle to a particular place, or at a particular time, shall abandon said vehicle, or secrete, convert, sell or attempt to sell the same or any part thereof, or who shall fail to return the vehicle to said place

within the time specified, and is thereafter personally served with a written demand, or upon whom written demand is thereafter made by registered mail, to return said vehicle to the place specified in the written agreement within 72 hours from the time of the personal service or service by registered mail of such demand, and who fails, except for causes beyond his control to return said vehicle to the lessor within said period, is guilty of a misdemeanor.

Service by registered mail shall be deemed to be complete upon deposit in the United States mail of such demand securely wrapped, postpaid and addressed to such person at the address for such person set forth in the written agreement for the hire or use thereof or in the absence of such address to such person's last known place of residence.

It shall be a complete defense to any civil action arising out of or involving the arrest or detention for a violation of this act of any person upon whom such demand was served personally or by registered mail that he failed to return the vehicle to the place specified in the rental agreement within such 72-hour period.

3. Section 2A:170–45 of the New Jersey Statutes is repealed. Repealed. 2A:111-36.

4. This act shall take effect immediately.

Approved February 25, 1965.

JOINT RESOLUTIONS

Joint Resolutions

JOINT RESOLUTION No. 1

A JOINT RESOLUTION to declare the week of March 1 through 7, 1964 as "Save Your Vision Week" and for a proclamation thereof by the Governor.

Preamble. WHEREAS, The New Jersey Optometric Association and the American Optometric Association sponsor "Save Your Vision Week" for the purpose of emphasizing the vital importance of conserving vision; and

Preamble. WHEREAS, This year marks the thirty-seventh annual observance of "Save Your Vision Week"; and

Preamble. WHEREAS, The President of the United States has proclaimed "Save Your Vision Week" as a National observance; and

Preamble. WHEREAS, The attention of every citizen must be directed to protecting his irreplaceable gift of vision; and

Preamble. WHEREAS, The profession of optometry and the doctors who practice it are continually contributing to more accurate, more efficient and more comfortable vision based on latest research and development; therefore

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

Save Your Vision Week. 1. The week of March 1 through 7, 1964, is declared to be "Save Your Vision Week" in the State of New Jersey.

Proclamation.

2. That the Governor, by appropriate proclamation, so proclaim the said week of March 1 through 7, 1964, as "Save Your Vision Week."

3. This joint resolution shall take effect immediately.

Approved February 18, 1964.

JOINT RESOLUTION No. 2

A JOINT RESOLUTION to reconstitute the Commission to Study the Arts in New Jersey created by Joint Resolution Number 11 of the 1962 Session of the Legislature.

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

Commission reconstituted.

1. The Commission to Study the Arts in New Jersey created pursuant to Joint Resolution Number 11 of the 1962 Session of the Legislature is hereby reconstituted and continued with the same membership and the same officers as heretofore and with the same powers and duties vested in and imposed upon it by said joint resolution.

Vacancies.

2. Vacancies in the membership of the commission occasioned by any cause shall be filled in the same manner as the original appointments were made.

Report to the Legislature.

3. The commission, as reconstituted, shall report to the current or the next session of the Legislature.

4. This joint resolution shall take effect immediately.

Approved February 18, 1964.

JOINT RESOLUTION No. 3

A JOINT RESOLUTION requesting the Governor to issue a proclamation designating May 1, 1964, as "Law Day USA," in New Jersey.

WHEREAS, May 1 in each year has been designated by Federal Law (Joint Resolution No. 32 of the 87th Congress, first Session) as "Law Day USA"; and Preamble.

WHEREAS, The purpose is to strengthen the nation's dedication to the rules of law as the foundation of our free society and to freshen every citizen's awareness of the rights and privileges which he enjoys by reason of our system of law and our courts; and Preamble.

WHEREAS, The Legislature of the State of New Jersey is desirous that the State shall give proper recognition to these sentiments; now, therefore, Preamble.

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

1. The Governor of the State of New Jersey is hereby respectfully requested to promulgate a proclamation designating May 1, 1964, as "Law Day USA" in the State of New Jersey. Law Day USA.

2. This joint resolution shall take effect immediately.

Approved March 17, 1964.

JOINT RESOLUTION No. 4

A JOINT RESOLUTION to declare the month of April as "Cancer Control Month" in the State of New Jersey and providing for a proclamation thereof by the Governor.

Preamble. WHEREAS, The American Cancer Society, with a membership of more than 2,000,000 Americans, is the only voluntary organization fighting cancer through a balanced program of research, education and service; and

Preamble. WHEREAS, The New Jersey Division of the said American Cancer Society, through the year-round programs of its 21 county chapters, is urging the people of the State to heed the necessity of frequent health checkups and is assisting those already stricken with cancer; and

Preamble. WHEREAS, The said American Cancer Society is entirely dependent on the contributions of the people in its battle to save lives and defeat man's most cruel and insidious enemy; now, therefore,

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

Cancer Control Month. 1. The month of April, 1964, shall be known in New Jersey as "Cancer Control Month" and the residents of the State are urged to support the New Jersey Division of the American Cancer Society and its cancer control programs in the 21 counties of the State.

Proclamation. 2. The Governor, by appropriate proclamation, is requested to designate the said month of April as "Cancer Control Month" in New Jersey.

3. This joint resolution shall take effect immediately.

Approved March 17, 1964.

JOINT RESOLUTION No. 5

A JOINT RESOLUTION reconstituting the Commission to Study Meadowland Development, created pursuant to Joint Resolution No. 8 (1963), approved June 6, 1963.

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

Commission reconstituted.

1. The Commission to Study Meadowland Development, created pursuant to Joint Resolution No. 8 (1963) approved June 6, 1963, is hereby reconstituted with the membership heretofore appointed. The members shall serve for the duration of the commission. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

Powers and duties.

2. The commission shall retain all the powers and duties imposed upon it by Joint Resolution No. 8 (1963) and is hereby further authorized to expend such funds as shall be appropriated to it by law or donated or granted to it to hire or employ professional and legal consultants and such personnel as it may require to carry out the duties imposed upon it.

Report to Governor and the Legislature.

3. The commission shall make its report to the Governor and the Legislature on or before June 30, 1965 and shall remain in effect until said date or the date upon which its report is so submitted, whichever is the earlier.

4. This joint resolution shall take effect immediately.

Approved April 29, 1964.

JOINT RESOLUTION No. 6

A JOINT RESOLUTION relating to increasing employment opportunities for New Jersey's citizens.

Preamble. WHEREAS, The Legislature believes that the development of new jobs by the State's business community has a direct relationship to the personal welfare of all our citizens and is thus in the public interest; and

Preamble. WHEREAS, A favorable environment to encourage business expansion and to attract new industry is essential for the broadening of employment opportunities for all the people; and

Preamble. WHEREAS, Such an environment is comprised of elements that are economic, political and social and includes attitudes of government and all other groups and individuals toward business; and

Preamble. WHEREAS, The actions of the Legislature to improve the environment in which business and industry must operate, and to increase its competitive strength, will contribute directly to the continuing prosperity of our State and to the constantly rising standard of living of all our citizens.

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

Examination of proposed legislation by the Legislature. 1. That the Legislature henceforth shall examine all proposed legislation relating to commerce, industry and agriculture in terms of its effect upon job opportunities in the State and shall determine whether such legislation may have any future discriminating or deterring effect upon the investment of capital and the creation of needed payrolls in New Jersey.

Examination of discretionary actions and orders by the Governor and heads of each department. 2. The members of the Legislature hereby request the Governor and the heads of each depart-

ment in State Government to examine their own discretionary actions and orders in any way relating to commerce, industry and agriculture, in terms of the effect of such governmental action upon new jobs for New Jersey.

Reaffirmation by the Legislature.

3. The Legislature reaffirms its dedication to fair and just treatment in legislation and regulation for all segments of our economy; of fair and equitable policies of taxation; of impartial treatment for labor and management in their relationships with government; and of recognition of the basic rights of all our citizens, both individual and corporate.

Copies to be forwarded.

4. A copy of this resolution, officially authenticated, shall be forwarded to the Governor and to the head of each principal department of the State Government.

5. This joint resolution shall take effect immediately.

Approved May 4, 1964.

JOINT RESOLUTION No. 7

A JOINT RESOLUTION creating a commission to study capital punishment to weigh the question of its place in present-day society, and to inquire into possible substitutions therefor.

Preamble.

WHEREAS, Eight States of the United States have seen fit to abolish the death penalty with no seemingly harmful effects on the public peace; and

Preamble.

WHEREAS, The moral teachings of Christianity and Judaism preclude the taking of life for any reason; and

Preamble.

WHEREAS, Many penologists, criminologists, psychiatrists and other experts in the field of human relations advocate the abolition of the death penalty; and

Preamble. WHEREAS, Juries in capital cases have been increasingly reluctant to assess the death penalty; and

Preamble. WHEREAS, There has been an increasing interest in the subject of capital punishment by the general public; now, therefore,

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

Commission created; members; vacancies. 1. There is hereby created a commission to be known as the Commission to Study Capital Punishment consisting of 9 members, 3 to be appointed by the President of the Senate, no more than 2 of whom shall be of the same political party, 3 to be appointed by the Speaker of the General Assembly, no more than 2 of whom shall be of the same political party, and 3 to be appointed from the citizenry of the State at large by the Governor, no more than 2 of whom shall be of the same political party. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

Organization of commission. 2. The commission shall organize as soon as may be after the appointment of its members and shall select a chairman and a vice-chairman from among its members and a secretary who need not be a member of the commission.

Duties. 3. It shall be the duty of the commission to study the subject of capital punishment to evaluate the conditions under which it has been applied in New Jersey and to its purported deleterious moral and social effect. It shall be the further duty of the commission to inquire into the effect which abolition of the death penalty may have on law enforcement and to evaluate the experience in those States and countries which do not have the death penalty. In conducting its studies, the commission shall be guided by the imperative need of respect for the law, and the constant need for revision of the law toward the end that it shall be compatible with modern moral, social and scientific concepts.

4. The commission may conduct public and private hearings as it may deem desirable, and it may call upon any of the State departments for such assistance as may be required from such departments. Hearings.

5. The commission shall make its report to the Legislature and to the Governor within 90 days after enactment of this joint resolution, and its report may include recommendations for specific changes in the statutory law relating to the subject of capital punishment. Report.

6. This joint resolution shall take effect immediately.

Approved May 5, 1964.

JOINT RESOLUTION No. 8

A JOINT RESOLUTION creating a Motor Vehicle Air Pollution Control Study Commission to study and report on certain matters relating to air pollution and smog conditions resulting from motor vehicle fumes.

WHEREAS, Motor vehicle fumes are a major contributing cause of air pollution and smog conditions; and Preamble.

WHEREAS, The control and elimination of the pollutants present in such fumes is of prime importance for the protection and preservation of the public health and well being, and to prevent or lessen interference with visibility occasioned by smog; and Preamble.

WHEREAS, It is essential that the best means, devices and procedures for the control and elimination of such pollutants be ascertained at the earliest possible moment; now, therefore, Preamble.

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

Commission created; members; vacancies.

1. There is hereby created a nonpartisan legislative study commission, to be known as the Motor Vehicle Air Pollution Control Study Commission, to consist of 2 members of the Senate to be appointed by the President thereof, 2 members of the General Assembly to be appointed by the Speaker thereof, 3 citizen members to be appointed by the Governor, and the following State officers, ex officio, the Attorney General, the Director of the Division of Motor Vehicles, and the Chief of the Bureau of Traffic Safety in the Division of Motor Vehicles. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

Organization.

2. The commission shall organize as soon as may be after the appointment of its members and shall select a chairman from among its members and a secretary who need not be a member of the commission.

Duties.

3. It shall be the duty of said commission to study the problem of motor vehicle caused air pollution and smog conditions, the various methods, measures and devices used, or under consideration for use, to control, eliminate or reduce the emission of pollutants existing in motor vehicle fumes, and to evaluate and determine the best of such methods, measures and devices.

Assistance.

4. The commission shall be entitled to call to its assistance and avail itself of the services of such employees of any State, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for said purpose, and to employ such stenographic and clerical assistants and incur such traveling and other miscellaneous expenses as it may deem necessary, in order to perform its duties, and as may be within the limits of funds appropriated or otherwise made available to it for said purposes.

Hearings.

5. The commission may meet and hold hearings at such place or places as it shall designate during

the sessions or recesses of the Legislature and shall report its findings and recommendations to the Legislature, accompanying the same with any legislative bills which it may desire to recommend for adoption by the Legislature.

6. This joint resolution shall take effect immediately.

Approved May 5, 1964.

JOINT RESOLUTION No. 9

A JOINT RESOLUTION to reconstitute the Narcotic Drug Study Commission created by Joint Resolution No. 15 of the 1962 Session of the Legislature.

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

1. The Narcotic Drug Study Commission created by Joint Resolution No. 15 of the 1962 Session of the Legislature is hereby reconstituted and continued with the same membership and the same officers as heretofore and with the same powers and duties vested in and imposed upon it by said joint resolution. Commission reconstituted.

2. Vacancies in the membership of the commission occasioned by any cause shall be filled in the same manner as the original appointments were made. Vacancies.

3. The commission, as reconstituted, shall report to the Governor and the Legislature, from time to time, on the progress of its work in its various aspects and with such findings and recommendations as it shall care to make. Reports.

4. This joint resolution shall take effect immediately.

Approved May 5, 1964.

JOINT RESOLUTION No. 10

A JOINT RESOLUTION providing for the reconstitution and continuation of the Commission on Emergency Civil Government constituted under Joint Resolution No. 7 of the 1959 Session of the Legislature and reconstituted under Joint Resolution No. 12 of the 1962 Session to formulate proposals for the effective continuation of civil government in the event of nuclear attack or similar disaster.

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

Commission reconstituted.

1. The Commission on Emergency Civil Government, created pursuant to Joint Resolution No. 7, approved April 14, 1959, and reconstituted under Joint Resolution No. 12, approved June 11, 1962, is hereby reconstituted and continued with such of its legislative membership as continue to be members of the House from which they were appointed and such other members as were heretofore appointed. Vacancies in the membership of the commission occasioned by any cause shall be filled in the same manner as the original appointments were made. A vacancy shall be deemed to have occurred whenever a member of the commission who is a member of the Senate or General Assembly shall cease to be a member of the Legislature.

Powers and duties.

2. The commission shall retain all the powers and duties vested in and imposed upon it by Joint Resolution No. 7 (1959) and Joint Resolution No. 12 (1962).

Reports.

3. The commission, as reconstituted, shall make its report to the Governor and the Legislature on or before June 30, 1965 and shall remain in existence until said date or the date upon which its report is so submitted, whichever is the earlier.

4. This joint resolution shall take effect immediately.

Approved May 21, 1964.

JOINT RESOLUTION No. 11

A JOINT RESOLUTION memorializing Congress to provide for the dredging to a depth of 8 feet, of the Intracoastal Waterway in the State of New Jersey, and for an improved maintenance and operation of the said waterway.

WHEREAS, Pursuant to the provisions of chapter 333 of the laws of 1950 and amendments thereto the New Jersey Intracoastal Waterway was transferred and conveyed to the United States, upon certain terms and conditions, agreed upon by the official representatives of the United States and of this State; and Preamble.

WHEREAS, An adequate maintenance and operation of said waterway including a dredging of it to a depth of 8 feet, would be beneficial to the economy of the United States and of this State; and Preamble.

WHEREAS, The use of the said waterway by commercial fishing boats and pleasure craft has been greatly curtailed by the shallowing of the depth of the waterway, and this condition is continually worsening and it has become imperative to improve the maintenance and operation of the waterway particularly by a dredging of it to a depth of 8 feet; and Preamble.

WHEREAS, The said waterway as an integral part of the Federal Intracoastal Waterway extending from New Jersey to its terminus in the State of Florida, is therefore, important to the economy of the country and to the defense of the United States in the event of war or other emergency; and Preamble.

WHEREAS, In connection with the improved maintenance and operation of the said waterway a par- Preamble.

tial rerouting in this State in the interest of a better usage of the waterway may be required; now, therefore,

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

Congress memorialized.

1. The Congress of the United States is hereby memorialized to take cognizance of the urgent need for the dredging of the New Jersey Intracoastal Waterway to a depth of 8 feet, and for the need of improved maintenance and operation of the said waterway, and also the probable need for partial rerouting of the said waterway in New Jersey.

Congress further memorialized.

2. The Congress of the United States is further memorialized to appropriate sufficient funds for the said purposes, and to authorize and direct the Federal officers in charge of the said waterway to effectuate the purposes of such measures as may be adopted by the Congress pursuant to this resolution.

Secretary of State to transmit copies.

3. The Secretary of State is directed to transmit a copy of this resolution to the President pro tempore of the Senate of the United States, the Speaker of the House of Representatives, and the Senators and Representatives of the State of New Jersey in the Congress.

4. This joint resolution shall take effect immediately.

Approved May 21, 1964.

JOINT RESOLUTION No. 12

A JOINT RESOLUTION requesting the Commission on State Tax Policy to make a study of the effects of local property taxes upon slum conditions.

Preamble.

WHEREAS, Growing concern with urban blight in New Jersey cities has focused attention upon the need for action to avoid a continuation of this unwholesome trend; and

WHEREAS, Slum conditions associated with urban blight cause many people to live in poor conditions; and Preamble.

WHEREAS, Assessment of building improvements for local property taxation may discourage improvement of low grade rental housing by landlords on the ground that the increase in rental income cannot carry the added tax resulting from such improvements; and Preamble.

WHEREAS, Social and financial costs of slum conditions make it desirable in the public interest to avoid any tax policy which tends to increase these costs; and Preamble.

WHEREAS, The Legislature now has before it a proposal to provide special tax consideration for urban renewal projects to make the tangible benefits of such projects attainable; and Preamble.

WHEREAS, There has been some experience in other States and other nations in adapting local property tax policies to encourage improvement of substandard properties; now, therefore, Preamble.

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

1. The Commission on State Tax Policy is hereby requested to undertake a study of the effect of local property tax policy and practice upon the development and continuation of slum conditions. Study of local tax policy.

2. The commission is especially requested to examine the experience of other cities, States and nations which have developed tax policies or programs designed to discourage the development or continuation of slum conditions. Examination of other programs.

3. The commission shall report to the Governor and the Legislature its findings and recommendations for temporary, transitional or permanent changes, if any, in the local property tax law or Report.

practice, and any related tax measures or adjustments which the results of its study indicate to be desirable or necessary for the purpose of improving existing slum conditions and avoiding future slums.

Interim reports.

4. The commission shall make its report not later than the first week in July, 1965 and may make such interim reports prior thereto as its study shall dictate.

Approved May 22, 1964.

JOINT RESOLUTION No. 13

A JOINT RESOLUTION directing the Boat Regulation Commission to study and determine a uniform method for the taxation, or other method of treatment in lieu of taxation, of boats.

Preamble.

WHEREAS, The State of New Jersey is fortunate in having within its boundaries many lakes, rivers, and bays, together with the coastal waters of the Atlantic ocean, which attract boating enthusiasts with their boats from all areas of our country; and

Preamble.

WHEREAS, In many of our taxing districts there are harbors, yacht and boat basins, marinas, and other facilities for the mooring, docking, or other storage of the boats of said enthusiasts; and

Preamble.

WHEREAS, The tax assessors of said districts have not adopted uniform methods for assessing and valuing said boats for the purposes of personal property taxation and as a result confusion and unfairness exists as between said districts in the personal property taxation of said boats; and

WHEREAS, It is essential that such confusion and unfairness be eliminated; now, therefore, Preamble.

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

1. The Boat Regulation Commission in the Department of Conservation and Economic Development is directed to study and determine a uniform method for the taxation, or other method of treatment in lieu of taxation, of boats moored, docked or otherwise stored in this State, so as to eliminate the unfairness and confusion resulting from the varying application of the personal property tax law to such boats. Study commission.

2. The commission shall be entitled to call to its assistance and avail itself of the services of such employees of any State, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for said purpose, and to employ such stenographic and clerical assistants and incur such traveling and other miscellaneous expenses as it may deem necessary, in order to perform its duties, and as may be within the limits of funds appropriated or otherwise made available to it for said purposes. Assistance.

3. The commission may meet and hold hearings at such place or places as it shall designate and shall report its findings and recommendations to the Governor and to the Legislature not later than March 1, 1965, accompanying the same with any legislative bills which it may desire to recommend for adoption by the Legislature. Hearings; findings.

4. This joint resolution shall take effect immediately.

Approved May 22, 1964.

JOINT RESOLUTION No. 14

A JOINT RESOLUTION constituting a special committee to study practices involving the charging of excessive fees, discounts or other things of value for making or obtaining a mortgage loan or loans upon real estate.

Preamble. WHEREAS, Certain owners or purchasers of real estate have been required to pay fees, discounts, or other sums of money in excess of the amount necessary to translate fixed submarket interest rates on FHA insured and VA guaranteed mortgages into current prevailing market interest rates; and

Preamble. WHEREAS, Some persons have been forced to pay exorbitant commissions for the brokeraging of conventional mortgage loans; and

Preamble. WHEREAS, These practices are a matter of grave concern to the real estate and mortgage lending industries and the New Jersey State Legislature; and

Preamble. WHEREAS, It is the desire of the New Jersey State Legislature to obtain the facts to the end that such irregular practices may be effectively curbed; now, therefore,

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

Committee; members; organization; examination of practices; powers; reports. 1. That a special committee consisting of 2 Assemblymen of opposite political faiths, to be appointed by the Speaker of the House of Assembly, 2 Senators of opposite political faiths, to be appointed by the President of the Senate, and 5 members to be appointed by the Governor of the State of New Jersey, one of whom shall be a real estate broker

who shall be a member of the New Jersey Association of Real Estate Boards, one of whom shall be a member of the Mortgage Bankers Association of New Jersey, one representative of the New Jersey Savings and Loan League, and one of whom shall be a member of the New Jersey Bankers Association, and one of whom shall be a member of the New Jersey Home Builders Association, is hereby constituted.

2. The committee shall be appointed and organized within 30 days after passage of this act and shall select a chairman and a secretary from among its members.

3. The committee is especially requested to examine the practice of demanding points, fees, or other things of value for the purpose of obtaining a mortgage loan or loans, as the same exists in the State of New Jersey.

4. The committee is empowered to hold hearings in the various parts of the State of New Jersey and is given the express power to subpœna witnesses and records.

5. The committee shall have power to call upon the services of any employee of any State department.

6. The committee shall report to the Governor and the Legislature its findings and recommendations for temporary, transitional or permanent legislation for the curbing of exacting exorbitant fees or things of value for the making or obtaining of any mortgage loan upon real estate in the State of New Jersey.

7. The committee shall make its report not later than the first week in February, 1965 and may make such interim reports prior thereto as its study shall dictate.

8. This joint resolution shall take effect immediately.

Approved May 29, 1964.

JOINT RESOLUTION No. 15

A JOINT RESOLUTION memorializing the President of the United States and the Congress to authorize and provide for the construction and maintenance of a veterans hospital in the southern part of New Jersey.

Preamble. WHEREAS, There is presently a pressing need for a veterans hospital in the southern part of New Jersey; and

Preamble. WHEREAS, The veterans hospitals in New Jersey are not only overcrowded but they are not readily accessible to relatives and friends of hospitalized veterans who reside in the southern counties of New Jersey; and

Preamble. WHEREAS, A veterans hospital in the southern part of New Jersey could probably be authorized by a presidential executive order but Congress might also be required to take action to effectuate such purpose; now, therefore,

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

President memorialized. 1. The President of the United States is hereby memorialized to authorize and provide for the construction and maintenance of a veterans hospital in the southern part of New Jersey.

Congress memorialized. 2. The Congress of the United States is memorialized to take such action as may be necessary to facilitate the construction and maintenance of a veterans hospital in the southern part of New Jersey.

Secretary of State to transmit copies. 3. The Secretary of State is directed to transmit a copy of this Joint Resolution to the President of the United States, the Speaker of the House of Representatives, the Senators and Representatives of

the State of New Jersey in the Congress and the Administrator of Veterans Affairs.

4. This joint resolution shall take effect immediately.

Approved July 16, 1964.

JOINT RESOLUTION No. 16

A JOINT RESOLUTION creating a commission to investigate the feasibility of acquiring a suitable tract of land at the expense of the State to be turned over to the Federal Government for the establishment and maintenance of a national cemetery in the southern part of New Jersey.

Preamble. WHEREAS, The National Cemetery at or near Beverly in Burlington county, which was acquired by the United States following the Civil War and to which acquisition this State gave its consent, is no longer adequate for the purposes of a national cemetery in the southern part of New Jersey; and

Preamble. WHEREAS, It has been suggested that if the State provided the lands the Federal Government would create and establish another national cemetery in the southern part of New Jersey; and

Preamble. WHEREAS, It is advisable to have a commission investigate this subject matter and report back to the Governor and the Legislature as to the feasibility of the suggested project; now, therefore,

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

Creation of commission; members; vacancies. 1. There is hereby created a commission to consist of 3 members, one to be appointed from the

members of the Senate or at large by the President of the Senate, one to be appointed from the members of the General Assembly or at large by the Speaker thereof, and one by the Governor. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

Organization.

2. The commission shall organize as soon as may be after the appointment of its members and shall select a chairman from among its members and a secretary who need not be a member of the commission.

Duties.

3. It shall be the duty of said commission to investigate the feasibility of providing a tract of land in the southern part of New Jersey at the expense of the State to be turned over to the Federal Government for the creation and establishment of a national cemetery. The commission shall give consideration to the cost involved and to the existence of available and properly located tracts of land for the purpose. The commission shall confer with the Federal Department of Parks or such other Federal body having jurisdiction of the general subject matter of national cemeteries and their location and maintenance.

Assistance.

4. The commission shall be entitled to call to its assistance and avail itself of the services of such employees of the State as it may require and as may be available to it for said purpose and, in particular, to personnel of the Department of Conservation and Economic Development assigned to veterans services. The commission may employ such stenographic and clerical assistants and incur such traveling and other miscellaneous expenses as it may deem necessary in order to perform its duties and as may be within the limits of the funds appropriated or otherwise made available to it for said purposes.

Hearings; findings; recommendations.

5. The commission may meet and hold hearings at such place or places as it shall designate during the sessions or recesses of the Legislature and shall report its findings and recommendations to the

Governor and the Legislature during the present or next session of the Legislature.

6. This joint resolution shall take effect immediately.

Approved November 5, 1964.

JOINT RESOLUTION No. 17

A JOINT RESOLUTION memorializing the Congress of the United States to enact legislation to implement the "Federal Flood Insurance Act of 1956."

WHEREAS, The Congress of the United States, in 1956, enacted the "Federal Flood Insurance Act of 1956"; and Preamble.

WHEREAS, The Congress found in said act that "In the case of recurring natural disasters, including recurring floods, insurance protection against individual and public loss is not always practically available through private or public sources"; and Preamble.

WHEREAS, The avowed purpose of said act was to establish a program of Federal insurance and reinsurance against the risk of floods and to encourage private insurance covering such flood risks; and Preamble.

WHEREAS, The Congress of the United States has heretofore failed to appropriate the funds necessary to implement the "Federal Flood Insurance Act of 1956"; and Preamble.

WHEREAS, Since 1956 there have been numerous disasters, storms and floods in many of the States of this Nation; causing untold damage to public and private property; and Preamble.

Preamble. WHEREAS, In the State of New Jersey, as a result of the storm and flood of March 1962 alone, the damage to public and private property exceeded $100,000,000.00; and

Preamble. WHEREAS, The public and private losses suffered as a result of such storms and floods has caused widespread distress and hardship adversely affecting the general welfare without regard to State boundary lines; and

Preamble. WHEREAS, Much of said distress and hardship could have been avoided, reduced or guarded against if the "Federal Flood Insurance Act of 1956" had been properly and adequately implemented at the time of its original passage; and

Preamble. WHEREAS, It is in the common interest of all of the States of this Nation to support the program of insurance protection provided for in the "Federal Flood Insurance Act of 1956"; and

Preamble. WHEREAS, It appears timely for the Legislature of the State of New Jersey to renew the request for action in this regard previously made by Joint Resolution No. 5 of the 1962 Legislature; now, therefore,

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

Congress memorialized. 1. The Congress of the United States is memorialized to enact the legislation necessary to fully implement the "Federal Flood Insurance Act of 1956."

Secretary of State to transmit copies. 2. The Secretary of State shall transmit forthwith a duly attested copy of this resolution to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, the Senators from New Jersey and to each member of the House of Representatives of the United States elected from New Jersey.

3. This joint resolution shall take effect immediately.

Approved December 29, 1964.

JOINT RESOLUTION No. 18

A JOINT RESOLUTION memorializing the Legislature and the Governor of the State of New York to enact legislation to prohibit the purchase of alcoholic beverages by minors in that State.

Preamble. WHEREAS, The citizens of New Jersey and their elected representatives for many years have sought the enactment of legislation by the State of New York to raise the minimum drinking age in that State from 18 to 21 years of age; and

Preamble. WHEREAS, There is a tragic history of fatal and other serious highway accidents in New Jersey attributable to the consumption of alcoholic beverages by drivers who were under 21 years of age; and

Preamble. WHEREAS, There is ample evidence to indicate that many of such drivers legally secured alcoholic beverages in the State of New York prior to operating their vehicles on the highways of New Jersey in such a manner as to cause these tragic accidents; and

Preamble. WHEREAS, The States of New Jersey, Connecticut, Massachusetts, Pennsylvania, Vermont and many other States have found it necessary and desirable to establish a minimum drinking age of 21 years of age; now, therefore,

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

Governor and Legislature of New York memorialized. 1. That the New Jersey Legislature hereby memorializes the Legislature and the Governor of the State of New York to enact, at the earliest possible date, legislation increasing the minimum legal drinking age in the State of New York to 21 years of age.

Copies forwarded.

2. That copies of this resolution shall be forwarded immediately by the Secretary of State to the Governor and the legislative leaders of the State of New York for distribution at the session of the New York Legislature convening in January, 1965.

3. This resolution shall take effect immediately.

Approved December 29, 1964.

