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1942

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# ACTS

OF THE

**One Hundred and Sixty-sixth Legislature**

OF THE

STATE OF NEW JERSEY

AND

**Ninety-eighth Under the New Constitution**



**1942**

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The following laws, passed by the One Hundred and Sixty-sixth Legislature, are published in accordance with "An act for the publication of laws," passed June 13th, 1895, and "A supplement to the act entitled 'An act relative to statutes,' " approved March twenty-seventh, eighteen hundred and seventy-four, which supplement was approved February 4th, 1896.

The proclamations of the Governor follow. An index of all the laws, compiled in accordance with the act of 1895, completes the work.

JOSEPH A. BROPHY,  
*Secretary of State.*



MEMBERS  
OF THE  
One Hundred and Sixty-sixth Legislature  
OF NEW JERSEY

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<i>Bergen</i> .....	LLOYD L. SCHROEDER
<i>Burlington</i> .....	HOWARD EASTWOOD
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<i>Cape May</i> .....	I. GRANT SCOTT ( <i>President</i> )
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<i>Mercer</i> .....	CRAWFORD JAMIESON
<i>Middlesex</i> .....	JOHN E. TOOLAN
<i>Monmouth</i> .....	HAYDN PROCTOR
<i>Morris</i> .....	HAROLD A. PIERSON
<i>Ocean</i> .....	W. STEELMAN MATHIS
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## MEMBERS

7

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<i>Warren</i> .....	FRANCIS L. THOMPSON





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# LAWS

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# ACTS

PASSED BY THE

## One Hundred and Sixty-sixth Legislature

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### CHAPTER 1

AN ACT to amend and supplement “An act relating to taxation of railroads, and repealing chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes, chapter ninety-one of the laws of one thousand eight hundred and eighty-five, chapter two hundred seventy-five of the laws of one thousand eight hundred and eighty-six, chapter three hundred thirty-three of the laws of one thousand nine hundred and twenty-one, and chapter four hundred twenty-three of the laws of one thousand nine hundred and thirty-three,” approved July twenty-second, one thousand nine hundred and forty-one (P. L. 1941, c. 291), and amendments thereto.

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

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

Section 46  
amended.

46. Payments; due dates. The full amount of franchise tax assessed by the commissioner for the year one thousand nine hundred and forty-one shall

C. 54:29A-46.  
When  
franchise  
tax due.

accrue and be due and delinquent on March tenth, one thousand nine hundred and forty-two, and the full amount of franchise tax assessed by the commissioner in each year thereafter shall be due and delinquent on December first in each such year.

When property  
tax due.

On December first in each year, the full amount of property tax payable under this act shall be due and delinquent.

Payments.

All payments shall be made to the State Treasurer.

C. 54:29A-46.1  
How assessed  
tax paid.

2. Any taxpayer may pay the whole or any part of the franchise tax assessed for the year one thousand nine hundred and forty-one at any time prior to March tenth, one thousand nine hundred and forty-two, and the State Treasurer shall accept such payments and issue receipts therefor; *provided*, that if such franchise tax of any taxpayer shall be adjusted, corrected or revised, amounts heretofore or hereafter paid under this act shall be credited on account of such adjusted, corrected or revised tax, and if such payments should exceed the amount of such adjusted, corrected or revised tax, the excess shall be credited upon the taxes next legally levied and payable by such taxpayer.

Proviso.

3. This act shall take effect immediately.

Approved January 29, 1942.

CHARLES EDISON,  
*Governor.*

## CHAPTER 2

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*:

1. Section 43:21-19 of the Revised Statutes is amended to read as follows: Section amended.

43:21-19. As used in this chapter, unless the context clearly requires otherwise: Definitions:

(a) (1) "Annual payroll" means the total amount of wages payable by an employer (regardless of the time of payment) for employment during a calendar year. Annual payroll;

(2) "Average annual payroll" means the average of the annual payrolls of any employer for the last three or five preceding calendar years, whichever average is higher; *provided, however*, that only those wages be included on which employer contributions have been paid on or before January thirty-first of the calendar year for which the employer's contribution rate is computed. Average annual payroll;  
Proviso.

(b) "Benefits" means the money payments payable to an individual, as provided in this chapter, with respect to his unemployment. Benefits;

(c) The term "base year" means the first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year; *provided*, that no calendar quarter shall comprise a part of more than one base year. Base year;  
Proviso.

(d) "Benefit year" with respect to any individual means the three hundred sixty-four 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;

- Valid claim;** 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 the individual has fulfilled the condition imposed by subsection (e) of section 43:21-4 of this Title.
- Commission;** (e) "Commission" means the Unemployment Compensation Commission established by section 43:21-10 of this Title, and for purposes of this chapter any transaction or exercise of authority by the executive director shall be deemed to be performed by the commission.
- Contributions;** (f) "Contributions" means the money payments to the State unemployment compensation fund required by this chapter.
- Employing unit.** (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 first, one thousand nine hundred and thirty-six, 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 two 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.
- Single employment.**
- Contracting.** 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 employ-

ment; 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, 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.

Assumption.

Proviso.

(h) "Employer" means:

Employer:

(1) Any employing unit which for some portion of a day, but not necessarily simultaneously, in each of twenty 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, eight or more individuals (irrespective of whether the same individuals are or were employed in each such day);

What constitutes employing unit;

(2) Any employing unit 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;

Acquiring assets of another;

(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

Defining employer;

	employer under paragraph (1) of this subsection;
Combined units;	(4) Any employing unit which together with one or more other employing units, is owned or controlled (by legally enforceable means or otherwise), directly or indirectly by the same interests, or which owns or controls one or more other employing units (by legally enforceable means or otherwise), and which, if treated as a single unit with such other employing unit or interests, would be an employer under paragraph (1) of this subsection;
Exception;	(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 Title, ceased to be an employer subject to this chapter; or
Other units.	(6) For the effective period of its election pursuant to subsection (c) of section 43:21-8 of this Title any other employing unit which has elected to become fully subject to this chapter.
Employment:	(i) (1) "Employment" means service, including service in interstate commerce performed for remuneration or under any contract of hire, written or oral, expressed or implied.
Entire service;	(2) The term "employment" shall include an individual's entire service, performed within or both within and without this State if:
Localized;	(A) The service is localized in this State; or
When not localized;	(B) The service is not localized in any State but some of the service is performed in this State, and (i) the base of operation, 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 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.

As to contributions;

(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 if the individual performing such services is a resident of this State and the commission 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; *provided*, written objections on the part of a substantial proportion of such individuals affected are not presented to the commission within ten days following the filing of such election.

As to residence;

Proviso.

(5) Service shall be deemed to be localized within a State if

Localized service;

(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.

Temporary service;

(6) Services performed by an individual for remuneration shall be deemed to be employment subject to this chapter unless and until it is shown to the satisfaction of the commission that

Paid services;

(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

Free from control;

Outside  
service;

(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

Customary  
business.

(C) such individual is customarily engaged in an independently established trade, occupation, profession or business.

Exclusion:

(7) The term "employment" shall not include:

Farming;

(A) Agricultural labor;

Servant;

(B) Domestic service in a private home;

Mariner;

(C) Service performed as an officer or member of the crew of a vessel on the navigable waters of the United States;

Family  
service;

(D) Service performed by an individual in the employ of his son, daughter or spouse, and service performed by a child under the age of twenty-one in the employ of his father or mother;

Political  
service;

(E) 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;

Service out-  
side State;

(F) Service performed in the employ of any other State or its political subdivisions, or of the United States Government, or of an instrumentality of any other State or States or their political subdivisions or of the United States;

Communal  
service;

(G) Services performed in the employ of a corporation, community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, hospital, benevolent, philanthropic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

Fraternal  
service;

(H) 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;

(I) 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;

Building and loan service;

(J) Service, performed after June thirtieth, one thousand nine hundred and thirty-nine, with respect to which unemployment compensation is payable under the Railroad Unemployment Insurance Act (52 Stat. 1094).

Unemployment service;

(K) Service performed by agents of insurance companies, exclusive of industrial life insurance agents, or by agents of investment companies, who are compensated wholly on a commission basis.

Insurance agents.

(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.

Employment office.

(k) "Fund" means the unemployment compensation fund established by this chapter, to which all contributions required and from which all benefits provided under this chapter shall be paid.

Fund.

(l) "State" includes, in addition to the States of the United States of America, Alaska, Hawaii, and the District of Columbia.

State.

Unemploy- ment:	(m) Unemployment.
Part time;	(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.
Remuneration over \$3.00;	(2) The term remuneration, as used in this subsection, shall include only that part of the same which exceeds three dollars (\$3.00) for any one (1) week.
Week's unemployment.	(3) An individual's week of unemployment shall be deemed to commence only after his registration at an employment office, except as the commission may by regulation otherwise prescribe.
Administra- tion fund.	(n) "Unemployment compensation administra- tion fund" means the unemployment compensation administration fund established by this chapter, from which administrative expenses under this chapter shall be paid.
Wages.	(o) "Wages" means remuneration payable by employers for employment.
All com- pensation.	(p) "Remuneration" means all compensation payable for personal services, including commis- sions and bonuses and the cash value of all com- pensation payable in any medium other than cash.
Week.	(q) "Week" means such period or periods of seven consecutive calendar days ending at mid- night, as the commission may by regulation pre- scribe.
Calendar quarter.	(r) "Calendar quarter" means the period of three consecutive calendar months ending on March thirty-first, June thirtieth, September thir- tieth, or December thirty-first, excluding, however, any calendar quarter or portion thereof which oc- curs prior to January first, one thousand nine hun- dred and thirty-seven, or the equivalent thereof as the commission may by regulation prescribe.
Investment company.	(s) "Investment company" means any company as defined in paragraph 1.a of chapter three hun-

dred twenty-two of the laws of one thousand nine hundred and thirty eight, entitled "An act concerning investment companies, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'investment companies'."

2. This act shall take effect immediately.

Approved January 29, 1942.

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### CHAPTER 3

AN ACT concerning railroad franchise taxes.

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

1. The State Comptroller shall not draw and transmit his warrant upon the State treasury, in favor of the several county treasurers, for the amounts of the railroad franchise tax allotted to their several counties for any year before the day following the date upon which such franchise tax shall be due and delinquent.

C. 54:29A-76.  
Drawing and  
transmitting  
warrants.

2. This act shall take effect immediately.

Approved February 2, 1942.

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### CHAPTER 4

AN ACT concerning taxation, and supplementing chapter four of Title 54 of the Revised Statutes.

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

1. For the year one thousand nine hundred and forty-two, the State Tax Commissioner shall, on or before March twentieth, one thousand nine hun-

Tax com-  
missioner to  
estimate taxes  
payable.

Amount  
due taxing  
districts.

Amount  
certified to  
county board.

Deductions by  
county board.

dred and forty-two, estimate the entire amount of taxes payable from class II railroad property and one-half of the taxes payable from the franchise tax upon railroads, imposed under pamphlet laws of one thousand nine hundred and forty-one chapter two hundred ninety-one. Using the formula set forth in section twenty-four of pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one, the commissioner shall then estimate the amount which each taxing district in the State would be entitled to receive from said estimated taxes payable. The commissioner shall certify, on or before March twentieth, one thousand nine hundred and forty-two, to each county board of taxation his estimate of the amount which each taxing district in said county would be entitled to receive from said estimated taxes payable for the year one thousand nine hundred and forty-two.

2. In the year one thousand nine hundred and forty-two each county board of taxation, in fixing the amount to be levied in each taxing district for local purposes, shall deduct from the amount certified to it by said taxing district to be raised for local purposes in said taxing district the amount, if any, certified to it by the State Tax Commissioner as the estimated amount which said taxing district would be entitled to receive from the estimated taxes payable for the year one thousand nine hundred and forty-two from class II railroad property and one-half of the taxes payable from the franchise tax upon railroads, imposed under pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one.

3. This act shall take effect immediately.

Approved February 2, 1942.

## CHAPTER 5

AN ACT concerning county and municipal finances,  
and supplementing chapter two of Title 40 of  
the Revised Statutes.

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

1. In the budget of any county or municipality dedicated revenues anticipated during the fiscal year from any dog tax, dog license, solid fuel license, sinking fund for term bonds, bequest, escheat, Federal grant, or motor vehicle fine dedicated to road repairs, when the revenue is not subject to reasonably accurate estimate in advance, may be included in said budget by annexing to said budget a statement in substantially the following form:

C. 40:2-18.1.  
Dedicated  
revenues.

“The dedicated revenues anticipated during the year ..... from .....  
(here insert one or more of the sources above, as the case may be), are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute or other legal requirement.”

Anticipated  
revenues.

2. Dedicated revenues included in this manner shall be available for expenditure by the county or municipality as and when received in cash during the budget year.

C. 40:2-18.2.  
Use.

3. The inclusion of said dedicated revenues, as provided by this act, shall be subject to the approval of the Commissioner of Local Government and the commissioner, before approval, may require such explanatory statement or data in connection therewith as he deems advisable for the information of the public.

C. 40:2-18.3.  
Approval.

4. This act shall take effect immediately.  
Approved February 2, 1942.

## CHAPTER 6

AN ACT to amend the title of "An act concerning the payment of wages to employees, and amending section 34:11-4 of the Revised Statutes," approved January fifth, one thousand nine hundred and forty-two (P. L. 1941, c. 415), so that the same shall read "An act concerning the payment of wages to employees, and amending sections 34:11-4 and 34:11-6 of the Revised Statutes."

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

Title  
amended.

1. The title of "An act concerning the payment of wages to employees, and amending section 34:11-4 of the Revised Statutes," approved January fifth, one thousand nine hundred and forty-two, is amended to read "An act concerning the payment of wages to employees, and amending sections 34:11-4 and 34:11-6 of the Revised Statutes."

New title.

2. This act shall take effect immediately.  
Approved February 2, 1942.

## CHAPTER 7

AN ACT to provide for a standard of time in the State of New Jersey, and amending section 1:1-2.3 of the Revised Statutes.

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

Section  
amended.

1. Section 1:1-2.3 of the Revised Statutes is hereby amended to read as follows:

Standard time  
advanced.

1:1-2.3. The standard time of this State shall be one hour in advance of the time of the seventy-fifth



meridian west from Greenwich, and wherever time is named within this State, in any manner whatsoever, it shall be deemed and taken to be such standard time except where otherwise expressed.

2. This act shall take effect at two o'clock ante meridian on the ninth day of February, one thousand nine hundred and forty-two, and this act shall cease to be in effect six months after the termination of the present war or at such earlier date as the Congress of the United States shall by concurrent resolution or otherwise designate that the standard of time shall be returned to the mean astronomical time of the degree of longitude governing the standard of time for the first zone established pursuant to an act of Congress entitled "An act to save daylight and to provide standard time for the United States," approved March nineteenth, one thousand nine hundred and eighteen, as amended, and at two o'clock ante meridian of the last Sunday in the calendar month following the calendar month during which this act ceases to be in effect the standard time of this State shall be the time of the seventy-fifth meridian west from Greenwich, and thenceforth wherever time is named within this State, in any manner whatsoever, it shall be deemed and taken to be such standard time except where otherwise expressed.

Approved February 3, 1942.

1:1-2.3.  
Act effective.

Termination  
of act.

## CHAPTER 8

AN ACT for the punishment of crimes, and supplementing chapter one hundred forty-five of Title 2 of the Revised Statutes.

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

C. 2:145-6.1.  
Stealing  
rubber.

1. Any person who shall steal or take unlawfully any tire or tube, made wholly or partially of rubber or any substitute for rubber, which is suitable for use as a tire or tube on any automobile, truck, trailer, semitrailer, tractor, bus or motorcycle, shall be guilty of a high misdemeanor.

2. This act shall take effect immediately.

Approved February 14, 1942.

## CHAPTER 9

AN ACT concerning county and municipal finances.

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

Receiving  
budget.

1. The Commissioner of Local Government is hereby given authority, and it shall be his duty, to receive for examination and certification the budget of any county or municipality for the year one thousand nine hundred and forty-two not filed within the time limit prescribed by statute, even though such budget may not have been introduced or approved within the time limits prescribed; *provided*, such budget be accompanied by a statement setting forth the reason for such delay in introduction or approval within the statutory period. All actions subsequently taken by the Commissioner of

Proviso.

Subsequent  
approval.

Local Government and the county or municipality with respect to certification, public hearing and adoption are to be taken forthwith and as if the introduction, approval or filing was within the date prescribed by statute.

2. This act shall take effect immediately.

Approved February 14, 1942.

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## CHAPTER 10

AN ACT concerning taxation, and supplementing chapter four of Title 54 of the Revised Statutes.

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

1. All real and personal property used in the work and for the purposes of any association or organization, whether incorporated or unincorporated, organized for the purpose of furnishing volunteer aid to the sick and wounded of armies in time of war or for the purpose of continuing and carrying on a national and international system of relief in peacetime to mitigate the sufferings caused by pestilence, famine, fire, floods, or other great national calamities, or for both of said purposes, shall be exempt from taxation under this chapter, if the legal or beneficial ownership of such property is in such association or organization, and no part of such property is used for pecuniary profit.

C. 54:4-3.27.  
Certain property used for relief not taxable.

2. This act shall take effect immediately.

Approved February 14, 1942.

## CHAPTER 11

AN ACT to vest in George W. Schultz and Anna F. Schultz, his wife, of the city of Bordentown, in the county of Burlington and State of New Jersey, title to lands herein described which title escheated to the State of New Jersey.

Preamble. WHEREAS, One Elizabeth Moore died intestate a resident of the city of Bordentown, Burlington county, New Jersey, on the tenth day of August, one thousand nine hundred and forty, seized of a one-half interest in real estate located in the city of Bordentown, county of Burlington and State of New Jersey; and

Preamble. WHEREAS, The said Elizabeth Moore left no next of kin or relatives capable of taking her interest in said real estate; and

Preamble. WHEREAS, By reason thereof title to the said real estate with respect to the interest of the said Elizabeth Moore escheated to the State of New Jersey; and

Preamble. WHEREAS, Notwithstanding said escheat, Charles H. Chew, the administrator of the Estate of Elizabeth Moore, deceased, on notice to the Attorney-General of the State of New Jersey, sold said real estate to pay debts of Elizabeth Moore, deceased, and George W. Schultz and Anna F. Schultz, his wife, purchased the same for a cash payment of two hundred seventy dollars (\$270.00) made to said administrator and by the assumption of all encumbrances against said real estate; and

Preamble. WHEREAS, The sale of the said lands by the said Charles H. Chew, administrator of the Estate

of Elizabeth Moore, deceased, to the said George W. Schultz and Anna F. Schultz, his wife, was made upon order of the Burlington county orphans' court and confirmed by an order of the said court made on the eleventh day of December, one thousand nine hundred and forty-one; therefore

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

1. There is hereby conveyed, set over, transferred and assigned to and vested in George W. Schultz and Anna F. Schultz, his wife, of the city of Bordentown, in the county of Burlington and State of New Jersey, all right, title and interest of the State of New Jersey in and to certain lands bounded and described as follows:

Certain land conveyed by New Jersey.

Being all that certain tract or parcel of land hereinafter particularly described, situate, lying and being in the city of Bordentown, in the county of Burlington and State of New Jersey, bounded and described as follows: BEGINNING at a stake eleven feet no inches from a stone monument being corner of Aaron Dillon's and George W. Swift's land and runs (1) south thirty-seven degrees east, one hundred and thirty-nine feet five inches to a stake in the corner of Chestnut Street (proposed new street) and thence running (2) along center line of said proposed new street south eighty-two degrees west, one hundred and seventy-one feet five inches to a stake at the end and on the center line of Chestnut Street; thence (3) along line of Hobart Bruker's land north thirty-seven degrees west fifty-two feet and seven inches to a stake corner of Bruker and George W. Swift's land; thence (4) along Swift's land north fifty-two degrees east one hundred and fifty feet seven inches to the place of beginning.

Boundaries of vested land.

Being the same lands as conveyed by Charles H. Chew, administrator of the Estate of Elizabeth Moore late of the City of Bordentown, in the County of Burlington and State of New Jersey to

George W. Schultz and Anna F. Schultz, his wife, by deed bearing date the sixteenth day of December, nineteen hundred and forty-one and recorded in the Burlington County Clerk's office in Book 939 of Deeds at page 449.

Approved February 14, 1942.

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## CHAPTER 12

### AN ACT concerning municipal finances.

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

Emergency  
declared by  
resolution.

Emergency  
appropriation.

Proviso.

Amount  
included  
in budget.

1. In the year one thousand nine hundred and forty-two before the final adoption of the budget of any municipality, said municipality may, by resolution declaring the existence of an emergency brought about by the present war, adopted by a vote of two-thirds of all of the members of the governing body, make any emergency appropriations for any purposes connected with the war; *provided*, such resolution receives the approval of the Commissioner of Local Government. The amount of all such appropriations shall be included in the budget of such municipality as finally adopted or, if too late for inclusion in the final budget, shall be certified to the county board of taxation and included by said county board of taxation in the amount to be raised by taxation for purposes of the taxing district.

2. This act shall take effect immediately.

Approved February 14, 1942.

## CHAPTER 13

AN Act appropriating two hundred seventy-five thousand dollars (\$275,000.00) to the New Jersey State Guard.

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

1. In addition to any appropriations heretofore made to or for the New Jersey State Guard, there is hereby appropriated the sum of two hundred seventy-five thousand dollars (\$275,000.00) out of the general State fund to the New Jersey State Guard for the purpose of providing for pay, maintenance and expenses of the New Jersey State Guard, which appropriation shall be available until July first, one thousand nine hundred and forty-two.

Additional  
appropriation  
for State  
Guard.

2. There is hereby appropriated from the State Highway fund for transfer to the general State fund the sum of two hundred seventy-five thousand dollars (\$275,000.00) for the purpose of providing the amount appropriated in section one of this act.

Transfer  
of funds.

3. In order to make the amount of this appropriation or any part thereof available to the New Jersey State Guard the Quartermaster-General shall first submit to the Governor through the Secretary of Defense a written application setting forth the amount desired and the purpose for which it is desired. The Governor shall determine whether or not the whole or any part of such application shall be approved and he shall notify the Comptroller of his decision in writing, whereupon the Comptroller shall place any amount or amounts so approved to the credit of the proper item or items as designated in the application.

Application  
for amount  
desired.

Governor's  
approval.

4. This act shall take effect immediately.

Approved February 14, 1942.

## CHAPTER 14

AN ACT concerning the ascertainment and payment of compensation for property condemned or taken for public use in certain cases and the right to enter into possession of said property so taken or condemned, and supplementing Title 20 of the Revised Statutes.

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

C. 20:1-3.1.  
Acquiring land  
by condemna-  
tion for de-  
fense purposes.

Money  
required.

Right of entry.

Order for  
payment.

Possession.

1. Whenever the State or any commission, official, board or body thereof or any county or municipality shall determine to acquire lands, easements, rights-of-way or other property to be used by the United States of America, the State of New Jersey or said county or municipality, for furthering national or State Defense, by condemnation pursuant to Title 20 of the Revised Statutes, and shall state in its petition for condemnation, in said proceedings, the sum of money estimated by said petitioner to be just compensation for the lands so to be taken and that it is necessary for furthering national or State Defense that said petitioner enter into possession of said lands, easements, rights-of-way or other property immediately, which statements shall be verified in the same manner as the other allegations of said petition, the Justice of the Supreme Court or judge of the circuit court, to whom the said petition is presented, on the application for the appointment of commissioners, in said proceeding, may order that said sum of money may be paid into the Court of Chancery to be held and disposed of for the purposes of and in the manner provided by this act, and that immediately upon the payment of said sum of money into the Court of Chancery the State or said commission, official, board or body thereof or said county or municipality may enter upon and take possession



of said lands, easements, rights-of-way or other property for the purposes for which the same were determined to be taken, and that notice of said payment of said sum into the Court of Chancery shall be given to the owners, occupants and persons interested in the same manner as is required by section 20:1-3 of the Revised Statutes as to notice of hearing of the petition.

Notice given  
owners.

2. Said sum of money shall be paid into the Court of Chancery by order of the Chancellor on petition addressed to him to which petition shall be annexed a copy of the petition in condemnation.

C. 20:1-3.2.  
Money paid  
into chancery.

3. Upon the making of said order by said justice or judge and the payment of said sum of money into the Court of Chancery, the State or said commission, official, board or body thereof or said county or municipality may enter upon and take possession of said lands, easements, rights-of-way or other property for the purposes for which the same were determined to be taken, and such entry upon and taking possession of said lands, easements, rights-of-way or other property shall constitute a waiver of the right of the State or said commission, official, board or body thereof or said county or municipality to abandon the proceedings taken to condemn the same, then or thereafter.

C. 20:1-3.3.  
Entry.

Waiver  
of right.

4. The amount of the award made in said condemnation proceedings either by the report of the commissioners therein or by final judgment entered in any proceeding on appeal from the report of the commissioners, as the case may be, shall be payable out of the fund so paid into the Court of Chancery, which shall be distributed, among the claimants thereto, upon petition addressed to the Chancellor, in the same manner as payment and distribution is made of moneys paid into the Court of Chancery in proceedings in condemnation, pursuant to Title 20 of the Revised Statutes, and the report of the commissioners filed or the final judgment entered in any proceedings on appeal from such report in the proceedings for condemnation, as the case may be, shall be plenary evidence of

C. 20:1-3.4.  
Payment  
of award.

Manner of  
payment.

Evidence  
of right.

the right of the owners, occupants and persons interested to recover the amount awarded thereby first out of said fund so deposited in the Court of Chancery.

C. 20:1-3.5.  
Recovery of  
excess of  
award.

5. If the amount of said award shall exceed the amount of said fund, the said report of the commissioners or said final judgment, as the case may be, shall be plenary evidence of the right of the owners, occupants and persons interested to recover the amount of the excess of said award, over and above the amount of said fund, with interest and costs, in an action upon contract in any court of competent jurisdiction to be instituted against the petitioner after neglect to pay the same into the Court of Chancery for twenty days after the time of the filing of said report or the entry of said final judgment, as the case may be, but shall not be enforceable as a lien upon the lands, easements, rights-of-way or other property taken and any improvements thereon.

C. 20:1-3.6.  
Notice of  
payment of  
excess.

6. Written notice of the payment of any such excess with interest and costs into the Court of Chancery shall be given to the owners, occupants and persons interested in the same manner as is required by section 20:1-15 of the Revised Statutes in cases where the entire award is paid into said court.

C. 20:1-3.7.  
Pro rata  
distribution.

7. In event that the amount of said fund shall be less than the amount of said award, and said excess, with interest and costs, shall not be paid into the Court of Chancery, as hereinbefore provided, distribution of said fund shall be made pro rata to the various claimants thereto according to their various claims, as allowed by the Court of Chancery, and the Court of Chancery shall by its order, at the same time, determine the amounts payable to each of such claimants out of such excess, with interest and costs, which determination shall be conclusive evidence of the rights of the claimants therein.

Payment to  
claimants.

8. In the event that the amount of said award, with interest and costs, shall be less than the fund so paid into the Court of Chancery the excess of said fund shall be repaid to the State or said commission, official, board or body thereof or said county or municipality by order of the Chancellor upon the petition of the State or said commission, official, board or body thereof or said county or municipality.

C. 20:1-3.8.  
Repayment.

9. In event that all of the owners, occupants and persons interested shall agree in writing, duly acknowledged, to accept the said sum so deposited in the Court of Chancery as full compensation for said lands, easements, rights-of-way or other property, said agreement in writing shall be conclusive evidence of the value of said lands, easements, rights-of-way or other property for the purposes of said award and conclusive evidence of the right of said owners, occupants and persons interested to receive said fund upon the making of said award.

C. 20:1-3.9.  
Acknowledgment of full compensation.

10. The provisions of this act shall not be construed to prevent any municipality from retaining from or recovering out of any moneys paid by it into the Court of Chancery, under the provisions of this act, any sum or sums due to such municipality, for taxes or other municipal liens or charges against any property taken in condemnation.

C. 20:1-3.10.  
Rights preserved.

11. This act shall take effect immediately.

Approved February 14, 1942.

## CHAPTER 15

AN Act to amend and supplement "An act creating the New Jersey Defense Council and defining its powers and duties and prescribing penalties for violations," approved December twenty-first, one thousand nine hundred and forty (P. L. 1940, c. 238), as said Title was amended by pamphlet laws of one thousand nine hundred and forty-one, chapter one hundred seventy-nine.

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

Section 2  
amended.

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

C. App. A:9-2.  
Chairman  
of Defense  
Council.

2. Upon the passage of this act the Governor shall appoint the State Budget Commissioner or such other suitable person as he may designate to be chairman of the New Jersey Defense Council who shall be ex officio a member of said council.

Term.

Quorum.

The chairman shall hold office at the will of the Governor. Ten members of the New Jersey Defense Council shall constitute a quorum and action may be taken by the concurring vote of a majority of those present. In order to effectuate the purpose of this act, the New Jersey Defense Council may authorize its chairman to act as its executive officer and may delegate to him such of its powers, as may be necessary or appropriate, to carry on the activities of the council between the meetings of said council.

Executive  
officer.

Powers.

C. App. A:9-5.1  
Monthly  
report.

2. The chairman of the New Jersey Defense Council shall file a written report on the first day of each and every month with the Governor and the Legislature which report shall set forth the activities and accomplishments of the said council during the preceding month.

3. This act shall take effect immediately.

Approved February 16, 1942.

## CHAPTER 16

AN ACT to amend "An act making an appropriation to the New Jersey Defense Council," approved June third, one thousand nine hundred and forty-one (P. L. 1941, c. 183).

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

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

Section 1  
amended.

1. There is hereby appropriated to the New Jersey Defense Council the sum of five hundred thousand dollars (\$500,000.00) out of the general State fund, which appropriation shall be available until June thirtieth, one thousand nine hundred and forty-two.

Appropriation  
to Defense  
Council.

2. This act shall take effect immediately.  
Approved February 18, 1942.

## CHAPTER 17

AN ACT to amend "An act to amend and supplement 'An act relating to taxation of railroads, and repealing chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes, chapter ninety-one of the laws of one thousand eight hundred and eighty-five, chapter two hundred seventy-five of the laws of one thousand eight hundred and eighty-six, chapter three hundred thirty-three of the laws of one thousand nine hundred and twenty-one, and chapter four hundred twenty-three of the laws of one thousand nine hundred and thirty-three,' approved July twenty-second, one thousand nine hundred and forty-one (P. L. 1941, c. 291), and amendments thereto," approved January twenty-ninth, one thousand nine hundred and forty-two (P. L. 1942, c. 1).

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

Section 1  
amended.

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

C. 54:29A-46.  
When franchise tax due.

46. Payments; due dates. The full amount of franchise tax assessed by the commissioner for the year one thousand nine hundred and forty-one shall accrue and be due and delinquent on May fifth, one thousand nine hundred and forty-two, and the full amount of franchise tax assessed by the commissioner in each year thereafter shall be due and delinquent on December first in each such year.

Property  
tax due.

On December first in each year, the full amount of property tax payable under this act shall be due and delinquent.

Payments.

All payments shall be made to the State Treasurer.

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

2. Any taxpayer may pay the whole or any part of the franchise tax assessed for the year one thousand nine hundred and forty-one at any time prior to May fifth, one thousand nine hundred and forty-two, and the State Treasurer shall accept such payments and issue receipts therefor; *provided*, that if such franchise tax of any taxpayer shall be adjusted, corrected or revised, amounts heretofore or hereafter paid under this act shall be credited on account of such adjusted, corrected or revised tax, and if such payments should exceed the amount of such adjusted, corrected or revised tax, the excess shall be credited upon the taxes next legally levied and payable by such taxpayer. C. 54:29A-46.1. Payments by taxpayer. Proviso.

3. This act shall take effect immediately.

Approved March 10, 1942.

## CHAPTER 18

AN ACT concerning elections, and supplementing Title 19 of the Revised Statutes and repealing chapter thirty-five of Title 19 of the Revised Statutes; and repealing "An act to regulate elections, and supplementing Title 19 of the Revised Statutes, and making an appropriation therefor," approved September twenty-third, one thousand nine hundred and forty (P. L. 1940, c. 194); and repealing "An act to regulate elections and to enable persons absent for active military service during a period of national emergency to vote at certain municipal elections, and supplementing Title 19 of the Revised Statutes and chapter one hundred ninety-four of the laws of one thousand nine hundred and forty," approved April fourteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 44); and repealing "An act to regulate elections, and supplementing Title 19 of the Revised Statutes," approved August eleventh, one thousand nine hundred and forty-one (P. L. 1941, c. 361).

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

C. 19:54-25.  
To whom  
act applies.

1. In time of war or whenever any other national emergency exists whereby, in the judgment of the President of the United States and the Governor of this State, or pursuant to the terms of any statute of the United States or a statute of the State of New Jersey, it may become necessary to concentrate, either within or without this State in active service in the military forces of this State or of the United States, citizens of this State who



are legally qualified voters herein, this act shall apply.

2. When such a national emergency exists other than war the Governor shall file an order with the Secretary of State, which order shall set out the nature of such emergency and direct that the provisions of this act be enforced. Thereupon the Secretary of State shall transmit to each county clerk, to the superintendents of election in counties of the first class and to the respective county boards of elections copies of this act and of the order filed with the Secretary of State as aforesaid.

C. 19:54-26.  
Nature of  
emergency.

County  
notification.

3. The purpose of this act is to afford every legally qualified voter of this State who is in active service in the military forces of this State or of the United States the opportunity to vote in any primary, general or special election held in this State or in any subdivision thereof, notwithstanding the fact that such person may be absent on said election day from the election district in which he resides, whether such person is within or without this State, or within or without the United States. Any person shall be deemed to be in active service in the military forces of this State or of the United States if actually in active service as a member of the National Guard, or any branch or department of the Army or Navy or Marine Corps of the United States.

C. 19:54-27.  
Purpose  
of act.

4. Not later than forty days prior to any election of this State or any subdivision thereof, the Adjutant-General of New Jersey shall furnish to the clerks of the various counties of this State the names and post-office addresses of every qualified elector of this State in active service in the military forces in this State or of the United States as aforesaid.

C. 19:54-28.  
Addresses of  
qualified electors  
in services  
furnished.

5. Not later than twenty-five days prior to any such election the county clerk shall forward by mail to each person in such active service as aforesaid, a ballot conveniently prepared, upon which ballot shall be printed the names of the candidates

C. 19:54-29  
Ballot mailed.

to be voted upon at said election, for any public office and upon any county or municipal question submitted at such election. In the preparation of the ballot the county clerk, except as hereinafter provided, shall likewise provide thereon sufficient space wherein the voter may vote for or write in his personal choice for any public office to be filled at said election.

C. 19:54-30.  
Form of  
ballot.

6. The form of the ballot shall be substantially the same as used at the primary, municipal, general or special elections, as the case may be.

C. 19:54-31.  
Instructions.

7. The county clerks shall send with each ballot either a printed copy of this act or printed directions for voting and transmitting of the ballot as required by this act. The county clerks shall also send with each ballot, mailed as aforesaid to each qualified elector of this State in active service in the military forces of this State or of the United States, two envelopes, the outer one of which shall be addressed to the county board of elections of the county in which said elector last resided before becoming actively engaged in military service and shall contain a space upon the back thereof for the name of the military organization to which such person belongs and the home address in which such person is entitled to vote, and also have printed thereon a certification or declaration by the voter that he is a citizen of the United States, that he has been a resident of the State of New Jersey for one year and of the county in which he is casting his vote for a period of five months. The inner envelope shall be plain and shall contain no marks whatsoever.

C. 19:54-32.  
Names  
supplied.

8. At least eighteen days prior to any such election the county clerks shall in writing under oath certify to the Commissioners of Registration in all counties having permanent registration and to the county boards of elections in other counties the names and addresses of qualified electors to whom ballots have actually been mailed as directed in this act. The Commissioners of Registration in all counties, upon the receipt of such information

Names  
transferred to  
military files.

from the county clerk, shall remove the names of such qualified electors from the permanent registration binders, if said names appear therein, and retain such names in a special file designated "Military File."

9. Any legally qualified voter who is unable to vote at any election in the election district in which he resides because of absence from such election district due to his being in military service shall be entitled to fill in any ballot forwarded to him, as herein provided, on or before the time for the holding of any election contemplated by this act, it being the intent and meaning of this act that all such ballots shall be so cast that they may be counted and canvassed by the respective county boards of elections on the day of the holding of any general, primary, municipal or special election. Such ballot after having been prepared by the voter shall be placed in the inner envelope, which envelope shall then be sealed and placed in the outer envelope to which reference has been made. Such voter shall then write upon the back of the outer envelope, in the space left therefor, the name of the military organization to which he belongs and the home address from which he is entitled to vote and also a statement as follows:

C. 19:54-33.  
Preparation  
of ballot by  
soldier.

Ballot included  
in canvass.

Indorsement  
of envelope.

"I certify that I am a duly qualified elector  
of the State of New Jersey and that I reside  
at \_\_\_\_\_ in the  
\_\_\_\_\_ of  
in the county of \_\_\_\_\_,  
and that I am entitled to vote at the election  
held in the \_\_\_\_\_, on  
the \_\_\_\_\_ day of \_\_\_\_\_,  
19 \_\_\_\_\_,"

Statement.

beneath which he shall sign his name in his own handwriting. Such certificate shall be witnessed by any commissioned officer.

10. All ballots authorized to be cast by virtue of the provisions hereof shall be mailed to the respective county boards of elections in the envelopes

C. 19:54-34.  
Ballot mailed.

**Ballot counted.** authorized to be used under this act. All ballots received by the county boards prior to the time designated for the closing of the polls for any election hereunder shall be counted.

C. 19:54-35.  
Verification.

11. The county boards of elections shall promptly after receiving any ballot make such investigation as may be necessary to ascertain whether or not the persons whose names appear on the outside of the outer envelopes are legally qualified voters actually entitled to vote at such election. Should any dispute arise as to whether any such person is entitled to vote or should any dispute arise as to how any ballot shall be counted the county board shall refer the matter to the court of common pleas for determination.

C. 19:54-36.  
In case of  
discharge  
from service.

12. Any elector who has been in such service, but who has been honorably discharged from such service subsequent to the last registration day for such election, may in municipalities not having permanent registration vote upon exhibiting to the proper district board of registry and election a certificate showing his honorable discharge from such service. In municipalities having permanent registration such elector shall fill out an emergency voting form at the office of the Commissioner of Registration if he has been previously permanently registered, and upon presentation of such emergency voting form to the proper district board of registry he shall be permitted to vote. In the event that he has not been permanently registered upon exhibiting his honorable discharge to the Commissioner of Registration such commissioner shall permit such honorably discharged elector to register notwithstanding any provisions contained in Title 19 prohibiting the taking of registrations at such time.

Emergency  
voting form.

As to  
registering.

C. 19:54-37.  
Procedure  
in handling  
envelopes.

13. On the day of such election the county boards of elections, except in the case of those ballots which such county boards of elections or the court of common pleas has rejected, shall remove the outer envelopes in which the ballots are contained and keep them for a period of one year, at the

expiration of which time they shall be destroyed. After removing the outer envelopes the county boards of elections shall then remove the inner envelopes in which the ballots are contained and then proceed to count and canvass the votes cast on said ballots.

Immediately after the canvass is completed the county boards of elections shall certify the result of said canvass to the county clerk or in case of municipal elections to the municipal clerk. Said certification shall show the results of the canvass by ward and district.

Certifying  
result.

The county boards of elections shall keep for a period of one year all of the aforesaid ballots counted by them and all of the outer envelopes, together with their contents, which have not been opened because the county board or the court of common pleas has rejected them.

Retaining  
ballots and  
envelopes.

14. On the fortieth day prior to any election in and for a municipality only, the county clerk of each county shall certify to the municipal clerk of the municipality in which such municipal election is to be held the names and addresses of qualified electors to whom ballots will be mailed as directed in this act.

C. 19:54-38.  
Certification  
to municipal  
clerk.

The municipal clerk shall have printed and furnish to the county clerk not later than twenty-eight days preceding such election one and one-fifth times as many ballots as there are names of qualified voters on said list furnished him by the county clerk of electors in military service.

Number of  
ballots  
supplied.

15. All necessary expense incurred in carrying out the provisions of this act in connection with an election held in and for a municipality only shall be paid by the municipality.

C. 19:54-39.  
Expenses.

16. Chapter thirty-five of Title 19 of the Revised Statutes, being sections 19:35-1 to 19:35-18, inclusive, and "An act to regulate elections, and supplementing Title 19 of the Revised Statutes, and making an appropriation therefor," approved September twenty-third, one thousand nine hundred and forty, and "An act to regulate elections and

C. 19:54-40.  
Chapters  
repealed.

to enable persons absent for active military service during a period of national emergency to vote at certain municipal elections, and supplementing Title 19 of the Revised Statutes and chapter one hundred ninety-four of the laws of one thousand nine hundred and forty," approved April fourteenth, one thousand nine hundred and forty-one, and "An act to regulate elections, and supplementing Title 19 of the Revised Statutes," approved August eleventh, one thousand nine hundred and forty-one, are repealed.

17. This act shall take effect immediately.  
Approved March 16, 1942.

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## CHAPTER 19

AN ACT concerning municipalities governed under the commission form of government law, and amending sections 40:75-3 and 40:75-8 of the Revised Statutes.

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

Section  
amended.

1. Section 40:75-3 of the Revised Statutes is amended to read as follows:

Names of  
candidates  
filed.

40:75-3. The names of the candidates for commissioners shall be filed with the municipal clerk in the manner and form and under the conditions set forth in this section and sections 40:75-4 and 40:75-5 of this Title; said filing to be at least forty days prior to such municipal election. The petition of nomination shall consist of individual certificates equal in number to at least one-half of one per centum ( $\frac{1}{2}$  of 1%) of the entire vote cast at the last preceding general election, but in no event less than twenty-five.

Petition of  
nomination.

Each certificate shall be a separate paper and shall contain the name of but one signer and the name of but one candidate. No signer shall, at the time of filing the certificate, have signed more certificates for candidates for that office than there are places to be filled. If an elector has signed two or more conflicting certificates all such certificates shall be rejected.

Separate  
certificates.

2. Section 40:75-8 of the Revised Statutes is amended to read as follows:

Section  
amended.

40:75-8. Any candidate whose name is to be printed on the ballot may petition the municipal clerk to print opposite his name on the ballot, a designation, in not more than six words, as named by him in such petition, for the purpose of indicating either an official act or policy to which he is pledged or committed, but the designation shall not indicate political party affiliations. On the filing of such petition the clerk shall cause the designation to be printed opposite the name of such candidate upon the ballot. If several candidates for the same office shall petition that their names be grouped together and that the one designation named by them shall be printed opposite their names, the clerk shall group their names in a bracket, and opposite the bracket shall print the said designation as aforesaid. Petitions requesting a designation or grouping of candidates shall be filed with the clerk within three days following the last day fixed for filing the petition for nomination. If two candidates or groups select the same designation the clerk shall notify the candidate or group whose petition was last filed, and such candidate or group shall select a new designation.

Candidate's  
designation.

Grouping.

When filed.

No duplication  
of designation.

3. This act shall take effect immediately.

Approved March 16, 1942.

## CHAPTER 20

AN ACT concerning elections in municipalities governed under the commission form of government law, and repealing section 40:75-13 of the Revised Statutes.

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

Section  
repealed.

1. Section 40:75-13 of the Revised Statutes is repealed.

2. This act shall take effect immediately.

Approved March 16, 1942.

## CHAPTER 21

AN ACT concerning the recording of unrecorded births, and amending section 26:8-38 of the Revised Statutes.

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

Section  
amended.

1. Section 26:8-38 of the Revised Statutes is amended to read as follows:

Recording  
births:

26:8-38. The birth of any child which has occurred or which may hereafter occur and which is not recorded in the bureau of vital statistics, as required by this chapter, may be recorded in the bureau as follows:

Certificate by  
attendant;

a. By filing in the bureau a certificate over the signature of the physician or midwife who attended the birth or over the signature of the father or mother of the child.



b. When it is impossible to secure the signature of any of the persons named, the certificate may be signed by any person who has definite knowledge of the facts concerning the birth or by the person whose birth is being reported, provided substantiating documentary proof is submitted and noted upon the certificate by the person before whom the affidavit is taken.

Proof;

c. In every case the certificate shall be accompanied by an affidavit attesting the correctness of the information given therein, which affidavit shall be a part of the record of the birth. A copy of the affidavit shall accompany each certified copy of any record of the birth issued by the State Registrar.

Affidavit as  
to correctness;

d. The affidavit (1) if taken in New Jersey, shall be taken before a circuit court judge, a judge of a court of common pleas, a district court judge, a county clerk or a deputy county clerk of the county where the birth occurred or where the person making the affidavit resides or, (2) if taken in some other State of the United States or territory thereof or in the District of Columbia shall be taken before a judge of any of the United States courts or a judge of any court of record having jurisdiction in the place where the affidavit is taken, or, (3) if taken in any foreign kingdom, State, nation or colony shall be taken before a public ambassador, minister, consul, vice consul, consular agent, charge d'affaires or other representative of the United States for the time being, to or at any such foreign kingdom, State, nation or colony; *provided, however,* that the affidavit may be taken in New Jersey by any secretary or sergeant-at-arms of any circuit court judge, or of any judge of the court of common pleas, or by the clerk of a district court of the county where the birth occurred or where the person making the affidavit resides, if prior thereto, the circuit court

Before whom  
affidavit taken.

Proviso.

judge, the judge of the court of common pleas or the district court judge shall have filed with the State Registrar of Vital Statistics a certificate setting forth that such secretary, sergeant-at-arms or clerk, as the case may be, has been designated by him to take such affidavits, and all oaths, affirmations and affidavits required to be made or taken by this section or necessary or proper to be made or taken by this section may be made and taken before any such secretary, sergeant-at-arms or clerk, when so designated.

Proof  
required.

The bureau or any local registrar may require proof of the correctness of the information in a certificate and may refuse to accept a certificate which appears to contain false or insufficient information.

Falsifying.

Any person knowingly submitting a certificate pursuant to this section containing incorrect particulars regarding a birth, shall be subject to a penalty of not more than five hundred dollars (\$500.00) to be recovered with costs in a summary proceeding in the name of the State department.

Penalty.

2. This act shall take effect immediately.

Approved March 16, 1942.

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## CHAPTER 22

### AN ACT concerning the State Highway Department.

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

C. 27:7-21.1.  
Restoring well  
supplying  
potable water  
by road  
department.

1. Whenever the construction of a State highway shall result in the destruction of a well used for potable water supply upon private property, which well gave an adequate and satisfactory sup-

ply of water prior to the construction of the said State highway, and whenever the State Highway Engineer shall determine that the construction of the said State highway was the sole cause of the destruction of the well and that it is necessary to construct a new well and shall evidence such determination by a proper certificate so stating, the State Highway Commissioner, in order to relieve the owner of a serious hardship, is authorized to pay such part of the cost of constructing a new well as, in the opinion of the State Highway Commissioner, the principles of right and justice may require. The State Highway Commissioner is authorized to make such payment only in the event that a new well is actually constructed and under no circumstance shall he authorize any payment in excess of the actual cost of constructing the new well. Any funds heretofore or hereafter appropriated to the State Highway Department for the purpose of acquiring right of way may be used to make payments under this act. When several wells have been destroyed by the same State highway construction and the State Highway Commissioner deems it to be in the best interests of the State, the State Highway Commissioner is authorized to enter into a contract or contracts for the purpose of actually constructing new wells for the property owners affected. Chapter thirty-four of Title 52 of the Revised Statutes shall apply to any contracts which may be let for the construction of any well under this act. The judgment of the State Highway Commissioner on the question of whether or not any compensation shall be made under this act shall be final.

Partial  
payment.

Authorized  
payment.

In case of  
several wells.

Law  
applicable.

Final  
judgment.

2. Nothing contained in this act shall be construed to apply to any case where a part of the lands of a property owner upon which a well is located has been taken for the construction of the State highway which is claimed to be responsible for the damage. Nothing contained in this act shall be construed to apply to any well that does not go dry within three months from the date of

C. 27:7-21.2.  
Exceptions.

Commissioner  
limited.

the excavation alleged to have caused the damage, or to any well located more than three hundred feet from the right of way line of the State highway in question, or to any well that was not in existence at the time that the contract was let for the construction of the State highway in question. The State Highway Commissioner is not empowered to make payment on any claim that is predicated upon the destruction of any well or wells prior to January first, one thousand nine hundred and forty-one.

3. This act shall take effect immediately.

Filed March 16, 1942.

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### CHAPTER 23

AN ACT concerning child labor and compulsory education, establishing a State Commission on Student Service and defining its powers and duties and making an appropriation therefor, and supplementing "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 twenty-fifth, one thousand nine hundred and forty (P. L. 1940, c. 153).

Preamble.

WHEREAS, The enactment of the act to which this act is a supplement (P. L. 1940, c. 153) and of chapter one hundred fifty-four of the laws of one thousand nine hundred and forty limiting and regulating child labor in this State and strengthening educational standards marked a great social gain in this State and,

WHEREAS, By reason of war conditions and the inadequacy of labor supply in certain pursuits it has become necessary to provide for the suspension of certain provisions of these acts and of article two of chapter fourteen of Title 18 of the Revised Statutes, relating to compulsory education, during the war emergency but without impairment of their essential protective features;

Preamble.

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

1. "State commission" as used in this act shall mean the State Commission on Student Service hereinafter established.

C. 34:2-21.23.  
State  
commission.

"Student" as used in this act shall mean any minor of the age of fourteen years or more who is required to attend or is attending school in this State.

Student.

"Agricultural pursuits" as used in this act shall mean the planting, cultivating and harvesting of crops and the care of farm livestock not involving the operation of power driven farm machinery by any minor under the age of seventeen, except with the approval of the State commission to the operation of any such farm power machinery by any such minor.

Agricultural  
pursuits.

"Release" as used in this act shall mean the release of any student from the operation of the provisions of the act to which this act is a supplement (P. L. 1940, c. 153) and of the provisions of article two of chapter fourteen of Title 18 of the Revised Statutes, so far only as is authorized by the provisions of this act or, if said student is of the age of eighteen years or over, from attendance at school.

Release.

2. There is hereby established a State Commission on Student Service of eleven members, one of whom shall be appointed, in writing, by each of the following-named officers:

C. 34:2-21.24.  
Commission  
on student  
service.

The Commissioner of Education,  
The Commissioner of Labor,

Members: how  
commission  
constituted.

Director of Health,  
 Director of United States Employment Service  
 for New Jersey,

The Secretary of Agriculture,  
 The President of the Farm Bureau,  
 The Master of the State Grange,  
 The President of the League of Women Voters,  
 The President of the New Jersey Consumers  
 League,

The President of the State Congress of Parents  
 and Teachers and

The Chairman of the State Defense Council,  
 Term. each of whom shall serve for a term coextensive  
 with that of the officer by whom he is appointed  
 and each of whose successors shall be appointed  
 for a similar term by the successor in office of  
 said officer.

Hold over. Each of said members shall continue in office  
 after the expiration of his term until his respec-  
 tive successor shall be appointed and shall qualify  
 and all appointments to fill vacancies shall be for  
 the unexpired terms only.

Appoint- All appointments shall be filed in the office of  
 ments filed. the Secretary of State and each of said officers  
 shall be entitled, at his option, to serve as a mem-  
 ber in person instead of making an appointment,  
 by filing in the office of the Secretary of State a  
 written notice of his intention so to do.

Chairman. The State commission shall elect a chairman  
 from among its members.

Quorum. A majority of the members of the State com-  
 mission in office shall be a quorum, except that at  
 any time five members of the State commission  
 shall constitute a quorum and act for the State  
 commission provided the appointee of or the Com-  
 missioner of Education and the appointee of or  
 the Commissioner of Labor, as the case may be,  
 are among those constituting such quorum.

C. 34:2-21.25. 3. In each county the State commission shall  
 County establish a county commission, consisting of such  
 commissions. number and containing representatives of such  
 governmental agencies and such organizations as

the State commission shall determine, whose members shall serve at the pleasure of the State commission.

4. The State commission and each county commission shall have power to set up such advisory committees as they respectively may determine.

C. 34:2-21.26.  
Advisory  
committees.

5. The State commission shall have power to incur such expenses and employ such clerks and other assistants as may be necessary for the purpose of carrying out the provisions of this act and as may be within the sums appropriated to it.

C. 34:2-21.27.  
Assistants  
and expenses.

6. The State commission is empowered to adopt and promulgate rules and regulations which will assist in carrying out the purposes of this act, which rules and regulations shall not be inconsistent with the provisions of this act, of the act to which this act is a supplement or of article two of chapter fourteen of Title 18 of the Revised Statutes, except as they are modified by the provisions of this act, and failure to comply with any such rules or regulations or with the provisions of this act, of the act to which this act is a supplement or of article two of chapter fourteen of Title 18 of the Revised Statutes, as so modified, by any person or corporation to whom students shall have been released under the provisions of this act shall constitute sufficient cause for the State commission immediately to withdraw or rescind any certification for the release of any students to such person or corporation and the State commission shall, upon such withdrawal or rescission give notice thereof to the county commission of the county in which such release was granted, to the county superintendent of schools of the county, to each county, regional and district board of education and to the principal or head master of each private school, whose pupils have been so released, and to the Commissioner of Labor.

C. 34:2-21.28.  
Rules and  
regulations.

Rescinding  
certificate for  
release of  
student.

Certain  
notice given.

7. The State commission shall determine, from time to time, whether, when and where the need exists for the employment of students in agricultural pursuits to supply additional labor during

C. 34:2-21.29.  
Determine  
need of farm  
labor.

any school year, the extent of such need, the necessity for and the extent to which the release of students from the provisions of the act to which this act is a supplement and of article two of chapter fourteen of Title 18 of the Revised Statutes, to the extent provided by this act, shall be necessary and the conditions under which such release shall be granted.

Determination  
of State  
commission  
effective.

The determination of the State commission concerning the release of students, the closing of schools, the shifting of school terms, the authorization of the employment of students in agricultural pursuits and the conditions under which such students shall be released, from the provisions of the act to which this act is a supplement and of article two of chapter fourteen of Title 18 of the Revised Statutes to the extent provided by this act, and such students may be employed in agricultural pursuits, shall be effective as to and binding upon the county, regional and district boards of education and private schools affected and the persons using the labor of such students, any provision of law to the contrary notwithstanding.

C. 34:2-21.30.  
Clearing  
house.

8. The State commission shall act also as a clearing house for the encouragement of the enrolling of students for employment in agricultural pursuits both during periods when schools are regularly in session and during school vacation periods.

Continuation  
of activities.

During such periods and during periods in which students have been released as provided in this act the State commission and the various county commissions shall continue their activities to accomplish the purposes and apply the safeguards imposed by this act.

Federal and  
State co-  
ordination.