PROCLAMATIONS

Proclamations by the Governor

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION

To His Excellency
Richard J. Hughes,
Governor of the State of New Jersey

I, WILLIAM KINGSLEY, Deputy Director of the Division of Taxation, in the Department of the Treasury, being the officer chargeable by statute with the administration of the Corporation Business Tax Act (1945) (Chapter 162, Laws of 1945, as amended and supplemented; N. J. S. A. 54:10A–1 et seq.), and the custody of the records pertaining thereto, and the assessment and collection of taxes chargeable thereunder, hereby report, in accordance with the provisions of Revised Statutes, Title 54, Chapter Eleven (R. S. 54:11–2), that the corporations named on the attached list have, for two years next preceding this report, failed to pay the taxes assessed against them under the said Corporation Business Tax Act (1945).

Witness my hand and official seal at Trenton, this 29th day of January, A.D. 1964.

WILLIAM KINGSLEY,
Deputy Director of the Division of Taxation

PROCLAMATION

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The Deputy Director, Division of Taxation, Department of the Treasury, on the 29th day of January, one thousand nine hundred and sixty-four, under the provisions of R. S. 54:11–2, reported to the Governor a list of all corporations created under the laws of this State, which for two years next preceding the report have failed to pay to the State the taxes assessed against them under the Corporation Business Tax Act (1945) (Chapter 162, Laws of 1945, as amended and supplemented; N. J. S. A. 54:10A–1, et seq.) and which taxes are by law made payable into the State treasury; and

WHEREAS, Under the provisions of R. S. 54:11–1, the charters of said corporations shall be declared void unless the Governor shall give further time for the payment of such taxes assessed against said corporations; and

WHEREAS, The Governor has not given further time to the corporations so reported and hereinafter named for the payment of such taxes, and the same are still unpaid;

THEREFORE, I, RICHARD J. HUGHES, Governor of the State of New Jersey, pursuant to the provisions of R. S. 54:11–2, DO HEREBY ISSUE THIS PROCLAMATION declaring that the charters of the following-named corporations, so reported and in default, TO WIT:

Unpaid Taxes for the Year 1962

A. A. A. Appliances & Washing Machine Service, Inc.,
AAA Industries, Inc.,
A. A. A. Sales & Service, Inc.,
Aabachs Auction Outlet Co.,
A. A. & B. Safety Bake Shops, Inc.,
AAF Associates,
A & A Food, Inc.,
A. A. Latwinas, Inc.,
A & A Stainless Steel & Nipple Co.,
A & B Auto Stores Distributors, Inc.,
Abbott Promotions, Inc.,
A. B. C. Check Cashing Service, Inc.,
A. B. C. Contracting Co., Inc.,
A. B. C. Limousine and Cab Service, Inc.,
ABC Paper Board Converters, Inc.,
A. B. C. Safety Equipment Company, Inc.,
ABC Travel System, Inc.,
Abe & Harry Kirsch,
The Abenz Co.,
Ability Incorporated,
Able Aircraft Parts & Supply Co.,
Able Company, Inc.,
Able Dredging, Inc.,
Absa Corp.,
Accent Graphic Industries, Inc.,
Accurate Flooring Co., Inc.,
Accurate Garment Co., Inc.,
Accurate Sanitary Supply Corporation,
Aceca Corporation,
Ace Cleaners and Dyers Co.,
Ackerson Well Drilling, Inc.,
Aclo, Inc.,
Acme Diner, Inc.,
Acme Enterprises, Inc.,
Acme Holding Co., of Paterson,
Acme Paper Corporation,
Acme Service Disposal, Inc.,

Acme Tavern,
Acme Trailer Rentals, Inc.,
Acorn Constructors, Inc.,
Acorn Realty and Holding Co.,
Acorn Sales Corp.,
Acreage, Inc.,
Acres Realty Corp.,
"Action Realty, Inc.,"
Acto Restaurants, Inc.,
A. D. A., Inc.,
Adams Aluminum Products Incorporated,
Adams Auto Services, Inc.,
Adamsville Realty Corp.,
Adaw Aluminum Corporation,
A. D. Construction Corp.,
A & D Electronics, Inc.,
A. D. F. Corporation,
A. D. Gosman, Inc.,
Admiral Bazaar and Tent Supply Co.,
Adora Corporation,
Adriatic & Mediterranean, Inc.,
Adsco Building Corporation,
'Advance General Contractors, Inc.,'
Advance Home Improvements, Inc.,
Advance Service, Inc.,
Advance Television Tubes, Inc.,
Advertest Research Incorporated,
A. E. A. Co., Inc.,
Aerial Construction, Inc.,
Aero-Lux, Inc.,
Aero-Marine Development Corporation,
A. F. Armstrong, Inc.,
A. F. Co Food Co., Inc.,
Afelpo Corporation,
Affob Corporation,
After Five-Boutique, Inc.,
A G and A Construction Co., Inc.,
A & G Builders Co.,
A. G. Embroidery Company,
A. G. R. Industries, Inc.,
A. H. Foster, Co., Inc.,
A & H, Inc.,
Aidea Corporation,

Air Apparatus, Inc.,
Air Brakes, Inc.,
Air Conditioning Systems, Inc.,
Airlite Enclosures, Inc.,
Airport Golf Course,
Air Sonics, Inc.,
Air Staplers, Inc.,
Ajacks Manufacturing Co., Inc.,
The Ajac Loan Purchase Company, Inc.,
A & J Automatic Screw Machine Products, Inc.,
A. J. Petersen Mat Co., Inc.,
A & J Plumbing and Heating, Inc.,
A J Tire Mart, Inc.,
A. J. Weiner Holding Co.,
Aladdin Pools Co.,
Alance Industries, Inc.,
Alan King Co., Inc.,
Alan Stevens, Ltd.,
Albar Corporation,
Alben Sash & Door Co., Inc.,
Alberti's 570 Club,
Albert Mann Advertising, Inc.,
Albert's Bar, Inc.,
Al & Betty Klipfel's Tavern, Inc.,
A & L Builders, Inc.,
Alcap Food Corp.,
Alcrest Estates, Inc.,
Alcyon Speedway, Inc.,
Aldan Corp.,
Alday, Inc.,
Alene Furniture Co.,
Alert Detective Agency, Inc.,
Alessi Plastering Corp.,
Alexander Brown Company,
Alex F. May, Inc.,
Alex Renda, Inc.,
Alfred Construction Company,
Algonquin Realty Company,
Algowill Music Publishing Co.,
Al-Har Sales Corp.,
Ali Building Construction Co., Inc.,
Aljon Manufacturing Corp.,
Allaire State Park Riding Academy, Inc.,

Allan R. Greene Associates, Inc.,
All & Any Boiler Works, Inc.,
All Brand Aluminum Products, Inc.,
Al-Lee, Inc.,
Allen Contractors, Inc.,
Allen De Baun & Co.,
Allenhurst Hardware, Inc.,
Allen Sales Corp.,
Allens Boot Shop, Inc.,
Allens Cake Box, Inc.,
Allen Tobin Motors, Inc.,
Alliance Contracting, Inc.,
Alliance Foods, Inc.,
Allied Building Products, Inc.,
Allied Disposal Service, Inc.,
Allies Homeowners Association of Princeton, Inc.,
Allied Lithographers, Inc.,
All Jersey Electronic Supplies, Inc.,
Allkern Engineering Corporation,
Allmark Corp.,
Al-Lou Holding Corp.,
All-Purpose Construction Co., Inc.,
All State Air Conditioning Co., of New Jersey, Inc.,
All-State Investment Co., Inc.,
All State Produce Service Corp.,
All States Lincoln Contracting Co., Inc.,
Allstate Theatre Club, Inc.,
Alltype Paper Boxes, Inc.,
Allwood Fuel Oil Corp.,
Al-Mag, Inc.,
Almarck Enterprises, Inc.,
Al-Melito, Inc.,
Al Michaels Construction Co.,
The Aloha Shops, Inc.,
Alpha Enterprises, Inc.,
Alpine Television Service, Inc.,
Alpro Aluminum, Inc.,
A. L. P. S., Inc.,
A & L Sales, Inc.,
Al's Appliance Shop,
Al's Auto Mart,
Al's Farm Packages Co.,
Al's Shoe Box, Inc.,

Alstace Industries, Inc.,
Altan Stores & Realty Corp.,
Alterman's Dress Shop, Inc.,
A. L. T. Latin-America, Inc.,
Alto Trucking Company, Inc.,
Altron Gear Industries,
Aluminum Awning Supply Co.,
"Aluminum Extrusions, Inc.,"
Aluminum Industries Incorporated,
Aluminum Industries, Ltd.,
Aluminum Installation Company,
Aluminum Services, Inc.,
Al-Ven Fashions, Inc.,
Alvined Construction Corp.,
Alzu Corporation,
Amboy Smelters, Inc.,
A. M. & C. Holding Corp.,
Amelia Earhart Enterprises,
American Atlantic Corporation,
American Casket Shell Corporation,
American Cotton Felt Co.,
American Diners, Inc.,
American Fire Safety Consultants, Inc.,
American Home Developers,
American Housecraft Corp.,
American Impex Corporation,
American Machinery Incorporated,
American Marine Corporation,
American Mill Products, Inc.,
American Mining and Development Corporation,
American Motor Sport Corp.,
American Needlecraft, Inc.,
American Nursery Sales Corp.,
American Overseas Facilities Corporation,
American Paper Stock Co., Inc.,
American Printers Exchange, Inc.,
American Realty Agency, Inc.,
American Realty Sales and Management Co.,
American Sports Corporation,
American Steamroom Corporation,
American Transister Toy Corporation,
American Uniform Supply Co.,
Amerique Jewels,

Amity Services Incorporated,
Amrey Building Company,
Amron-Moss Developers, Inc.,
A & M Sales Co., Inc.,
Amwell Development, Inc.,
Analog Computers, Inc.,
Anben Corp.,
Anbe Realty Corp.,
Anchorage Poynte Company,
Anchor Land Corp.,
Anders Corporation,
The Anderson Company, Inc.,
Anderson-Keith, Inc.,
Andray, Inc.,
Andrea Land & Development Corp.,
Andrea Lawrencce, Inc.,
Andrew Homes,
Andrew Pleninger Associates, Inc.,
Andy's Lunch Caterers,
Andy's Service Station, Inc.,
Angelo Domenick & Son, Inc.,
Ango Sportswear, Inc.,
A. N. Hanna Co., Inc.,
Anhydrous Trucking Co.,
Anmarie, Inc.,
Anmiri Holding Co., Inc.,
'Ann-Ro, Inc.,'
Anscot Hill Builders, Inc.,
Anthony Battaglia, Inc.,
Anthony Esposito & Sons, Inc.,
A-1 Vending Company,
A. Pellegrino Frozen Food Specialties, Inc.,
Apel Realty Company,
A & P Enterprises, Inc.,
Apex Engraving Co.,
Apex Enterprises, Inc.,
Apollo Enterprises Incorporated,
Applegate Sales, Inc.,
Approved Dry Wall Construction Corporation,
Aqua Pool Supply, Inc.,
Arbon Lace, Inc.,
Architectural Builders, Inc.,
Architectural Metal Products, Inc.,

Arcola Builders, Inc.,
Arcturus Electronics, Inc.,
Ardeb Estates, Inc.,
Ardee Furniture, Inc.,
Arden Transport, Inc.,
Arel, Inc.,
Arena Drive Excavating Contractors,
Argentina-American Export & Import Corp.,
Arisaig Corporation,
Arjay Company,
Arkay Embroidery Corp.,
Ar-Ken Corporation,
Arlhen Corporation,
Arlington Building Supply Co.,
Arlington Realty Company,
Arlington Sales Corporation,
Armor Electric Co., Inc.,
Armus Brothers, Inc.,
Arndol Construction Co., Inc.,
Arnell Motors,
Arnold Palmer Golf Car Company, Inc.,
Arnold's Boys and Mens Wear,
Arsi's Restaurant, Inc.,
Arthur Charles Incorporated,
Arthur Maisel's Grays, Inc.,
Arthur Mullaly Associates,
Arthur N. Beltramini, Inc.,
Artists Quarters, Inc.,
"Artlee" Corp.,
Art Lumino, Inc.,
Art's Castle,
Arvel, Inc.,
Asbury Knitwear, Inc.,
Asbury Tire & Battery Service, Inc.,
A. S. Cole Son & Company,
A. S. D. Holding Co.,
A. Shelters, Inc.,
Ashwood, Inc.,
Assets, Inc.,
Associated Aluminum Anodizing Corp.,
Associated Concessions, Inc.,
Associated Construction Company,
Associated Home Services,

Associated Household Goods Forwarders, Inc.,
Associated Investors, Inc.,
Associated Packaging Corporation,
Associated Photographers, Inc.,
Associates Equity Corp.,
Aster Homes, Inc.,
Astrik, Inc.,
Astro-Dyne Aerospaceways & Development Corporation,
Astrodyne, Inc.,
A & S Trucking Co., Inc.,
Atco Construction Co., Inc.,
Atco Electrical Contractors,
Atco Mortgage Corporation,
Atco Speedway, Inc.,
Athena Diner Co.,
Athens Painting Company, Inc.,
Athlone Jewelry Co., Inc.,
Atir Printing Corp.,
Atlantic Aquarium Manufacturing Company,
Atlantic Brigantine Corporation,
Atlantic Bulkheading Co., Inc.,
Atlantic City Jazz Guild, Inc.,
Atlantic City Youth Center, Inc.,
Atlantic Coast Detective Agency,
Atlantic Educational Publications,
"Atlantic Home Improvement Co., Inc.,"
Atlantic Industrial Truck Corp.,
Atlantic Reproduction Supply Co., Inc.,
Atlantic Salvage Co., Inc.,
Atlantic States Construction Co.,
Atlantic Store Fixture Co.,
Atlantic Swimming Pools, Inc.,
Atlas Brake Shops, Inc.,
Atlas Building Co., Inc.,
Atlas-Century Export Corporation,
Atlas Chemical, Inc.,
Atlas Engdiv, Inc.,
Atlas Steel Construction Co.,
Atlas-Trenton Contruction Co., Inc.,
Atlas T V Tube Corp.,
Atlas Wrecking Co.,
Atlo Corp.,

Auction Corporation of America,
Audio Systems,
Aunt Betty's Foods, Inc.,
Aunt Lena's Inc.,
Auskay Enterprises Incorporated,
Austin Haulage, Inc.,
Autocopter Corporation of America,
Autoette of N. J.,
Auto-Foods, Inc.,
Auto Home and Garden,
Automatic Brake Corporation,
Automatic Coalburner Corporation,
Automatic Milk Sales Corp.,
Automatic Press, Inc.,
Automatic Products Company, Inc.,
Automatic Stamp Dispenser, Inc.,
Automation Associates, Inc.,
Auto Parts & Service Co.,
Auto Repair Association of N. J.,
Avalon Contracting Corporation,
A. V. Boyd Contracting Company, Inc.,
Aviation Consultants, Inc.,
Aviation Services, Inc.,
Avionic Industries, Inc.,
Avis Box Corp.,
Avon Building Products, Inc.,
A. V. Roche Corporation,
A. Wakefield, Inc.,
Awning Company of America, Inc.,

Balcrest Homes,
Ballet Cirque, Inc.,
Bamberger Textile Mills, Inc.,
Bambi Shops, Inc.,
Bamboo Garden Corporation,
Banbury Investments, Ltd.,
Banshee Records, Inc.,
Banta Shoe Repair of Hackensack,
Barat Construction Co., Inc.,
Barbadave Holding Company,
Barbara's Specialty Shop,
Barbary Investment Co.,
Bar-Ben Constructors, Inc.,

Bar-B-Q Shoppe, Inc.,
Barchar, Inc.,
Bar Company, Inc.,
Bar-Con Corporation, Inc.,
Barcon Realty Corp.,
Barco Products, Inc.,
Bardy Holding Co., Inc.,
Barhel Realty, Inc.,
Barle Corporation,
Bar Man Corp.,
Barmark Construction Co.,
Barnard Associates, Inc.,
Barnegat Associates,
Barnegat Bulkheading Company, Inc.,
Barre Associates Incorporated,
Barrister Investment Company,
Barrister Investment Co.,
Barry Bruce Associates, Inc.,
Barry Headboard Co., Inc.,
Bartolucci and Son, Inc.,
Barton Holding Company,
"Bar Val Homes, Inc.,"
Barwin Construction Co.,
Base, Inc.,
Basic Industrial Development Associates,
Basic Industries, Inc.,
Basic Materials Processing Corporation,
Bask-Ad, Inc.,
Bass River Realty,
Bathsheba Corp.,
Baty Plumbing Co.,
Bayciana Motel,
Bayciana Yacht and Cabana Club,
Bayless Pharmacy, Inc.,
Bayonne Cornice and Skylight Works, Inc.,
Bay Road Building Corporation,
Bayshore Diner, Inc.,
Bay View Manor Hotel, Inc.,
B & B Enterprises, Inc.,
B & B Express, Inc.,
B & B Extract Co.,
B. B. H. Design Associates,
B & B Knitting Co., Inc.,

B & B Markets, Inc.,
B and B Mason Contracting Co., Inc.,
B. B. S. Rentals, Inc.,
Beacharbor Holding Company,
Beach Operating Corporation,
Beach & Park Amusements, Inc.,
Beacon Painting and Decorating Co., Inc.,
Beacon Productions, Inc.,
Beacon Washette, Inc.,
Beau Building Corporation,
Beaumont Construction Co.,
Beauty Associates, Inc.,
Beauty Craft Mfg. Co., Inc.,
Beauty Craft Vinyl Fabrics Mfg. Corp.,
Beauty Lane, Inc.,
Beaver Dam Homes,
Beck Jewelry Company, Inc.,
Bedlington, Inc.,
Beebe Blueberry Farms,
Bee Builders, Inc.,
Beeco Contractors Equipment Co., Inc.,
Beeco Mfg. Corp.,
The Beef House of Irvington,
Bee Hive, Inc.,
Bee-Jay Auto Sales, Inc.,
Bee-Jay Realty Co.,
Beekman Distributors, Inc.,
Behrman Bradley & Golej, Inc.,
Bel Aire Pharmacal Company, Inc.,
Bel-Air Pools, Inc.,
Bella Corporation,
Belle Music Publishers, Inc.,
Bellene Realty Co.,
Belleville Building Materials Co.,
Belleville Dairy,
Belleville Fashions,
Belleville Manufacturing and Research Company,
Belleville Properties, Inc.,
Belleville Roller Skating Rink, Inc.,
Bellevue Investment Corporation,
Bell Realty Company,
Bellville Suburban Yellow Cab Co.,
Bell Wholesale Drug & Pharmaceutical Co., Inc.,

Bell Wood Products, Inc.,
Belmar Plumbing & Heating Co., Inc.,
Belmont Construction Co.,
Belmont Excavating Company,
Belmont Quicksnack, Inc.,
Belmont-Seventh Corp.,
Benada, Inc.,
Benart, Inc.,
Bender Corp.,
Bender Packaging Corp.,
The Benedik Company,
Be-Ne and Rayna Outlet Shop, Inc.,
Benezra Enterprises,
Benhapp Estates, Inc.,
Benjamin Franklin Graphite Co.,
Ben-Jon Equipment Co., Inc.,
Ben-Lee Realty Co., Inc.,
Bennett Products Co.,
Bennie's,
Benport Corp.,
Ben-Rose Deli Corporation,
Ben's Cleaners, Inc.,
Benwal Construction Co., Inc.,
Berdan Realty, Inc.,
Bergen Bar-B-Q, Inc.,
Bergen Brick & Supply Company, Inc.,
Bergen County Pool Co., Inc.,
Bergen County Realty Associates,
Bergen Egg Co., Inc.,
Bergenfield Launderet, Inc.,
Bergenfield Taxi, Inc.,
Bergen Home Improvement Co., Inc.,
Bergen-Hudson Local Development Corp.,
Bergen Importing Co.,
Bergenline Bar & Restaurant Co.,
Bergen National Construction Company,
Bergen Shoe Repair Service, Inc.,
Bergen Tool Rental and Garden Shop, Inc.,
The Berg Mortgage Corporation,
Berkeley Homes, Inc.,
Berkeley Imports, Ltd.,
Berkeley Taxi Service, Inc.,
Berkeley Wainwright, Inc.,

Berkowitz Bros., Inc., No. 2,
Berkshire Attic & Basement Co., Inc.,
Berkshire Estates, Inc.,
Berks Realty, Inc.,
Berlin Ice Company, Inc.,
Berman's Gift Shop,
Bernal Realty Co., Inc.,
"Bernardsville Paint & Wallpaper Co., Inc.,"
Bernard Thomas, Inc.,
Bernie Auto Sales, Inc.,
Berrex Corp.,
The Bert Lee Securities Company, Inc.,
Berton's Liquors, Inc.,
Bert's Ladies Ready to Wear, Inc.,
Best Super Market,
Bete-Laine, Inc.,
Bett-Ann Sportswear, Inc.,
Better Building Co., Inc.,
Better Heating, Inc.,
Better Home Sites, Inc.,
Better Lighting Products Company,
Better Packaging Corporation,
Bettina Contracting Corp., Inc.,
Betts Craft Cabinet Co., Inc.,
Beverly Manufacturing Corporation,
B. F. B. Machine Works, Inc.,
B. F. B. Tenderizer Co.,
B & F Motors,
B & G Home Improvement Co., Inc.,
B & G Super Market,
B & H Contracting and Construction Co.,
Bianco Electrical Appliance Co.,
Big Brook Acres,
The Big Five, Inc.,
Bigica's Auto Body, Inc.,
Big Oak Estates, Inc.,
Big O Erectors, Inc.,
Big Ten Club, Inc.,
Bildel Manufacturing Company, Inc.,
Billary Enterprises, Inc.,
Bill Harvey's, Inc.,
Bill's Bargain Store, Inc.,
Billy Blake Associated Consumers Exchange, Inc.,

Billy's 38 Club, Inc.,
Bilro Corp.,
Biman Corporation,
Bi-Mark, Inc.,
Bing's Tavern, Inc.,
Bins, Inc.,
Biologica, Inc.,
Biostun Associates, Inc.,
Biot & Mouquin, Inc.,
Birchwell Realty Company,
Birchwood Village, Inc.,
Birdie Co., of Arizona, Inc.,
Birdie Co., of South Carolina, Inc.,
Birds Eye Shoe Rebuilders Co.,
Bischof Construction Company,
Bishop-Coll Lumber Co., Inc.,
Bishop Realty Co., Inc.,
Bishop Services, Inc.,
Bi-State Auto Service, Inc.,
B & J Restaurants, Inc.,
B. J. T. Realty Co., Inc.,
B and K, Inc.,
The Black Forest Inn, Inc.,
Black Horse Motors, Inc.,
Blackwell Realty Corp.,
Blackwood Boxing Club, Inc.,
Blake Adjustment Bureau, Inc.,
Blake Jordan Enterprises, Inc.,
Blanche's Little Broadway, Inc.,
Blanton Corp.,
Bleecker Corporation,
Bleecker Shipper's Cooperative, Inc.,
Bleeker Co.,
Blesedell Lumber and Millwork Co.,
Block Tire Service Co., Inc.,
Bloomfield Plaza Motors, Inc.,
Blossom Hill Farm Ice Cream, Inc.,
Blue Belle Mfg. Corp.,
Blue Door Realty, Inc.,
Bluefield Country Estates, Inc.,
Blue Hills Plantation,
Blue Jay Sweet Shoppe, Inc.,
Blue Ribbon Cleaners,

Blue Star Donuts, Inc.,
Bluestone Lanes,
B & M Drug Corp.,
B. M. Gary Co., Inc.,
B. M. S. Hosiery Mills, Inc.,
B & N Home Corp.,
BO-AJ, Inc.,
Boardwalk Agency, Inc.,
Boardwalk Clothiers, Inc.,
Boardwalk Development Corp.,
Boatcraft Sales Co., Inc.,
Bobanet Company,
Bobbalou House,
Bobbalou Realty Co.,
Bobbet Enterprises, Inc.,
Bobco Corporation,
Bobellen Homes Corporation,
Bob Gillette Sportswear, Inc.,
Bob's Bakery, Inc.,
Bob's Dairy, Inc.,
Bob's Enterprises, Inc.,
Bob's Hobby Depot,
Bob's Photo, Inc.,
Bocon Embroidery Co., Inc.,
"Bo-Gar Corp.",
Bogota Holding Company,
Bohas Metals, Inc.,
Bolt Sales Corporation,
Bomar, Inc.,
Bonanno Machine Co., Inc.,
Bon Chance Stables,
Bond Cigarette Service, Inc.,
Bonded Investment Co.,
Bond Sleep Center, Inc.,
Bondstone Sales, Inc.,
Bond Yellow Pine Corp.,
Bonnie Decorators, Inc.,
Bonnie Homes, Inc.,
Bonny Bags, Inc.,
Bonsell Corporation,
Booton Diner,
Boonton Shopping Center, Inc.,
Bordentown Floors Corp.,

Bordentown Gardens, Inc.,
Borough Lumber and Supply Co., Inc.,
Boss Motors, Inc.,
Bouchard, Inc.,
Boulevard Adjustment Corporation,
Boulevard Market,
Bounce-A-While, Inc.,
Bounceland of Hamilton Square, Inc.,
Bounce-O-Leen, Inc.,
Bound Brook Inn Realty Company,
Boyle's Enterprises,
Branchburg Construction, Inc.,
Brandt & Son, Inc.,
Branrus Press, Inc.,
Braverman's Sanitary Mattress Service, Inc.,
B & R Corp.,
The Brentwood Construction Company, Inc.,
Brentwood Hotel Corp.,
Brentwood Mills, Inc.,
Brewer Pharmacal Company,
Brewster Homes, Inc.,
BRG Carpentry, Inc.,
Briar Construction Co.,
Bridgepoint Corporation,
Bridgeside Motors, Inc.,
Bridgewater Builders, Inc.,
Bridgewater Peter Pan Diner, Inc.,
Briele Builders Supply Corp.,
Brielle Black Angus, Inc.,
Brigantine Country Club,
Bright Brass Automatic Plating Corp.,
Bright Method Cleaners, Inc.,
Brighton Bar & Grill, Inc.,
Bright St. Realty Co., Inc.,
Brilliance, Inc.,
Bristol Engineering Co., Inc.,
British Continental Motors, Inc.,
Broad Auto Sales, Inc.,
Broad-Brook Realty, Inc.,
Broad Liquors, Inc.,
Broadloom Shops,
Broadway Bowling Center,
Broadway Corners, Inc.,

Broadway Food Market,
Broadway Furniture Co., Inc.,
Broadway—Rte 208 Corporation,
Brokerage Center of New Jersey, Inc.,
Bronx Car Wash, Inc.,
Bronze Shield, Inc.,
Brookchester Bowl, Inc.,
Brookdale Park Homes, Inc.,
Brook Fair Stores, Inc.,
Brook Lodge,
Brooks and Hilowitz, Inc.,
Brookside Bowlodrome,
Brookside Restaurant—N. B., Inc.,
BRT Corporation,
Bruce Drugs of Caldwell, Inc.,
Bruce H. Garlock, Inc.,
Brumar Home Builders, Inc.,
Brumell Lumber & Millwork Co.,
Brunner's Lunchette, Inc.,
Bryant's, Inc.,
B. Schurman & Sons, Inc.,
B. T. Morris Avenue Corporation,
Buck Horn Construction Co.,
Buckingham Builders, Inc.,
Bud Asbestos Corp.,
Budd's of Ramsey,
Budgets Incorporated,
Buena Builders, Inc.,
Builders Supply & Construction of America,
Bujack Realty Corp.,
Bulk Petroleum Sales Inc.,
Bumac, Inc.,
Bungs, Inc.,
Bunny's Meat Market, Inc.,
Burg Trucking Garage, Inc.,
Burlington Land Enterprises,
Burlington Raceway Association,
The Burritt Lumber Sales Company, Incorporated,
Burtdel Investment Co.,
Burton Associates, Inc.,
Bushberg Brothers Furniture Co.,
Bushberg Bros., Inc.,
Bushberg, Inc.,

Bushwick Bay Development Corp.,
Business Associates, Inc.,
Butch Holding Corp.,
Butter-Maid Bakeries, Inc.,
Buy-O-Rama, Inc.,
B & W Plumbing & Heating, Inc.,
B. W. Sales Corp.,
Byron A. Kolberg, Inc.,
Byron Stores, Inc.,
B. Zazzali & Co.,

Cabana Vis-A-Pool, Inc.,
Cade Cabinet Corp.,
Cadore Builders, Inc.,
Cadre Associates,
Cafe Intimate, Inc.,
Cafran Company, Inc.,
Cage Realty Co., Inc.,
Cahill's Charcoal Hearth,
Cal Amusement Corp.,
Calboa Corporation,
California Super Markets, Inc.,
Callan's, Inc.,
"Calletta Cut Glass Company, Inc.,"
Calon Print Works, Inc.,
Cambridge Painting and Decorating, Inc.,
Camden Car Bath, Inc.,
"Camden Newspapers, Inc.,"
Camden's Fabric Mart, Inc.,
Camden Provident Loan Company,
Camden Soft Pretzels, Inc.,
Cameo Shops, Inc.,
Camilles Building, Inc.,
Cammar Realty Co., Inc.,
Camp Flour Co., Inc.,
Campus Estates, Inc.,
Camp W & T, Inc.,
Cam Trucking Service, Inc.,
Camwill, Inc.,
Candlelight Bar, Inc.,
Canfield Holding Company,
Canine Correctives, Inc.,
Cannon-Hall, Inc.,

Canoe Brook Plaza Corporation,
Cantebury Homes, Inc., No. 2,
Canterbury Inns, Inc.,
Canters, Inc.,
Capaldo Co., Inc.,
Capco Detergent Corp.,
Capeco Corporation,
Capital Diner, Inc.,
Capitol Greetings, Inc.,
Capitol Hill Builders, Inc.,
Capitol Home Mart,
Capitol Motor Freight, Inc.,
Capitol Smoked Fish Corp.,
Capri Dress Shop, Inc.,
Capri, Inc.,
Capri Pizza Corp.,
Captain Kidd's, Inc.,
Captive Foods, Inc.,
Caputo Enterprises, Inc.,
Capwell Trucking, Inc.,
Carabe Company,
Caraeff Co., Inc.,
Caravan Rug Cleaning Co., Inc.,
Carbil Realty Co.,
Carci Realty & Construction Co., Inc.,
Cardiff Circle Co.,
Cardy Agency, Inc.,
Carella Tile Co.,
Caribbean Skin Diving Tours, Inc.,
Caribe Aqua Association,
Carjil, Inc.,
Carl F. Helbig & Co.,
Carlo's Department Store,
Carl's Esso Servicenter,
Carmar Fashions, Inc.,
Carmen Policastro & Son,
Carmjud, Inc.,
Car-Mun-Son Seashore Realty,
Carnegie Associates, Inc.,
Caro Furman,
The Carol Agency, Inc.,
Carolina Diner, Inc.,
Carolina Textile Service Corp.,

New Jersey State Library

Caroline Shops, Inc.,
Caroll Motors,
Carol Modes Coat & Suit Co.,
Carolyn Homes, Inc.,
Carosel Cleaners, Inc.,
Carpenter's Tavern,
Carpet Bizar,
Carpet City Company,
Carracino Trucking Company, Inc.,
Carriage House Antiques, Inc.,
Car-Rier Investment, Inc.,
Carroll Launderettes, Inc.,
Carteret Company,
Carteret Enterprises, Inc.,
Carter Road Corp.,
Cartier Electronics Corporation,
Caruso Enterprises Corporation,
Carway Contruction Co., Inc.,
Casa Mana, Inc.,
Casavan Carrara Marble Co., Inc.,
Cascone's Trucking Co., Inc.,
Casel Agency, Inc.,
Casey Communities, Inc.,
Casey Light Lease & Maintenance Co.,
Casey's,
Cashmere Corner 11, Inc.,
Casole and Forconi Liberty Motors, Inc.,
Castle Builders, Inc.,
Casual Corner, Inc.,
Cater King, Inc.,
Cathel Corporation,
Caucus Room, Inc.,
Cavadas Construction Co., Inc.,
Cavaliere Contracting Corporation,
C. B. I. Corporation,
C. B. Leasing Corp.,
CBT Corporation,
C & C Building Co., Inc.,
C. C. D. Corporation,
C & D Electrical Contractors, Inc.,
C & C Jewelry, Inc.,
C. D. F. R. Enterprises,
C. D. Kremer, Inc.,

C. E. B. Manufacturing, Inc.,
Ceb-O-Lite, Inc.,
C. E. Construction Corporation,
Cedarcraft, Inc.,
Cedar Hill Realty, Inc.,
Cedar Oaks, Inc.,
Cedars Texaco Service, Inc.,
Cedarville Warehouse, Inc.,
Cedarwood Gardens, Inc.,
Cee-Ess Plating Corp.,
C. E. Hebbel, Inc.,
C. E. J. Corporation,
Cella-Zeilmaker, Inc.,
Cement-Work, Inc.,
Cemm Realty and Construction Co., Inc.,
Center Auto Body & Service, Inc.,
Center Carpet Corporation of New Jersey,
Central Audio Fidelity, Inc.,
Central Avenue Estates, Inc.,
Central-Center Holding Co.,
Central Diner, Inc.,
Central House of Hackettstown,
Centralia Coal Co. of N. J.,
Central Jersey Distributors Corporation, Inc.,
Central Paper Box Co., Inc.,
Central Port Warehouses, Inc.,
Central Real Estate Corporation,
Central State Commercial Corp.,
Central Textiles Mills, Inc.,
Central Ward, Inc.,
Century Manufacturing, Inc.,
Certified Commercial Bureau,
Certified Furniture Company,
Cestone Holding Company,
C. E. V. Construction, Inc.,
Cezanne Millinery,
CFK Contracting Co., Inc.,
C & G Corporation,
C & G Distributors, Inc.,
C & G Mason Contractors, Inc.,
Chabar, Inc.,
Challenger Distributing Corp. of New Jersey,
The Chamber Corporation,

Chamberlin & Barclay, Inc.,
Chambers-Price, Inc.,
The Champagne Vodka Distilling Company, Inc.,
Chancellor Liquors, Inc.,
Charcoal Charlie, Inc.,
Charge Accounts, Inc.,
Charles A. Franklin Agency, Inc.,
Charles Becker Corporation,
Charles Berman Carpet Mart, No. 3, Inc.,
Charles-David Gowan, Inc.,
Charles Fashions, Inc.,
Charles Gilbert Agency, Inc.,
Charles H. Reid & Son, Inc.,
Charles J. Sheahan, Inc.,
Charles Kreisler Checker Corp.,
Charles Levenstein Nut Co.,
Charles Marino, Inc.,
Charles Mead Realty, Inc.,
Charles Michael, Inc.,
Charles Mollitor, Inc.,
Charles Veigel, Inc.,
Charlie's Boats and Motors, Inc.,
Charline's Cut Rate,
Charm Shoe Co.,
Chaskay, Inc.,
Chateaux Milan, Inc.,
Chatham Caterers, Inc.,
Chatham Underwriters Agency, Inc.,
Chatsworth Soap Company,
C. H. C. Holding Co.,
Cheap John's Corner, Inc.,
Check-Back Systems of Red Bank, Inc.,
Checker-Bargain Features, Inc.,
Checker Cab Company of Linden, N. J.,
Chemical Plant Supply Company, Inc.,
Cheritree Motel Co.,
Cherry Hill Beauty Salon, Incorporated,
Cherry Hill Linen Rental Service, Inc.,
Cherry Lane Stock Farm, Inc.,
Cherry Sportswear, Inc.,
Cherry Tree Terrace, Inc.,
Chester Appliance Services, Inc.,
Chester Knolls, Inc.,

Chester Packing & Forwarding Co., Inc.,
"Chestnut Hill Estates",
Chestnut Laundry & Dry Cleaners, Inc.,
C. H. Hall & Co.,
Chiacchio Motors, Inc.,
Chicago Area Shippers Association, Inc.,
Childrens Story Book Farm, Inc.,
Chimney House, Inc.,
C. H. Jeffery, Inc.,
Christina Ltd., Inc.,
Christman Contracting Co., Inc.,
Christopher Corrini, Inc.,
Christy Realty Co.,
Chris-Will Corporation,
The Chronicle Publishing Company, Inc.,
Chrysler Realty & Investment Co.,
Chuck's Restaurant, Inc.,
Cicle-Suckers Northeast, Inc.,
Cindymark Company,
Cindy Realty Corporation,
Cine, Inc.,
Cinimod Enterprises, Inc.,
Cin-Mar, Inc.,
Cipoletti Contractors, Inc.,
Circle Corporation,
Circle G Supply Co., Inc.,
Circle Prince Corp.,
Circle Toy Stores, Inc.,
Citadel Towers,
Citizen Printers, Inc.,
City Construction Company,
City Line Esso, Inc.,
C. J. B., Inc.,
C. J. Styger, Inc.,
CKLM, Inc.,
Claremont, Inc.,
Clarence Anderson, Inc.,
Clark Home Constructors, Inc.,
Clarkton Hobby & Toy Shop,
Clarkton Shopping Center, Inc.,
Classic Hat Service,
Classic Kitchen, Inc.,
Clayton Knitting Mills, Inc.,

C & L Coffee Shop, Inc.,
Cleaning, Inc.,
The Clementon Times,
Clemgold, Inc.,
Cliff Auto Marine Boat Transporters, Inc.,
Cliff Motors Corp.,
Cliffside Auction Galleries, Inc.,
Cliffside Dyeing Corporation,
Cliffside Variety Store, Inc.,
Clifton Colonial Gardens, Inc.,
Clifton Restaurant, Inc.,
Climbin-Simon Corporation,
Clintbay Realty Co., Inc.,
Clinton Auto Releasing Co., Inc.,
Clinton Heights Corporation,
Closter Bootery, Inc.,
The Clothes Corner,
Cloverdale Land Corp.,
Clover Hills Estates, Inc.,
Clover Leaf Lakes, Inc.,
Club Boulevard, Inc.,
Club Corporation,
Club Entime', Inc.,
Club 521,
Club 40, Inc.,
Club 49,
The Club, Inc.,
Club 127, Inc.,
Club 37, Inc.,
Club 21, Inc.,
Club 21,
Clysters Company, Inc.,
C & M Amusement Co., Inc.,
C-M General Contractor, Inc.,
C & M Metal Finishers Corp.,
Coakley Bldg. Co., Inc.,
Coastal Development Co.,
Coastal Marine, Inc.,
Coast Auto Sales, Inc.,
Coast Cigarette Service, Inc.,
Coast Construction Company, Inc.,
Coast Dredging Corp.,
Coast Enterprises, Inc.,

Coaster Snaps, Inc.,
Coast and Inland Development Company,
Coast-Line Fabricating and Engineering, Inc.,
Coast to Coast Mfg. Co., Inc.,
Coin Holding Company,
Colacci Auto Sales,
Colombo's Wines & Liquors,
Colonial Acceptance Corporation,
Colonial Acres, Inc.,
Colonial Cleaners, Inc.,
Colonial Cottage, Inc.,
Colonial Metal & Electric Products, Inc.,
Colonial Products Corp.,
Colonial Sandwich Bar, Inc.,
Colonial Service, Inc.,
Colonial Welding, Inc.,
Coloramic, Inc.,
Color Corporation of America,
Color Separations, Inc.,
Colt's Neck Properties, Inc.,
Columbia Cheese Company of Ohio, Inc.,
Columbia Finding Co., Inc.,
Columbia Realty Co.,
Columbia Warehouse Corporation,
Comac Chemical Co.,
Comac Excavating Co.,
Comar Industries, Inc.,
Combing and Coating Co., Inc.,
Commercial Brokers, Inc.,
Commercial & Industrial Building Materials Suppliers, Inc.,
Commodities Export Corporation,
Community Barber Shop, Inc.,
Community Home Food Service,
Community Service Concerts, Inc.,
Compact Paterson Corporation,
Compos-O-Lists Systems of N. J., Inc.,
Conasco Mfg., Co., Inc.,
Conca D'Oro,
Concord Estates, Inc.,
Concrete Joe's, Inc.,
Concrete Realty Corp.,
Confections Corporation,

Connies Clothing Fair, Inc.,
Conroe and Silber, Inc.,
Consalo Farms, Inc.,
Consolidated Mortgage Company,
Consolidated Roofing & Siding Co., Inc.,
Construction Excavation and Demolition Corporation of New Jersey,
Constructors and Model Makers, Inc.,
Consumers' Clearing Incorporated,
Consumers Discount Club, Inc.,
Consumers Home Furnishings Company, Inc.,
Contessa Kitchens, Inc.,
Continental Bow N Tie Company,
Continental Employment Agency, Inc.,
Continental Foods, Inc.,
Continental Pharmaceuticals, Inc.,
Continental Pool Corp.,
Continental Refacing Company, Inc.,
Continental Roofing & Siding Co., Inc.,
Continental Shippers,
Continental Stone & Brick Co., Inc.,
Continental Trading Corp.,
Continental Warehouse Corp.,
Contractors Concrete Company, Inc.,
Contreras Bros. Autosales,
Convention Time Displays, Inc.,
Conwell-Garner Funeral Home, Inc.,
Cooke's Garage, Inc.,
Cool Car Corporation,
Cooper Motors,
Coordinated Maintenance Corp.,
Copper-Crete, Inc.,
Copper Kettle Restaurant,
Coppock-Gordon, Inc.,
Coral Cafe,
Corallo Brothers Holding Company, Inc.,
Corallo Brothers, Inc.,
Coral Motors, Inc.,
The Corbud Co.,
Corby Appliance, Inc.,
Corinthia Gem Company,
Coro, Inc.,
Coronet Textiles, Inc.,

Corporate Programs, Inc.,
Correct Table Service, Inc.,
Cortland Construction Co.,
Corwin Industries, Inc.,
Cory Roofing Co., Inc.,
Cosman Homes, Inc.,
Cosmas Homestead Diner,
Cosmedics, Inc.,
Cottage Diner, Inc.,
"Cotter Brick Work, Inc.,"
Counter Corner Corporation,
Country Club Cleaners Incorporated,
Country Cupboard, Inc.,
Country Fresh Poultry, Inc.,
County Boxcraft Co., Inc.,
County Incinerator Company,
County Wide Food Shoppes, Inc.,
Cousins, Inc.,
Coyte Construction Co., Inc.,
Cozewith and Company,
Cozy Den,
Craft Industries Corporation of America,
Craigmeur, Inc.,
Cramer Lumber Co.,
Cranford Contracting Company,
Craos Holding Co.,
Crawbuck Enterprises, Inc.,
Crawford Manufacturing Company, Inc., 1,
C & R Construction Co.,
Creativities Unlimited Corp.,
Cred-I Card,
Crescent Apartments,
Crescent Contracting Company, Inc.,
Crescent Gardens,
Crescent Kitchens & Bathrooms Co.,
Crescent Realty Co., Inc.,
Crescent Tile Company, Inc.,
Crest Bumper Co., Inc.,
Crest Construction Co., Inc.,
Crest Furniture Shops, Inc.,
Crest Hill Builders, Inc.,
Crestmont Homes, Inc.,
Criscitiello Construction Co.,

Cristal Sales Company,
Criterion Products, Inc.,
Crossing Inn, Inc.,
The Crossing Realty Co., Inc.,
Cross Roads Service Center, Inc.,
Crown Dairy Restaurant & Bakery,
Crown Electric & Sign Co., Inc.,
Crown Finishing Corp.,
Crown Ribbon Mills, Inc.,
Crown Watch Co.,
Cryomatic Incorporated,
Crystal Construction Corp.,
Crystal Pool Co., Inc.,
Crystal Realty Corporation,
C. S. F. Motors, Inc.,
C. S. & J., Inc.,
The Cue Stick, Inc.,
Culerk Corporation,
Cummings Motor Company, Inc.,
Cunningham Cleanser Corporation of New Jersey,
Cupcon Home Builders,
Cupsaw Variety, Inc.,
Curley-Nelson Co., Inc.,
Curran Bros., Inc.,
Curry & Olsen Company,
Cusick, Inc.,
Custer Arms, Inc.,
Custom-Craft Aluminum Products,
Custom Housing Co., Inc.,
Cuthbert Tire Co., Inc.,
Cutler Construction Corp.,
Cutler Metal Products Co.,
C. W. K., Inc.,
Cyclotronics, Inc.,
Cyndol Properties, Inc.,
Cynlor, Inc.,
C. Young Construction Company, Inc.,

Daccord, Inc.,
Dac Corporation,
Dacore Corp.,
Dade Corporation,

Dae Company,
Daggett Securities, Inc.,
D-Agostino Homes, Inc.,
Dahl Associates, Inc.,
Dahlia Homes, Inc.,
Dairy Dan, Incorporated,
Dairy Dan of Ocean and Monmouth Counties, Inc.,
Daisy Manufacturing Co., Inc.,
Dajon Paint Co.,
Dako Company,
Dak Productions, Inc.,
Dale Provision & Meat Co., Inc.,
Dale's Fabric Centre, Inc.,
Dalex, Inc.,
Daly Building Corp.,
Damar Stores, Inc.,
Dan-Bar Farms, Inc.,
Dandee Donuts, Inc.,
Dandee Sports Products, Inc.,
Dan-Field Construction Company, Inc.,
Daniel H. Jones Laboratories, Inc.,
Danny Kay, Inc.,
Dantigard Santibelt, Inc.,
Daps, Inc.,
Darling Stores of New Jersey, Inc.,
Darlow Village,
Darmetko, Inc.,
Dash Electronics, Inc.,
Datamat,
Data Processing Service Co.,
The D'Avella Co.,
Dave's Quality Kosher Meat and Poultry, Inc.,
David Arensberg, Inc.,
David Canter Realty & Investment Co.,
Davidson Import Co.,
Davilar, Inc.,
Davnor,
Dawson Chemical Co.,
Dawson Enterprises, Inc.,
Day & Lockitt Engineering Corp.,
Daytona Corporation, Inc.,
DCM Trucking Co.,
D. D. H. Corporation,

D & D Scrap Iron & Metal Co., Inc.,
The Dealers Business Forms Co., Inc.,
Dealers in Sound Corp.,
Dealshore, Inc.,
"De Angelo Motors",
Dean J. Hawley Associates, Inc.,
Deans Mfg. Company, Inc.,
Deans Supply Company, Inc.,
The Deauville,
D. E. Bonetti, Incorporated,
Debro, Inc.,
Deb-Wen Builders,
Deci-Men, Inc.,
Deconie & Sansone, Inc.,
Decorated Fabrics, Inc.,
Decorative Plastics, Inc.,
Decorators Workshop, Inc.,
Decor Fabrics, Inc.,
De Cou Manor Corporation,
Deed Corporation,
Dee Electric Corporation,
Deer Acres, Inc.,
Dee Val Construction Co., Inc.,
Defilippis Store, Inc.,
Deforest Associates,
De Gennaro Fashions, Inc.,
Dekro Carpentry Service,
Delavale, Inc.,
Delawanna Food Service, Inc.,
Delaware Valley Bedding Co.,
Delaware Valley Contracting and Equipment Company, Inc.,
Delaware Valley Facilities Corp.,
Delaware Valley Shipbuilding & Drydock Corp.,
Delbern, Inc.,
Del-Ed Building Corp.,
Delford Realty Co., Inc.,
D'Elia Trucking Company, Inc.,
Delisa Realty Company, Inc.,
Delko Homes, Inc.,
Dellber Company, Inc.,
Dellco Builders, Inc.,
Dellene, Inc.,

Dell's Pharmacy,
Del-Mac, Inc.,
Delmarva Lumber & Millwork Co. of N. J.,
Del-Monte Bar, Inc.,
Delnor Products Corp.,
Delran Construction Corporation,
Delsea Central Co.,
Delser, Inc.,
Del Vac Products, Inc.,
Delwood Corporation,
Demeny's Intrastate Express, Inc.,
Demeny's N. Y. & N. J. Express, Inc.,
The Den,
Denia Corporation,
Dennemark Auto Body Shop, Inc.,
Dennis Lace Works, Inc.,
Denver Products Corp. of New Jersey,
Denville Const. Co., Inc.,
Denville Developers, Inc.,
Department Retail Sales Co., Inc.,
Department and Store Products, Inc.,
De Premorvan, Inc.,
Dermac Water Conditioning Corp.,
Derich Construction Co.,
De Robbio Realty Corp.,
Deroline, Inc.,
Derosa & Romano Co., Inc.,
De Santis Construction Company,
Desi Con Realty Co.,
Designed for Living of Hunterdon and Somerset Counties,
Designer Footwear, Inc.,
Design Trends, Inc.,
Desmon Construction Corp.,
Desmond Realty Co., Inc.,
Desmond's Express Co.,
Desmond's Warehouse, Inc.,
De Trolio Bros., Inc.,
De Van Homes, Inc.,
Devigne-Spuhler Industries, Inc.,
Devoe Lighting Corp.,
The Dexter Agency,
D. G. & G. Holding Corp.,

Diacon Construction Co.,
Dial-A-Disc Corp.,
Dial Auto Service, Inc.,
Dial Services, Inc.,
Diamond Gravel Company, Inc.,
Diamond Luncheonette, Inc.,
Diamond M. Ranch,
Diamond Schaaf, Inc.,
Diamond Testing Laboratories, Inc.,
Diane Decorators, Inc.,
Di Benedetto Construction Corp.,
Dick Green Oil Heating, Inc.,
Di Do, Inc.,
Diehl Enterprises Corp.,
Diehl Muffler & Valve Corp.,
Dietzsch Lace & Embroidery Corp.,
Dignified Pizza Snack Bar, Inc.,
Dikmar Company, Inc.,
Dimax Co.,
Dimitri Diner, Inc.,
Dimitri, Inc.,
Dims Co., Inc.,
Dinel Realty and Equipment Corporation,
Dining Car Service, Inc.,
Dinky, Inc.,
Diogenes Company, Inc.,
Disco,
Discount Shoes, Inc.,
The Dispatch,
Displaycraft, Inc.,
Distinctive Homes, Inc.,
D. J. R. Corp.,
D. La Porta, Inc.,
D. Masucci, Inc.,
D. M. T. Corporation, Inc.,
Do-All Window Unit, Inc.,
Dobb-Goodman, Inc.,
Dobbins Niebling & Company,
Doctor's Investment & Realty Co., Inc.,
Dom Construction Co., Inc.,
Domestic Builders, Inc.,
Domestic Holding Corp.,
Dominick De Carlo-Builder, Inc.,

Donann Construction Corporation,
Don Corp.,
Doneds, Inc.,
Don-El Co., Inc.,
Donigan and Company, Inc.,
Donmar Records, Inc.,
Donna Lou Manor,
Donnelly-Keller Enterprises, Inc.,
Donohue Plumbing & Heating Co.,
The Donovan Land Co., Inc.,
Donsig Corporation,
Don's Restaurant & Pizzeria,
Donut King, Inc.,
Door Domestics, Inc.,
Doran Builders, Inc.,
Doran Homes,
Doran Sportswear, Inc.,
Doremark, Inc.,
Dorgi Corporation,
Dori-Ray Enterprises, Inc.,
Dorothy Magee, Inc.,
Dorraine Cleaners,
Dorsal Electronics Sales Corp.,
D'Orsel, Inc.,
Double M Corp.,
"Double Trouble Enterprises, Inc.,'
Douglas Enterprises, Inc.,
Douglas Hink & Co., Inc.,
Dover-Atlantic, Inc.,
Dover-Ocean Corp.,
Dover Queen, Inc.,
Dover Resale Clothing Corp.,
Dowd Rental Co., Inc.,
Downbeach Corporation,
Downs Construction Co.,
Downs Manor, Inc.,
Draporama Fabrics, Inc.,
Drebar, Inc.,
Drexel King Builders, Inc.,
Drezel Tax Aids, Inc.,
Drialo Poultry Farm,
Drive Realty Co.,
Driwood Corporation,

"D. R. M. Realty Corp.,"
Drug Salvage & Surplus Corp.,
Drum Fashions, Incorporated,
Dry Washer, Inc.,
D. T. D. Realty Corp.,
Du-All Products, Inc.,
Duane Manufacturing Co.,
Dubin Sales, Inc.,
Duchess Realty Corporation,
Dudnick Brokerage, Inc.,
Duer Boulevard Realty Corp.,
Due-Vel Products, Inc.,
Duke Cleaners & Launderers, Inc.,
Duke Construction Corp.,
Duke's Delaware Valley Drive-Ins, Inc.,
Duke's Iron and Metal, Inc.,
Duke's Realty Corp.,
Dukie Corporation,
Dumais Fine Furniture, Inc.,
Dumont Cities Service, Inc.,
Duncan Development Company,
Dunhill Custom Clothes, Inc.,
Dunlap Holding Co.,
Dunwell Manufacturing Corporation,
Duo-Way Pharmacal Corporation,
Durand Estates, Inc.,
Dura Wall, Inc.,
Duryea & Duryea, Inc.,
Du Share Builders, Inc.,
Dutee Wilcox Flint and Associates, Inc.,
D. W. B. A. Restaurant,
D. W. C. Holding Corporation,
D & W Realty Co.,
Dwyer Electric Co.,
Dynafreeze Corporation,
Dynamic Electronics of N. J., Inc.,
Dynastone Corp.,
Dynatech Process, Inc.,
"Dynatech Products, Inc.,"

E. A. Burka, Inc.,
Eagle Fuels, Inc.,
Eagle Recreation Center,

Ealane Realty, Inc.,
Eames Tree Expert Company, Inc.,
Earlbe Corporation,
East Brunswick Floors Corp.,
East Coast Construction Corp.,
East Coast Industrial Service,
East Coast Private Investigators,
East Coast Sales Co.,
The East Coast Thermax Company,
East End Furniture Co.,
Eastern Auto Exchange, Inc.,
Eastern Auto Leasing,
Eastern Boat Carriers, Inc.,
Eastern Climate, Inc.,
Eastern Contractors, Inc.,
Eastern Fabric Jobbers, Inc.,
Eastern Industrial Construction Co.,
Eastern Land & Livestock Corp.,
Eastern Laundry Company,
Eastern Racing Association,
Eastern Recreation Equipment, Inc.,
Eastern Robe Co., Inc.,
Eastern Star Trucking Co.,
Eastern Supply Co. of New Jersey, Inc.,
Eastern Vending Corp.,
East Kingston Brick Supply Co.,
Easton-Phillipsburg Driv-Ur-Self,
East Orange Co-Owners, Inc.,
East-West Truck Rental Company,
East Windsor Trailer Sales, Inc.,
Eat-Mor Food Products Corporation,
Eat-Rite Food Products, Inc.,
Ebb Tide Club, Inc.,
E. C. & D. Corporation,
Echo Econowash, Inc.,
Eckersley-N. J. Typewriter Co.,
Eckert & Frazer Construction Corp.,
Eclipse Development Corporation,
The Ecloss Co., Incorporated,
E. Coleman Christie Co., Inc.,
Economy Imports, Inc.,
Economy Pool Builders, Inc.,
ECS Corp.,

E and D Construction Co., Inc.,
Edello Construction Company,
Edelweiss Embroidery Corp.,
Edgewater Terminal Corporation,
Edgewood Manufacturing Co., Inc.,
Edible Container Corporation,
Edison Construction Corporation,
Edison Liquors and Super Market, Inc.,
Edison Township TV Center, Inc.,
Edith Gowan, Inc.,
Edmund F. Lees Associates, Inc.,
Edmund H. Cheval Incorporated,
Edmund's Service, Inc.,
Edna Mae Lake Colony, Inc.,
Edsal Chemical Corp.,
Educational Research,
Edwann Corporation,
Edward Cahill, Inc.,
Edward Decker, Inc.,
Edward H. Mobus, Inc.,
Edward Lieberman's Sons, Inc.,
The Ed-Powers Company,
Eezee on, Inc.,
E. F. Construction Co.,
Effel Realty Co., Inc.,
E & F Investment Co.,
E. F. Murphy Associates,
Egan's Sport Spot, Inc.,
Egerts Market, Inc.,
E. G. Sheet Metal Corp.,
The 1890 Fountain, Inc.,
Eighth Thousand Corporation,
800 Arctic Co.,
888 Realty, Inc.,
819 Club,
8 Realty Corp.,
84 Smith Street Perth Amboy, Inc.,
Ejac Development Corp.,
Ejay Service, Inc.,
E. J. & D. F. Sullivan, Inc.,
E. J. M. Corp.,
E. J. R. Corporation,
Eldorado, Inc.,

Eldredge Company,
Electra-Serve Corp.,
Electric Motors & Parts Corp.,
Electric Steel Treating Co.,
Electro-Drive Corporation,
Electrodyne Corporation,
Electro-Maytrics Manufacturing,
Electronic Acceptance Corporation,
Electronic Craftsman Laboratories, Inc.,
Electronic Sales & Manufacturing Company,
Electronics G. C. Corp.,
Electronic Technical Services, Inc.,
Electronic Traffic Equipment Co.,
Electronic Vending Machine Corp.,
The 11th Frame,
11 Thomas Street Co., Inc.,
E & L Hardware Co.,
Eliah, Inc.,
Elite Bakery, Inc.,
Elite Valet Service, Inc.,
Elizabeth Construction Corp.,
Elizabethport Bowling Center, Inc.,
Elizabeth Refining Corp., Inc.,
Elizabeth Textile Co., Inc.,
Elkay Poultry Co.,
Elkeer Corp.,
Elk's Beauty Parlor, Inc.,
Ellar Chemical Distributors, Inc.,
Elleo, Inc.,
Elliot Management Co.,
Elm Cleaners,
Elmeco, Inc.,
Elmer Cook, Inc.,
El-Nek Laboratories, Inc.,
El Patio Restaurant,
Elruss Realty Corp.,
Elsuch Realty, Inc.,
E. L. Williams Jr. & Son, Inc.,
Ely Schwier & Walthers, Inc.,
E & M Airport Service, Inc.,
Ember Realty Company, Inc.,
Emerson Knitters, Inc.,
Emil A. Kern and Associated Engineers,

Emil's Sport Center,
Em-Jean Farms, Inc.,
Emka Corporation,
E. M. Kelly Realty Company,
E. M. M. E., Inc.,
Emor Corporation,
Empire Commercial Corp.,
Empire Electric Brake Company,
Empire Girl Coat Co., Inc.,
Empire Trucking Co., Inc.,
Empire Wire Products, Inc.,
Ench Equipment Corporation,
Encoa Corporation,
Engines & Power, Inc.,
Engle-Cliffs Machine Shop, Inc.,
Englewood Metal Products Corp.,
Englishtown Machine Tool, Inc.,
Eng's, Inc.,
Enna Realty Co.,
Enterprise Realty & Hotel Co.,
"E. N. V. Corp.",
Eon Realty Co.,
Equity Motors, Inc.,
Erecto Aluminum Corp.,
Erie Trucking Co.,
Erlton Polar Cub,
Ermelinda, Inc.,
Ernest Renda Contracting Co., Inc.,
Ernett's, Inc.,
Erskine Excavating and Sanitary Supply Co.,
E. S. Hammond, Inc.,
Eskay Corporation,
Esplanade Realty Co., Inc.,
Esquire Tailors, Inc.,
Essary's Construction Co., Inc.,
Essex Auto Service Co.,
Essex Building Improvement Co., Inc.,
Essex Construction Co.,
Essex Corporation,
Essex Court of Hackensack, Inc.,
Essex Embroidery Corp.,
Essex Furniture Company,
Essex Realty & Holding Corporation,

Essex Service Corp.,
Estates Planning and Investment Company, Inc.,
Etson Construction Corporation,
Evander Co., Inc.,
Evans Service,
Everdale Builders, Inc.,
Eveready Fuel Co., Inc.,
E & W Construction Co.,
E. W. Dessingue Corp.,
E. W. Dessingue Mechanical Contractors,
E. W. Sipple, Inc.,
Excello Mills, Inc.,
Excel Office and House Cleaning Service, Inc.,
Excelsior Markets, Inc.,
Excelsior Public Warehouse and Storage Co., Inc.,
Excel Trucking Co.,
Exchange Place Realty Co.,
Exclusively Yours, Inc.,
Exclusive Weavers, Inc.,
Executive Enterprises, Inc.,
Expert Construction Co., Inc.,
Extrudalum Corp. of America,

Fabcon, Inc.,
Fabian's Television Sales, Inc.,
Fabracraft, Inc.,
Fabrex, Inc.,
F. A. D'Alessandro Tailors & Cleaners, Inc.,
Fairfax Embroidery Corp.,
Fairfax Homes, Inc.,
Fairfield Park,
Fairfield Sportswear Co., Inc.,
Fair Food Plan, Inc.,
Fairhaven, Inc.,
Fair Haven Sales, Inc.,
Fair Lawn General Hospital,
Fairlee Associates, Inc.,
Fairlynne Diner, Inc.,
Fairmount Cutting Corp.,
Fairsex of Jackson Avenue, Inc.,
Fairview Bus Company, Inc.,
Fairview Organ Sales, Inc.,
Fairway Golf Center Corp.,