They shall co-ordinate their activities with the United States Employment Service and the State Defense Council in meeting the need for the use of students in agricultural pursuits.

C. 34:2-21.31.  
Request for  
student  
helpers.

9. Requests for the release of students to engage in agricultural pursuits shall be made to the respective county commissions and upon the receipt



of any such request the county commission shall, promptly, make such investigation as it deems necessary and after consideration of such request, forward the same, together with its recommendations thereon, to the State commission.

10. Whenever the State commission shall receive any such request from a county commission it shall consider the same and may refer the same to an appropriate committee for investigation and recommendation but shall make determination thereon promptly.

C. 34:2-21.32.  
Consideration  
of request.

11. If upon any request the State commission determines that a need exists for releasing students to supply additional labor in agricultural pursuits, it shall determine in each case the area in which such need exists and the extent, length of time and limitations under which such release shall be granted.

C. 34:2-21.33.  
Determination  
of request.

It shall certify its determinations to the county commission of the county in which such release is granted and to the Commissioner of Labor.

Certify  
determination.

The county commission upon receipt of any such certification shall give notice thereof to the county superintendent of schools of the county and to each county, regional and district board of education and the principal or head master of each private school affected thereby.

Notice to  
school  
authorities.

12. Before the State commission shall determine that the need exists for releasing students to supply additional labor in agricultural pursuits, it shall consider the total labor requirements of each county and each local area within the county from which the request is received, as established by surveys of the Agricultural Marketing Service of the United States Department of Agriculture, and such other surveys as may be from time to time available within said department of agriculture, the United States Employment Service and the New Jersey State Department of Agriculture and shall also consider such surveys of the United States Employment Service as are available to determine the labor supply available in such county

C. 34:2-21.34.  
Conditions to  
be considered.

Labor supply  
available.

and local area. Such surveys shall include consideration of labor supply in relation to labor required for the grower's acreage based on man hours per unit of harvest or per unit of other farm work.

C. 34:2-21.35.  
As to releasing students.

13. No determination shall be made that there is a need for releasing students to supply additional labor in agricultural pursuits, unless (a) the aforesaid surveys of total labor requirements indicate the need for additional labor in agricultural pursuits, or (b) the State commission finds that the labor supply available from all other sources of labor, including local labor, migrant labor, adult labor, boys from C.C.C., boys and girls from N.Y.A., W.P.A. labor and all other adult and youth supply sources available through action of local or State bodies now or subsequently organized for war or defense work, is inadequate.

C. 34:2-21.36.  
Available labor supply.

14. Consideration of available labor supply shall be made in conformity with the principle of adequate wages. Wage rates not commensurate with prevailing wage schedules for similar work under comparable conditions shall not be considered adequate. Wage rates shall be considered when judging the need for releasing students to supply additional labor in agricultural pursuits, and, in case the State commission determines that the need exists for releasing students to supply additional labor in agricultural pursuits, said wage rates shall be included in the determination and in the certification required by this act.

Wage rates.

C. 34:2-21.37.  
Working hours and days.

15. The hours of labor of any student released to supply additional labor in agricultural pursuits, pursuant to the determination of the State commission, shall in no case exceed eight hours per day and six days per week, or ten hours per day and five days per week, whichever in its opinion will be more feasible for the given situation.

C. 34:2-21.38.  
Minimum wage.

16. The wage rates paid to students released to supply additional labor in agricultural pursuits under this act shall not be less than the wage rates paid to adults for comparable services in the par-

ticular area. In the case of piece rates the rate paid to said students shall be not less than that paid to adults. No commissions or deductions for placement or other services shall be permitted, regardless of the existence or nonexistence of a padrone system in the agricultural pursuit for which the students are released.

Piece rates.

No commissions.

17. There shall be no release of a student under this act for chores on the student's home farm or for services which have ordinarily been carried on by the student or other members of the family still available for such service, where such service by the student is not directed to the production of food for distribution.

C. 34:2-21.39.  
As to home work.

18. In no case shall any student be released under this act for referral to any position made vacant by reason of a labor dispute.

C. 34:2-21.40.  
In labor dispute.

19. Students from county, regional and district schools shall be eligible for release under this act.

C. 34:2-21.41.  
Eligibility for release.

20. The State commission is authorized to hold hearings, call witnesses and institute and carry on prosecutions in the courts for violation of the provisions of this act, of the act to which this act is a supplement or of article two of chapter fourteen of Title 18 of the Revised Statutes committed in connection with activities under this act and of its rules and regulations. It may draft legal and clerical assistance from any State department as may be required and shall have access to and may use any survey, data or report in the possession of any State officer, body or agency which may assist it in performing its duties.

C. 34:2-21.42.  
Hearings, witnesses, prosecutions.

Drafting assistance.

21. If the State commission finds that such emergency conditions exist as to make imperative the transportation of students from distant areas to areas in which such emergency conditions exist, it may extend the release of such students to such distant areas, provided that camps or living quarters for such students are established on the place of employment and no students are sent to said camps or living quarters without (a) the written consent of a parent of the student, (b) the written

C. 34:2-21.43.  
Sending students to distance.

Suitable quarters.

Consent.

<p>Required standards met.</p> <p>Supervision.</p>	<p>consent by the principal of the student's school, (c) transportation approved by the State commission to and from the camp or living quarters, (d) provision for adequate commissary facilities, (e) provision for adequate living quarters meeting the standards recommended by the State Department of Health, and (f) chaperonage and supervision of the students by a competent person employed by the person requesting such additional labor and approved by the State commission.</p>
<p>C. 34:2-21.44. Locality to be served.</p> <p>Travel.</p>	<p>22. In all other cases the State commission in determining the extent of the release to be granted shall so limit the release that it will be effective in areas to and from which students released can be transported daily to the place of performance of labor in agricultural pursuits. If the State commission deems transportation necessary, it shall require that the transportation be provided by the employer requesting the additional labor, and the transportation facilities shall be of a type approved by it.</p>
<p>C. 34:2-21.45. Releasing students.</p>	<p>23. Whenever the State commission has certified that any county, regional or district school district or any private school is included within the area in which students may be released to supply additional labor in agricultural pursuits, the said Board of Education of such district or the principal or head master of such private school after being duly notified thereof as required by this act shall permit students in the schools of said district or private school to be released from attendance at school during a period or periods not exceeding fifteen days in the aggregate in any school year at any times between April first and June thirtieth or between the opening of the school for the fall term and November first following, except that, as to any one or more schools within its jurisdiction, in lieu of the said release, the said Board of Education may, with the approval of the Commissioner of Education, close completely such school for a period not to exceed fifteen school days either between April first and June thirtieth or between</p>
<p>Periods of service.</p> <p>Closing schools.</p>	

the opening of the school for the fall term and November first following, and except that, as to any one or more schools within its jurisdiction, in lieu of the said release, said board may, with the approval of the Commissioner of Education, so adjust its school term as to permit the work of said students when their services would be most urgently required, and in such case there shall be no release of students from school during the school term as so adjusted, nor shall there be any closing of such school for any period as provided in the prior exception.

Adjusting  
working  
terms.

24. When the State commission shall have determined that the need exists for releasing students to supply additional labor in agricultural pursuits, the board of education of the school district or the principal or head master of the private school affected shall determine the method of releasing the students up to the indicated limit of need and in releasing such students shall consider the individual needs of the students, as well as their willingness to contribute their services in this emergency. Where the lack of progress of an individual student or serious retardation is evident or is likely to result from release of such student, said board or said principal or head master shall be governed by this consideration.

C. 34:2-21.46.  
Method of  
releasement.

Effect on  
student's  
schooling.

Students shall be expected to make up school work missed in such emergency service and, in the public schools, by such methods or make-up programs as are submitted by their respective schools to and approved by the Commissioner of Education.

Making up  
back work.

25. When the State commission shall have determined that the need exists for releasing students to supply additional labor in agricultural pursuits, and pursuant to such determination students are released from school under the provisions of this act, no employment certificate or special permit shall be required for any student for the time he is released from school pursuant to said determination.

C. 34:2-21.47.  
Employment  
certificate.

C. 34:2-21.48.  
Limited  
special permit.

Validity.

C. 34:2-21.49.  
Penalty for  
violating act.

Each day  
a separate  
offense.

C. 34:2-21.50.  
Obligations.

26. Any minor of the age of fourteen years or over, not attending school in this State, may be employed in agricultural pursuits in this State for a period not exceeding fifteen days in any school year, on which days the schools of the school district in which he is to be so employed have released students or closed schools pursuant to the provisions of this act, upon his obtaining a limited special permit, authorizing such minor so to engage in agricultural pursuits, which limited special permit shall be issued in the same manner and under the same conditions and subject to the same limitations as special permits are issued to minors to engage outside of school hours and during school vacations in agricultural pursuits, except that such limited special permit shall be issued and shall be valid, notwithstanding the fact that the law of the State of said minor's residence requires his attendance at school during the time or times for which such limited special permit is issued, or that such time or times includes hours when the public schools in the district in which employment in any such occupation or services may be available are in session.

27 Whoever employs or permits or suffers any minor to be employed or to work in violation of this act, and whoever, having under his control or custody any minor, permits or suffers him to be employed or to work in violation of this act, shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500.00), or by imprisonment of not less than ten nor more than ninety days, or both such fine and imprisonment. Each day during which any violation of this act continues shall constitute a separate and distinct offense and the employment of any minor in violation of this act shall with respect to each minor so employed, constitute a separate and distinct offense.

28. Nothing in this act shall be construed as relieving employers from the obligation of having on

file, or minors or students from the obligation of securing, such employment certificates and special permits as are required by law, except in the cases and for the times provided for in this act.

29. There is hereby appropriated to the State commission the sum of five thousand dollars (\$5,000.00) or so much thereof as may be necessary to carry out the purposes of this act.

Appropriations.

30. This act shall take effect immediately but shall continue in effect only during the present war emergency, that is to say, so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy or any of them and until the making of a treaty or treaties of peace concluding all of said wars.

C. 34:2-21.51.  
Continuation  
of act.

Approved March 23, 1942.

## CHAPTER 24

AN ACT conferring emergency powers on the State Water Policy Commission, creating an interconnection revolving fund and making an appropriation therefor.

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

1. It is found and declared that an emergency exists affecting the water supply in this State arising out of the inadequacy in interconnections between systems of water supply and a want of flexibility of the water supply in this State; that this emergency situation has been made more urgent and dangerous by war conditions; that unless interconnections and delivery through said interconnections are immediately provided, serious danger exists that the ordinary needs for water

C. 58:1-25.1.  
Statement  
as to water  
supply in  
New Jersey.

	for domestic and industrial purposes cannot be met; that the danger is accentuated by possible destruction of reservoirs, and the destruction or breaks in pipe lines through sabotage or other means; that the lack of interconnections interferes with the preventing of the spreading of conflagrations, endangers life, health and property, impedes the maximum and continuous production of war materials and the operation of camps and of housing for war workers; that this emergency requires immediate interconnections of sources of water supply and transmission and distribution systems and the making of water available at points where most imminently needed, as far as practicable; that this act is an emergency law necessary to preserve, protect and promote the public welfare, health and safety and is enacted in the exercise of the police power of the State.
Emergency.	
C. 58:1-25.2. Definitions:	2. Unless it be otherwise expressly provided or there is something in the subject or context repugnant to such construction, the following words and phrases shall have the meaning herein given to them:
Commission;	"Commission" means the State Water Policy Commission.
System;	"System" means a public water supply system.
Public water supply;	"Public water supply system" means any such system, whether publicly or privately owned or operated, and includes any system although consisting only of transmission or distribution mains or conduits.
Owner;	"Owner" means the owner of a public water supply system.
Operator;	"Operator" means the operator of a public water supply system.
Interconnection.	"Interconnection" means a connection between two or more public water supply systems for the purpose of furnishing water from any one system to any other system, including pipes, pumps, filters and other appurtenances.



3. After a hearing upon notice as hereinafter provided, the commission may, by order in writing: C. 58:1-25.3.  
Orders:

a. Require the construction and maintenance of any interconnection of public water supply systems, whether in public or private ownership or operation; Supply systems;

b. Direct any one or more of the owners and operators of public water supply systems, whether in public or private ownership or operation, which are being interconnected, to construct and maintain or construct or maintain such interconnection and provide for the time within which said work of construction shall begin and be completed; Provide interconnections;

c. Require such interconnection to be of such type and so located as, in its judgment, will best serve the public interest; and Type and location;

d. Provide for the payment of the whole or any part of the costs of construction of such interconnection by one or more of the owners and operators of the public water supply systems being interconnected. Meeting costs.

The power to order the construction of interconnections shall not extend to the requiring of the construction of any interconnection, the cost of which shall exceed fifty thousand dollars (\$50,000.00) as estimated by the commission. Estimation limited.

4. Notice of the hearing shall be given to the owners and operators of public water supply systems to be interconnected, which notice shall state the place where and the time when the commission will consider the proposed interconnection, the fixing of the responsibility for the construction thereof and the apportionment of the costs therefor and shall briefly describe the proposed type and location of such interconnection. The notice shall be mailed to the last known post-office address of each owner and operator of any public water supply system to be interconnected at least seven days before the date so fixed. C. 58:1-25.4.  
Hearings.

C. 58:1-25.5.  
Order after  
hearing.

5. If, after hearing, the commission shall determine the public interest requires such order to be made, it may make such order and in such order may require a type or location of such interconnection different from the type or location set forth in the notice of hearing, notwithstanding any objections.

C. 58:1-25.6.  
Estimates.

6. Before making any order providing for the payment of the whole or any part of the costs of construction of such interconnection, the commission shall estimate the costs of construction and view all lands and real estate upon the line of the proposed interconnection; shall determine the peculiar benefit, advantage or increase in value which the respective public water supply systems to be interconnected will receive by reason of such interconnection; and shall give all owners and operators of public water supply systems to be so interconnected ample opportunity to be heard upon the question of the payment of the costs of construction; and in making such order each owner and operator of any public water supply system to be so interconnected shall be required to pay in each case an amount as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which it is deemed to receive by reason of such interconnection.

Payments  
by owner  
and operator.

C. 58:1-25.7.  
Balance met  
by State.

7. In any case in which the commission shall determine that the total amount of the peculiar benefit, advantage or increase in value which the public water supply systems to be interconnected are deemed to receive by reason of such interconnection is less than the cost of construction of such interconnection, the commission shall, by order in writing, require the balance of the cost of such interconnection to be paid by the State; such order shall be filed with the State Treasurer and any moneys required to be paid pursuant to said order by the State shall be paid by the State Treasurer out of the interconnection revolving fund on the warrant of the commission.

Order filed  
with State  
treasurer.

8. When an order of the commission directs any one or more of the owners and operators of any public water supply systems to be interconnected, to construct such interconnection, such owner or operator shall proceed to abide by the order of the commission whether or not he is satisfied with any order of the commission providing for the payment of the cost of construction and shall make the payments towards the cost of construction as ordered by the commission.

C. 58:1-25.8.  
Directions of  
commission  
to be followed.

9. Any owner or operator dissatisfied with any order of the commission requiring him to pay the whole or any part of the cost of such interconnection may, within fifteen days after the making of such order, file a written protest with the commission. Any dissatisfied owner or operator filing such protest may, within thirty days after the completion of the construction of such interconnection, appeal to the circuit court of the county wherein such interconnection is wholly or partially situate. Such appeal shall be taken by serving a written notice thereof, within said thirty days, upon the commission and upon each owner and operator of the public water supply systems so interconnected, either personally or by leaving the same at his office or place of abode, and by filing a copy of the notice with proof of the service thereof with the clerk of the court to which the appeal is taken within seven days after such service. The notice shall state the order or part thereof appealed from and the name and address of the person appealing. The court to which the appeal is taken shall order a trial by a struck jury to assess the amount of the peculiar benefit, advantage or increase in value which the appellant will receive by reason of such interconnection. If the verdict shall be for an amount less than the amount required to be paid by the order of the commission, the appellant shall have judgment against the commission for the difference and the amount of such judgment shall be paid by the State Treasurer out of the interconnection revolving fund on the warrant of

C. 58:1-25.9.  
Owner may  
file protest.

Appeal.

Statement  
in order.

Trial.

Verdict.

Judgment.

In case of excess.	the commission. If said verdict shall be for an amount more than the amount required to be paid by the order of the commission, judgment shall be entered in favor of the commission and against the appellant for such excess and any money paid on account of said judgment shall be paid into the State treasury there to be added to and become part of the interconnection revolving fund.
C. 58:1-25.10. Failure to execute requirements.	10. If any owner or operator of any public water supply system fails or neglects to construct an interconnection within the time and as required by the order of the commission, the commission may, in addition to any power given to enforce its order,
Right of entry.	enter upon the lands and property of such owner or operator and the lands and property of any other public water supply system being interconnected and cause such interconnection to be constructed or the construction thereof to be completed. For the purpose of constructing or of completing the construction of such interconnection in such case the commission may enter into contracts and make payments for any work done under such contracts by warrants drawn upon the State Treasurer which shall be paid out of the interconnection revolving fund.
Contracts and payments.	
C. 58:1-25.11. Owner's failure to make payment.	11. If any owner or operator of any public water supply system fails to make any payment on account of the costs of construction of an interconnection within thirty days after the time when such payment is required to be made by order of the commission, the commission shall bring an action therefor in any court of competent jurisdiction against such owner or operator, whether public or private, and the amount required to be paid by such owner or operator by such order of the commission shall be conclusive evidence as to the reasonableness thereof subject only to the right of appeal hereinbefore given to the owner and operator.
Action to enforce payment.	The practice and procedure in all such actions shall conform with the practice and procedure prevailing in the court in which the suit is instituted.
Procedure.	Interest at the rate of six per centum (6%) per annum from the date when the payment was due
Interest.	

shall be added to the principal amount and included, together with costs, in the judgment. Any amount collected on any such judgment shall be paid to the State treasury there to be added to and become part of the interconnection revolving fund.

Collection paid  
into treasury.

12. The commission shall have the power, after hearing, upon notice to the operators of public water supply systems now or hereafter interconnected, to make such order fixing the times when, the quantities in which, the condition under which and to which, water shall be supplied through such interconnection and the rates, price, standby charges, terms and conditions upon which such supply shall be furnished. In fixing the price, the commission shall take into account whether the water furnished is overflow water or reserve supply water.

C. 58:1-25.12.  
Notice to  
operator for  
supply.

Fixing price.

13. When, in the judgment of the commission, an emergency exists requiring the furnishing of water through an interconnection now or hereafter constructed and such emergency is so pressing that the delay incident to notice and hearing before the making of the order will be against public interest, the commission shall have power, without notice and without hearing, to make an order fixing the time when, the quantities in which, the condition under which and the public water supply system from which and to which, water shall be supplied through any interconnection now or hereafter constructed. Such order shall set forth that it is made because, in the judgment of the commission, such emergency exists and shall fix therein a day for hearing on the question of continuing the supply and the quantities, rates, price, standby charges, terms and conditions thereof. If in such hearing the commission shall determine that the furnishing of water as provided in the order may be discontinued, it shall fix the price or rate to be paid for the water theretofore furnished.

C. 58:1-25.13.  
Meeting  
emergency.

Time, quantity,  
condition.

Hearing.

Discon-  
tinuance.

14. Any owner or operator dissatisfied with any order of the commission made in pursuance to any

C. 58:1-25.14.  
Right of  
appeal from  
order.

Notice.	provision of sections twelve or thirteen of this act may within thirty days after the entry of such order appeal to the Board of Public Utility Commissioners of the State of New Jersey. Such appeal shall be taken by serving a written notice thereof within said thirty days upon the commission and upon each owner and operator of the public water supply systems affected, either personally or by leaving the same at his office or place of abode and by filing a copy of the notice with proof of service thereof with the Board of Public Utility Commissioners of the State of New Jersey within seven days after such service. The notice shall state the order or part thereof appealed from and the name and address of the person appealing. Upon such appeal the Board of Public Utility Commissioners shall proceed to a hearing de novo and shall be empowered to affirm the order of the commission or to modify it in any respect which the evidence presented may warrant.
Service on board of utility commissioners.	
Hearing de novo.	
Effect of appeal.	No such appeal shall act as a stay to such part of any order which fixes the times when the quantities in which and the pressure under which water shall be supplied.
C. 58:1-25.15. Acquiring land and rights.	15. The commission may purchase or acquire by gift, grant, bargain, sale or by condemnation in the manner prescribed by Title 20 of the Revised Statutes all rights, title and interest to lands, easements, rights-of-way and other property that may be required to accomplish the purpose of this act.
C. 58:1-25.16. Acquiring property by condemnation.	16. Any owner or operator of any public water supply system, whether in public or private ownership or operation, may acquire by condemnation in the manner prescribed by Title 20 of the Revised Statutes all rights, title and interests to lands, easements, rights-of-way and other property that may be required for any interconnection to be made under the provisions of this act.
C. 58:1-25.17. Property taxable.	17. Lands acquired by the commission and used by it to accomplish the purpose of this act shall be subject to taxation by the respective taxing districts where situate at the true value thereof as of

the time of acquisition for the purpose of this act, but without regard to any enhancement in value of said lands as the result of assembly or any work done on the lands to effectuate the purpose of this act and without regard to any building or any other improvement thereon, in the same manner and to the same extent as the lands of private persons but all other property used by it to effectuate the purpose of this act shall be exempt from taxation.

Exemption.

18. Whenever the State of New Jersey, under this act, shall pay a part or the whole of the cost of the installation of any interconnection of a privately owned company, the amount so contributed by the State shall be deducted from the value of the company's property in any proceeding involving the rates to be charged by such company to effect a reasonable return on the fair value of the property of the company.

C. 58:1-25.18.  
Payment  
by State  
deductible.

19. The commission and its agents, engineers, surveyors and other employees and any owner or operator under an order of the commission may enter upon any land or water for the purpose of making any investigation, examination or survey necessary to effectuate the purpose of this act.

C. 58:1-25.19.  
Right of entry.

For the purpose of making an interconnection under, on or over land or water pursuant to this act, the commission or the owner or operator under an order of the commission may enter upon and dig up watercourses, streets, roads, turnpikes, railroads, public parks and grounds and other public or private lands, thereafter restoring them as nearly as may be to their former condition; may alter or change the grade of highways, public streets and watercourses or may relocate them to effectuate the purpose of this act; and may do all other things necessary, convenient and proper in connection with the acquisition, construction, reconstruction, improvement, operation, maintenance or control of an interconnection pursuant to this act without unnecessarily obstructing travel or navigation.

Making inter-  
connections.

Do whatever  
necessary.

C. 58:1-25.20.  
Enforcement  
of orders.

20. Observance of the orders of the commission pursuant to this act may be enforced by mandatory injunction. Any proceeding in any court of this State directly affecting an order of the commission made pursuant to this act shall have preference over all other civil proceedings pending in such court.

C. 58:1-25.21.  
Appropriation  
—revolving  
fund.

21. There is hereby appropriated the sum of three hundred thousand dollars (\$300,000.00) out of the general fund of the State which sum shall be credited by the State Treasurer to a special fund to be known as the interconnection revolving fund. All sums received by the State as a result of assessments for benefits made pursuant to this act shall also be credited to this fund. This fund shall continue without further appropriation for the duration of this act. The State Water Policy Commission shall draw upon this fund for any moneys needed to meet the State's share of the cost of any interconnection made pursuant to this act and to meet the total cost of any interconnection which the commission shall make pursuant to this act.

Use of fund.

C. 58:1-25.22.  
Grants from  
Federal  
government.

22. The commission may apply for and accept any grants of money from the Federal government to meet any expense connected with the purpose of this act and may subscribe to and comply with any rule or regulation made by the Federal government with respect to any such grant. Any moneys so received from the Federal government by way of grant for such purpose shall be added to the revolving fund provided for in this act and said moneys may be spent by the commission, without further appropriation, for the defraying of any expense which in the discretion of the commission will aid in effectuating the purpose of this act subject only to any limitation placed by the Federal government upon the use of said moneys. If any such grant shall include moneys to be apportioned between two or more owners, the determination of the commission with respect to the allocation of any such Federal moneys to the respective owners shall, subject to the limitations, if any, placed thereon by the Federal government, be conclusive.

Added to  
revolving  
fund.

Use.

Allocation  
to respective  
owners.



23. Any interconnection made pursuant to the provisions of this act shall be owned by such of the owners and operators of the public water supply systems interconnected as are required to contribute to the cost of such interconnection and said ownership shall be vested in such owners and operators in the ratio which the contribution required of such owner or operator bears to the total contributions toward such interconnection required of all such owners and operators, and if only one owner or operator is required to contribute to the cost of such interconnection, said ownership shall be vested in said owner or operator; but if no owner or operator of a public water supply system interconnected is required to contribute to the cost of an interconnection, the ownership of such interconnection shall be vested in the State or in such owner or operator and under such terms and conditions as the commission by order shall determine; except that so much of any interconnection as shall be erected or located on the premises of a single owner or operator shall become the sole property of such owner or operator.

C. 58:1-25.23.  
Ownership  
of inter-  
connections.

Part vested  
in State.

24. This act shall be broadly and liberally interpreted and construed to effectuate its general purpose and any doubt as to whether a power has been conferred shall be resolved in favor of the conferring of such power where such power is reasonably required to effectuate the general purpose of this act.

C. 58:1-25.24.  
Act how  
construed.

If any provision of this act or the application thereof to any person or circumstances 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.

In case of  
invalidity.

25. This act shall take effect immediately and shall be inoperative and of no effect one year after the date of the making of a treaty of peace or the last of treaties of peace concluding all of the present wars with the governments of Japan, Germany and Italy.

C. 58:1-25.25.  
Duration  
of act.

Approved March 25, 1942.

## CHAPTER 25

AN ACT making an appropriation to the State  
Water Policy Commission.

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

Appropriation.

1. There is hereby appropriated to the State Water Policy Commission the sum of fifteen thousand dollars (\$15,000.00) out of the General State Fund for preparation of water supply plans for, and to supervise the construction of, interconnections between water supply systems and the protection of the waterworks in the State, and for other purposes, to assure a dependable water supply in the interest of national defense.

2. This act shall take effect July first, one thousand nine hundred and forty-two.

Approved March 25, 1942.

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CHAPTER 26

AN ACT making an appropriation to the State  
Water Policy Commission.

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

Appropriation.

1. There is hereby appropriated to the State Water Policy Commission the sum of five thousand dollars (\$5,000.00) out of the General State Fund for preparation of water supply plans for, and to supervise the construction of, interconnections between water supply systems and the protection of the waterworks in the State, and for other purposes, to assure a dependable water supply in the interest of national defense.

2. This act shall take effect immediately.

Approved March 25, 1942.

## CHAPTER 27

AN ACT relating to the collection of certain delinquent municipal liens.

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

1. Whenever the governing body of any municipality of this State shall, by resolution adopted during the calendar year one thousand nine hundred and forty-two, declare that it is for the best interest of its citizens that the provisions of this act be made available to its property owners, then all taxes, assessments, tax sale certificates held by the municipality, or other municipal liens in arrears on January first, one thousand nine hundred and forty-two, and not yet paid and satisfied, together with the interest and penalties thereon, shall, when brought under the provisions of this act by compliance with section seven of this act, and subject to the conditions hereinafter set out, be totaled as of said date; and the payment of such totaled sum shall be spread over a period not exceeding five years as may be contracted between the taxpayer and such financial officer of the municipality as shall be designated in said resolution for the making of contracts under this act; and the same shall be payable in monthly or quarterly installments as may be contracted between the taxpayer and said financial officer; such installment payments to commence August first, one thousand nine hundred and forty-two, with interest on the several unpaid balances at the rate fixed by the governing body which shall not exceed eight per centum (8%) per annum, from January first, one thousand nine hundred and forty-two payable on the same quarterly dates.

Payment  
of past due  
taxes spread.

How paid.

Installments.

Rate of  
interest.

2. A copy of such resolution, certified by the clerk of such municipality, shall be filed in the office of the clerk of the county in which such municipi-

Certified copy  
of resolution  
filed.

pality is located before the provisions of this act shall be applicable therein.

What arrears  
to include.

3. In computing such total of arrears there shall be included, of assessments for local improvement benefits which were payable in installments, only such installments as were in arrears at the date of which the totals were computed, but interest on the entire unpaid balances shall be included.

Apportioning  
obligations.

4. In computing such total of arrears, any tax, assessment, tax sale certificate held by the municipality, or other municipal lien, may be apportioned at the request of any party interested, to such parcels of property affected thereby as may be required by diverse ownership, mortgage lien, or otherwise; such apportionment to be upon such equitable basis as may be determined in accordance with the provisions contained in sections 54:7-1 to 54:7-9, inclusive, of the Revised Statutes on at least five days' notice to all persons interested therein.

Conditions  
based on  
prompt  
payments.

5. The right of any person interested in such property to pay such arrears in such installments shall be conditioned on the prompt payment of the installments of taxes of one thousand nine hundred and forty-two and all subsequent taxes, assessments or other liens imposed or becoming a lien after January first, one thousand nine hundred and forty-two, including all installments thereafter payable on assessments theretofore levied, and also the prompt payment of all installments of arrears as hereinbefore authorized.

Liens  
suspended.

6. During the period of the extension of time for payment herein provided for, the lien of such arrears shall be suspended, and the amounts thereof shall not be considered as due, except as the same becomes payable in installments under the terms of this act and the municipality shall have no further right to enforce the payment of such arrears so long as such installment payments shall be made promptly when due as herein provided for, and so long as payment of all subsequent taxes, assessments and other liens shall likewise be made promptly when due.

7. The extension of time for payment and the suspension of the lien of existing arrears herein authorized shall not be effective as to any parcel of property until the first half of the one thousand nine hundred and forty-two taxes thereon has been paid, together with any assessments for local improvements, or installments thereof, falling due after January first, one thousand nine hundred and forty-two, and before the date of actual payment of said first half of one thousand nine hundred and forty-two taxes.

When extension effective.

8. In case any such installment of arrears or any new taxes, assessments or other liens are not promptly paid, that is to say, within thirty days after the date when the same is due and payable, then the whole amount of arrears theretofore suspended with interest thereon and penalties shall immediately become due and payable, and the liens thereof be reinstated, and the municipality shall have all the powers of enforcing its liens for such arrears that it would have had if this act had not been passed, and the time of such municipality for any action on its part shall at its option be extended for as much additional time as the period during which this act shall have been in force, as to such arrears.

In case of delayed payments.

Deferred liens due.

9. Any arrears, payment of which has been extended under this act, shall be noted on any official tax search thereafter issued, but shall be noted thereon as "payment extended under laws of one thousand nine hundred and forty-two; total present balance of extended arrears is \$. . . . . with interest on the unpaid balance."

Note on records.

10. The existence of any extended arrears affecting any property conveyed after this act becomes effective, shall be construed as a violation of any warranty or covenant against encumbrances in such conveyance unless made expressly subject to extended arrears of taxes, assessments or other municipal liens.

Effect of extension.

11. Any installment of arrears paid under the provisions of this act shall be credited to the ar-

Crediting payments.

Satisfaction of obligations noted.	<p>rears oldest in point of time, and the moneys paid shall be so applied; but no entry of payment or satisfaction or cancellation of record of the same, except by way of part payment, shall be made on or in respect to any item of arrears until the same is fully paid with the interest thereon, after which the same shall be satisfied or canceled or marked paid of record as if this act had not been passed.</p>
Arrears not basis of security.	<p>12. The municipality shall have no right to make any such arrears the basis of security for any type of municipal obligation, except for renewals of existing obligations, and for funding bonds.</p>
Holder's responsibility.	<p>13. Nothing herein shall be construed to relieve the holders of any outstanding certificate of tax sale from the requirement that all arrears of municipal charges must be paid as a condition of foreclosure of such certificate.</p>
Exceptions.	<p>14. Nothing in this act shall apply to water or sewer rents.</p>
When payments made.	<p>15. Any holder of a lien by way of mortgage or otherwise may pay any installment of any tax, or tax sale certificate, assessment, including any installment of arrears extended under this act, at any time after the same has been assessed or levied upon filing with the collecting officer a certificate stating his name and address and lien, and shall then be entitled to add to the amount of his lien, the sum so paid with interest thereon from the date of payment; but in such case if the owner or any other prior party in interest shall thereafter pay the same to the collecting officer, the latter shall give a special receipt for such payment, and shall immediately notify the lienholder who made the first payment thereof; and said lienholder shall be entitled to receive from the collecting officer the amount of such payment with such additional interest as may be collected from the owner or any other prior party in interest; and all further rights of such lienholder under such payment shall immediately cease.</p>
Special receipt.	
Lienholder's rights.	
List of properties kept.	<p>16. The collecting officer of any municipality acting under the provisions hereof shall make up</p>

and keep a list of the properties which are brought under the provisions of this act by payment of the first installment of the taxes of the year one thousand nine hundred and forty-two and shall keep the records of payments hereunder, all in such form as shall be prescribed by the Commissioner of Local Government.

17. The extension of time for payment and the suspension of the lien of existing arrearages herein authorized shall not apply to any parcel of property which has heretofore been included in any plan heretofore adopted by any municipality of this State under and pursuant to the provisions of any public statute of this State whereunder prior extensions for the payment of delinquent taxes were heretofore duly authorized.

18. This act shall take effect immediately.

Approved March 28, 1942.

Certain property exempt from act.

## CHAPTER 28

AN ACT concerning the salaries of the mayor and commissioners in certain commissioned governed municipalities, and amending section 40:72-21 of the Revised Statutes.

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

1. Section 40:72-21 of the Revised Statutes is amended to read as follows:

Section amended.

40:72-21. The mayor and board of commissioners shall have suitable offices and their total compensation, except in cities of the fourth class, shall be as follows:

Mayor's and commissioner's salaries:

a. In such municipalities having more than two hundred thousand population, the mayor's annual salary shall be not more than eighty-two hundred

Cities over 200,000;

fifty dollars (\$8,250.00) and that of each commissioner not more than seventy-five hundred dollars (\$7,500.00).

Cities between  
130,000 and  
200,000;

b. In municipalities having a population of over one hundred thirty thousand and not exceeding two hundred thousand, the mayor's annual salary shall be not more than fifty-five hundred dollars (\$5,500.00) and that of each commissioner not more than five thousand dollars (\$5,000.00).

Cities between  
90,000 and  
130,000;

c. In municipalities having a population of over ninety thousand and not exceeding one hundred thirty thousand, the mayor's annual salary shall be not more than thirty-five hundred dollars (\$3,500.00) and that of each commissioner not more than three thousand dollars (\$3,000.00).

Cities between  
40,000 and  
90,000;

d. In municipalities having from forty thousand to ninety thousand population, the mayor's annual salary shall be not more than two thousand five hundred dollars (\$2,500.00) and that of each commissioner not more than two thousand dollars (\$2,000.00).

Cities between  
20,000 and  
40,000;

e. In municipalities having from twenty thousand to forty thousand population the mayor's annual salary shall be not more than one thousand eight hundred dollars (\$1,800.00) and that of each commissioner not more than one thousand five hundred dollars (\$1,500.00).

Cities between  
10,000 and  
20,000;

f. In municipalities having from ten thousand to twenty thousand population, the mayor's annual salary shall be not more than one thousand five hundred dollars (\$1,500.00) and that of each commissioner not more than one thousand two hundred dollars (\$1,200.00).

Cities between  
5,000 and  
10,000;

g. In municipalities having from five thousand to ten thousand population, the mayor's annual salary shall be not more than one thousand dollars (\$1,000.00), and that of each commissioner not more than seven hundred fifty dollars (\$750.00),

Exception.

except in such municipalities having municipally owned and operated water plants and systems, sewage disposal plants and sewerage systems and electric light and power plants and systems, in



which municipalities the mayor's annual salary shall be not more than two thousand five hundred dollars (\$2,500.00) and that of each commissioner not more than two thousand dollars (\$2,000.00).

h. In municipalities having from twenty-five hundred to five thousand population, the mayor's annual salary shall be not more than seven hundred fifty dollars (\$750.00), and that of each commissioner not more than five hundred dollars (\$500.00). Between 2,500 and 5,000;

i. In municipalities having from one thousand to twenty-five hundred population, the mayor's annual salary shall be not more than five hundred dollars (\$500.00), and that of each commissioner not more than three hundred fifty dollars (\$350.00). Between 1,000 and 2,500;

j. In municipalities having from five hundred to one thousand population, the mayor's annual salary shall be not more than two hundred fifty dollars (\$250.00), and that of each commissioner not more than two hundred dollars (\$200.00). Between 500 and 1,000;

k. In municipalities having less than five hundred population the mayor's annual salary shall be not more than fifty dollars (\$50.00). Less than 500.

Such salaries shall be payable in equal monthly installments. Paid monthly.

2. This act shall take effect immediately.  
Approved March 28, 1942.

## CHAPTER 29

AN ACT making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, and regulating the disbursement thereof.

ANTICIPATED REVENUES OF THE GENERAL STATE  
FUND FOR THE FISCAL YEAR 1942-43

Estimated deficit.	Estimated deficit, July 1, 1942 . . . .	\$4,850,000 00
	<i>Revenues</i>	
Anticipated revenues.	Transfer inheritance taxes . . . . .	\$5,500,000 00
	Main Stem and Franchise-excise Taxes . . . . .	14,500,000 00
	Miscellaneous corporation taxes ..	3,000,000 00
	Foreign corporation taxes . . . . .	400,000 00
	Beverage taxes . . . . .	8,500,000 00
	Beverage licenses . . . . .	534,760 00
	Foreign insurance corporation taxes . . . . .	2,419,000 00
	Fertilizer inspection fees, et cetera	57,500 00
	Department of Banking and Insurance . . . . .	997,795 00
	Attorney-General's Department ..	23,000 00
	Commissioner of Finance . . . . .	1,250 00
	Secretary of State . . . . .	275,000 00
	Clerk in Chancery . . . . .	340,000 00
	Clerk of the Supreme Court . . . . .	95,000 00
	Interest on deposits . . . . .	1,000 00
	Real Estate Commission . . . . .	95,000 00
	Department of State Police . . . . .	3,265 00
	State Board of Beauty Culture Control . . . . .	76,000 00
	Board of Barber Examiners . . . . .	35,000 00
	Commissions . . . . .	51,860 00

Judicial fees .....	15,000 00
Board of Commerce and Navigation .....	13,475 00
Shell fisheries .....	33,050 00
Department of Labor .....	84,460 00
Dividends .....	18,870 00
Athletic Commissioner .....	60,000 00
State Department of Local Government .....	90,000 00
Department of Health .....	94,000 00
Tenement House Supervision ....	11,800 00
Department of Conservation and Development .....	42,500 00
State Tax Department, Public Utility Division .....	16,550 00
Department of Weights and Measures .....	80,000 00
Health Officers, Port of Perth Amboy .....	200 00
State Board of Tax Appeals .....	300 00
Racing Commission .....	250,000 00
Academic Certificate Fund .....	16,000 00
Manual Training and Industrial School for Colored Youth .....	67,000 00
School for the Deaf .....	1,800 00
State Teachers College, Glassboro:	
Extension course fees .....	15,000 00
Tuition fees .....	34,350 00
State Teachers College, Jersey City:	
Extension course fees .....	8,500 00
Tuition fees .....	37,950 00
State Teachers College, Newark:	
Extension course fees .....	38,000 00
Tuition fees .....	50,570 00
State Teachers College, Paterson:	
Extension course fees .....	20,115 00
Tuition fees .....	30,125 00
State Teachers College, Montclair:	
Extension course fees .....	32,208 00
Tuition fees .....	50,700 00
Boarding hall fees .....	59,968 00

State Teachers College, Trenton:	
Extension course fees .....	14,650 00
Tuition fees .....	62,700 00
Boarding hall fees .....	129,000 00
State Board of Examiners .....	15,000 00
Agricultural Experiment Station..	56,200 00
Department of Agriculture .....	6,035 00
State Employees' Retirement Sys- tem .....	3,240 00
Rehabilitation Commission .....	5,400 00
Colony for Feeble-Minded Males, New Lisbon .....	165,000 00
Colony for Feeble-Minded Males, Woodbine .....	127,000 00
Commission for the Blind .....	16,000 00
Home for Disabled Soldiers, Menlo Park .....	14,600 00
Home for Disabled Soldiers, Vine- land .....	24,000 00
North Jersey Training School, Totowa .....	122,000 00
Reformatory, Annandale .....	2,000 00
Reformatory, Rahway .....	300 00
Sanatorium for Tuberculous Dis- eases .....	125,000 00
State Home for Boys .....	2,800 00
State Home for Girls .....	1,000 00
State Hospital, Greystone Park ..	1,075,000 00
State Board of Children's Guard- ians .....	133,225 00
State Hospital, Marlboro .....	450,000 00
State Hospital, Trenton .....	600,000 00
State Prison .....	500 00
Village for Epileptics .....	267,500 00
Vineland State School .....	215,000 00
Miscellaneous Sources .....	25,000 00
Total revenues .....	<u>\$41,836,071 00</u>

*Transfers*

Commerce and Navigation, from		Transfers.
School Fund .....	\$50,000 00	
State Water Policy Commission,		
from Water Supply Fund .....	47,515 00	
Rehabilitation Commission, from		
Federal Aid .....	62,700 00	
Amount transferred from Highway		
Fund to State Fund for general		
purposes .....	4,260,000 00	
	<hr/>	
Total transfers .....	\$4,420,215 00	
	<hr/>	
Total anticipated in the State		
Fund .....	\$41,406,286 00	
	<hr/>	

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

1. The following sums or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund for the respective public officers and for the several purposes herein specified, for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and forty-three and shall be available for expenditure during said fiscal year, and for a period of two months thereafter to pay obligations incurred during said fiscal year only. At the expiration of said two months' period all unexpended balances, unless specifically held by contracts on file with the Comptroller of the Treasury, shall lapse into the State treasury, or in case of appropriations from special funds shall lapse to the credit of such special funds.

Annual.  
appropriations.

Unexpended  
balances  
to lapse.

## A. EXECUTIVE AND ADMINISTRATIVE

## A 1. ATTORNEY-GENERAL'S DEPARTMENT

Attorney-  
General's  
Department.

## Salaries:

Attorney-General ...	\$7,000 00	
Assistant Attorney-General .....	3,600 00	
Second Assistant Attorney-General ....	12,000 00	
Assistant Attorney-General .....	5,000 00	
Assistant Attorney-General .....	6,000 00	
Assistant Attorney-General .....	6,000 00	
Assistant Attorney-General .....	6,000 00	
Senior legal assistant	6,500 00	
Senior legal assistant	6,500 00	
Legal assistant .....	5,500 00	
Legal assistant .....	5,000 00	
Principal law clerk ..	3,000 00	
Legal assistant .....	3,000 00	
Senior law clerk-stenographer .....	2,640 00	
Senior law-clerk stenographer .....	2,280 00	
Compensation for other assistants ...	10,260 00	
		\$90,280 00

## Materials and Supplies:

Stationery and office supplies .....	\$800 00	
Law books .....	500 00	
Vehicular transportation supplies .....	1,800 00	
Office equipment replacement .....	400 00	
		3,500 00

## Services Other Than Personal:

Traveling expenses ..	\$400 00	
Miscellaneous ex- penses .....	800 00	
Insurance (other than fire) .....	300 00	
Expenses in connec- tion with escheat cases .....	150 00	
	<hr/>	1,650 00

*Division of Securities*

## Salaries:

Assistant Attorney- General .....	\$7,500 00	Securities division.
Special Assistant At- torney-General ....	4,000 00	
Investigator .....	2,220 00	
Compensation for clerks and stenog- raphers .....	6,240 00	
	<hr/>	19,960 00

## Materials and Supplies:

Stationery and office supplies .....	\$300 00	
Office equipment re- placement .....	100 00	
	<hr/>	400 00

## Services Other Than Personal:

Expenses of investigations .....	5,000 00	
	<hr/>	\$120,790 00
	<hr/>	

## A 2. BUDGET COMMISSION

Budget  
Commission.

## Salaries:

Budget Commissioner	\$10,000 00	
Compensation for as-		
sistants .....	12,060 00	
	<u>          </u>	\$22,060 00

## Materials and Supplies:

Stationery and office		
supplies .....	\$250 00	
Vehicular transporta-		
tion supplies .....	300 00	
Office equipment re-		
placement .....	450 00	
	<u>          </u>	1,000 00

## Services Other Than Personal:

Printing .....	\$4,200 00	
Miscellaneous ex-		
penses .....	600 00	
	<u>          </u>	4,800 00

		\$27,860 00
Less State Highway Fund credit ....		3,000 00
		<u>          </u>
		\$24,860 00
		<u>          </u>

## A 3. CIVIL SERVICE COMMISSION

Civil Service  
Commission.

## Salaries:

Commissioners .....	\$18,000 00	
Chief examiner and		
secretary .....	10,000 00	
Compensation for		
other officers and		
employees .....	186,640 00	
	<u>          </u>	\$214,640 00



## Materials and Supplies:

Stationery and office supplies .....	\$12,000 00	
Office equipment replacement .....	4,500 00	
Vehicular transportation supplies .....	900 00	
	<hr/>	17,400 00

## Services Other Than Personal:

Traveling expenses ..	\$4,000 00	
Advertising .....	2,000 00	
Rent .....	1,500 00	
Printing, binding, photographing and blueprinting .....	600 00	
Miscellaneous expenses .....	750 00	
	<hr/>	8,850 00
		<hr/>
		\$240,890 00
		<hr/>

## A 4. COMPTROLLER'S DEPARTMENT

## Salaries:

Comptroller .....	\$6,000 00	
Chief clerk and deputy comptroller .....	7,000 00	
Chief auditor and accountant .....	6,500 00	
Assistant chief auditor and accountant.	4,200 00	
Head clerk-bookkeeper	3,600 00	
Assistants and clerical services .....	71,830 00	
	<hr/>	\$99,130 00

Comptroller's  
Department.

Materials and Supplies:		
Stationery and office supplies .....	\$4,600 00	
Office equipment replacement .....	250 00	
		<hr/> 4,850 00
Services Other Than Personal:		
Premium on surety bonds .....	\$300 00	
Traveling expenses ..	1,150 00	
Miscellaneous expenses .....	900 00	
		<hr/> 2,350 00
		<hr/> \$106,330 00
Less State Highway Fund credit ....	3,000 00	
		<hr/> \$103,330 00
		<hr/> <hr/>

## A 5. COMMISSIONER OF FINANCE

Finance Commissioner.	Salaries:		
	Commissioner .....	\$10,000 00	
	Deputy commissioner	5,000 00	
	Compensation for assistants and services pursuant to R. S. 52:23-16 ....	19,080 00	
			<hr/> \$34,080 00
Materials and Supplies:			
	Stationery and office supplies .....	\$650 00	
	Office equipment replacement .....	250 00	
	Vehicular transportation supplies .....	250 00	
			<hr/> 1,150 00

## Services Other Than Personal:

Other miscellaneous expenses .....	375 00
The balance in the reclamation expense account as of June 30, 1942, is hereby reappropriated.	

*Capitol Post Office*

## Salaries:

Compensation for employees .....	15,640 00
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Post office.

## Materials and Supplies:

Vehicular transportation supplies .....	\$200 00	
Stationery and office supplies .....	300 00	
Office equipment replacement .....	100 00	
		600 00

## Services Other Than Personal:

Postage .....	\$139,140 00
Insurance and Surety Bonds .....	160 00
	139,300 00

*Telephone and Telegraph*

## Salaries:

Compensation for operators and employees .....	28,467 00
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Telephone and telegraph.

## Services Other Than Personal:

Telephone and telegraph .....	109,195 00
	<u>\$328,807 00</u>

## A 6. EMERGENCY FUND

Governor's  
Emergency  
Fund.

For the Governor, to enable him to meet any emergency requiring the expenditure of money not otherwise appropriated, and to cover any incidental personal expense or the expenses of commissioners appointed by him under statute, or in his discretion ..... \$10,000 00

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## A 7. EXECUTIVE DEPARTMENT

Executive  
Department.

## Salaries:

Governor .....	\$20,000 00	
Secretary to Governor	5,000 00	
Executive Secretary .	3,600 00	
Assistant secretary to Governor .....	4,000 00	
Compensation for assistants .....	36,280 00	
	<hr/>	\$68,880 00

## Materials and Supplies:

Stationery and office supplies .....	2,000 00
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## Services Other Than Personal:

Maintenance, cottage at Sea Girt and entertainment therein	\$7,500 00	
Maintenance of Secretary to the Governor during encampment .....	1,000 00	
Miscellaneous expenses .....	1,300 00	
	<hr/>	9,800 00
		<hr/>
		\$80,680 00

## A 8. SECRETARY OF STATE

Salaries:			Secretary of State.
Secretary .....	\$6,000 00		
Assistant Secretary of State .....	3,600 00		
Chief clerk .....	7,000 00		
Head clerk .....	4,500 00		
Confidential clerk....	3,700 00		
Compensation for as- sistants .....	34,860 00		
	<hr/>	\$59,660 00	
Materials and Supplies:			
Stationery and office supplies .....	\$8,000 00		
Office equipment re- placement .....	200 00		
Vehicular transporta- tion supplies .....	400 00		
	<hr/>	8,600 00	
Services Other Than Personal:			
Traveling Expenses .	\$250 00		
Election expenses ...	26,500 00		
Photostating copies of certificates of incor- poration .....	1,500 00		
Printing copies of the rules of the preroga- tive and the or- phans' court .....	1,600 00		
	<hr/>	29,850 00	
		<hr/>	
		\$98,110 00	
		<hr/>	

## A 9. STATE AUDITOR'S DEPARTMENT

State  
Auditor's  
Department.

## Salaries:

State Auditor .....	\$7,500 00	
Secretary and confidential clerk .....	2,500 00	
Supervising auditor..	4,500 00	
Field supervisors (3)	10,800 00	
Auditors (3) .....	7,020 00	
Junior auditors (10).	18,960 00	
Audit clerks (18)....	26,480 00	
Compensation for assistants .....	3,420 00	
	<hr/>	\$81,180 00

## Materials and Supplies:

Stationery and office supplies .....	\$500 00	
Office equipment replacement .....	500 00	
	<hr/>	1,000 00

## Services Other Than Personal:

Traveling expenses ..	\$6,000 00	
Traveling expenses—additional auditors.	5,000 00	
Printing and binding.	100 00	
Miscellaneous expenses .....	150 00	
	<hr/>	11,250 00
		<hr/>
		\$93,430 00
		<hr/>

## A 10. STATE HOUSE COMMISSION

## Salaries:

State House  
Commission.

Custodian, State House .....	\$5,000 00	
Assistant custodian ..	3,000 00	
Chief engineer—electrician .....	3,000 00	
Superintendent of State House Annex and State Office Building .....	4,500 00	
Compensation for assistants and helpers	210,810 00	
	<hr/>	\$226,310 00

## Materials and Supplies:

Heat, light, power and electricity .....	\$60,500 00	
Stationery and office supplies, furniture and office equipment	2,500 00	
Other materials and supplies .....	18,000 00	
	<hr/>	81,000 00
Current repairs .....		27,000 00

## Services Other Than Personal:

Insurance (other than fire) .....	\$1,100 00	
Freight and express..	350 00	
Maintenance of Stacy Park and Capitol and annex grounds.	4,000 00	
Miscellaneous expenses .....	500 00	
	<hr/>	5,950 00

## Rentals for State Departments in Newark:

Industrial Office Building .....	\$125,640 00
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## Rentals for State Departments in Trenton:

Budget Commission..	2,524 64
Department of Weights and Meas- ures .....	2,400 00
Department of Agri- culture .....	15,500 00
State Employees' Re- tirement System ..	4,140 00
Department of Labor	21,900 00
Rental for building for State exhibits at Trenton Fair .....	5,000 00
Department of Con- servation and De- velopment .....	780 00
State Tax Depart- ment, Beverage Tax Division .....	3,300 00
State Tax Depart- ment, Engineer's Division .....	4,320 00
Crippled Children's Commission .....	1,860 00
Old Age Assistance Commission .....	4,200 00
Department of Local Government .....	4,554 00
Department of Avia- tion .....	900 00

## Rentals in Other Cities:

Associate Justices of Supreme Court of- fices, Camden, Jer- sey City, Atlantic City, Somerville, Morristown, Mill- burn and Montclair	7,320 00
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Rooms for Courts, Atlantic City, Jer- sey City, Camden, Elizabeth, Toms River and Newton .	46,877 00	
State Board of Chil- dren's Guardians, Trenton, Jersey City and Morris- town .....	7,433 00	
Chancellor, Rooms for W. P. A. Project ..	900 00	
	<hr/>	259,548 64
		\$599,808 64
Less State Highway Fund Credit..		20,000 00
		<hr/>
		\$579,808 64
		<hr/>

## A 11. TREASURER'S DEPARTMENT

## Salaries:

Treasurer .....	\$6,000 00	
Cashier and deputy treasurer .....	6,000 00	
Secretary .....	3,000 00	
Compensation for other assistants ...	29,820 00	
	<hr/>	\$44,820 00

Treasurer's  
Department.

## Materials and Supplies:

Stationery and office supplies .....	\$1,500 00	
Office Equipment Re- placement .....	2,500 00	
	<hr/>	4,000 00

## CHAPTER 29, LAWS OF 1942

## Services Other Than Personal:

Traveling Expenses..	\$125 00	
Insurance (other than fire) .....	2,426 00	
Miscellaneous ex- penses .....	275 00	
	<hr/>	2,826 00
		<hr/>
		<hr/>
		\$51,646 00
		<hr/>
		<hr/>

## A 12. STATE PURCHASING DEPARTMENT

*Printing*Purchasing  
Department.

## Services Other Than Personal:

Legislative printing..	\$65,000 00	
Printing and binding public documents ..	3,000 00	
Printing and circulat- ing laws .....	12,000 00	
	<hr/>	\$80,000 00
		<hr/>
		<hr/>

## A 13. STATE ATHLETIC COMMISSIONER

State Athletic  
Commissioner.

## Salaries:

Commissioner .....	\$5,000 00	
Compensation for other assistants ...	22,500 00	
	<hr/>	\$27,500 00

## Materials and Supplies:

Stationery, office supplies and equipment .....	500 00
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## Services Other Than Personal:

Traveling and incidental expenses	3,250 00	
	<hr/>	\$31,250 00
		<hr/>
		<hr/>

## A 14. STATE DEPARTMENT OF LOCAL GOVERNMENT

## Salaries:

Commissioner .....	\$10,000 00	
Members of board ...	18,000 00	
Supervising auditor and secretary .....	6,000 00	
Refunding consultant	500 00	
Assistant supervisors of accounts (2) ....	6,600 00	
Senior auditors.....	20,520 00	
Principal auditors ...	13,920 00	
Head statistical clerk.	3,000 00	
Confidential clerk and legal assistant ....	1,800 00	
Administrative assist- ant .....	2,760 00	
Supervisors of ac- counts (3) .....	13,500 00	
Other employees.....	39,560 00	
	<hr/>	\$136,160 00

Local  
Government  
Department.