Fala Realty Company,
Falco Undergarment Co.,
Fallout Shelters, Inc.,
Falls Meat Wholesalers, Inc.,
Faloni Realty Company,
Family Pharmacy of Little Silver,
Family Sporting Goods of Trenton, Inc.,
Famous Interiors, Inc.,
Fancamp Diner Service, Inc.,
Fanfield Diner, Inc.,
Fanjacs,
Fanwood Foods, Inc.,
Fare-Thee-Well, Inc.,
Far Hills Snack Shop,
Farmer's Bar & Grill,
Farrell-Dwight Gage Co.,
Farrell-Harrington Gage Co.,
Fasco, Inc.,
Fashion Fair of Union, Inc.,
Faye Apartments, Inc.,
Fay's Coral Restaurant, Inc.,
F. C. Realty Company,
F & C Sales Corp.,
Featheredge Plastering Company, Incorporated,
Featurama Homes, Inc.,
Federal Distributing Corp.,
Federated Floral Sales Co., Inc.,
Federated Millinery Stores, Inc., of New Jersey,
Federated-Value Fair, Inc.,
Feedbag of West New York,
Felden Company,
The Fellsway Corporation,
Fenimore Construction Co., Inc.,
Fenn Corp.,
Feren & Co., Inc.,
Ferguson Motor Transportation, Inc.,
Ferjoy, Inc.,
Ferry Bus Co., Inc.,
Fibres, Inc.,
Fidelity Building Corporation,
Fidelity Desk Company,
Fidelity Industries, Inc.,
Fidelity Investment Company, Inc.,

Fieldclub Ltd.,
Fieldwood, Inc.,
Fifth Street Motors, Inc.,
15 Bloomfield Ave., Inc.,
Fifty Branford Place Corporation,
5513 Madison Corp.,
51 Taxi Corp.,
57 Philadelphia Avenue, Inc.,
56 California Avenue Corp.,
52-58 Arlington St. Corp.,
5204 Associates, Inc.,
52 Taxi Corp.,
Figur, Inc.,
Financial Art Service, Inc.,
Finch Record Company,
Finderne Beer Garden, Inc.,
Fine Foods, Inc.,
Fine Music Guild of America, Incorporated,
Fingie's Fuel Service, Inc.,
Fingold Holding Corp.,
Fireside Fuel Oil Co.,
First Caldwell Gardens Development Co.,
First Middle Atlantic Corp.,
First Monmouth Corporation,
First Shamrock Liquors, Inc.,
The First Sponsor Corporation,
First Street Holding Co., Inc.,
Fisher Bros. Cleaners, Inc.,
Fish Rings, Inc.,
Fister Construction Company,
Five Bros., Inc.,
582-4—61st Street, Inc.,
511 Tavern Corp.,
559-561 Bloomfield Avenue, Inc.,
577 Grand Street Corp.,
Five Hundred Thirty-one Taxi Corp.,
524 William St., Inc.,
Five Islands Lobster Pound,
Five Star Motors, Inc.,
5 & 10 Centre Corp.,
F. J. Mullowney X-ray Co.,
F & J Service Center,

F & J Trucking Company, Inc.,
Flags By Holiday, Inc.,
Flaherty-Kennedy Filter Fabrics,
Flamingo Development Corp.,
The Flamingo Motel,
Flanders Shopping Center, Inc.,
Flatted 5th, Inc.,
Flavor Bar of Northern New Jersey, Inc.,
F & L Cleaners & Dyers, Inc.,
Fleetwing Estates, Inc.,
Fleetwood Associates, Inc.,
Flemington Bowling Center, Inc.,
Flemington Coffee Shoppe, Inc.,
Flemington Telephone Answering Service, Inc.,
Fleming Wilson Trucking Co., Inc.,
Fletcher Auto Sales, Inc.,
Fletcher Grove Camp Meeting Association,
Flexaire Incorporated,
Flex Bituminous Co.,
F. L. F. Realty Corp.,
Florence Holding Corporation,
Florida Cleaners, Inc.,
Flo-Ton Structures, Inc.,
F & L Roofing Co., Inc.,
F & L Trucking, Inc.,
Fluron Corporation of America,
Flynn's Glass Bar, Inc.,
F & M Plumbing Supply Co.,
Foam Rubber Center of Trenton, Ltd.,
Foam-Tex, Inc.,
Follett Time Recording Co., Inc.,
Follies Beaute' Shoppe,
Food Brokers, Inc.,
Food Circus Super Market of Long Branch,
Food Concessions, Inc.,
Food Display Corp.,
Food-O-Matic Co., Inc.,
Foothill Acres Beauty Salon, Inc.,
Foothill Acres Laundry Co., Inc.,
Foothills, Inc.,
Forcinito & Leone, Inc.,
Ford's Jewelers of Mount Holly,
Foreign Cars of Bergen, Inc.,

Foreign Cars Limited,
Foreign and Domestic Trading Corporation,
Forest Air Products, Inc.,
Forest Estates,
Forest Hill Estates, Inc.,
Forest Hill Liquor & Delicatessen Store,
Forest Homes Corporation,
Forge Pond Company, Inc.,
Forked River Estates, Inc.,
Formal Wear Limited,
Fornaby Pak-Mor Sales & Service, Inc.,
Fortuna Hardwood Flooring Co., Inc.,
45 Club, Inc.,
Forty-five Crawford Street Holding Co., Inc.,
45 East Wesley Corp., Inc.,
45 Emmet St. Corp.,
45 South Munn Corp.,
The Forty-four South Seventh Street Corp.,
The Forty-one Corporation,
Forty-Plus Sales, Inc.,
"40 Realty Corp.,"
The 46 Club,
46 Diner, Inc.,
The 43 Realty Corporation,
Forum Corporation of New Jersey,
Foss Development Co.,
Foster Investment Co.,
Fostvedt Lein & Nurmi, Inc.,
Found Restaurant & Bakery, Inc.,
Four Ess Realty Corp.,
Four Guys Trucking Corporation,
455 Jersey Ave, Co., Inc.,
457 So. 11th Street Corp., Inc.,
400 Realty Enterprises Service, Inc.,
Four Jays Realty Co., Inc.,
Four Kings Car Wash Co.,
Four Leaf Clover, Inc.,
Four Star Construction Co., Inc.,
Four-Way, Inc.,
The Foxboro Corporation,
Fox Real Estate, Inc.,
Fragrances, Inc.,
Fran-Bo-Car, Inc.,

Francisco Builders, Inc.,
Franciska Corporation,
Francis Motors, Inc.,
Francis Vitamin Co.,
Fran-Eve Corporation,
Franflo, Inc.,
Franiss Enterprises, Inc.,
Fran & Jan's Pizza Parlor, Inc.,
Frank A. Lueddeke Haulage,
Frankee Corporation,
Frankel & Weissman Co.,
Frank Garrison, Inc.,
Franklin Cleaners & Dyers, Inc.,
Franklin Corner Corporation,
Franklin House Sales Company,
Franklin Laundry, Inc.,
Franklin Port Newark Lumber Co.,
Franks Construction Corp.,
Frank Sorrentino & Son, Inc.,
Fransin Realty Co.,
Frapat Company,
The Fred C. Zusi Agency, Inc.,
Frederick Corp.,
Frederick Harris, Inc.,
Frederick Harris-Tenafly, Inc.,
Fred Kent Air Conditioning Co., Inc.,
Fred R. Federico, Inc.,
Fred W. Greene Associates,
Free Europe Bar & Restaurant, Inc.,
Freehold Estates,
Freehold Recreation, Inc.,
Freeway Lanes, Inc.,
Freez-A-Pop Sales,
The Freezer, Inc.,
Fre-Lane Cleaners, Inc.,
Frelinghuysen Avenue Holding Corp.,
French-American Lace, Inc.,
French Costume Co.,
Fresh-Pack Vegetable Corp.,
F & R Freight Lines, Inc.,
Frico, Inc.,
Friedman Builders, Inc.,
Fritzie's Corp.,

Froja Realty Co., Inc.,
Frontier Day Camp, Inc.,
Frontier Gun Shop, Inc.,
Frosty Frolics, Inc.,
Frozen-Rite Food Products, Inc.,
The Fruit Exchange, Inc.,
Fruit & Produce Associates, Inc.,
FSC Foods, Inc.,
F. Stamato & Son, Inc.,
F. S. T. Corp.,
F. S. & Z. Realty Corp.,
F & T, Inc.,
Full-View Safety Cab Corporation,
Fund Administrators, Inc.,
Future Enterprises, Inc.,
F. William Bender, Inc.,

Gabbco Shops, Inc.,
Gabler Bros., Inc.,
Gail Fashions, Inc.,
Gail Incorporated,
Gaitley Contracting Corp.,
Galasons Sportswear Co.,
Galco Const.,
Gallini Luncheonette Corporation,
Gall & Lembke of New Jersey, Inc.,
Gambino Bros., Inc.,
Gande Machinery Corp.,
Garbarini Building Corp.,
Garden Apartments, Inc.,
The Garden Bakery, Inc.,
Garden Builders, Inc.,
Garden County Realty Corp.,
Garden Floral Products, Inc.,
Garden Hill Collection Agency,
Garden Kosher Caterers, Inc.,
Garden Mall Maintenance Corporation,
Garden State Aluminum Corp.,
Garden State Basketball Training School, Inc.,
Garden State Battery Mfg., Co.,
Garden State Carriers, Inc.,
Garden State Engineering, Inc.,
Garden State Marina, Inc.,

Garden State Meat Packing Co.,
Garden State Motorama, Inc.,
Garden State Music Center,
Garden State Painting and Maintenance Co., Inc.,
Garden State Quik-Chek, Inc.,
Garden State Resurfacing Corporation,
Garden State Shopping Center, Inc.,
Garden State Skein Dyeing Corp.,
Garden State Stamp and Coin Supply Center, Inc.,
Garden State Testing Laboratories,
Gardiner Building Enterprises, Inc.,
Gardner Manufacturing Co., Inc.,
Garfield's Trenton Shopping Center, Inc.,
Garolis Corp.,
Garrison Homes, Inc.,
Garr's Incorporated,
Garvene Realty Company,
Gary-Martin, Inc.,
Gas & Oil Industry Laboratories Incorporated,
Gateway Warehouses, Inc.,
Gay Nineties Club, Inc.,
G. B. B. G. Company,
G & B Equipment Co., Inc.,
G. B. S. Construction Corp.,
Gebhart Homes Incorporated,
Geltman Contracting Co.,
Gem Cap Manufacturing Company,
Gem Liquor Store,
Gem Moving Co., Inc.,
Gene A. Tomasso Agency,
General Accounts, Inc.,
General & Excess of N. J., Inc.,
General Export and Import Co.,
General Implement Manufacturing Co.,
General Magnaplate Research Laboratories, Inc.,
General Metal Corporation,
General Realty Co., Inc.,
General Security Corp.,
General Sonics, Inc.,
General Supply Company of Hackensack, Inc.,
Gennaro & Company, Inc.,
Gentco, Inc.,
Geofran Realty Company, Inc.,

Geonex Corporation,
Geo-Research & Industrial Development Corp.,
George A. Miel Co., Inc.,
George Cosman Wrecking Co., Inc.,
George F. Davis, Inc.,
"George Habeeb Shops Inc.,"
George's Ocean City Diner,
George Weed, Inc.,
Georgian Candy Co.,
Gerdonbo, Inc.,
Geren's Incorporated,
Geromino Toy Co.,
Gerry Realty Company, Inc.,
Gerweck and Auerbacher, Inc.,
Geswaldo Realty Co., Inc.,
Geyer Construction Corp.,
G & G Beauty Salon, Inc.,
G. G. G. Holding Co., Inc.,
G & G Tavern, Inc.,
G & H Home Builders,
G H & S Real Estate Co., Ltd.,
Gian Enterprises, Inc.,
Gibraltar Realty Co., Inc.,
Gibraltar Mortgage and Funding Company,
Gibson's,
Gigi Soda Shoppe, Inc.,
Gilbert Macy & Associates, Ltd.,
Gilbert & Milton Beauty Salons, Inc.,
Gilbert Realty, Inc.,
Gilbrae Realty Corporation,
Gimgold Realty Corp.,
Gina Builders, Inc.,
G & J Realty Co., Inc.,
Glad-Lee Corporation,
Glamour Form,
Glamour World Wide,
Glaser Holding Co.,
Glasscrete Products Corporation,
Glass Front Restaurant, Inc.,
Glatten Associates, Inc.,
Gleeb Corporation,
Glen Acre Homes, Inc.,
Glen Acre Service Corp.,

Glen-Bloomfield Corporation,
Glenbourne Gardens, Inc.,
Glenburn Gardens,
Glencliff Construction Co., Inc.,
Glen Crest Estates, Inc.,
Glendale Dress Co.,
Glen Gardner Estates, Inc.,
Glengyle Knitting Mills, Inc.,
Glenmar Home Improvement, Inc.,
Glenn Department Store,
Glenn Equities, Inc.,
Glenn Lee Payne & Thomas,
Glenn-Rose Fashion Shop, Inc.,
Glen Park Realty,
Glen Products Corporation,
Glen-Rich, Inc.,
Glen Rock Corp.,
Glenside Construction Company,
Glenside Homes, Inc.,
Glentex Home Improvements, Inc.,
Glenview Holding Co., Inc.,
Glenwood Construction Co.,
Glenwood Laundry, Inc.,
Glenwood Machinery Associates, Inc.,
The Glitter Club,
Glo-An Sportswear, Inc.,
Glo-Mar Mfg., Inc.,
Gloria Acres, Inc.,
Gloria & Lee's Inn,
Gloucester Meat Packing Company,
Gluck Investment Corp.,
G. M. C. Restaurant Corp.,
Goddard Manufacturing Corp.,
Godfrey Molecular Models, Inc.,
Gola, Inc.,
Golden Brown's Beauty World of Newark, Inc.,
Golden Cleaners,
Golden Touch Baking Co.,
Golden Valley Laboratories, Inc.,
Gold-Mark Realty Company, Inc.,
Gold Seal Plan,
Gold Star Footwear,
Goldtro, Inc.,

Goldwill Hats, Inc.,
Goller Realty, Inc.,
Goltra Builders, Inc.,
Good Roads Equipment Corporation,
Good Will Builders, Inc.,
Goorland-Pitock, Inc.,
Gorsam Corporation,
Goshen Stables, Inc.,
Gossiaux-Bump, Inc.,
Gourmet Corporation,
Government Employees Mart G. E. M., Inc.,
G & P Corporation,
G & P Holding Corp.,
Grabar Lithographic Company,
The Grace Co., Inc.,
Grace Development, Inc.,
Graceffo Realty Company,
Graf-Tek, Inc.,
Graham Bakery, Inc.,
Graham Manufacturing Co., Inc.,
Grand Construction Co., Inc.,
Grand National Food Corporation,
Grand Realty Corporation,
Grant Building Co., Inc.,
Gravel Service, Inc.,
Graycee Cosmetique-Paramus,
Gray Sound of Paramus, Inc.,
G & R Construction Corp.,
Great Bay Boulevard Marina, Inc.,
Great Eastern Electronics, Inc.,
Great Jersey Construction Corp., Inc.,
Great Jersey Homes, Inc.,
Great Jersey Mason Contractors, Inc.,
Great J & T Food Fair,
Great Stores, Inc.,
Great Western Food Center,
Grebursen, Inc.,
Grecay-Reynolds Trucking Corp.,
Greenbrook Hills,
Greenbrook Homes, Inc.,
Greendale Farms, Inc.,
Greendale Homes, Inc.,
Green Produce, Inc.,

Greenway Cafe,
Greenway Company, Inc.,
Greenwood Garage, Inc.,
Greenwood Labs, Inc.,
Greenwood Lake Yacht Club,
Greenwood's Tavern, Inc.,
Gregers Olsen Caulking Co.,
Gregmor Construction Co., Inc.,
Gregors Olson Caulking Company, Inc.,
Gregory Equipment Co., Inc.,
Gregory-Union Corp.,
Grelin, Inc.,
G. R. Mason Contractors, Inc.,
Grollmans Hardware and Supply Store,
"Grossl's Delicatessen",
Group Realty Co.,
Grove Chemical Co.,
Grove Motor Service,
Grove Tire Corp.,
G. R. S. Builders, Inc.,
Grumco, Inc.,
G. S. B. Associates, Inc.,
G S & D Construction Co., Inc.,
G & S Duo Holding Company,
G & S Holding Co., Inc.,
G. S. J. Holding Corp.,
G & S Kosher Meat Market,
G. S. Pryor & Son, Inc.,
Guaranteed Electronic Products, Inc.,
Guaranty Trading Company, Inc.,
Guardian Associates Ltd.,
Guardian Maintenance Corp.,
Guardian Vitamin Co., Inc.,
Guest Club Diner, Inc.,
Guhrke Realty Co., Inc.,
Guidera-Goodman, Inc.,
Gunn Motor Express Incorporated,
Gustava, Inc.,
The Guy Agency,
Gwenn Estates, Inc.,
G-Y-M Equipment Co.,

Hackensack Brass Manufacturing Co., Inc.,
Hackensack Modern Bakers, Inc.,
Hackensack Recreation, Inc.,
Hackettstown Beverage Store, Inc.,
Haddon Construction Corporation,
Haddonfield Central Market, Inc.,
Haddonleigh Builders, Inc.,
Hador Realty Corp.,
Hagar Builders, Inc.,
Halbar Realty Co., Inc.,
Halbeck Corporation,
Halcyn Corporation, Inc.,
Hal Holding Corporation,
Halil Corp.,
Hal Investment Corp.,
Halkra Company, Inc.,
Hallander Electronic Corp.,
Halligan Carpet Co., Inc.,
Halmin Construction Company,
Halrose Holding Company,
Halsey Plummer, Inc.,
"Halstead Management Corporation,"
Halsted and Van Vechten holding Company,
Halsted and Van Vechten, Inc.,
Hamilton Center, Inc.,
Hamilton Equipment Co., Inc.,
Hamilton Fire Side Inn, Inc.,
Hamilton Industries, Inc.,
H. A. & M., Inc.,
Hammon's, Inc.,
Hamm's Express Co.,
Hamowy Co., Inc.,
Hampden Corporation,
Hampton Highlands,
Hampton Lane, Inc.,
Hancock Industries, Inc.,
Handyman Power, Inc.,
Hanken Homes, Inc.,
Hank's Bargain Center,
Hanover Development Corp.,
Hansbury Company, Inc.,
Harbor Lee Corp.,
Harco, Inc.,

Harco Pharmaceutical Corporation,
Harden Real Estate Corporation,
Harding Forest Corp.,
Hardware World, Inc.,
Harfeld, Inc.,
Hargray Realty Corp.,
Hargrove Realty Co.,
Harida Corporation No. 2,
H. A. R., Inc.,
Harlyn Homes of Lakewood, Inc.,
Harlyn Sweet Shop, Inc.,
Harmony Footwear of Haddonfield, Inc.,
Harmony House Music Center, Inc.,
Har-Nic Corp.,
The Harold Furniture Co., Inc.,
Harold J. Rose, Inc.,
Harold's For Better Shoes,
Harold's Shoe Fashions, Inc.,
Harold Valentine Co.,
Harper's Bar, Inc.,
Harrin Corporation,
Harrington Gardens, Inc.,
Harrison Importing Co., Inc.,
Harrison Uniform, Inc.,
Harrison Zwart and Harrison, Inc.,
Harris Realty Co., Inc.,
Harry Herrmann Builders, Inc.,
Harry M. Berry, Inc.,
Harry's Launderette, Inc.,
Harry Williams Trailer Sales, Inc.,
Hartman Construction Co., Inc.,
Haru, Inc.,
Harvard Planting & Designing, Inc.,
Harve Builders, Inc.,
Har War, Inc.,
Haskell Excavators, Inc.,
Haskell Parkway, Inc.,
Hathaway Spraying Co.,
Hausman Trucking Co.,
Hawaiian Palms, Inc.,
Hawp Incorporated,
Hawthorne Friendly Service, Inc.,
"Haydu Industries, Inc.,"

Hayes Service Bureau, Inc.,
Haynes Holding Co., Inc.,
Hazlet Herald, Inc.,
H. B. Haring Distributing Co.,
H. C. Beyer Associates, Inc.,
H & C Investment Co., Inc.,
Hearthstone Farms,
Heather Glen,
Heidt Electrical Supplies, Inc.,
Heined Contracting Co.,
Helaby Corporation,
Helco, Inc.,
Heldor Deep Drawing Division, Inc.,
Helene's Lingerie Shoppe,
Helix Corporation,
Hellespont Corporation,
Helman-Emory, Inc.,
Helm Engineering Associates,
Helmet Construction Co., Inc.,
Helming-Bonar Coal Company,
Hen-Del Realty Corp.,
Henlyn Tool & Die Corporation,
Henry-Lindsay Soft Water Company,
Henry Livingston Real Estate Co., Limited,
Henry's Express,
Henry Waldo Homes, Inc.,
Hensam, Inc.,
H. E. O. Realty Co., Inc.,
Hepburn House,
Herenchak Candeub & Maloney Incorporated,
Herkot Corporation,
Herman J. Falk Corporation,
Hermas, Inc.,
Hermat Realty Company,
Hermitage Homes, Inc.,
Heron Corp.,
Heron Development Corp.,
Heron Road Corp.,
Herrmann Sheet Metal Works, Inc.,
Hersh's Stationery, Inc.,
Heydt Fence Co., Inc.,
H. F. B. Realty Co.,
H. F. Realty Company Incorporated,

H. Girard & Co.,
H & H Associates, Inc.,
H & H Fashions, Inc.,
H. H. K., Inc.,
Hiawatha Bowling Lanes, Inc.,
Hiawatha Food Products Corp.,
Hi-Boro Builders, Inc.,
Hi-Bridge Automotive Services, Inc.,
Hibs, Inc.,
High Corporation,
Highland Building Corporation,
Highlands, Inc.,
Hi-Grade Carriers, Inc.,
Hileo Corporation,
Hi-Line Realty Co., Inc.,
Hillco Frozen Meats,
Hillcrest Builders, Inc.,
Hillcrest Service Station, Inc.,
Hillier Arrow Laundry Co., Inc.,
Hillsboro Corner Store, Inc.,
Hillsboro Pharmacy,
The Hillsdale Distributing Co., Inc.,
Hillside Coach Lines,
Hillside Plaza Motors, Inc.,
Hillside Pools, Inc.,
Hilltop Garages, Inc.,
Hirsch-Bonded, Inc.,
Hist, Inc.,
Hitchin' Post Inn,
Hi-Temp Metals Corp.,
The Hit Products Corporation,
Hi-View Homes, Inc.,
Hi-Way Lincoln Mercury Sales, Inc.,
Hiway Motors,
H. J. Dinnebeil, Inc.,
H. Kaplan, Inc.,
Hlabek Realty Co.,
H & L Kitchens, Inc.,
H. M. R. Builders Incorporated,
Hobin Oil Co.,
Hobnobs Restaurant, Inc.,
Hoge D. Young, Inc.,
Holiday Barber Shop,

Holiday Fence, Inc.,
The Holiday, Inc.,
Holiday Industries, Inc.,
Holiday Pools, Inc.,
Holiday Poultry Farm, Inc.,
Holland Brothers, Inc.,
The Hollander Comforter Corporation,
Holland Motor Inn, Inc.,
Hollybrook Enterprises, Inc.,
Holly Diner, Inc.,
Hollyhill Holding Co., Inc.,
Holmdel Cleaners, Inc.,
Holmes Investment, Inc.,
Holyoke Metals, Inc.,
Home-Aid-Rental, Inc.,
Home Buyers Inspection Company,
Home Community Shops, Inc.,
Homecraft, Incorporated,
Home Decore, Inc., of Metuchen,
Home Development Corp.,
Home Loan and Discount Corp.,
"Home Mortgage and Title Company,"
Home Newspaper Service, Inc.,
Home Owners Agency, Inc.,
Home Owners Emergency Service, Inc.,
Home Owners Search and Abstract Co.,
Homer Chrome Company,
Homes Beautiful, Inc.,
Homes Limited, Inc.,
Home Trade Corporation,
Honixfield Lumber and Millwork Corp.,
Hopatcong Plumbing & Heating Co., Inc.,
Hope Valley Charter Bus Service, Inc.,
The Horizon Aero Service, Inc.,
Horizons Titanium Corporation,
The Hornet,
The Host Restaurant,
Hotel Corporation of Lakewood,
Hotel New Manhattan,
The Hotel Tremont, Inc.,
The House of Aerosols,
House of Aluminum and Fiberglass,
House Doctor's, Inc.,

Household Foam Products, Inc.,
Household Service Associates,
House of Ramsay, Inc.,
Howard Frederick, Inc.,
Howard Homes Co.,
Howard's Quality Uniforms,
H & P Landscape Contractors, Inc.,
H. P. Trucking, Inc.,
H. R. Compton, Inc.,
H & R Homes, Inc.,
H. S. M., Inc.,
H & S Plumbing & Heating Supply,
H. T. Dickinson & Co., Inc.,
The Huber Company,
Hudberg Realty Co.,
Huddie's Bar & Grill,
Hudson-Central Construction Company,
Hudson County Knitting Mills, Inc.,
Hudson Development Corporation,
Hudson Economy Laundry,
Hudson Embroidery Corp.,
Hudson Hosiery Shop of Burlington, Inc.,
Hudson Hosiery Shop of Vineland, Inc.,
Hudson River Yacht Club, Inc.,
Hudson View Hotel Corp.,
Hufmar Realty Co.,
Hughes Silver Mist Inn, Inc.,
Huley Enterprises, Inc.,
Hummel Distributing Corp.,
Humus Land Company,
Hunniman, Inc.,
Hunterdon Hills Playhouse,
Hunt Realty Co., Inc.,
Hurley-Patterson, Inc.,
Hurricane Textile Processors, Inc.,
Huttonside Co.,
H. W. Moore & Co., Inc.,
Hy-Les Realty Corp.,
Hynt, Inc.,
Hyred Associates, Inc.,
Hy-Way Hotel, Inc.,
Hyway Paint & Wallpaper Supply, Inc.,

Ian A & M Co., Inc.,
Ichi Ban, Inc.,
Ida & Co.,
Idea Development & Education Associates, Inc.,
Ideal Frocks, Inc.,
Ideal Fruit Co.,
Ideal Home Food Service,
Idlewild Estates Corporation,
I & F Carpentry Contractors, Inc.,
I. Hershkowitz, Inc.,
Ijoe Construction Company,
Impact Enterprises, Inc.,
Imperial Carpet & Linoleum Service Company,
Imperial Excavating Company,
Imperial Jewelers, Inc.,
Imperial Knitwear,
Imperial Pool Equipment Corp.,
Imperial Screen Engraving Corporation,
Imperial Solarpaque Corp. of N. J.,
Imperial T. V.,
Imp Realty Co.,
Imp Recording Co., Inc.,
Incentive Publishing Company, Inc.,
Indenture Associates Corporation,
Independent Oyster Packing Co., Inc.,
Industrial Automation Design, Inc.,
Industrial & Consumer Advertising, Inc.,
Industrial Model Works Corporation,
Industrial Park Associates, Inc.,
Industrial Research Corporation,
Industronics, Incorporated,
Ingannamorte Industries, Inc.,
Inland Enterprises, Inc.,
In-Plant Food Service Corp.,
Installment Premiums, Inc.,
Institute of Modern Languages,
Institutional Products, Inc.,
Instrument Plating, Inc.,
Integral Controls Co.,
Intercontinental Development Corporation,
Inter-County Agency,
Intergrated Research Corporation,
Interlaken Park, Inc.,

International Aircraft, Inc.,
International Business Consultants, Inc.,
International Dance Studios, Inc.,
International Electronics, Inc.,
International Industries, Inc.,
International Marine Service Co., Inc.,
Interstate Adjustment Corp.,
Interstate Venetian Blind Supplies Co., Inc.,
Investment Associates, Inc. No. 2,
Investment Securities Corporation,
Iowa & Pacific Parking Lot, Inc.,
Ippolito & Sons, Inc.,
Irish Road Show, Inc.,
Irma's Beauty Salon, Inc.,
Ironbound Incinerator Company,
Ironia Crest, Inc.,
Irvgol Leasing Corp.,
Irving Katz Steam Specialties of New Jersey, Inc.,
I. R. Weil, Inc.,
Isamas Holding Company, Inc.,
I & S Discount Center, Inc.,
Isle De Capri,
Italian Village Food Specialties, Inc.,
Italian Villa, Inc.,
Italtubi, Inc.,
I. T. O., Inc.,
The Ivy Bar, Inc.,
I. W. I.,
I & W Realty Corporation,

Jaaf Realty Co., Inc.,
J. A. C. Cushioning Materials Co., Inc.,
Jack Hunters Sport Shop, Inc.,
Jackie Mack Furniture, Inc.,
Jackie's Service Center,
Jack and Joan Shop, Inc.,
Jack Kennedy's, Inc.,
Jack-Regina Co.,
Jack Scott,
Jack's Mobile Service,
Jackson Home Builders Supply Co., Inc.,
Jackson-Orient Realty Company,
Jack Stern & Co.,

Jac-Lynn, Inc.,
Jaguar Estates,
Jainey Products Co., Inc.,
Jake's Diner, Inc.,
James E. Giles, Inc.,
James J. Hughes, Incorporated,
James J. Melfi, Inc.,
James J. Sentner, Inc.,
James Motor Sales Co., Inc.,
James P. Martin, Inc.,
James Products, Inc.,
James Wetmore Co.,
Jamison, Inc.,
"Jan Corporation,"
Jane K. Transfer,
Janet Homes Corp.,
Jane Tyrr Co., Inc.,
Janov Dry Goods Co.,
Jarmo Corp.,
Jaroco Engineering Co.,
Jarosz Construction Co., Inc.,
Jarvis Marine Service, Inc.,
Jarv's, Inc.,
Jason Koumanos, Inc.,
Jasper Pahl, Inc.,
Jastem Realty Co., Inc.,
J & A Sweet Shop,
Jat, Inc.,
Jaybar Company,
Jaybee, Inc.,
Jayce Co., Inc.,
Jay-Cobb & Sons, Inc.,
Jayfair, Inc.,
Jay Mode, Inc.,
Jay Tee Food Distributors, Inc.,
Jay Zee Ar, Inc.,
J & B Builders, Inc.,
J. B. K. Corporation,
The J. C. Martin Company,
J. C. S. Building Corporation,
J. D. Huizeng Ribbon Company,
Jeanette Contracting Co., Inc.,
Jeanne Mackenzie, Inc.,