## Materials and Supplies:

Stationery and office supplies .....	\$2,100 00	
Office equipment re- placement .....	900 00	
	<hr/>	3,000 00

## Services Other Than Personal:

Traveling expenses ..	\$23,500 00	
Printing and binding.	5,000 00	
Miscellaneous ex- penses .....	1,200 00	
	<hr/>	29,700 00
		<hr/>
		\$168,860 00
		<hr/>

## A 15. STATE DEFENSE COUNCIL

Defense  
Council.

The unexpended balance June 30, 1942, of the amount appropriated for expenses, pursuant to the provisions of chapter 183, laws of 1941 is hereby reappropriated.

## A 16. SECRETARY FOR DEFENSE

Secretary  
for Defense.

Expenses of the office of Secretary of Defense, pursuant to chapter 184, laws of 1941 ..... \$22,860 00  
The unexpended balance as of June 30, 1942, is hereby reappropriated.

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## B. LEGISLATIVE

## B 1. LEGISLATURE

Legislature.

## Salaries:

Senators and mem- bers of General Assembly .....	\$40,833 32	
Compensation for of- ficers and employees	20,000 00	
	<hr/>	\$60,833 32

## Materials and Supplies:

Manuals of the Legislature .....	4,000 00
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## Services Other Than Personal:

Indexing Journal and Minutes and other incidental and contingent expenses .....	35,000 00
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\$99,833 32

## C. JUDICIAL

## C 1. CLERK IN CHANCERY

Salaries:		Clerk in Chancery.
Clerk in Chancery ...	\$6,000 00	
Chief clerk .....	5,500 00	
Law clerks (2) .....	10,100 00	
Compensation for as- sistants .....	90,420 00	
	<hr/>	\$112,020 00
Materials and Supplies:		
Stationery and office supplies .....	\$7,000 00	
Office equipment re- placement .....	1,200 00	
	<hr/>	8,200 00
Services Other Than Personal:		
Premium on surety bonds .....	\$460 00	
Miscellaneous ex- penses .....	800 00	
	<hr/>	1,260 00
		<hr/>
		\$121,480 00
		<hr/>

## C 2. CLERK OF THE SUPREME COURT

Salaries:		Supreme. Court Clerk.
Clerk of the Supreme Court .....	\$6,000 00	
Chief clerk .....	5,500 00	
Compensation for as- sistants .....	43,400 00	
	<hr/>	\$54,900 00

Materials and Supplies:		
Stationery and office supplies .....	\$3,250 00	
Other materials and supplies .....	400 00	
		3,650 00
Services Other Than Personal:		
Miscellaneous expenses .....		800 00
Additions and Improvements:		
The unexpended balance June 30, 1942, of the appropriation for vault equipment is hereby reappropriated.		
		<u>\$59,350 00</u>

## C 3. COURT OF CHANCERY

Chancery  
Court.

Salaries:		
Chancellor .....	\$19,000 00	
Vice-Chancellors .....	180,000 00	
Secretaries to Vice-Chancellors .....	22,400 00	
Chancellor's secretary .....	2,500 00	
Compensation and traveling expenses of sergeants-at-arms .....	40,240 00	
Compensation and allowance of Advisory Masters and their official stenographers .....	22,980 00	
Compensation of stenographers, and for services pursuant to R. S. 2:2-25 and 2:2-28 .....	55,500 00	
Compensation of law assistants to Vice-Chancellors ..	15,800 00	
		<u>\$358,420 00</u>

## Materials and Supplies:

Stationery and office supplies .....	\$3,500 00	
Office equipment replacement .....	1,000 00	
Library supplies ....	1,500 00	
Vehicular transportation supplies .....	400 00	
		<u>6,400 00</u>

## Services Other Than Personal:

Traveling expenses for casual court attendants .....	\$150 00	
Miscellaneous expenses .....	150 00	
Repairs to equipment	100 00	
		<u>400 00</u>
		<u>\$365,220 00</u>

## C 4. COURT OF ERRORS AND APPEALS

## Salaries:

Compensation of judges of the Court of Errors and Appeals, at \$40.00 per diem .....	\$51,000 00	
Compensation of officers .....	3,500 00	
		<u>\$54,500 00</u>

Court of  
Errors and  
Appeals.

## Services Other Than Personal:

Printed or typewritten copies of draft of opinions under the direction of the presiding judge ...	\$1,500 00
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## CHAPTER 29, LAWS OF 1942

Binding State cases, briefs, et cetera, and printing list of causes, et cetera ...	1,500 00	
	<hr/>	3,000 00
		<hr/>
		\$57,500 00
		<hr/>
		<hr/>

## C 5. COURT OF PARDONS

Court of  
Pardons.

## Salaries:

Compensation of judges of the Court of Pardons, at \$20.00 per diem .....	\$2,500 00	
Compensation of clerk and stenog- rapher .....	2,790 00	
	<hr/>	\$5,290 00

## Materials and Supplies:

Stationery and office supplies .....	300 00	
Services Other Than Personal:		
Miscellaneous expenses .....	75 00	
	<hr/>	\$5,665 00
		<hr/>
		<hr/>

## C 6. COMMISSION ON STATUTES

Commission  
on Statutes.Expenses of the commission ap-  
pointed pursuant to the provisions  
chapter 91, laws of 1939.

Salaries .....	\$25,680 00	
Materials and supplies .....	1,000 00	
Services other than personal .....	900 00	
	<hr/>	\$27,580 00
		<hr/>
		<hr/>



## C 7. LAW AND EQUITY REPORTS

Salaries:			Law and Equity Reports.
Chancery reporter ..	\$500 00		
Supreme Court re- porter .....	500 00		
	<hr/>	\$1,000 00	

## C 8. STENOGRAPHIC REPORTERS

For amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursuant to R. S. 2:16-21 ..	\$56,000 00	Court Reporters.
	<hr/>	

## C 9. SUPREME COURT

Salaries:			Supreme Court.
Chief Justice .....	\$19,000 00		
Associate justices ...	144,000 00		
Circuit court judges ..	224,000 00		
Salaries of secretaries to justices of the Supreme Court, pur- suant to R. S. 2:4-13	18,000 00		
Compensation for as- sistants .....	2,000 00		
Board of Bar Examin- ers, salary of mem- bers, secretary, as- sistant secretary and messenger .....	17,150 00		
	<hr/>	\$424,150 00	
Materials and Supplies:			
Office equipment re- placement .....	\$270 00		
Stationery and office supplies .....	350 00		
Educational and li- brary supplies .....	3,000 00		
	<hr/>	3,620 00	

## Services Other Than Personal:

Expenses of Board of Bar Examiners incurred by court order, including disbarment proceedings	2,500 00
	<hr/>
	\$430,270 00
	<hr/>

## D. REGULATIVE

## D 1. BOARD OF COMMERCE AND NAVIGATION

Commerce  
and  
Navigation.

## Salaries:

Director .....	\$4,500 00	
Assistant chief engineer .....	2,000 00	
Consulting engineer ..	1,800 00	
Assistant secretary..	3,480 00	
Office engineer .....	4,200 00	
Hydrographic engineer .....	3,900 00	
Senior hydrographic engineer .....	3,900 00	
Other assistants, public hearings, searches, surveys, witnesses on trespasses, et cetera .....	25,560 00	
	<hr/>	\$49,340 00

## Materials and Supplies:

Stationery and office supplies .....	\$2,500 00
Office equipment replacement .....	1,500 00
Heat, light, power, water, gas and electricity .....	2,800 00
Household supplies ..	600 00
Drugs, medicine and chemicals .....	400 00

Photography, blue-printing and drafting supplies .....	1,400 00	
Engineering supplies .....	1,250 00	
Motor boat transportation and supplies .....	6,600 00	
Motor vehicle transportation and supplies .....	2,500 00	
Clothing .....	400 00	
	<hr/>	19,950 00
Current repairs .....		9,950 00
Services Other Than Personal:		
Traveling expenses ..	\$3,600 00	
Rents .....	9,020 00	
Insurance (other than fire) .....	4,500 00	
Expenses in connection with riparian surveys and study and plans for beach protection measures .....	1,400 00	
Miscellaneous expenses .....	1,000 00	
Advertising for bids and legal notices ..	1,600 00	
Subscriptions and membership fees ..	135 00	
	<hr/>	21,255 00
Expenditures for waterways:		
Lights and buoys ....	\$2,950 00	
Maintenance navigation lights, Cape May - Manasquan River .....	2,990 00	
Maintenance Newark Bay lights and replacements .....	350 00	
	<hr/>	6,290 00

## Unclassified:

Advertising  
State.

Expenses of New Jersey Council to  
advertise the advantages of the  
State, pursuant to Title 52,  
Chapter 9-C of the R. S. . . . . 50,000 00

Appropriation for administration ex-  
penses receivable from School  
Fund pursuant to R. S. 18:10-7,  
\$50,000.00.

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\$156,785 00

## D 2. COMMISSION ON INTERSTATE CO-OPERATION

Interstate  
Co-operation

Expenses incurred by the commission  
appointed pursuant to Joint Resolu-  
tion No. 3, approved March 12,  
1935 . . . . . \$13,500 00

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## D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS

Public Utility  
Commis-  
sioners.

## Salaries:

Members of the board \$36,000 00

Counsel (2) . . . . . 15,000 00

Assistant counsel . . . . . 3,500 00

Secretary . . . . . 7,000 00

Chief engineer, Bur-  
eau of Utilities . . . . . 8,000 00

Principal engineer,  
bridges and grade  
crossings . . . . . 6,000 00

Deputy chief engineer,  
Division of Rates  
and Research . . . . . 6,000 00

Engineers, inspectors,  
clerks, stenogra-  
phers and other em-  
ployees . . . . . 160,981 00

Reporting hearings .. 7,000 00

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\$249,481 00

Materials and Supplies:		
Stationery and office supplies .....	\$3,500 00	
Office equipment replacement .....	1,000 00	
	<hr/>	4,500 00
Services Other Than Personal:		
Traveling expenses ..	\$8,000 00	
Miscellaneous expenses .....	500 00	
Printing .....	3,500 00	
	<hr/>	12,000 00
		<hr/>
		\$265,981 00
		<hr/>

## D 4. BOARD OF SHELL FISHERIES

Salaries:		Shell Fisheries.
Director .....	\$4,000 00	
Chiefs of bureaus ...	5,100 00	
Captains of boats, crews, guards, clerks, et cetera ...	47,700 00	
Special guard service.	500 00	
	<hr/>	\$57,300 00
Materials and Supplies:		
Fuel and power .....	\$4,500 00	
Stationery and office supplies .....	200 00	
Office Equipment Replacement .....	200 00	
License plates .....	300 00	
	<hr/>	5,200 00
Current repairs .....		5,000 00

Services Other Than Personal:		
Traveling expenses ..	\$2,500 00	
Insurance (other than fire) .....	660 00	
Surveying and map- ping .....	1,500 00	
Rent of offices and boats .....	1,260 00	
Services on e small guard boat (Dela- ware bay) .....	1,200 00	
Telephone and tele- graph .....	150 00	
Miscellaneous ex- penses .....	500 00	
	<hr/>	7,770 00
Additions and Improvements:		
Shelling beds, dyna- miting and netting drumfish Depart- ment of Maurice river cove and Atlantic coast and control of oyster drill in Cumberland and Cape May counties .....	\$19,000 00	
Staking State's na- tural spawning oyster beds .....	500 00	
Purchase of guard boat for Atlantic county .....	1,000 00	
	<hr/>	20,500 00
		<hr/>
		\$95,770 00
		<hr/>

## D 5. COUNTY BOARDS OF TAXATION

For salaries of members of the		
county boards of taxation .....	\$161,700 00	County Tax Boards.

## D 6. DEPARTMENT OF BANKING AND INSURANCE

## Salaries:

Commissioner .....	\$6,000 00	
Deputy Commissioner, Bureau of Banking	7,500 00	
Deputy Commissioner, Bureau of Insur- ance .....	7,500 00	
Deputy Commissioner, Bureau of Building and Loan Associa- tions .....	7,500 00	
Chief Insurance Ex- aminer .....	7,500 00	
Bank Examiners ....	120,540 00	
Small Loan Ex- aminers .....	9,300 00	
Insurance Examiners	76,920 00	
Building and Loan Association Ex- aminers .....	208,320 00	
Clerks, stenographers and other em- ployees .....	175,960 00	
	<u>          </u>	\$627,040 00

Banking and  
Insurance.

## Materials and Supplies:

Motor vehicular trans- portation supplies .	\$100 00	
Stationery and office supplies .....	3,000 00	
Office equipment re- placement .....	2,000 00	
	<u>          </u>	5,100 00

## Services Other Than Personal:

Traveling expenses ..	\$56,000 00	
Freight, express and cartage .....	350 00	
Subscriptions .....	475 00	
Compiling and printing valuations ....	450 00	
Rents .....	9,000 00	
Printing .....	14,000 00	
Miscellaneous expenses .....	800 00	
Membership fee, National Association of State Banks and convention expenses	185 00	
Insurance (other than fire) .....	225 00	
		81,485 00
		<u>\$713,625 00</u>

## D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT

*Administration*Conservation  
and  
Development.

## Salaries:

State Forester and Director .....	\$6,000 00	
Other employees ....	12,420 00	
		\$18,420 00
Materials and supplies .....		1,500 00
Current repairs .....		50 00
Services other than personal .....		320 00

*Geologic and Topographic Surveys*

Surveys.

## Salaries:

State Geologist .....	\$4,800 00	
Topographic engineer	3,600 00	
Other employees ....	2,040 00	
		10,440 00



Materials and supplies.....	100 00
Current repairs .....	50 00
Services other than personal .....	3,555 00

*State Museum*

Salaries:		Museum.
Curator .....	\$3,600 00	
Museum preparator .	3,000 00	
Other employees ....	24,940 00	
	<hr/>	
	31,540 00	
Materials and supplies .....	6,500 00	
Current repairs .....	1,000 00	
Services other than personal .....	2,750 00	
Additions and improvements .....	600 00	

*Forestry Investigation, Advice and Assistance*

Salaries:		Forestry.
Land agent .....	\$4,500 00	
Senior assistant for-		
ester .....	3,000 00	
Other employees ....	15,130 00	
	<hr/>	
	22,630 00	
Materials and supplies .....	500 00	
Current repairs .....	250 00	
Services other than personal .....	5,000 00	

*State Forests*

Salaries:		State forests
Senior assistant for-		
ester .....	\$3,000 00	
Other employees ....	36,005 00	
Labor (per diem) ...	4,500 00	
	<hr/>	
	43,505 00	
Materials and supplies .....	4,550 00	
Current repairs .....	5,500 00	
Services other than personal .....	3,600 00	
Extraordinary Expenditures:		
Tax lieu on State forests, et cetera.	8,587 00	

*State Forest Nurseries and Reforestation*Forest  
nurseries.

## Salaries:

Senior assistant forester .....	\$3,000 00	
Other employees ....	11,490 00	
Labor (per diem) ...	4,000 00	
		18,490 00
Materials and supplies .....	2,500 00	
Current repairs .....	600 00	
Services other than personal .....	1,000 00	

*State Parks*

State parks.

## Salaries:

Supervisors, guards and other employees	\$62,020 00	
Labor .....	1,020 00	
		63,040 00
Materials and supplies .....	7,500 00	
Current repairs .....	8,000 00	
Services other than personal .....	1,800 00	

All unexpended balances in the accounts derived from revenues received from all State parks under the jurisdiction of the Department of Conservation and Development; and also the revenues received from the same parks are hereby appropriated for the use of the Department of Conservation and Development for the operation, maintenance and development of said parks:

*Preventing and Extinguishing Forest Fires*

Salaries:		Forest fires.
State fire warden . . . .	\$4,000 00	
Other employees . . . .	105,410 00	
Labor (per diem) on fire lines . . . . .	2,490 00	
	<hr/>	111,900 00
Materials and supplies . . . . .	4,000 00	
Current repairs . . . . .	2,500 00	
Services other than personal . . . . .	13,000 00	
Extraordinary Expenses:		
Fire fighting costs . . . . .	15,000 00	

*Delaware and Raritan Canal*

Maintenance of the Delaware and Raritan Canal, all receipts derived from the operation thereof; and also the following appropriation ..	17,000 00	Delaware and Raritan canal.
	<hr/>	
	\$437,277 00	
	<hr/>	

## D 8. DEPARTMENT OF HEALTH

Salaries:		Department of Health.
Director . . . . .	\$6,760 00	
Director, Federal Su- pervision . . . . .	1,240 00	
Chief, Bureau of Ad- ministration . . . . .	4,200 00	
Registrar, Bureau of Vital Statistics . . . .	4,200 00	
Chief, Bureau of Local Health Administra- tion . . . . .	4,860 00	
Chief, Bureau of Food and Drugs . . . . .	4,860 00	
Chief, Bureau of Pub- lic Health Educa- tion . . . . .	4,000 00	

Chief, Bureau of Sanitary Engineering ..	5,560 00	
Chief, Bureau of Chemistry .....	4,860 00	
Chief, Bureau of Bacteriology .....	4,860 00	
Senior Sanitary Engineer, Bureau of Engineering .....	3,600 00	
Veterinarian .....	3,900 00	
District Health Officers (5) .....	16,680 00	
Assistant Epidemiologists, Local Health Administration (2)	7,920 00	
Consultant — Dental Health Program ..	4,000 00	
Consultant—Negro Health Program ..	3,000 00	
Engineers, inspectors, investigators, laboratory and other employees, present, \$175,240.00; new, \$8,680.00 .....	183,920 00	
	<hr/>	\$268,420 00
Materials and Supplies:		
Stationery and office supplies .....	\$3,000 00	
Engineering supplies:	770 00	
Vehicular transportation supplies .....	2,750 00	
Laboratory supplies .	10,000 00	
Laboratory receipts .	500 00	
Other materials and supplies .....	250 00	
Dental health education materials ....	500 00	
Office equipment replacement .....	650 00	
	<hr/>	18,420 00

## Services Other Than Personal:

Printing .....	\$11,000 00	
Traveling expenses ..	16,000 00	
Miscellaneous ex- penses .....	2,500 00	
Rental of tabulation machines .....	1,296 00	
Binding volumes of birth, marriage and death certificates .	750 00	
Court expenses .....	500 00	
Rents .....	1,680 00	
Maintenance of trailer	280 00	
Insurance (other than fire) .....	640 00	
	<hr/>	34,646 00

## Extraordinary Expenditures:

The unexpended balance, June 30, 1942, of the amount appropriated for Pneumonia serum, pursuant to chapter 204, laws of 1940, is hereby reappropriated.		
Biological assays .....		1,000 00

*Bureau of Venereal Disease Control*

## Salaries:

Chief .....	\$3,600 00
Consultant .....	3,600 00
Other employees ....	10,320 00
	<hr/>
	\$17,520 00

Venereal  
disease control.

## Materials and Supplies:

Drugs and clinic sup- plies .....	\$5,000 00
Stationery and office supplies .....	300 00
	<hr/>
	\$5,300 00

## Services Other Than Personal:

Traveling expenses,		
printing and other		
miscellaneous .....	\$2,500 00	
		25,320 00

*Sanitary Shell Fish Control Bureau*

Shell fish.	Salaries .....	\$14,940 00	
	Materials and supplies .	850 00	
	Services other than per-		
	sonal .....	6,000 00	
			21,790 00

*Ice Cream License Bureau*

Ice cream	Salaries .....	\$2,100 00	
license.	Materials and supplies .	100 00	
	Services other than per-		
	sonal .....	275 00	
			2,475 00

*Milk Plant License Bureau*

Milk plant	Salaries .....	\$8,580 00	
license.	Materials and supplies .	535 00	
	Services other than per-		
	sonal .....	2,000 00	
			11,115 00

*Toxoid Distribution Bureau*

Toxoid	Salaries .....	\$1,620 00	
distribution.	Materials and supplies .	9,860 00	
	Services other than per-		
	sonal .....	300 00	
			11,780 00

*Maternal and Child Health Bureau*

Salaries .....	\$85,077 12	Maternal and child health.
Materials and supplies .	2,107 50	
Services other than per- sonal .....	16,195 50	
	<hr/>	
	103,380 12	
	<hr/>	
	\$498,346 12	
	<hr/>	

## D 9. DEPARTMENT OF LABOR

Salaries:		Department of Labor.
Commissioner of La- bor .....	\$6,000 00	
Deputy Commission- ers Workmen's Compensation, pres- ent, \$59,500.00; new, \$17,000.00 .....	76,500 00	
Deputy Commission- ers of Labor and Chiefs of bureaus..	25,200 00	
Supervisor, informal hearings .....	5,300 00	
Examiners, inspectors, clerks and other em- ployees, present, \$228,646.00; new, \$1,920.00 .....	230,566 00	
Bureau for Women and Children .....	3,720 00	
Wage Collection Divi- sion .....	7,920 00	
Minimum Wage Divi- sion .....	47,260 00	
Child Labor Bureau .	22,440 00	
	<hr/>	
	\$424,906 00	

## Materials and Supplies:

Stationery and office supplies .....	\$6,000 00	
Office equipment .....	3,000 00	
Coal, Jersey City, Trenton and Paterson .....	1,200 00	
Vehicular transportation supplies .....	380 00	
Lighting, power and water service .....	1,500 00	
		12,080 00
Current repairs .....		200 00

## Services Other Than Personal:

Traveling expenses (Inspectors, Referees, Adjusters, etc.)	\$20,000 00	
Rent, Jersey City, Paterson or other cities	10,800 00	
Miscellaneous expenses .....	1,511 25	
Printing .....	4,000 00	
Expenses for Industrial Safety Campaign .....	800 00	
Printing (Child Labor Bureau) .....	1,000 00	
Traveling expenses (Child Labor Bureau) .....	2,500 00	
		40,611 25
		<u>\$477,797 25</u>



## D 10. DEPARTMENT OF WEIGHTS AND MEASURES

Salaries:		Weights and Measures.
Superintendent .....	\$5,000 00	
Assistant Superintendent, Chief Clerk	4,000 00	
Compensation for assistants .....	15,540 00	
Inspectors and one clerk, Coal Statute Enforcement .....	17,620 00	
	<hr/>	\$42,160 00
Materials and Supplies:		
Vehicular transportation supplies .....	\$1,500 00	
Metal seals .....	250 00	
Stationery and office supplies .....	500 00	
Other materials and supplies .....	100 00	
Equipment and supplies, Coal Statute Enforcement .....	3,600 00	
Office equipment replacement .....	100 00	
	<hr/>	6,050 00
Current repairs .....		50 00
Services Other Than Personal:		
Traveling expenses, including samples purchased and Coal Statute Enforcement .....	\$8,000 00	
Insurance (other than fire) .....	600 00	
Miscellaneous expenses .....	400 00	
Printing and binding.	600 00	
	<hr/>	9,600 00

## Additions and Improvements:

Camera for Photo-		
graphing Evidence.	\$100 00	
Glass cases for stor-	.	
ing standards and		
Equipment .....	100 00	
	<hr/>	200 00
		<hr/>
		\$58,060 00
		<hr/>
		<hr/>

## D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY

Health  
Officers.

Health officer of the Port of Perth		
Amboy, for salary, pursuant to		
R. S. 26:4-111 .....	\$1,000 00	
Deputy health officer .....	250 00	
	<hr/>	\$1,250 00
		<hr/>
		<hr/>

## D 12. STATE BOARD OF TAX APPEALS

Board of  
Tax Appeals.

## Salaries:

President .....	\$6,500 00	
Members of board ...	27,000 00	
Secretary .....	6,500 00	
Compensation for		
other assistants ...	39,500 00	
	<hr/>	\$79,500 00

## Materials and Supplies:

Stationery and office		
supplies .....	\$2,500 00	
Vehicular transporta-		
tion supplies .....	250 00	
Office equipment re-		
placement .....	500 00	
	<hr/>	3,250 00

## Services Other Than Personal:

Traveling expenses ..	\$3,500 00	
Miscellaneous ex-		
penses .....	500 00	
Printing "Report of		
Cases" .....	400 00	
	<hr/>	4,400 00
		<hr/>
		\$87,150 00
		<hr/>
		<hr/>

D 13. STATE BOARD OF TENEMENT HOUSE  
SUPERVISION

## Salaries:

Secretary and execu-			Tenement
tive officer .....	\$7,000 00		House
Compensation for as-			Supervision.
sistants and other			
employees .....	89,060 00		
	<hr/>	\$96,060 00	

## Materials and Supplies:

Stationery and office		
supplies .....	\$300 00	
Other materials and		
supplies .....	300 00	
Vehicular transporta-		
tion supplies .....	1,000 00	
Office equipment re-		
placement .....	150 00	
	<hr/>	1,750 00

## Services Other Than Personal:

Traveling expenses ..	\$7,000 00
Miscellaneous ex-	
penses .....	300 00
Garage rent .....	216 00

Printing, binding, photographing and blueprinting .....	200 00	
Insurance (other than fire) .....	150 00	
	<hr/>	7,866 00
		<hr/>
		<u>\$105,676 00</u>

## D 14. REAL ESTATE COMMISSION

Real Estate  
Commission.

## Salaries:

Commissioners (5) ..	\$17,000 00	
Secretary .....	5,000 00	
Chief examiner and investigator .....	4,500 00	
Other employees ....	23,460 00	
	<hr/>	\$49,960 00

## Materials and Supplies:

Stationery and office supplies .....	\$300 00	
Office equipment re- placement .....	963 00	
	<hr/>	1,263 00

## Services Other Than Personal:

Traveling expenses ..	\$2,500 00	
Printing, binding, photographing and blueprinting .....	900 00	
Miscellaneous ex- penses .....	400 00	
Subpœna and class room fees .....	500 00	
Insurance (other than fire) and bond pre- miums .....	209 00	
	<hr/>	4,509 00
		<hr/>
		<u>\$55,732 00</u>

## D 15. DEPARTMENT OF STATE POLICE

## Salaries:

State Police.

Colonel and superintendent .....	\$9,000 00	
Major and deputy superintendent .....	5,000 00	
Captains .....	15,360 00	
Lieutenants .....	25,920 00	
Noncommissioned officers, troopers, et cetera .....	739,490 85	
Medical and surgical services .....	7,500 00	
	<hr/>	\$802,270 85

## Materials and Supplies:

Food .....	\$27,000 00	
Clothing .....	25,000 00	
Heat, light, power, water, gas and electricity .....	9,600 00	
Vehicular transportation supplies .....	60,000 00	
Household and organization supplies ....	8,250 00	
Medical, surgical and laboratory supplies.	2,000 00	
Stationery and office supplies .....	4,750 00	
Office equipment replacement .....	1,000 00	
Replacement of motor vehicles .....	60,000 00	
	<hr/>	197,600 00
Current repairs .....		6,000 00

## Services Other Than Personal:

Traveling expenses ..	\$1,400 00	
Rents .....	16,500 00	
Telephone and telegraph .....	10,500 00	
Insurance (other than fire) .....	6,500 00	
Freight, express and cartage .....	50 00	
Emergency fund, all bills to be approved by the State House Commission .....	1,000 00	
Food and lodging ...	153,000 00	
		<hr/>
		188,950 00

## Additions and Improvements:

Office equipment .....	\$180 00	
Household equipment .....	280 00	
		<hr/>
		460 00

*System of Communication*

Communications.

## Salaries:

Supervisors .....	\$6,480 00	
Assistant supervisors .....	27,500 00	
Operators .....	23,940 00	
		<hr/>
		57,920 00

## Materials and Supplies:

Stationery and office supplies .....	\$2,500 00	
Parts and tools .....	5,000 00	
		<hr/>
		7,500 00

## Services Other Than Personal:

Rental of communications instruments and power .....	52,500 00	
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## Additions and Improvements:

Purchase of communications equipment .....	15,000 00	
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*Bureau of Identification*

Salaries:			Identification bureau.
Supervisor .....	\$3,840 00		
Other officers and em- ployees, present, \$49,400.00; new, \$6,- 240.00 .....	55,640 00		
		59,480 00	
Materials and Supplies:			
Stationery and office supplies .....	\$4,000 00		
Photographic, blue- printing and draft- ing supplies .....	3,000 00	7,000 00	
Services Other Than Personal:			
Rental, fingerprint sorter .....		2,832 00	
Additions and Improvements:			
Office equipment .....	\$4,000 00		
Scientific equipment .	2,450 00	6,450 00	
		\$1,403,962 85	
Payment of fifty per centum (50%) of this appropriation to be made from the State Highway Fund..		701,981 42	
		\$701,981 43	

## D 16. STATE WATER POLICY COMMISSION

Water Policy  
Commission.

## Salaries:

Engineer in charge .	\$5,760 00	
Assistant division en-		
gineer .....	4,500 00	
Assistant engineer ..	3,600 00	
United States Geolog-		
ical Survey employ-		
ees (1/2 salary) ....	10,480 00	
Other employees ...	10,500 00	
		\$34,840 00

## Materials and Supplies:

Stationery and office		
supplies .....	\$400 00	
Engineering supplies.	350 00	
Vehicular transporta-		
tion supplies .....	1,200 00	
Office equipment re-		
placement .....	250 00	
		2,200 00
Current Repairs .....		2,000 00

## Services Other Than Personal:

Traveling expenses ..	\$2,000 00	
Telephone and tele-		
graph .....	300 00	
Postage .....	300 00	
Printing, binding,		
photographing and		
blueprinting .....	350 00	
Rents .....	5,225 00	
Miscellaneous ex-		
penses .....	300 00	
		8,475 00
		\$47,515 00



## D 17. STATE TAX DEPARTMENT

*Commissioner's Office*

## Salaries:

Secretary .....	\$2,400 00
Other employees ....	1,380 00

State Tax  
Department.Operation  
of office.

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 \$3,780 00

Materials and supplies . 250 00

Services other than per- sonal .....	900 00
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 \$4,930 00
*Administrative Service*

## Salaries:

Clerical employees .. \$15,120 00

Materials and supplies. 150 00

Services other than per- sonal .....	7,060 00
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 22,330 00
*Corporation Tax Division*

## Salaries:

Chief clerk ..... \$3,600 00

Principal corporation  
tax clerk ..... 3,360 00

Clerical employees .. 39,960 00

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 \$46,920 00

Materials and supplies . 1,900 00

Services other than per- sonal .....	3,525 00
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 52,345 00
Corporation  
tax division.

## Unclassified:

Upon approval of the  
State Tax Commis-  
sioner, the Comp-  
troller of the Treas-  
ury is hereby author-

ized and directed to allow and certify to the S t a t e Treasurer for payment any duplicate payment of tax, or any amount legally adjudged to be an overpayment of franchise taxes and interest thereon by any so-called miscellaneous corporation, provided any such taxes shall not have been assessed or fixed earlier than two years prior to the date of instituting proceedings to recover such overpayment. The State Treasurer is hereby authorized and directed to pay warrants issued therefor by the Comptroller.

*Engineering and Railroad Tax Division*

Railroad tax division.	Salaries:	
	Chief engineer .....	\$11,000 00
	Field Engineer—railroad tax .....	4,980 00
	Office engineer — railroad tax .....	4,980 00
	Other employees, present, \$37,440.00; new, \$8,640.00 .....	46,080 00
		<hr/> \$67,040 00

Materials and supplies .	3,450 00	
Services other than personal .....	1,700 00	
	<hr/>	72,190 00

*Local Tax Division*

Salaries:		Local tax division.
Field secretary .....	\$4,300 00	
Other employees ....	4,140 00	
	<hr/>	
	\$8,440 00	
Materials and supplies .	100 00	
Services other than personal .....	200 00	
	<hr/>	8,740 00

*Transfer Inheritance Tax Division*

Salaries:		Inheritance tax division.
State Supervisor—inheritance tax .....	\$11,500 00	
Head inheritance tax clerks (2) .....	13,000 00	
District supervisors .	9,120 00	
Other employees ....	186,760 00	
	<hr/>	
	\$220,380 00	
Materials and supplies .	7,000 00	
Services other than personal .....	2,650 00	
Additions and improvements .....	1,000 00	

## Unclassified:

Upon approval of the State Tax Commissioner, the Comptroller of the Treasury is hereby authorized and it shall be

his duty to withdraw from the State Fund such amounts as shall be required to carry out the provisions of R. S. 54:33-10, payment of five per centum (5%) of tax collected to counties, and to refund and pay such claims as may be necessary and the State Treasurer shall pay same upon the warrants of said Comptroller, and there is hereby appropriated the amount necessary therefor, approximating ..... 300,000 00

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531,030 00

*Public Utility Tax Division*

Utility tax  
division.

Salaries:

Chief .....	\$3,660 00	
Other employees ....	10,140 00	
	<hr/>	
	\$13,800 00	
Materials and supplies .	1,300 00	
Services other than personal .....	1,450 00	
	<hr/>	
		16,550 00

*Beverage Tax Division*

## Salaries:

Director .....	\$6,000 00
Other employees ....	205,440 00

Beverage  
tax division.

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 \$211,440 00

Materials and supplies .	7,150 00
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Services other than per- sonal .....	18,500 00
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 237,090 00

## Unclassified:

Upon approval of the State Tax Commissioner, the Comptroller of the Treasury is hereby authorized and it shall be his duty to withdraw from the State fund, moneys to refund and pay such claims for refund as may be necessary under the various provisions of Title 54 of the Revised Statutes and any statutes superseded thereby, and the State Treasurer shall pay same upon warrant of the said Comptroller.

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 \$945,205 00
 

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## D 18. DEPARTMENT OF AVIATION

Expenses incurred by the Department of Aviation, established pursuant to chapter 1 of Title 6 of the R. S.

Aviation  
Department.

## Salaries:

Director of Aviation .	\$6,000 00	
Compensation of other employees ...	7,500 00	\$13,500 00
		<hr/>

## Materials and Supplies:

Stationery and office supplies and equip- ment .....	\$300 00	
Maintenance of air- craft .....	750 00	
Other materials and supplies .....	200 00	1,250 00
		<hr/>

## Services Other Than Personal:

Traveling expenses ..	\$2,500 00	
Insurance (other than fire) .....	695 00	
Miscellaneous ex- penses .....	400 00	3,595 00
		<hr/>
		<hr/>
		\$18,345 00
		<hr/>
		<hr/>

## D 19. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

Alcoholic  
Beverage  
Control.

## Salaries:

Commissioner .....	\$16,500 00
Deputy commissioners	12,000 00
Attorney in chief ....	5,000 00
Counsel in chief .....	6,000 00
Chief inspector .....	3,500 00
Senior inspectors ....	24,480 00
Inspectors .....	15,400 00
Investigators .....	183,580 00
Confidential secretary	3,000 00
Secretary to commis- sioner .....	1,980 00

Compensation for other assistants and clerical services ...	77,900 00	
Compensation Award, Mrs. Wm. C. Carr..	104 24	
	<hr/>	\$349,444 24
Materials and Supplies:		
Stationery and office supplies .....	\$5,000 00	
Other materials and supplies .....	1,000 00	
Office, ordinance and seizure equipment..	3,000 00	
	<hr/>	9,000 00
Services Other Than Personal:		
Traveling expenses ..	\$55,000 00	
Printing, binding, pho- tographing and blueprinting .....	6,000 00	
Insurance (other than fire) .....	1,000 00	
Miscellaneous ex- penses .....	4,800 00	
Seizure expenses ....	4,500 00	
	<hr/>	71,300 00
		<hr/>
		\$429,744 24
		<hr/> <hr/>

## D 20. STATE BOARD OF BEAUTY CULTURE CONTROL

Salaries:		Beauty Culture Control.
Commissioners .....	\$10,000 00	
Secretary .....	3,000 00	
Inspectors and other employees .....	16,600 00	
	<hr/>	\$29,600 00

Materials and Supplies:		
Vehicular transportation supplies .....	\$1,000 00	
Stationery and office supplies .....	300 00	
Office equipment replacement .....	50 00	
	<hr/>	1,350 00
Services Other Than Personal:		
Traveling expenses ..	\$1,800 00	
Rents .....	2,712 00	
Insurance (other than fire) .....	200 00	
Miscellaneous expenses .....	200 00	
Printing, binding, photographing and blueprinting .....	1,000 00	
	<hr/>	5,912 00
		<hr/>
		\$36,862 00
		<hr/>

## D 21. BOARD OF BARBER EXAMINERS

Barber  
Examiners.

Salaries:		
Officers and employees .....	\$16,650 00	
Materials and Supplies:		
Stationery and office supplies .....	400 00	
Services Other Than Personal:		
Traveling expenses ..	\$3,000 00	
Miscellaneous expenses .....	1,180 00	
	<hr/>	4,180 00
		<hr/>
		\$21,230 00
		<hr/>



## D 22. INTERSTATE SANITATION COMMISSION

Expenses incurred by the commission appointed pursuant to chapter 321, laws of 1935 .....	\$15,000 00	Interstate Sanitation Commission.
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## D 23. RACING COMMISSION

Salaries:		Racing Commission.
Counsel .....	\$5,000 00	
Secretary .....	4,000 00	
Other employees ....	15,000 00	
	<u>\$24,000 00</u>	

Materials and Supplies:		
Vehicular transporta- tion supplies .....	\$300 00	
Stationery and office supplies .....	1,000 00	
	<u>1,300 00</u>	

Services Other Than Personal:		
Traveling expenses ..	\$2,000 00	
Rents .....	1,584 00	
Insurance (other than fire) .....	375 00	
Subscriptions and membership fees ..	205 00	
Printing .....	1,000 00	
Miscellaneous ex- penses .....	500 00	
	<u>5,664 00</u>	

Additions and Improvements:		
Veterinarian equipment .....	200 00	
	<u>\$31,164 00</u>	

## E. EDUCATIONAL

E 1. STATE BOARD OF REGENTS (STATE  
AGRICULTURAL COLLEGE)Board of  
Regents.

Rutgers University (State Agricultural College) .....	\$800,000 00
Purchase of scholarships at Rutgers University, including the New Jersey College for Women .....	200,000 00
College for Women .....	366,500 00
Newark Technical School and Newark College of Engineering .....	65,000 00

*Administrative*

Board of Regents:		
Salaries .....	\$8,160 00	
Materials and supplies	135 00	
Services other than personal .....	2,230 00	
		10,585 00
Payments under this account to be made pursuant to R. S. 18:10-31.		
		<u>\$1,442,085 00</u>

## E 2. COMMISSIONER OF EDUCATION

Commissioner  
of Education.

Salaries:	
Commissioner .....	\$15,000 00
Five assistant commissioners .....	35,000 00
Director of adult education .....	6,000 00
Physical training superintendent .....	6,500 00
Physical training assistant superintendent .....	3,340 00
Physical training instructor .....	3,400 00
Inspector of buildings	4,500 00

Superintendent of industrial education .	4,050 00	
Inspectors of accounts (2) .....	5,800 00	
Inspectors of school accounts .....	3,800 00	
Assistant for high school work .....	5,000 00	
Assistant in education	3,200 00	
Clerical services .....	41,645 00	
	<hr/>	\$137,235 00
Materials and Supplies:		
Stationery and office supplies .....	\$14,000 00	
Office equipment replacement .....	600 00	
Vehicular transportation supplies .....	1,400 00	
	<hr/>	16,000 00
Services Other Than Personal:		
Traveling expenses .	\$4,500 00	
Postage .....	3,000 00	
Telephone and telegraph .....	1,500 00	
Miscellaneous expenses .....	650 00	
Rents .....	17,007 00	
Printing special bulletins .....	800 00	
	<hr/>	27,457 00

The moneys in this item appropriated shall be deducted in the same manner as the moneys heretofore appropriated to the Superintendent of Public Instruction are required to be deducted pursuant to R. S. 18:10-31.

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\$180,692 00

*Academic Certificate Fund*

Salaries .....	\$4,260 00	
Materials and supplies .	275 00	
Services other than personal .....	2,000 00	
		<u>\$6,535 00</u>

## E 3. COUNTY SUPERINTENDENTS

County superintendents.	For county superintendents, for salaries, payments to be made pursuant to R. S. 18:10-31 .....	\$105,000 00
		<u><u></u></u>

## E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS

Evening schools.	For the purpose of carrying out the provisions of article 9, chapter 15 of Title 18 of the R. S., payment to be made pursuant to R. S. 18:10-31 .....	\$15,000 00
		<u><u></u></u>

## E 5. INDUSTRIAL EDUCATION

Industrial education.	For payments to schools established for industrial education pursuant to R. S. 18:15-24 .....	\$69,000 00
	Payments to schools for manual training, pursuant to R. S., chapter 9 of Title 52 .....	700,000 00
	Payments under this account to be made pursuant to R. S. 18:10-31.	
		<u>\$769,000 00</u>

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL  
FOR COLORED YOUTH

For salaries and wages, and for maintenance of the Manual Training and Industrial School for Colored Youth, on the basis of four hundred students.

Bordentown  
Industrial  
School.

Salaries and Wages:

Principal .....	\$6,000 00	
Preceptress .....	2,000 00	
Teachers .....	73,120 00	
Other officers and employees .....	39,930 00	
Student labor .....	6,000 00	
		\$127,050 00

Materials and Supplies:

Food .....	\$28,000 00	
Heat, light, power, water, gas and electricity .....	26,000 00	
Household and organization supplies ....	7,000 00	
Farm, stable and grounds supplies ..	12,000 00	
Industrial and vocational supplies ....	4,000 00	
Educational, recreational and library supplies .....	4,000 00	
Medical and surgical supplies .....	800 00	
Stationery and office supplies .....	200 00	
Vehicular transportation supplies .....	700 00	
Other materials and supplies .....	100 00	
Office equipment replacement .....	300 00	
		83,100 00

Current repairs ..... 10,000 00

## Services Other Than Personal:

Traveling expenses..	\$1,000 00	
Postage .....	800 00	
Telephone and telegraph .....	1,325 00	
Entertainment expenses .....	600 00	
Printing .....	400 00	
Religious services ...	200 00	
Miscellaneous expenses .....	150 00	
		4,475 00

## Additions and Improvements:

Boiler and heat units for auto mechanics shop .....	\$2,100 00	
Compressor shell and condenser-refrigerating system .....	1,050 00	
Overhauling fire system .....	1,000 00	
Power sewing machines .....	1,200 00	
		5,350 00

Payments under this account to be made pursuant to R. S. 18:10-31.

\$229,975 00

## E 7. SCHOOL FOR THE DEAF

School for  
the Deaf.

For salaries and wages and for maintenance of the New Jersey School for the Deaf, on a basis of three hundred and seventy-five pupils.

Salaries and wages:	
Superintendent .....	\$5,000 00
Principal, teachers and instructors ...	137,345 00
Other officers and em- ployees .....	76,315 00
Medical and surgical fees .....	900 00
	<hr/> \$219,560 00

Materials and Supplies:	
Food .....	\$39,000 00
Clothing .....	1,500 00
Heat, light, power, water, gas and elec- tricity .....	25,000 00
Household supplies ..	8,000 00
Farm, stable and grounds supplies ..	1,200 00
Industrial and voca- tional supplies ....	6,500 00
Medical and surgical supplies .....	800 00
Educational, recrea- tional and library supplies .....	4,500 00
Stationery and office supplies .....	500 00
Vehicular transporta- tion supplies .....	1,200 00
Other materials and supplies .....	350 00
	<hr/> 88,550 00
Current repairs .....	7,150 00

Services Other Than Personal:	
Traveling expenses (including chil- dren's carfare) ...	\$1,000 00
Entertainment ex- penses .....	750 00
Freight, express and cartage .....	50 00

## CHAPTER 29, LAWS OF 1942

Postage .....	350 00	
Telephone and tele- graph .....	1,200 00	
		3,350 00
Additions and Improvements:		
Earphones and equip- ment .....	\$2,000 00	
Replacement heating equipment .....	10,000 00	
		12,000 00
Payments under this account to be made pursuant to R. S. 18:10-31.		
		<u>\$330,610 00</u>

## E 8. STATE BOARD OF EDUCATION

Board of Education	Expenses incurred by the Board of Education .....	\$1,400 00	
	Fire and other insurance premiums on buildings under control of State Board of Education .....	26,500 00	
	Payments under this account to be made pursuant to R. S. 18:10-31.		
		<u>\$27,900 00</u>	

## E 9. STATE BOARD OF EXAMINERS

Board of Examiners.	Salaries:		
	Head clerk .....	\$2,100 00	
	Clerical services ....	2,880 00	
			\$4,980 00
Materials and Supplies:			
	Stationery and office supplies .....	660 00	



Services Other Than Personal:		
Traveling expenses ..	\$200 00	
Miscellaneous ex- penses .....	50 00	
		250 00
Payments under this account to be made pursuant to R. S. 18:10-31.		
		<u>\$5,890 00</u>

## E 10. STATE TEACHERS COLLEGE, GLASSBORO

For salaries and wages and for the maintenance of the State Teachers College, Glassboro, on the basis of three hundred and sixty students.

Teachers  
College,  
Glassboro.

Salaries and Wages:		
President .....	\$7,500 00	
Teachers .....	94,703 84	
Other employees ....	21,729 00	
		\$123,932 84
Materials and Supplies:		
Heat, light, power, water, gas and elec- tricity .....	\$10,000 00	
Farm, stable and grounds supplies ..	400 00	
Educational, recrea- tional and library supplies .....	6,000 00	
Stationery and office supplies .....	500 00	
Household supplies ..	600 00	
Medical, surgical and laboratory supplies	100 00	
Vehicular transporta- tion supplies .....	100 00	
Office equipment re- placement .....	100 00	
		17,800 00
Current repairs .....		3,800 00

## Services Other Than Personal:

Traveling expenses ..	\$450 00	
Traveling expenses, supervisors of stu- dent teaching .....	1,000 00	
Postage .....	600 00	
Telephone and tele- graph .....	450 00	
Rents .....	80 00	
Miscellaneous ex- penses .....	375 00	
Printing .....	515 00	
		3,470 00

## Additions and Improvements:

Farm, stable and grounds equip- ment .....	400 00
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## Unclassified:

In addition to the several amounts above appropriated, there may be expended upon the approval of the State House Commission any moneys received from dormitory or extension course fees or charges in excess of the receipts anticipated.

The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to R. S. 18:10-31.

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\$149,402 84

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## E 11. STATE TEACHERS COLLEGE, JERSEY CITY

Teachers  
College,  
Jersey City.

For salaries and wages and for the maintenance of the State Teachers College, Jersey City, on the basis of four hundred and twenty-five students.

## Salaries and Wages:

President .....	\$7,500 00	
Teachers .....	116,080 00	
Other employees ....	25,165 00	
	<hr/>	\$148,745 00

## Materials and Supplies:

Heat, light, power, water, gas and elec- tricity .....	\$5,945 00	
Educational, recrea- tional and library supplies .....	8,000 00	
Stationery and office supplies .....	700 00	
Other materials and supplies .....	150 00	
Household supplies ..	1,350 00	
Ground supplies .....	400 00	
Medical, surgical and laboratory supplies	100 00	
Office equipment re- placement .....	350 00	
	<hr/>	16,995 00
Current repairs .....		5,200 00

## Services Other Than Personal:

Traveling expenses ..	\$500 00	
Postage .....	600 00	
Telephone and tele- graph .....	650 00	
Miscellaneous ex- penses .....	550 00	
Printing, including catalog .....	700 00	
Traveling expenses— Supervision of stu- dent training .....	550 00	
	<hr/>	3,550 00

New Jersey State Library

## Unclassified:

In addition to the several amounts above appropriated, there may be expended upon the approval of the State House Commission any moneys received from extension course fees or charges in excess of the receipts anticipated.

The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to R. S. 18:10-31.

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\$174,490 00

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## E 12. STATE TEACHERS COLLEGE, NEWARK

Teachers  
College,  
Newark.

For salaries and wages, and for maintenance of the State Teachers College, Newark, on the basis of five hundred and seventy-five students.

## Salaries and Wages:

President .....	\$7,500 00	
Teachers .....	173,747 53	
Other employees ....	26,340 00	
		<hr/> \$207,587 53

## Materials and Supplies:

Heat, light, power, water, gas and elec- tricity .....	\$5,600 00
Educational, recrea- tional and library supplies .....	6,500 00
Stationery and office supplies .....	1,150 00
Ground supplies (in- cluding ash removal)	500 00
Household supplies ..	700 00

Office equipment re-		
placement .....	500 00	
Medical and labora-		
tory supplies .....	100 00	
	<hr/>	15,050 00
Current repairs .....		8,800 00
Services Other Than Personal:		
Traveling expenses ..	\$450 00	
Traveling expenses—		
supervisors of stu-		
dent training .....	1,200 00	
Postage .....	1,000 00	
Telephone and tele-		
graph .....	800 00	
Printing .....	1,450 00	
Miscellaneous ex-		
penses .....	500 00	
	<hr/>	5,400 00
Additions and Improvements:		
Equipment — Industrial Arts De-		
partment .....		1,200 00
Unclassified:		
In addition to the several amounts		
above appropriated, there may be		
expended upon the approval of		
the State House Commission any		
moneys received from extension		
course fees or charges in excess		
of the receipts anticipated.		
Payments under this account to be		
made pursuant to R. S. 18:10-31.		

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\$238,037 53

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## E 13. STATE TEACHERS COLLEGE, PATERSON

Teachers  
College,  
Paterson.

For salaries and wages, and for maintenance of the State Teachers College, Paterson, on the basis of three hundred students, pursuant to the provisions of R. S. 18:16-29 and R. S. 18:16-19.

## Salaries and Wages:

President .....	\$7,500 00	
Teachers .....	80,390 00	
Other employees ....	13,450 00	
	<hr/>	\$101,340 00

## Materials and Supplies:

Educational, recreational and library supplies .....	\$4,400 00	
Stationery and office supplies .....	500 00	
Other materials and supplies .....	100 00	
Heat, light, power, water, gas and electricity .....	3,000 00	
Household supplies ..	450 00	
	<hr/>	8,450 00
Current repairs .....		100 00

## Services Other Than Personal:

Traveling expenses ..	\$450 00	
Traveling expenses—student teaching ..	400 00	
Postage .....	600 00	
Telephone and telegraph .....	600 00	
Miscellaneous expenses .....	300 00	
Printing .....	525 00	
	<hr/>	2,875 00

## Additions and Improvements:

Educational and recreational equipment	\$175 00	
Other equipment . . . .	250 00	
		425 00

## Unclassified:

In addition to the several amounts above appropriated, there may be expended upon the approval of the State House Commission any moneys received from extension course fees or charges in excess of the receipts anticipated.

The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to R. S. 18:10-31.

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\$113,190 00

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## E 14. STATE TEACHERS COLLEGE, MONTCLAIR

For salaries and wages and for maintenance of the State Teachers College, Montclair, on the basis of six hundred and ninety students.

Teachers  
College,  
Montclair.

## Salaries and Wages:

President . . . . .	\$7,500 00	
Teachers . . . . .	240,827 66	
Other employees . . . .	52,374 00	
		\$300,701 66

## Materials and Supplies:

Food . . . . .	\$32,800 00
Heat, light, power, water, gas and electricity . . . . .	17,500 00
Educational, recreational and library supplies . . . . .	10,500 00

Stationery and office supplies .....	1,300 00	
Office equipment replacement .....	300 00	
Ground supplies ....	900 00	
Other materials and supplies .....	1,000 00	
Household supplies ..	3,500 00	
Vehicular transportation supplies .....	200 00	
Medical, surgical and laboratory supplies.	200 00	
	<hr/>	68,200 00
Current repairs .....		13,000 00
Services Other Than Personal:		
Traveling expenses ..	\$500 00	
Traveling expenses, practice teaching ..	2,000 00	
Postage .....	1,850 00	
Telephone and telegraph .....	1,500 00	
Printing .....	1,650 00	
Miscellaneous expenses .....	550 00	
	<hr/>	8,050 00
Additions and Improvements:		
Engineering and scientific equipment .....		200 00
Unclassified:		
In addition to the several amounts above appropriated, there may be expended upon the approval of the State House Commission any moneys received from dormitory or extension course fees or charges in excess of the receipts anticipated.		
Payments under this account to be made pursuant to R. S. 18:10-31.		
		<hr/>
		\$390,151 66
		<hr/>



## E 15. STATE TEACHERS COLLEGE, TRENTON

For salaries and wages, and for the maintenance of the State Teachers College, Trenton, on the basis of seven hundred and forty students.

Teachers  
College,  
Trenton.

## Salaries and Wages:

President .....	\$7,500 00	
Business manager ...	4,000 00	
Teachers .....	233,254 00	
Other employees ....	97,783 00	
	<hr/>	\$342,537 00

## Materials and Supplies:

Food .....	\$59,000 00	
Heat, light, power, water, gas and elec- tricity .....	31,200 00	
Educational, recrea- tional and library supplies .....	10,000 00	
Stationery and office supplies .....	1,000 00	
Other materials and supplies .....	150 00	
Vehicular transporta- tion supplies .....	400 00	
Ground supplies .....	500 00	
Household supplies ..	4,000 00	
Medical, surgical and laboratory supplies	300 00	
Institutional equip- ment replacement .	375 00	
Office equipment re- placement .....	750 00	
	<hr/>	107,675 00
Current repairs .....		11,000 00

## Services Other Than Personal:

Traveling expenses ..	\$400 00	
Expenses, supervision of student teaching.	1,700 00	
Postage .....	1,400 00	
Household expenses .	4,500 00	
Telephone and tele- graph .....	3,000 00	
Rents .....	900 00	
Miscellaneous ex- penses .....	750 00	
Printing .....	725 00	
	<hr/>	13,375 00

## Additions and Improvements:

Equipment, Industrial Arts Department ..	\$250 00	
Equipment, Business Education Depart- ment .....	985 00	
	<hr/>	1,235 00

## Unclassified:

In addition to the several amounts above appropriated, there may be expended upon the approval of the State House Commission any moneys received from dormitory or extension course fees or charges in excess of the receipts anticipated.

Payments under this account to be made pursuant to R. S. 18:10-31.

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\$475,822 00

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## E 16. TEACHERS' LIBRARIES

Establishment and maintenance of libraries for use of teachers .....	\$400 00	Teachers' Libraries.
Payments under this account to be made pursuant to R. S. 18:10-31.		

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E 17. TEACHERS' RETIREMENT FUND—  
PENSION AND ANNUITY FUND

State Treasurer, for expenses in- curred in connection with the fund, pursuant to article 3, chapter 13 of Title 18 of the R. S.		Teachers' Retirement Fund.
Salaries of clerks .....	\$5,720 00	
Materials and supplies and miscellaneous ex- penses .....	100 00	
	<hr/>	
	\$5,820 00	
Payments under this account to be made pursuant to R. S. 18:10-31.		