Jean's Apparel, Inc.,
J. E. Connor-Trenton,
Jefferson Rubber Co., Inc.,
Jefflin Sales Co.,
Jeff-Mart Realty Co.,
Jeffrey Enterprises, Inc.,
Jeff's Cakery, Inc.,
Jeken Holding Corp.,
Jenard Realty Corp.,
Jenco Land Co.,
Jen-Faul, Inc.,
Jenif Decorators, Inc.,
Jenness Holding Corp.,
Jennie Mfg. Corp.,
Jensco, Inc.,
Jensen-Wirt Realty, Inc.,
J and E Parking, Inc.,
Jerard Steel, Inc.,
J & E Realty Co., Inc.,
Jermax, Inc.,
Jerome Construction Co.,
Jerrold & Stefan's, Inc.,
Jerry's Drive-In of New Brunswick,
Jerry Tuttman, Inc.,
Jersey Aluminum Awning Co.,
Jersey Cape Credit and Collection Service,
Jersey City Generals Football Club, Inc.,
Jersey City School Services, Inc.,
Jersey City Terminal Corporation,
Jersey Custom Building Corp.,
Jersey Enterprises, Inc.,
Jersey Equipment Company,
Jersey Interstate Steel Corporation,
Jersey Jungle, Inc.,
Jersey National Construction Co., Inc.,
Jersey Orchards Packing Corp.,
Jersey Precast Stone Co., Inc.,
Jersey Shore Heating & Air Conditioning Inc.,
Jersey Steel Skiff, Inc.,
Jersey Steel Skiff Sales, Inc.,
Jersey Supermarkets, Inc.,
Jersey Terminal, Inc.,
Jersey Waterproofing Corporation,

Jervis Securities, Inc.,
Jeskin Realty, Inc.,
Jessen-Travis Company,
Jessie Ray Coat Co., Inc.,
Jess Wright Contractors, Inc.,
Jet World Promotions, Inc.,
Jewish Memorial Parks,
Jewkes Realty Co.,
Jezco, Inc.,
J & F Realty Corp.,
The J. G. Co., Inc.,
J. G. Grausam, Inc.,
J. H. K. Realty Corp.,
J & H Realty Co.,
J & I Laundromat Corp.,
Jill Manufacturing Company,
Jill's Furs, Inc.,
Jimargo, Inc.,
Jims Realty, Inc.,
Jimwal Construction Co., Inc.,
J. J. Kelly Homes, Inc.,
J. J. Mitzman, Inc.,
J and J Products Company,
J & K Machine Tool Corp.,
J. Leslie Woolley & Associates, Inc.,
J & L Productions, Inc.,
J. Mack Interiors, Inc.,
J. Mac Mullen, Inc.,
J & M Supply Co., Inc.,
Joalmur Construction Company,
Jo-Am, Inc.,
Joanette Juniors, Inc.,
Jocris Liquors, Inc.,
Joda Productions,
Jodar Builders, Inc.,
Jodie, Inc.,
Joe Glass Braketown, Inc.,
Joel Construction Co., Inc.,
Joe Rose Construction Company,
Joe's Tavern, Inc.,
Joe Wolk Agency, Inc.,
Joe Wolk Associates, Inc.,
John A. Dailey, Inc.,

John Barkhorn, Inc.,
John B. Borea Builders, Inc.,
John Breazzano, Inc.,
John C. Figini Agency, Inc.,
John Ciullo & Co.,
John C. Sing & Sons, Inc.,
John Davis Construction Co.,
Johnick Corp.,
John J. Shattls, Inc.,
John Mielach Millwork Company,
Johnny Pariso Shortstop, Inc.,
Johnny's Tavern, Inc.,
John Retz Metal Products and Fuel Oil Co.,
Johnson Ave. Corporation,
John T. Symons, Inc.,
John W. Eidschun, Inc.,
John White, Inc.,
John Wondolowski, Inc.,
Jo-Jo Realty, Inc.,
Jo-Lee Builders, Inc.,
Jolen Corp.,
Jol-Ger Company, Inc.,
Jolie Tresses,
Jomal, Inc.,
Jo-Mar Club, Inc.,
Jonco, Inc.,
Jondan Construction Co., Inc.,
Jon Dore Frocks, Inc.,
Jongib Corporation,
Jonkud Co., Inc.,
Jopal, Inc.,
Jopaul Electronics, Inc.,
Jorene Liquors, Inc.,
Jory Fabrics, Inc.,
Josef's, Inc.,
Joseph Conway's Bar, Inc.,
Joseph Direnzo, Inc.,
Joseph E. Perry, Inc.,
Joseph Farrell Masonry Contractor, Inc.,
Joseph F. Lynch Construction Co., Inc.,
Jos. Gelb Company, Inc.,
Joseph J. Turner, Inc.,
Joseph Rizzi Co.,

Joshua, Inc.,
Journal Motors, Inc.,
Journal-Square Holding Corp.,
Jowalpet Construction Company, Inc.,
Joy Products Enterprises, Inc.,
Joy Time Dress Co., Inc.,
J. P. C. Realty Corp.,
J & P Danton, Inc.,
J. P. Jersey Corporation,
J. P. O'Grady, Inc.,
J and R Distributing Co.,
J & R Sales Co., Inc.,
J. R. S. Construction Company,
J & R Welding, Inc.,
J. Schubert Painting Company, Inc.,
J. S. J. Realty Co., Inc.,
Judge and Jury Luncheonette,
Judo Institute of Brunswick,
Judo Institute, Inc.,
Judo Institute of New Jersey, Inc.,
Judysue Realty Corporation,
Julian Development Co.,
Julia Records, Inc.,
Julinn Liquors, Inc.,
Julius I. Drucker & Sons, Inc.,
Jumperama, Ltd.,
Jump-4-Fun Corporation,
Jumping Brook Estates,
Jumpville, Inc.,
Junction Enterprises, Inc.,
Jusf Corporation,
Juvenile Furniture Guild, Inc.,
J & W Bar,
J & W Klein Co.,
J-W Ranch, Inc.,

Kabar Gas Company,
Kada Trading Company,
Ka-Del, Inc.,
Kadett Construction Company, Inc.,
Kahn Agency, Inc.,
Kalman Trucking, Inc.,
Kanak Holding Co.,

Kandel Metal Fabricators, Inc.,
Kapco Realty Corp.,
Kaplan Associates,
Karl's Medallion Electric, Inc.,
Karl Vogelsberg, Inc.,
Karo Company,
Kasel, Inc.,
Kate's Cocktail Lounge, Inc.,
Katz Agency, Inc.,
Katz Auto Parts, Inc.,
Kauker, Inc.,
Kay Bar Construction Co.,
Kay Little, Inc.,
Kay Products,
Kays Department Store No. 2,
K. D. K., Inc.,
K D & L Entertainment Corp.,
Keansburg-Union Beach Realty Company,
Kean's, Inc.,
Kearney Cement Manufacturers Corporation,
Keim, Inc.,
Kemdel, Inc.,
Kenilworth Lakes Realty Co.,
Kenkol, Inc.,
Ken-Lee Corporation,
Kenmar Realty, Inc.,
Kennedy-Busch Construction Company,
Kenneth Farms, Inc.,
Ken-Star Construction Corporation,
Kent Holding Co., Inc.,
Kent Microfilm Service, Inc.,
Kentmore Construction Co., Inc.,
Kent Stock Farm, Inc.,
Kenwyn Corporation,
Kessel Realty Co.,
Kessler's, Inc.,
Keyport Packing Co.,
Keystone Mason Contractors, Inc.,
Keystone Refractories Company,
Kilmer Gardens, Inc.,
The Kind-L-Lite Corporation,
Kinescope Corporation of America,
King Cole Shops of New Jersey, Inc.,

King Finance Corp.,
Kingfisher Corp.,
Kingfisher Development Corp.,
Kingfisher Realty Corp.,
King Leather Goods Co., Inc.,
King Sportswear, Inc.,
Kingston Cleaners Corp.,
Kinkade Plumbing, Inc.,
Kinney Motors, Inc.,
Kinta Food Products,
Kistner Appliance Company, Inc.,
Klausner Family Store, Inc.,
K and L Construction Company, Inc.,
Kleen Home Service, Inc.,
Kleen-Koil Sales Corp.,
Kleinman Embroidery Corp.,
Klinger's Market, Inc.,
Klueber Brothers, Incorporated,
K & M Builders,
K. M. Fargo & Co., Inc.,
Knitter's World, Inc.,
Knoblock Motors, Inc.,
Knollwood Holding Corporation,
Knotty Pine Inn, Inc., of Harrison,
Koeppel Appliances & TV, Inc.,
Koeppel Associates, Inc.,
Koham Homes, Inc.,
Kold Pak Food System, Inc.,
Kopp Development Company,
Kord Realty Co., Inc.,
Kordulak Bros., Inc.,
Koren Realty Co., Inc.,
Korey Motors, Inc.,
Korwel Realty Co.,
Kost's Motel Corporation,
Kozmo Corporation,
KPK Concentra, Inc.,
K. P. K., Inc.,
K-P Realty Corporation,
Kraemer's Auto Body Service,
Kraft Baking Industries of N. J., Inc.,
Krafted Aluminum Corp.,
Kraft Sava-Matic Systems, Inc.,

Krisanda Wrecking Co., Inc.,
Krissy Togs Company,
K & R Sheet Metal Works,
K & R Specialty Corp.,
K & S Aluminum, Inc.,
K & S Enterprises, Inc.,
The K & S Television Co.,
K & S Textile Corp.,
K. T. Tavern Corp.,
Kuhl & Buthmann, Inc.,
Kundmuller and Scharf Corp.,
Kurtz & Rein Co.,
Kurtz Stores, Inc.,
Kuton Realty Co., Inc.,
K & W Enterprises, Inc.,

La Beur's Garage, Inc.,
La Beur's Inc.,
Laborent, Inc.,
La Casa Louise,
Lace Separating Machine Corp.,
Lachico,
Ladie's Clothing Town, Inc.,
Lad'n' Lassie Studios, Inc.,
Lady Ellen's Beauty Salon, Inc.,
Lafayette Leasing, Inc.,
Laffey's Tavern,
La Freda Sales & Service, Inc.,
Lagoon Home Builders, Inc.,
Laidman Realty Corporation,
Laine Electronics & Mfg. Co., Inc.,
Lake Hopatcong Landing Heights, Inc.,
Lakehurst Farms, Inc.,
Lakeland Diner, Inc.,
Lakeland Hotel & Cocktail Lounge,
Lake Renting Co.,
Lake and Shore Developers, Inc.,
Lakeside Inn, Inc.,
Lakeview Garden and Homes, Inc.,
Lakewood Floor Covering, Inc.,
Lakewood Service, Inc.,
"Lambert Printing & Finishing Co.,"
Lambertsen Sales Company,

Lambert Shirt Co., Inc.,
Lanard Construction Co.,
Landis Motors, Inc.,
Landscape By Leona, Inc.,
Langer's Poultry Farm, Inc.,
Lanjer Realty Corp.,
Laraia Woodcraft Co.,
Larconia Corp.,
Larkin Construction and Building Corp.,
Larks Enterprises, Inc.,
Larmar, Inc.,
Larnet Enterprises, Inc.,
Larry Catalini, Inc.,
Larry Mathews of Asbury Park, Inc.,
Larry Mathews Franchises Jersey City,
Larry's Pet Shops, Inc.,
Larson Sheet Metal Works, Inc.,
La Rue Stores, Inc.,
Last-Long Safety Hammer Co.,
Latin American Information Agency,
Laurel Construction Corporation,
Laurel Gardens & Fence Co.,
Laurie Enterprises, Inc.,
Laurie Holding Corp.,
Lauter Furniture Company,
Lavella-Imperial, Inc.,
Lawer, Inc.,
Lawn Homes, Inc.,
Lawnmower Parts, Inc.,
Lawn Park Services, Inc.,
Lawnside Development Co.,
Lawnside Investment and Development Co., Inc.,
Lawrence Brook Springs Swimming Lake,
Lawrence Litho Service, Inc.,
Lawrence Manufacturing Corp.,
La Zare & Holtz, Inc.,
L. B. & C. Construction Corp., Inc.,
L & B Fashions,
L. D. Embroidery Co.,
Leader Development Co., Inc.,
Leadership Publications, Inc.,
Lease-Em, Inc.,
Leather Creations, Inc.,

Leather Lav, Inc.,
Lebanon Floor Supply Co.,
Le Bon Appetit, Inc.,
Lecan, Inc.,
Lectrix Corporation,
Ledger Service Company, Inc.,
Leechko, Inc.,
Lee-Mar Builders, Inc.,
Lee-Mel Builders, Inc.,
Lee Seidel & Co.,
Lee's Radio Parts & Service,
Lee West Realty Corp.,
Legion Autos, Inc.,
Lehco Corp.,
Lehigh Auto Renting Co., Inc.,
Lehigh Manufacturing Co., Inc.,
Lehman-Ross Company,
Lehrhar Realty Corp.,
Leitner's Express and Trucking Corporation,
Leland Pharmaceuticals, Inc.,
Lelu Realty Corporation,
Lemate Dress & Sportswear Co., Inc.,
Lem Mining Company,
Lemon Realty Company,
Lenape Company, Inc.,
Lenart Associates Ltd.,
Lena Wendt Realty Co.,
Len-Da Truck Rental and Leasing, Inc.,
Lenhard & Ferguson, Inc.,
Lenher Company,
Len-Mar Investment Corp.,
Lenmark Products, Inc.,
Len's Tavern, Inc.,
Leone Travel Service, Inc.,
Leopold Realty Co.,
Leopold's Pharmacy, Inc.,
Lerner Construction Co.,
Leroy Motor Transportation, Incorporated,
Lerton, Inc.,
Leslie Printing Company,
Leslie's of Rhode Island, Inc.,
Leslie's of Westville, Inc.,
Letter Sales, Inc.,

Leviathan Construction Corporation,
Levine & Steinberg Feed Co., Inc.,
Levy Bros. Construction Co., Inc.,
Lew De Augusta, Inc.,
Leyden, Inc.,
Lezon Cosmetique,
L. H. L. Water Company,
Liberal Associates, Inc.,
The Liberal Stores, Inc.,
Liberty Coat Co., Inc.,
Liberty Electronics, Inc.,
Liberty Harbor Marina,
Liberty Harbor Repair and Boat Yard, Inc.,
Liberty Industries, Inc.,
Liberty Moving and Storage Co.,
Liberty Park,
Liberty View Development Corp.,
Liberty View Homes No. One, Inc.,
Liebman Co.,
Lifeguard Corporation,
The Lighthouse Inn,
Lighthouse Inn, Inc.,
Lighting Stores, Inc.,
Lijay Foods, Inc.,
Lilbet Manor, Inc.,
Limbert Bros. Construction Corp.,
Limbert Bros., Inc.,
Lim-Low Construction Co., Inc.,
Lincoln Enterprises, Inc.,
Lincoln-Mercury New Brunswick, Inc.,
Lincoln Park Apartments, Inc.,
Lincroft Shopping Center,
Lindar Company,
Linden Community Center, Inc.,
Linden Electric Sales Corporation, Inc.,
Linden Manor Homes, Inc.,
Linden Photographers, Inc.,
Linmap Corp.,
Linoleum & Carpet Center,
Linway Associates,
Linwood Bowling Center,
Linwood Convalescent Center, Inc.,
Lion Broadcasting Co., Inc.,

Lipton Automatic Vending, Inc.,
Lisa Fine Footwear, Inc.,
Lissa Corporation,
Lista Holding Company, Inc.,
Listner, Inc.,
Little Ballerina Manufacturing Company, Inc.,
Little Falls 5 & 10, Inc.,
Little Ferry Bronze & Aluminum Foundry,
Little Gals, Inc.,
Little John The Bin Man, Inc.,
Little Pete's Tavern,
Livia Realty Co.,
Livingston Centre Taxi, Inc.,
Livingston Corporation, Inc.,
Livingston Country Club Estates, Inc.,
Livingston Steel Corp.,
L. J. D. Corp.,
L. J. Pizzolato, Jr., Inc.,
L & K Glass Company, Inc.,
L. K. Rachlin & Company,
Llanymor Hotel Enterprises, Inc.,
L & L Apartments, Inc.,
L. L. Constantin Corp.,
L & L Cosmetic Co., Inc.,
L. L. H. Holding Co., Inc.,
Lloyd E. Deir, Inc.,
L and M Builders,
L & M Coats, Inc.,
L. Miller, Inc.,
Lobudal Holding Co., Inc.,
Locust Shopping Center,
Locust Tavern, Inc.,
Lodi Cleaners & Dyers, Inc.,
Lodi Highway Auto Wreckers, Inc.,
Lodi Radio, Inc.,
Lola Co.,
Lombard Associates, Inc.,
Lon Corp.,
The London of Jersey City,
Longenecker Realty Co., Inc.,
Long Horn Trading Post,
Long Island Freight Lines, Inc.,
Longshore News, Inc.,

Long Valley Inn, Inc.,
Long View Investments Corp.,
Longview Realty Company,
The Lope Inn,
Lorac Building Corp.,
Lorajo, Inc.,
Loren Realty Corp.,
Loria Investment Co.,
Loria's Garage, Inc.,
Lori Mfg. Corp.,
Lorraine Cleaners, Inc.,
Lorraine Halsey St., Inc.,
Lorraine Jackson Ave. Shop, Inc.,
Lorraine Motors, Inc.,
Lorrie Ann Dress Corp.,
Louett Construction, Inc.,
Louis F. Tucci Realty and Construction Co.,
Lou's Incorporated Restaurant,
Lou Stocchi Building Co.,
Lower Deck, Inc.,
Lowe & Scanlan, Inc.,
L. O. X. Corporation,
Loyal Apparel Co., Inc.,
Loyal Lumber Co. of N. J.,
Loyle Painting, Inc.,
L P & R, Inc.,
L & R Associates, Inc.,
L & R Investment Corporation,
L. R. L. Realty Co.,
L. Ross Construction Company, Inc.,
L. Schmerler, Inc.,
L. Sommer & Son, Inc.,
L & S Trucking, Incorporated,
Lucerne, Inc.,
Lucill's,
Luck Homes, Inc.,
Lucky Eight Hunting Club, Inc.,
Lucky Shoe Mfg. Co.,
The Lucky Spot,
Lucy Holding Corporation,
Luke's University Shop, Inc.,
Lumart Company,
Luminall Homes, Inc.,

Lum's Orchards, Inc.,
The Lumtape Corporation,
Luso Contracting Co.,
Lustig Fashions, Inc.,
Lyceum Dress Shop, Inc.,
Lydica Estates, Inc.,
Lyncroft Park Building Co., Inc.,
Lyn Enterprises, Inc.,
Lynford Realty Co.,
Lynvan Realty Corp.,
Lyons Realty Corp.,

Mable S. Dixon, Inc.,
Machined-Shapes, Inc.,
Mack Machine Co., Inc.,
Macmor Development Company, Inc.,
Macormac Realty Co., Inc.,
Mac Service Industries,
Mac-Tor Corp.,
Mademoiselle, Inc.,
Madison Avenue in the Country,
Madison Food Service, Inc.,
Madison Products, Inc.,
Madison Sales, Inc.,
Ma-Dol Gun Club, Inc.,
Mafre Builders, Inc.,
Mager Liquors, Inc.,
Magnasan Corporation,
Magods' Fashions, Inc.,
Mahajen Manufacturing Company,
Mahedra Corporation,
The Mahogany Bar,
Mahogany House,
Maico Hearing Service of Freehold, Inc.,
Main Adjusters, Inc.,
Main Associates, Inc.,
M & A, Inc., of Lakewood,
Main General Construction Co., Inc.,
Main Landing Corporation,
Mainstay Land Co., Inc.,
Main Stop Grill, Inc.,
Main Wine and Liquor Co.,
Majestic Acres, Inc.,

Majestic Music Shops, Inc.,
Majestic Trading Company,
Major Associates,
Major Auto Repairs, Inc.,
Major Contractors, Inc.,
Major Laminations, Inc.,
Major Supply Corp.,
Major Transport Corporation,
Mak-A-Pleat, Inc.,
Make-Up Artists, Inc.,
Mako Trucking Corp.,
Malco, Inc.,
The Malcolm Corporation,
Malerr's Furniture Co.,
Mall Travel Agency, Inc.,
Malor Corp.,
Mam, Inc.,
Mammon, Inc.,
Management Counselling, Inc.,
Mancab Corporation,
Manis Corp.,
Manner Dyeing and Finishing Co., Inc.,
Manny Berkowitz & Co., Inc.,
Manuel-Helene Studios,
Manville Gardens, Inc.,
Manville Home Improvement Company, Inc.,
Many Holdings, Inc.,
Mapcor, Inc.,
Maplecrest Sportswear Corp.,
Maple Lane Homes,
Maple Meat Products, Inc.,
Mapleshade Diner, Inc.,
Maple Shade Landscape Service, Inc.,
Maple Spirits, Inc.,
The Maplewood Agency, Inc.,
Maplewood Beef Co., Inc.,
Maplewood Homes, Inc.,
Maplewood Loop Cab, Inc.,
Maplewood Securities Corp.,
Marana Holding & Investment Co., Inc.,
Maran Corporation,
Marathon Skiffs Ltd.,
Marba-Lite Corp.,

Marbin, Inc.,
Mar-Chris Builders, Inc.,
Marc Jay Realty Co.,
Marc Motors, Inc.,
Marcole Realty Company,
Marco Transport, Inc.,
Marcus-Elizabeth Drug Corporation,
Marcus & Kaufman, Inc.,
Marcy Industries, Inc.,
Marech, Inc.,
Maresca Beverage Co., Inc.,
Maresco, Inc.,
Marfreda, Inc.,
Margalit, Inc.,
Margate Farms,
Margene Gifts,
Margerst Holding Co.,
Margoli Electric Company, Inc.,
Marie's Magic Meals, Inc.,
Marilyn Realty, Inc.,
Marinaro Contractors, Inc.,
Marine-Air Transport Company,
Marine Basin Auto Mart, Inc.,
Marine Business Associates, Inc.,
Marine Consultants, Inc.,
Marine Design Associates,
Marion Bus Transportation Co.,
Marion Jeffrey Realty Co., Inc.,
M. Aristone & Son Builders, Inc.,
Maritime Trading, Inc.,
Mar-Jan, Inc.,
Marjohn Corporation,
Marjor Company, Inc.,
Mark-Anthony Construction Co., Inc.,
Markay Manufacturing Co., Inc.,
Mark-Deb Co.,
Marken Builders, Inc.,
Market Boy Superette,
Market Enterprises, Inc.,
Marketing Promotions, Inc.,
Mark General Construction Co., Inc.,
Mark Holding Co.,
Marks Realty Associates, Inc.,

Mark Theatre Corp.,
Mark-Tone Plastics, Inc.,
Marlab Corp.,
Marlboro First, Inc.,
Marlboro Painting Contractors, Inc.,
Marlee Construction Corp.,
Marlene Coats, Inc.,
Marl Incorporated,
Marlois Holding Co.,
Marmo, Inc.,
Marnat Investment Company,
Marnel Associates, Inc.,
Marnex, Inc.,
Marob Financing Corporation,
Maron Shades, Inc.,
Marpaul Construction Co., Inc.,
Marra Construction Corp.,
Marshall Nevada Co.,
The Marshall Plan Corporation,
Marsh Industries, Inc.,
Marsh Mfg. Co., Inc.,
Marsh Realty Corp.,
Marsil Realty Corp.,
Marsul, Inc.,
Martco Investments,
Martel Clothes, Inc.,
Martens Advertising Associates, Inc.,
Martin Cleaners of Metuchen N. J., Inc.,
Mar-Tin Embroidery Corp.,
Martin Extract, Inc.,
Martin-Henry Associates,
Martin & Morton, Inc.,
Martino Building Co., Inc.,
Martin & Owens, Inc.,
Martucci Construction Co., Inc.,
Marty's Cleaning & Tailoring Co.,
Marty's & Phil's Diner, Inc.,
Marucci Homes, Inc.,
Mar-Vit Lingerie Co., Inc.,
Mary Ann Luncheonette, Inc.,
Mary Construction Corp.,
Mary Knoll Cab, Inc.,
The Massar Agency, Inc.,

Massmann, Inc.,
Master Electro Plating Corp.,
Material Shop, Inc.,
Matey Equipment Co., Inc.,
Matriano, Inc.,
Mattison Excess Co., Inc.,
Matworth Corporation,
Maverick's Steak House & Lounge, Inc.,
Mavin Haven,
Mavrode Enterprises, Inc.,
Max Harmelin & Sons,
Max Rosen, Inc.,
Max Safern Incorporated,
Mayfair Cleaners,
Mayfair of Union, Inc.,
Mayflower Hotel, Inc.,
Mayport, Inc.,
Maywood G-R Corp.,
McCabe's Express and Trucking Co., Ltd.,
McCann Electric, Inc.,
The McCarter Agency,
McLoughlin and Stock, Inc.,
McComb & Son, Inc.,
McDonald, Inc.,
McGee Motor Co.,
McGoldrick Agency, Inc.,
McGowan & Miller, Inc.,
McGuire's Grove, Inc.,
McHenry's Drugs, Inc.,
McHenry Tomatoes, Inc.,
McIntyre Ford, Inc.,
M. Costa & Sons Trucking, Inc.,
M. D. O'Keefe & Son,
Meade Dairy Farms, Inc.,
Meadowbrook Storage Company,
M & E Carriers, Inc.,
Mechanical Breakdown Underwriting Agency, Inc.,
Mechanical Devices Co.,
Mechanical Manufacturing, Inc.,
Medford Farm Project,
"Medical Associates Building, Inc.,"
"Meeker Distributors,"
Meeting Planners, Inc.,

Mei Estate, Inc.,
Melburn of Jersey City Co., Inc.,
Melodic Backgrounds Corp. of New Jersey,
Melody Heating & Air Conditioning, Inc.,
Melody Hill Corporation,
Melody Inn of Victory Gardens, Inc.,
Melody Music Company Incorporated,
Mel-Ted, Inc.,
Mercer Park of Middletown, Inc.,
Mercerville Construction Company,
Merchants' Market, Inc.,
Merchants Mills,
Merchants' Standardized Printers, Inc.,
Mercurio Bros., Inc.,
Mercury Express Lines, Inc.,
Mercury Plumbing-Heating Corp.,
Mer-Ed Building Corp.,
Meridan Tool Corporation,
Merile Corporation,
Merion Inn,
Merit Coated Fabrics, Inc.,
Merkle Motors,
Merrill's Incorporated,
The Merritt Corporation,
Merritt Products,
Merrymore Card & Gift Shop, Inc.,
Merrywood,
Metal-Crete Burial Vault Corporation,
Metal Diffusions, Inc.,
"Metalseal Wood Products, Inc.,"
Methods, Inc.,
Metro Container Corporation,
Metro Mechanical Contractors Corp.,
Metropolitan Blood Service of New Jersey, Inc.,
Metropolitan Caterers, Inc.,
Metropolitan Metal Sales Co.,
Metropolitan Mortgage and Investment Corp.,
Metropolitan Plaza Shopping Center, Inc.,
Metropolitan School of Infant Care, Inc.,
Meveros, Inc.,
Meyer & Meyer, Inc.,
Meyers Hotel, Inc.,
M. F. Holding Co.,

M. F. and J. Corporation,
M & F Mason Contractors, Inc.,
M & H Construction Co., Inc.,
Micabar, Inc.,
Michael Commini, Inc.,
Michael Holding Co., Inc.,
Michaels Brothers, Inc.,
Michael Stevens of the Aloha Shops, Inc.,
Michael V. Lemma Company,
Michanne Embroidery Co.,
Michaud,
Michels Associates, Inc.,
Micro Electronics Laboratories,
Micron Electronics,
Midas Construction Co., Inc.,
Mid-Atlantic Building Corp.,
Middle Crest Construction Co.,
Middlesex Motors,
Middlesex Wall Paper & Paint Co., Inc.,
"Midland Auto Laundry, Inc.,"
Midland Avenue Realty, Inc.,
Midland Beauty Supply,
Midland Corporation,
Midland Park Shopping Center, Inc.,
Midtown Cleaners, Inc.,
Midtown Discount Center, Inc.,
Midway Realty Co.,
Midway Sales, Inc.,
Miele's Motor Transportation, Inc.,
Mijo Realty Co., Inc.,
Mike Lisi's Liquors, Inc.,
Mikola's Milady Shop, Inc.,
Mikpat, Inc.,
Milart, Inc.,
Milbess, Inc.,
Milch, Inc.,
Mildon Builders, Inc.,
Mildred Werner, Inc.,
Miles Blue Mirror, Inc.,
Miles Motor Corporation,
Mil Investment Associates,
Milk Supply Co., Incorporated,
Millburn Supermarket, Inc.,

Miller & Jaffe Contracting Co.,
Miller Marine Motors,
Millers Cleaners, Inc.,
Miller Swivel Sales Corp.,
Millman Service Co., Inc.,
Millou Aluminum Products Company, Inc.,
Mills Factory Stores of Troy, Inc.,
Millville Corp.,
Millville Ordnance Corporation,
Millville Sportswear, Inc.,
The Millwood Company,
Milram Realty Corporation, Inc.,
Mineral Resources Corporation,
Minerals, Inc.,
Minhor Realty Corp.,
Minitran Corporation,
Minnisink Hills,
Minron Corporation,
Minute-Men Painters Co.,
Miracle Products Corporation,
Miracle Water Purifying Co., Inc.,
Mir-O-Mar, Inc.,
Miron Holding Corp.,
Miscal, Inc.,
Mischuk Holding Co.,
Miss Gladys,
Miss Haircut No. 7, Inc.,
Mistell, Inc.,
Mr. America Publishing Co., Inc.,
Mr. Health, Inc.,
Mr. Lucky, Inc.,
Mister Service,
M. I. T. East Corporation,
Miti Homes, Inc.,
M & J Builders Co., Inc.,
M & J Cab Co., Inc.,
M. J. Sweeney, Inc.,
M. K. J., Inc.,
M & L Cleaners, Inc.,
M & M Auto Sales, Inc.,
M & M Plastering Co., Inc.,
M. N. H. Knitting Company, Inc.,
M N and L Realty Company,

Moab, Inc.,
Mobile Country Club, Inc.,
Mobile Television Shops, Inc.,
Modern Analytical Services, Inc.,
Modern Block & Material Co., Inc.,
Modern Central Dyers & Finishers, Inc.,
Modern Furniture and Bedding Store, Inc.,
Modern Homebuilders, Inc.,
Modern Homes Industries, Inc.,
Modern Laundry Supplies,
Modern Lighting Co., Inc.,
Modern Masons, Inc.,
Modern Merchandisers, Inc.,
Modern Music Intercom, Inc.,
Modern Paint Spray Co.,
Modern Sportswear, Inc.,
Modern Supply Co., Inc.,
Modern Tool Corporation,
Modern Walls, Inc.,
Modes Sportswear, Inc.,
Mohrle Realty Co.,
Molly Pitcher Estates,
Moloney Atlantic Company of N. J.,
Momac Motel, Inc.,
Monarch Jalousie Manufacturing Corp.,
Monarch Manufacturing Co., Inc.,
Mongiello Brothers Coal Corporation,
Monique Cosmetiques, Inc.,
Monmouth County Multiple Listing System, Inc.,
Monmouth Estates, Inc.,
Monmouth Home Food Sales, Inc.,
Monmouth Transport Corporation, Inc.,
Monolithic Construction, Inc.,
Monroe Paving & Construction Co.,
Monsell Bros., Inc.,
Monta Corporation,
Montauk Boat Basin, Inc.,
Montclair B & W Transport, Inc.,
Montclair Lounge, Inc.,
Monterey Footwear Corp.,
Monterey Sportwear, Inc.,
Montgomery Marts,
Monticello Enterprises, Inc.,

Montreal Securities, Inc.,
Monument Pharmacy, Inc.,
Mony-Mak Investment Corporation,
Mooney's Transportation Lines,
Morel Corporation,
Morgan Marina Associates,
Morgan Realty Corp.,
Morgan Roofing and Sheet Metal Company, Inc.,
Morlot Distributors, Inc.,
Morpor, Inc.,
Morris County Guide,
Morris Investment Properties Corporation,
Morris Management Co., Inc.,
Morris-Sussex Construction Co.,
Morristown Hangar,
Morsal Trading Corp.,
Morse Young and Rogers, Inc.,
Moschetti Glass and Aluminum, Inc.,
Moss-Gray, Inc.,
Motel Dennis,
Motel Financing Corp.,
Motel Funding & Capital Corporation,
Motel Service, Inc.,
Mother Bier's Bakery, Inc.,
Motion-Color Incorporated,
Motor Cross Service, Inc.,
Motor Sales Associates, Inc.,
Motuz, Inc.,
Mountain Hardwood Flooring Co.,
Mountain Land Co.,
Mountain Shores Estates, Inc.,
Mount Holly Corporation,
Mount Holly Textile Co.,
Mt. Pleasant Builders, Inc.,
Mt. Vernon Homes, Inc.,
Movie Bar, Inc.,
M. R. J. Holding Co.,
M & R Nigro Co., Inc.,
Mrs. Mac's Cruller Co., Inc.,
M. Shtafman, Inc.,
M. S. M. Holdings,
M & S Sales Company,
M & S Shirt Company, Inc.,

M. T. Custom Decor, Inc.,
Murdock-Fox Company,
Mured Equipment Co., Inc.,
Muro Construction Co., Inc.,
Muro Fashions, Inc.,
Murphy's Sports Store Incorporated,
The Murray Hill Group Incorporated,
Murray Hill Homes, Inc.,
Murth Distributors, Inc.,
Music Circus of America,
Mussmann, Inc.,
Mutilo Embroideries, Inc.,
Mutual Dealers, Inc.,
Mutual Homes, Inc.,
Mutual Investment Corporation,
Mutual Mortgage Company,
M & V Holding Corp.,
M. W. S., Inc.,
My Corporation,
M. Yolken Warping & Winding Co., Inc.,
Mystras Imports-Exports, Inc.,
M. Zucker Co.,

N. A. De Rose, Inc.,
N. Alimonti & Sons,
Nanscharf Realty Corporation,
Napp Processing Corp.,
Narga,
Narragan Sales Corp.,
Nassau Industries, Inc.,
Natalie's Diner, Inc.,
National Autodyne Machines Corp.,
National Auto Laundries, Inc.,
National Auto Recovery Agency of New Jersey, Inc.,
National Boat Marts, Inc.,
National Chemical Company,
National Development Corporation,
National Diversified Associates,
National Enterprises, Inc.,
National Form Buyers Associates,
National Grocery Company of Westfield,
National Home Exteriors, Inc.,

National Home Owners Club Incorporated,
National, Inc.,
National Mail Order Corporation,
National Mobile Radio, Inc.,
National Repair & Service Garages, Inc.,
National Storm Windows, Inc.,
National Stove Co., Inc.,
National Tumble-Towne, Inc.,
Nationwide Cigar Corp.,
Nationwide Safti-Brake Systems of
North Jersey, Inc.,
Natkin Outlet Stores, Inc.,
Nautilus Stone Co.,
N. B. C. Construction Corp.,
N. B. Sales Co.,
N. Budd Scott & Son, Inc.,
N. De Palma Oil Co., Inc.,
The Nedannsue Company,
Needlecraft Corporation,
Neiden Bar & Grill, Inc.,
Nella Ltd.,
Neo-Cal, Inc.,
Neptune Shell Industries, Inc.,
Neptune Trailer Sales, Inc.,
Neri Children Dress Co., Inc.,
Nersita, Inc.,
Neshanic Realty Co., Inc.,
The Net, Inc.,
Neuman Wines & Liquors, Inc.,
Newark Builders Supply Co.,
Newark Cab Company,
Newark Compressed Steel Corp.,
Newark Display Salon, Inc.,
Newark Health Club,
Newark Litho Plate Co.,
Newark Machine Company,
Newark Offset Company, Inc.,
Newark Pastry Company, Inc.,
Newark Sightseeing Company, Inc.,
New Bonfire, Inc.,
The New Broadway, Inc.,
New Business, Inc.,
New Camden Linen Supply, Inc.,

New Casino Bar & Grill,
Newcastle Design and Machine Company,
New Century Co., Inc.,
New Egypt Road Dress Shop, Inc.,
Newell Pharmacal Corporation,
New Exchange Bar, Inc.,
New Garden State Distributors, Inc.,
New Home Building Corp.,
New Jersey Bus Manufacturing Sales & Service, Inc.,
N. J. Central Aluminum Foundry, Inc.,
New Jersey Equities Company,
New Jersey Home Consultants, Inc.,
New Jersey Home and Development Corp.,
New Jersey Knitwear Association,
New Jersey Laundries, Inc.,
New Jersey Marine Supply Corp.,
New Jersey Pattern Works Incorporated,
New Jersey Plasticbag Co., Inc.,
New Jersey Poly Printers, Inc.,
New Jersey Provision Company,
New Jersey Pumped Storage Power Company,
New Jersey Railroad Warehouse, Inc.,
New Jersey's Home Service Club, Inc.,
New Jersey Underwriters Agency,
New Jersey Weatherseal Corp.,
Newman Parker Company,
Newman Springs Laundromat,
New Market Mason Supply,
New Parking System, Inc.,
New Park Rochelle Diner, Inc.,
New Park Tavern, Inc.,
New Practice Construction Co., Inc.,
New Ritz Lounge, Inc.,
New Roseville Lounge & Restaurant, Inc.,
Newton Fashions,
The New Venetian Restaurant, Inc.,
New Way Asphalt Co.,
New York Bearing Service Corp.,
New York Elevating Company,
Niagara of Atlantic City, Inc.,
Nicholas J. Kempf and Sons Co.,
Nick Forte, Inc.,

Niederman's—Perth Amboy, Inc.,
Nimes Realty Co.,
Nina Jane Realty Corp.,
924 South Street Housing Corporation,
1913 Arctic Avenue Corporation,
Ninety Broadway, Inc.,
Nivlac, Inc.,
N & J Coffee Shop Corp.,
N & K Advertising Co., Inc.,
N. K. Export, Inc.,
Nodnarb Realty Co., Inc.,
Noecker Shipbuilding Co.,
Nomis Realty Corporation,
Nopo, Inc.,
Norbet Associates, Inc.,
Norcal Co.,
Nordythe Specialties,
Normandie Motors, Inc.,
Normandy Restaurant, Inc.,
Noroshel Company,
North American Associates, Inc.,
North American Automotive Accounting Systems, Inc.,
North American Building Corporation,
North Atlantic Transportation Co.,
North Bergen Construction Corp.,
Northeast Aluminum, Inc.,
North East Builders, Inc.,
North-East Distributing Corp.,
Northeast Embroidery Corp.,
North End, Inc.,
Northern Wood Products Corp.,
North Holding Co.,
North Jersey Broadcasting Company,
North Jersey Swimming Pool Co., Inc.,
North Ward, Inc.,
Northwood Estates,
Norwalk Corporation,
Norwalk Razor & Blade Co.,
Norwood Gift & Card Shop,
Nova Scotia Trading Co., Inc.,
'Novelty Woven Label Co.,'
N. Schiller Sales, Inc.,

N & T Building Associates, Inc.,
Nu Cliff Inn & Liquor Store, Inc.,
Nuco,
Nu-Coat Corp.,
Nu-Launderette, Inc.,
Nu-Look Decorators of Rutherford, Inc.,
No. 2305 Central Ave., Inc.,
Nu-Mode Transportation Company, Inc.,
Nu Pla, Inc.,
Nursing Homes Management Associates, Inc.,
Nutri-Cal, Inc.,
Nu-Way Baking Co., Inc.,
Nuzzi Lumber Millwork and Supply Co.,

Oak Auto Body Works, Inc.,
Oak Crest Estates,
Oak Hills Dairy,
Oakhurst Plumbing and Heating Co., Inc.,
Oakland Chalet,
Oaklee Furniture Company, Inc.,
Oak Ridge Village, Inc.,
Oak Tree Holding Company,
Oasis Pools, Inc.,
O. B. A. Sportswear, Inc.,
O & C Construction Co., Inc.,
Ocean Ave. Investment Co.,
Ocean City Transit Co., Inc.,
Ocean Cleaners and Laundries, Inc.,
Ocean County Close-Up Publishing Co.,
Ocean County Excavating and Bulldozing Co.,
Ocean Grove Pharmacy, Inc.,
Ocean Heights, Inc.,
Ocean Publishing Company,
Ocean Sand and Surf Corp.,
Ocean View at Deal, Inc.,
Ocean View at Elberon, Inc.,
The O'Connell Construction Corporation,
O'Donnell Bros., Inc.,
O'Donnell Pontiac, Inc.,
O'Donnell's Hardware,
O. E. F. Holding and Investment Corporation,
Oil & Chemical Terminal, Inc.,
O. K. Auto Sales, Inc.,

O. K. Cleaners and Tailors, Inc.,
Old Bergen Service Center, Inc.,
Old Bridge Supply Co., Inc.,
Old Brookside Estates,
Old Brookside Estates No. 2,
Old Colony Construction Co., Inc.,
Olden Theatre, Inc.,
Old Hights Inn,
Old Nassau Realty Co.,
Old Village Foods, Inc.,
The Old Village Realty Company, Inc.,
Oliveir Breeding Farm, Inc.,
Ollers Custom Archery Co.,
Ollies Bar, Inc.,
Olrick Homes, Inc.,
Olsen & Son, Inc.,
Olympic Bus Line, Inc.,
Olympic Press of New Jersey, Inc.,
Omaha Meat Products, Inc.,
Omega Corporation,
Omega Realty Corporation,
Omega Transport Company,
1½ Club, Inc.,
108 Market St., Inc.,
154 Court St., Limited,
143—17th Avenue Corporation,
194 Nassau Street Corp.,
192 Railroad Avenue Realty Corp.,
192 Spruce, Inc.,
101—103 Newkirk Street Corporation, Inc.,
174th St. Realty Corp.,
170-172 Frelinghuysen Ave. Corp.,
116 Broadway Corporation,
165 Valley St. Corp.,
160 Meadow Road Corporation,
160 Second Avenue Corporation,
160 Terminal Ave. Corp.,
162 Broad Avenue Corporation,
130 Cator Ave. Corp.,
136 Grant Corp.,
128 Beacon Avenue Realty Corp.,
125 Washington Street Corporation,
123 Clifton Place, Inc.,

The O'Neill Agency,
One Twenty Halsted Street Corporation,
Onyx Oil & Chemical Company,
Opacity Funeral Home,
Opinion Counselors, Inc.,
Optical Accessories Corp.,
Option Writers, Inc.,
Orange Drywall Construction, Inc.,
Orange-Sullivan Prestress Co., Inc.,
Orange Towers, Inc.,
Orange Trailers, Inc.,
Orbitol, Inc.,
Orchard Inn, Inc.,
Orchard Queen Cutting Co., Inc.,
Orchard Refining & Smelting Works, Inc.,
Orchid Cleaners, Inc.,
Orchid Construction Co., Inc.,
O'Reilly Realty Corporation,
Orendanz, Inc.,
Orient Claremont Realties, Inc.,
Original Rudolph's,
Ortiz Restaurant, Inc.,
Ottens Harbor Ice and Cold Storage Company,
Outdoor Asphalt Construction Co., Inc.,
Outdoor Electrical Products, Inc.,
Outdoor Fair, Inc.,
Outdoor Lighting Company, Inc.,
Outdoor Living,
Overhead Door Sales Co., Inc.,
Overland Brokerage,
Owassa Gun & Machine Shop, Inc.,
O & W Construction Co., Inc.,
Own A Home Plan, Inc.,

Pace Construction Corporation,
Pace Designs, Inc.,
Pacifico Tavern Corporation,
Package Designing & Mfg. Corp.,
Padala, Inc.,
Pad, Inc.,
Padon Construction Corp.,
Pagano Realty Co.,
Page Shoes, Inc.,

Painting, Inc., No. 2,
The Paint Stylists & Associates, Inc.,
Paitchell Machine Development Corp.,
P A & L Corporation,
Pallet Sales & Fabricating Co., Inc.,
Pamelli Construction Co.,
Pamkar Realty Co., Inc.,
Pam Pam's Five GS, Inc.,
Pam Pat, III,
Pan-Am Enterprises,
Pan American Window Corporation of New Jersey,
Pan-Am Realty Co.,
Pan-Art, Inc.,
Papa Luigi, Inc.,
Paper Mill Restaurant, Inc.,
Paradise of Atlantic City, Inc.,
Paradise Petland, Inc.,
Paragon Electric, Inc.,
Paragon Glass Works, Inc.,
Paragon Laboratories, Incorporated,
Parallel Realty Company,
Paramount Distributors, Inc.,
Paramount Freezing Equipment Company,
Paramount Motor Sales, Inc.,
Paramus Distributors, Inc.,
Paramus Park Estates,
Parapalm Finishing Corp.,
Parisen O. Vogt, Inc.,
The Paris Press, Inc.,
Park Avenue Discount Center,
Park-Central Mortgage Co.,
Park Chestnut Corporation,
Park Construction Corporation,
Park Drive-In, Inc.,
Parke Drug Co., of Port Monmouth, Inc.,
Park-Elizabeth Holding, Inc.,
Parker Ave., Realty Co.,
Parker Trading Co.,
Park Florist, Inc.,
Park-Grove Apts., Inc.,
Parking Associates Corporation,
Parking Corporation of Kingston, Inc.,
Parkland Construction Co.,

Park-Penn, Inc.,
Park Products Company,
Park Royal, Inc.,
Park and Shop in Hackensack, Inc.,
Park Side Court, Inc.,
Parkview Grill, Inc.,
Park View Pharmacy,
Parkway Associates,
Parkway Chemical Corporation,
Parkway Food Market, Inc.,
Parkway Paving Co., Inc.,
Parkway Realty Agency of Madison Township,
Park-way Tavern,
Parnes Bake Shop, Inc.,
Pasadena Kitchen Cabinet, Inc.,
Pasbro Realty Corporation,
Pascack Parkways, Inc.,
Pascack Valley Swimming Club, Inc.,
Pascoli Fashions, Inc.,
Pasquariello Agency,
Passaic Agency Incorporated,
Passaic-Clifton Dental Supply Corp.,
Passaic Hosiery Shop, Inc.,
Passaic Valley Travel Service, Inc.,
Pastorfield Stores Incorporated,
Patentee Fabrics Corp.,
Paterson Blood Bank, Inc.,
Paterson Riverside Recreation, Inc.,
Paterson Terminal Memorial Corporation,
Pathard Realty, Inc.,
Patra Chemical Co., Inc.,
Patrick Carrano, Inc.,
Patti Handbag, Inc.,
Patti Mann's Restaurant & Cocktail Lounge, Inc.,
Paul A. Douris, Inc.,
Paulagene Development Corp.,
Paula's Lounge,
Paulfred Builders, Inc.,
Paul Hance Productions Incorporated,
Pauline's Pantry, Inc.,
Paulison Gardens, Inc.,
Paul Marsa, Inc.,
Paul's Auto Body Shop, Inc.,

Payroll Center, Inc.,
P. C. S. Realty Co.,
Peach Way Realty Company,
Pearlben Realty Co.,
Pearlman's, Inc.,
Pearse Contracting Company,
Pedalino Brothers, Inc.,
Pediatrics, Inc.,
Pee Bee Restaurant Enterprises, Inc.,
Peek & Velsor, Inc.,
Peerless Builders, Inc.,
Peerless Holding Company,
Peggy Ann Jersey, Inc.,
Peg's Pleasant Corner, Inc.,
Pekar Construction Co., Inc.,
Pek Machinery Company,
Pella Products, Inc.,
Pemberton Homes,
Pemberton Realty Corp.,
Peninsula Building Corp., Inc.,
Penn Company,
Penn Jersey Coal Company,
Penn Jersey Pipeline Construction Co.,
Penn Paper Box Company,
Penn Plastering Company of New Jersey,
Penn Tower,
Pepo Corp.,
Perch Knitwear, Inc.,
Perc-up Stores, Inc.,
Perfect Home Builders, Inc.,
Perflex Corporation,
Permar Corporation,
Permaseal Waterproofing & Products Co., Inc.,
Perma-Shield Chemical and Paint Co., Inc.,
Perrie's Barbecue Sauce, Inc.,
Pershing Estates, Inc.,
Personality Guidance, Inc.,
Peter J. Petrizzo & Son, Inc.,
Peter Muldoon & Son, Inc.,
Peter Percudani Realty Co., Inc.,
Peter Piper Beverages,
Peter Pop, Inc.,
Petersburg Car Wash,

Peter's Cocktail Lounge, Inc.,
Peterson Supply Company, Inc.,
Pete Winters Associates, Inc.,
Pfeiffer's Tavern, Inc.,
PFM Industries,
P & F Parking, Inc.,
Phillipeaston Nursing Home, Inc.,
Phillips-George Corporation,
PHNV Equipment Corporation,
Phoenix Industries No. 1,
Photo-Pro, Inc.,
P & H Realty Co., Inc.,
Phylan, Inc.,
Phyllis Agency,
Picadilly Frocks, Inc.,
Piccini Sanatation Service, Inc.,
Picoli Tile and Marble Co.,
Pick & Pay Discount Stores, Inc.,
Pic Wik Diner, Inc.,
Piedmont Development Corp.,
Pierce Products, Inc.,
Piermont Sales Corp.,
Pie Town, Inc.,
Pigeon Holding Co.,
Pik'n Pay Super Markets,
Pilgrim Liquor Plaza, Inc.,
Pilgrim Progressive, Inc.,
Pil-Mec Company, Inc.,
Pine Acres Mobile City, Inc.,
Pine Brook Manor, Inc.,
Pine Country Realty, Inc.,
Pinecrest Restaurant Co.,
Pine Grove Manor Cooperative Inc., Sec. 1,
Pine Lake Lodge, Inc.,
Pine Trading Co., Inc.,
Pinkie The Alumanum Man, Inc.,
Pink Vodka Company,
Pino and Stamile General Contractors, Inc.,
Pioneer Boiler and Welding Company, Incorporated,
Pioneer Football Club, Inc.,
Pioneer Homeowners Club, Inc.,
Pioneer Ventures, Inc.,

Pisano's, Inc.,
Pitney Construction Corp.,
Pitt Laboratories, Incorporated,
Pizza King, Inc.,
P. J. Hill Company, Inc.,
P. J. Longarzo Construction Co., Inc.,
P. J. Wallman Corp.,
P. K. Chemical Co., Inc.,
Plainfield Amusement Academy,
Planned Doctors Services,
Planned Land, Inc.,
Plant Engineering and Equipment Co., Inc.,
Plaque, Ltd.,
Plasma Plastics, Inc.,
Plastic Art Products, Inc.,
Plastic Glass Corporation,
Plastic Trading Corporation,
Plasti-Metal Kraft Co., Inc.,
Plato Realty Co., Inc.,
Play & Recreations, Inc.,
Plaza Bar, Inc.,
Plaza Sport Center, Inc.,
Plaza Yarns, Inc.,
Pleasant Corners, Inc.,
Pleasant Laundromat, Inc.,
Pleasant Mirror & Glass Co., Inc.,
Pleasant Valley Nursing Home of Matawan,
Pleasantville Apartments Corp.,
Pleasantville Pipe Co.,
P. L. F. Construction, Inc.,
P L & L Construction Corp.,
P. L. P., Inc.,
Plumeri-Devenere, Inc.,
Plus Sales, Inc.,
Plym-Foam Laminates, Inc.,
Plymouth Dyeing Company, Inc.,
Plymouth-Highland Corp.,
Plymouth Park Homes, Inc.,
P & M Equipment Leasing Co., Inc.,
P. Michael's Market Meter, Inc.,
P & N Bake Shop, Inc.,
P & N Holding Co., Inc.,
Pocketbook Budget Homes, Inc.,

Poffley Feed and Farm Supply, Inc.,
Point Pleasant Beach Nursing Home,
Point Pleasant Medical Building,
Polaris Investment Co.,
Polonia International,
Poly Marketing & Sales Co.,
The Pomtonian,
Pon-Art Construction Co., Inc.,
Pool Corporation of America, Inc.,
Pop's Lunch, Inc.,
Port Construction Co., Inc.,
Port Interests, Inc.,
Portland Construction Co., Inc.,
Port Newark Independent Terminals, Inc.,
Port of New York Marine Repair Corporation,
Port Supply Corporation,
Post Auto Sales, Inc.,
Post Brook Farm, Inc.,
Post Operating Corporation,
Post's Truck Service Co., Inc.,
Potomac and Passaic, Inc.,
Pouch-Pak, Inc.,
Powell Excavating Co.,
Power Marine, Inc.,
Powers Service Co., Inc.,
Power Transformer Co., Inc.,
Powhatan Hotel Co.,
Poy-Trel, Inc.,
P & P Builders,
Practical Frocks, Inc.,
Practical Plastics, Inc.,
Practical Realty & Investment Corporation,
Preakness Hills Corp.,
Precision Components Manufacturing Corporation,
Pre Co. Engineering Associates,
Prefinishers, Inc.,
Premium Lighting Co., Inc.,
Prep Shop,
Prescott Machine & Manufacturing Co.,
Presidential Estates, Inc.,
Presser Associates, Inc.,
Pressure Concrete Company,
Press-Yahama Pianos,

Prestige Builders, Inc.,
Preston E. Rodgers, Inc.,
Preziosi Holding Corporation,
Price Cravats Co., Inc.,
Price's Auto Exchange, Inc.,
Price Wood Plumbing & Heating Co., Inc.,
Pride Motors, Inc.,
Primavera Bros., Inc.,
Prime Electric, Inc.,
Princeton Folding Box Corp.,
Princeton Knolls, Inc.,
Princeton Marketing Associate,
Princeton-Vassar Realty Corp.,
Prince Vale Homes,
Priscilla, Inc.,
Private Owner's Car Outlet, Inc.,
Production Aids,
Products Testing Co.,
Professional Electronics, Inc.,
Profit-Pak,
"Progressive Realty Corporation,"
Progressive Research & Development Co., Inc.,
Progressive Sales Associates, Inc.,
Prospect Discount Mart, Inc.,
Prospect Merchandise Corp.,
Protex-A-Cote, Inc.,
Provenella Corporation,
Provincial Homes,
Prudential Homes, Inc.,
P & S Contractors, Inc.,
"Publication & Technical Services, Inc.,"
Publix Amusement Co.,
Publix Parking Systems Corp.,
Pucek Diners, Inc.,
Pucillo Mason Contractors, Inc.,
Pulp Machine Associates, Inc.,
Pur-Cel Construction Co., Inc.,
Purity Co-Operative Association of Paterson New Jersey,
Puzyr Construction Corp.,
Pyramid Piece Dye Works, Inc.,
Pyramid Sign and Maintenance Co., Inc.,
Pyramid Stone, Inc.,

Pyramid Supply Company,
Pyrma Paint Products, Inc.,
P & Z Italian Sauce Co., Inc.,

QBL, Inc.,
Quad Construction Company,
Quaker Leather Co., Inc.,
Quality Donuts, Inc.,
Quality Doughnuts of Irvington, N. J.,
Quality Paper Company, Inc.,
Quality Super Markets, Inc.,
Quattrone Bakery, Inc.,
Queen City Warehouse & Terminal, Inc.,
Queen Elizabeth Apts, Inc.,
Queen Mary Apts., Inc.,
Queens Laboratories, Inc.,

Radar-Kits, Inc.,
Radburn Products Corp.,
Radding Book Distributors, Inc.,
Radial Cutter Manufacturing Corporation,
Radio Shop of Newark, Inc.,
Radtelco Sales, Inc.,
R. A. F. Trucking Co.,
Ragan Chevrolet, Inc.,
Ragonese Bros., Inc.,
Railing Mfg., Co.,
Rainbow Construction Co., Inc.,
Rainbow Farms,
Rainbow Valley Land Company, Inc.,
Raleigh Drug Stores,
Raleigh Homes, Inc.,
Ralph Artigliere's Sons, Inc.,
Ralph G. Walling, Inc.,
Ralph S. Peer Incorporated,
Ram Acceptare Corporation,
Rama Construction Company,
Ramapo Valley Homes, Inc.,
Ramber Realty Co., Inc.,
Ramor Products Co.,
Ramsey Trucking Co., Inc.,
Ramtone Offset, Inc.,
Randall-Washington Enterprises Incorporated,

Rand Corp.,
Rand Fabrics,
Randolph Brook Paper Stock, Inc.,
Randolph Industrial Sites,
Randolph Properties, Inc.,
Rand's, Inc.,
Ranero, Inc.,
Raphan Floor Covering Co., Inc.,
Rapid Contracting Co., Inc.,
Rapid Investment Co.,
Raritan Bay Associates, Inc.,
Raritan Marina, Inc.,
Raritan Outboard Boats, Inc.,
Raritan Publishing Co., Inc.,
Raritan Roofing Co., Inc.,
Ray-Bets Liquors, Inc.,
Ray Cortese, Inc.,
Ray J. Daniels Construction Co., Inc.,
Rayjon Mortgage & Discount Co.,
Rayon Skein Dyeing Co., Inc.,
Ray Panella's Ski School, Inc.,
Ray's, Inc.,
Ray's Jewelry Co.,
R. C. Bendel & Sons, Inc.,
R. C. Burton-East Orange, Inc.,
R. Construction Co.,
R & D Labs, Inc.,
Readington Nurseries, Inc.,
Real Estate Trade Corp.,
Realty Security Investment Corp.,
Rebyco, Inc.,
Reco Construction Company,
Record Corporation of America,
Record Molding Corp.,
Record Research Corporation,
Rector Realty Corporation,
Red Arrow Lines, Inc.,
Red Bank Motors, Inc.,
Red Bank Sub Shop, Inc.,
Red Briar Associates, Inc.,
The Red Diamond Transit, Inc.,
Redfield Village Construction Corp.,
Redmond Construction Corporation,

Red Onion Tavern, Inc.,
Red River Construction Co., Inc.,
Redvic Co., Inc.,
Reeve Harden Companies,
Refial Realty Company,
Re-Finance, Inc.,
Regency Carton Co., Inc.,
Regency Construction Corporation,
Regent Corporation,
Regional Realty Co.,
Regor Tool Company,
R. E. H. Sales Corporation,
Reichel's, Inc.,
Reichert Engineering Company, Inc.,
Reid Chemical Corporation,
Reid Contracting Co., Inc.,
Reinauer Diner Corporation,
Reisen Hardwood Lumber Co.,
Reisman Mainette, Inc.,
Rekemeir's Flowers, Inc.,
Reliable Sanitary Company,
Relsen, Inc.,
Remar Corporation,
Rem Medical Service, Inc.,
Renata Imports, Inc.,
Renault Aluminum Sales,
Rendale's, Inc.,
Rendeiro Enterprises, Incorporated,
Rendezvous Enterprises, Inc.,
Renna Associates, Inc.,
Renown Engineers & Constructors,
Rensark Candy Company,
Reptile Tanning Corp.,
R. E. P. Trucking Co., Inc.,
Resale Corp.,
Residence Modernizers, Inc.,
Residential Realty Company, Inc.,
Reshick's Pharmacy,
Resort Dress Manufacturing Corp.,
Rest Assured Products, Inc.,
Rest Haven Farm, Inc.,
Retail Dry Goods, Inc.,
Retail News Company,