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## E 18. VOCATIONAL SCHOOLS

For the purpose of carrying into effect the provisions of chapter 76, laws of 1916, which provides for the appropriation of State funds for the purpose of carrying out the pro- visions of article 5, chapter 15, of Title 18 of the R. S., which author- ized State aid for vocational schools	\$400,000 00	Vocational Schools.
State aid, Bergen county vocational school, pursuant to chapter 287, laws of 1941 .....	10,000 00	

For the purpose of carrying into effect the provisions of article 1, chapter 17 of Title 18 of the R. S., which provides that the State shall appropriate a sum not less than the maximum amount received from the Federal government under an act of Congress, which provides for Federal co-operation in the promotion of such education as agriculture and the trades and industries, and for the proper preparation of teachers of vocational subjects . . . . . 33,047 63  
 Matching George-Deen Vocational Law . . . . . 24,000 00  
 Payments under this account to be made pursuant to R. S. 18:10-31.

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\$467,047 63

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#### E 19. TEACHERS' PENSION AND ANNUITY FUND

Teachers'  
Pension and  
Annuity Fund.

Interest due Teachers' Pension and Annuity Fund, pursuant to chapter 159, laws of 1941 . . . . . \$176,055 57

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#### F. AGRICULTURAL

##### F 1. AGRICULTURAL EXPERIMENT STATION

Agricultural  
Experiment  
Station.

Salaries and wages and for the expenses of maintenance and operation of the New Jersey Agricultural Experiment Station at New Brunswick, and its authorized activities . \$190,070 00  
 Printing bulletins and circulars . . . . . 6,000 00  
 Books and binding . . . . . 1,000 00

Abolishing mosquito-breeding, pursuant to R. S. 26:9-1 to 26:9-26, inclusive, and investigations incident thereto .....	13,940 00
Investigation of oyster propagation, pursuant to R. S. 4:16-10 .....	6,496 00
Department of Poultry Husbandry, pursuant to R. S. 4:16-12 to 4:16-16, inclusive, also 4:16-9 including poultry specialists for South Jersey .....	26,140 00
Seed inspection, pursuant to R. S., chapter 8 of Title 4 .....	10,200 00
Investigational work with greenhouse crops .....	11,280 00
Insecticide inspection, pursuant to article 4, chapter 7 of Title 4 of the R. S. ....	500 00
Educational service in Agricultural Extension, pursuant to the provisions of R. S. 4:16-22 to 4:16-30 of the R. S. and other Agricultural Extension work .....	102,814 88
Cranberry and blueberry investigation .....	7,115 00
Egg-laying and breeding tests pursuant to the provisions of R. S. 18:15-6 and 18:15-7 and R. S. 4:16-17 including squab breeding tests .....	11,020 00
Experimental work in growing white potatoes, sweet potatoes and tomatoes .....	10,740 00
Legume inoculation inspection .....	1,030 00
Sewage investigation, pursuant to R. S. 4:16-11 .....	20,360 00
For the purpose of carrying into effect the provisions of article 2, chapter 12 of Title 4 of the R. S., creamery inspection .....	2,730 00

Investigation of vegetable diseases..	3,250 00
Investigation of bee husbandry .....	3,415 00
Investigations of diseases of ornamental plants and nursery stock ..	3,775 00
Combating insects affecting fruit and ornamental plants .....	9,295 00
Experimental work with small fruits	4,150 00
Spray residue investigations .....	5,600 00
Control of insects affecting vegetable crops investigations .....	4,580 00
Maintenance of a turkey breeding and feeding research farm .....	5,950 00
Investigation and research as to causes of Bang's disease and mastitis among cattle .....	11,890 00
Expenses incurred in soil conservation studies .....	5,100 00

## Services Other Than Personal:

Maintenance of Boys' and Girls' 4-H Club exhibits and payment of premiums..	\$7,500 00	
Maintenance and repairs, State buildings at New Jersey State Fair, also premiums for live stock, poultry, horticultural, agricultural and home economics exhibits at the New Jersey State Fair and the several county fairs	4,500 00	12,000 00
	<hr/>	

## Current Repairs:

Repairs to greenhouses .....	\$1,000 00	
Repairs to poultry buildings and fences	750 00	1,750 00
	<hr/>	

Additions and Improvements:	
Additional farm equipment .....	3,275 00

*North Jersey Branch*

Maintenance, improve-		
ments and equipment.	\$35,650 00	
Experimental purposes		
in dairy farming ....	5,650 00	
	<hr/>	41,300 00
		<hr/>
		\$536,765 88
		<hr/>

## F 2. DEPARTMENT OF AGRICULTURE

Salaries and administration of the		Department of
Department of Agriculture pursu-		Agriculture.
ant to chapter 1 of Title 4 of the		
R. S. ....	\$70,045 00	
Editorial Division .....	9,405 00	
Tuberculosis eradication	\$74,115 00	
Appraisements — con-		
demned cattle .....	28,000 00	
	<hr/>	102,115 00
Contagious abortion		
control and Bang's		
Disease control pursu-		
ant to article 3, chap-		
ter 5 of Title 4 of the		
R. S. ....	\$32,095 00	
Indemnities—condemned		
cattle .....	50,000 00	
	<hr/>	82,095 00
Poultry disease control .....	5,370 00	
Miscellaneous animal disease control	6,490 00	
Fruit and vegetable marketing, pur-		
suant to chapter 10 of Title 4 of the		
R. S. ....	10,060 00	
Crops and markets information		
service .....	7,040 00	

Poultry products, marketing, pursuant to chapter 10 of Title 4 of the R. S. ....	10,815 00
Dairy products marketing .....	4,835 00
Farm statistics .....	10,100 00
Plant inspection .....	21,370 00
Bee disease control .....	2,925 00
Japanese beetle control .....	47,155 00
Gipsy moth extermination .....	11,200 00
Licensing and bonding .....	8,110 00
Fresh egg law enforcement .....	10,155 00
Dutch elm disease control .....	37,885 00
Poultry Promotion, pursuant to article 1 of chapter 3 of Title 4 of the R. S. ....	1,800 00
	<hr/>
	\$458,970 00
	<hr/>

## F 3. STATE SOIL CONSERVATION COMMITTEE

Soil Conservation.	Salaries:	
	Compensation of employees .....	\$2,000 00
	Services Other Than Personal:	
	Traveling expenses .....	1,000 00
		<hr/>
		\$3,000 00
		<hr/>

## G. MILITARY

## G 1. ADJUTANT-GENERAL'S DEPARTMENT

Adjutant- General's Department.	Salaries:	
	Adjutant-General ...	\$7,500 00
	Deputy Adjutant-General .....	6,223 00
	Chief, War Records and Mobilization Division .....	6,463 00



Assistant State Service Officers (3) . . . .	9,120 00	
Chief, Organization and Training Section . . . . .	4,272 00	
Clerical services . . . . .	33,452 00	
	<hr/>	\$67,030 00
Materials and Supplies:		
Stationery and office supplies . . . . .	\$1,000 00	
Vehicular transportation supplies . . . . .	1,000 00	
Office equipment replacement . . . . .	200 00	
	<hr/>	2,200 00
Services Other Than Personal:		
Printing and binding . . . . .	\$1,300 00	
Traveling expenses . . . . .	1,000 00	
Miscellaneous expenses . . . . .	500 00	
	<hr/>	2,800 00
Extraordinary Expenses:		
Repair of old flags . . . . .	\$1,500 00	
Compiling list of eligible voters from New Jersey in the armed forces . . . . .	15,000 00	
	<hr/>	16,500 00
		<hr/>
		\$88,530 00
		<hr/> <hr/>

## G 2. NATIONAL GUARD AND/OR STATE GUARD

*Maintenance of Organizations*National and  
State Guard.

Inasmuch as the National Guard is now in Federal service, no appropriation is made for the said National Guard other than maintenance and operation of installations for this fiscal year. The expenses required in connection with the State Guard may be provided by special defense legislation as soon as those expenses are determined.

*Maintenance of Armories, Arsenals and Camp Grounds*

Rentals.

Allowance for rent of quarters, heat and light, and miscellaneous expenses for companies or troops stationed in towns and cities not quartered in State-owned armories, namely, Flemington, Freehold, Garages, and Sea Girt Garage	\$12,000 00
State camp grounds, salaries, wages and maintenance, including arsenal at Sea Girt and maintenance thereof .	35,000 00
Regimental armories at Jersey City, Paterson, Trenton (2), Teaneck and two at Newark and two at Camden..	130,000 00
Troop, battery and battalion armories at East Orange, Elizabeth, Red Bank, Orange, Westfield, Passaic, Englewood,	

Atlantic City, West Orange, Morristown, Newark Air Port, Cumberland county and Freehold .....	100,000 00	
Company armories at Somerville, Bridgeton, Dumont, Asbury Park, New Brunswick, Mount Holly, Burling- ton, Flemington, Hack- ensack, Salem, Wood- bury, Trenton, Plain- field, Atlantic City, Newark, Camden and Garages at Trenton, West Orange, Lodi, Westfield and Wood- bury .....	45,000 00	
Fire insurance on all military buildings and contents .....	33,735 00	
Insurance (other than fire) .....	16,000 00	
Rent of drill hall for headquarters and ma- chine gun troops, Newark .....	5,500 00	
Automobile maintenance	3,000 00	
Salary and expenses of Superintendent of Building Construction	6,000 00	
		\$386,235 00

*Army Instruction and Field Training*

Pay of caretakers and mechanics for motor- ized and mounted or- ganizations .....	\$8,000 00	Training.
Salary of clerk to senior inspector-instructor...	1,740 00	
		9,740 00

*General Maintenance Expenses*

Military boards expenses .....	375 00
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*Armory Construction*Repair  
armories.

Renovations, repairs and additions to thirty-nine armories, buildings at camp grounds and rifle range ....	37,500 00
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*Compensation Awards*

Compensation, hospitali- zation and medical at- tendance due to inju- ries received in Na- tional Guard service under provisions of chapter 11 of Title 38 of the R. S. ....	\$5,936 07
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Claim of Mrs. Ida Mae Leidner for the death of her husband, Pri- vate Thomas Leidner, Troop E, 102nd Cav- alry, which occurred at Long Branch, N. J., September 15, 1938, the result of injuries received at Sea Girt, N. J., July 8, 1935 ...	531 96
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 6,468 03

All unexpended balances in the Na-  
tional Guard Account for the year  
ending June 30, 1942, are hereby  
reappropriated.

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 \$440,318 03
 

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## G 3. NAVAL MILITIA

Brigade headquarters .....	\$300 00	Naval Militia.
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*Second Battalion, Camden*

Allowance for miscellaneous ex- penses in lieu of company expenses	1,000 00
Allowance for battalion headquar- ters .....	200 00

*Seventh Battalion, Jersey City*

Allowance for miscellaneous ex- penses in lieu of company expenses	1,000 00
Allowance for battalion headquar- ters .....	200 00

*Eighth Battalion, Perth Amboy*

Allowance for miscellaneous ex- penses in lieu of company expenses	1,000 00
Allowance for battalion headquar- ters .....	200 00
Pay, expenses, et cetera, of officers and enlisted men .....	5,000 00
Pay of shipkeepers, rent of wharves and drill hall, maintenance and gen- eral expenses .....	5,000 00
Maintenance of Perth Amboy armory	5,000 00
Maintenance of Camden armory ....	6,000 00
All unexpended balances in the Naval Militia Reserve Account for the year ending June 30, 1942, are hereby reappropriated.	

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\$24,900 00

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## G 4. QUARTERMASTER-GENERAL'S DEPARTMENT

Quartermaster-  
General's  
Department.

## Salaries:

Quartermaster- General .....	\$7,500 00	
Compensation of other assistants ...	27,936 00	
Caretaker of military equipment, signal corps .....	1,080 00	
Caretaker for drill hall, Flemington ..	840 00	
	<hr/>	\$37,356 00

## Materials and supplies:

Stationery and office supplies ....	500 00
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## Services Other Than Personal:

Miscellaneous expenses .....	200 00
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All unexpended balances in the Quartermaster-General's Department for the year ending June 30, 1942, are hereby reappropriated.

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\$38,056 00

## H. PENSION AND RETIREMENT FUND

## H 1. JUDICIAL RETIREMENT FUND

Judicial  
Retirement  
Fund.

For the purpose of carrying out the provisions of article 1, chapter 6 of Title 43 of the R. S. ....	\$27,000 00
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## H 2. PENSIONS

For amount required to pay pensions pursuant to various acts relative thereto, irrespective of any provi- sions therein that pensions shall be made in the appropriation or tax levy for the department of the pub- lic service from which the pensioner shall be so retired .....	\$118,000 00	Sundry pensions.
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## H 3. STATE EMPLOYEES' RETIREMENT SYSTEM

Expenses in carrying into effect the provisions of chapter 14 of Title 43 of the R. S.	State Employees' Retirement System.
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## Salaries:

Secretary .....	\$4,000 00	
Compensation for as- sistants, present, \$19,320.00; new, \$960.00 .....	20,280 00	
		\$24,280 00

## Materials and Supplies:

Stationery and office supplies .....	\$600 00	
Office equipment re- placement .....	600 00	
		1,200 00

## Services Other Than Personal:

Insurance (other than fire) .....	\$500 00	
Printing .....	125 00	
Miscellaneous ex- penses .....	500 00	
		1,125 00

## Unclassified:

To the Treasurer of the State of New Jersey, custodian for Contingent Re- serve Fund, created by R. S. 43:14-12 and 43:14-14 State's Accrued Liability Contribution .....	\$149,166 00	
State's share, con- tributions on ac- count of members' service .....	307,706 00	
Receipts from coun- ties or municipal- ities pursuant to chapter 15 of Title 43 of the R. S., esti- mated .....	2,000 00	458,872 00
		<u>\$485,477 00</u>

## H 4. ANNUITY FOR WIDOWS OF GOVERNORS

Annuity for  
Widows of  
Governors.

Annuity for widows of Governors of New Jersey, pursuant to R. S. 43:8-2 .....	\$5,000 00
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## J. CONSTRUCTIVE

## J 1. PORT RARITAN DISTRICT COMMISSION

Port Raritan  
District.

Carrying out the provisions of chap- ter 12 of Title 12 of the R. S.	
Salaries .....	\$4,940 00
Services Other Than Personal .....	1,860 00
	<u>\$6,800 00</u>



## J 2. SOUTH JERSEY PORT COMMISSION

For the purpose of carrying out the provisions of chapter 11 of Title 12 of the R. S.

South Jersey  
Port.

Salaries .....	\$25,805 00
Materials and supplies and miscellaneous expenses .....	3,000 00
Additions and Improvements:	
Dredging work in the South Jersey Port District .....	23,675 00
	<hr/>
	\$52,480 00
	<hr/>

## J 3. STATE HOUSING AUTHORITY

Salaries:

    Compensation for assistants ..... \$22,560 00

Housing  
Authority.

Materials and Supplies:

    Heat, light and power, water, gas and electricity ..... 1,000 00

Services Other Than Personal:

    Traveling expenses .. \$1,000 00

    Printing, binding, photographing and blueprinting ..... 250 00

    Miscellaneous expenses ..... 500 00

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1,750 00

Unclassified:

    The balance of the Revolving Fund for project preparation on the 30th day of June, 1942, is hereby reappropriated.

    Compensation claim for widow of William Nelson ..... 693 16

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\$26,003 16

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## J 4. STATE PLANNING BOARD

Planning  
Board.

## Salaries:

Compensation for employees ..... \$11,520 00

## Materials and Supplies:

Stationery and office  
supplies ..... \$500 00Photographing, blue-  
printing and draft-  
ing supplies ..... 300 00

800 00

## Services Other Than Personal:

Traveling expenses .. \$500 00

Rents ..... 1,800 00

Printing and binding. 1,000 00

Miscellaneous ex-  
penses ..... 500 00

3,800 00

\$16,120 00

## J 5. SOUTH JERSEY TRANSIT AUTHORITY

South, Jersey  
Transit  
Authority.The unexpended balance June 30,  
1942, of the amount appropriated  
pursuant to chapter 206, laws of  
1941, is hereby reappropriated.

## K. GENERAL

## K 1. BURIAL GROUNDS

Burial  
grounds.For the care and maintenance of  
burial grounds, purchased by the  
State pursuant to chapter 171, laws  
of 1898 .....\$75 00

## K 2. COMMISSIONERS OF HIGH POINT PARK

Expenses incurred by the commission  
appointed pursuant to the provi-  
sions of chapter 5 of Title 13 of the  
R. S.

High Point  
Park.

## Salaries:

Superintendent and executive sec- retary, laborers, mechanics and other employees .....	\$28,180 00
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## Materials and Supplies:

Heat, light, power, water, gas and elec- tricity .....	\$4,500 00	
Ground supplies .....	250 00	
Vehicular transporta- tion supplies .....	2,600 00	
Household and organ- ization supplies ...	600 00	
Stationery and office supplies .....	100 00	
Other materials and supplies .....	200 00	
Supplies for the zoo..	400 00	
	<hr/>	8,650 00
Current repairs .....		5,500 00

## Services Other Than Personal:

Telephone and tele- graph .....	\$400 00	
Insurance—auto, fire, robbery and work- men's compensation	950 00	
Miscellaneous ex- penses .....	200 00	
	<hr/>	1,550 00
		<hr/>
		\$43,880 00
		<hr/> <hr/>

K 3. COMMISSIONERS OF PALISADES INTERSTATE  
PARK

Palisades  
Interstate  
Park.

Salaries .....		\$95,000 00
Materials and Supplies:		
Clothing .....	\$750 00	
Heat, light, power, water, gas and elec- tricity .....	6,470 00	
Ground supplies .....	300 00	
Household and organ- ization supplies ...	350 00	
Medical and surgical supplies .....	50 00	
Motor vehicular trans- portation supplies..	3,000 00	
Stationery and office supplies .....	430 00	
Photographing and drafting supplies ..	100 00	
Farm and stable sup- plies .....	100 00	
Engineering supplies.	100 00	
Other materials and supplies .....	290 00	
		11,940 00
Current repairs .....		4,000 00
Services Other Than Personal:		
Traveling expenses ..	\$120 00	
Telephone and tele- graph .....	1,000 00	
Insurance (other than fire) .....	3,900 00	
Postage .....	250 00	
		5,270 00
		<u>\$116,210 00</u>

## K 4. STATE CRIPPLED CHILDREN'S COMMISSION

Carrying out the provisions of chapter 188, laws of 1926, and supplements.

Crippled  
children.

## Salaries:

Director .....	\$5,000 00	
Other clerical services	6,600 00	
	<u>          </u>	\$11,600 00

## Materials and Supplies:

Stationery and office supplies .....	\$275 00	
Hospitalization, braces, et cetera ...	16,180 00	
	<u>          </u>	16,455 00

## Services Other Than Personal:

Traveling expenses .....	1,000 00	
	<u>          </u>	\$29,055 00
		<u>          </u>

## K 5. OLD BARRACKS ASSOCIATION

For the Old Barracks Association of Trenton, New Jersey, for maintenance and administration of the Old Barracks at Trenton, as a historical landmark and repository .....

Old Barracks.

\$2,700 00

## K 6. PUBLIC LIBRARY COMMISSION

## Salaries:

Public  
Library.

Secretary and librarian .....	\$5,000 00	
Assistant librarian and other employees .....	19,100 00	
	<u>          </u>	\$24,100 00

## Materials and Supplies:

Stationery and office supplies .....	\$1,500 00	
Educational and library supplies ....	25,000 00	
Office equipment replacement .....	400 00	
Vehicular transportation supplies .....	700 00	
	<hr/>	27,600 00

## Services Other Than Personal:

Traveling expenses ..	\$400 00	
Formation and aid of school and county libraries, article 2, chapter 12 of Title 18 of the R. S. ....	10,000 00	
Donations to libraries, subdivision A, article 3, chapter 26 of the Title 52 of the R. S. ....	200 00	
Freight, express and cartage .....	500 00	
Printing and binding.	1,400 00	
Miscellaneous expenses .....	175 00	
	<hr/>	12,675 00
		<hr/>
		<u>\$64,375 00</u>

## K 7. UNCLAIMED WAGES

Unclaimed  
wages.

The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages, properly approved.

## K 8. REHABILITATION COMMISSION

For the purpose of carrying into effect the provisions of chapter 16 of Title 34 of the R. S.

Rehabilitation  
Commission.

## Salaries:

Administrative .....	\$20,000 00	
Physicians in charge and assistants .....	22,600 00	
Vocational examiners .....	35,160 00	
Clinical employees ..	22,740 00	
Clerical and other em- ployees .....	24,840 00	
Janitor service .....	1,860 00	
	<hr/>	\$127,200 00

## Materials and Supplies:

Heat, light, power, water, gas and elec- tricity .....	\$1,100 00	
Office equipment re- placement .....	700 00	
Stationery and office supplies .....	400 00	
Medical, surgical and laboratory supplies .....	19,000 00	
Household and organ- ization supplies ...	150 00	
Tuition and vocational supplies .....	21,000 00	
	<hr/>	42,350 00
Current repairs .....		700 00

## Services Other Than Personal:

Traveling expenses ..	\$14,000 00
Rents .....	6,150 00
Insurance (other than fire) .....	121 80
Household expenses..	1,500 00

Freight, express and miscellaneous ex- penses .....	75 00	
Printing and binding.	300 00	
		<hr/> 22,146 80
		<hr/> \$192,396 80

## K 9. REFUND OF RAILROAD TAX

Railroad  
tax refund.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of tax assessed and penalty thereon, for any year, pursuant to section 14, chapter 208, laws of 1888, and the acts amendatory thereof and supplementary thereto, or R. S. 54:28-4, made by any railroad and canal company, and the State Treasurer is directed to pay warrants therefor issued by the Comptroller, said payment shall be deducted from the amount originally paid into and remaining undistributed in the treasury of the State, and the amount of money necessary for such purpose as ascertained is hereby appropriated.

K 10. NEW JERSEY VETERANS OF ALL WARS  
MEMORIAL ASSOCIATIONVeterans  
of All Wars  
Association.

## Salaries:

Caretaker ..... \$300 00

## Materials and supplies:

Stationery and office  
supplies ..... \$25 00

Flags ..... 25 00

Other materials and  
supplies ..... 25 00

	<hr/> 75 00
Current repairs .....	100 00



## Services Other Than Personal:

Printing .....	\$40 00	
Postage .....	10 00	
Miscellaneous ex- penses, including lighting .....	50 00	
		<u>100 00</u>
		<u>\$575 00</u>

## K 11. STATE LIBRARY

## Salaries:

State Library.

Librarian .....	\$5,000 00	
Clerical services and other personnel ...	21,680 00	
		<u>\$26,680 00</u>

## Materials and Supplies:

Library supplies ....	\$4,500 00	
Stationery and office supplies .....	400 00	
		<u>4,900 00</u>

## Services Other Than Personal:

Traveling expenses ..	\$200 00	
Legislative reference department .....	250 00	
Miscellaneous ex- penses .....	300 00	
Printing and binding.	2,500 00	
		<u>3,250 00</u>
		<u>\$34,830 00</u>

## K 12. COMMISSION TO MARK HISTORIC SITES

Historic sites.	Expenses of the commission, pursuant to chapter 1 of Title 28 of the R. S. ....	\$16,720 00
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## K 13. GROVER CLEVELAND BIRTH PLACE ASSOCIATION

Cleveland Association.	Expenses incurred by the commission appointed pursuant to chapter 270, laws of 1933 .....	\$1,357 50
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## K 14. STATE BOARD OF MEDIATION

Mediation Board.	Expenses of the State Board of Mediation, pursuant to the provisions of chapter 246, laws of 1941..	\$40,000 00
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## L. SPECIAL FUNDS

## L 1. STATE EMERGENCY FUND

Emergency Fund.	For the State House Commission to meet conditions of emergency and contingency the sum of .....	\$25,000 00
Proviso.	<i>Provided, however, that all disbursements therefrom shall be made upon the written authorization of members of said commission, in accordance with the provisions of chapters 20 and 22 of Title 52 of the R. S.</i>	

For the State House Commission to pay compensation awards allowed State em- ployees .....	20,000 00	
	<u>          </u>	<u>\$45,000 00</u>

## L 2. FIRE INSURANCE

For the State House Commission for payment of fire insurance pre- miums not otherwise provided for, maturing during the current fiscal year, including purchase of equip- ment required to effect reductions in fire rates, fire insurance on all State buildings to be placed by said commission, all bills to be ap- proved by said commission, and policies filed with the State Comp- troller as Secretary of the State House Commission .....		Insurance.
	\$117,409 73	
	<u>          </u>	

## L 3. DEBT SERVICE

Principal and interest requirements on Emergency Relief Bonds au- thorized at the election held Novem- ber 6, 1934 .....	\$1,265,625 00	Debt Service.
	<u>          </u>	

## X. INSTITUTIONS AND AGENCIES

## X 1. DEPARTMENT OF INSTITUTIONS AND AGENCIES

Institutions  
and Agencies.

## Salaries:

Commissioner .....	\$15,000 00	
Director of adminis- tration and accounts — deputy commis- sioner .....	7,500 00	
Director, division of medicine .....	7,500 00	
Director of statistics and research .....	6,000 00	
Supervising steward .	5,500 00	
Director of classifica- tion .....	4,760 00	
Director of inspec- tions .....	3,500 00	
Agricultural super- visor .....	4,000 00	
Institutional collec- tors (2) .....	6,000 00	
Other officers and employees .....	85,540 00	
	<hr/>	\$145,300 00

## Materials and Supplies:

Stationery, office sup- plies and equipment	\$5,000 00	
Vehicular transporta- tion supplies .....	6,000 00	
	<hr/>	11,000 00

## Services Other Than Personal:

Traveling expenses ..	\$3,400 00	
Miscellaneous ex- penses .....	2,100 00	
Deporting aliens and nonresidents .....	2,000 00	
	<hr/>	7,500 00

## Additions and Improvements:

Filing cabinets .....	225 00	
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*Central Parole Bureau*

## Salaries:

Director, parole and domestic relations .	\$5,000 00	
Assistant directors parole and domestic relations .....	7,020 00	
Parole officers .....	66,060 00	
Miscellaneous services	1,000 00	
Other employees ....	34,200 00	
	<hr/>	113,280 00

## Materials and Supplies:

Stationery, office supplies and equipment	\$2,250 00	
Vehicular transportation supplies .....	6,000 00	
	<hr/>	8,250 00

## Services Other Than Personal:

Traveling expenses ..	\$7,000 00	
Miscellaneous expenses .....	900 00	
	<hr/>	7,900 00

## Additions and Improvements:

Filing cabinets .....	225 00	
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*Division of Old Age Assistance*

## Salaries:

Director .....	\$4,260 00	
Other officers and employees .....	33,600 00	
	<hr/>	37,860 00

## Materials and Supplies:

Stationery, office supplies and equipment	\$2,700 00	
Vehicular transportation supplies .....	1,400 00	
	<hr/>	4,100 00

## Services Other Than Personal:

Traveling expenses ..	\$1,800 00	
Miscellaneous ex- penses .....	600 00	
		<hr/>
		2,400 00

## Additions and Improvements:

Steel filing cabinets .....	350 00
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*Industrial Supervision*

## Salaries:

Director institutional industries .....	\$7,000 00
Assistant director of industries .....	4,500 00
Clerical services and other employees ...	23,050 00
	<hr/>
	\$34,550 00

## Unclassified:

Compensation Award —Peter Walsh ....	1,040 00
	<hr/>
	\$35,590 00
	<hr/>

For the State Use Revolving Fund there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of R. S. 30:4-100, all receipts when received derived from State use production will be credited to the State Use Revolving Fund.

The following sum is appropriated from the State Use Revolving Fund, for further plant and equipment for State use industries from

the surplus in the revolving fund in excess of the amount of \$50,000.00.  
 Repair, replacement and extension of  
 State use industry, as follows:

State Prison .....	}	
Rahway Reformatory		
Vineland State School		
State Home for Girls		
North Jersey Training School, Totowa		
Criminal Insane and Penal Institutions.		
Reformatory, Annandale .....		
Prison Farm, Bordentown .....		
Prison Farm, Leesburg .....		
Reformatory, Clinton		
Commission for the Blind .....	}	
Central Office .....		
		\$37,500 00

*Division of Architecture and Construction*

Salaries:

Director .....	\$6,000 00	
Assistant director and mechanical engineer	4,800 00	
Other employees ....	61,398 00	
		\$72,198 00

Architects.

Materials and Supplies:

Vehicular transportation supplies .....	\$2,100 00	
Stationery and office supplies .....	600 00	
Photographing, photo-stating and blue-printing supplies ..	500 00	
		3,200 00

## Services Other Than Personal:

Traveling expenses ..	\$1,750 00	
Miscellaneous ex-		
penses .....	750 00	
	<hr/>	2,500 00

It is hereby provided that additional employees shall be paid from the fees received by the division at rates fixed by the Civil Service Commission.

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\$416,288 00

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X 2. COLONY FOR FEEBLE-MINDED MALES,  
NEW LISBON

New Lisbon  
Colony.

For salaries and wages, and for maintenance of the Colony for Feeble-Minded Males, on the basis of eight hundred inmates.

## Salaries and Wages:

Superintendent .....	\$5,000 00	
Other officers and em-		
ployees .....	126,080 00	
Medical and surgical		
fees .....	1,200 00	
Religious services ...	1,200 00	
	<hr/>	\$133,480 00

## Materials and Supplies:

Food .....	\$45,000 00	
Clothing .....	13,750 00	
Heat, light, power,		
water, gas and elec-		
tricity .....	36,000 00	
Household supplies ..	11,000 00	
Farm, stable and		
grounds supplies ..	17,500 00	



Industrial and vocational supplies . . . .	1,800 00	
Medical, surgical and laboratory supplies	3,000 00	
Vehicular transportation supplies . . . . .	2,250 00	
Stationery and office supplies . . . . .	550 00	
Educational, recreational and library supplies . . . . .	900 00	
Other materials and supplies . . . . .	1,750 00	
	<hr/>	133,500 00
Current repairs . . . . .		8,500 00
Services Other Than Personal:		
Traveling expenses ..	\$900 00	
Telephone and telegraph . . . . .	2,100 00	
Postage . . . . .	650 00	
Insurance (other than fire) . . . . .	600 00	
Entertainment expenses . . . . .	650 00	
Freight, express and cartage . . . . .	300 00	
	<hr/>	5,200 00
Additions and Improvements:		
Purchase of additional refrigeration . . . . .		1,200 00
		<hr/>
		\$281.880 00
		<hr/> <hr/>

This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for the training of the feeble-minded, to which moneys are paid by the State pur-

suant to R. S. 30:4-176, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the colony.

### X 3. COLONY FOR FEEBLE-MINDED MALES, WOODBINE

Woodbine  
Colony.

For salaries and wages, and for maintenance of the Colony for Feeble-Minded Males, Woodbine, on the basis of six hundred and ninety inmates.

#### Salaries and Wages:

Superintendent .....	\$4,500 00	
Attendants, nurses and other employees	123,822 00	
Medical, surgical and dental fees .....	1,000 00	
		<hr/> \$129,322 00

#### Materials and Supplies:

Food .....	\$57,000 00
Clothing .....	8,500 00
Heat, light, power, water, gas and elec- tricity .....	21,000 00
Household supplies ..	8,500 00
Farm, stable and grounds supplies ..	2,700 00
Medical and surgical supplies .....	2,200 00
Stationery and office supplies .....	600 00
Office equipment re- placement .....	200 00
Vehicular transporta- tion supplies .....	1,300 00
Educational, recrea- tional and library supplies .....	750 00

Replacement of fire equipment .....	500 00	
Other materials and supplies .....	325 00	
Rebuilding s m o k e stack .....	350 00	
Recondition boilers, stokers, et cetera ..	1,500 00	
	<hr/>	105,425 00
Current repairs .....		7,000 00
Services Other Than Personal:		
Telephone and tele- graph .....	\$1,100 00	
Traveling expenses ..	500 00	
Postage .....	500 00	
Funeral expenses ...	300 00	
Insurance (other than fire) .....	300 00	
Freight and express .	100 00	
Miscellaneous ex- penses .....	400 00	
	<hr/>	3,200 00
Unclassified:		
Compensation award to Mrs. Callo- way .....		581 60
		<hr/>
		\$245,528 60
		<hr/> <hr/>

This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for training of the feeble-minded, to which monies are paid by the State pursuant to R. S. 30:4-176, whatever sum or sums received from the counties to pay the cost of such maintenance of any said patient in the colony.

## X 4. COMMISSION FOR THE BLIND

## Salaries:

Commission  
for the Blind.

Executive officer and secretary .....	\$4,000 00	
Assistant executive officer .....	2,760 00	
Teachers of occupa- tional subjects and other employees ..	44,060 00	
		\$50,820 00

## Materials and Supplies:

Extension of home in- dustries .....	\$1,500 00	
Motor vehicular trans- portation supplies .	320 00	
Stationery and office supplies .....	1,350 00	
Replacement of office appliances and special equipment .	500 00	
		3,670 00

## Services Other Than Personal:

Traveling expenses ..	\$7,000 00	
Rents (garage) .....	180 00	
Support and instruc- tion of the blind ...	50,000 00	
Higher education of the blind .....	5,000 00	
Expressage .....	1,260 00	
Entertainment for the blind .....	300 00	
Prevention of blind- ness .....	750 00	
State relief for the blind .....	250 00	
Miscellaneous ex- penses .....	250 00	
		64,990 00

## Additions and Improvements:

New chlorinator .....	150 00
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## Unclassified:

Maintenance of summer camp .....	\$3,000 00	
Payments to be made to counties in accordance with provisions of chapter 348, laws of 1941 ..	8,500 00	11,500 00
		<hr/>

The balance to the credit of the outdoor relief or aid to the blind—Revolving Fund—on the thirtieth day of June, one thousand nine hundred and forty-two, is hereby reappropriated, said sum not to exceed \$8,500.00.

The balance to the credit of the Revolving Industrial Fund on the thirtieth day of June, one thousand nine hundred and forty-two, is hereby reappropriated as a Revolving Industrial Fund, in the sum of \$2,000.00.

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\$131,130 00

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## X 5. COUNTY INSANE HOSPITALS

For the support of patients pursuant to R. S. 30:4-78, in County Insane Hospitals:

County  
Hospitals for  
the Insane.

Atlantic .....	\$54,000 00	
Burlington .....	41,500 00	
Camden .....	126,000 00	
Cumberland .....	33,000 00	
Essex .....	620,000 00	
Hudson .....	340,000 00	
		<hr/>
		\$1,214,500 00
		<hr/>

Said amounts to include payment of bills prior to current fiscal year.

## X 6. COUNTY TUBERCULOSIS HOSPITALS

County  
Hospitals for  
Tuberculosis.

For the support of patients pursuant  
to subdivision C, article 4, chapter  
9 of Title 30, of the R. S., in the  
following county hospitals:

Atlantic .....	\$17,000 00	
Bergen .....	80,500 00	
Burlington .....	23,900 00	
Camden .....	57,500 00	
Cape May .....	4,400 00	
Cumberland .....	18,950 00	
Essex .....	150,000 00	
Gloucester .....	11,000 00	
Hudson .....	180,000 00	
Hunterdon .....	4,000 00	
Mercer .....	45,000 00	
Middlesex .....	66,500 00	
Monmouth .....	27,000 00	
Morris .....	20,000 00	
Ocean .....	7,000 00	
Passaic .....	79,000 00	
Salem .....	4,500 00	
Somerset .....	12,000 00	
Sussex .....	4,500 00	
Union .....	99,000 00	
Warren .....	5,300 00	
	<hr/>	\$917,050 00
		<hr/>

Said amounts to include payment of  
bills prior to current fiscal year.

## X 7. FEEBLE-MINDED

Feeble-minded.	Clothing, maintenance, support and instruction of feeble-minded .....	\$172,500 00
		<hr/>

## X 8. HOME FOR DISABLED SOLDIERS, MENLO PARK

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Menlo Park, on the basis of eighty veterans.

Soldiers'  
Home, Menlo  
Park.

Salaries and Wages:		
Superintendent .....	\$5,000 00	
Other officers and employees .....	28,160 00	
Religious services ...	150 00	
	<hr/>	\$33,310 00
Materials and Supplies:		
Food .....	\$12,300 00	
Clothing .....	1,375 00	
Heat, light, power, water, gas and electricity .....	4,700 00	
Household supplies ..	1,200 00	
Grounds (includes care of cemetery) .....	500 00	
Stationery and office supplies .....	250 00	
Medical, surgical and laboratory supplies	800 00	
Vehicular transportation supplies .....	700 00	
Office equipment replacement .....	100 00	
Other materials and supplies .....	100 00	
	<hr/>	22,025 00
Current repairs .....		700 00
Services Other Than Personal:		
Household expenses ..	\$1,000 00	
Traveling expenses ..	200 00	
Postage .....	200 00	
Telephone and telegraph .....	400 00	

Funeral expenses . . . .	100 00	
Entertainment ex-		
penses . . . . .	175 00	
Freight and express..	25 00	
Insurance (other than		
fire) . . . . .	300 00	
	<hr/>	2,400 00
		<hr/>
		\$58,435 00
		<hr/>

## X 9. HOME FOR DISABLED SOLDIERS, ETC., VINELAND

Soldiers'  
Home,  
Vineland.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of one hundred and thirty members.

## Salaries and Wages:

Superintendent . . . . .	\$5,000 00	
Other officers and em-		
ployees . . . . .	50,640 00	
Religious services . . .	200 00	
Medical and surgical		
fees . . . . .	1,000 00	
	<hr/>	\$56,840 00

## Materials and Supplies:

Food . . . . .	\$29,000 00	
Clothing . . . . .	3,500 00	
Heat, light, power,		
water, gas and elec-		
tricity . . . . .	14,500 00	
Household supplies ..	6,000 00	
Grounds . . . . .	400 00	
Medical, surgical and		
laboratory supplies	1,800 00	
Stationery and office		
supplies . . . . .	350 00	



Vehicular transportation supplies .....	500 00	
Other materials and supplies .....	300 00	
Replacement of refrigeration unit ...	750 00	
Replacement of furniture main building .	1,200 00	
Replacement of kitchen equipment..	850 00	
Replacement of well pump .....	1,000 00	
Replacement of floor covering .....	900 00	
	<hr/>	61,050 00
Current repairs .....		6,000 00
Services Other Than Personal:		
Traveling expenses ..	\$250 00	
Postage .....	175 00	
Telephone and telegraph .....	450 00	
Entertainment expenses .....	300 00	
Insurance (other than fire) .....	260 00	
Freight and express..	25 00	
Household expenses ..	3,750 00	
Funeral expenses ....	100 00	
	<hr/>	5,310 00
Additions and Improvements:		
Furniture and equipment for hospital ..	\$1,000 00	
Rewiring to eliminate hazards .....	2,000 00	
	<hr/>	3,000 00
		<hr/>
		\$132,200 00
		<hr/> <hr/>

## X 10. NORTH JERSEY TRAINING SCHOOL, TOTOWA

Training  
School,  
Totowa.

For salaries and wages and for maintenance of the North Jersey Training School for Females, Totowa, on the basis of six hundred and twenty-five inmates.

## Salaries and Wages:

Superintendent .....	\$5,000 00	
Attendants, nurses, and other employees	140,540 00	
Medical, surgical, dental, veterinary and religious fees .....	3,800 00	
		\$149,340 00

## Materials and Supplies:

Food .....	\$43,000 00
Clothing .....	10,500 00
Heat, light, power, water, gas and electricity .....	41,000 00
Household supplies ..	11,000 00
Farm, stable and grounds supplies ..	16,500 00
Industrial and vocational supplies ....	1,600 00
Educational, recreational and library supplies .....	1,750 00
Medical, surgical and laboratory supplies.	4,000 00
Stationery and office supplies .....	700 00
Vehicular transportation supplies .....	1,950 00
Office equipment replacement .....	800 00
Other materials and supplies .....	100 00

Replacement of trac-		
tor .....	1,000 00	
	<hr/>	133,900 00
Current repairs .....		8,000 00
Services Other Than Personal:		
Postage .....	\$500 00	
Traveling expenses ..	400 00	
Telephone and tele-		
graph .....	1,700 00	
Entertainment ex-		
penses .....	300 00	
Insurance (other than		
fire) .....	550 00	
Miscellaneous ex-		
penses .....	100 00	
	<hr/>	3,550 00
Additions and Improvements:		
Power house equipment .....	4,500 00	
	<hr/>	\$299,290 00
	<hr/>	<hr/>

## X 11. REFORMATORY, ANNANDALE

For salaries and wages and for main-  
tenance of the Reformatory at  
Annandale, on the basis of five hun-  
dred inmates.

Annandale  
Reformatory.

Salaries and Wages:		
Superintendent .....	\$5,000 00	
Deputy superintendent	2,640 00	
Medical and surgical		
fees .....	1,500 00	
Other officers and em-		
ployees .....	182,397 50	
	<hr/>	\$191,537 50

Materials and Supplies:		
Food .....	\$27,000 00	
Clothing .....	14,000 00	
Heat, light, power, water, gas and elec- tricity .....	27,000 00	
Farm, stable and grounds supplies ..	14,000 00	
Household supplies ..	5,900 00	
Medical, surgical and laboratory supplies	1,275 00	
Vehicular transporta- tion supplies .....	1,200 00	
Stationery, office sup- plies and equipment	800 00	
Educational, recrea- tional and library supplies .....	2,450 00	
Other materials and supplies .....	750 00	
Photographing, blue- printing and draft- ing supplies .....	100 00	
Reconditioning and re- building boilers ...	1,800 00	
	<hr/>	96,275 00
Current repairs .....		5,500 00
Services Other Than Personal:		
Traveling expenses ..	\$400 00	
Telephone and tele- graph .....	1,050 00	
Postage .....	600 00	
Freight and express .	150 00	
Entertainment ex- penses .....	500 00	
Funeral expenses ...	60 00	
Payments to dis- charged inmates and recapturing escapes .....	3,000 00	

Insurance (other than fire) .....	400 00	
Household expenses..	2,250 00	
		8,410 00
		<u>\$301,722 50</u>

## X 12. REFORMATORY, RAHWAY

For salaries and wages and for maintenance of the Reformatory at Rahway on the basis of nine hundred inmates.

Rahway  
Reformatory.

Salaries and Wages:		
Superintendent .....	\$6,000 00	
Deputy superintendent .....	3,000 00	
Other officers and employees .....	297,670 00	
Inmates' wages .....	10,000 00	
Medical and surgical fees .....	750 00	
		\$317,420 00

Materials and Supplies:	
Food .....	\$70,500 00
Clothing .....	21,000 00
Heat, light, power, water, gas and electricity .....	43,500 00
Household supplies ..	10,000 00
Farm, stable and grounds supplies ..	11,875 00
Industrial and vocational supplies ....	600 00
Educational, recreational and library supplies .....	1,000 00

Photographing, blue-printing and drafting supplies .....	200 00	
Medical, surgical and laboratory supplies .....	1,500 00	
Stationery and office supplies .....	1,200 00	
Vehicular transportation supplies .....	1,500 00	
Office equipment replacement .....	500 00	
	<hr/>	163,375 00
Current repairs .....		20,000 00
Services Other Than Personal:		
Traveling expenses ..	\$400 00	
Postage .....	500 00	
Telephone and telegraph .....	1,100 00	
Freight and express..	50 00	
P a y m e n t s t o d i s - charged inmates and recapturing escapes .....	400 00	
Insurance (other than fire) .....	500 00	
	<hr/>	2,950 00
		<hr/>
		\$503,745 00
		<hr/>

## X 13. REFORMATORY FOR WOMEN, CLINTON

Clinton  
Reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, Clinton, on the basis of three hundred and ninety inmates:

## Salaries and Wages:

Superintendent .....	\$4,000 00
Assistant superintendent .....	2,040 00

Other officers and employees, present, \$89,300.00; new, \$1,- 080.00 .....	90,380 00	
Medical and surgical fees .....	3,500 00	
Religious services ...	550 00	
	<hr/>	\$100,470 00
Materials and Supplies:		
Food .....	\$22,500 00	
Clothing .....	8,800 00	
Heat, light, power, wa- ter, gas and electric- ity .....	20,000 00	
Household supplies ..	8,500 00	
Farm, stable and ground supplies ...	8,975 00	
Medical and surgical supplies .....	3,000 00	
Stationery and office supplies .....	750 00	
Educational, recrea- tional and library supplies .....	650 00	
Vehicular transporta- tion supplies .....	1,200 00	
Cannery supplies ...	1,800 00	
Replacement of farm equipment .....	500 00	
Replacement of power lawn mower .....	550 00	
	<hr/>	77,225 00
Current repairs .....		5,350 00
Services Other Than Personal:		
Traveling expenses ..	\$425 00	
Postage .....	800 00	
Telephone and tele- graph .....	750 00	
Insurance (other than fire) .....	300 00	

Freight and express..	100 00	
Entertainment ex-		
penses .....	600 00	
Funeral expenses ....	100 00	
P a y m e n t s to dis-		
charged inmates and		
recapturing escapes	1,850 00	
		4,925 00
Additions and Improvements:		
Laundry equipment ..	\$1,500 00	
Identification equip-		
ment .....	275 00	
		1,775 00
		<u>\$189,745 00</u>

## X 14. SANATORIUM FOR TUBERCULOUS DISEASES

Sanatorium for  
Tubercular  
Diseases.

For salaries and wages, and for the maintenance of the Sanatorium for Tuberculous Diseases, on the basis of four hundred and seventy-one patients.

Salaries and wages:		
Superintendent .....	\$8,000 00	
Physicians, c l e r k s ,		
nurses, farm help,		
instructors and oth-		
ers, including school		
teachers .....	250,240 00	
Clinic salaries .....	12,340 00	
Medical and surgical		
fees .....	100 00	
Religious services ...	700 00	
		\$271,380 00
Materials and Supplies:		
Food .....	\$130,000 00	
Clothing .....	1,000 00	



Heat, light, power, water, gas and electricity .....	50,000 00	
Household supplies ..	16,000 00	
Farm, stable and ground supplies ...	3,500 00	
Medical, surgical and laboratory supplies	13,000 00	
Stationery and office supplies .....	1,100 00	
Educational, recreational and library supplies .....	600 00	
Vehicular transportation supplies .....	2,200 00	
Clinic supplies .....	175 00	
Office equipment replacement .....	350 00	
Replacement of trucks	1,200 00	
Replacement of kitchen equipment .	1,000 00	
Replacement of dishwasher and tables..	2,000 00	
Rebuild filters and replace air compressor and electric motor at water pumping plant .....	1,000 00	
Repairs to elevator in infirmary .....	1,200 00	
		224,325 00
Current repairs .....		15,000 00
Services Other Than Personal:		
Traveling expenses..	\$700 00	
Postage .....	700 00	
Telephone and telegraph .....	2,400 00	
Insurance (other than fire) .....	384 00	
Freight and express..	250 00	
Entertainment expenses .....	500 00	

Miscellaneous ex-		
penses .....	50 00	
Clinic expenses .....	3,000 00	
	<hr/>	7,984 00
Additions and Improvements:		
Purchase of additional		
fire protection equip-		
ment .....	\$1,000 00	
Rewiring employees		
building A. C. lines	4,000 00	
Purchase of medical		
and surgical equip-		
ment .....	675 00	
Purchase of floor pol-		
ishing machines and		
repairing present		
ones .....	500 00	
	<hr/>	6,175 00
Unclassified:		
Compensation award, Joan Mac-		
Lennon .....	1,040 00	
	<hr/>	\$525,904 00
	<hr/>	

## X. 15. STATE BOARD OF CHILDREN'S GUARDIANS

Children's  
Guardians.

Salaries:		
Executive director ..	\$6,500 00	
Supervisors .....	8,520 00	
Departmental auditor	3,000 00	
Compensation for		
other assistants ...	434,398 00	
	<hr/>	\$452,418 00
Materials and Supplies:		
Stationery and office		
supplies .....	\$6,500 00	
Office equipment re-		
placement .....	3,500 00	
Vehicular transporta-		
tion supplies .....	18,650 00	
	<hr/>	28,650 00

## Services Other Than Personal:

Traveling expenses ..	\$6,500 00	
Postage .....	12,500 00	
Telephone and tele- graph .....	4,500 00	
Rents .....	8,500 00	
Miscellaneous ex- penses .....	600 00	
Insurance (other than fire) .....	2,050 00	
		34,650 00

## Additions and Improvements:

Office appliances (new) .....	935 00
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## Revolving Fund:

For the State Board of Children's Guardians to purchase clothing and other necessary articles for children in their care and for expenses incidental thereto the Revolving Fund of \$75,000.00 heretofore appropriated is reappropriated, all receipts when received to be credited to this fund. The same to be known as the State Board of Children's Guardians Revolving Fund.

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\$516,653 00

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## X 16. STATE HOME FOR BOYS

For salaries and wages and for maintenance of the State Home for Boys, on the basis of five hundred and eighty inmates.

Home for  
Boys.

Salaries and Wages:		
Superintendent .....	\$5,000 00	
Business manager ...	3,000 00	
Resident physician ..	3,000 00	
Other officers and employees .....	191,379 96	
Medical, surgical and veterinary fees ....	1,000 00	
		<hr/> \$203,379 96
Materials and Supplies:		
Food .....	\$40,000 00	
Clothing .....	20,000 00	
Heat, light, power, water, gas and electricity .....	38,000 00	
Household supplies ..	11,500 00	
Farm, stable and ground supplies ...	17,500 00	
Industrial and vocational supplies ....	3,000 00	
Educational, recreational and library supplies .....	3,000 00	
Medical, surgical and laboratory supplies	2,900 00	
Stationery and office supplies .....	1,000 00	
Vehicular transportation supplies .....	2,150 00	
Office equipment replacement .....	200 00	
Replacement of kitchen equipment .....	250 00	
Replacement of tractor	1,200 00	
Replacement of sewing machines .....	200 00	
Replacement of feed water heater .....	4,500 00	
		<hr/> 145,400 00
Current repairs .....		11,000 00

## Services Other Than Personal:

Traveling expenses ..	\$600 00	
Postage .....	700 00	
Telephone and tele- graph .....	1,450 00	
Entertainment ex- penses .....	300 00	
Freight and express .	150 00	
Insurance (other than fire) .....	350 00	
	<hr/>	3,550 00

## Additions and Improvements:

Purchase of deep well pump .....	900 00	
	<hr/>	\$364,229 96
	<hr/>	

## X 17. STATE HOME FOR GIRLS

For salaries and wages, and for main-  
tenance of the State Home for Girls  
on the basis of three hundred  
twenty-five inmates.

Home for  
Girls.

## Salaries and Wages:

Superintendent .....	\$4,000 00	
Physician .....	2,500 00	
Teachers, nurses, clerks and others, present, \$90,620.00; new, \$960.00 .....	91,580 00	
Medical, surgical and dental fees .....	2,300 00	
	<hr/>	\$100,380 00

Materials and Supplies:		
Food .....	\$29,000 00	
Clothing .....	7,500 00	
Heat, light, power, water, gas and elec- tricity .....	5,200 00	
Household supplies ..	8,500 00	
Farm, stable and grounds supplies ..	4,400 00	
Educational, recrea- tional and library supplies .....	2,000 00	
Stationery and office supplies .....	700 00	
Medical and surgical supplies .....	1,300 00	
Vehicular transporta- tion supplies .....	650 00	
Other materials and supplies .....	400 00	
		59,650 00
Current repairs .....		5,000 00
Services Other Than Personal:		
Traveling expenses ..	\$500 00	
Postage .....	400 00	
Telephone and tele- graph .....	1,250 00	
Insurance (other than fire) .....	300 00	
Freight and express .	100 00	
Entertainment ex- penses .....	200 00	
Payments to dis- charged inmates ...	200 00	
		2,950 00
		<u>\$167,980 00</u>

## X 18. STATE HOSPITAL, GREYSTONE PARK

For salaries and wages, and for maintenance of the State Hospital, Greystone Park, on the basis of five thousand five hundred inmates.

State Hospital,  
Greystone  
Park.

## Salaries and Wages:

Medical superintendent and chief executive .....	\$8,000 00
Business manager ...	5,000 00
Chief engineer .....	4,000 00
Other officers and employees .....	1,089.636 00
Religious services ...	1,300 00
Clinic salaries .....	35,860 00
	<hr/> \$1,143,796 00

## Materials and Supplies:

Food .....	\$432,500 00
Clothing .....	75,000 00
Heat, light, power, water, gas and electricity .....	144,600 00
Household supplies ..	86,000 00
Farm, stable and grounds supplies ..	60,000 00
Industrial and vocational supplies ....	5,000 00
Medical, surgical and laboratory supplies	46,000 00
Stationery and office supplies .....	3,000 00
Vehicular transportation supplies .....	6,750 00
Other materials and supplies .....	6,000 00
Clinic supplies .....	4,500 00
Replacement of fire hose and equipment	800 00

Replacement of ten food carts .....	2,400 00	
Containers for food carts (replacements)	500 00	
Replacement of dining room chairs and tables .....	3,000 00	
Office equipment replacement .....	2,000 00	
Supplies for nursing school .....	500 00	
	<hr/>	878,550 00
Current repairs .....		50,000 00
Services Other Than Personal:		
Traveling expenses ..	\$850 00	
Postage .....	2,500 00	
Telephone and telegraph .....	7,000 00	
Insurance (other than fire) .....	1,700 00	
Freight and express..	1,000 00	
Funeral expenses ....	4,000 00	
Medical library subscription .....	200 00	
Miscellaneous expenses .....	500 00	
Clinic expenses .....	2,000 00	
	<hr/>	19,750 00
Additions and Improvements:		
Laundry equipment ..	\$4,000 00	
Purchase and installation of additional refrigeration .....	5,000 00	
Purchase of kitchen equipment .....	3,000 00	
Purchase of floor covering, main and dormitory buildings ..	12,000 00	



Purchase of additional fire fighting fixtures and equipment . . . .	2,500 00	
		26,500 00
Unclassified:		
Compensation awards . . . . .	2,500 00	
		<u>\$2,121,096 00</u>

## X 19. STATE HOSPITAL, MARLBORO

For salaries and wages, and for  
maintenance of the State Hospital,  
Marlboro, on the basis of two thou-  
sand seven hundred inmates.

State Hospital,  
Marlboro.

Salaries and Wages:		
Medical director . . . . .	\$5,000 00	
Business manager and superintendent . . . .	4,760 00	
Other officers and em- ployees . . . . .	570,020 00	
Clinic salaries . . . . .	14,220 00	
		\$594,000 00

Materials and Supplies:	
Food . . . . .	\$185,000 00
Clothing . . . . .	32,000 00
Heat, light, power, wa- ter, gas and elec- tricity . . . . .	100,000 00
F a r m , stable and grounds supplies ..	33,000 00
Household supplies ..	40,000 00
Medical, surgical and laboratory supplies	25,000 00
Industrial and voca- tional supplies . . . .	2,400 00
Educational, recrea- tional and library supplies . . . . .	2,000 00

Stationery and office supplies .....	2,700 00	
Vehicular transportation supplies .....	3,000 00	
Clinic supplies .....	550 00	
Other materials and supplies .....	2,500 00	
Replacement of kitchen equipment .	2,000 00	
Replacement of air blower (sewage) ..	2,000 00	
	<hr/>	432,150 00
Current repairs .....		30,000 00
Services Other Than Personal:		
Traveling expenses ..	\$800 00	
Postage .....	1,500 00	
Insurance (other than fire) .....	1,450 00	
Telephone and telegraph .....	3,400 00	
Funeral expenses ...	400 00	
Freight and express..	400 00	
Miscellaneous expenses .....	550 00	
Clinic expenses .....	450 00	
	<hr/>	8,950 00
Additions and Improvements:		
Purchase of cannery equipment .....	\$1,050 00	
Purchase and installation of additional refrigeration .....	3,600 00	
Elevator in service building .....	4,000 00	
	<hr/>	8,650 00
Unclassified Expenditures:		
Compensation award—Charles B. Lanning .....	1,040 00	
	<hr/>	\$1,074,790 00
	<hr/>	

## X 20. STATE HOSPITAL, TRENTON

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of three thousand inmates.

State Hospital,  
Trenton.

## Salaries and Wages:

Medical director .....	\$6,000 00	
Warden .....	5,000 00	
Other officers and employees .....	837,379 00	
In lieu of maintenance of eleven physicians and their families ..	16,134 00	
Religious services ...	700 00	
Clinic salaries .....	33,856 00	
		\$899,069 00

## Materials and Supplies:

Food .....	\$218,500 00
Clothing .....	33,000 00
Heat, light, power, water, gas and electricity .....	128,000 00
Household supplies ..	46,000 00
F a r m , stable and grounds supplies ..	41,000 00
Medical and surgical supplies .....	35,000 00
Stationery and office supplies .....	3,500 00
Vehicular transportation supplies .....	3,500 00
Industrial and vocational supplies ....	5,000 00
Other materials and supplies .....	4,000 00
Clinic supplies .....	2,050 00
Replacement of electric therapy equipment .....	3,500 00

Office equipment replacement .....	500 00	
Replacement of household plastic or china .....	2,500 00	
		526,050 00
Current repairs .....		36,000 00
Services Other Than Personal:		
Traveling expenses ..	\$2,000 00	
Telephone and telegraph .....	4,300 00	
Postage .....	1,000 00	
Entertainment expenses .....	500 00	
Funeral expenses ....	800 00	
Newspapers and magazines .....	200 00	
Insurance (other than fire) .....	1,272 00	
Freight and express..	125 00	
Cemetery upkeep ....	300 00	
Miscellaneous expenses .....	350 00	
Clinic expenses .....	550 00	
		11,397 00
		<u>\$1,472,516 00</u>

## X 21. STATE PRISON

State Prison. For salaries and wages, and for maintenance of the State Prison on the basis of one thousand two hundred inmates.

Salaries and Wages:		
Principal keeper ....	\$6,000 00	
Director of industries	6,000 00	
Other officers and employees .....	365,713 28	

Wages for inmates at prison (other than State use) .....	10,000 00	
Medical, surgical and dental fees .....	1,800 00	
Religious services ...	5,640 00	
	<hr/>	\$395,153 28
Materials and Supplies:		
Food .....	\$80,000 00	
Clothing .....	27,500 00	
Heat, light, power, water, gas and elec- tricity .....	46,000 00	
Household supplies ..	12,500 00	
Ground supplies .....	100 00	
Medical, surgical and laboratory supplies.	5,000 00	
Stationery and office supplies .....	1,750 00	
Educational, recrea- tional and library supplies .....	1,850 00	
Vehicular transporta- tion supplies .....	1,000 00	
Industrial and voca- tional supplies ....	150 00	
Photographing, blue- printing and draft- ing supplies .....	600 00	
Other materials and supplies .....	1,000 00	
Office equipment re- placement .....	350 00	
Protective equipment replacement .....	500 00	
	<hr/>	178,300 00
Current repairs .....		14,000 00

## Services Other Than Personal:

Traveling expenses (including returning runaways) .....	\$1,000 00	
Postage .....	500 00	
Telephone and tele- graph .....	1,700 00	
Insurance (other than fire) .....	800 00	
Electrocution plant ..	800 00	
P a y m e n t s to dis- charged inmates ...	1,500 00	
Funeral expenses ....	200 00	
Miscellaneous ex- penses .....	400 00	
		<hr/> 6,900 00

## Unclassified:

Compensation award to Mrs. Butcher.....	671 02	
		<hr/> \$595,024 30 <hr/>

## X 22. STATE PRISON FARM, BORDENTOWN

Prison Farm,  
Bordentown.

For salaries and wages, and for main-  
tenance of the State Prison Farm,  
Bordentown, on the basis of six  
hundred inmates.

## Salaries and Wages:

Superintendent .....	\$4,000 00	
Chief deputy .....	2,740 00	
Medical, surgical and dental fees .....	500 00	
Custodial officers and other employees ...	164,808 31	
Inmates' wages .....	7,500 00	
		<hr/> \$179,548 31

## Materials and Supplies:

Food .....	\$39,000 00	
Clothing .....	13,750 00	
Heat, light, power, water, gas and elec- tricity .....	18,500 00	
Household supplies ..	5,500 00	
Farm, stable and grounds supplies ..	20,000 00	
Vehicular transporta- tion supplies .....	850 00	
Stationery and office supplies .....	550 00	
Office equipment re- placement .....	100 00	
Educational, recrea- tional and library supplies .....	550 00	
Tobacco and other ma- terials and supplies.	150 00	
Painting—water tank and tower .....	500 00	
		99,450 00
Current repairs .....		5,500 00

## Services Other Than Personal:

Telephone and tele- graph .....	\$850 00	
Insurance (other than fire) .....	200 00	
Postage .....	150 00	
Miscellaneous ex- penses .....	100 00	
		1,300 00
		<u>\$285,798 31</u>

## X 23. STATE PRISON FARM, LEESBURG

Prison Farm,  
Leesburg.

For salaries and wages, and for maintenance of the State Prison Farm, Leesburg, on the basis of two hundred and fifty inmates.

Salaries and Wages:		
Superintendent .....	\$3,000 00	
Other officers and employees .....	62,520 00	
Wages for inmates...	3,000 00	
Medical and surgical fees .....	50 00	
	<hr/>	\$68,570 00
Materials and Supplies:		
Food .....	\$15,500 00	
Clothing .....	6,500 00	
Heat, light, power, water, gas and electricity .....	9,500 00	
Household supplies ..	5,000 00	
Farm, stable and grounds supplies ..	4,000 00	
Medical, surgical and laboratory supplies.	300 00	
Stationery and office supplies .....	450 00	
Educational, recreational and library supplies .....	250 00	
Vehicular transportation supplies .....	425 00	
	<hr/>	41,925 00
Current repairs .....		2,600 00



## Services Other Than Personal:

Traveling expenses ..	\$150 00	
Postage .....	150 00	
Telephone and tele- graph .....	750 00	
Insurance (other than fire) .....	300 00	
Miscellaneous ex- penses .....	100 00	
	<hr/>	1,450 00

## Additions and Improvements:

New adding machine.....	225 00	
	<hr/>	\$114,770 00
	<hr/>	<hr/>

## X 24. VILLAGE FOR EPILEPTICS

For salaries and wages, and for main-  
tenance of the Village for Epileptics  
on the basis of one thousand five  
hundred and fifty inmates.

Village for  
Epileptics.

## Salaries and Wages:

Superintendent .....	\$8,000 00	
Senior resident physi- cian .....	4,260 00	
Steward .....	4,000 00	
Other officers and em- ployees, present, \$297,382.00; new, \$660.00 .....	298,042 00	
Medical and surgical fees .....	800 00	
Religious services ...	1,000 00	
	<hr/>	\$316,102 00

## Materials and Supplies:

Food .....	\$108,000 00	
Clothing .....	12,000 00	
Heat, light, power, water, gas and elec- tricity .....	53,800 00	
Household supplies ..	28,000 00	
Farm, stable and grounds supplies ..	22,000 00	
Medical, surgical and laboratory supplies.	12,000 00	
Stationery and office supplies .....	800 00	
Industrial and voca- tional supplies ....	700 00	
Educational, recrea- tional and library supplies .....	800 00	
Vehicular transporta- tion supplies .....	2,700 00	
Office equipment re- placement .....	500 00	
Other materials and supplies .....	1,400 00	
Replacement of fire hose and equipment	500 00	
Replacement of steam piping and joints...	4,000 00	
Replacement of laun- dry equipment .....	3,300 00	
	<hr/>	250,500 00
Current repairs .....		18,000 00

## Services Other Than Personal:

Traveling expenses ..	\$1,300 00
Postage .....	600 00
Telephone and tele- graph .....	1,500 00
Insurance (other than fire) .....	800 00

Freight and express..	150 00	
Entertainment ex-		
penses .....	500 00	
Funeral expenses ...	300 00	
Miscellaneous ex-		
penses .....	100 00	
	<hr/>	5,250 00
Additions and Improvements:		
Purchase of electrol-		
necphalograph ....	\$1,500 00	
Shockproofing X-ray		
machine .....	600 00	
	<hr/>	2,100 00
Unclassified:		
Compensation award		
granted to Clarence		
Parker .....	\$640 12	
Compensation award,		
Anne L. Gill .....	520 00	
	<hr/>	1,160 12
		<hr/>
		\$593,112 12
		<hr/>

## X 25. VINELAND STATE SCHOOL

For salaries and wages, and maintenance of the Vineland State School, on the basis of one thousand five hundred and sixty inmates.

Vineland  
School.

Salaries and Wages:	
Superintendent .....	\$7,000 00
Physicians, executive	
assistants, clerks,	
mechanics and oth-	
ers, present, \$216,-	
936.00; new, \$1,-	
200.00 .....	218,136 00

Medical, surgical and oculist fees .....	2,500 00	
Religious services ...	500 00	
	<hr/>	\$228,136 00
Materials and Supplies:		
Food .....	\$90,000 00	
Clothing .....	19,250 00	
Heat, light, power, wa- ter, gas and electric- ity .....	40,000 00	
Household supplies ..	19,250 00	
F a r m , stable and grounds supplies ..	24,000 00	
Industrial and voca- tional supplies ....	1,400 00	
Medical, surgical and laboratory supplies	5,500 00	
Stationery and office supplies .....	900 00	
Vehicular transporta- tion supplies .....	1,500 00	
Educational, recrea- tional and library supplies .....	1,600 00	
Office equipment re- placement .....	1,000 00	
Other materials and supplies .....	150 00	
Replacement of farm machinery .....	800 00	
	<hr/>	205,350 00
Current repairs .....		13,500 00
Services Other Than Personal:		
Traveling expenses ..	\$1,500 00	
Postage .....	1,000 00	
Telephone and tele- graph .....	1,500 00	
Insurance (other than fire) .....	575 00	

Entertainment ex-		
penses .....	1,000 00	
Funeral expenses ...	350 00	
Freight and express..	200 00	
	<hr/>	6,125 00

## Additions and Improvements:

Ventilation of dairy		
barn and Assembly		
Hall (completion) ..	\$3,500 00	
Alteration to kitchen		
and storeroom ice		
boxes .....	5,000 00	
	<hr/>	8,500 00

## Unclassified:

Compensation award to Randolph		
Cobianchi .....	520 00	
	<hr/>	\$462,131 00
	<hr/>	

This institution is authorized to pay for the maintenance of any county indigent patient transferred from the institution to an institution for training of the feeble-minded, to which moneys are paid by the State pursuant to R. S. 30:4-176, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the institution.

SOCIAL SECURITY SUBSIDIES (IN CONFORMANCE WITH  
FEDERAL LEGISLATION)

X 26. STATE SUBSIDY FOR DIVISION OF OLD AGE  
ASSISTANCE

Old Age  
Assistance.

For the purpose of making payments  
for Old Age Assistance pursuant  
to chapter 7 of Title 44 of the R. S., \$3,180,000 00

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The balance remaining in the appropriations for reimbursement to the counties for the State Subsidy for Old Age Assistance for the fiscal year ending June 30, 1942, together with the net balance remaining, after full payment of sums due the Federal Government, of all funds recovered under 44:7-14 R. S. during the fiscal year ending June 30, 1942, or so much thereof as may be necessary, is hereby reappropriated.

X 27. STATE SUBSIDY FOR MAINTENANCE OF CHILDREN  
UNDER THE CARE OF THE BOARD OF CHILDREN'S  
GUARDIANS

Children's  
Guardians  
Subsidy.

For the purpose of making payments  
for the maintenance of children  
under the care of the Board of Children's Guardians pursuant to chapter 5 of Title 30 of the Revised Statutes .....\$1,824,000 00

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The balance remaining in the appropriations for the State Subsidy for maintenance of children under the care of the State Board of Children's Guardians for the fiscal year ending June 30, 1942, together with the net balance of Federal funds pursuant to chapter 5 of Title 30 of the Revised Statutes, or so much thereof as may be necessary, is hereby reappropriated.

There is hereby appropriated to the State Board of Children's Guardians, any sums of money received heretofore by it from the several counties as the county share of assistance to children, and the board is authorized and empowered to credit said sums to the several counties prorated on the basis of the total cost of assistance in each county, said sums representing credits due said counties.

Total State Fund Appropriation . . . \$36,397,668 12

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#### TRUST AND DEDICATED FUNDS

##### *State School Fund*

2. The following sums or so much thereof as may be necessary are hereby appropriated out of the income of the school fund for the purposes specified: Sundry appropriations.

##### *Free Public Schools*

For the support of free public schools \$500,000 00 Schools.

##### *Premiums and Accrued Interest*

There shall be paid from the income of the school fund such sums required to pay premiums and ac-

Premiums  
and accrued  
interest.

crued interest on bonds purchased by the trustees for the support of the public schools.

*School Fund Expenses*

School fund expenses.	For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof .....	3,500 00
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*Refunds*

Refunds.	Whenever by the conversion of a lease into a grant, or by the execution of a new lease, the rental that has been paid in advance to the State for land under water under riparian lease is in excess of the amount actually accruing and owing thereunder, the same has been carried to the credit of the trustees of the school fund, the State Treasurer, upon warrant of the Comptroller, is hereby authorized and directed at any time upon application of the persons entitled to the same, to repay such excess from the income of the school fund.
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\$503,500 00

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3. The following sums or so much thereof as may be necessary are hereby appropriated from the free balances and dedicated and trust fund revenues as follows:



*Board of Fish and Game Commissioners*

For salaries and wages, and for the expenses of maintenance and operation of the New Jersey Board of Fish and Game Commissioners to include the expenses of administration and of the fish hatchery and game farms.

Fish and game.

All receipts from hunters' and anglers' licenses pursuant to the provisions of article 1, chapter 3 of Title 23; R. S. 23:3-3, R. S. 23:3-23 to 27.

All receipts, licenses and sales pursuant to the provisions of R. S. 52:18-31.

All fines pursuant to the provisions of R. S. 23:10-19.

All such receipts as are above set forth, and any balance of receipts that may not have been disbursed on or before the end of the fiscal year ending June thirtieth, one thousand nine hundred and forty-two, are hereby appropriated to the Board of Fish and Game Commissioners, but there may only be expended of said receipts and balance the amounts as itemized below, and for bills incurred during the fiscal year ending June thirtieth, one thousand nine hundred and forty-two, and no portion of any receipts shall lapse into the general funds of the State; *provided, however*, that an excess may be expended and is hereby appropriated above the amounts herein below indicated when expressly approved by the State House Commission, but limited to the amount of the receipts of the board for the fiscal year.

Proviso.

## Salaries:

Executive secretary ..	\$5,000 00	
Assistant secretary ..	4,000 00	
Assistant protectors, wardens, superin- tendents and other officers and em- ployees .....	187,580 00	
	<hr/>	\$196,580 00

## Materials and Supplies:

Food for fish and game	\$60,000 00	
Clothing (uniforms) ..	1,500 00	
Heat, light, power, water, gas and elec- tricity .....	6,825 00	
Stationery and office supplies .....	1,250 00	
Vehicular transporta- tion supplies .....	24,500 00	
Purchase of live fish and game .....	35,600 00	
Farm and stable sup- plies .....	5,725 00	
Other materials and supplies .....	300 00	
Office equipment re- placement .....	100 00	
	<hr/>	135,800 00
Current repairs .....		2,500 00

## Services Other Than Personal:

Printing .....	\$3,000 00
Hunting and fishing li- censes and buttons.	7,000 00
Traveling expenses ..	4,995 00
Telephone and tele- graph .....	1,500 00
Garage rent, including boat storage .....	2,700 00
Postage .....	1,650 00
Insurance (fire) .....	195 95

Insurance (other than fire) .....	4,843 05	
Miscellaneous ex- penses .....	3,000 00	
	<hr/>	28,884 00
Additions and Improvements:		
Building coops and pens .....	2,500 00	
	<hr/>	\$366,264 00
	<hr/>	

*State Board of Milk Control*

Salaries:		Milk Control Board.
Director .....	\$10,000 00	
Other officers and em- ployees .....	72,180 00	
Fees (members of board) .....	3,600 00	
	<hr/>	\$85,780 00
Materials and Supplies:		
Vehicular transporta- tion supplies .....	\$1,500 00	
Stationery and office supplies .....	2,500 00	
Other materials and supplies .....	100 00	
	<hr/>	4,100 00
Services Other Than Personal:		
Traveling expenses ..	\$6,000 00	
Telephone and tele- graph .....	1,200 00	
Rents .....	6,000 00	
Printing .....	200 00	
Postage .....	2,600 00	
Miscellaneous ex- penses .....	2,000 00	
	<hr/>	18,000 00

## Additions and Improvements:

Office furniture and equipment .....	\$200 00	
New filing equipment.	150 00	
	<hr/>	350 00
		<hr/>
		\$108,230 00
		<hr/>

*Morris Canal Fund*

Morris Canal Fund.	Salaries .....	\$11,270 00	
	Materials and supplies.	770 00	
	Current repairs .....	450 00	
	Services other than per- sonal .....	690 00	
	Additions and improve- ments .....	1,820 00	
		<hr/>	\$15,000 00
			<hr/>

Proviso. *Provided, however,* that there shall be refunded to the State fund such amounts as have heretofore been advanced from said fund to the Morris Canal Fund whenever and to the extent that the canal funds exceed the liabilities of said fund for the balance of the fiscal year 1943.

*State Forest Fund*

State Forest Fund.	Silvicultural improvement of the State forests .....	\$16,000 00
		<hr/>

*State Purchase Department and  
State Purchase Fund*

The unexpended balance of the State Purchase Fund is hereby reappropriated, together with such sums as may be returned to the State Treasury for the reimbursement of said fund, so that a "Purchase Fund" not exceeding \$250,000.00 will be established and maintained for the purpose of making payments for purchases pursuant to the purchase act (chapter 25 of Title 52 of the R. S.), and for the expenses of handling, storing and transporting purchases so made, the cost of said purchases to be apportioned among the various using agencies and the appropriations current for their use so as to reimburse the said "Purchase Fund" for said purchases when so made; said amounts so appropriated to be credited to said fund when deposited in the State Treasury for disbursement in accordance with the provisions of said chapter 25 of Title 52 of the R. S. The above fund shall be a revolving fund and the unexpended balances and reimbursements above mentioned shall constitute said fund for the purpose of carrying out the provisions of said purchase act; *provided, however*, that any sum or sums in excess of the amount hereby appropriated received by the Purchasing Agent from any source shall by him be paid to the State Treasurer and deposited in the general fund of the State; *provided, further*, that the salaries and incidental expenses to operate said fund shall not exceed one hundred twenty-seven thousand six hundred and seventy-five dollars, divided as follows; *provided, however*, that the State House Commission, on application of the State Purchase Commissioner, may transfer to the State Purchase Fund, from time to time, moneys appropriated to any spending agency, said moneys so transferred to be returned to the funds from which they were taken during the fiscal year for which said appropriations were made; *pro-*

State Purchase  
Fund.

Proviso.

Proviso.

Proviso.

Proviso.

*vided, further*, on all purchases made by the State Purchase Commissioner pursuant to law, there shall be added to all purchases as a service charge a sum not exceeding two per centum, as shall be determined by the State Purchase Commissioner, which said sum, not exceeding two per centum, as so determined, shall, on certification from the State Purchase Commissioner, be transferred, on order of the Comptroller of the Treasury, by draft or certificate of the State Treasurer, from the accounts of the department, board or commission, or using agency, for whom the purchase was made, to the State Purchase Fund. The State Purchase Commissioner shall certify to the head of the department, board, commission, or using agency of the government from whose accounts a service charge has been ordered, the amount of such service charge.

Service  
charge.

On the commencement of any new State fiscal year, or at any time during said fiscal year, the State Purchase Commissioner may anticipate the purchase needs of any department, board, commission, or using agency of the government, and may charge the two per centum above provided for, or any lesser sum, based upon the purchases of any such department, board, commission, or using agency for the immediately preceding fiscal year.

State pur-  
chase fund.

The following sums, or so much thereof as may be necessary, are appropriated from the State Purchase Fund for salaries and other expenses for the operation of the department of the State Purchase Commissioner.

Salaries:

State Purchase Com- missioner .....	\$7,000 00
Chief clerk .....	5,000 00
Compensation of as- sistants and clerical services and labora- tory testing services	67,830 00

Supervisors of purchases .....	20,520 00	
Labor services .....	1,500 00	
	<hr/>	\$101,850 00
Materials and Supplies:		
Vehicular transportation supplies .....	\$2,750 00	
Stationery and office supplies .....	5,800 00	
Office equipment .....	1,300 00	
Fuel, light and power, water rent .....	3,500 00	
Household supplies ..	250 00	
Laboratory testing supplies .....	200 00	
Replacement of truck	2,500 00	
	<hr/>	16,300 00
Current repairs .....		1,000 00
Services Other Than Personal:		
Traveling expenses ..	\$740 00	
Advertising .....	4,000 00	
Subscriptions .....	300 00	
Insurance (other than fire) .....	2,435 00	
Freight, express and cartage .....	50 00	
Miscellaneous expenses .....	1,000 00	
	<hr/>	8,525 00
		<hr/>
		\$127,675 00
		<hr/>

*Public Shooting and Fishing Grounds Fund*

Shooting and Fishing Grounds.	Salaries .....	\$23,700 00
	Materials and supplies .....	35,925 00
	Current repairs .....	350 00
	Services other than personal .....	4,550 00
	Additions and improvements .....	700 00
	New buildings and land .....	14,775 00
	State's contribution pursuant to chap- ter 157, laws of 1938 .....	20,000 00
		<hr/> \$100,000 00 <hr/>

Moneys used  
as specified.

4. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated, and except such sums as may be required to refund amounts credited to the State Treasurer which do not represent State revenues, and except such sums which are by law devoted to specific purposes, namely, State school tax, Department of Agriculture receipts pursuant to R. S. 4:10-9, United States appropriation to Agricultural College, taxes for the use of taxing districts in this State, Grade Crossing Elimination Fund, appropriated Emergency Relief and Municipal Aid Funds, Forest Fire Fund, Forest Nursery Fund, Forest Land Fund, Workmen's Compensation Tax Fund, Educational Aid Fund, moneys directed by any law to be paid to the Teachers' Pension and Annuity Fund, 1837 Surplus Revenue Fund income, State Police Retirement Fund, Clerk in Chancery Enrollment Fund, unclaimed accounts of patients and prisoners in State institutions, Unemployment Compensation Commission, Compensation awards, Billboard Regulation Fund, moneys received by the several institutions representing garage rentals which moneys shall be devoted exclusively by such institution to erection of new garages where needed, Vocational Schools, Crippled Children's Commission, High Point Park



Commission, Palisades Interstate Park Commission, Federal funds subsidizing the State under the Social Security Act, and such other Federal funds used to match State appropriations in P.W.A. and W.P.A. projects, moneys received from tuition for extension in summer school courses, which last named moneys shall be paid pursuant to the laws applicable thereto; moneys received representing insurance to cover losses by fire and other casualties; this section shall not be construed to prohibit the payment due upon any contract made under an appropriation of previous years; moneys received by the Department of Conservation and Development from the sale or lease of forest reserve lands pursuant to R. S. 13:8-9; moneys received by the Quartermaster-General under the provisions of article 3, chapter 2-38 of R. S.; nor shall this act apply to moneys appropriated by joint resolution of the Legislature where such moneys have been set apart by the State Comptroller.

Construing.

Act not applicable.

5. In order that some degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the State House Commission for leave to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall only be made during the current year for which the appropriation was made, and if the State House Commission shall consent thereto, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall 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.

Transfers.

Proviso.

6. The Comptroller of the Treasury is hereby authorized, empowered, directed, and it shall be his duty to make such correction of the title or text, or both, of an appropriation, necessary to make such appropriation available for the purpose or

Corrections made to comply with intentions.

purposes of its intention. Such correction shall be by written ruling, reciting in appropriate details the facts thereof, and the reasons therefor, attested by the signature of said Comptroller and filed in the Department of the Comptroller 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.

Order of  
disbursing.

7. The Comptroller of the Treasury is hereby empowered, and it shall be his duty in the disbursement of funds available for the general uses of this State, to first provide for the maintenance of the administration of the government of the State, and of its courts, and of its penal, correctional and charitable institutions, and to apply the remainder of such available funds in such manner and to such purpose for which appropriations may have been made as in his judgment may best conserve the interest of the State.

Transfers  
from various  
operations.

8. The State House Commission is hereby empowered, notwithstanding any other provision of the law, to transfer from the various appropriations for construction, reconstruction, additions to and betterments of State building and appurtenances thereto, herein contained, to the appropriation for the division of architecture and construction of the Department of Institutions and Agencies 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.

9. The Comptroller of the Treasury may, upon application therefor, allot from appropriations made to any official, department, commission or board a sum, not in excess of three hundred dollars (\$300.00), to establish a petty cash fund, for the payment of expenses not in excess of ten dollars (\$10.00). The allotments thus made by the Comptroller shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making request therefor, and the money thus allotted shall be dis-

bursed 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 Comptroller of the Treasury for audit, and the Comptroller of the Treasury shall likewise make regulations governing disbursements from petty cash funds.

10. The Comptroller of the Treasury 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, to transfer such appropriations to such department as shall be charged with the responsibility of administering the functions of such department so transferred as aforesaid.

Comptroller  
empowered  
to transfer  
funds.

11. This act shall take effect on the first day of July, one thousand nine hundred and forty-two.

Act effective.

Approved March 30, 1942.

## CHAPTER 30

### AN ACT concerning taxation.

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

1. In the year one thousand nine hundred and forty-two no county board shall fix and adjust the amount of State school, State and county tax to be levied in each taxing district in the county or the amount to be levied in each taxing district for local purposes until May first, one thousand nine hundred and forty-two. The county board of taxation shall, on or before May fifteenth, in the year one thousand nine hundred and forty-two, cause the corrected, revised and completed duplicates, certified by it to be a true record of the taxes assessed,

Time for fixing  
tax rate.

Tax duplicates  
delivered to  
collectors.

Tax list  
public.

to be delivered to the collectors of the various taxing districts in the county, and the tax list shall remain in the office of the board as a public record.

2. This act shall take effect immediately.

Approved March 30, 1942.

## CHAPTER 31

AN Act regulating the work hours of persons, employees and operatives in factories, workshops, mills, mines and places where the manufacture of goods of any kind is carried on, and amending section 34:6-63 of the Revised Statutes.

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

Section  
amended.

1. Section 34:6-63 of the Revised Statutes is amended to read as follows:

Half hour  
lunch time.

34:6-63. Every employer owning or operating a factory, workshop, mill, mine, or place where goods are manufactured shall give to all employees at least one-half hour for their midday meal after being continuously employed for a period of not more than six hours on any day except Saturday.

Period.

Night shifts.

The meal period shall be fixed with regard to the health and physical welfare of employees. If any such place is operated at night or in eight-hour shifts, the meal period shall be fixed as aforesaid with regard to the mutual interests of employer and employee; *and provided, further*, that the provisions herein contained may be suspended by the Governor, on his own order or upon application to him, during the present war. Such order shall be limited to a particular period of time, and shall be limited to a particular mining or manufacturing establishment, and may contain such special conditions as the Governor may deem advisable. Be-

Proviso.

Limited  
order.

fore making or granting any such order, the Governor shall first find that the provisions thereof will not in any way impair or endanger the health or productive effectiveness of those affected by such order. The Governor in no case shall issue any order permitting any employee to work for more than eight hours without the meal period above described. The Governor may make such rules and regulations as he deems will effectuate the purposes of this act.

Governor's  
finding.

Eight hour  
work not  
exceeded.

2. This act shall take effect immediately.

Approved March 31, 1942.

## CHAPTER 32

AN ACT to validate grants and devises of real property to unincorporated charitable or religious societies, associations and organizations, and to validate conveyances heretofore made by such institutions of real property so granted and devised to them.

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

1. That any and all grants by deed, or devises by will, of real property heretofore made, to any unincorporated charitable or religious society, association, or organization, shall be deemed legal and valid and shall vest the title to such real property in said society, association or organization, as of the date of the grant or devise, notwithstanding that such society, association or organization is or was not incorporated at the time of such grant or devise; and any and all deeds heretofore made, executed, and delivered by such unincorporated societies, associations or organizations, by their duly authorized officers, without having had at-

Vestment of  
real estate in  
unincorporated  
societies valid.

Validity  
of deeds.

tached thereto a corporate seal, shall be deemed legal and valid to pass title to the real property therein described, and vest the title to such property in the grantee or grantees of said deeds. This statute shall be deemed remedial and be liberally construed.

2. This act shall take effect immediately.

Approved April 7, 1942.

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### CHAPTER 33

AN ACT to validate acknowledgments or proofs of deeds, mortgages and other instruments in writing.

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

Validating  
certain  
instruments.

1. All acknowledgments or proofs of deeds, mortgages and other instruments in writing heretofore made or taken shall be good and sufficient in law and in equity, notwithstanding any errors or imperfections in said acknowledgments or proofs; *provided, however*, that all such deeds, mortgages and other instruments in writing have been recorded for a period of at least five years in the proper recording office.

Proviso.

2. This act shall take effect immediately.

Approved April 7, 1942.

## CHAPTER 34

AN ACT validating certain final decrees heretofore entered in the Court of Chancery against the State of New Jersey, in suits to foreclose certificates of sale for taxes or other municipal liens.

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

1. All final decrees heretofore entered in the Court of Chancery against the State of New Jersey on bill to foreclose the equity of redemption of certificates of sale for taxes or other municipal liens, are hereby validated and confirmed, although no sale was made under said decrees as provided by section 2:61-4 of the Revised Statutes, relating to procedure where the State of New Jersey has any lien or encumbrance, in any suit arising out of any previous lien or encumbrance; *provided, however*, that such decrees shall otherwise be valid and effective; *and provided, further*, that any pending appeal or right of appeal of the State from any such decree shall not be affected by this act.

Certain final  
decrees  
validated.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved April 7, 1942.

## CHAPTER 35

AN ACT concerning disorderly persons, and amending section 2:206-11 of the Revised Statutes.

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

Section  
amended.

1. Section 2:206-11 of the Revised Statutes is amended to read as follows:

Right of appeal  
to special  
sessions court.

2:206-11. Any person convicted under any provision of this subtitle who shall desire to appeal from the conviction hereunder by a magistrate may, in addition to his right to obtain a writ or certiorari to review the proceedings before said magistrate, or to any other available relief, appeal to the special sessions court of the county in which the conviction was had.

Notice of  
appeal.

A defendant appealing to the special sessions court shall file with the county clerk of the county wherein his conviction was had, within twenty days from the time of conviction, a written notice of his appeal from such conviction and within five days thereafter, serve a copy thereof upon the magistrate so convicting him and the prosecutor of the pleas of the county wherein the conviction was had.

Appeal acts as  
trial de novo.

An appeal to the special sessions court under authority of this section shall not operate to bring up for review the proceedings before the magistrate from whose conviction the appeal is taken but shall operate as an application for a trial de novo in the special sessions court, and as a waiver of all technical defects in the record, including any defect in, or the absence of, any process or charge laid in the complaint, and as a consent that the court shall enter judgment solely upon the basis of the testimony presented before such court.

Waiver.

Summary  
hearing.

The special sessions court shall summarily hear the matter and try and determine the cause on oral testimony taken before such court. If the de-



fendant is convicted in the special sessions court, such court shall impose such sentence as it is prescribed by this subtitle may be imposed by the court of first instance. If the defendant is acquitted in the special sessions court, that court shall order the conviction below set aside and shall order the return of all fines and costs paid by the defendant, and order the discharge of the offender from custody.

Conviction.

Effect of  
acquittal.

Pending the determination of such appeal from a conviction by a magistrate the special sessions court may order the defendant admitted to bail, and upon the defendant entering into a recognizance with sufficient surety conditioned that he shall appear before the special sessions court, and abide the judgment thereof, the said special sessions court shall forthwith discharge him from custody.

Defendant  
bailed.

The trial on appeal shall be noticed for hearing by the defendant for a day not more than thirty days after he has completed his appeal, and if the special sessions court is not in session, for a day as soon thereafter as such court will fix to hear the appeal; and the defendant shall serve on the prosecutor of the pleas of the said county wherein said conviction was had at least five days' written notice of the time of hearing of said appeal. The prosecutor of the pleas of said county shall appear at said hearing on appeal and represent the complainant.

Noticing  
appeal.

Hearing.  
Service on  
prosecutor.

2. This act shall take effect immediately.

Approved April 7, 1942.

New Jersey State Library

## CHAPTER 36

AN ACT providing for a further distribution of the  
Revised Statutes of this State.

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

Revised  
Statutes  
given certain  
members of  
Legislature.

1. The Secretary of State is hereby authorized to deliver to each member of the one thousand nine hundred and forty-two Senate and House of Assembly, who has not previously received the same, a copy of the Revised Statutes of this State, including volumes IV and V thereof.

2. This act shall take effect immediately.

Approved April 7, 1942.

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CHAPTER 37

AN ACT concerning tax sale liens, and repealing  
section 54:5-36 of the Revised Statutes.

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

Section  
repealed.

1. Section 54:5-36 of the Revised Statutes is repealed.

2. This act shall take effect immediately.

Approved April 7, 1942.

## CHAPTER 38

AN ACT concerning the practice of dentistry, and amending section 45:6-19 of the Revised Statutes.

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

1. Section 45:6-19 of the Revised Statutes is amended to read as follows: Section amended.

45:6-19. Any person shall be regarded as practicing dentistry within the meaning of this chapter who Practitioner:

(1) Uses a dental degree, or the terms "mechanical dentist" or the use of the word "dentist" in English or any foreign language, or designation, or card, device, directory, poster, sign, or other media whereby he represents himself as being able to diagnose, treat, prescribe or operate for any disease, pain, deformity, deficiency, injury, or physical condition of the human tooth, teeth, alveolar process, gums, cheek, or jaws, or oral cavity and associated tissues; or Certain designations;

(2) Is a manager, proprietor, operator, or conductor of a place where dental operations are performed; or Operator, etc.;

(3) Performs dental operations of any kind gratuitously, or for a fee, gift, compensation or reward, paid or to be paid, either to himself or to another person or agency; or Does dental work;

(4) Uses himself or by any employee, uses a Roentgen or X-ray machine for dental treatment, dental radiograms, or for dental diagnostic purposes; or Diagnosing;

(5) Extracts a human tooth or teeth, or corrects or attempts to correct malpositions of the human teeth or jaws; or Extractions;

Cleaning;	(6) Offers and undertakes, by any means or method, to diagnose, treat or remove stains or concretions from human teeth or jaws; or
Anaesthetist;	(7) Uses or administers local or general anesthetics in the treatment of dental or oral diseases or in any preparation incident to a dental operation of any kind or character; or
False teeth;	(8) Takes impressions of the human tooth, teeth, jaws, or performs any phase of any operation incident to the replacement of a part of a tooth, teeth, or associated tissues; or
Operating.	(9) Performs any clinical operation included in the curricula of recognized dental schools or colleges.
Operators defined:	The terms manager, proprietor, operator or conductor as used in this chapter shall be deemed to include any person who
Assistants;	(1) Employs operators or assistants; or
Offices;	(2) Places in the possession of any operator, assistant, or other agent such dental material or equipment as may be necessary for the management of a dental office on the basis of a lease or any other agreement for compensation for the use of such material, equipment or office; or;
Ownership.	(3) Retains the ownership or control of dental material, equipment or office and makes the same available in any manner for the use by operators, assistants or other agents; <i>provided, however</i> , that the above shall not apply to bona fide sales of dental material or equipment secured by chattel mortgage.
Proviso.	
Practices explained:	The following practices, acts and operations shall not be regarded as practicing dentistry within the meaning of this chapter:
Treatments;	(1) The treatment of the diseases of the mouth and practice of oral surgery, in the practice of his profession, by a physician or surgeon, licensed as such under the laws of this

State, unless he undertakes to reproduce or reproduces lost parts of the human teeth in the mouth or to restore or replace lost or missing teeth in the mouth; or

(2) The practice of dentistry in the discharge of their duties by dentists in the United States Army, Navy, Public Health Service or Veterans Bureau; or

In public service;

(3) The operation of a dental school or college as now conducted and approved, or as may be approved, by the Board of Dental Examiners; and the practice of dentistry by students in any such dental school or college approved by the board, when acting under the direction and supervision of any registered and licensed dentist acting as instructor; or

School or students;

(4) The practice of dentistry by licensed dentists of other States or countries at meetings of the American Dental Association or component parts thereof, or any other like dental organizations, while appearing as clinicians; or

Clinicians;

(5) The practice of dentistry by accredited internes operating in hospitals under the supervision of registered and licensed dentists; or

Internes;

(6) The use of Roentgen or other rays for making radiograms or similar records of dental or oral tissues under the supervision of a licensed dentist or physician; *provided, however*, that such services shall not be advertised, by any name whatsoever, as an aid or inducement to secure dental patronage; *and provided, further*, that no corporation shall advertise that it has, leases, owns or operates a Roentgen or X-ray machine for the purpose of making dental radiograms of the human teeth or tissues of the oral cavity, or administering treatment thereto for any disease thereof; or

X-rays;

Proviso.

Proviso.

(7) The making of artificial restorations, substitutes, or appliances for the correction of disease, loss, deformity, malposition, disloca-

Artificial appliances.

Proviso.

tion, fracture, or injury to the jaws, teeth, lips, gums, cheeks, palate, or cases, models, or from impressions furnished by a licensed and registered dentist, on written prescription only; *provided*, that such prosthetic or orthodontic appliances, or the services rendered in the construction, repair, or alteration thereof, shall not be advertised, sold or delivered, directly or indirectly, to the public by the dental technician or dental laboratory as principal or agent.

2. This act shall take effect immediately.

Approved April 7, 1942.

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## CHAPTER 39

AN ACT to amend "An act creating a State Department of Local Government, prescribing its powers and duties, and transferring to it certain powers and duties vested in the State Auditor," approved May ninth, one thousand nine hundred and thirty-eight (P. L. 1938, c. 158).

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

C. 52:27A-11.

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

Qualifications.

11. Members; qualifications. The members of the board shall be selected with special reference to their knowledge and understanding of local government, law, finance and administration. At least one member shall have had executive or administrative experience either as a member of a municipal governing body or as a municipal official, and at least one other member shall have had executive or administrative experience either as a member of a county governing body or as a county official.

Experience.

Not more than two of the members shall belong to the same political party. Politics.

2. This act shall take effect immediately.

Approved April 7, 1942.

## CHAPTER 40

AN ACT concerning street railway and traction companies, and supplementing chapter fifteen of Title 48 of the Revised Statutes.

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

1. Any street railway or traction company which has heretofore suspended operation of all or any part of its lines, in accordance with the provisions of article seven of chapter fifteen of Title 48 of the Revised Statutes, may, after hearing, with the consent of the Board of Public Utility Commissioners of the State of New Jersey, if necessary or desirable for the transportation of persons engaged in war industries, resume street railway operation by street cars on such parts of its lines as the said board may approve, and if any such company shall have removed from such portions of its line or lines its tracks, poles, wires or other appurtenances necessary for such operation, such company may restore the same and shall comply with any agreement therefor, heretofore or hereafter made with the municipal or other board or body having charge of any street or highway in which such line or lines, or part thereof, are located. The Board of Public Utility Commissioners may condition its consent as it may deem necessary or desirable to effect the purpose of this act. The operation of street cars pursuant to this act shall in no way affect the right of any such com-

C. 48:15-43.4.  
Partial  
resumption of  
service by  
street cars.

Restoration of  
equipment.

Conditional  
consent.

Bus service.

pany to continue to operate any vehicles which may have heretofore been substituted for street car operation over any such line or lines in accordance with the provisions of article seven of chapter fifteen of Title 48 of the Revised Statutes.

C. 48:15-43.5.  
Continuance.

2. This act shall take effect immediately and shall be inoperative and of no effect one year after the date of the making of a treaty of peace or the last of treaties of peace concluding all of the present wars with the governments of Japan, Germany and Italy, and any right to operate street cars hereunder shall then cease and determine.

Filed April 7, 1942.

## CHAPTER 41

AN ACT concerning rabies and control of dogs, and amending section 26:4-94 of the Revised Statutes.

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

Section  
amended.

1. Section 26:4-94 of the Revised Statutes is amended to read as follows:

Penalty for  
violations.

26:4-94. Any person who violates any of the provisions of this article except sections 26:4-90 to 26:4-92, or any notice served thereunder, shall be liable to a penalty of five dollars (\$5.00) for the first offense, and not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00) for each subsequent offense, to be recovered in an action at law brought by and in the name of the State Department or a local board. Proceedings for the recovery of penalties hereunder shall conform to the practice and procedure contained in sections 26:3-72 to 26:3-82, inclusive, of the Revised Statutes.

How  
recovered.

Proceedings.

2. This act shall take effect immediately.

Approved April 20, 1942.



## CHAPTER 42

AN ACT prohibiting the use of certain metals in taps, faucets, tanks, fountains, refrigerators, utensils, vessels, apparatus, pipes or conduits when used for storage or distribution of drinks, beverages or food, providing penalties for violations thereof, and supplementing subtitle one of Title 24 of the Revised Statutes.

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

1. No person shall keep or use in the manufacture, sale or keeping for sale, of any drink, beverage or food, nor shall any person offer for sale, sell or manufacture, for use in the preparation, storage or dispensing of a drink, beverage or food, any tap, faucet, tank, fountain, refrigerator, utensil, vessel, apparatus, or any pipe, or conduit, or parts in connection therewith, which is composed or made either wholly or in part of lead, cadmium, or other metal or metallic substance that is or will be affected by the drink, beverage or food so that dangerous, unwholesome, or deleterious compounds are formed therein or thereby or such that the drink, beverage or food made or stored therein or drawn therefrom shall be unwholesome, dangerous or detrimental to health.

C. 24:15A-1.  
Use of certain  
metallic  
substances in  
connection  
with food  
and drink  
forbidden.

2. Any person violating any provision of this act shall be subject to the penalties provided in chapter seventeen of Title 24 of the Revised Statutes. Such penalties shall be recovered and enforced in the same manner and in accordance with the procedure detailed in said chapter seventeen of Title 24 of the Revised Statutes.

C. 24:15A-2.  
Penalties.

Enforcement.

3. This act shall take effect immediately.

Approved April 20, 1942.

## CHAPTER 43

AN ACT concerning sanitation in food establishments, and amending section 24:15-4 of the Revised Statutes.

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

Section  
amended.

1. Section 24:15-4 of the Revised Statutes is amended to read as follows:

Sanitation in  
food supplies.

24:15-4. The floors, side walls, ceilings, furniture, receptacles, implements and machinery of every food establishment and all vehicles used in the transportation of food products shall be kept in a clean and sanitary condition. No person shall transport food in such manner that the purity or wholesomeness thereof shall be impaired.

Cleaning  
materials.

No polishes or substances containing hydrocyanic acid or salts thereof shall be used for the cleaning or polishing of nickel, copper, silverware or other articles or utensils used for the service or preparation of food or foodstuffs in any food establishment.

2. This act shall take effect immediately.

Approved April 20, 1942.

## CHAPTER 44

AN ACT relating to education, and amending section 18:10-41 of the Revised Statutes.

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

1. Section 18:10-41 of the Revised Statutes is amended to read as follows: Section amended.

18:10-41. The county superintendent of schools of each county shall, on or before April first in each year, apportion to the several school districts of the county the State school moneys and the interest of the surplus revenue in the manner provided in this section and section 18:10-42 of this Title: Apportionment of school moneys.

For supervising principal or city superintendent. Supervisor.  
 ent. a. The sum of six hundred dollars (\$600.00) to each district in which there has been employed a supervising principal or city superintendent of schools, who has devoted his entire time to the supervision of the schools in the district; but no apportionment shall be made for a supervising principal whose salary is less than one thousand dollars (\$1,000.00) per annum. If two or more districts have united in employing a supervising principal, the six hundred dollars (\$600.00) shall be apportioned among them in the proportion that the number of teachers employed in each of the districts shall bear to the total number of teachers employed in all of such districts.

For teachers for blind, deaf, crippled, or sub-normal children. Certain teachers.  
 b. The sum of five hundred dollars (\$500.00) for each teacher employed in a special class for the instruction of blind, deaf, or crippled children or for children who are three years or more below the normal. Whenever a home teacher is furnished as provided by law for physically crippled children, the county superin-

tendent of schools shall apportion in the same manner for such teacher an amount to be approved by the commissioner.

Assistants.

For assistant superintendents, supervisors, and teachers in four-year high schools. c. The sum of four hundred dollars (\$400.00) for each assistant superintendent and supervisor, other than the supervising principal, employed in the district, and each permanent teacher employed in a high school or high school department having a full four years' course of study, following a full eight years' primary and grammar school course, which high school course has been approved by the State Board.

Joint districts.

If two or more districts have united in employing a supervisor, other than a supervising principal, the four hundred dollars (\$400.00) shall be apportioned among the districts in the proportion that the number of teachers under the supervision of the supervisor employed in each of the districts shall bear to the total number of teachers supervised in all of the districts.

Teachers in  
three-year  
high schools

For teachers in three-year high schools. d. The sum of three hundred dollars (\$300.00) for each permanent teacher employed in a high school or high school department having a full three years' course of study, following a full eight years' primary and grammar school course, which high school course has been approved by the State Board.

Teachers in  
certain other  
schools.

For teachers in certain high schools or associated intermediate schools. e. The sum of three hundred fifteen dollars (\$315.00) for each permanent teacher employed in a high school or high school department or in an intermediate school associated therewith, when such schools together have a full six years' course following a full six years' primary and grammar school course, and such high school and intermediate school have been approved by the State Board. If in any district in addition to a high school and intermediate school as described in this paragraph there is another

high school or schools, or high school department or departments having a full four years' course of study following a full eight years' primary and grammar school course, the apportionment for such schools shall be in accordance with paragraph "c" of this section.

For teachers in certain intermediate schools. f. The sum of two hundred fifty dollars (\$250.00) for each permanent teacher employed in an intermediate school approved by the State Board in districts not maintaining senior high schools.

In intermediate schools.

For teachers in primary, grammar, or high school departments, etc. g. The sum of two hundred dollars (\$200.00) for each permanent teacher employed in an ungraded school, or in a kindergarten, primary, or grammar department, or in a high school department having a course of study of less than three full years, which course of study has been approved by the State Board.

In certain departments.

For principals or teachers in evening high schools. h. The sum of two hundred dollars (\$200.00) for each principal and each permanent teacher employed in an evening high school having a full four years' course of study, following a full eight years' primary and grammar school course, which evening high school course has been approved by the State Board.

Evening high schools.

For temporary teachers. i. The sum of eighty dollars (\$80.00) for each temporary teacher who shall have been employed for a period of not less than four months.

Temporary teachers.

For teachers in evening schools. j. The sum of eighty dollars (\$80.00) for each teacher employed in an evening school for the full time the school has been maintained, when the board of education shall certify that said evening school has been maintained for not less than sixty-four evening sessions of at least two hours each in each year and for at least three evening sessions each week during the school year preceding that for which the apportionment is made. If any teacher has also been employed in the day schools of the same dis-

Evening schools.

Double duty.

trict, the apportionment aforesaid shall be made for such teacher in addition to any amount apportioned for him as teacher in such day schools.

Teachers  
in manual  
training  
schools.

For teachers of manual training. k. In making the apportionment teachers employed in a manual training course in a district receiving an appropriation from the State for such course, and who have devoted at least one-half of the time the schools in the district have been kept open to school work other than manual training, shall be regarded as temporary teachers only, but no apportionment shall be made for teachers who have devoted their entire time to teaching in such manual training course, unless the salaries of such teachers are paid out of that portion of moneys raised locally by the district for manual training in excess of the amount which, together with an equal amount of manual training appropriation received from the State, has already been expended for the salaries of manual training teachers. For those manual training teachers whose salaries are paid from the source above referred to, apportionment shall be made in the manner provided in the several paragraphs of this section, and the amount of the apportionment shall be governed by the department in which such manual training teachers are employed.

School nurses.

Proviso.

For school nurses. 1. The sum of three hundred dollars (\$300.00) for each full-time registered nurse employed; *provided*, the nurse is qualified for such employment under the rules of the commissioner approved by the State Board. When a registered nurse qualified as aforesaid renders part-time service to a district, the county superintendent of schools shall apportion to each such district fifty per centum (50%) of the cost of such part-time service; but no apportionment in excess of one hundred dollars (\$100.00) shall be made to any such district. Any person employed as a nurse on April first, one thousand nine hundred and thirty, in any school district or school districts may be continued in such employment whether

or not she is qualified as aforesaid. The above apportionments shall apply to any districts continuing the services of a nurse who was employed by them on or before the above date.

For high school pupils in other districts. m. The sum of sixty dollars (\$60.00) for each pupil who shall have attended a high school or high school department in a district other than that in which he resides, and for whom a tuition fee shall be paid by the board of education. High school pupils.

For pupils attending class for crippled in other districts. n. The sum of twenty-five dollars (\$25.00) for each child who, with the permission or under the direction of the board of education of the school district in which the child is resident, shall attend a class for crippled children in another district, which apportionment shall be made to the district in which the child is resident. Crippled children.

For pupils in other districts. o. The sum of fifteen dollars (\$15.00) for each pupil who has attended an ungraded school or a kindergarten, primary, or grammar school department, in a district other than that in which he resides, and for whom a tuition fee has been paid by the board of education. Outside pupils.

For transportation of pupils. p. Seventy-five per centum (75%) of the cost of transportation of pupils to a school or schools pursuant to the provisions of section 18:14-8 of this Title, when, subject to the appeal under sections 18:3-14 and 18:3-15 of this Title, the necessity for such transportation and the cost and method thereof have been approved by the county superintendent of schools of the county in which the district paying the cost of such transportation is situated. Transportation expenses.

2. This act shall take effect immediately.

Approved April 20, 1942.

## CHAPTER 45

AN ACT concerning cemeteries, and amending section 8:3-1 of the Revised Statutes.

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

Section  
amended.

1. Section 8:3-1 of the Revised Statutes is amended to read as follows:

Number of  
cemeteries in a  
municipality.

8:3-1. No more than five cemeteries shall be located or placed under and by virtue of this Title in any one city, township, borough or town in any county of this State, except that any religious society duly incorporated pursuant to the laws of this State, may establish a cemetery, to be used exclusively for the burial of persons of its religious faith, in any municipality of this State in which it does not maintain a cemetery, notwithstanding there are five or more cemeteries located in any such municipality, and except that any society, duly incorporated pursuant to the laws of this State, whose membership is limited to persons of any color, may establish a cemetery to be used exclusively for the burial of persons of said color in any municipality of this State in which no cemetery limited to the burial of persons of said color is maintained, notwithstanding there are five or more cemeteries located in any such municipality, and except that, in any township of this State where the capacity of an existing cemetery is exhausted, so that no further plots or lots can be purchased, an additional cemetery may be created or placed at a distance of not less than three miles from any other existing cemetery in such township, subject to all laws or provisions thereof governing and regulating cemeteries in this State.

Church  
cemeteries.

Colored  
people.

New  
cemeteries.

Area allotted  
to cemeteries.

Not more than three per centum (3%) of the area of any city, town, township, borough, village or other municipality shall be devoted to cemetery purposes.



Nothing in this section contained shall prevent any cemetery association incorporated prior to March twenty-sixth, one thousand nine hundred and twenty-nine, from continuing, maintaining, enlarging and conducting any cemetery in any township of this State where such cemetery has been located and used for cemetery purposes since such incorporation.

Present  
cemeteries  
continued.

2. This act shall take effect immediately.

Approved April 20, 1942.

## CHAPTER 46

AN ACT making appropriations from the State Highway Fund for the maintenance and operation of the State Highway and other related departments, pursuant to the provisions of section 52:22-20 of the Revised Statutes.

### ANTICIPATED REVENUES OF THE STATE HIGHWAY FUND

Tax on motor fuels .....	\$19,700,000 00	Anticipated funds.
Motor vehicle fees, fines, et cetera ..	18,500,000 00	
Motor vehicle inspection fees .....	900,000 00	
Bus excise tax .....	110,000 00	
Federal aid .....	1,650,000 00	
Miscellaneous revenue .....	300,000 00	
Unappropriated balance, January 1st	2,672,250 00	

\$43,832,250 00

Less:

Amount to be transferred to State Fund for Municipal Aid, pursuant to Senate Bill No. 167 of this session of the Legislature .....\$3,000,000 00

Transferred  
amounts.

Amount to be transferred to State Fund for General Purposes, pursuant to Senate Bill No. 149 of this session of the Legislature..	4,260,000 00	
Amount transferred to State Fund for New Jersey State Guard, pursuant to Chapter 13, Laws of 1942 ..	275,000 00	
		<hr/> 7,535,000 00
Available funds.	Total revenues and balance available for expenditure..	<hr/> \$36,297,250 00 <hr/>

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

Appropriations  
for road  
purposes.

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State highway fund for the several purposes herein specified.

#### DEBT SERVICE

Bond  
indebtedness.

#### Mandatory Dedications:

##### 1930 *Bond Act*

Principal requirement of highway improvement bonds ..	\$780,000 00
Interest, highway improvement bonds ..	1,312,175 00
Principal requirement of institution construction bonds ....	200,000 00
Interest, institution construction bonds.	326,475 00

Principal requirement of emergency relief bonds .....	1,250,000 00
Interest, emergency relief bonds .....	21,875 00
<hr/>	
Total debt service on 1930 bond act .....	\$3,890,525 00

Interest on \$70,000,000.00 issue:

Annual requirement for amortization ...	\$1,640,073 80
Interest on road bonds	320,000 00
Interest on roads, bridges and viaducts bonds .....	1,225,000 00
<hr/>	
	3,185,073 80
<hr/>	
Total debt service .....	\$7,075,598 80

#### Construction and Maintenance of Roads and Bridges

#### Mandatory Dedications:

Roads and  
bridges.