Revco, Incorporated,
Revere Estates, Inc.,
Rexair Advertising Corp. of N. J.,
Rex Furniture Corp.,
Rex Metal & Iron Co.,
R. F. Holding Corp.,
R. F. Widmann, Inc.,
R. H. A. Corp.,
R. H. Construction, Inc.,
R & H Cut-Rate Army and Working Men's Store, Inc.,
Rhea Co.,
R & H Haines, Inc.,
R. Hillier's Son Corporation,
Rhodes Gas & Oil, Inc.,
Rho-Gene Corporation,
Ria Associates, Inc.,
Ricci's, Inc.,
Richard Cohen Caterers, Inc.,
Richard Investment Co.,
Richard Klinger Co.,
Richard Seaboard Delivery Service,
Richards, Inc.,
Richard & Sons Trucking and Rigging, Inc.,
Richfield Builders, Inc.,
Richie's Construction Corp.,
Rico Industries, Inc.,
Ridge Associates, Inc.,
Ridge Crest Builders, Inc.,
Ridgedale Land Co.,
Ridge Door Sales Corporation,
Ridgefield Chemical Company, Inc.,
Ridge-Mont Beauty Salon,
Ridge Oriole Realty Co.,
Ridge Sales Corp.,
Ridge Service Corp.,
Ridgewood Instrument Company,
Riedl & Freede Associates,
The Riflo Corp.,
Rights Construction, Inc.,
Riker Hill Estates, Inc.,
Rinaldo B & R Fuel Oil Company, Inc.,
Riner's, Inc.,

Ringoa Contr Corp.,
Rio Sportswear, Inc.,
Rise Produce Market, Inc.,
River Development Corp.,
River Edge Housewares,
River Road Terrace,
Riversite Realty Co., Inc.,
River Styx Holding Co., Inc.,
Riverview Lines, Inc.,
Riviera Auto Sales, Inc.,
Riviera Pastry Shop, Inc.,
R & L Manufacturing Co.,
R. M. B. Holding Corp.,
Road & Utility Contractors, Inc.,
Roan Corporation,
Robert A. Stretch, Inc.,
Robert D. Wuethrich & Sons, Inc.,
Robert Equipment Company, Inc.,
Robert G. Allen Company, Inc.,
Robert Halmage Company, Inc.,
Robert R. Hartman Company,
Roberts Packing Co.,
Robert's Plaza Restaurant, Inc.,
Roberts Printing Co., Inc.,
Robin Dress Corp.,
Robinson Realty, Inc.,
Robinson & Weining, Inc.,
Robin Wendy, Inc.,
Rob-Roy Embroidery Co.,
Rochelle Home Improvement, Inc.,
Rochester Motors, Inc.,
Rockaway Country Estates, Inc.,
Rockdean Properties, Inc.,
Rock Esperia Corporation,
Rocket Model Research, Inc.,
Rocket Roll-A-Rama,
Rockland Industrial Painting Company,
Rockton Enterprises, Inc.,
Rockton Enterprises Station No. 2, Inc.,
Roco Corporation,
Rodman King, Inc.,
Rod-Robin, Inc.,
Rogers, Inc.,

Ro-Kell Associates, Inc.,
Rolman Corp.,
Rolling Greens Incorporated,
Rolling Hills at Clifton,
Rollo Builders, Inc.,
Rolyn Builders, Inc.,
Ro-Lyn Motors, Inc.,
Romanok Realty Co., Inc.,
Romano Lining & Laminating,
Romar Taxi Service, Inc.,
Ronald Manor,
Ronan Building Corporation, Inc.,
Ron-Bill, Inc.,
Ronbo, Inc.,
Ronka, Inc.,
Ronlyn Corporation, Inc.,
The Ronpete Corporation,
Ronroz Cosmetics Shops, Inc.,
Roosevelt Terrace Realty Co.,
Root-Removal Corporation,
Rory Construction Company,
Rosan Contractors,
"Roscar Company,"
Rose Bakemasters, Inc.,
Rosedale Contracting Co., Inc.,
Rose Enterprises of New Jersey, Inc.,
Rose Floral Co.,
Roselle Car Wash, Inc.,
Roselle Company, Inc.,
Roselle Co-Op, Inc.,
Rosemat Realty Co., Inc.,
Roseville Bakery, Inc.,
Roseville Liquors, Inc.,
Rosewood Investment Co., Inc.,
Roshim Corp.,
Roslyn Bus Co.,
Roslyn Swimming Pools, Inc.,
Rosmil Embroidery Corp.,
The Rospect Corp., Inc.,
Rosso's Gourmet & Gift Shop, Inc.,
Rota Rental, Inc.,
Rotelli & Sons, Inc.,
Rothouse Contractors, Inc.,

Route 69 Contracting Company,
Royal Brisket Company, Inc.,
Roy-Allan, Inc.,
Royal Packaging Equipment, Inc.,
Royal Palace Restaurant,
Royal Palms Hotel, Inc.,
Royal Plumbing & Heating Co.,
Royal Supply Corporation,
Royal Tile Co., of Southern New Jersey,
Roy S. Tilton and Sons, Inc.,
Roy W. Blomquist Company, Inc.,
Rozembersky Construction Co.,
R. & R. Developers, Inc.,
R. R. R. Corp.,
R & S Excavation Co., Inc.,
R & S Jewelry, Inc.,
R. S. J. Realty Corp.,
R & S Land Company,
R. S. T. Holding Corporation,
Rubell's Decorators, Inc.,
Rubin Bros. Window Cleaning Co., Inc.,
Ru-Bin Investments, Inc.,
Ruby Lumber & Supply Mart, Inc.,
Rudman Realty Co.,
Rudwink Realty Co.,
Ruffles, Inc.,
Rugar, Inc.,
Rugs by Genie Co., Inc.,
Rumart Realty, Inc.,
Rumart Surveys, Inc.,
Rumson Corp.,
Russell-Newark, Inc.,
Ruth Apartments,
Rutledge Homes, Inc.,
Ruttenberg Hardware,
Rutter's Beverages, Inc.,
Rutters, Inc.,
Ryan Limousine Service, Inc.,
Ryan Shell Service,
The R & Y Corporation,
The Ryno Company, Inc.,

Sabadec Corporation,
Sa Ba, Inc.,
Sabar, Inc.,
Saber Garment Co.,
Sacks Sheet Metal, Inc.,
Saddle Brook Fashions, Inc.,
Sae Realty Corp.,
Saf-Co Equipment, Inc.,
Safety Taxi Co.,
Safety Taxi Co., Inc.,
Safeway Auto Sales Co.,
Safeway Brake Shops of Passaic County, Inc.,
Saf-Tee Fence, Inc.,
Sager's 1056 Inn,
The Sahn Co.,
Sail-In, Inc.,
The Saint Cecilia Company Ltd.,
St. Cloud Amusement Corp.,
St. Regis, Inc.,
Saklo Realty Corporation,
Salcyn Realty Corp.,
Sal-De,
Salem County Search and Abstract Co.,
Salem Discount Fair, Inc.,
Salerno Excavating Co.,
Sal Milo's Painting and Decorating Co., Inc.,
Saltzman, Inc.,
Samanat Co., Inc.,
Samar Motors, Inc.,
Sambar Investment Corp.,
Sam Bindelglass, Inc.,
Samfer Manufacturing Co., Inc.,
Samro Corp.,
Sam's Furniture, Inc.,
Samuel D. Schwartz & Sons, Inc.,
Samuel D. Schwartz & Sons of South Orange, Inc.,
Samuel Rios Physical Culture Association,
Samur Realty Co.,
The Sanbob Corporation,
Sand and Colony Surf Clubs,
Sanders Meat Products, Inc.,
Sandler's, Inc.,
Sandola Construction Co.,

Sand and Surf Music, Inc.,
Sand Valley Stone Co., Inc.,
Sandy Carol, Inc.,
Sanford Construction Co.,
Sanford Electronics Corporation of New Jersey,
Sanford's Youth Center,
Sani-Matic Corporation,
Sanitary Fish Market,
Sankay Corp.,
Sano Realty Corp.,
San Remo Corporation,
San Ridge, Inc.,
Sans Souci Restaurant,
Santo's Toys, Inc.,
Saputo Wholesale Grocery Co., Inc.,
Sara-Jo Sportswear,
Saran Holding Co.,
Saratoga Jersey Realty Corp.,
Sarcon Construction Co., Inc.,
Sarge White's Tavern, Inc.,
Sargin Construction Corp.,
Sar Ros Realty Co.,
Sascem Enterprises,
Sav-Way Construction Co., Inc.,
Savino Bros.,
"Sav-Mor Super Markets Corp.,"
Savoy Club, Inc.,
Sayonnara Motels, Inc.,
Sayre City Furniture Corp.,
Scanlon-West Corporation,
Scarano & Edwards, Inc.,
S & C Associates, Inc.,
Schalls, Inc.,
Schampan's, Inc.,
Schapiro Plumbing & Heating, Inc.,
Schiffli Cutting Service, Inc.,
School Equipment, Inc.,
Schorr Investment Corp.,
Schroff Construction Co., Inc.,
Scibilia Construction Co.,
Scientific Building Maintenance Corp.,
Scientific Dental Laboratory, Inc.,
Scotch Plains Shoebox, Inc.,

Scot's Sales Agency, Inc.,
Scott's Flowers, Inc.,
Seaboard Mutual Corporation,
Seaboard Sheathing Mills, Inc.,
Seagreen—Hackensack, Inc.,
Sea Homes, Inc.,
Sea Isle Hospital and Training School,
Seaside Freezer, Inc.,
Seaside Produce, Inc.,
Sea Trailer Transfer,
Seaview Builders, Inc.,
Seaway Boat Company,
Sea-Wood Harbor Building Co., Inc.,
Seawyn Court, Inc.,
Secaucus Motor Lodge, Inc.,
Second Caldwell Gardens Development Co.,
Second Commercial Realty Investment, Inc.,
The Second Sponsor Corporation,
Securitext Inc. of New Jersey,
S & E Diner, Inc.,
Seemsee, Inc.,
Segal Stores,
Seiman, Inc.,
Seklaw Plumbing & Heating Corporation,
Selby, Inc.,
Select Lace & Embroidery Co.,
Sel-More Agency, Inc.,
Semco Construction Co.,
The Senator of Atlantic City, Inc.,
Seneca Construction Co., Inc.,
S & E Novelty Shop,
Sensory Devices Co.,
Sentry Agency of America, Inc.,
Sepp & Son, Inc.,
Seroha Realty Corp.,
"Service Adjustment Corporation,"
Service Investigation Corporation,
Service Station Exchange, Inc.,
Seth Warren Developers, Inc.,
785 Restaurant and Bar, Inc.,
750 Holding Company, Inc.,
701 Broadway Corporation,
737 Company,

720 Amboy Ave. Realty Co. of Woodbridge,
1719 Pacific Ave. Corp.,
17 West Market St. Corporation,
78 Market Street Corporation,
Seventy-Fifth Street Development Corp.,
74 Pershing Avenue, Inc.,
7000 Adams Street Corp.,
70 South Street Corporation,
7320 Building Corp.,
Seville, Inc.,
Sew Tronics, Inc.,
Seymour-Martin Corporation,
The Shackamaxon,
Shara Magno, Inc.,
Shari Steckler Company, Inc.,
Sharon Realty Co.,
Sharpe Brothers Art Glass Co.,
Sharpe Tire Co., Inc.,
Sharp Sign Co., Inc.,
S. H. Bennett Co., Inc.,
Sheath, Inc.,
Sheehan Products Company, Inc.,
Shefa, Inc.,
Shehegar Realty Corporation,
Sheila Lawrence Enterprises,
Shelbar Construction Corp.,
Shelco Leather Co.,
Sheld Corporation,
Shelly Building Co., Inc.,
Sheppard Illuminator, Inc.,
Sheraton Homes of Union, Inc.,
Sheridan Sands Publications, Inc.,
Sherman Acres Country Club,
Sherman Plumbing and Heating, Inc.,
Sherman's Esso Service Center, Inc.,
Sherman's-Plainfield,
Sher Realty Company,
Sherwood Associates, Inc.,
Sherwood Building Co.,
Sherwood Construction Co.,
Sherwood Millwork Co., Inc.,
Shield-Hart Enterprises, Incorporated,
Shields Distributing Co.,

Shilling Television, Inc.,
Shipmen Street Children's Dress Co., Inc.,
Shiradele Corp.,
Sho Card Press Company,
Shopping Center Play-Yards of N. J., Inc.,
Shopping Center Theatres, Inc.,
Shoptown,
Shore Bakeries, Inc.,
Shore Delivery, Inc.,
Shore Distributors Corp.,
Shore Fairway Golf Driving Range, Inc.,
Shore Health Club, Inc.,
Shore Industrial Park, Inc.,
Shore Leasing Co., Inc.,
Shoreline Linoleum, Inc.,
Shore Manor Homes, Inc.,
Shore Sand & Gravel, Inc.,
Shor's West Jersey Street, Inc.,
Short Stop Car Radio Repair, Inc.,
Show Album Corp.,
Shrewsbury Paving, Inc.,
Shumsky, Inc.,
Sickels Servicenter,
Sidann, Inc.,
Sid Goldman Shoes,
Sid-Mark, Inc.,
Sidney Rosenkrantz & Co.,
Sidney Sprague Studio of the Theatre, Inc.,
Sid Oper, Ltd.,
Sidot, Inc.,
Siegel Construction Co., Inc.,
Siena Plastics Corp.,
Sierra Pools, Inc.,
Signal Switch Corporation,
Sig-Vet Express, Inc.,
Silsar Corp.,
Silver Adjustment Corporation,
Silver Bay Marina, Inc.,
Silverman Company,
Silver Rod-Emerson, Inc.,
Silver Sales, Inc.,
Silver Shore Builders, Inc.,
Silver Stores, Inc.,

The Silver Waves,
Simica Corp.,
Simms Realty, Inc.,
Simon H. Glass, Inc.,
Simplex Tube Test Corp.,
Simpson & Co., Inc.,
Sinclair-Mancuso & Co.,
Singapore Hut, Inc.,
Sinmar Realty Co.,
Sin Tex Embroidery Co.,
Sip Truck Rental, Inc.,
Sisbros Holding Corporation,
677 Bergen St. Corp., Inc.,
630 County Avenue Corp.,
622 Holding Co.,
Sixth Avenue Liquor and Delicatessen,
65 Honeck Corp.,
65 Northfield Road Corporation,
S. J. S. Realty Corp.,
Ski Homes, Inc.,
Skillman Hardware Mfg., Co.,
S. K. and K., Inc.,
Sky-Hi Incorporated,
Slate Enterprises, Inc.,
Slattery's Esso Service, Inc.,
Sleepy Hollow Development Company,
Slendercycle Universal Corp.,
Slenderella Systems of Plainfield, Inc.,
Slimlite Fluorescent Corporation,
Slim-Trim, Inc.,
Slim-Trim Products, Inc.,
S & L Paint & Supply Company, Inc.,
Smith Automotive, Inc.,
Smith Brothers Publishers, Inc.,
Smith-Hunterdon, Inc.,
Smith & Jordan Transportation Co., Inc.,
Smith-Milford Furniture, Inc.,
Smith's Pharmacy, Inc.,
S. M. & O. Corporation,
Smorgarama, Inc.,
Snal Textile Corporation,
S. Napp Co., Inc.,
S & N Produce Co.,

Snug Tavern, Inc.,
Sofman-Gelber Cleaners & Dyers, Inc.,
Softol Chemical Co., Inc.,
Sojan Homes, Inc.,
Solondz Bros. Lumber Co.,
Soloway Bus Corp.,
So-Lu Realty, Inc.,
Somar Builders, Inc.,
Sombrero Drive-In Restaurant, Inc.,
Somerdale Lanes, Inc.,
Somerset Bonding Co., Inc.,
Somerset Hills Distributing Company, Inc.,
Somerset Manufacturing Co., Inc.,
Somerset Pools, Inc.,
Somerset Water Conditioning Co., Inc.,
Somers Point Theatre Co.,
Sonata, Inc.,
Sonic Service Station, Inc.,
Sonnypine, Inc.,
Sonny's Servicenter, Inc.,
Soren B. Jacobsen Construction, Inc.,
Sosun Company,
The Sourland Development Company, Inc.,
South Jersey Land Corp.,
South Jersey Refining Co., Inc.,
South Jersey Service Co., Inc.,
South Jersey Van Lines,
Southland Dairy Distributing Co.,
South Maple Corp.,
South Suburban Square Incorporated,
South Tavern, Inc.,
So. Tenth Street Realty Co.,
South Washington Realty Corp.,
Spacemetals Refining Co., Inc.,
Space Ship Exhibits, Inc.,
Spaceway Electric Co., Inc.,
Spa Construction Co., Inc.,
The Spad Corp.,
Spag's Coffee Shoppe,
Spakowski Associates, Inc.,
Sparks and Earl, Inc.,
Sparley Restaurant, Inc.,
Spar Motors, Inc.,

Special Alloys Company, Inc.,
Speciale Amusement Co.,
Specialty Equipment, Inc.,
Specialty Leather Products Co.,
Spectacular Advertising, Inc.,
Spinmack Holding Company,
Spinmar Realty Co., Inc.,
Spiraflex, Inc.,
Sports Advertising, Inc.,
Sports Forecasts, Inc.,
Sports Kart Park, Inc.,
Sportsman, Inc.,
Sportsman's Home-Decor Specialty Co.,
Spot Productions, Inc.,
Spotswood Delta, Inc.,
Spray Don, Inc.,
Springfield Avenue Realty Co.,
Springfield Financial Service Co., Inc.,
Springfield Road Holding Co., Inc.,
Springform Sleep Products, Inc.,
Sproviero Construction Corp.,
Spruce Run Builders, Inc.,
Spruce Service Center, Inc.,
Square Holding Co.,
Spara Tavern, Inc.,
S & S Improvement Corp.,
S & S Sport Wear, Inc.,
Stag Run, Inc.,
Stanchek Construction Corporation,
Standard Automatic Oil Burner Co.,
Standard Claims Adjustment Service of New Jersey,
Standard Construction Co., Inc.,
Standard Face Brick Co.,
Standard Service Corporation,
Stanley Kalech & Associates, Inc.,
Stanley M. Pontiere, Inc.,
Stanley Sokolow Sunrise Dairy, Inc.,
Stanrose Contracting Co., Inc.,
Stan's Market, Inc.,
Stanton Food Center,
Starbrite Records, Inc.,
Starline Distributors, Inc.,

Starline Industries, Inc.,
Star-M Associates, Inc.,
State Securities Corporation,
State Surgical Supply Company,
State Wide Trucking Co., Inc.,
Stawney Distributing Co., Inc.,
The Steak Joint, Inc.,
Stearns Construction Corporation,
Steel Equipment Corporation,
Steelmaster Boat Corp. of America,
Steinert Holding Co.,
Steinhart Brothers, Inc.,
Stellar, Inc.,
Stel's Luncheonette, Inc.,
Stemark Company,
The Stem Company, Inc.,
Stenpac Co.,
Stephen Harvey, Inc.,
Stephen Management Company,
Stephen Martin Builders, Inc.,
Stephen Masonry Co.,
Stephen Marci & Son, Inc.,
"Stereo House,"
Sterling Aluminum Products, Inc.,
Sterling Associates, Ltd.,
Sterling Express Corp.,
Sterling-Harwyn Associates, Inc.,
The Sterling Plan,
Stetson Cleaners & Dyers, Inc.,
Stettner Construction Company,
Steuben Realty Corp.,
Steve-Cyn Corporation,
Steven Mfg. Corp.,
Steven Maxwell, Inc.,
Stirling Knitting Mills, Inc.,
Stiron, Inc.,
Stites Investment Associates, Inc.,
Stone Electric, Inc.,
The Stone Hearth, Inc.,
Stonehedge Development Company, Inc.,
Stone House Farms, Inc.,
Stonemaster, Inc.,
Store Seventy Corporation,

Stork Photo Studios Inc., of New Jersey,
Strang Bus Lines, Inc.,
Strategic Industries, Inc.,
Stratford Machine Co., Inc.,
Stratford Plumbing and Heating Co., Inc.,
Stratton Advertising, Inc.,
Stringer Realty Co., Inc.,
Stroz, Inc.,
Struck Plumbing and Heating, Inc.,
Structural Development Corp.,
Structures, Inc.,
Stuart Lafer, Inc.,
Student Cooperative Society, Inc.,
Stylemaker, Inc.,
Style Outfitting Co., Inc.,
Style-Wise Hair Stylists, Inc.,
Styrene Developments, Inc.,
Suart Pharmacy,
Suburban Esso Servicenter, Inc.,
Suburban Floor Covering Co.,
Suburban Hardware Co.,
Suburban Home Modernizers, Inc.,
Suburban Leasehold Properties, Inc.,
Surburban Projects, Inc.,
Suburban Restaurant, Inc.,
Suburban School for Dental Assistants,
Suclar Laboratories, Inc.,
Suebert Embroidery Co.,
Suedeb Appliances Company, Inc.,
Suerich Corporation,
Su Jak Manufacturing Co., Inc.,
Sullivan Corporation,
Summerfield Manor, Inc.,
Summit Dress Co., Inc.,
Summit Electronics, Inc.,
Summit Housewares, Inc.,
Sun-Check Awning Manufacturing Corporation,
Sun-Guard Awning Company,
Sunhart Realty Corp.,
Sunlight Construction Co., Inc.,
Sunnyside Manor, Inc.,
Sunnyvale Investment Corp.,
Sun Plumbing and Heating, Inc.,

Sunset Beach Amusement Corporation,
Sunset Motor Lines,
Sunshine Construction Co., Inc.,
Sunshine Farms, Inc.,
Sun-Stop Glass Coatings Co., Inc.,
Sun Valley Associates, Inc.,
Sun Valley Nursery, Inc.,
Super Display and Fixture Corp.,
Superior Cleaners, Inc.,
Super-O-Products, Inc.,
Super Store Equipment Co., Inc.,
Super Syrups, Inc.,
Super Trends, Inc.,
Supreme Chemical Co.,
Supreme Home Consultants, Inc.,
Supreme Industries, Inc.,
Supwel, Inc.,
Sure Trucking & Rigging Co., Inc.,
Surrey's Ltd.,
Surrey Warehouse & Packing Corp.,
Susquehanna Development Corp.,
Sussex County Electronics,
Sussex County Guide, Inc.,
Svenson Contracting Co., Inc.,
Sweaters & Things, Inc.,
Swedish Hop, Inc.,
S. Wieluns & Son, Inc.,
Swingable Arrow Light Co., Inc.,
S & W Jewelers, Inc.,
Syd G., Inc.,
Syd Lee, Inc.,
Symphonic Conservatory of Music,
Symphonic Musical Instrument Corporation,
Syndicate Operating Corporation,
S & Z Construction Corp.,

Tables By Diamond,
Tailored Coat Company, Inc.,
Take All Freight Associates, Inc.,
Talcott Construction Corporation,
Tall Products, Inc.,
Talls By Annette,
Tanglewood Homes, Inc.,

New Jersey State Library

Tan-Tele Productions, Inc.,
Tarrant Construction Co., Inc.,
Tasap Fabrications, Inc.,
Tasco Motors,
The Tassull Corp.,
Tatosian Electronics, Inc.,
Taylor Realty Corporation,
T. B. Corp.,
T-Bowl, Inc.,
T. Capo & Sons, Inc.,
T. D. F. Investment Corp.,
Teachonic Corporation,
Technical Development Corp.,
Technical Directions, Inc.,
Technicraft Associates, Inc.,
Tech Sales & Service Corp.,
Ted-Mel, Inc.,
Tedruby Trucking Co., Inc.,
Ted's Auto Radiator Service, Inc.,
Tedway Diners, Inc.,
Tee Incorporated,
Tee-Jay's Riverdale Diner, Inc.,
Teen Queen,
Tee-Pee, Inc.,
Tel-A-Tune Music Service,
Tel-A-Tune Wired Music Corp.,
Temple Felt Hat Co., Inc.,
Templeton Arms, Inc.,
Tempo Manufacturing Corp.,
Tenafly Ice Company,
Tenfor Corporation,
1011 South Orange Avenue Corp.,
Tenmen, Inc.,
Tenna-Tronics,
Tennent Brook Realty Co.,
Terminus Construction Company, Inc.,
Terra Transportation Service, Inc.,
Terre Haute Bowl-O-Mat, Inc.,
Terry's Italian-American Restaurant,
Teterboro Leasing Corp.,
Texas Foods, Inc.,
Textile Fair, Inc.,
Tex Transit Lines,

T. F. Scholes Incorporated of New Jersey,
Thalman Machinery Corp.,
T & H Construction Co., Inc.,
Thelmus Corp.,
Thermal Overseas, Inc.,
Thermal Petroleum Corporation,
Thermatron Corp.,
Thermo-Massage Corporation,
Third Caldwell Gardens Development Co.,
The Third Sponsor Corporation,
The Third Street Realty Corporation,
30 Coolidge Avenue Corporation,
38 East Park Street Corporation,
Thirty Five Runyon Holding Corp.,
39th Street Realty Corporation,
Thirty-Three Broad Street, Inc.,
Thomas Dexter Construction Co., Inc.,
Thomas Yoseloff International Corporation,
Thomwood Farms,
Thor Food Service, Inc.,
Thor of New York, Inc.,
Thoro Builders, Inc.,
The Three A's American Advertising Associates, Inc.,
Three Fiore Brothers, Inc.,
3 Guys Auto Sales, Inc.,
Three H & M Corporation,
384 William, Inc.,
315 Corporation,
345 Inc.,
349 Bloomfield Ave. Corp.,
343 Styles St. Corp.,
314 Main Street Corporation,
301 Club, Inc.,
378 Wainwright, Inc.,
The 333 Tavern, Inc.,
324 East Fourth Street Corporation,
321 Hudson St. Corp.,
The Three M's, Inc.,
Three Sixteen Realty Corp.,
Three Star Fabrics, Inc.,
Thrift Stores, Inc.,
Thrifty Wash, Inc.,

Thymer Bldg., Inc.,
Ticket Clubs of N. J.,
Tico Mines, Inc.,
Ticonderoga Corp., Inc.,
Tierney Bottling Works,
Tiffany Optical Mfg., Co.,
Tile King Store of Plainfield, Inc.,
Tile Town of Dover, Inc.,
Tilmar Realty Co.,
Timbar Enterprises, Inc.,
Timbercreek Oil Co., Inc.,
Timo Specialties, Inc.,
Tina's, Inc.,
Tire Terminal, Inc.,
Tisa and Heins Construction Co.,
Ti-Sisco Contractors, Inc.,
Titan Furniture Manufacturing Corporation,
Title and Mortgage Company of New Jersey,
T. J. B. Realty Co., Inc.,
T & J Tavern, Inc.,
T & K Liquor Store,
T. L. Nelson, Inc.,
T. M. B. Electronics, Inc.,
T & M Photo Service,
Tobin Preparation Center, Inc.,
Todd Acceptance Corp.,
Todd McDaniel, Inc.,
Todd-Munson Productions, Inc.,
Tomar Dress Co., Inc.,
Tomasso-Bertagna Agency,
Tom Nieman Construction Co., Inc.,
Tonti's, Inc.,
Tony's Foods, Inc.,
Tooni Industries,
Topic Realty Company, Inc.,
Top-Notch Builders, Inc.,
Tops-All Products Co.,
Totem Ranch,
Tower Products Co., Inc.,
Towers Restaurant, Inc.,
Town Builders, Inc.,
Town & Country House & Home Service Inc.,
of N. J.,

Town and Country Snack Bar,
Town & Country Stone Industries, Inc.,
Towne Bake Shop,
Towne Fashions, Inc.,
Towne Manufacturing Corp.,
Towne Sweet Shoppe,
The Town House Coffee Shop,
Town News Service,
Township Motors, Inc.,
Toy Carousel, Inc.,
Toyco Sales, Inc.,
Toy Discounters, Inc.,
Toys N' Toys, Inc.,
T-P Corporation,
Tractorways, Inc.,
Trade Motors, Inc.,
Train Center of America,
Tramur International Corporation,
Transcontinental Realty Company,
Transit Lunch, Inc.,
Transmittal Service Corporation,
Transportation Terminals, Inc.,
Transportation Unlimited, Inc.,
Trans-States Auto Leasing Co.,
Trans-World Aquarium Corp.,
Travis Laboratories,
Traymore Sales Corporation,
T & R Construction Corp.,
Treasure Press,
Tremont Garden Realty Corp.,
Tremont Realty Co.,
Trend Builders, Inc.,
Treolo Manufacturing Company, Inc.,
Triad Investments,
Triangle Construction Co., Inc.,
Tribro Improvement Co., Inc.,
Tri-City Meats, Inc.,
Trico Baseboard Heating Corp.,
Tri-County Glass Co., Inc.,
Trident Corp.,
Trident Realty,
Tri-Level Builders, Inc.,
Trimar, Inc.,

Trimflex, Inc.,
Tripician Bros., Inc.,
Tri-State Furniture Service,
Tri-State Group, Inc.,
Tri-State Hosiery Company,
Tri State Humus Co.,
Tri-State Parking Corporation,
Tri-State Printing Corp.,
Triulzi Construction Co., Inc.,
Tri-Us Mortgage Company,
Trojan Lake, Inc.,
T. R. Realty Company,
Truce Motors, Inc.,
Truckar Servicenter,
Trustejon, Inc.,
Tru-Tone Products, Inc.,
Try-It Delicatessen, Inc.,
Tryon Cleaners, Inc.,
Tryon, Inc.,
Try-State Mill Supply Co., Inc.,
T & T Contractors, Inc.,
T & T Retailers & Wholesalers Clothes,
Tube Testers, Inc.,
Tuckerton Beach Agency,
Tuckerton Beach Supply Co.,
Tuckerton Inn, Inc.,
Tuckerton Land Corp.,
Tuckerton Marina,
Tuers Realty Corp.,
"Tumblene Towns, Inc.,"
Tumul, Inc..
Tunland Realty Corp.,
Turano Corporation,
Turkeytown Realty Company,
Turner Mercury, Inc.,
Turner Realty, Inc.,
Turn-Table,
Turret, Inc.,
Tuscan Estates, Inc.,
Tuschyn Roofing Company, Inc.,
Tu-Star Exterior Co., Inc.,
Tuxedo Embroideries,
T & V Bar & Restaurant, Inc.,

12 Grant St., Inc.,
1217 Main St., Corp.,
20 Bedford Street Corp.,
25 Central Corp.,
24 E. Dickerson Street Corp.,
2635 Boardwalk Corporation,
26 Kitchell Corp.,
23 Wayne Corp.,
20 Vail Road Corp.,
Twin Beaches Corp.,
Twin City Lanes,
Twin County Corp.,
Twin Lakes, Inc.,
Twin Star Lumber Co., Inc.,
Twin Vault Corporation,
Two Corner Tavern & Liquor, Inc.,
208 Market Street Corporation,
254 No. Grove Corp.,
262 Monroe Street, Inc.,
227 Corp.,
200 Waverly Corp.,
Two Joe's Tavern, Inc.,
Two Nine Nine Market Street Incorporated,
Two-Seventeen Realty Corp.,
Two Way Inn Bar, Inc.,
Tyco Manufacturing Corp.,
Tyler-Preusser Machinery Corp.,
Tyrex Drug & Chemical Corporation,