##### *State Aid to Counties and Municipalities*

Construction, recon- struction, mainte- nance, et cetera, of county roads .....	\$6,000,000 00
Expenditures pursu- ant to section 27:14-1 of the Re- vised Statutes .....	735,000 00
Construction, grading, maintenance, et cet- era, of village and township roads ....	2,625,000 00

Expenditures pursuant to section 27:15-10 of the Revised Statutes and Chapter 218, Laws of 1940 .....	525,000 00
Total State aid to counties and municipalities .....	\$9,885,000 00
Total Mandatory Deductions, \$16,960,598 80	

*State Highway Commissioner*

Highway  
Commissioner's  
Department.

## Appropriation:

Administration, engineering, inspection and administration costs of rights-of-way .....	\$2,226,000 00
Construction of State highway system, purchase of rights-of-way, construction of roads, bridges and grade crossings pursuant to section 52:22-20 of the Revised Statutes:	
State Funds ....	3,791,343 07
Federal aid and State matched moneys .....	3,500,000 00
Purchase of plant and equipment .....	200,000 00
State, county and municipal highway lighting, traffic signals and operation of bridges .....	1,280,500 00

Maintenance of State highway system ...	3,539,000 00
Institutional roads and approaches, including walks and gutters .....	200,000 00

## Claims:

Claims.

George M. Brewster & Son, Inc. ....	\$12,337 00
George W. Gascoin..	1,900 00
Emil Alpen	31 01
Tidewater Stone and Supply Co. ....	45,860 40
Santaniello Bros. ...	32,000 00
Samuel Colacurcio, Inc. ....	5,211 20
	<u>97,339 61</u>

Total amount appropriated ..\$14,834,182 68

## MOTOR VEHICLE DEPARTMENT

## Salaries:

Commissioner .....	\$10,000 00
Other employees, present, \$1,265,938.10; new, \$19,440.00 ...	1,285,378 10
	<u>\$1,295,378 10</u>

Motor Vehicle Department.

## Materials and Supplies:

Heat, Light, Power, Water, Gas and Electricity .....	\$11,500 00
Motor Vehicular transportation supplies .	59,500 00

## CHAPTER 46, LAWS OF 1942

Replacements of Motor Vehicles .....	18,700 00	
Stationery and office supplies .....	52,500 00	
Office equipment replacement .....	5,000 00	
Purchase of typewriters, Central Office..	1,000 00	
Testing machinery and equipment .....	2,000 00	
Purchase of typewriters (Agents) .....	7,800 00	
Station and Central Office equipment ..	2,000 00	
Metal and material for markers .....	220,000 00	
Station cleanser, oil and grease .....	1,000 00	
	<hr/>	381,000 00
Current Repairs .....		10,000 00
Services Other Than Personal:		
Traveling expenses ..	\$2,650 00	
Telephone and telegraph .....	10,800 00	
Rents .....	115,030 00	
Insurance (other than fire) .....	5,400 00	
Freight, express and cartage .....	1,500 00	
Subscriptions .....	200 00	
Printing, binding, photographing and blue-printing .....	43,000 00	
Postage .....	53,000 00	
Miscellaneous expenses .....	4,750 00	
Addressing postal notices, test stations	17,000 00	
Witness fees .....	2,750 00	
Safety education ....	15,000 00	
	<hr/>	271,080 00

## Additions and Improvements:

Filing cabinets .....	\$5,850 00	
Ventilation equipment, testing stations ...	3,000 00	
Multilith and certifi- cate numbering ma- chines .....	5,500 00	
		<u>14,350 00</u>

## Extraordinary Expenditures:

To install receiving sets in 85 motor vehicle inspectors' cars for the purpose of a one-way police radio communication system .....	16,800 00	
		<u>\$1,988,608 10</u>

## STATE TAX DEPARTMENT

## MOTOR FUELS TAX DIVISION

## Salaries:

Director .....	\$6,000 00	
Compensation for as- sistants .....	176,560 00	
		<u>\$182,560 00</u>

Motor Fuels  
Division.

## Materials and Supplies:

Stationery and office supplies .....	\$1,500 00	
Retail dealers' license plates .....	1,700 00	
Vehicular transporta- tion supplies .....	10,000 00	
Office equipment re- placement .....	350 00	
		<u>13,550 00</u>

## Services Other Than Personal:

Postage and express- age .....	\$3,000 00	
Miscellaneous ex- penses .....	400 00	
Traveling expenses ..	5,000 00	
Printing, binding, pho- tographing and blue- printing .....	1,800 00	
Patrol boat crew ex- penses .....	1,600 00	
Maintenance of patrol boat .....	2,500 00	
Rents .....	10,860 00	
Insurance (other than fire) .....	2,925 00	
Insurance (fire) .....	200 00	
Telephone and tele- graph .....	1,200 00	
	<hr/>	29,485 00

## Additions and Improvements:

Office equipment .....	700 00
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## Unclassified:

Refunding  
motor fuel  
taxes.

The Comptroller of the Treasury is hereby authorized and empowered to pay any refund of motor fuel taxes, upon proper approval, pursuant to chapter 39 of Title 54 of the Revised Statutes, and the State Treasurer is directed to pay warrants issued therefor by the Comptroller.

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\$226,295 00



## BOARD OF COMMERCE AND NAVIGATION

Expenditure for construction, reconstruction, maintenance and improvement of inland waterways .....	\$135,000 00	Inland waterways.
Expenditure for bulkheading Manasquan Canal .....	50,000 00	
Dredging inland waterways .....	65,000 00	
Beach protection along Atlantic coast, provided thirty per centum (30%) is appropriated in conjunction thereto by each municipality allotted a part of the State appropriation for new projects; <i>provided, however,</i> the Board of Commerce and Navigation may use out of this appropriation a sum not to exceed \$150,000.00 for protection and maintenance of projects already constructed, and toward which the municipality has contributed in the past two years their allotted share as provided for in the appropriated items for beach erosion without any further appropriation in conjunction thereto by the municipality ....	395,000 00	Beach protection.
	<hr/> \$645,000 00	Proviso.

## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Delaware  
River Joint  
Toll Bridge.

## Appropriation:

Maintenance of free bridges now  
or to become State property, in-  
cluding improvements ..... \$135,779 00

All moneys received from any  
source whatsoever, whether from  
the operation of bridges or  
from the State of Pennsyl-  
vania for its proportion of main-  
tenance of said bridges, is hereby  
appropriated to the said commis-  
sion to be used by them for  
maintenance of bridges and the  
payment to the State of Penn-  
sylvania of their proportion of  
the earnings of said bridges.

Any unexpended balance, includ-  
ing receipts from Pennsylvania  
and rental receipts, is hereby re-  
appropriated.

*Department of State Police*

State Police.

There is hereby appropriated for  
transfer to the General State Fund,  
being 50% of the amount appropri-  
ated in the State Fund Appropria-  
tion Act for the fiscal year ending  
June 30, 1943, for the operation  
and maintenance of the Depart-  
ment of State Police, the sum of .. \$701,981 42

*State Employees' Retirement System*

Retirement  
system.

Contribution applicable to State  
Highway System Fund ..... \$139,755 00

*Department of Conservation and Development  
Delaware and Raritan Canal Maintenance*

Expenses necessary to maintain the bridges over the Delaware and Raritan Canal .....	\$13,000 00	Maintenance of canal bridges.
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*Budget Department*

Transfer to the General State Fund for salary of the State Budget Commissioner .....	\$3,000 00	Salary of Budget Commissioner.
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*Comptroller's Department*

Transfer to the General State Fund for salaries in the State Comp- troller's Department .....	\$3,000 00	Salaries in Comptroller's Office.
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*State House Commission*

Transfer to the General State Fund for maintenance expenditures of the State House Commission .....	\$20,000 00	State House.
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*Compensation Awards*

For the State House Commission to pay compensation awards allowed State employees in departments other than the State Highway De- partment but related to the State Highway Fund .....	\$5,000 00	Awards.
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*Funding-Bonds Authorized But Not Issued*

For the purpose of funding the re- maining \$11,799,950.00 of bonds authorized by R. S. 27:11-9 to 11, but which have not been issued ...	\$621,050 00	Funding un- issued bonds.
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Total mandatory dedications and appropriations .....	\$36,297,250 00
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Period for  
which appro-  
priations  
usable.

Availability.

Payments on  
contracts.

Use of  
federal grants.

Money  
withdrawable.

Co-operation  
with federal  
government.

2. The appropriations herein made other than those to the State Highway Commissioner are for the fiscal year ending December thirty-first, one thousand nine hundred and forty-two, and the appropriations herein made for debt service and to the State Highway Commissioner shall not lapse by reason of the expiration of said fiscal year. The appropriations herein made other than those for debt service and to the State Highway Commissioner shall be available for expenditure during the fiscal year ending December thirty-first, one thousand nine hundred and forty-two, and for a period of two months thereafter to pay obligations incurred during said fiscal year only. Nothing in this section or in this act contained shall be construed to prohibit the payment due upon any contract made under an appropriation of the previous year or years.

3. Any additional allotments of funds which may be made by the Federal government to the State of New Jersey, are hereby appropriated for the purposes for which such moneys are allocated, and the State Highway Commissioner is hereby authorized to carry out such projects as may be designated by the Federal government.

4. No money shall be drawn from the State Highway System Fund except for objects as hereinabove specifically appropriated and except such sums as may be required to refund amounts credited to the State Highway System Fund which do not represent State revenues, and except such sums which are by law devoted to specific purposes, namely, the administration expenses of the Retail Motor Fuel Dealers' Control Division of the State Tax Department established pursuant to chapter one hundred sixty-three of the laws of one thousand nine hundred and thirty-eight.

5. The State Highway Commissioner is authorized to co-operate with Public Roads Administration, Works Progress Administration, Corps of Engineers, Public Work Reserve, United States Army, United States Navy, War Production Board,

Office of Civilian Defense, and any other Federal agency that may be established in order to assist in war efforts and for that purpose he is authorized to use any available personnel or facilities of the State Highway Department.

6. All revenues in excess of anticipated revenues shall constitute a war emergency fund subject to legislative appropriation. Use of excess revenues.

7. This act shall take effect immediately and shall be retroactive as of January first, one thousand nine hundred and forty-two, and all expenditures made up to the time of the passage of this act, under the provisions of section 52:22-20 of the Revised Statutes, shall be charged against the amounts herein appropriated. Act retroactive.

Approved April 20, 1942.

## CHAPTER 47

AN ACT relating to the public schools of this State, and amending section 18:5-1 of the Revised Statutes.

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

1. Section 18:5-1 of the Revised Statutes is amended to read as follows: Section amended.

18:5-1. Each township, city, incorporated town and borough shall be a separate school district, except as provided in section 18:5-2 of this Title, but each incorporated village shall remain and be a part of the school district in which it is situated at the time of its incorporation. School district defined.

Whenever a new municipality other than a city is created from parts of two or more municipalities such municipality shall be a separate school district and shall be governed by chapter seven of this New districts.

Title (18:7-1 et seq.) except as otherwise provided. The several parts of the new municipality shall remain and constitute parts of the several school districts until a board of education shall have been appointed for the new school district. Such board of education shall consist of nine persons who are legal residents of the district. They shall be appointed by the county superintendent of schools immediately upon the creation of the new municipality or as soon thereafter as possible. The qualifications of the members so appointed shall be the same as those required for members of boards of education in other school districts, except that the three years' residence requirement pursuant to section 18:7-11 of the Revised Statutes shall be waived and be of no effect in such school districts until the fourth annual school meeting of the newly created school district. The appointed members of the board of education shall continue in office until the ensuing annual school meeting, at which time the legal voters shall elect members of the board of education in accordance with the provisions of section 18:7-10 of the Revised Statutes.

Board  
members.

Appointment.

Qualifications.

Term.

2. This act shall take effect immediately.

Approved April 20, 1942.

## CHAPTER 48

AN ACT to amend "An act concerning the refunding of bonds by counties and municipalities, and supplementing sections 40:1-61 to 40:1-74 of the Revised Statutes," approved November eighteenth, one thousand nine hundred and thirty-nine (P. L. 1939, c. 373).

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

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

C. 40:1-62.1.  
Section  
amended.

1. A county bond resolution or municipal bond ordinance authorizing refunding bonds may authorize the refunding of some or of all of the bonds which will become due over a period of not exceeding six years, if the funding commission shall find that such refunding is based upon a sound financial plan for equalizing or reducing the debt service of such county or municipality during such period, and is in the public interest. Such bond resolution or bond ordinance shall provide for the sale annually during such period, or at such other time or times as the commission may approve, of blocks or series of bonds to provide funds to pay the bonds to be refunded as the same shall become due, and, if it provides for sale otherwise than annually, may provide for the investment and application of the proceeds of such blocks or series of bonds pending the maturity or maturities of the bonds to be refunded, and for the reinvestment or other application of income and realizations upon such investments. All such investment and reinvestment shall be restricted to (a) the purchase and holding of unlimited obligations (whether or not interest-bearing) issued or unconditionally guaranteed as to both principal and interest by the United States of America which

Refunding  
bonds.

Basis.

Annual sale  
to provide  
funds to  
refund bonds.

Investments  
restricted.

Act prescribing  
procedure.

Additional  
provisions may  
be required.

Provisions  
of R. S.  
governing.

mature or which the United States of America is on demand obligated to pay not later than the end of the respective calendar years of the maturities of the several bonds to be refunded, or (b) the purchase and cancellation of any of the bonds to be refunded in the manner or mode of procedure prescribed by an act entitled "An act relative to the purchase and retirement of bonds by counties and municipalities, and supplementing article one of chapter one of Title 40 of the Revised Statutes," approved December twenty-first, one thousand nine hundred and forty, constituting chapter two hundred forty of the pamphlet laws of one thousand nine hundred and forty. Such bond resolution or bond ordinance shall contain such further provisions as the commission may require or approve as to the deposit, securing, regulation, investment, reinvestment, disposition and application of the proceeds of such blocks or series of bonds, and any matters in connection therewith, including the officer or officers to be responsible therefor and amortization or other provision for any premiums or other losses incurred. The authorization and issuance of refunding bonds pursuant to this section shall be subject to the provisions of sections 40:1-61 to 40:1-74 of the Revised Statutes, but nothing in this section shall be construed as limiting the outstanding obligations or indebtedness which may be refunded under section 40:1-62 of this Title.

2. This act shall take effect immediately.

Approved April 20, 1942.



## CHAPTER 49

AN ACT concerning emergency transportation facilities and conferring upon the Board of Public Utility Commissioners powers essential to meet emergency transportation conditions through issuance of temporary permits.

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

1. It is found and declared that war conditions, the establishing of new industrial plants, army camps and reservations, the expanding of existing plants, camps and reservations, the establishing and expanding of air fields, the establishing and expanding of shipyards, the increased operation of mines, the increase and concentration of working population in certain areas, shifts in places and times of employment and residence of worker population, the putting into effect of the three shift system, have created an autobus transportation emergency; that such emergency is of increasing graveness; that it grows more serious with the restrictions placed upon the production and sale of private motor vehicles and restrictions upon the production and sale of motor vehicles for public transportation and the restrictions upon the production and sale of rubber tires; that it is essential, in order to minimize the emergency, that insofar as possible all motor vehicles safe and proper for public transportation be put into public use without delay. It is the object and purpose of this act to effect such result.

C. 48:4-2.4.  
Recital.

Bus  
emergency.

Operation.

2. Unless it be otherwise expressly provided or there is something in the subject of the context repugnant to such construction, the following words and phrases shall have the meaning herein given to them.

C. 48:4-2.5.  
Definitions.

- Board. "Board" means the Board of Public Utility Commissioners of the State of New Jersey.
- Autobus. "Autobus" means and includes any automobile or motor bus carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any street or public place in this State and indiscriminately accepts and discharges such persons as may offer themselves for transportation either at the termini or points along the way or route on which it is used or operated or may be running.
- C. 48:4-2.6.  
Additional  
bus facilities  
put into  
service. 3. Notwithstanding anything to the contrary contained in chapter four of Title 48 of the Revised Statutes, the board, whenever it determines that additional autobus transportation facilities are required to meet the emergency herein declared, may without hearing and without municipal consent issue to any applicant temporary permits for autobus operation and may prescribe the termini of such operation, the route, time, fares, terms and conditions of such operation.
- C. 48:4-2.7.  
Temporary  
permits. 4. No temporary permit granted under this act shall be effective unless accompanied by a certificate of the board that the autobus to be operated under such temporary permit is safe in construction and equipment for passenger transportation as required by this act and that financial coverage and insurance is effected, filed and maintained in effect as required of other autobuses by chapter four of Title 48 of the Revised Statutes.
- C. 48:4-2.8.  
Safety  
considerations. 5. The emergency requires that consideration of safety be adhered to and it likewise requires that considerations of mere convenience be subordinated, therefore, the Board may grant such a temporary permit though the autobus to be operated thereunder does not in all respects conform to the board's general orders, rules and regulations as to construction and equipment; *provided*, that, in the judgment of the board, such autobus in its construction and equipment is reasonably safe for the transportation of passengers.
- Proviso.

6. The holder of a temporary permit for the operation of an autobus issued under this act shall be subject to the provisions of Title 48 of the Revised Statutes applicable to other autobuses only insofar as those provisions impose the duty or obligation to furnish safe, adequate and proper service and maintain property and equipment in condition to perform such service and to keep in effect the financial coverage and insurance and furnish the service at rates of fare prescribed by the board, impose a duty as to rates and the obligation of paying taxes as provided by said Title, and such holder shall comply with all applicable orders, rules and regulations adopted by the board. The holder of such temporary permit shall be subject to the same penalties for failure to fulfill the above declared duties and obligations as are the owners or operators of other autobuses under the provisions of Title 48 of the Revised Statutes.

C. 48:4-2.9.  
Holder's  
obligation.

Penalty  
liability.

Every person owning or operating an autobus under a temporary permit in any municipality shall have the same obligation to pay taxes to said municipality as other autobuses operating in said municipality under municipal consents are required to pay by chapter four of Title 48 of the Revised Statutes.

Taxes.

7. A temporary permit granted under the authority hereof shall create no property or vested right in the holder thereof. It shall operate merely as a license and may be revoked, altered or modified by the board after hearing whenever the board determines that its revocation, alteration or modification is necessary or proper in meeting the emergency.

C. 48:4-2.10.  
Rights.

Permit  
revocable.

8. The holder of an approved municipal autobus consent under Title 48 of the Revised Statutes may apply to the board for a temporary permit for the operation of an autobus under this act and may apply to the board for a temporary permit authorizing the diversion of an autobus covered by any such approved municipal consent to another route. The granting of any temporary permit to the

C. 48:4-2.11.  
Licensed  
operator may  
apply for  
temporary  
permit.

Route  
changed.

Resumed  
service.

holder of an approved municipal consent shall in no wise alter or affect the right of the holder of such approved municipal consent to resume operation of the autobus under the approved municipal consent when and if the board determines with or without hearing that such temporary operation is no longer required or of advantage.

C. 48:4-2.12.  
Objections  
to temporary  
permit.

9. Whenever a temporary permit is issued under the authority hereof without municipal consent or without hearing, any municipality or holder of an approved autobus consent or street railway or traction company affected by the granting of such temporary permit may complain to the board that such temporary permit is not necessary or proper to meet the emergency. On the filing of such complaint the board shall fix an early date for hearing and give notice thereof. On such hearing the board may dismiss the complaint or modify, alter or revoke the temporary permit as, in the judgment of the board, will best effect the object and purpose of this act.

Hearing.

Decision.

C. 48:4-2.13.  
Co-operation.

10. The board shall have power to co-operate with the Federal government or with any agency of that government having jurisdiction to act with respect to emergency autobus transportation requirements, and the board shall have power insofar as Federal legislation may permit jointly with such Federal agency or alone to do whatever may be necessary or proper to give effect to the orders, rules, regulations or requirements of such Federal agency adopted, issued or imposed to minimize or obviate within this State the emergency in autobus transportation.

Making  
order effective.

C. 48:4-2.14.  
Continuous  
operation.

11. The holder of a temporary permit under this act shall continue to operate under the terms and conditions imposed in the granting thereof and shall not interrupt or discontinue such operation without the consent of the board first had and obtained.

C. 48:4-2.15.  
Construing  
act.

12. This act shall be broadly and liberally interpreted and construed to effect its declared object and purpose, and any doubt as to whether a power has been conferred hereby upon the board shall be

resolved in favor of the conferring of such power where such power is reasonably required to effect the general object and purpose of this act.

13. 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. C. 48:4-2.16. Validity of provisions.

14. This act shall take effect immediately and this act and all temporary permits granted hereunder shall be inoperative and of no effect six months after the date of the making of a treaty of peace or the last of treaties of peace concluding all of the present wars with the governments of Japan, Germany and Italy. C. 48:4-2.17. Act effective.

Approved April 27, 1942.

## CHAPTER 50

AN ACT concerning elections, and amending sections 19:13-11, 19:13-12, 19:13-16, 19:13-19, 19:13-20, 19:13-21, 19:13-22, 19:13-23, 19:14-12, 19:23-12, 19:23-13, 19:23-21, 19:23-22, 19:23-24 and 19:37-1 of the Revised Statutes.

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

1. Section 19:13-11 of the Revised Statutes is amended to read as follows: Section amended.

19:13-11. The officer with whom the original petition was filed shall in the first instance pass upon the validity of such objection in a summary way unless an order shall be made in the matter by a court of competent jurisdiction and for this purpose such officer shall have power to subpoena wit- Validity of objections.

Determination.	nesses and take testimony or depositions. He shall file his determination in writing in his office at least thirty-two days before the election, which determination shall be open for public inspection.
Section amended.	1a. Section 19:13-12 of the Revised Statutes is amended to read as follows:
Hearing on application.	19:13-12. The Chief Justice in the case of candidates to be voted for by the electors of the entire State, or of more than one county thereof, and in all other cases the justice of the Supreme Court holding the circuit court in and for the county in which any petition of nomination shall be filed, on the application or complaint, duly verified, of any candidate, which application or complaint shall be made at least thirty-six days before the election, setting forth any invasion or threatened invasion of his rights under the petition of nomination filed with the Secretary of State or with any county clerk, shall hear such application or complaint in a summary way and make such order thereon as will protect and enforce the rights of such candidates, which order or determination shall be filed within two days after the filing of the application or complaint.
Summary hearing.	
Section amended.	2. Section 19:13-16 of the Revised Statutes is amended to read as follows:
Declining nomination.	19:13-16. When a person nominated as herein provided by direct petition or State convention for election to public office at the general election shall, at least forty days before the day of the general election, in a writing signed by him and duly acknowledged, notify the officer with whom the original petition or certificate of nomination was filed that he declines the nomination, the nomination shall be void.
Section amended.	3. Section 19:13-19 of the Revised Statutes is amended to read as follows:
Nominating successor.	19:13-19. If the candidate vacating the nomination was nominated directly by petition his successor shall be nominated in the same manner by direct petition; which new petition of nomination must be filed with the Secretary of State or county clerk, as

the case may require, not later than thirty-four days before the day of election whereat such candidate is to be voted for.

4. Section 19:13-20 of the Revised Statutes is amended to read as follows:

Section amended.

19:13-20. In the event of a vacancy, howsoever caused, among candidates nominated at primaries, which vacancy shall occur not later than thirty-seven days before the general election, or in the event of inability to select a candidate because of a tie vote at such primary, a candidate shall be selected in the following manner: In case of an office to be filled by the voters of the entire State or a portion thereof involving more than one county, the candidate shall be selected by the State committee of the political party wherein such vacancy has occurred; in case of an office to be filled by the voters of an entire county or a portion thereof involving more than one municipality, the candidate shall be selected by the county committee of such political party within the county. When a vacancy occurs in a congressional district lying wholly within a county, the county committee of the political party of such county shall select a candidate to fill such vacancy and shall certify the name of the candidate to the chairman of the State committee, who shall certify such name to the Secretary of State, and in case of an office to be filled by the voters of less than a county (excepting in the case of a congressional district), such vacancy shall be filled by the members of the county committee representing the territory affected by the vacancy; and except that in case of a tie vote the selection shall be made from among those who have thus received the same number of votes at the primary. The selection shall be made within three days after the vacancy shall occur and a statement of the selection filed as follows: The State committee with the Secretary of State, the county committee or subdivision thereof with the county clerk. Such statement shall not be filed later than thirty-four days prior to the general election. It shall be in substantially the same form

Selecting candidate.

Vacancy in congressional district.

In case of tie.

Selection filed.

Statement.

Form.

as is required by this Title for filling vacancies for candidates nominated by petition for the primary election. The person so selected shall be the candidate of the party for such office at the ensuing general election.

Section  
amended.

5. Section 19:13-21 of the Revised Statutes is amended to read as follows:

Vacancy  
for elector.

19:13-21. If the nomination vacated is that of a candidate for elector of the President and Vice-President of the United States, the vacancy shall be filled by the committee to whom power shall have been delegated to fill vacancies if such there be, otherwise by the State committee of the political party or the State convention which nominated the elector whose nomination is vacated. The chairman and secretary of the vacancy committee or State committee shall file with the Secretary of State not later than thirty-four days prior to the general election a certificate of nomination for filling the vacancy. This certificate shall be made and filed in the same manner and form as heretofore provided for filling vacancies among candidates nominated at the primary.

Committee  
to act.

Filing  
certificate.

Section  
amended.

6. Section 19:13-22 of the Revised Statutes is amended to read as follows:

Certification  
by Secretary  
of State.

19:13-22. The Secretary of State, not later than thirty-four days before any election whereat any candidates nominated in any direct petition or primary certificate of nomination or State convention certificate filed with him are to be voted for, shall make and certify, under his hand and seal of office, and forward to the clerks of the several counties of the State a statement of all such candidates for whom the voters within such county may be by law entitled to vote at such election. This statement, in addition to the names of the candidates for President and Vice-President of the United States, if any such have been included in any such certificate or petition filed with him, shall contain the names and residences of all other candidates, the offices for which they are respectively nominated, and the names of the parties by which or the political ap-

Names and  
residences.



pellation under which they are respectively nominated. Candidates nominated directly by petition, without distinctive political appellation, shall be certified as independent candidates.

Independent candidates.

6a. Section 19:13-23 of the Revised Statutes is amended to read as follows:

Section amended.

19:13-23. In the event of vacancies among the candidates whose petitions or certificate of nomination are on file with him, the Secretary of State in certifying the nominations of candidates to fill such vacancies to the various county clerks shall insert the name of the person who has been nominated as herein provided to fill the vacancy. In the event that he has already sent forward his certificate of nomination, as herein provided, he shall forthwith certify to the clerks of the proper counties the name and description of the person so nominated to fill a vacancy, the office he is nominated for, the party or political principle he represents, and the name of the person for whom such nominee is submitted.

In case of vacancies.

7. Section 19:14-12 of the Revised Statutes is amended to read as follows:

Section amended.

19:14-12. The county clerk shall draw lots in his county to determine which columns the political parties which made nominations at the next preceding primary election shall occupy on the ballot in the county. The name of the party first drawn shall occupy the first column at the left of the ballot, and the name of the party next drawn shall occupy the second column, and so forth.

Party position on ballot.

The manner of drawing the lots shall be as follows: paper cards, of the same size, substance and thickness, with the names of each political party written thereon, shall be placed in a covered box with an aperture in the top large enough to admit a man's hand and to allow the cards to be drawn therefrom. The box shall be well shaken and turned over to thoroughly intermingle the cards. The county clerk or his deputy shall at his office on the thirty-third day prior to the day of the general election at three o'clock in the afternoon, draw from the box each card separately without knowledge on his part as to which card he is drawing.

Manner of drawing lots.

Position of  
candidates.

The position which the names of candidates, and bracketed groups of names of candidates nominated by petitions for all offices, shall have upon the general election ballot, shall be determined by the county clerks in their respective counties.

Drawing  
names.

The drawing of names shall take place at three o'clock in the afternoon on the day following the last day for filing petitions for the general election at the office of the county clerk. The drawing shall be done by the county clerk or his deputy. The person making the drawing shall make public announcement at the drawing of each name, the order in which name is drawn and the office for which the drawing is made.

When only one  
to be elected.

When there is but one person to be elected to an office, the names of the several candidates who have filed petitions for such office shall be written upon cards of the same size, substance and thickness. The cards shall be placed in a covered box with an aperture in the top large enough to admit a man's hand and to allow the cards to be drawn therefrom. The box shall be turned and shaken thoroughly to mix the cards and the cards shall be withdrawn one at a time.

Bracketing.

When there is more than one person to be elected to an office where petitions have designated that certain candidates shall be bracketed, the position of such bracketed names on the ballot (each bracketed group to be treated as a single name), together with individuals who have filed petitions for such office, shall be determined as above described.

Witnessing  
drawing.

Any legal voter of the county or municipality, as the case may be, shall have the privilege of witnessing the drawing.

Where names  
on ballot.

The name or names of the candidate or bracketed group of candidates first drawn from the box shall be printed directly below the proper title of the office for which they were nominated, and the name or names of the candidate or bracketed group of candidates next drawn shall be printed next in order, and so on, until the last name or bracketed group of names shall be drawn from the box.

The arrangement of names of any bracketed group of candidates for any office for which more than one are to be elected shall be printed in the same order on the ballot as they were arranged on the petition of nomination.

Arrangement  
of names.

8. Section 19:23-12 of the Revised Statutes is amended to read as follows:

Section  
amended.

19:23-12. The signers to petitions for "Choice for President," delegates and alternatives to national conventions, for Governor, United States Senator, member of the House of Representatives, State Senator, member of the General Assembly and any county office may name three persons in their petition as a committee on vacancies.

Committee  
on vacancies.

This committee shall have power in case of death or resignation or otherwise of the person indorsed as a candidate in said petition to fill such vacancy by filing with the Secretary of State in the case of officers to be voted for by the voters of the entire State or a portion thereof involving more than one county thereof or any congressional district, and with the county clerk in the case of officers to be voted for by the voters of the entire county, a certificate of nomination to fill the vacancy.

Filling  
vacancies.

Such certificate shall set forth the cause of the vacancy, the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted, the office for which he is nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee is authorized to fill vacancies and such further information as is required to be given in any original petition of nomination.

What certifi-  
cate to set out.

The certificate so made shall be executed and sworn to by the members of such committee, and shall upon being filed at least thirty-four days before election have the same force and effect as the original petition of nomination for the primary election for the general election. The name of the candidate submitted shall be immediately certified to the proper municipal clerks.

Execution  
of certificate.

Section  
amended.

9. Section 19:23-13 of the Revised Statutes is amended to read as follows:

Filling  
vacancies  
within three  
days.

19:23-13. Should any person indorsed in any petition as a candidate to be voted for at any primary election, except for the office of "Choice for President," delegates and alternates to national conventions, Governor, United States Senator, member of the House of Representatives, State Senator, members of the General Assembly, and any county office, die within three days after the last day for filing such petition, or in writing filed within three days after the last day for filing such petition with the county clerk or municipal clerk with whom such petition had been filed, decline to stand as a candidate, the vacancy or vacancies thus caused shall be filled by a majority of the persons signing the petition in and by which the person so dying or declining was indorsed, filing within three days after the occurrence of the vacancy with the municipal clerk, a new petition, setting forth the name of the person dying or declining the office for which he was indorsed, and the name of the person to be substituted.

Verification.

Such petition shall be verified by three of the signers, and shall have the same force and effect as the original petition.

Section  
amended.

9a. Section 19:23-14 of the Revised Statutes is amended to read as follows:

Filing petitions  
forty days  
before primary.

19:23-14. Petitions addressed to the Secretary of State shall be filed with such officer at least forty days prior to the primary election for the general election; in all counties petitions addressed to the county clerk shall be filed with such officer at least forty days prior to the primary; petitions addressed to the municipal clerk in all counties shall be filed with such officer at least forty days prior to the primary.

Municipal  
clerk to certify  
to county  
clerk.

Within eight days after the last day for filing the petitions for nominations at the primary election for the general election, the municipal clerk shall certify to the county clerk the full and correct names and addresses of all candidates for nomina-

tion for public and party office and the name of the political party of which such persons are candidates together with their slogan and designation.

10. Section 19:23-21 of the Revised Statutes is amended to read as follows:

Section amended.

19:23-21. The Secretary of State shall certify the names of the persons indorsed in the petitions filed in his office to the clerks of counties concerned thereby at least thirty-four days prior to the holding of the primary election, specifying in such certificate the political parties to which the persons so nominated in the petitions belong.

Secretary of State to certify to county clerk.

11. Section 19:23-22 of the Revised Statutes is amended to read as follows:

Section amended.

19:23-22. The county clerk shall certify all of the persons so certified to him by the Secretary of State and in addition the names of all persons indorsed in petitions filed in his office to the clerk of each municipality concerned thereby in his respective county at least thirty-one days prior to the time fixed by law for the holding of the primary election, specifying in such certificate the political party to which the person or persons so nominated belong.

County clerk certifies to municipal clerk.

12. Section 19:23-24 of the Revised Statutes is amended to read as follows:

Section amended.

19:23-24. The position which the candidates, and bracketed groups of names of candidates for the primary for the general election shall have upon the primary election ballots, in the case of candidates for nomination for members of the United States Senate; Governor; members of the House of Representatives; members of the State Senate; members of the General Assembly; choice for President; delegates and alternates at large to the national conventions of political parties; district delegates and alternates to conventions of political parties; candidates for party position; and county offices or party positions which are to be voted for by the voters of the entire county or a portion thereof greater than a single municipality including a congressional district which is wholly within a single municipality, shall be determined by the

Determination of position by county clerk.

Position determined by municipal clerk.	county clerks in their respective counties; and, excepting in counties where section 19:49-2 of the Revised Statutes applies, the position on the primary ballots in the case of candidates for nomination for office or party position wherein the candidates for office or party position to be filled are to be voted for by the voters of a municipality only, or a subdivision thereof (excepting in the case of members of the House of Representatives) shall be determined by the municipal clerk in such municipalities,
Method to be followed.	in the following manner: The county clerk, or his deputy, or the municipal clerk or his deputy, as the case may be, shall at his office on the thirty-third day prior to the primary election at three o'clock in the afternoon, draw from the box, as hereinafter described, each card separately without knowledge on his part as to which card he is drawing. Any legal voter of the county or municipality, as the case may be, shall have the privilege of witnessing such drawing. The person making the drawing shall make public announcement at the drawing of each name, the order in which same is drawn, and the office for which the drawing is made. When there is to be but one person nominated for the office, the names of the several candidates who have filed petitions for such office shall be written upon cards (one name on a card) of the same size, substance and thickness. The cards shall be deposited in a box with an aperture in the cover of sufficient size to admit a man's hand. The box shall be well shaken and turned over to thoroughly mix the cards, and the cards shall then be withdrawn one at a time. The first name drawn shall have first place, the second name drawn, second place, and so on; the order of the withdrawal of the cards from the box determining the order of arrangement in which the names shall appear upon the primary election ballot. Where there is more than one person to be nominated to an office where petitions have designated that certain candidates shall be bracketed, the position of such bracketed names on the ballot (each bracket to be treated as a single name), to-
Witnesses present.	
Announcement.	
Drawing.	
Place.	

gether with individuals who have filed petitions for nominations for such office, shall be determined as above described. Where there is more than one person to be nominated for an office and there are more candidates who have filed petitions than there are persons to be nominated, the order of the printing of such names upon the primary election ballots shall be determined as above described.

Order.

The county clerk in certifying to the municipal clerk the offices to be filled and the names of candidates to be printed upon the primary election ballots, shall certify them in the order as drawn in accordance with the above described procedure, and the municipal clerk shall print the names upon the ballots as so certified and in addition shall print the names of such candidates as have filed petitions with him in the order as determined as a result of the drawing as above described.

Procedure.

13. Section 19:37-1 of the Revised Statutes is amended to read as follows:

Section amended.

19:37-1. When the governing body of any municipality or of any county desires to ascertain the sentiment of the legal voters of the municipality or county upon any question or policy pertaining to the government or internal affairs thereof, and there is no other statute by which the sentiment can be ascertained by the submission of such question to a vote of the electors in the municipality or county at any election to be held therein, the governing body may adopt at any regular meeting an ordinance or a resolution requesting the clerk of the county to print upon the official ballots to be used at the next ensuing general election a certain proposition to be formulated and expressed in the ordinance or resolution in concise form. Such request shall be filed with the clerk of the county not later than forty days previous to the election.

Referendum.

14. This act shall take effect immediately.

Approved April 28, 1942.

## CHAPTER 51

AN ACT concerning medical examiners and morgue keepers in counties of the first class in this State, and amending sections 40:21-61, 40:21-63 and 40:21-77 of the Revised Statutes.

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

Section  
amended.

1. Section 40:21-61 of the Revised Statutes is amended to read as follows:

Chief medical  
examiner.

Term.

Successor.

Term.

Vacancy.

Section  
amended.

Assistants.

40:21-61. The board of chosen freeholders of any county of the first class may by resolution create the office of county chief medical examiner. Upon the adoption of the resolution the county physician then holding office shall be known as the chief medical examiner of the county, and shall continue to hold office as chief medical examiner for five years from the first day of May following the adoption of the resolution. His respective successor shall be appointed by the board of chosen freeholders for terms of five years, beginning on the first day of May. The terms of office of all chief medical examiners now in office shall extend to and shall terminate on the thirtieth day of April, one thousand nine hundred and forty-two, and the board of chosen freeholders shall appoint a chief medical examiner for a term of five years commencing on the first day of May, one thousand nine hundred and forty-two. All vacancies caused by removal, resignation, death or otherwise, shall be filled by the board of chosen freeholders for the unexpired term.

2. Section 40:21-63 of the Revised Statutes is amended to read as follows:

40:21-63. The chief medical examiner may, subject to the approval of the board of chosen freeholders, appoint and prescribe the duties of such assistant medical examiners as shall be necessary



for the proper performance of the duties of the office, who shall serve at his pleasure.

The assistant medical examiners shall possess qualifications similar to those required of the chief medical examiner, and shall be under his direction and supervision. Qualifications.

If the office of chief medical examiner shall become vacant, the first assistant medical examiner shall act as chief medical examiner until that office is filled by appointment by the board of chosen freeholders. During the absence or disability of the chief medical examiner his first assistant shall serve in his place. Acting chief.

3. Section 40:21-77 of the Revised Statutes is amended to read as follows: Section amended.

40:21-77. The chief medical examiner in each county of the first class shall, subject to the approval of the board of chosen freeholders, designate not more than four places of proper character furnished with sufficient accommodations and appliances as a county public morgue or morgues and may, subject to the approval of the board, appoint a keeper or keepers thereof for terms of five years, beginning on the first day of May. The terms of all morgue keepers now in office shall extend to and shall terminate on the thirtieth day of April, one thousand nine hundred and forty-two. Morgues.

The chief medical examiner shall have supervision over such morgues and morgue keepers, and may, subject to the approval of the board, remove such morgue keepers and appoint morgue keepers in their stead. All vacancies caused by removal, resignation, death or otherwise, shall be filled for the unexpired term. Keepers.

The terms of office of morgue keepers serving in any county of the first class not having a chief medical examiner, shall expire upon the appointment of a chief medical examiner therein. Terms.

4. This act shall take effect immediately.

Approved April 30, 1942.

Supervision.

Vacancies.

Expiration of term.

## CHAPTER 52

AN ACT relating to officers and employees in municipalities and counties, and amending sections 40:11-12 and 40:11-13 of the Revised Statutes.

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

Section  
amended.

1. Section 40:11-12 of the Revised Statutes is amended to read as follows:

Status of  
employee  
removed.

40:11-12. If any officer, employee or member of any such department is removed from the department for reasons of economy, such officer, employee or member shall be carried on a special list and in the event that any new appointments are made to such department, the persons so removed for reasons of economy shall first be appointed thereto in the order of their seniority of service, when of equal rank, before any other persons are appointed.

Section  
amended.

2. Section 40:11-13 of the Revised Statutes is amended to read as follows:

As to  
reinstatement.

40:11-13. If any officer, employee or member of any such department has been since January first, one thousand nine hundred and thirty-three, demoted or removed solely on the ground of economy and for no other reason, in the case of new appointments to such departments the person so demoted or removed on the ground of economy shall first be reinstated to such department and to the rank from which he was removed if such rank is retained in such department, in the order of his seniority of service, when of equal rank. Nothing contained herein shall be construed as affecting existing civil service or veterans' preference laws.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 53

AN Act concerning the salary to be paid to the mayor and councilmen in boroughs in counties of the sixth class, and amending sections 40:46-26 and 40:87-60 of the Revised Statutes.

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

1. Section 40:46-26 of the Revised Statutes is amended to read as follows: Section amended.

40:46-26. The legal voters of any municipality may, by vote at a general election held in such municipality, fix and determine the salary or other compensation to be paid the members of the governing body. They may in the same manner fix the salary or other compensation to be paid the mayor, except in municipalities having a population of more than twenty thousand, in which municipalities the governing body shall fix the salary of the mayor by ordinance. In case the mayor of any municipality is re-elected to succeed himself after having served one full term in such office his salary may be increased not more than once during such term for which he is so re-elected. Salary of mayor. As to increase.

This section shall not apply to municipalities governed by the provisions of subtitle four (§40:70-1 et seq.) or subtitle five (§40:79-1 et seq.) of this Title or boroughs in counties of the sixth class. Exception.

2. Section 40:87-60 of the Revised Statutes is amended to read as follows: Section amended.

40:87-60. The salaries of the mayor and councilmen shall be governed by article six of chapter forty-six of this Title (§40:46-23 et seq.), except in boroughs in counties of the sixth class, in which boroughs they shall be fixed by ordinance as in the case of other salaries. All other officers shall be Fixing salaries.

paid such salary or compensation as the council may by ordinance fix.

3. This act shall take effect immediately.

Approved May 2, 1942.

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## CHAPTER 54

AN ACT concerning tax sales, and supplementing chapter five of Title 54 of the Revised Statutes.

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

C. 54:5-53.1.  
Rights of  
municipality  
over property  
acquired at  
tax sale.

1. Whenever a municipality shall have become the purchaser of any lands at any tax sale and the certificate of sale shall have been recorded in the manner provided by chapter five of Title 54 of the Revised Statutes, such municipality shall thereafter be entitled to immediate possession of the property sold and described in the certificate and to all the rents and profits thereof from and after the date of record and while the holder thereof, until redemption, but all rents and profits collected by such municipality shall be credited on the amount due upon said certificate of tax sale and for subsequent taxes, assessments or other municipal charges assessed against said lands and when the total amount due for the same, including all interests and costs, has been paid, the said lands shall be redeemed from said tax sale.

C. 54:5-53.2.  
Owner's right  
on redemption.

2. Upon redemption of said lands from said tax sale as aforesaid, the owner thereof shall be entitled to have, upon demand, the certificate of tax sale, duly receipted for cancellation, or a certificate of redemption thereof, duly executed, to the end that said certificate of tax sale may be canceled of record in the manner prescribed by law.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 55

AN ACT respecting hunting while snow is on the ground in the counties of Gloucester, Atlantic, Salem, Cumberland and Cape May.

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

1. No person shall hunt, kill or destroy, or attempt to hunt, kill or destroy, a partridge, grouse, pheasant, quail, woodcock, squirrel or hare, commonly known as rabbit, in the counties of Gloucester, Atlantic, Salem, Cumberland and Cape May in this State, while there is snow on the ground in such condition that the bird or animal may be tracked therein, or by tracking the bird or animal in the snow, or have in possession any such bird or animal which has been so hunted, killed, destroyed or taken, under a penalty of twenty dollars (\$20.00) for each bird or animal so hunted, killed, destroyed or had in possession.

C. 23:9-61.1.  
Hunting  
certain game  
in snow.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 56

AN ACT to regulate elections, and amending section 19:52-6 of the Revised Statutes.

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

1. Section 19:52-6 of the Revised Statutes is amended to read as follows:

Section  
amended.

19:52-6. The district election officers shall, as soon as the count is completed and fully ascertained,

Locking  
counter on  
voting  
machine.

as by this subtitle required, lock the counter compartment and it shall so remain for a period of fifteen days, except it be opened by order of the Chief Justice or of a justice of the Supreme Court.

Reopening and checking. Within such period and upon written request of any defeated candidate, or upon petition of any ten qualified voters of a county or municipality using machines who voted in the election in question, the court shall, at no expense to the candidate or petitioners, order the machines in question opened and the registering counters rechecked against the election officers' returns. Such recheck shall be made under the supervision of the county election officials and in co-operation with the parties at interest or their representatives.

Irregular ballots. When irregular ballots of whatever description have been voted, the district election officers shall return all such ballots in a properly secured package indorsed "irregular ballots" and return and file such package with the municipal clerk at the same time the original statement of the results of the election made by them is filed.

Preservation of irregular ballots. Such package shall be preserved for six months next succeeding such election, and it shall not be opened or its contents examined during that time except by order of a judge of a court lawfully empowered to direct the same to be opened and examined. At the end of the six months, such packages may be opened and the ballots disposed of at the discretion of the official having charge thereof.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 57

AN ACT concerning executions against income of judgment debtors, and amending sections 2:26-181 and 2:32-179 of the Revised Statutes.

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

1. Section 2:26-181 of the Revised Statutes is amended to read as follows: Section amended.

2:26-181. In case it is made to appear by affidavit that the judgment debtor is entitled to or is in receipt of income, other than from such trust funds as are exempt by law, and whether or not such income is derived from Federal, State, county, municipal, or other governmental sources, the court or a judge thereof may make an order requiring defendant to show cause why he should not be ordered to make payments on account of the execution out of such income, at stated periods, in installments and upon such terms as the court or judge may direct. Payments by judgment debtor.

Upon the return of the order to show cause, or at any time to which the hearing thereon may be continued, the court or judge may make an order for such payments as aforesaid, and at any subsequent time, on application, may modify the terms thereof as may be just. Order for payments.

2. Section 2:32-179 of the Revised Statutes is amended to read as follows: Section amended.

2:32-179. If it shall be made to appear by affidavit that a judgment debtor is entitled to, or is in receipt of an income, other than from such trust funds as are exempt by law, and whether or not such income is derived from Federal, State, county, municipal, or other governmental sources, the court may make an order requiring such debtor to show cause why he should not be ordered to make payments at stated periods, in installments, and upon such terms as the court may direct, out of such income on account of the execution. Payments by installments.

Court order.

Upon the return of the order to show cause, or at any time to which the hearing thereon may be continued, the court may make an order for such payment as aforesaid, and, at any subsequent time, on application, the court may modify the terms of such order, as may be just.

3. This act shall take effect immediately.

Approved May 2, 1942.

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## CHAPTER 58

AN ACT validating ceremonial marriages heretofore solemnized by any chairman of any township committee of any township of this State.

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

Marriages  
by township  
chairman  
valid.

Proviso.

1. All ceremonial marriages heretofore solemnized by any chairman of any township committee of any township in this State are hereby confirmed and validated; *provided*, all other statutory requirements were complied with prior to and during the solemnization of said marriages.

2. This act shall take effect immediately.

Approved May 2, 1942.



## CHAPTER 59

AN ACT to validate deeds and other instruments by corporations executed by attorneys-in-fact, without corporate seals, heretofore made and recorded.

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

1. Every deed or instrument of the nature or description mentioned in section 46:16-1 of the Revised Statutes heretofore made and recorded, executed by or on behalf of a corporation by an attorney-in-fact, but not sealed with the corporate seal, is hereby validated and confirmed and shall be held to be as good and valid for all intents and purposes, in all courts and places, as if it had been sealed with the corporate seal of such corporation, and no such deed or instrument shall be impeached or questioned for lack of a corporate seal; *provided, however*, that such instrument was executed pursuant to a valid letter or power of attorney made by said corporation, sealed with its corporate seal, and duly recorded in the office of the proper county recording officer.

Validating  
deed not  
sealed.

Proviso.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 60

AN ACT to protect real estate in remainder or reversion when the tenant of the particular estate neglects or fails to take and keep possession thereof and maintain the same free from waste in certain cases, and amending section 2:79-9 of the Revised Statutes.

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

Section  
amended.

1. Section 2:79-9 of the Revised Statutes is amended to read as follows:

Compelling  
taking posses-  
sion of estate  
and prevent-  
ing waste.

2:79-9. Whenever a particular estate exists in any real estate in this State, and there is a remainderman or reversioner or person entitled to ultimate enjoyment of such real estate, after the expiration of such particular estate, and the tenant of the particular estate or his assigns shall fail or neglect to take possession of such real property and keep possession thereof and maintain the same free from waste, and such real estate shall be depreciating in value by reason of the failure of such tenant to maintain the same as aforesaid, the remainderman or reversioner or his assigns or the person entitled to the ultimate enjoyment of such real property, after the expiration of such particular estate, may serve upon such tenant of the particular estate a written demand, requiring such tenant to take and keep possession of the premises, or to keep possession of such premises, and maintain the same free from waste.

Demand pay-  
ment of taxes  
and liens.

Whenever any tenant of any particular estate shall neglect or fail to pay any taxes or municipal liens now or hereafter by law chargeable to such tenant, which have accrued during the continuance of such particular estate, any remainderman or reversioner, or other person entitled to the ultimate

enjoyment of such property, may serve a written notice or demand upon such tenant of the particular estate, requiring such tenant to pay such taxes or municipal liens now or hereafter by law chargeable to such tenant forthwith.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 61

AN ACT concerning the infliction of the penalty of death, and amending section 2:193-7 of the Revised Statutes.

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

1. Section 2:193-7 of the Revised Statutes is amended to read as follows: Section amended.

2:193-7. The principal keeper of the State Prison shall be present at the execution and shall select and invite the presence, by at least three days' previous notice, of twelve reputable citizens of full age, of whom at least two shall be physicians. The principal keeper shall also, at the request of the criminal, permit not exceeding two ministers of the gospel, priests or clergymen of any religious denomination to be present at the execution. He shall, in addition to the persons hereinbefore designated, appoint four assistants, who shall attend the execution. He shall also authorize and permit the duly accredited representatives of daily newspapers and the Associated Press, and the Standard News Association, not exceeding one from each, and the total number not to exceed six, to be present at the execution for the purpose of giving to such newspapers and associations correct and authentic accounts of such execution. He shall permit no person who is related to the sentenced person, or to any person Those present at execution.

Those denied presence at execution.

for whose death such person has been sentenced, by either blood or marriage to be present at the execution nor shall he permit any other person to be present, except those designated in this section.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 62

AN ACT concerning the practice of dentistry, and amending section 45:6-10 of the Revised Statutes.

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

Section  
amended.

1. Section 45:6-10 of the Revised Statutes is amended to read as follows:

Annual  
registration.

45:6-10. Every licensed dentist shall procure from the secretary-treasurer of the board on or before November first each year an annual certificate of registration. Such certificate shall be issued by the secretary-treasurer upon payment of a fee of four dollars (\$4.00) for those in active practice within the State or two dollars (\$2.00) for those not practicing within the State. A nonactive registration certificate shall be issued to those not practicing within the State and should a nonactive registrant desire to practice during the registration year he may upon payment of an additional two dollars (\$2.00) to the secretary-treasurer with the return of the nonactive registration certificate for cancellation, be issued an active certificate of registration. All active certificates so issued shall be prima facie evidence of the right of the holder to practice dentistry in this State.

Certification:  
fee.

Nonactive  
certificate.

Fee.

Right to  
practice.

Branch office  
practice.

Every licensee holding an active registration certificate who may practice at any place other than that address for which his active registration cer-

tificate is issued shall be required to obtain from the secretary-treasurer for a fee of two dollars (\$2.00) a branch office registration certificate for each and every location wherein he practices; *provided*, that nothing herein contained, shall be construed to require an active licensee to obtain a branch office certificate for the purpose of serving on the staff of a hospital or institution which receives no fees (other than entrance registration fees) for the services rendered by the dentist and that the dentist receives no fees or compensation directly or indirectly for such services rendered; *and further provided*, that nothing herein contained shall be construed to require an active licensee to obtain a branch office certificate for the purpose of rendering necessary dental services for their patients confined to their homes, hospitals or institutions.

The secretary-treasurer of the board shall, on or before October first each year, mail to each licensed dentist, a printed blank form to be properly filled out and returned by such licensed person to said secretary-treasurer, together with the fee herein fixed for such annual registration. Upon receipt of such form and fee, the annual certificate of registration shall be issued and transmitted. The board shall cause a notice to be inserted in not less than three newspapers, one in the city of Trenton, one in the city of Camden, and one in the city of Newark, to the effect that such annual registration will be required. Such notice shall be printed in such papers, once a week for three consecutive weeks between September first and October first, each year. Any person who for at least twenty-five years shall have been licensed to practice dentistry in New Jersey and who desires to retire from the practice thereof, and during his retirement to refrain from practicing dentistry, upon application to the secretary-treasurer of the board, may be registered annually, without the payment of any registration fee, as a retired dentist. The certificate of registration which shall be issued to a retired dentist shall state, among other things, that the holder has been li-

Fee.

Proviso.

Acting as  
interne.

Proviso.

Exceptions.

Blank form  
distributed.New certifi-  
cate issued.

Legal notice.

Retired  
dentist.What certifi-  
cate to show.

Resumption of practice.	<p>censed to practice dentistry in New Jersey but that during his retirement he shall not practice dentistry. The holder of a certificate of registration as a retired dentist shall be entitled to resume the practice of dentistry at any time; <i>provided</i>, he first shall have obtained from the secretary-treasurer an annual certificate of registration as hereinbefore provided. The license of any person who fails to procure any annual certificate of registration, or in lieu thereof an annual certificate of registration as a retired dentist, at the time and in the manner required by this section may be suspended by the board in the manner provided by sections 45:6-7 to 45:6-9 of this Title. Any license so suspended shall be reinstated at any time within three years from the date of such suspension upon the payment of all past due annual registration fees and an additional reinstatement fee of twenty-five dollars (\$25.00). Any person whose license shall have been suspended for such cause shall, during the period of such suspension, be regarded as an unlicensed person and, in case he shall continue or engage in the practice of dentistry during such period, shall be liable to the penalties prescribed by section 45:6-13 of this Title for practicing dentistry without a license. Any person to whom a certificate of registration as a retired dentist shall have been issued who shall continue or engage in the practice of dentistry without first having obtained a certificate of registration authorizing him to resume the practice of dentistry, shall be liable to the penalties prescribed by section 45:6-13 of this Title for practicing dentistry without a license.</p>
Proviso.	
Suspension of license.	
Reinstatement.	
Fee. Illegal practice.	
Penalty.	
Resumption of practice.	

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 63

AN ACT to validate certain decrees heretofore entered in the Court of Chancery 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*:

1. All final decrees heretofore entered in the Court of Chancery of this State in suits instituted therein for the purpose of foreclosing any municipal liens, tax title liens or tax title lien certificate or certificates, in which suits the complainants did not produce evidence that all subsequent municipal liens had been paid to the time of the commencement of the suits before the entry of such final decrees, shall be good, valid and sufficient in law and equity, for all purposes whatsoever; *provided, however*, that all such subsequent municipal liens shall have been paid; *and provided, further*, that no proceeding shall have heretofore been instituted in any court of law or equity attacking the validity of any such decree.

Validating  
certain final  
decrees.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 64

AN ACT to add an additional route to the State highway system.

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

Additional  
route.

1. The State Highway Commissioner shall, as soon as practicable and in accordance with the provisions set forth in article one of chapter seven of Title 27 of the Revised Statutes, add to the present State highway system the following-described route:

Description  
of proposed  
route.

Route No. —. Beginning at a point in State Highway Route No. 4 in Somers Point, Atlantic county, New Jersey, where the same terminates at or near the Great Egg Harbor bay and river, thence across the Great Egg Harbor bay and river along the route of the presently constructed roads and bridges connecting Cape May and Atlantic counties, to and thence connecting with State Highway Route No. 4 at Beasleys Point, Upper township, Cape May county.

Numeral  
designation.

2. When this route is taken into the State highway system as provided in section one of this act, the State Highway Commissioner shall proceed to give the said route an appropriate number as provided by law.

3. This act shall take effect immediately.

Approved May 2, 1942.



## CHAPTER 65

AN ACT concerning civil service, and supplementing subtitle three of the Title 11 of the Revised Statutes.

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

1. Permanent employees of the Trenton and Mercer County Memorial Building Commission continuously employed by said commission since January first, one thousand nine hundred and thirty-seven, or since any date prior thereto, and performing duties within the scope of the classified service as defined in subtitle three of Title 11 of the Revised Statutes, shall from the effective date of this act continue to hold their positions, offices or employments, subject to the establishment of proper titles and the successful completion of qualifying tests for each of their respective positions, offices or employments, and shall not be removed therefrom except in the manner provided by the said subtitle. Hereafter all offices, positions and employments necessary to the proper conduct of the work of the aforementioned commission, and within the scope of the classified service as so defined, shall be subject to the said subtitle three of Title 11 of the Revised Statutes. Nothing hereinbefore contained shall be construed to include the offices or positions of secretary and treasurer of the aforesaid commission, or the incumbents thereof, which positions are hereby placed in the unclassified service as defined in subtitle three of Title 11 of the Revised Statutes.

C. 11:20A-1.  
Permanency  
of position.

Law  
governing.

Certain  
exceptions.

2. This act shall take effect immediately.  
Approved May 2, 1942.

## CHAPTER 66

AN ACT concerning criminal judicial district courts,  
and amending section 2:214-10 of the Revised  
Statutes.

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

Section  
amended.

1. Section 2:214-10 of the Revised Statutes is  
amended to read as follows:

Complaints,  
warrants,  
appearance  
at court.

2:214-10. The chief of police, or other person  
acting in that capacity, and any magistrate as de-  
fined in section 1:1-2 of the Revised Statutes and  
the Clerk of any such magistrate's court, if any, in  
any municipality within a criminal judicial district  
wherein an offender may be apprehended, may take  
complaints, issue warrants and summonses, and,  
upon arrest, hold the accused to bail, the offense  
with which he is charged being bailable, for his ap-  
pearance before the criminal judicial district court  
in such criminal judicial district, at such time as he  
may direct.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 67

AN ACT concerning the Commissioner of Finance,  
and amending section 52:23-16 of the Revised  
Statutes.

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

1. Section 52:23-16 of the Revised Statutes is amended to read as follows:

52:23-16. Wherever pursuant to any law of this State, it is provided that property is seized and forfeited, the Commissioner of Finance, in addition to the powers and duties conferred upon him by the provisions of this chapter, and in pursuance of his power of supervision of the several spending agencies of the State, may by order, after notice to the registered owner or owners, if known, retain such seized property for the benefit of State institutions and other boards, commissions, agencies and instrumentalities of the State government. The commissioner shall provide by rule and regulation for the use and disposal of such property so acquired. Whenever property so acquired cannot, in the judgment of the commissioner, be used for the benefit of any State institution, board, commission, agency or instrumentality of the State government, he may cause the same to be sold at public auction, at a time and place to be designated by him, notice of which sale shall be given at least three days before the sale, by publication at least once in a newspaper published in the city of Trenton. The proceeds of any such sale shall be turned over to the Treasurer of the State for the use of the State.

2. This act shall take effect immediately.

Approved May 2, 1942.

Section  
amended.

Retaining  
seized  
property.

Regulations.

Useless  
property  
to be sold.

Public notice.

Proceeds.

## CHAPTER 68

AN ACT respecting conveyances, and supplementing Title 46 of the Revised Statutes.

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

Validating  
recorded  
deed lacking  
legality.

1. When any deed or conveyance of real estate in this State, heretofore made, shall for a period of one year or more have stood on record in any of the lawful and appropriate books of record in this State, such deed or conveyance shall, if otherwise valid, be good, valid and effectual in law to convey the estate of the grantors therein in such real estate, notwithstanding the absence of, or any informality, imperfection, uncertainty or defect in the acknowledgment or proof of such deed or conveyance, or the certificate thereof.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 69

AN ACT to amend "An act to provide for the protection, welfare of and financial assistance to certain needy persons in the State of New Jersey, providing for the administration thereof, and prescribing penalties for the violation thereof," approved June eighteenth, one thousand nine hundred and forty (P. L. 1940, c. 130).

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

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

C. 44:8-36.  
Section  
amended.

4. Every municipality shall provide public assistance to the persons eligible thereto residing in said municipality.

Providing  
assistanc.

Such assistance shall be administered by a local assistance board.

Help  
administered.

There shall be appointed in each municipality a local assistance board to be composed of three or five persons, as fixed by the governing body, at least one of whom shall be a woman, to be appointed by the chief executive officer of the municipality, upon approval of the governing body.

Local board.

How  
composed.

The term of one member of each of such boards shall be for one year and shall begin on the first day of January and such member, only, may be appointed from among the membership of the governing body of the municipality.

Term.

The terms of the other members of each of such boards shall be as follows:

Other terms:

(a) in municipalities having a board of three members said terms shall be for two years each and shall expire in alternate years; and

Municipali-  
ties having  
three members;

(b) in municipalities having a board of five members said terms shall be for four years each and one term shall expire in each year.

Municipali-  
ties having  
five members.

Terms of local boards.	The terms of all members of local assistance boards now in office and appointed without term or for one year or for more than four years or who are members of the governing body of the municipality or are members of a local assistance board consisting of four members shall continue to and shall expire on December thirty-first, one thousand nine hundred and forty-two.
Vacancies.	Appointments to fill vacancies occurring by expiration of terms of members of local assistance boards now in office shall be made in such manner that in local assistance boards having three members, one member shall be appointed for one year beginning January first, one thousand nine hundred and forty-three, and the other two members shall be appointed for such terms, of not more than two years, that their terms shall expire in alternate years and in local assistance boards having five members, one member shall be appointed for one year beginning January first, one thousand nine hundred and forty-three, and the other four members shall be appointed for such terms, of not more than four years, that their respective terms shall expire one in each year.
Continuance in office.	All members of local assistance boards shall continue in office until their respective successors shall be appointed and qualified.
Vacancies.	Vacancies shall be filled for the unexpired term only.
Expenses met.	Members shall serve without compensation, but their necessary and actual expenses may be allowed.
Organization.	The local assistance board shall organize and select a chairman and a secretary, and shall appoint a director of welfare, who shall hold office for a term of five years, and who shall be paid such salary as may be fixed by such board subject to approval by the governing body. Nothing herein shall be construed to make the overseer of the poor of a municipality ineligible for appointment also as director of welfare by such local assistance board.
Overseer of poor may act.	Such local assistance board shall administer public assistance within the municipality for which it is
Duties of local board.	

created subject to the provisions of this act and such rules and regulations as may be promulgated by the director of municipal aid.

Such other employees, including assistants, Assistants. clerks, investigators and nurses, in such number as may be necessary to properly administer public assistance, shall be appointed in the same manner as other employees of the municipality.

Nothing in this section shall be construed to affect the term of office of any director of welfare Exception. appointed by any local assistance board.

2. This act shall take effect on the thirty-first day Act effective. of December, one thousand nine hundred and forty-two.

Approved May 2, 1942.

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## CHAPTER 70

AN ACT to provide for the continuation of certain exemptions provided for and allowed to all members of the New Jersey National Guard during their term of service after they have been mustered into Federal service, and to extend these exemptions for the duration of the present war and for six months thereafter to all drafted persons and to persons who enlist in the Army, the Navy or the Marine Corps.

WHEREAS, Section 54:4-3.12 of the Revised Statutes Preamble. provides that all National Guardsmen during their term of service shall be exempt on proper claim made therefor from poll taxes and from State, county or municipal taxation upon real and personal property or both to a valuation not exceeding in the aggregate five hundred dollars (\$500.00) which may be assessed against their property; and

Preamble. WHEREAS, All National Guard units are now mustered into Federal service for the duration of the war and can no longer be termed as the New Jersey National Guard and so exempted under the law; and

Preamble. WHEREAS, All persons who have been drafted and all persons who have enlisted or who will be drafted or who will enlist in the Army, the Navy or the Marine Corps should be awarded these exemptions while serving their country during the period of this war; therefore,

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

C. 54:4-3.12d.  
Exemptions  
extended.

1. The several exemptions provided for and allowed to any person or class of persons named in section 54:4-3.12 of the Revised Statutes shall apply to all persons who were or are bona fide residents of the State of New Jersey on the day they were mustered or drafted or will be drafted into Federal military service for the present war, also those who have voluntarily enlisted or do enlist for the duration of the present war in the Army, or Navy or Marine Corps and were or are bona fide residents of the State of New Jersey on the day of their enlistment and were or are actually domiciled therein.

C. 54:4-3.12e.  
Extent of  
benefits.

2. The benefits of these several exemptions provided for in section 54:4-3.12 of the Revised Statutes shall apply only for the duration of the present war and for six months thereafter.

C. 54:4-3.12f.  
"Present war"  
defined.

3. The words "present war" as used in this act shall mean so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy, or any of them, and until the making of a treaty or treaties of peace concluding all of said wars.

4. This act shall take effect immediately.

Approved May 2, 1942.



## CHAPTER 71

AN ACT to include in the organizations entitled to delegates to the annual State Agricultural Convention the New Jersey Field Crop Improvement Co-operative Association and to eliminate the New Jersey Alfalfa Association, and amending section 4:1-6 of the Revised Statutes.

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

1. Section 4:1-6 of the Revised Statutes is amended to read as follows:

Section  
amended.

4:1-6. Each of the following organizations shall be entitled to be represented in the annual convention by two delegates: each county board of agriculture, the New Jersey State Horticultural Society, the New Jersey State Poultry Association, Jersey Chick Association, the American Cranberry Growers' Association, the New Jersey State Grange, Patrons of Husbandry, the New Jersey Association of Nurserymen and the New Jersey Florists' Club.

Representation  
at convention  
—two dele-  
gates each.

Each of the following organizations shall be entitled to be represented in the annual convention by one delegate: the State Agricultural College, the State Experiment Station, each Pomona Grange, Patrons of Husbandry, North Jersey Society for Promotion of Agriculture, New Jersey Guernsey Breeders' Association, Incorporated, Holstein Friesian Co-operative Association of New Jersey, the E. B. Voorhees Agricultural Society, New Jersey Field Crop Improvement Co-operative Association, New Jersey State Potato Association, New Jersey Beekeepers' Association, the Co-operative Growers' Association of Beverly, New Jersey, and the Blueberry Co-operative Association of New Jersey.

One dele-  
gate each.

Prior to the time fixed for the holding of the annual convention each of the organizations named in

Selection of  
delegates.

Credentials.

this section shall choose from its members the authorized number of delegates and certify to the convention their qualification as such. The credentials shall be filed with the proper convention officer or committee, and upon the acceptance thereof by the convention such persons shall have all the rights and powers of delegates.

2. This act shall take effect immediately.

Approved May 2, 1942.

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## CHAPTER 72

AN ACT defining the meaning of certain words, phrases and clauses when used or named within this State in any manner whatsoever.

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

C. 1:1-2a.  
Explanatory  
definitions.

1. Unless it be otherwise expressly provided or there is something in the subject or context repugnant to such construction, the following words, phrases and clauses, namely: "present war," "present war emergency," "the existing state of war," "present defense emergency," when used or named within this State in any manner whatsoever with relation to a period of time shall mean so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy, or any of them, and until the making of a treaty or treaties of peace concluding all of said wars.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 73

AN ACT concerning unpaid taxes, assessments and other municipal charges on real property and the collection thereof by the creation and enforcement of liens thereon, and amending section 54:5-79 of the Revised Statutes.

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

1. Section 54:5-79 of the Revised Statutes is amended to read as follows: Section amended.

54:5-79. The title of a purchaser other than a municipality at a sale shall cease and determine and the certificate of sale shall be void at the expiration of twenty years from the date of the sale, unless the purchaser, his heirs or assigns shall, before the expiration of that term, enter into actual possession of the land purchased, or foreclose the right to redeem it by notice or by proceedings in equity and record the evidence thereof, as provided in this chapter. Expiration of title.

This act shall extend to all present, existing tax certificates held by a municipality whose terms have not expired. Extension of act.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 74

AN ACT relative to taxes and assessments owing by any corporation in bankruptcy or under receivership proceedings in any municipality of this State.

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

C. App. A:  
4-12.32.  
Adjustment  
of taxes.

Proviso.

Proviso.

1. It shall be lawful for the governing body of any municipality of this State to make such abatement, revision, alteration, adjustment and settlement of taxes and assessments, both of principal and of any or all interest and penalties thereon, as such governing body shall deem equitable and just, and to be for the best interest of such municipality; *provided*, such abatement, revision, alteration, adjustment and settlement shall be approved by the commissioner of local government; *and provided*, *also, however*, that this act shall apply only to the abatement, revision, alteration, adjustment and settlement of taxes and assessments, both of principal and of any or all interest and penalties thereon, as may now or hereafter be owing to such municipality from any corporation under the jurisdiction of receivers or trustees appointed by any district court of the United States under its general equity power or by virtue of the bankruptcy laws of the United States of America or by the Court of Chancery of the State of New Jersey.

C. App. A:  
4-12.33.  
Rental of  
bankrupt  
property  
by receiver.

2. Whenever any trustee in bankruptcy or any receiver for a corporation, appointed by a court of competent jurisdiction, shall proceed, under an order of such court, to operate, use or occupy all or any portion of the property of any such bankrupt corporation or of one under receivership proceedings, either the municipality or such receiver or trustee may apply to the court having jurisdiction of said bankruptcy or receivership proceedings to

fix the rental value of any such property, so used or occupied, as a part of the expense of such operation in lieu of said trustee or receiver being liable or required to pay out of operating income or receipts the full amount of taxes or assessments laid or levied against the property of such corporation during such operation, use or occupancy. And if such rental value shall be so fixed by the court having jurisdiction over such bankruptcy or receivership proceedings, then and in such case, such municipality may receive the amount of said rental value from such receiver or trustee out of income coming into the hands of such trustee or receiver by reason of the operation, use or occupancy of such property, and shall then apply same as a credit or credits on account of any taxes or assessments owing to it by any such corporation or on account of any taxes or assessments which may be adjusted or abated as herein provided.

Rental value.

Municipality may credit rent to taxes due.

3. It shall be the duty of the collector of such municipality, upon receiving a certified statement of the amount which the governing body shall have agreed to accept in full satisfaction of such taxes and assessments, or either, to receive such sum so agreed to be accepted, in full satisfaction of such taxes and assessments, and to give a receipt for the amount paid in satisfaction thereof to the person paying the same; which receipt, accompanied by said statement, shall be sufficient evidence of the payment and satisfaction of such taxes and assessments, and upon presentation thereof, with the bill annexed, to the clerk of the county he shall satisfy the tax or assessment record if any there shall be in the office relating to unpaid taxes and assessments, or either or both of them, so far as relates to the payment of the said tax or assessments.

C. App. A: 4-12.34.  
Acceptance of agreed amount.

Receipt as evidence of payment.

4. In case a reduction of any tax, taxes, assessments or assessment be made by the governing body upon any application presented to it under this act, such reduction shall be null and void, unless the unpaid tax and assessment, or either, as reduced, be paid within ninety days thereafter, un-

C. App. A: 4-12.35.  
When payment made.

less such governing body, for good cause shown, shall by resolution extend the time for such payment for a further period of not over thirty days.

C. App. A:  
4-12.36.  
Act operative.

5. This act shall be deemed a public act, and take effect immediately, and it shall be inoperative and of no effect after January second, one thousand nine hundred and forty-three.

C. App. A:  
4-12.37.  
Repealer.  
Proviso.

6. All acts and parts of acts inconsistent with the provision of this act are repealed; *provided, however*, that this act shall not be construed to amend or repeal any of the provisions of sections 54:4-99 to 54:4-102, both inclusive, of the Revised Statutes.

Approved May 2, 1942.

## CHAPTER 75

AN ACT concerning district courts, and amending section 2:32-50 of the Revised Statutes.

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

Section  
amended.

1. Section 2:32-50 of the Revised Statutes is amended to read as follows:

Specification  
of defenses.

2:32-50. Plaintiff, in an action on contract for the recovery of more than fifty dollars (\$50.00), may indorse upon his state of demand a notice to defendant, demanding of him that he file a written specification of the defenses he intends to make in the action, at or before the time specified for appearance in the process or summons, or on the return of the warrant, or at the time of appearance specified in the recognizance.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 76

AN ACT concerning district courts, and amending  
section 2:32-153 of the Revised Statutes.

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

1. Section 2:32-153 of the Revised Statutes is amended to read as follows: Section amended.

2:32-153. An execution may issue without a revival of the judgment by scire facias at any time within twenty years from its recovery. If more than six years have elapsed since the recovery of the judgment, a special order of the judge shall be necessary before the execution issue, upon proof to the satisfaction of the judge of the amount remaining due upon the judgment. Time for execution to issue.

2. This act shall take effect immediately.

Approved May 2, 1942.

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CHAPTER 77

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

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

1. The State Highway Commissioner shall, as soon as practicable and in accordance with the procedure set forth in article one of chapter seven of Title 27 of the Revised Statutes, add to the present State highway system the following described route: Additional route.

Description  
of route.

Route No.—. Beginning at the intersection of VanHouten avenue and Clifton avenue in the city of Clifton and from thence to connect with Route S-3.

Numerical  
designation.

2. When this route is taken into the State highway system as provided in section one of this act, the State Highway Commissioner shall proceed to give the said route an appropriate number as provided by law.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 78

AN ACT concerning dentistry, and supplementing chapter six of Title 45 of the Revised Statutes.

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

C. 45:6-29.1.  
Jurisdictional  
power.

1. The Court of Chancery of this State is hereby vested with jurisdiction and discretionary power at the suit of the Attorney-General or of the State Board of Registration and Examination in Dentistry to prevent and restrain the practice of dentistry in this State by any person who has not first obtained the license as provided by chapter six of Title 45, or the violation by any person of the provisions of chapter six of Title 45; or of the practice of dentistry by any person under a false or assumed name; or the false presentation of another practitioner of a like or different name; or the employment of or giving aid or assistance to any person not regularly licensed to practice dentistry by any person, firm or corporation; upon bill being presented to it.

2. This act shall take effect immediately.

Approved May 2, 1942.



## CHAPTER 79

AN ACT concerning adjustments for apportionment of taxes, and amending section 54:4-49 of the Revised Statutes.

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

1. Section 54:4-49 of the Revised Statutes is amended to read as follows: Section amended.

54:4-49. Except as to any State tax at a fixed rate provided for in sections 54:4-50 and 54:4-51 of this Title, each county board of taxation in apportioning the amount of money to be raised in the various taxing districts for State, State school or county purposes, after having received the tax lists and duplicates of the local assessors and having revised, corrected and equalized the assessed value of all the property in the respective taxing districts, shall deduct from the total valuations of each taxing district as so revised, corrected and equalized an amount equal to the ratables of the preceding year or years of such district represented by the reduction or all reductions made in the assessments of such districts subsequent to the apportionment of the preceding year or years in consequence of any appeal or appeals, complaint or other application, to the county board of taxation or to the State Board of Tax Appeals, or by reason of the decision of any court, and shall add to such total valuations an amount equal to any increase made in the assessment of such districts during the same period in consequence of like action by either such board or any court, and the total valuations as ascertained after the assessments in the various assessment lists and duplicates have been revised, corrected and equalized, and after the deductions and additions herein provided for shall have been made, shall form the basis for the apportionment of State, Fixing apportionment of various taxes

No increase  
or reduction  
until final  
appeal.

State school or county taxes. When an assessment has been reduced, or added to, or increased, on appeal, complaint or other application, and the decision on that appeal complaint or other application has been further appealed, no deduction or increase as herein provided for shall be made with respect to the appealed assessment until the further appeal has been finally determined.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 80

AN ACT concerning counties, and amending section 40:21-73 of the Revised Statutes.

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

Section  
amended.

1. Section 40:21-73 of the Revised Statutes is amended to read as follows:

Charge of  
personal effects  
of deceased.

40:21-73. The chief medical examiner shall take charge of all the money, clothing and other personal property of such deceased wherever situated and after using such of the clothing as shall be necessary for the burial of the body, shall make a verified inventory of such money, clothing and other personal property, which together with the money, unused clothing and such other personal property he shall deliver to the county treasurer within one month after burial of the body.

Delivered to  
county  
treasurer.

Sale of effects.

The county treasurer shall sell the personal effects at public sale to the highest bidder on such notice as is required by law as on sale of personal property by a constable under execution, and shall hold such proceeds for a period of one year from the date of death and shall, if the same is not claimed within that period by next of kin, turn the

Proceeds.

same over to the board of chosen freeholders for its disposal for the benefit of the county.

The proceeds of the sale of such effects and any money belonging to such person shall at the end of said year, become the property of the county and be disposed of as the board of freeholders may direct for the benefit of the county.

Ultimate  
disposition  
of proceeds.

Any person legally entitled to such proceeds may make application to the board of freeholders for the same any time within seven years after the intestate's death and upon proper proof shall be entitled to the same. After such period of seven years from the date of such person's death all persons shall be disbarred from all right, title or claim to such proceeds or personal property.

Legal  
claimant.

This section shall govern the procedure for the care and disposition of the money, clothing and other valuable personal effects of the unknown or unclaimed deceased persons whose deaths shall have been the subject of examination by the chief medical examiner notwithstanding any provision or provisions inconsistent therewith contained in chapter five of Title 3 of the Revised Statutes.

Procedure.

2. This act shall take effect immediately and all acts or parts of acts inconsistent herewith are hereby repealed.

Repealer.

Approved May 2, 1942.

## CHAPTER 81

AN ACT concerning municipalities and counties,  
and amending section 40:4-1 of the Revised  
Statutes.

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

Section  
amended.

1. Section 40:4-1 of the Revised Statutes is amended to read as follows:

Annual audit.

40:4-1. Every county and municipality having an assessed valuation in excess of three million dollars (\$3,000,000.00) shall cause an annual audit of its accounts and financial transactions to be made and completed within four months after the close of its fiscal year, and for that purpose shall employ a registered municipal accountant for New Jersey.

Biennial  
audit.

Each municipality having an assessed valuation of less than three million dollars (\$3,000,000.00) shall have an audit of its accounts and financial transactions made at least once in two years, which audit shall be made and completed within four months after the close of each second fiscal year by a registered municipal accountant for New Jersey.

Offices  
embraced  
in audit.

Each such audit shall embrace the offices of treasurer and tax collector, and in the case of counties, every board, body, officer or commission supported and maintained wholly or in part by funds appropriated by the board of chosen freeholders and shall include verification of all cash and bank balances of each such officer, board, body or commission as of the date of the audit thereof and audit of his accounts to such date from the date of the last preceding audit thereof. When any person holds two or more public offices, each such audit shall be extended to cover the books, accounts and moneys pertaining to each such office.

Verifications.

Separate  
audits.

Repealer.

2. All acts and parts of acts inconsistent herewith are repealed and this act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 82

AN Act to broaden the regulations controlling livestock diseases in the interests of the livestock industry of the State and the public health, and amending section 4:5-1 of the Revised Statutes.

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

1. Section 4:5-1 of the Revised Statutes is amended to read as follows:

4:5-1. The State Board of Agriculture may: Section amended.

a. Determine the existence of contagious and infectious diseases in animals or poultry and declare the same to be epidemic; Determine diseases;

b. Establish and enforce general or local quarantine; Quarantine;

c. Provide and distribute, with or without charge as it may determine, serums for the prevention and cure of such diseases in animals or poultry as in its judgment are capable of prevention or cure by such treatment; Furnish serums;

d. Provide a service and co-operate with owners of livestock or local veterinarians to control or prevent the spread of mastitis or other contagious or infectious diseases that do not justify the measures specified in paragraphs a, b and c of this section, so that such diseases may not become a dangerous menace to other livestock or to human health. Dealing with mastitis and other diseases.

These powers and duties are in addition to and not in limitation of any similar powers and duties conferred upon the board by the specific provisions appearing elsewhere in this Title. Additional powers granted.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 83

AN ACT concerning the tenure of certain war veterans in public office, employment or position, and amending section 38:16-1 of the Revised Statutes.

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

Section  
amended.

1. Section 38:16-1 of the Revised Statutes is amended to read as follows:

Removal of  
veterans from  
office or  
position

38:16-1. No person now holding any employment, position or office under the government of this State, or the government of any county or municipality, including any person employed by a school board or board of education, or who may hereafter be appointed to any such employment, office or position, whose term of employment, office or position is not now fixed by law, and receiving a salary from such State, county or municipality, including any person employed by a school board or board of education, who has served as a soldier, sailor, marine or nurse, in any war of the United States, or in the New Jersey State militia during the period of the World War, and has been honorably discharged from the service of the United States or from such militia, prior to or during such employment in or occupancy of such position or office, shall be removed from such employment, position or office, except for good cause shown after a fair and impartial hearing, but such person shall hold his employment, position or office during good behavior, and shall not be removed for political reasons.

Positions  
not fixed.

For the purposes of this section no term of office, position or employment of any person shall be deemed to be fixed by law or coterminous with that of the employing or appointing board or body by reason of the fact that such person was or is ap-

pointed or employed by a noncontinuous board or body; *provided, however*, that in no event is it intended that this act shall apply to appointments made for a fixed or stated period of time. Proviso.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 84

AN ACT concerning veterans, and amending section  
11:27-1 of the Revised Statutes.

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

1. Section 11:27-1 of the Revised Statutes is amended to read as follows: Section amended.

11:27-1. As used in this subtitle:

“Commission” means the Civil Service Commission of this State. Definitions:  
Commission;

“Appointing authority” means a commission, board, person or group of persons having the power authorized by law, or by reason of a lawfully delegated authority, to make appointments. Appointing authority;

“War service” means service by a veteran, as hereinafter defined, in any war, uprising, insurrection or expedition mentioned in this section during the periods specified. War service;

“Veteran with a record of disability incurred in line of duty” means any veteran as hereinafter defined who is eligible under the United States veterans’ bureau qualifications for compensation for service-connected disability from World War service or who is receiving or who is entitled to receive equivalent compensation for service-connected disability arising out of such other military or naval service hereinafter defined. Veteran with disability.

**Veteran.**

“Veteran” means any honorably discharged soldier, sailor, marine or nurse who served in any army or navy of the allies of the United States in the World War, between July fourteenth, one thousand nine hundred and fourteen, and November eleventh, one thousand nine hundred and eighteen, 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 honorably discharged soldier, sailor, marine, nurse or army field clerk who has served in the military or naval service of the United States in any of the following wars, uprisings, insurrections or expeditions:

**Various services:****Indian wars;**

(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;

**Spanish war;**

(2) The Spanish-American War between April twentieth, one thousand eight hundred and ninety-eight, and April eleventh, one thousand eight hundred and ninety-nine;

**Philippine troubles;**

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February fourth, one thousand eight hundred and ninety-nine, to the end of one thousand nine hundred and thirteen;

**Peking relief.**

(4) The Peking relief expedition between June twentieth, one thousand nine hundred, and May twenty-seventh, one thousand nine hundred and two;

**Cuban occupation;**

(5) The army of Cuban occupation between July eighteenth, one thousand eight hundred and ninety-eight, and May twentieth, one thousand nine hundred and two;

**Cuban pacification;**

(6) The army of Cuban pacification between October sixth, one thousand nine hundred and six, and April first, one thousand nine hundred and nine;



(7) The Mexican punitive expedition between March fourteenth, one thousand nine hundred and sixteen, and February seventh, one thousand nine hundred and seventeen;

Mexican expedition;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April twelfth, one thousand nine hundred and eleven, and June sixteenth, one thousand nine hundred and nineteen;

Mexican border patrol;

(9) The World War between April sixth, one thousand nine hundred and seventeen, and November eleventh, one thousand nine hundred and eighteen;

World war;

(10) The wars with the governments of Japan, Germany and Italy, or any of them, from the beginning of hostilities on December seventh, one thousand nine hundred and forty-one, and until the making of a treaty or treaties of peace concluding all of said wars.

Present wars.

2. This act shall take effect immediately.  
Approved May 2, 1942.

## CHAPTER 85

AN ACT authorizing and directing the Treasurer of this State to transfer the sum of five hundred thousand dollars (\$500,000.00) received from the tax imposed on motor fuels to the General State Fund.

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

1. The Treasurer of this State is authorized and directed to transfer the sum of five hundred thousand dollars (\$500,000.00) received from the tax imposed on motor fuels to the General State Fund.

Transfer of funds.

2. This act shall take effect immediately.  
Approved May 2, 1942.

## CHAPTER 86

AN ACT concerning group life insurance, and amending sections 17:34-31 and 17:34-32 of the Revised Statutes.

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

Section  
amended.

1. Section 17:34-31 of the Revised Statutes is amended to read as follows:

Group life  
insurance.

17:34-31. Group life insurance is hereby declared to be that form of life insurance written for a term of not more than five years and renewable at the option of the policyholder in accordance with the terms of the policy and covering (a) not less than fifty employees, written under a policy issued to the employer, the premium for which is to be paid by the employer or by the employer and employees jointly, and insuring only all of his employees, or all of any class or classes thereof determined by conditions pertaining to the employment, for amounts of insurance based on a plan which precludes individual selection, for the benefit of persons other than the employer; *provided*, that when the premium is to be paid by the employer and employees jointly and the benefits of the policy are offered to all eligible employees, not less than seventy-five per centum (75%) of the employees may be so insured; or (b) the lives of only all of the members, or only all of the members except those upon whom the evidence of insurability submitted is not satisfactory to the insurer, of a group of persons, numbering not less than one hundred new entrants to the group yearly, who become borrowers from a financial institution, including any subsidiary or affiliated institutions, or who become purchasers of securities, merchandise or other property from one vendor, or all of any class or classes of such borrowers or purchasers deter-

Proviso.

mined by conditions pertaining to the type of indebtedness or purchase, under agreements by such borrowers or such purchasers for the repayment of the sum borrowed, or for the payment of the purchase price or the balance thereof, as the case may be, in installments over a period of not more than ten years. Such a policy shall be issued to the financial institution or vendor or to an assignee to whom such creditor or vendor may transfer all of its right, title and interest to the unpaid indebtedness, or to the unpaid purchase price, under such agreements made by it. The amount of insurance thereunder on any person insured shall not at any time exceed the amount of unpaid indebtedness due from such person or the amount of the purchase price unpaid by such person, nor the sum of ten thousand dollars (\$10,000.00), whichever is less. The benefits under such policies shall be payable to the policyholder; but the amount of any death benefit received thereunder shall be applied to the discharge of the obligation of the person insured to the policyholder.

Transferred  
rights.

Amount of  
insurance.

For the purposes of this section, the term "employees" shall include the members of any labor union or association who are actively engaged in the same occupation, and the officers, managers and employees of the policyholder and of subsidiary or affiliated corporations of a corporation policyholder, and the individual proprietors, partners and employees of affiliated individuals and firms controlled by the policyholder through stock ownership, contract or otherwise.

Employees  
explained.

2. Section 17:34-32 of the Revised Statutes is amended to read as follows:

Section  
amended.

17:34-32. No policy of group life insurance shall be issued or delivered in this State unless it contains in substance provisions, as follows:

Provisions  
of policy:

a. A descriptive title on the first page of the policy.

Title;

b. That all premiums shall be payable at the home office of the company, or to an agent of the company.

Paying  
premiums;

Grace;	c. For one month's grace for the payment of each premium after the first, subject to an interest charge, during which month the insurance shall continue in force.
Contesting policy;	d. That the policy shall be incontestable after two years from its date except for non-payment of premiums and for violation of its express conditions, if any, relating to military or naval service in time of war.
Contract;	e. That the policy, the application of the employer, a copy of which shall be attached to the policy, and the individual applications, if any, of the employees or members insured, shall constitute the entire contract between the parties, and that all statements made in the applications by the employer or by the individual employees and members shall, in the absence of fraud, be deemed representations and not warranties.
Adjustment;	f. For the equitable adjustment of the premium or the amount of insurance payable in the event of the misstatement of the age of an employee or member.
Settlement;	g. That when an amount becomes payable by reason of the death of an employee or member, settlement shall be made either immediately upon, or within a specified period not more than two months after receipt of due proof of death.
Table of installments;	h. A table showing the amount of installments, if any, in which the amount of insurance payable upon the death of any employee or member may be payable.
Individual certificate;	i. Except in the case of insurance as provided in clause (b) of the first paragraph of section 17:34-31 of this Title, that the company will issue to the employer, for delivery to each employee whose life is insured under the policy, an individual certificate setting forth a statement as to the insurance protection to which he is entitled, to whom benefits are payable, and the rights to which he is entitled in

accordance with paragraphs "m" and "n" of this section.

j. That in the case of insurance as provided in clause (b) of the first paragraph of section 17:34-31 of this Title the company will furnish to the policyholder for delivery to each member who is insured under the policy, a form which shall contain a statement that the life of the member is insured under the policy and that any death benefit received thereunder by reason of his death shall be applied by the policyholder to the discharge of the indebtedness.

Statement;

Death benefit;

k. That to the group or classes thereof eligible for insurance shall be added from time to time all new employees of the employer or members, in the group or classes.

New employees added;

l. That the policy shall participate in the surplus of the company and that the company shall determine annually the amount of the divisible surplus accruing on the policy and that the policyholder shall have the right to have the dividend arising from the participation paid in cash unless another dividend option contained in the policy has been elected and that any policy dividend may be applied to reduce the policyholder's part of the cost of such insurance. This provision shall not be required in nonparticipating policies.

As to surplus;

m. That in case of termination of employment for any reason whatsoever every employee shall be entitled to have issued to him by the company, without evidence of insurability, upon application made to the company, and upon the payment of the premium applicable to the class of risk to which he belongs and to the form and amount of the policy at his then attained age, within thirty-one days after such termination of employment, a policy of life insurance effective at the end of such period of thirty-one days following such termination during which period the death benefit provided by the insurance protection terminated

Ceasing employment;

under the group insurance policy shall remain in force, in any one of the level premium forms customarily issued by the company, except term insurance, in an amount equal to the amount of his protection terminated under the group insurance policy because of such termination of employment.

Termination of  
group policy;

Individual  
policy issued;

Amount.

Proviso.

n. That in case of the termination of the group insurance policy for any reason whatsoever every employee insured thereunder for five years or more at the time of such termination shall be entitled to have issued to him by the company, without evidence of insurability, upon application made to the company, and upon the payment of the premium applicable to the class of risk to which he belongs and to the form and amount of the policy at his then attained age, within thirty-one days after such termination of the group insurance policy, a policy of life insurance effective at the end of such period of thirty-one days following such termination, in any one of the level premium forms customarily issued by the company, except term insurance, in an amount equal to the lesser of (1) the amount of his protection terminated under the group insurance policy at the time of termination of such policy less any amount of life insurance for which he may be or may become eligible under any group insurance policy issued or reinstated by the company or another company within such period of thirty-one days, and (2) two thousand dollars (\$2,000.00); *provided*, that during such period of thirty-one days the death benefit provided by the insurance protection terminated under the group insurance policy shall remain in force in an amount equal to the amount, if any, of the policy of life insurance which the employee is entitled to have issued to him at the end of such period as aforesaid.

Any policy of group life insurance issued to an employer may provide for supplementary insurance in the form of fully paid-up insurance on the lives of the employees in accordance with a plan specified in the policy which precludes individual selection and which paid-up insurance shall not be subject to termination on account of termination of employment of the employees or of the group policy. Any such policy, and the certificates issued for delivery to employees, shall provide that, at any time after termination of employment of the employee or of the group policy, the company will indorse upon any certificate, upon presentation thereof, the amount of the paid-up insurance or, in lieu thereof, may issue a new certificate specifying particulars as to such paid-up insurance. Any cash surrender value payable to the employee on account of any such paid-up insurance shall be not less than the reserve held by the company on the portion of the paid-up insurance provided by the employee's contributions, including dividend additions thereto, if any, upon the specified mortality table and rate of interest adopted for computing the reserve thereon, less a specified percentage, not more than two and one-half per centum ( $2\frac{1}{2}\%$ ), of such portion of the paid-up insurance, and less any outstanding indebtedness of the employee to the company thereon or secured thereby. Paragraphs "m" and "n" of this section shall not apply to such paid-up insurance.

Supplementary insurance.

Paid-up insurance.

Cash surrender value.

Any policy of group life insurance may be issued or delivered in this State which in the opinion of the commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the employer and to the employee or member than hereinbefore required.

Improved requirements.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 87

AN ACT to amend "A further supplement to an act entitled 'An act to establish a Department of Banking and Insurance,' approved February tenth, one thousand eight hundred and ninety-one," approved May sixteenth, one thousand nine hundred and thirty-six (P. L. 1936, c. 98).

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

App. A:7-15.

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

Act in effect.

9. This act shall take effect immediately, and shall become inoperative after May sixteenth, one thousand nine hundred and forty-five.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 88

AN ACT concerning the validation of certain decrees heretofore entered in the Court of Chancery 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*:

Validating  
certain final  
decrees.

1. All final decrees heretofore entered in the Court of Chancery of this State in suits or actions instituted therein for the purpose of foreclosing any municipal liens, tax title liens or tax title lien certificate or certificates shall be good, valid, legal and effectual in law and in equity, for all purposes whatsoever, notwithstanding that the notice of the time and place for the redemption of the premises



being foreclosed as fixed by the decree confirming the master's report in said suit or action was not mailed to all the defendants as required by said decree or that the notice of said time and place so fixed for redemption directed to the defendants whose addresses the complainant has been unable to ascertain was not published for at least two insertions in the newspaper as by said decree named and directed; *provided, however*, that the defendants to whom said notice was not mailed were included among the defendants to whom the notice, as published, was directed and said notice was published at least once in the newspapers named in said decree; *and provided further*, that no proceedings have heretofore been instituted in any court of law or equity to set aside said final decree or any proceedings in connection therewith.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 89

AN ACT to amend "An act concerning the photographing and destruction of the documents and records of banks and trust companies, and supplementing chapter four of Title 17 of the Revised Statutes," approved April fourteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 39).

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

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

Section 1  
amended.

1. Any bank or trust company, in the conduct of its business, may make a photographic copy of any of its documents and records relating to the ac-

C. 17:4-31.9.  
Copies of bank-  
ing records.

Validity  
of copy.

Six years  
to lapse.

As to fiduciary  
records.

counts of its depositors and the operation of its business, other than its notes, bonds, mortgages and other securities and investments, and may substitute the copy for the original thereof. Thereafter the copy, or a positive print thereof if the same be a negative, shall be deemed for any and all purposes to be an original counterpart of the original thereof, and the bank or trust company may destroy or otherwise dispose of the original; but no copy of any deposit slip relating to the account of any depositor and no copy of any withdrawal order relating to the savings or time deposit account of any depositor shall be deemed to be an original counterpart of the original thereof until six years after the date appearing on the original, which date shall be deemed to be the date appearing on the copy.

Nothing in this section contained shall be deemed to apply to any of the documents and records relating to transactions by or with a bank or trust company in a fiduciary capacity, except documents and records in its banking department relating to accounts which the bank or trust company, as fiduciary, may maintain as a depositor in its banking department.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 90

AN ACT concerning discovery in aid of execution upon or for the collection of the amounts due upon certain judgments by and for the benefit of corporations, and amending sections 2:26-148, 2:26-149, 2:26-151, 2:26-161, 2:26-162 and 2:26-164 of the Revised Statutes.

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

1. Section 2:26-148 of the Revised Statutes is amended to read as follows:

Section  
amended.

2:26-148. When a judgment has been recovered or docketed in the Supreme Court or in the Circuit Court or in the court of common pleas, in and for any county in this State, or from any of the district courts in this State, any judge of the court in which such judgment has been recovered or, if docketed, of the court in which it has been docketed, shall, in term or vacation, on application by the judgment creditor, his or its executor, administrator, successor or assignee, made as provided by section 2:26-149 of this Title, make order requiring the judgment debtor whether such debtor be an individual or a corporation to appear and make discovery on oath, concerning his or its property and things in action, before such judge or Supreme Court commissioner or Master in Chancery of this State, to be designated in such order at a time and place in such order specified.

Court order  
for discovery  
of property.

Such order may be served upon any corporate judgment debtor in the same manner as a summons is served upon a corporate defendant in an action at law and shall be responded to by the treasurer or other officer of the corporation having the custody of, supervision or control over its books of accounts, and financial records, who shall appear and make discovery concerning the property and things in action of the corporation pursuant to said order.

Service  
of order.

Answer.

**New Jersey State Library**

Section  
amended.

2. Section 2:26-149 of the Revised Statutes is amended to read as follows:

Petition  
presented  
to court.

2:26-149. The judgment creditor, his or its executor, administrator, successor or assignee, before he shall be granted the order mentioned in section 2:26-148 of this Title, shall present to the judge mentioned in said section 2:26-148 a petition, verified by the oath of such creditor, his or its executor, administrator or assignee, or the agent or attorney of such creditor, administrator, successor or assignee, in which shall be stated the amount due on such judgment, and affiant's belief that such judgment debtor has property or money or things in action due to him or it, or held in trust for him or it, where the trust has been created by, or the fund held in trust has proceeded from himself or itself, over and above such property as is or may be reserved by law.

Contents.

Section  
amended.

3. Section 2:26-151 of the Revised Statutes is amended to read as follows:

Order to stop  
payment, etc.

2:26-151. Upon presentation of the petition mentioned in section 2:26-149 of this Title, the order mentioned in section 2:26-148 of this Title shall be made, and the judge shall further, on allegation in such petition, or in one supplementary thereto, and proof by the oath of the party or his or its agent or attorney or of any other person of fact and circumstances, showing that any person owes such debtor, or holds money or property in possession or action in trust for him or it, or for his or its use as aforesaid, make order forbidding the payment of such debt, or the transfer of such property or money by or to such debtor, or any third person until further order to be made by such judge.

Section  
amended.

4. Section 2:26-161 of the Revised Statutes is amended to read as follows:

In case of  
nonresident  
or absence.

2:26-161. When application shall be made by the judgment creditor of a judgment debtor for an order requiring the judgment debtor to appear and make discovery on oath concerning his or its property and things in action, and it shall appear by affidavit to the satisfaction of the judge to whom

the application shall be made that such judgment debtor is a nonresident, has absconded, or his whereabouts are unknown, although reasonable inquiry for the same has been made, or is a corporation not incorporated under the laws of this State nor authorized to transact business within this State, the judge shall either, at the time of granting the order for discovery, or afterwards, prescribe the method of service of the order on the judgment debtor, which service may be upon the judgment debtor's attorney of record in the cause in which the judgment was obtained, or by advertisement, or by mailing, or in such other manner as shall, under the circumstances, seem proper to the judge.

Method of  
service.

5. Section 2:26-162 of the Revised Statutes is amended to read as follows:

Section  
amended.

2:26-162. Upon proof of service of the order in the manner directed the proceeding shall continue in the same manner as though the order had been personally served on him or it; and a receiver may be appointed as provided by section 2:26-158 of this Title, whether or not the judgment debtor appears as by the order directed.

Continuance of  
proceedings.

Receiver  
appointed.

6. Section 2:26-164 of the Revised Statutes is amended to read as follows:

Section  
amended.

2:26-164. If any party, corporation, officer responding for any corporate judgment debtor, or witness shall disobey any order of the judge, or any subpoena, issued in proceedings for discovery in aid of execution and duly served, and the fees of such witness paid, or shall refuse, on attendance, to answer and testify, such party, corporation, officer responding for any corporate judgment debtor, or witness may be punished by the judge as for a contempt of the court whereof he is such judge.

Penalty for  
failure to  
observe order  
of court.

No proceedings for contempt for not obeying an order of the judge issued pursuant to section 2:26-148 of this Title shall be instituted against a judgment debtor unless it shall appear that the order was served upon the judgment debtor per-

Proof of  
service.

sonally or if a corporation, upon one of its officers or directors.

7. This act shall take effect immediately.

Approved May 2, 1942.

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## CHAPTER 91

AN ACT to validate certain municipal budgets adopted by municipalities for the fiscal year one thousand nine hundred and forty-two.

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

Validating  
municipal  
budget.

1. Any budget heretofore adopted by any municipality for the fiscal year one thousand nine hundred and forty-two is hereby validated, ratified and confirmed, notwithstanding any defect, omission or irregularity in the acts done or proceedings taken for the adoption of said budget; *provided*, such budget substantially complies with the provisions of the local budget law constituting chapter two of Title 40 of the Revised Statutes; *and provided*, that validity of such budget or of the proceedings taken for the adoption of such budget shall not have been questioned in any action or proceeding heretofore instituted in any court.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 92

AN ACT vesting the title to real estate of which Jeremiah Burrell died seized, and which is alleged to have escheated to the State of New Jersey, in Mary McBean.

WHEREAS, Jeremiah Burrell, late of the city of Asbury Park, in the county of Monmouth, and State of New Jersey, departed this life on the ninth day of September, one thousand nine hundred and fifteen, seized of the following lot, tract or parcel of lands and premises situate in the city of Asbury Park, county of Monmouth and State of New Jersey, described as follows:

Preamble.

All that certain lot, tract, or parcel of land and premises, hereinafter particularly described, situate, lying, and being in the city of Asbury Park, in the county of Monmouth, and State of New Jersey, known and designated as lot number nine A in block fifty-nine on a plan of lots of the city of Asbury Park, part of the Morrell tract, surveyed and drawn by Niart Rogers, city engineer, August twenty-third, one thousand nine hundred and seven, more particularly described as follows:

Description  
of property.

Beginning at a point at the northwest corner of Washington avenue and Jersey street; thence (1) northerly along the westerly line of Jersey street one hundred (100) feet; thence (2) westerly parallel with Washington avenue thirty-five (35) feet; thence (3) southerly at right angles to Washington avenue one hundred (100) feet to the northerly line of Washington avenue; thence (4) easterly along the northerly line of Washington avenue thirty-five (35) feet to the point and place of beginning. And,

Boundaries.

Preamble. WHEREAS, The said Jeremiah Burrell left no person or persons surviving capable of inheriting the said lands and premises; and

Preamble. WHEREAS, Proper notice of intention to apply for the passage of this act has been duly given and published; now, therefore,

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

Estate, etc.,  
vested in  
Mary McBean.

1. All the estate, right, title and interest of every kind and character of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to Jeremiah Burrell, and in this act more particularly described, is hereby vested in Mary McBean, and her title thereto by the passage of this act vested, validated and confirmed.

Title  
validated.

2. This act shall take effect immediately.  
Approved May 2, 1942.

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## CHAPTER 93

AN ACT concerning security for loans to farmers and others, and amending section 4:18-2 of the Revised Statutes.

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

Section  
amended.

1. Section 4:18-2 of the Revised Statutes is amended to read as follows:

Security  
for loans.

4:18-2. Any person engaged in the business of farming, crop production or the raising, breeding, fattening or marketing of live stock may enter into an agreement with and borrow funds from a production credit association organized under the farm credit act of one thousand nine hundred and thirty-



three, a regional agricultural credit corporation, a Federal intermediate credit bank, or any institution which has made arrangements to discount therewith, or to procure funds therefrom on the security of the obligations of the borrower, the reconstruction finance corporation, the government of the United States or any department, agency or officer thereof, now or hereafter existing, any bank, banking corporation or trust company organized under and existing by virtue of the laws of this State, or any bank authorized to transact business in this State, and may secure the same by crop mortgage upon personal property, crops, whether annual or perennial, and fruits, berries, emblements, nursery stock and industrial growing crops, whether any of such crops are grown or growing, or whether the same are to be grown during the existence of the crop mortgage.

Crop mortgage.

Such crop mortgage shall be a lien on such property which shall be good and valid against the mortgagor, and against all creditors of the mortgagor, and against all subsequent purchasers, transferees, mortgagees, lienors, and encumbrancers of the mortgagor and those claiming under or through him from the time of the filing thereof as provided for herein.

Crop mortgage a lien.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 94

AN ACT concerning the State Water Policy Commission, and amending sections 58:1-1 and 58:1-2 of the Revised Statutes.

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

Section  
amended.

1. Section 58:1-1 of the Revised Statutes is amended to read as follows:

Commission  
continued.

58:1-1. The State Water Policy Commission, hereinafter in this chapter designated as the "commission," created and established by the act entitled "An act to conserve, protect, control and regulate the use, development and diversion of surface, subsurface and percolating waters of the State; to control and regulate the construction and maintenance of dams; to create a water policy commission and define its powers and duties and to transfer to such commission the jurisdiction, powers, rights and duties of the Department of Conservation and Development over water supplies, dams and flood control," approved May sixth, one thousand nine hundred and twenty-nine (P. L. 1929, c. 267, p. 631), as amended and supplemented, is continued. The commission shall consist of five members. Each commissioner shall continue in office after the expiration of his term until his successor has been appointed and has qualified. As the term of each commissioner expires his successor shall be appointed by the Governor by and with the advice and consent of the Senate for the term of seven years. Any vacancy in the commission through death, resignation or other cause shall be filled for the unexpired term in the manner provided for an original appointment except that the term of any commissioner appointed to fill a vacancy existing on the effective date of this act shall be for six years from the date of his confirmation.

Membership.  
Term.

Vacancy.

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

58:1-2. The commission shall organize annually by selecting a chairman, and appointing a secretary, who shall be an employee of the commission and may, at its pleasure, be discharged. Organization.

A majority of all the commissioners shall constitute a quorum for the transaction of business, the exercise of any powers or the performance of any duties. Quorum.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 95

AN ACT to provide a method of establishing a presumption of the time and place of birth within this State of certain persons of unknown parentage found within the State and of recording such presumed time and place of birth in the Bureau of Vital Statistics, and supplementing chapter eight of Title 26 of the Revised Statutes.

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

1. Any person who, as a child of unknown parentage, heretofore was or hereafter shall be found in this State and whose parentage and the place and time of whose birth remain unknown, shall be presumed to have been born in this State until shown not to have been born herein but only upon compliance with the provisions of this act. C. 26:8-40.2.  
Presumption  
of birth.

2. In any such case application for an order fixing the time and place of birth in this State of any such person shall be made by such person or by someone on such person's behalf, under the name by which such person is then known, by petition, duly verified and addressed to the court of common C. 26:8-40.3.  
Petition for  
order by court.

pleas of the county in which such person was found or in which such person then resides, which petition shall set forth that such person was found in this State as a child of unknown parentage, and that his parentage and the place and time of his birth are unknown, and shall set forth the place where, the time when and the circumstances under which such person was found, his probable age at said time, the probable date of his birth and the place or places where such person has resided since he was found and now resides and that such person has not been guilty of any of the acts described in section four of this act.

C. 26:8-40.4.  
Hearing.

3. Upon the filing of said petition the court or a judge thereof shall fix a time and place for hearing thereon and if said person is of the supposed age of twelve years or over shall give not less than twenty days' notice of the time and place fixed for such hearing to the United States District Attorney for the District of New Jersey, and at said time or at any time to which said hearing may be adjourned, said court or judge, having examined into the merits of such application and heard testimony thereon and being satisfied of the truth of the allegations of said petition and that such person has not been guilty of any of the acts set forth in section four of this act, shall, by its order, determine the probable date of the birth of said person and the place of his birth as the place where he was found in this State and shall make its order accordingly and after the making of said order, said person shall be presumed to have been born in this State at the time and at the place set forth in said order until said person shall be shown not to have been born in this State.

Determine  
probable date  
and place  
of birth.

C. 26:8-40.5.

4. No order shall be made under this act as to any person—

Refusing  
order opposing  
government;

(a) Who advises, advocates, or teaches, or who is a member of or affiliated with any organization, association, society, or group that advises, advocates, or teaches opposition to all organized government; or

(b) Who believes in, advises, advocates, or teaches, or who is a member of or affiliated with any organization, association, society, or group that believes in, advises, advocates, or teaches—

False  
teaching;

(1) the overthrow by force or violence of the government of this State or of the United States or of all forms of law; or

Destroy  
government;

(2) the duty, necessity, or propriety of the unlawful assaulting or killing of any officer or officers (either of specific individuals or of officers generally) of the government of this State or of the United States or any other organized government, because of his or their official character; or

Advocating  
homicide;

(3) the unlawful damage, injury, or destruction of property; or

Damaging  
property;

(4) sabotage.

Sabotage;

(c) Who writes, publishes, or causes to be written or published, or who knowingly circulates, distributes, prints, or displays, or knowingly causes to be circulated, distributed, printed, published, or displayed, or who knowingly has in his possession for the purpose of circulation, distribution, publication, or display any written or printed matter advising, advocating, or teaching opposition to all organized government, or advising, advocating, or teaching—

Improper  
print or  
circulation;

(1) the overthrow by force or violence of the government of this State or of the United States or of all forms of law; or

Overthrow  
government;

(2) the duty, necessity, or propriety of the unlawful assaulting or killing of any officer or officers (either of specific individuals or of officers generally) of the government of this State or of the United States or of any other organized government; or

Unlawfully  
attacking  
officials;

(3) the unlawful damage, injury, or destruction of property; or

Damaging  
property;

(4) sabotage.

Sabotage;

Belonging to  
or aiding  
certain groups;

(d) Who is a member of or affiliated with any organization, association, society, or group that writes, circulates, distributes, prints, publishes, or displays, or causes to be written, circulated, distributed, printed, published, or displayed, or that has in its possession for the purpose of circulation, distribution, publication, issue, or display, any written or printed matter of the character described in subdivision (c).

For the purpose of this section—

False teaching  
for money;

(1) the giving, loaning, or promising of money or anything of value to be used for the advising, advocacy or teaching of any doctrine above enumerated shall constitute the advising, advocacy, or teaching of such doctrine; and

Affiliation  
with unlawful  
groups.