U Cruise It, Inc.,
U & K Realty Co., Inc.,
Ultimix, Inc.,
Ultramatic Manufacturing Co., Inc.,
Ultra Piece Dye Works, Inc.,
Unasel Enterprises, Ltd.,
Uncle Louie's Auction, Inc.,
U. N. Commercial Corporation,
Underhill Securities Corporation,
Underwriters Reporting Service, Inc.,
Unico Realty Company,
Unigraphic Associates, Inc.,
Union Avenue Sweet Shoppe,
Union Casino, Inc.,

Union County Coed, Inc.,
Union County Pickle Co., Inc.,
Union Packing Co., Inc.,
Union Products Company, Inc.,
Union Queen, Inc.,
Union-Ray Corporation,
Union Tool & Mold Co.,
Unique-In-Landscaping,
United Agency, Inc.,
United Freight Lines, Inc.,
United Gift Shop, Inc.,
United Home Improvement Co.,
United Inventive & Developing Corp.,
United Investment Co.,
United Leasing, Inc.,
United Mortgage Corporation,
United Nations Trading Co., Inc.,
United Oil Company Unoco,
United Realty Corporation,
United Roofing & Sheet Metal Wks., Inc.,
United Spring Pin Company,
United Stainless Steel Corporation,
U. S. Design Corp.,
U. S. Launderette Installation Co.,
United States Motor Cycle Club, Inc.,
U. S. Service Corporation,
U. S. Truck Rental Corporation,
United Stock Car Association,
United Yarn Corp.,
Unity Builders, Inc.,
Universal Instruments,
Universal Iron Works, Inc.,
Universal Mortgage and Investment Co.,
Universal Packing & Shipping Associates,
Universal Steel Corp.,
Universal Thermotile Industries, Inc.,
Universal Transmission & Conveying Corp.,
U. P. Associates, Inc.,
Upper Saddle River Bldr's.,
Urefoam Corporation,
Urethane Insulating Corporation,
The Urich Realty Company,
Ustral Products Corp.,

Utal Associates, Inc.,
U-Test-M Service Company of New Jersey, Inc.,

Vacation Trailers, Inc.,
Vacc's Construction Co.,
Vacculator Co., Inc.,
Vaily Mfg. Co., Inc.,
Vajda Bros. Construction Co., Inc.,
Valiant Constructors, Inc.,
Valley Lighting, Inc.,
Valley Offset Printing Company, Inc.,
Valley Transportation Co., Inc.,
Valley View Milk Bar Corp.,
Van Dine Auto and Equipment Parts Co., Inc.,
Van and Frank Realty Company, Inc.,
Van Hook Tavern,
Van Houten Bowling Specialties, Inc.,
Vanno, Inc.,
Van Pelt Construction Corp.,
Van-Pool Realty Corp.,
Van Wyk Construction Co., Inc.,
Varatan Homes, Inc.,
Varicraft Industries, Inc.,
Vassar Originals, Inc.,
Vauchee-Evertsberg, Inc.,
Vaxico, Inc.,
Vee-Jay Beauty Products, Inc.,
Vega Realty Corp.,
"Vellco, Inc.,"
Velveray Sales, Inc.,
Vending Corporation of America,
Veneer-O-Wax Corporation,
Venetian Embroidery Co., Inc.,
Venezia Company, Inc.,
Venice Development Co.,
Venner Milburn, Inc.,
Ventura, Inc.,
Verbranch, Inc.,
Verner Electronic Products Company,
Versadyne,
Veterans Cafe, Inc.,
Vezzetti Realty Co., Inc.,
V & H Contracting Co., Inc.,

Vicmar Building Corporation,
Victor Diamond Realty Corp.,
Victor M. Rela & Sons, Inc.,
Victor-Sacks,
Victor's of Hackensack, Inc.,
Victory Investment Co.,
Victory Manufacturing Co., Inc.,
Video Machine Corp.,
V. I. Investment Corporation,
Vike-Inn, Inc.,
Viking Contractors, Inc.,
Viking Food Co., Inc.,
Viking Oil Company,
Viking Process Printing Corp.,
Viking Radio Corp.,
Village Bake Shop, Inc.,
Village Court, Inc.,
Village Drive-In, Inc.,
Village Gardens, Inc.,
Village Motors, Inc.,
Vinac, Inc.,
Vin-Cell Corporation of New Jersey, Inc.,
Vine Apartments, Inc.,
Vineland Industrial Development Corporation,
Vineland Trim Co., Inc.,
Vin Motors, Inc.,
Vinny's Broaster House,
Vinny's Jump Center, Inc.,
Vinyl Coating Corporation,
Violet Manufacturing Co., Inc.,
Viomul Eastern Corp.,
Viparo Machine Products, Inc.,
Visual Packaging, Inc.,
Vital Construction Co., Inc.,
Vi-Van Electronics Incorporated,
Vliet Associates,
V. Mancine Knitwear Corp.,
V. and M. M. Realty Corporation,
V. M. & S., Inc.,
Vogel's Farm, Inc.,
Vogue Coiffures,
Vogue Designs, Inc.,
Volp Theatres, Inc.,

V. R. Martins Development Corp.,
V & S Trucking Co., Inc.,
V & V Furs, Inc.,
V & W Brake Service, Inc.,

W. A. C. O. Trucking Co., Inc.,
Wading River Bulkheading Material Company, Inc.,
Wager Food Processing Corp.,
Wagons, Inc.,
Wala Recreation, Ltd.,
Walcal Company, Inc.,
Walden Construction Co., Inc.,
Waldon Construction Co.,
Wal-Gene Realty Co.,
Waljean Realty Co., Inc.,
The Walker Company,
Walker Enterprises, Inc.,
Wallace Bros., Inc.,
Wallboard Wholesalers, Inc.,
Wall Street Printing and Stationery Corp.,
Walnut Parking Co.,
Walter J. McGrail,
Walter's Service, Inc.,
Walt Holding Company, Inc.,
Walton Associates, Inc.,
Walton Edmar and Pritel, Inc.,
Walt's Service Station, Inc.,
Wanal Corporation,
The Warabel Corporation,
Wardlow's Frozen Foods, Inc.,
Ward Outlet Stores, Inc.,
Warehouse 500, Inc.,
Warehouse, Inc.,
Warp-Weft Products, Inc.,
Warren Associates, Inc.,
Warren Brothers, Inc.,
Warren Company, Inc.,
Warren County Publishing Corp.,
Warren Products & Mfg. Co.,
Warren Street Co., Inc.,
Warren Travel Services, Inc.,
Washington Investment Co.,

Washington Park Associates, Inc.,
Watchung Mountain News,
Watchung Well Drilling Co.,
Water Products Merchandising Corp.,
Waverly Industrial Terminal Corporation,
Waverly Investors Company,
W. A. Wortelman, Inc.,
Wayne Furniture Company,
Wayne Properties, Inc.,
Wayne Sensational Meat Land, Inc.,
Wayside Diner,
W & B Enterprises, Inc.,
W. Bromiley, Inc.,
W. C. Devlin & Sons,
Weather Control Products, Inc.,
Weaver's Diner, Inc.,
Webster Chemical Products, Inc.,
W & E Corp.,
Week Day Publications, Inc.,
Weequahic Holding Company,
Weider Periodicals, Inc.,
Weiss Imperial Cleaners, Inc.,
Weissman Motors, Inc.,
Weiss Realty Corp.,
Wells Service, Inc.,
Wer-Vac Manufacturing Company,
Wes & Kay's Food Market, Inc.,
Wesley A. Stanger, Inc.,
Wesley James Estates, Inc.,
Western Hemisphere Trading Corporation, S. A.,
Westfield Housing Associates,
Westfield Park Estates, Inc.,
West Market Launderette, Inc.,
Westminster Cleaners, Inc.,
Westminster Gardens, Inc.,
West New York Coffee Roasters, Inc.,
West New York Ice Skating Rink,
West Palisade Holding Co.,
West-Quilt, Inc.,
Westshore Agency, Inc.,
Westside Auto Sales, Inc.,
Westwood Knolls, Inc.,
Wham, Inc.,

Wheeler Holding Company, Inc.,
Wheeler Tool Company, Inc.,
White Coffee Pot, Inc.,
White Cottage Photo Shop,
White Eagle Corp.,
White Rock of Essex, Inc.,
Whitman Park Liquor Store,
Wickatunk Lumber Co.,
The Wilbur-Rogers Paterson Corporation,
The Wilbur-Rogers Styertowne Corporation,
Wildwood Farms,
Wildwood Marina, Inc.,
Wm. Bouch's Sons,
William Bright, Jr., Inc.,
William Burke Roofing, Inc.,
William Charles, Inc.,
William G. Schaffer, Inc.,
William H. Bright, Inc.,
William H. Heinsohn Agency, Inc.,
William J. Connelly Co.,
William Lefkowitz, Inc.,
William P. Kelly & Company, Inc.,
Williams Automation, Inc.,
Williamsburg Builders, Inc.,
Williamsburg Estates, Inc.,
Williamsburg Homes, Inc.,
Williamsburg, Inc.,
Williamsburg Realty Co.,
Williamsburg Sales, Inc.,
Williams Lincoln-Mercury, Inc.,
Williamson Refrigeration Service Co., Inc.,
William W. Brady Associates,
Willingboro Realty Corp.,
Willis Acceptance Corporation,
Willmark Distributors Incorporated,
Willow Bar, Inc.,
Willow Enterprises, Inc.,
Willow Homes, Inc.,
Willow Pharmacal Corp.,
Willow Printing Company,
Wilmo Company,
Wil-Paint Corp.,

Wilpaul Realty Corporation,
Wilron Home Improvements, Inc.,
Wilson Air Service, Inc.,
The Windom Corporation,
Windsor-Fifth Avenue, Inc.,
Windsor Vending Co.
Windsor Vending & Sporting Co., Inc.,
Winko, Inc.,
Wink's, Inc.,
Win-Loc Const. Co., Inc.,
Winner Co., Inc.,
Winston Motors, Inc.,
Winter Warping Winding and Sizing Co.,
Winthrop Wire Products Corp.,
Wisco Home Improvement Co.,
Wishing Wells Motels, Inc.,
Wiss Auto Leasing Corporation,
W. J. Tinsdale & Co., Inc.,
WOAX, Inc.
Wonder Building Company,
Woodbine, Inc.,
"Woodbine Inn, Inc.,"
Woodbrook Park, Inc.,
Woodbury Credit Corp.,
Woodbury Shoe Box, Inc.,
Woodcliff Radio & T V Service,
Woodcliff Recreation, Inc.,
Woodfield Investment Co., Inc.,
Woodland Development Company,
Woodlane Realty Co.,
Woodlawn Contracting Corporation,
Woodside Freight Service, Inc.,
Woodside Realty Corporation,
Woodstown Consumers Cooperative,
Woodzan, Inc.,
Woolsey Bag & Paper Co., Inc.,
World Corrugated, Inc.,
World Herb Company, Inc.,
World Wide Sales Co., Inc.,
Worth Investing Company,
Wright's Auto Repair, Inc.,
W & R Imperial Cleaners, Inc.,
Writmar Realty Co., Inc.,

W. S. & S. Bakery, Inc.,
Wulster & Wulster, Inc.,
W & W Parking, Inc.,
Wyckoff Builders, Inc.,
Wynmor Sales, Inc.,
Wynnmar Beauty Shop, Inc.,

X Y Z Land Corp.,

Yard Screen Sales, Inc.,
Yarntex Co., Inc.,
Yellow Cab of Westfield,
Yolanda Realty Corporation,
York Diners, Inc.,
York Knitters, Inc.,
Youngest Togs, Inc.,
Young & Son, Inc.,
Your South Jersey Auto Rentals, Inc.,
Youth Day Trips, Inc.,
Yu Realty Corp.,

Zangara Bros., Inc.,
Zarriello Bros., Inc.,
Zebra Electronic Distributors, Inc.,
Z. E. Bros., Inc.,
Zelmike Construction Corp.,
Zenith Development and Construction Co.,
Zephyr Corporation,
Zero Inn,
Zero Refrigerated Lines, Inc.,
Ziff Builders, Inc.,
Zinco Textiles, Inc.,
Ziss Quality Meats, Inc.,
Zonda Ovearseas Corporation,
A.R.C. Company,
First Industrial Loan Company of New Jersey,
Hub Loan Company,
Standard Acceptance Corporation,
The First Backers Company, Inc.,
Equitable Credit Co.,

are repealed, and that all powers conferred by law upon such corporations and each of them, shall hereafter be inoperative and void.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this third day of February, A. D., one thousand nine hundred and sixty-four, and in the Independence of the United States, the one hundred and eighty-eighth.

RICHARD J. HUGHES,
Governor.

By the Governor,
ROBERT J. BURKHARDT,
Secretary of State.

AMENDMENTS TO THE 1947 CONSTITUTION

Amendments to the 1947 Constitution

PROPOSED AMENDMENT ADOPTED

Amend Article IV, Section VIII, paragraph 2, to read as follows:

2. No gambling of any kind shall be authorized by the Legislature unless the specific kind, restrictions and control thereof have been heretofore submitted to, and authorized by a majority of the votes cast by, the people at a special election or shall hereafter be submitted to, and authorized by a majority of the votes cast thereon by, the legally qualified voters of the State voting at a general election, except that, without any such submission or authorization;

A. It shall be lawful for bona fide veterans, charitable, educational, religious or fraternal organizations, civic and service clubs, volunteer fire companies and first-aid or rescue squads to conduct, under such restriction and control as shall from time to time be prescribed by the Legislature by law, games of chance of, and restricted to, the selling of rights to participate, and the awarding of prizes, in the specific kind of game of chance sometimes known as bingo or lotto, played with cards bearing numbers or other designations, five or more in one line, the holder covering numbers as objects, similarly numbered, are drawn from a receptacle and the game being won by the person who first covers a previously designated arrangement of numbers on such a card, when the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, religious or public-spirited uses, in any municipality, in which a majority of the qualified voters, voting thereon, at a general or special election as the submission thereof shall be prescribed by the Legis-

lature by law, shall authorize the conduct of such games of chance therein, and

B. It shall be lawful for the Legislature to authorize, by law, bona fide veterans, charitable, educational, religious or fraternal organizations, civic and service clubs, volunteer fire companies and first-aid or rescue squads to conduct games of chance of, and restricted to, the selling of rights to participate, and the awarding of prizes, in the specific kind of games of chance sometimes known as raffles, conducted by the drawing for prizes or by the allotment of prizes by chance, when the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, religious or public-spirited uses, in any municipality, in which such law shall be adopted by a majority of the qualified voters, voting thereon, at a general or special election as the submission thereof shall be prescribed by law and for the Legislature, from time to time, to restrict and control, by law, the conduct of such games of chance.

PROPOSED AMENDMENT ADOPTED

Amend Article VIII, Section I, paragraph 3, to read as follows:

3. Any citizen and resident of this State now or hereafter honorably discharged or released under honorable circumstances from active service, in time of war or of other emergency as, from time to time, defined by the Legislature, in any branch of the Armed Forces of the United States shall be exempt from taxation on real and personal property to an aggregate assessed valuation not exceeding five hundred dollars ($500.00), which exemption shall not be altered or repealed. Any person hereinabove described who has been or shall be declared by the United States Veterans Administration, or its successor, to have a service-con-

nected disability, shall be entitled to such further exemption from taxation as from time to time may be provided by law. The widow of any citizen and resident of this State who has met or shall meet his death on active duty in time of war or of other emergency as so defined in any such service shall be entitled, during her widowhood, and while a resident of this State, to the exemption in this paragraph provided for honorably discharged veterans and to such further exemption as from time to time may be provided by law. The widow of any citizen and resident of this State who has had or shall hereafter have active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States and who died or shall die while on active duty in any branch of the Armed Forces of the United States, or who has been or may hereafter be honorably discharged or released under honorable circumstances from active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States shall be entitled, during her widowhood and while a resident of this State, to the exemption in this paragraph provided for honorably discharged veterans and to such further exemptions as from time to time may be provided by law.

PROPOSED AMENDMENT ADOPTED

Amend Article II, paragraph 3 as follows:

3. Every citizen of the United States, of the age of 21 years, who shall have been a resident of this State 6 months, and of the county in which he claims his vote 60 days, next before the election, shall be entitled to vote for all officers that now are or hereafter may be elective by the people and upon all questions which may be submitted to a vote of the people.

Adopted November 5, 1957.

Effective December 5, 1957.

PROPOSED AMENDMENT ADOPTED

Amend Article IV, Section VI of the Constitution by adding thereto section 4 as follows:

4. The Legislature, in order to insure continuity of State, county and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate and continuing duty by legislation (1) to provide, prior to the occurrence of the emergency, for prompt and temporary succession to the powers and duties of public offices, of whatever nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of such offices, and (2) to adopt such other measures as may be necessary and proper for insuring the continuity of governmental operations. In the exercise of the powers hereby conferred the Legislature shall in all respects conform to the requirements of this Constitution except to the extent that in the judgment of the Legislature to do so would be impracticable or would admit of undue delay.

Adopted November 7, 1961.

PROPOSED AMENDMENT ADOPTED

Amend Article II, paragraph 3 of the Constitution to read as follows:

3. (a) Every citizen of the United States, of the age of 21 years, who shall have been a resident of this State 6 months and of the county in which he claims his vote 40 days, next before the election, shall be entitled to vote for all officers that now are or hereafter may be elective by the people, and upon all questions which may be submitted to a vote of the people; and

(b) Every citizen of the United States, of the age of 21 years, who shall have been a resident of the State and of the county in which he claims his vote 40 days, next before the election and who shall not be eligible to vote elsewhere, shall be entitled to qualify and to vote for electors for President and Vice President of the United States, only, in such manner as the Legislature shall provide; and

(c) Any person registered as a voter in any election district of this State who has removed or shall remove to another State or to another county within this State and is not able there to qualify to vote by reason of an insufficient period of residence in such State or county, shall, as a citizen of the United States, have the right to vote for electors for President and Vice President of the United States, only, by Presidential Elector Absentee Ballot, in the county from which he has removed, in such manner as the Legislature shall provide.

Amend Article VIII, Section I, paragraph 1, to read as follows:

1. (a) Property shall be assessed for taxation under general laws and by uniform rules. All real property assessed and taxed locally or by the State for allotment and payment to taxing districts shall be assessed according to the same standard of value, except as otherwise permitted herein, and such real property shall be taxed at the general tax rate of the taxing district in which the property is situated, for the use of such taxing district.

(b) The Legislature shall enact laws to provide that the value of land, not less than 5 acres in area, which is determined by the assessing officer of the taxing jurisdiction to be actively devoted to agricultural or horticultural use and to have been so devoted for at least the 2 successive years immediately preceding the tax year in issue, shall, for local tax purposes, on application of the owner, be that value which such land has for agricultural or horticultural use.

Any such laws shall provide that when land which has been valued in this manner for local tax purposes is applied to a use other than for agriculture

or horticulture it shall be subject to additional taxes in an amount equal to the difference, if any, between the taxes paid or payable on the basis of the valuation and the assessment authorized hereunder and the taxes that would have been paid or payable had the land been valued and assessed as otherwise provided in this Constitution, in the current year and in such of the tax years immediately preceding, not in excess of 2 such years in which the land was valued as herein authorized.

Such laws shall also provide for the equalization of assessments of land valued in accordance with the provisions hereof and for the assessment and collection of any additional taxes levied thereupon and shall include such other provisions as shall be necessary to carry out the provisions of this amendment.

Amend Article VIII, Section I, paragraph 3, to read as follows:

3. Any citizen and resident of this State now or hereafter honorably discharged or released under honorable circumstances from active service, in time of war or of other emergency as, from time to time, defined by the Legislature, in any branch of the Armed Forces of the United States shall be entitled, annually, to a deduction from the amount of any tax bill for taxes on real and personal property, or both, in the sum of $50.00 or if the amount of any such tax bill shall be less than $50.00, to a cancellation thereof, which deduction or cancellation shall not be altered or repealed. Any person hereinabove described who has been or shall be declared by the United States Veterans Administration, or its successor, to have a service-connected disability, shall be entitled to such further deduction from taxation as from time to time may be provided by law. The widow of any citizen and resident of this State who has met or shall meet his death on active duty in time of war or of other emergency as so defined in any such service shall be entitled, during her widowhood, and while a resident of this State, to the deduction or cancellation in this paragraph provided for honorably discharged veterans and to such

further deduction as from time to time may be provided by law. The widow of any citizen and resident of this State who has had or shall hereafter have active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States and who died or shall die while on active duty in any branch of the Armed Forces of the United States, or who has been or may hereafter be honorably discharged or released under honorable circumstances from active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States shall be entitled, during her widowhood and while a resident of this State, to the deduction or cancellation in this paragraph provided for honorably discharged veterans and to such further deductions as from time to time may be provided by law.

Amend Article VIII, Section I, paragraph 4, to read as follows:

4. The Legislature may, from time to time, enact laws granting an annual deduction from the amount of any tax bill for taxes on the real property of any citizen and resident of this State of the age of 65 or more years residing in a dwelling house owned by him which is a constituent part of such real property but no such deduction shall be in excess of $80.00 and such deduction shall be restricted to owners having an income not in excess of $5,000.00 per year. Any such deduction when so granted by law shall be granted so that it will not be in addition to any other deduction or exemption to which the said citizen and resident may be entitled.

Amend Article IV, Section VI of the Constitution by adding thereto section 4 as follows:

4. The Legislature, in order to insure continuity of State, county and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate and continuing duty by legislation (1) to provide, prior to the occurrence of the emergency, for prompt and temporary succession to the powers and duties of public offices, of whatever

nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of such offices, and (2) to adopt such other measures as may be necessary and proper for insuring the continuity of governmental operations. In the exercise of the powers hereby conferred the Legislature shall in all respects conform to the requirements of this Constitution except to the extent that in the judgment of the Legislature to do so would be impracticable or would admit of undue delay.

PROPOSED AMENDMENTS TO THE 1947 CONSTITUTION THAT HAVE BEEN REJECTED

Proposed Amendments to the 1947 Constitution that have been Rejected

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PROPOSED AMENDMENT REJECTED

Amend Article VII, Section II, paragraph 2 to read as follows:

2. County clerks, surrogates and sheriffs shall be elected by the people of their respective counties at general elections. The term of office of county clerks, surrogates and sheriffs shall be 5 years. Whenever a vacancy shall occur in any such office, it shall be filled in the manner to be provided by law.

There shall be printed on each official ballot to be used at such general election, the following:

If you favor the proposition printed below make a cross (×), plus (+) or check (√) in the square opposite the word "Yes." If you are opposed thereto make a cross (×), plus (+) or check (√) in the square opposite the word "No."

	Yes.	Shall the amendment of Article VII, Section II, paragraph 2 of the Constitution to fix the terms of sheriffs at 5 years instead of 3 years, be approved?
	No.	

In any municipality in which voting machines are used, the question shall be placed upon the official ballots to be used upon the voting machines without the foregoing instructions to the voters and shall be voted upon by the use of such machines without marking as aforesaid.

Filed July 9, 1956.

New Jersey State Library

PROPOSED AMENDMENT REJECTED

Amend Article VII, Section I, paragraph 1 of the Constitution to read as follows:

1. Property shall be assessed for taxation under general laws and by uniform rules. All real property assessed and taxed locally or by the State for allotment and payment to taxing districts shall be assessed according to the same standard of value; and such real property shall be taxed at the general tax rate of the taxing district in which the property is situated, for the use of such taxing district. The Legislature may authorize the governing body of any municipality constituting a taxing district to establish a proportion of the standard of value at which such real property situate therein shall be assessed, and such proportion shall be uniformly applied to all such real property within the taxing district.

EXECUTIVE ORDERS

Executive Orders

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 14

I, RICHARD J. HUGHES, Governor, order and direct that beginning Monday, June 15, 1964, and continuing through Friday, September 4, 1964, all State offices shall close one half hour earlier than the regular closing hour. Except as may be prescribed by Directive of the Department Head with respect to employees of the Department, this Order shall not apply to employees assigned to work a 40-hour week or those employees engaged in field operations requiring attendance beyond the hours prescribed above, maintenance workers paid on an hourly basis or employees required to work shift assignments.

[SEAL] Given under my hand and seal this 26th day of May, in the year of Our Lord one thousand nine hundred and sixty-four, and in the Independence of the United States, the one hundred and eighty-eighth.

RICHARD J. HUGHES,
Governor.

...ENCE BILDER,
Secretary to the Governor.

EXECUTIVE ORDERS

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 15

I, RICHARD J. HUGHES, Governor, order and direct that Friday, July 3, 1964, be declared a holiday for State employees in observance of Independence Day.

Given under my hand and seal this 11th day of May, in the year of Our Lord one thousand nine hundred and sixty-four, and in the Independence of the United States, the one hundred and eighthy-eighth.

[SEAL]

RICHARD J. HUGHES,
Governor.

Attest:

LAWRENCE BILDER,
Acting Executive Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 16

I, RICHARD J. HUGHES, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the statutes of the State do hereby order and direct that

1. Friday, July 3, 1964 be a [illegible] the meaning and provisions of the Revised Statutes

[SEAL]

the United States, the one hundred and eighty-eighth.

RICHARD J. HUGHES,
Governor.

Attest:

LAWRENCE BILDER,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 17

WHEREAS, The Congress of the United States has enacted and the President has approved "The Economic Opportunity Act of 1964" (hereafter referred to as the "Anti-Poverty Act"); and

WHEREAS, The Anti-Poverty Act provides for the development of numerous State and local programs to combat poverty throughout the Nation; and

WHEREAS, The Anti-Poverty Act envisages a major role for State government in the war against poverty and makes provision for grants to the State to facilitate this role; and

WHEREAS, In New Jersey such programs, if they are to be effective, efficient and economical in operation, will require the co-ordination by the State of the various activities generated by the implementation of said act; and

WHEREAS, The several State Departments have existing responsibilities for co-operating with the Federal Government in many areas involving the Anti-Poverty Act; and

WHEREAS, The Anti-Poverty Act vests in the Governor the basic responsibility for reviewing and approving activities concerning said act to be undertaken within the State; and

WHEREAS, The President of the United States has indicated the great urgency for the prompt implementation of said act;

NOW, THEREFORE, I, RICHARD J. HUGHES, Governor of the State of New Jersey by virtue of the authority vested in me by the Constitution and by the statutes of this State do hereby order and direct:

1. There is hereby created the New Jersey Office of Economic Opportunity (hereinafter referred to as the "Office") which shall be a temporary office. The Office shall be under the supervision of a Director, appointed by the Governor, who shall participate in State government activities and attend all cabinet conferences. In addition to the Director, the Office shall consist of a Deputy Director appointed by the Governor and such other personnel as may be required by the Director to carry out the provisions of this Executive Order. The Director and the Deputy Director shall serve at the pleasure of the Governor. The Deputy Director, in the absence of the Director, shall have the powers and authority of the Director.

2. (a) The Office, by and through the Director, shall be responsible to the Governor for the implementation of the Anti-Poverty Act in the State of New Jersey and shall report directly to him. The Office shall co-ordinate all State activities and relations with appropriate Federal agencies in connection with the Anti-Poverty Act and shall be deemed to be the agent of the various State Departments and agencies which shall undertake any program or action in connection with the Anti-Poverty Act. Every State Department and agency shall co-ordinate its programs and activities with the Office and shall consult with and be advised by the Director in regard to the implementation of the Anti-Poverty Act.

(b) The Office, by and through the Director, shall co-operate with all local agencies in their preparation of programs under the Anti-Poverty Act and shall advise and help co-ordinate local efforts and encourage local participation in such programs.

(c) The Office, by and through the Director, shall advise the Governor as to the exercise of his statutory authority concerning the approval and disapproval of proposed contracts, agreements, grants, loans or other assistance under the various provisions of the Anti-Poverty Act.

(d) The Office, by and through the Director, shall be charged with the responsibility of preparing a long-range plan for the eradication of poverty in New Jersey. Such plan shall be prepared in cooperation with the various agencies of the Federal, State, county and local governments and with appropriate private groups and associations. The plan shall be continually updated and reports on its development and progress thereunder shall be made to the Governor not less than every six months during the duration of the Office's existence.

(e) The Office, by and through the Director, shall undertake a review of the State law to determine the extent to which existing laws permit full State participation in the programs created under the Anti-Poverty Act and shall report its findings and recommendations, if any, including its recommendations for State financial participation in such programs, to the Governor on or before January 1, 1965.

3. There is hereby created, as part of the Office, a Cabinet Co-ordinating Committee which shall assist the Director in co-ordinating State programs under the Anti-Poverty Act. The Committee shall consist of the Chief Executive Officer of the following departments: Agriculture, Conservation and Economic Development, Education, Health, Institutions and Agencies, and Labor and Industry. The Director shall be chairman of the Committee and it shall meet at his call.

In addition to the above-described departments, such other departments as shall request to par-

ticipate on the Committee or shall be requested to participate on the Committee by the Director shall be made a part thereof.

4. There is hereby created, as a part of the Office, a Citizens Council for Economic Opportunity. The Council shall be appointed by the Governor. The members of the Council shall be selected with a view to representing all of the areas which are the subject of the Anti-Poverty Act. The Council shall assist the Director in carrying out the provisions of this Executive Order and, more particularly, shall assist him to encourage and develop effective local participation in said programs.

[SEAL] Given, under my hand and seal this 8th day of October in the year of Our Lord, one thousand nine hundred and sixty-four, and of the Independence of the United States, the one hundred and eighty-ninth.

RICHARD J. HUGHES,
Governor.

Attest:

LAWRENCE BILDER,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 18

I, RICHARD J. HUGHES, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the statutes of this State do hereby order and direct that:

1. Friday, November 27, 1964 (the day following Thanksgiving Day) be declared an extra holiday for State employees.

Given, under my hand and seal this
[SEAL] 12th day of November, in the year of Our Lord, one thousand nine hundred and sixty-four, and of the Independence of the United States, the one hundred and eighty-ninth.

RICHARD J. HUGHES,
Governor.

Attest:

LAWRENCE BILDER,
Acting Secretary to the Governor.

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