(2) the giving, loaning, or promising of money or anything of value to any organization, association, society, or group of the character above described shall constitute affiliation therewith; but nothing in this paragraph shall be taken as an exclusive definition of advising, advocacy, teaching or affiliation.

Applicability.

The provisions of this section shall be applicable to any applicant for an order fixing the time and place of his birth who at any time within a period of ten years immediately preceding the filing of the petition therefor, is or has been found to be within any of the classes enumerated within this section notwithstanding that at the time petition is filed he may not be included in such classes.

C. 26;8-40.6.  
Birth and  
place recorded.

5. On the filing of a certified copy of said order with the State Registrar of Vital Statistics, the birth of said person shall be recorded in the Bureau of Vital Statistics as of the date and place named in said order, which said record shall be evidence of said person's birth as of said time and place.

6. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 96

AN ACT to appropriate additional moneys for the  
State Tax Department.

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

1. There is hereby appropriated out of the State fund for expenditure by the State Tax Department for the fiscal year ending on the thirtieth day of June, one thousand nine hundred and forty-two, and available for expenditure during said fiscal year and for a period of two months thereafter to pay obligations incurred during said fiscal year, the following sums in addition to any sums otherwise appropriated for said period.

Appropriation  
to State Tax  
Department.

A. Salaries for five months:

Railroad accountants . . .	\$3,583 30	
	<hr/>	\$3,583 30

B. Expenses—Equipment:

Traveling expenses for five months . . . . .	\$200 00	
Computing machine . . . .	600 00	
Miscellaneous equipment and supplies . . . . .	400 00	
	<hr/>	\$1,200 00

2. This act shall take effect immediately.  
Approved May 2, 1942.

## CHAPTER 97

AN ACT concerning workmen's compensation, and amending section 34:15-12 of the Revised Statutes.

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

Section  
amended.

1. Section 34:15-12 of the Revised Statutes is amended to read as follows:

Schedule of  
payments.

34:15-12. Following is a schedule of compensation:

Temporary  
disability.

a. For injury producing temporary disability, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of the wages received at the time of the injury, subject to a maximum compensation of twenty dollars (\$20.00) per week and a minimum of ten dollars (\$10.00) per week; if at the time of the injury the employee receives wages of less than ten dollars (\$10.00) per week, then he shall receive the full amount of such wages per week. This compensation shall be paid during the period of such disability, not, however, beyond three hundred weeks.

Limit of  
payments.

Complete  
disability.

b. For disability total in character and permanent in quality, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of the wages received at the time of injury, subject to a maximum compensation of twenty dollars (\$20.00) per week and a minimum of ten dollars (\$10.00) per week; if at the time of injury the employee received wages of less than ten dollars (\$10.00) per week then he shall receive the full amount of wages per week. This compensation shall be paid for a period of four hundred weeks, at which time compensation payments shall cease unless the employee shall have submitted to such physical or educational rehabilitation as may have been ordered by the rehabilitation commission, and can show that because of such disability it is impossible for him to obtain wages or earnings equal

Limit of  
payments.



to those earned at the time of the accident, in which case further weekly payments shall be made during the period of such disability, the amount thereof to be the previous weekly compensation payment diminished by that portion thereof that the wage, or earnings, he is then able to earn, bears to the wages received at the time of the accident. In calculating compensation for this extension beyond four hundred weeks the minimum provision of ten dollars (\$10.00) shall not apply. This extension of compensation payments beyond four hundred weeks shall be subject to such periodic reconsiderations and extensions as the case may require, and shall apply only to disability total in character and permanent in quality, and shall not apply to any accident occurring prior to July fourth, one thousand nine hundred and twenty-three.

Calculating  
compensation.

Extension of  
payments.

c. For disability partial in character, but permanent in quality, the compensation shall be based upon the extent of such disability. In cases included in the following schedule the compensation shall be that named in the schedule, to wit:

Partial  
disability.

d. For the loss of the thumb, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during sixty-five weeks.

Thumb.

e. For the loss of the first finger, commonly called index finger, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during forty weeks.

First finger.

f. For the loss of a second finger, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during thirty weeks.

Second finger.

g. For the loss of a third finger, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during twenty weeks.

Third finger.

h. For the loss of a fourth finger, commonly called little finger, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during fifteen weeks.

Fourth finger.

i. The loss of the first phalange of the thumb or of any finger shall be considered to be equal to the loss of one-half of such thumb or finger, and the

First phalange.

compensation shall be for one-half of the periods of time above specified. The loss of any portion of the thumb or any finger between the terminal joint and the end thereof shall be compensated for a like proportion of the period of time prescribed for the loss of the first phalange of such member.

More than  
one phalange.

j. The loss of the first phalange and any portion of the second shall be considered as the loss of the entire finger or thumb, but in no case shall the amount received for more than one finger exceed the amount provided in this schedule for the loss of a hand.

Great toe.

k. For the loss of a great toe, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during thirty weeks.

Other toes.

l. For the loss of one of the toes other than a great toe, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during ten weeks.

Phalange  
of toe.

m. The loss of the first phalange of any toe shall be considered to be equal to the loss of one-half of such toe, and compensation shall be for one-half of the period of time above specified.

More than  
phalange.

n. The loss of the first phalange and any portion of the second shall be considered as the loss of the entire toe.

Hand.

o. For the loss of a hand, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of the daily wages during one hundred seventy-five weeks.

Arm.

p. For the loss of an arm, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during two hundred thirty weeks.

Foot.

q. For the loss of a foot, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during one hundred twenty-five weeks.

Leg.

r. For the loss of a leg, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during one hundred seventy-five weeks.

Eye.

s. For the loss of an eye, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during one hundred weeks.

t. For the loss of a natural tooth, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages for four weeks for each tooth lost.

Tooth.

u. For the total loss of hearing in one ear, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during forty weeks. For the total loss of hearing in both ears by one accident, sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages during one hundred sixty weeks.

Hearing.

v. The loss of both hands, or both arms, or both feet, or both legs, or both eyes, or any two thereof as a result of any one accident, shall constitute total and permanent disability to be compensated according to the provisions of paragraph "b."

Both hands, etc.

vv. Amputation between the elbow and the wrist shall be considered as the equivalent of the loss of a hand and amputation at the elbow shall be considered equivalent to the loss of the arm. Amputation between the knee and the ankle shall be considered as the equivalent of the loss of a foot, and amputation at the knee shall be considered equivalent to the loss of the leg.

Amputation.

w. In all lesser or other cases involving permanent loss, or where the usefulness of a member or any physical function is permanently impaired, the compensation shall be sixty-six and two-thirds per centum ( $66\frac{2}{3}\%$ ) of daily wages, and the duration of compensation shall bear such relation to the specific periods of time stated in the above schedule as the disabilities bear to those produced by the injuries named in the schedule. In cases in which the disability is determined as a percentage of total and permanent disability the duration of the compensation shall be a corresponding portion of five hundred weeks. Should the employer and employee be unable to agree upon the amount of compensation to be paid in cases not covered by the schedule, either party may appeal to the workmen's compensation bureau for a settlement of the controversy.

In other cases.

Appeal as to amount.

x. Inguinal hernia is a disease which ordinarily develops gradually, being very rarely the result of an accident. Where there is a real traumatic hernia

Hernia.

resulting from the application of force directly to the abdominal wall, either puncturing or tearing the wall, compensation will be allowed. All other cases will be considered as either congenital or of slow development and not compensable, being a disease rather than an accidental injury; unless conclusive proof is offered that the hernia was immediately caused by such sudden effort or severe strain that, first, the descent of the hernia immediately followed the cause; second, that there was severe pain in the hernial region; third, that there was such prostration that the employee was compelled to cease work immediately; fourth, that the above facts were of such severity that the same was noticed by the claimant and communicated to the employer within twenty-four hours after the occurrence of the hernia (days when the business is not in operation, such as Sundays, Saturdays or holidays shall be excluded from this twenty-four-hour period); fifth, that there was such physical distress that the attendance of a licensed physician was required within twenty-four hours after the occurrence of the hernia. In the case of hernia as above defined, the provisions of paragraph "a" of this section and sections 34:15-14 and 34:15-15 of this Title shall apply, until such time as the employee is able to resume some kind of work with the aid of a truss or other mechanical appliance. If the employee refuses to permit of an operation the employer shall meet the requirements above specified, pay the reasonable costs of the truss or other appliance found necessary, and also pay compensation for twenty weeks, following which the obligation shall cease and terminate, unless death results from the hernia, in which case the provisions of section 34:15-13 of this Title shall apply. However, if the employee shall elect to undergo an operation, by a physician selected by the employer, the employer shall meet all the expense incident to such operation and recovery together with compensation as provided in paragraph "a" of this section during the periods of disability prior to and following the operation,

Provisions applicable.

Meeting requirements

Operation.

subject to the provisions of said section 34:15-14. If the employee refuses the services of the physician selected by the employer, preferring one of his own selection, the employer shall be relieved of obligations concerning medical expense due to the operation and recovery, but shall pay compensation during the prior and resulting periods of disability. If death results from the hernia or operation, the provisions of said section 34:15-13 shall apply.

Services of  
physician.

If death  
results.

y. The weekly compensation payments specified in this section are all subject to the same limitation as to maximum and minimum as are stated in paragraph "a" hereof.

Weekly  
compensation.

z. In case of the death of the person from any cause other than the accident, during the period of payments for permanent injury, the remaining payments shall be paid to such of his or her dependents as are included in the provisions of said section 34:15-13 or, if no dependents, the remaining amount due, but not exceeding one hundred fifty dollars (\$150.00), shall be paid in a lump sum to the proper person for funeral expenses; but no compensation shall be due any other person than the injured employee on account of compensation being paid in excess of four hundred weeks on account of disability total in character and permanent in quality as provided by paragraph "b" of this section.

Death from  
other cause.

Total  
compensation.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 98

AN Act vesting the title to real estate of which Thomas J. Hamm died seized, and which is alleged to have escheated to the State of New Jersey, in the year one thousand nine hundred and thirty-three, in the township of West Deptford, in the county of Gloucester.

Preamble.

WHEREAS, Thomas J. Hamm, late of the city and county of Camden, and State of New Jersey, departed this life intestate on the eighth day of February, one thousand nine hundred and thirty-three, seized of all those certain lots, tracts or parcels of land and premises, situate in the township of West Deptford, county of Gloucester, and State of New Jersey, bounded and described as follows:

Description  
of property.

BEGINNING at a stake in the southeasterly line of Storrie avenue, marking corner common to Lots Nos. 1 and 14, in Block D, on plan of lots and streets belonging to Elizabeth G. Brewer, made in 1913, distant 150 feet north-eastward from the easterly corner of Hessian and Storrie avenues, and running thence (1) by Lots 1, 2 and 3, south 67 degrees, 42 minutes east 150 feet to a stake marking a corner common to Lots Nos. 3, 4, 14 and 16; thence (2) by Lots 16 and 15, north 22 degrees 18 minutes east, 100 feet to a stake marking corner common to Lots Nos. 9, 10, 13 and 15; thence (3) by Lots 9, 8 and 7, north 67 degrees 42 minutes west, 150 feet to a stake in the southeasterly line of Storrie avenue, marking corner common to Lots Nos. 7 and 13; thence (4) along the southeasterly line of Storrie avenue, south 22 degrees 18 minutes west, 100 feet to place of beginning. BEING designated as Lots Nos. 13

and 14, Block D, on said Plan of Elizabeth G. Brewer, at Verga, Gloucester county, New Jersey; and

WHEREAS, The said Thomas J. Hamm left no person or persons capable of inheriting the said lands and premises; and Preamble.

WHEREAS, Taxes were assessed against the above-mentioned property in the name of the Estate of Thomas J. Hamm for the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six by the said township of West Deptford and remained unpaid so that on December eighteenth, one thousand nine hundred and thirty-seven, the said lands and premises were sold at a sale for delinquent taxes and they were struck off and sold to the said township of West Deptford for the sum of eighty-four dollars and forty-eight cents (\$84.48), at which time John Cundey, the collector of taxes for the taxing district of West Deptford township, made and delivered to the township of West Deptford a certificate of Tax Sale No. 160 for the above-described premises; and Preamble.

WHEREAS, The township of West Deptford has foreclosed the said tax sale certificate and did receive a final decree which has been recorded in the office of the clerk of the county of Gloucester, thereby cutting off any interest which the said Thomas J. Hamm, his heirs, devisees and personal representatives, et als., may have in said premises; and Preamble.

WHEREAS, The request and proper notices of intention to apply for the passage of this act has been given and duly published; now, therefore, Preamble.

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

Estate vested  
in West  
Deptford.

1. All the estate, right, title and interest of every kind and character of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to Thomas J. Hamm, more particularly described in the first preamble of this act, are hereby vested in the township of West Deptford, in the county of Gloucester; such title so as aforesaid vested under the provisions of this act is validated and confirmed.

Title validated.

Private act.

2. This act shall be deemed a private act and shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 99

AN ACT concerning shellfish, and amending section 50:5-1 of the Revised Statutes.

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

Section  
amended.

1. Section 50:5-1 of the Revised Statutes is amended to read as follows:

Penalty for  
violation.

50:5-1. Except as otherwise in this Title provided, any person violating any of the provisions of this Title shall be liable to a penalty of not less than ten dollars (\$10.00) nor more than three hundred dollars (\$300.00) for the first offense and of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for any subsequent offense, which penalties shall be enforced and recovered as provided in this chapter.

2. This act shall take effect immediately.

Approved May 2, 1942.



## CHAPTER 100

AN ACT to amend "An act to authorize the granting by the Board of Public Utility Commissioners of temporary autobus permits, to enable the furnishing of bus transportation to industries engaged in national defense work, when such industries are located off existing bus routes, and supplementing article two, chapter four, of Title 48 of the Revised Statutes," approved December twenty-third, one thousand nine hundred and forty-one (P. L. 1941, c. 390).

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

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

Section 5  
amended.

5. This act shall be inoperative and of no effect one year after the date of the making of a treaty of peace or the last of treaties of peace concluding all of the present wars with the governments of Japan, Germany and Italy, and any temporary permit granted hereunder shall then cease and determine.

Duration  
of act.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 101

AN ACT to amend "An act concerning the disbursement of certain State moneys and making an appropriation for the administration thereof," passed June twenty-fifth, one thousand nine hundred and forty (P. L. 1940, c. 151).

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

C. 44:8-83.

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

Relief funds  
paid municipal  
treasurer.

24. Every payment made pursuant to this act to a municipality for relief aid shall be made to the treasurer of the municipality and shall be deposited by him in a relief trust fund account, and shall be used only for payment on account of the cost of relief for one thousand nine hundred and forty in such municipality, excluding the cost of administration thereof, and the balance, if any, remaining in such relief trust fund account after all costs of relief for one thousand nine hundred and forty have been paid or provided for shall be used for payment on account of the cost of relief for one thousand nine hundred and forty-one and subsequent years in such municipality, excluding the cost of administration thereof. Said balance shall be expended in accordance with the standards, rules and regulations of the Municipal Aid Administration.

Use.

Balance.

How expended.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 102

AN ACT to amend the title of an act entitled "An act to improve the condition of tenement houses in this State, and to amend sections 55:2-1, 55:2-3, 55:2-6, 55:3-1, 55:3-2, 55:3-6, 55:3-24, 55:3-25, 55:3-39, 55:3-45, 55:3-59, 55:4-4, 55:5-1, 55:5-2, 55:5-10, 55:8-12, 55:10-8 and 55:10-9 of the Revised Statutes," approved May sixteenth, one thousand nine hundred and thirty-eight (P. L. 1938, c. 193), so that the same shall read "An act to improve the condition of tenement houses in this State, and to amend sections 55:2-1, 55:2-3, 55:2-6, 55:3-1, 55:3-2, 55:3-6, 55:3-24, 55:3-25, 55:3-39, 55:3-45, 55:3-59, 55:4-4, 55:5-1, 55:5-2, 55:5-10, 55:8-12, 55:10-8, 55:10-9 and 55:10-10 of the Revised Statutes."

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

1. The title of an act entitled "An act to improve the condition of tenement houses in this State, and to amend sections 55:2-1, 55:2-3, 55:2-6, 55:3-1, 55:3-2, 55:3-6, 55:3-24, 55:3-25, 55:3-39, 55:3-45, 55:3-59, 55:4-4, 55:5-1, 55:5-2, 55:5-10, 55:8-12, 55:10-8 and 55:10-9 of the Revised Statutes," approved May sixteenth, one thousand nine hundred and thirty-eight, is amended to read as follows: "An act to improve the condition of tenement houses in this State, and to amend sections 55:2-1, 55:2-3, 55:2-6, 55:3-1, 55:3-2, 55:3-6, 55:3-24, 55:3-25, 55:3-39, 55:3-45, 55:3-59, 55:4-4, 55:5-1, 55:5-2, 55:5-10, 55:8-12, 55:10-8, 55:10-9 and 55:10-10 of the Revised Statutes."

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 103

## AN ACT for the punishment of crimes.

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

C. 2:149-8.  
Use of certain  
chemicals  
forbidden.

1. Any employer using or permitting the use by any of his employees of mercury or any of its compounds in combination with nitric acid or any other material, in the process of treating hatters' fur or any animal fibers or other substance used in the manufacture of hats, shall be guilty of a misdemeanor.

C. 2:149-9.  
Use of hatters'  
fur chemically  
treated  
forbidden.

2. Any employer using or permitting the use by any of his employees of hatters' fur or any animal fibers or other substance, which has been treated by the use of mercury or any of its compounds in combination with nitric acid or other material in the manufacture of hats, shall be guilty of a misdemeanor.

C. 2:149-10.  
Employer  
defined.

3. Employer, as used in this act, shall include corporations and the presidents, vice-presidents and treasurers thereof, companies, associations, societies, firms, partnerships and joint stock companies as well as individuals.

C. 2:149-11.  
Penalty.

4. Any employer found guilty of a misdemeanor under this act shall on his conviction for a first offense be punished by a fine of not less than one hundred dollars (\$100.00) nor more than three hundred dollars (\$300.00) or by imprisonment of not less than thirty days nor more than ninety days, or by both such fine and imprisonment. For a second offense said employer shall, upon conviction, be punished by a fine of not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000.00) or by imprisonment of not less than ninety days nor more than one year, or by both such fine and imprisonment.

5. The Department of Labor shall enforce the provisions of this act and for that purpose the Commissioner of Labor shall designate such of his employees or assistants as may be necessary.

C. 2:149-12.  
Enforcement  
of act.

6. This act shall take effect ninety days after its enactment.

C. 2:149-13.  
When  
effective.

Approved May 2, 1942.

## CHAPTER 104

AN ACT to amend "An act providing for uniform judicial notice of foreign law, and supplementing chapter ninety-eight of Title 2 of the Revised Statutes," approved April twenty-eighth, one thousand nine hundred and forty-one (P. L. 1941, c. 81).

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

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

C. 2:98-28.  
Section 1  
amended.

1. Whenever the common or statute law of any State, territory or other jurisdiction of the United States is pleaded in an action in any court of this State, the court shall take judicial notice thereof. In the absence of such pleading, it shall be presumed that the common law of such State, territory or other jurisdiction of the United States is the same as the common law as interpreted by the courts of this State.

Presumption of  
common law.

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

C. 2:98-31.  
Section 4  
amended.

4. Whenever the common or statute law of any State, territory or other jurisdiction of the United States is pleaded in an action in any court of this State, any party to such action may introduce any admissible evidence of such law.

Admissible  
evidence under  
law of other  
State.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 105

AN ACT regulating hours for hunting, and amending section 23:4-18 of the Revised Statutes.

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

Section  
amended.

1. Section 23:4-18 of the Revised Statutes is amended to read as follows:

Deception  
in hunting.

23:4-18. No person hunting or gunning after geese, duck, brant or other migratory waterfowl shall place a boat, sinkbox, seaweed, or other vessel or construction in which he may lie in wait to kill the same, at a distance of more than one hundred feet from ice, marsh or meadow, bar or bank, not covered with water, or shall, with intent to capture or kill the same, hunt after or pursue the same in any manner except between the hours as fixed by regulations under the provisions of an Act of Congress relating to migratory birds, under a penalty of twenty dollars (\$20.00) for each offense.

Penalty.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 106

AN ACT relating to elections, and amending section 19:50-2 of the Revised Statutes.

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

Section  
amended.

1. Section 19:50-2 of the Revised Statutes is amended to read as follows:

Instruction  
in use of vot-  
ing machines.

19:50-2. Until voting machines have been in use in any county or municipality for three successive general elections, the county election officials, or municipal clerk, as the case may be, shall designate

suitable and adequate times and places where voting machines containing sample ballots showing titles of offices to be filled, and, so far as practicable, the names of candidates to be voted for at the next election, shall be exhibited for the purpose of giving instructions in the use of voting machines to all voters who apply for the same. No voting machine to be assigned for use in an election shall be used for such instruction after having been prepared and sealed for the election. During public exhibition of any voting machine for the instruction of voters previous to an election, the counting mechanism thereof shall be concealed from view and the doors may be temporarily opened only when authorized by the county election officials or municipal clerk, as the case may be, having charge and control of the elections.

Assigned  
machine  
not so used.

Counters  
concealed.

Opening.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 107

AN ACT concerning the regulation of the practice of chiropody, and amending sections 45:5-7, 45:5-8, 45:5-10, 45:5-11, 45:5-12, 45:5-15 of the Revised Statutes.

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

1. Section 45:5-7 of the Revised Statutes is amended to read as follows:

Section  
amended.

45:5-7. All examinations shall be written in the English language, but the board, in its discretion, may use supplementary oral or practical examinations, either of the whole class or of individuals. The examinations shall be in all the subjects as taught and practiced in the legally incorporated

Examinations.

Papers retained.	schools or colleges of chiropody conferring the degree of doctor surgeon chiropodist or of doctor of surgical chiropody in good standing in the opinion of the board. Said application and examination papers shall be deposited in the files of the said board, and they shall be prima facie evidence of all matters therein contained. All licenses shall be signed by the president and secretary of the board and shall be attested by the seal thereof.
Licensed.	If the examination is satisfactory, the board shall issue a license entitling the applicant to practice chiropody in this State.
Chiropody defined.	"Chiropody" or "practice of chiropody" is defined to be the diagnosis of any ailment of the human foot, or the treatment thereof by any one or more of the following means: local medical, mechanical, minor surgical, manipulative and physiotherapeutic or the application of external medical or any other of the aforementioned means except minor surgical to the lower leg and ankle for the treatment of a foot ailment; not including, however, the treatment of tuberculosis, osteomyelitis, malignancies, syphilis, diabetes, tendon transplantations, bone resections, amputations, fractures, dislocations, the treatment of varicose veins by surgery or injection, the administration of anesthetics other than local, the use of radium, the use of X-ray except for diagnosis, or the treatment of congenital deformities by the use of a cutting instrument or electrosurgery. The term "local medical" hereinbefore mentioned shall be construed to mean the prescription or use of a therapeutic agent or remedy where the action or reaction is intended for a localized area or part.
Exceptions.	
"Local medical."	
License displayed.	Every person practicing chiropody under this act shall at all times conspicuously display in his place of practice his license and yearly registration to practice. It shall be unlawful and hereby declared a misdemeanor, punishable as such, to practice chiropody in this State without so displaying such license and registration.



2. Section 45:5-8 of the Revised Statutes is amended to read as follows:
- 45:5-8. The board may refuse to grant or may revoke, or may suspend a license for any of the following causes:
- Chronic and persistent inebriety. Inebriety;
  - Conviction of crime involving moral turpitude; or where any person presents to the board any diploma, license or certificate that shall have been obtained, signed or issued unlawfully or under fraudulent representation. Conviction of crime;
  - Conviction in a court of competent jurisdiction of a high misdemeanor. Conviction of high misdemeanor;
  - Fraudulently advertising. False advertising;
  - Practicing chiropody under a name other than that under which he has a license to practice chiropody or having an unlicensed person practice chiropody under his name. Alias.
  - No chiropodist shall use the words "clinic," "infirmary," "hospital," "school," "college," "university," or "institute" in English or any other language in connection with any place where chiropody may be practiced or demonstrated. Terms excluded.
  - Before a license is refused, revoked or suspended under the provisions of this section, the accused shall be furnished with a copy of the complaint, and given a hearing before the board in person or by attorney; and any person who, after such refusal or revocation or suspension of license, attempts or continues the practice of chiropody shall be subject to the penalties hereinafter prescribed. Complaint and hearing.
3. Section 45:5-10 of the Revised Statutes is amended to read as follows:
- 45:5-10. Nothing in this chapter shall be construed to prohibit a duly licensed physician from treating diseases or ailments of the legs and feet, or a lawfully qualified chiropodist residing in another State from meeting registered chiropodists of this State in consultation, or any legally qualified chiropodist of another State from taking charge of the practice of a legally qualified chiropodist of this State temporarily during the latter's absence. Section amended.  
Chiropractic practice by regular physicians.

Shoes, and supporters.	therefrom and upon the latter's written request. Nothing in this act shall prohibit the fitting, recommending or sale of corrective shoes, arch supports or other mechanical appliances by retail dealers or manufacturers.
Section amended.	4. Section 45:5-11 of the Revised Statutes is amended to read as follows:
Failure to procure license.	45:5-11. Whoever practices chiropody in this State without first having obtained and filed the license herein provided for, or contrary to any of the provisions of this chapter, or whoever practices chiropody under a false or assumed name, or falsely impersonates another practitioner of a like or different name, or buys, sells or fraudulently obtains any diploma as a chiropodist, or any chiropody license, record or registration, or whoever violates any of the provisions of this chapter, shall be liable to a penalty of two hundred dollars (\$200.00), which penalty shall be sued for and recovered by and in the name of the board.
Penalty.	It shall be unlawful for any person not licensed under this act to use terms, titles, words or letters which would designate or imply that he or she is qualified to treat foot or leg ailments, or to hold himself or herself out as being able to diagnose, treat, operate, or prescribe for any ailment of the human foot or leg, or offer or attempt to diagnose, treat, operate or prescribe for any ailment of the human foot or leg, except as provided for in section 45:5-10.
False repre- sentations.	Every district court in any city or judicial district in any county, and every court of common pleas in any county is hereby empowered, upon filing of a complaint in writing, duly verified, which said verification when made by any member of the board, or by any member of any incorporated chiropodist or medical society of this State or of any county thereof, may be made upon information and belief, that any person has violated any provision of this chapter, to issue process at the suit of the board as plaintiff. Such process shall be either in the nature of a summons or a warrant, which war-
Judicial authority.	
Issue of process.	

rant may issue without order of the court or judge first being obtained against the person so charged, which process, when in the nature of a warrant, shall be returnable forthwith, and when in the nature of a summons shall be returnable in not less than five nor more than fifteen entire days; and such process shall state what provision of the law is alleged to have been violated by the defendant. The officers to serve and execute all process under this chapter shall be the officers authorized to serve and execute process in such courts.

5. Section 45:5-12 of the Revised Statutes is amended to read as follows:

45:5-12. Upon the return of such process, or at any time to which the trial shall be adjourned, the court shall proceed in a summary manner without a jury to hear testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of such penalty, with costs, or for the defendant. The court shall, if judgment be rendered for the plaintiff, cause any such defendant who refuses or neglects to forthwith pay the amount of the judgment rendered against him and all the costs and charges incident thereto, to be committed to the county jail for a period of not less than ten days and not exceeding one hundred days. The district court or court of common pleas shall have power to adjourn the hearing or trial in any case from time to time, but in such case, except in cases in which the first process was a summons, it shall be the duty of the judge thereof to detain the defendant in safe custody, unless he shall enter into bond to the board, with at least one sufficient surety in double the amount of the penalty claimed, conditioned for his appearance on the day to which the hearing shall be adjourned and thence from day to day until the case is disposed of, and then to abide by the judgment of said court, and such bond, if forfeited, may be prosecuted by the board.

Section  
amended.

Summary  
hearing.

Judgment.

Failure to  
settle.

Jailed.

Adjourning  
hearing.

Bail.

Section amended.	6. Section 45:5-15 of the Revised Statutes is amended to read as follows:
Reconviction.	45:5-15. In case any person shall, after conviction of any violation of this chapter, be again convicted of another violation thereof or of continuing the violation for which he was previously convicted, he shall be liable to a penalty of five hundred dollars (\$500.00) for each such violation or continuation to be sued for and recovered in the manner above set forth. In case any defendant against whom judgment has been recovered for a penalty of five hundred dollars (\$500.00) shall fail or neglect to forthwith pay such penalty, the court shall commit him to jail in the manner above set forth, for any period of not less than thirty days and not exceeding two hundred days.
Penalty.	
Jail sentence.	
Use of penalties recovered.	Any penalty recovered for any violation of this chapter shall be paid to the board, which shall pay one-half thereof to any incorporated chiroprapist or medical society procuring the evidence upon which the defendant was convicted. The other half shall be applied by the board to the same purposes as other funds of the board collected in accordance with the provisions of this chapter.
Hearing before court of common pleas.	In case any such proceeding is brought in any court of common pleas, the trial thereof shall proceed in a summary manner, without a jury in the manner provided by section 45:5-12 of this Title, immediately upon the arrest under warrant of the defendant, or on the return day of the summons, or on any day to which the judge of said court shall continue the trial, either during the terms of court or in vacation.
Effect of invalidity of act.	7. If any phrase, clause, section or part of this act shall be determined to be invalid in a court of competent jurisdiction, such part shall be excinded and the rest of the act shall be valid and effectual.
Repealer.	8. All acts and parts of acts inconsistent with the provisions of this act are repealed. 9. This act shall take effect immediately. Approved May 2, 1942.

## CHAPTER 108

AN Act to continue for a period of one year the commission created for the purpose of studying the causes of juvenile delinquency, and supplementing chapter twenty of Title 9 of the Revised Statutes.

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

1. The commission to investigate and determine the causes of juvenile delinquency created by chapter twenty of Title 9 of the Revised Statutes is hereby continued for a period of one year from the effective date of this act.

Commission  
continued.

2. The members of the commission heretofore appointed shall continue to serve in their respective capacities without compensation for the additional year of the existence of the commission and shall be vested with all powers and duties heretofore enjoined upon them.

Members  
continued.

No salary.

Powers.

3. This act shall take effect June fifth, one thousand nine hundred and forty-two.

Act effective.

Approved May 2, 1942.

## CHAPTER 109

AN ACT concerning district courts, and amending sections 2:32-164 and 2:32-169 of the Revised Statutes.

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

Section  
amended.

1. Section 2:32-164 of the Revised Statutes is amended to read as follows:

Powers of  
judges for  
discovery.

2:32-164. In cases where the amount due on any judgment, exclusive of costs, shall be twenty-five dollars (\$25.00) or more, each of the judges of the several district courts of this State shall, upon petition for discovery in aid of execution, have the same powers, jurisdiction and authority as are vested in or exercised by any of the judges of the courts of common pleas of this State, to order the judgment debtor whether such debtor be an individual or a corporation to appear before the court, or one of the Supreme Court commissioners or masters in Chancery of this State, and make discovery on oath concerning his or its property or things in action before such judge, commissioner or master, and to make an order forbidding the payment of debts or transfer of moneys or property due or belonging to such debtor or any third person, and, upon the taking of testimony by such judge, or the certification by the commissioner or master of the testimony taken by him under the order, to appoint a receiver of the property and things in action belonging, or due to, or held in trust for such debtor at the time judgment is recovered, or at any time afterward. Such order may be served upon any corporate judgment debtor in the same manner as a summons is served upon a corporate defendant in the said district court and shall be responded to by the treasurer or other officer of the corporation having the custody of, super-

Order debt  
or to appear.

Discovery.

Court's order.

Receiver.

Trust  
established.

Service  
of order.

vision or control over its books of accounts, and financial records, who shall appear and make discovery concerning the property and things in action of the corporation pursuant to said order.

2. Section 2:32-169 of the Revised Statutes is amended to read as follows:

Section  
amended.

2:32-169. If, in a proceeding for discovery in aid of execution in a district court, any party, corporation, officer responding for any corporate judgment debtor or witness disobey any order of the judge, or any subpoena issued as authorized by section 2:32-166 of this Title and duly served, and the fees of such witness paid, the judge of the district court out of which such order or subpoena shall issue, upon affidavit being filed with the clerk of such court proving the facts, may issue an order to show cause why the party, corporation, officer responding for any corporate judgment debtor or witness served with such order or subpoena shall not be adjudged guilty of contempt for his refusal or neglect to obey such order or subpoena. The order to show cause shall be made returnable not less than five nor more than fifteen days from the date of service thereof. If, upon the return of such order and proof of the service of such order being filed with the clerk of such court, no sufficient cause be shown, the judge may adjudge such person or corporation guilty of contempt, and may order a warrant to issue, directed to any constable of the county wherein such district court is established, commanding him to arrest such person and forthwith convey him before the judge who issued the same, and such judge shall thereupon have the power to enforce obedience to such order or subpoena by imprisonment in the county jail of the county wherein such district court is established, or by imposing a fine of not to exceed fifty dollars (\$50.00) to be paid for the use of the city or judicial district, or both by fine and imprisonment, and the person so adjudged guilty of contempt shall stand committed and remain in close custody until such order or subpoena shall be

Failure to obey  
order contempt  
of court.

Return of  
order.

Adjudging  
contempt.

Warrant  
to arrest.

Penalty.

obeyed and performed and until the fine so imposed, with costs of such proceedings, to be taxed by the clerk of such district court, be fully paid, unless otherwise ordered by such judge. If a corporation be adjudged guilty of contempt, such judge shall have power to enforce obedience to such order or subpoena by imposing a fine not to exceed fifty dollars (\$50.00) to be paid for the use of the city or judicial district, the payment whereof may be enforced by execution issued against the personal property of such corporation but no proceedings for contempt for not obeying an order of the judge shall be instituted against a corporation unless it shall appear that the order was served upon one of the officers or directors of said corporation.

In case of corporation.

Essential action.

Court fees.

Except as provided by sections 22:2-44 to 22:2-50 of the Title Fees and Costs, the court, attorney, clerk and officer shall be entitled to the same fees as for like services in the court of common pleas.

3. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 110

AN ACT to regulate the taking, importation, exportation, possession, purchase, sale or offer to purchase or sell lobsters, and amending section 23:5-9 of the Revised Statutes.

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

Section amended.

1. Section 23:5-9 of the Revised Statutes is amended to read as follows:

Length of lobsters taken.

23:5-9. No person shall take from the salt waters of this State by any means, import, export, have in his possession, buy, sell or offer to buy or sell, any



lobster, which in length shall be less than three and one-eighth inches measured from the rear end of the eye socket along a line parallel to the center line of the body shell to the rear end of the body shell, or any spawning lobster, under a penalty of twenty dollars (\$20.00) for each lobster so taken, imported, exported, offered for sale or had in possession.

2. This act shall take effect immediately.

Approved May 2, 1942.

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## CHAPTER 111

A FURTHER SUPPLEMENT to "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and forty-two, and regulating the disbursement thereof," approved May seventeenth, one thousand nine hundred and forty-one (P. L. 1941, c. 129).

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

1. There is hereby appropriated to the State Department of Health for use by the Bureau of Vital Statistics thereof, for emergency clerical assistants, in furnishing birth certificates for enlistments in the armed forces of the United States, and employment in defense industries, the sum of one thousand six hundred dollars (\$1,600.00), or so much thereof as may be necessary.

Special  
appropriation  
for health  
department.

2. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 112

AN ACT authorizing municipalities to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances.

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

C. 40:48-2.3.  
Certain  
dwellings  
unfit for  
occupancy.

1. Unfit dwellings in municipalities; exercise of police power authorized. It is hereby found and declared that the existence and occupation of dwellings in municipalities of this State which are unfit for human habitation are inimical to the welfare and dangerous and injurious to the health and safety of the people of this State, and that a public necessity exists for the repair, closing or demolition of such dwellings. Whenever any municipality of this State finds that there exists in such municipality dwellings which are unfit for human habitation due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities, or due to other conditions rendering such dwellings unsafe or insanitary, or dangerous or detrimental to the health or safety or otherwise inimical to the welfare of the residents of such municipality, power is hereby conferred upon such municipality to exercise its police powers to repair, close or demolish the aforesaid dwellings in the manner herein provided.

C. 40:48-2.4.  
Definitions:

2. Definitions. The following terms whenever used or referred to in this act shall have the following respective meanings for the purposes of this act, unless a different meaning clearly appears from the context:

(a) "Governing body" shall mean the council, board of commissioners, trustees, committee, or other legislative body, charged with governing a municipality; *provided*, that in cities of the second class having a board of fire and police commissioners, the governing body shall mean such board of fire and police commissioners.

Governing  
body;

Proviso.

(b) "Public officer" shall mean the officer or officers who are authorized by ordinances adopted hereunder to exercise the powers prescribed by such ordinances and by this act.

Public officer;

(c) "Public authority" shall mean any housing authority or any officer who is in charge of any department or branch of the government of the municipality, county or State relating to health, fire, building regulations, or to other activities concerning dwellings in the municipality.

Public  
authority;

(d) "Owner" shall mean the holder of the title in fee simple.

Owner;

(e) "Parties in interest" shall mean all individuals, associations and corporations who have interests of record in a dwelling and any who are in possession thereof.

Parties in  
interest;

(f) "Dwelling" shall mean any building, or structure, or part thereof, used and occupied for human habitation or intended to be so used, and includes any outhouses, and appurtenances belonging thereto or usually enjoyed therewith.

Dwelling.

3. Ordinance authorized as to repair, closing and demolition; order of public officer. Upon the adoption of a resolution finding that dwelling conditions of the character described in section one hereof exist within a municipality, the governing body of such municipality is hereby authorized to adopt an ordinance relating to dwellings within such municipality which are unfit for human habitation. Such ordinance shall include the following provisions:

C. 40:48-2.5.  
Ordinance  
to meet  
conditions:

(a) That a public officer be designated or appointed to exercise the powers prescribed by the ordinance.

Power to be  
exercised;

(b) That whenever a petition is filed with the public officer by a public authority or by at least

Petition  
setting out  
unsuitability  
of dwelling;

- five residents of the municipality charging that any dwelling is unfit for human habitation or whenever it appears to the public officer (on his own motion) that any dwelling is unfit for human habitation, the public officer shall, if his preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner of and parties in interest in such dwelling a complaint stating the charges in that respect and containing a notice that a hearing will be held before the public officer (or his designated agent) at a place therein fixed not less than ten days nor more than thirty days after the serving of said complaint; that the owner and parties in interest shall be given the right to file an answer to the complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaints; and that the rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before the public officer.
- Owner's right to answer;
- Determination; (c) That if, after such notice and hearing, the public officer determines that the dwelling under consideration is unfit for human habitation he shall state in writing his findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and parties in interest an order:
- Probable cost of repairs;
- (1) if the repair, alteration or improvement of the said dwelling can be made at a reasonable cost in relation to the value of the dwelling (the ordinance of the municipality may fix a certain percentage of such cost as being reasonable for such purpose), requiring the owner (to the extent and within the time specified in the order) to repair, alter or improve the said dwelling to render it fit for human habitation or, at the option of the owner, to vacate and close the dwelling as a human habitation; or,
- Remove or demolish;
- (2) if the repair, alteration or improvement of the said dwelling cannot be made at a

reasonable cost in relation to the value of the dwelling (the ordinance of the municipality may fix a certain percentage of such cost as being reasonable for such purpose), requiring the owner (within the time specified in the order) to remove or demolish such dwelling.

(d) That, if the owner fails to comply with an order to repair, alter or improve or, at the option of the owner, to vacate and close the dwelling, the public officer may cause such dwelling to be repaired, altered or improved, or to be vacated and closed; that the public officer may cause to be posted on the main entrance of any dwelling so closed, a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful."

Failure  
to comply;

(e) That, if the owner fails to comply with an order to remove or demolish the dwelling, the public officer may cause such dwelling to be removed or demolished.

Authorities  
may remove  
or demolish.

(f) That the amount of such cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition shall be a municipal lien against the real property upon which such cost was incurred. If the dwelling is removed or demolished by the public officer, he shall sell the materials of such dwelling and shall credit the proceeds of such sale against the cost of the removal or demolition and any balance remaining shall be deposited in the Court of Chancery by the public officer, shall be secured in such manner as may be directed by such court, and shall be disbursed by such court to the persons found to be entitled thereto by final order or decree of such court; *provided, however*, that nothing in this section shall be construed to impair or limit in any way the power of the municipality to define and declare nuisances and to cause their removal or abatement, by summary proceedings or otherwise.

Expenses a  
municipal lien.

Proviso.

C. 40:48-2.6.  
Standard  
of fitness.

4. Standards. An ordinance adopted by a municipality under this act shall provide that the public officer may determine that a dwelling is unfit for human habitation if he finds that conditions exist in such dwelling which are dangerous or injurious to the health or safety of the occupants of such dwelling, the occupants of neighboring dwellings or other residents or such municipality; such conditions may include the following (without limiting the generality of the foregoing): defects therein increasing the hazards of fire, accident, or other calamities; lack of adequate ventilation, light, or sanitary facilities; dilapidation; disrepair, structural defects; uncleanness; such ordinance may provide additional standards to guide the public officer, or his agents, in determining the fitness of a dwelling for human habitation.

C. 40:48-2.7.  
Serving  
complaints.

5. Service of complaints and orders. Complaints or orders issued by a public officer pursuant to an ordinance adopted under this act shall be served upon persons either personally or by registered mail, but if the whereabouts of such persons is unknown and the same cannot be ascertained by the public officer in the exercise of reasonable diligence, and the public officer shall make an affidavit to that effect, then the serving of such complaint or order upon such persons may be made by publishing the same once each week for two successive weeks in a newspaper printed and published in the municipality, or, in the absence of such newspaper, in one printed and published in the county and circulating in the municipality in which the dwellings are located. A copy of such complaint or order shall be posted in a conspicuous place on premises affected by the complaint or order. A copy of such complaint or order shall be duly recorded or lodged for record with the county recording officer of the county in which the dwelling is located.

Complaint  
posted.

C. 40:48-2.8.  
Injunction  
may be had.

6. Remedies. Any person affected by an order issued by the public officer may petition to the Court of Chancery for an injunction restraining the public officer from carrying out the provisions

of the order, and the court may, upon such petition, issue a temporary injunction restraining the public officer pending the final disposition of the cause; *provided, however*, that within sixty days after the posting and service of the order of the public officer, such person shall present such petition to the court. Hearings shall be had by the court on such petitions within twenty days, or as soon thereafter as possible, and shall be given preference over other matters on the court's calendar. The court shall hear and determine the issues raised and shall enter such final order or decree as law and justice may require. Costs shall be in the discretion of the court. The remedies herein provided shall be exclusive remedies and no person affected by an order of the public officer shall be entitled to recover any damages for action taken pursuant to any order of the public officer, or because of noncompliance by such person with any order of the public officer.

Proviso.

Hearings.

Determination.

Costs.

Remedies.

7. Additional powers of public officer. An ordinance adopted by the governing body of the municipality may authorize the public officer to exercise such powers as may be necessary or convenient to carry out and effectuate the purposes and provisions of this act, including the following powers in addition to others herein granted; (a) to investigate the dwelling conditions in the municipality in order to determine which dwellings therein are unfit for human habitation; (b) to administer oaths, affirmations, examine witnesses and receive evidence; (c) to enter upon premises for the purpose of making examinations; *provided*, that such entries shall be made in such manner as to cause the least possible inconvenience to the persons in possession; (d) to appoint and fix the duties of such officers, agents and employees as he deems necessary to carry out the purposes of the ordinances; and (e) to delegate any of his functions and powers under the ordinance to such officers and agents as he may designate.

C. 40:48-2.9.  
What ordinance may authorize.

Proviso.

C. 40:48-2.10.  
Regular  
examinations.

8. Administration of ordinance. The governing body of any municipality adopting an ordinance under this act shall as soon as possible thereafter prepare an estimate of the annual expenses or costs to provide the equipment, personnel and supplies necessary for periodic examinations and investigations of the dwellings in such municipality for the purpose of determining the fitness of such dwellings for human habitation, and for the enforcement and administration of its ordinances adopted under this act; and any such municipality is authorized to make such appropriations from its revenues as it may deem necessary for this purpose and may accept and apply grants or donations to assist it in carrying out the provisions of such ordinances.

Providing  
funds.

C. 40:48-2.11.  
Powers herein  
given deemed  
additional.

9. Supplemental nature of act. Nothing in this act shall be construed to abrogate or impair the powers of the courts or of any department of any municipality to enforce any provisions of its charter or its ordinances or regulations, nor to prevent or punish violations thereof; and the powers conferred by this act shall be in addition and supplemental to the powers conferred by any other law.

C. 40:48-2.12.  
Severability  
of provisions  
of act.

10. Severability. Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that 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.

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

Approved May 2, 1942.



## CHAPTER 113

AN ACT to provide for the registration and regulation of private schools which operate a program of trade and technical education or which give pre-employment or supplementary training in certain occupational fields, and supplementing Title 18 of the Revised Statutes.

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

1. Every private school charging tuition or fees, except institutions under the jurisdiction of or subject to inspection by the State Board of Control of Institutions and Agencies, which operates a program of trade and technical education or which gives pre-employment or supplementary training, or both, in the fields of industry, agriculture, music or art, or in any combination of them, and which school is established and operated in this State shall be required to register with the State Commissioner of Education and shall not be permitted to operate after July first, one thousand nine hundred and forty-two, unless it receives a certificate of approval issued by the Commissioner of Education under rules of the State Board of Education. C. 18:20-31.  
Private  
schools  
registered.
2. Such certificate may be renewed annually or may be revoked at any time for good cause. C. 18:20-32.  
Renewal.
3. Such school at all times shall be open for inspection to any educational officer designated by the State Department of Public Instruction. Such officer may conduct a full and complete examination of all facilities of such school at any time. Each such school shall be required to furnish such information and reports from time to time as the Commissioner of Education shall deem necessary and proper and in the manner and on forms prescribed by him. C. 18:20-33.  
Inspection.  
  
Information  
furnished.

C. 18:20-34.  
Report  
required.

4. An annual report and such other reports as may be required from time to time shall be furnished to the State Department of Public Instruction and failure to furnish any such report or to conform in every particular to standards prescribed for such schools shall be deemed good and sufficient reason for the disapproval of such school or revocation of an approval previously granted.

C. 18:20-35.  
Penalty.

5. Any person, firm, corporation or association, operating or conducting any such school without first obtaining the approval required by this act shall be deemed guilty of a misdemeanor.

6. This act shall take effect immediately.

Approved May 2, 1942.

## CHAPTER 114

AN ACT prohibiting the discrimination by industries engaged in defense work in the employment of persons therein.

Preamble.

WHEREAS, A state of war exists between the United States, Japan, Germany and Italy; and

Preamble.

WHEREAS, During the present state of war it is essential to the interest and welfare of the people of the State of New Jersey that the utmost effort be expended in order to create the necessary war materials to carry said war to a successful conclusion; therefore,

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

No discrimina-  
tion in  
employment.

It is declared to be the public policy of the State of New Jersey that it opposes discrimination in the engagement of persons employed on defense contracts or public works, by reason of race, color or creed.

1. It shall be unlawful for any employer engaged to any extent whatsoever in the production, manufacture or distribution of military or naval material, equipment or supplies for the State of New Jersey, or for the Federal government, or for any subsidiary or agency of either the State or Federal government, or who is engaged on any defense contract whatsoever, to refuse to employ any person in any capacity on account of the race, color or creed of such person.

C. 10:1-10.  
No refusal of  
persons in  
employment.

2. Any employer or person who

C. 10:1-11.  
Excluding  
employee.

(1) Excludes a citizen by reason of race, color or creed, or previous condition of servitude, from any public employment, or employment in any capacity, in industries engaged on defense contracts, or

(2) Denies, or aids or incites another to deny, to any person, because of race, color or creed, public employment or employment in any capacity, in industries engaged on defense contracts,

Denying  
employment.

shall be guilty of a misdemeanor and punishable by a fine of not less than one hundred dollars (\$100.00), nor more than five hundred dollars (\$500.00), or imprisonment for not more than six months, or both.

Penalty.

3. (a) "Employer" includes any individual, partnership, association, corporation, business trust, legal representative or any organized group of persons acting directly or indirectly in the interest of an employer in its relations to employees.

C. 10:1-12.  
Employer  
explained.

(b) "Industry" refers to any trade, business, industry or branch thereof, or group of industries, in which individuals are employed.

Industry  
defined.

4. This act shall take effect immediately.

Approved May 4, 1942.

## CHAPTER 115

AN ACT to amend "An act to amend and supplement 'An act relating to taxation of railroads, and repealing chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes, chapter ninety-one of the laws of one thousand eight hundred and eighty-five, chapter two hundred seventy-five of the laws of one thousand eight hundred and eighty-six, chapter three hundred thirty-three of the laws of one thousand nine hundred and twenty-one, and chapter four hundred twenty-three of the laws of one thousand nine hundred and thirty-three,' approved July twenty-second, one thousand nine hundred and forty-one (P. L. 1941, c. 291), and amendments thereto," approved January twenty-ninth, one thousand nine hundred and forty-two (P. L. 1942, c. 1).

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

C. 54:29A-46.  
Section 1  
amended.

Franchise  
tax due.

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

46. Payments; due dates. The full amount of franchise tax assessed by the commissioner for the year one thousand nine hundred and forty-one shall accrue and be due and delinquent on June fifth, one thousand nine hundred and forty-two, and the full amount of franchise tax assessed by the commissioner in each year thereafter shall be due and delinquent on December first in each such year.

Property  
tax due.

On December first in each year, the full amount of property tax payable under this act shall be due and delinquent.

Payments.

All payments shall be made to the State Treasurer.

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

C. 54:29A-46.1.  
Section 2  
amended.

2. Any taxpayer may pay the whole or any part of the franchise tax assessed for the year one thousand nine hundred and forty-one at any time prior to June fifth, one thousand nine hundred and forty-two, and the State Treasurer shall accept such payments and issue receipts therefor; *provided*, that if such franchise tax of any taxpayer shall be adjusted, corrected or revised, amounts heretofore or hereafter paid under this act shall be credited on account of such adjusted, corrected or revised tax, and if such payments should exceed the amount of such adjusted, corrected or revised tax, the excess shall be credited upon the taxes next legally levied and payable by such taxpayer.

Payment by  
individual  
taxpayer.

Proviso.

3. This act shall take effect immediately.

Approved May 4, 1942.

## CHAPTER 116

AN ACT concerning taxation, and supplementing chapter four of Title 54 of the Revised Statutes.

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

1. For the year one thousand nine hundred and forty-two, the State Tax Commissioner shall, on or before June fifth, one thousand nine hundred and forty-two, estimate the entire amount of taxes payable from class II railroad property and one-half of the taxes payable from the franchise tax upon railroads, imposed under pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one. Using the formula set forth in section twenty-four of pamphlet laws of one thousand nine hundred and forty-one, chapter two

Tax commis-  
sioner to  
estimate taxes  
due from  
railroads.

Estimate  
amount each  
taxing district  
to receive.

Certification  
to county  
tax boards.

1942 estimate  
supersedes  
others.

Deduction by  
county boards.

hundred ninety-one, the commissioner shall then estimate the amount which each taxing district in the State would be entitled to receive from said estimated taxes payable. The commissioner shall certify, on or before June fifth, one thousand nine hundred and forty-two, to each county board of taxation his estimate of the amount which each taxing district in said county would be entitled to receive from said estimated taxes payable for the year one thousand nine hundred and forty-two. In each such certification the commissioner shall set forth that the estimates contained therein for the year one thousand nine hundred and forty-two supersede all prior estimates given, made or certified by him.

2. In the year one thousand nine hundred and forty-two each county board of taxation, in fixing the amount to be levied in each taxing district for local purposes, shall deduct from the amount certified to it by said taxing district to be raised for local purposes in said taxing district the amount, if any, certified to it by the State Tax Commissioner, pursuant to this act, as the estimated amount which said taxing district would be entitled to receive from the estimated taxes payable for the year one thousand nine hundred and forty-two from class II railroad property and one-half of the taxes payable from the franchise tax upon railroads, imposed under pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one.

3. This act shall take effect immediately.

Approved May 4, 1942.

## CHAPTER 117

AN ACT to amend "An act concerning taxation," approved March thirtieth, one thousand nine hundred and forty-two (P. L. 1942, c. 30).

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

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

Section 1  
amended.

1. In the year one thousand nine hundred and forty-two no county board shall fix and adjust the amount of State school, State and county tax to be levied in each taxing district in the county or the amount to be levied in each taxing district for local purposes until June fifteenth, one thousand nine hundred and forty-two. The county board of taxation shall, on or before June thirtieth, in the year one thousand nine hundred and forty-two, cause the corrected, revised and completed duplicates, certified by it to be a true record of the taxes assessed, to be delivered to the collectors of the various taxing districts in the county, and the tax list shall remain in the office of the board as a public record.

Date for  
fixing amount  
of taxes.

Correcting  
duplicate.

2. This act shall take effect immediately.

Approved May 4, 1942.

## CHAPTER 118

AN Act providing for the payment of a temporary bonus or extra compensation to certain persons holding State office, position, or employment whose compensation is wholly or partly paid from State funds and making appropriations therefor.

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

## Definitions.

1. Unless it be otherwise expressly provided or there is something in the subject or context repugnant to such construction, the following words and phrases, when used in this act, shall have the meaning herein given to them.

## State employees.

“State employee” shall be construed to mean any person holding full time State office, position, or employment continuously since January first, one thousand nine hundred and forty-two, whose compensation for such office, position, or employment is paid on an annual, monthly, weekly, daily or hourly base or rate from State funds but shall not include any person holding Federal office, position, or employment even though he receives supplemental compensation from State funds and shall not include any person holding State office, position, or employment who receives no compensation from State funds other than that derived from Federal sources.

## Bonus base pay.

“Bonus base pay” shall be construed to mean the amount of compensation per year paid from State funds to the State employee whether the amount of compensation paid shall be computed on an annual, monthly, weekly, daily or hourly base or rate, plus the rate of compensation per year, for services rendered, received from the United States, all other States, counties, municipalities, school



districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies. It shall include only the money compensation and shall not include wages in kind or money received in lieu of maintenance.

2. A bonus or extra compensation shall be paid to State employees as provided in this act, for the months of April, May and June, one thousand nine hundred and forty-two, in semimonthly or monthly payments, and such payments may be included in any semimonthly or monthly check or may be by separate check, in the discretion of the State Treasurer and the State Comptroller, who shall be guided by the intention of this act, to make these payments to the persons entitled thereto at least once a month, at the earliest practicable time and with the least incidental expense to the State.

Bonus  
payment.  
Period.

3. The total amount to be paid for the three-month period shall be a bonus or extra compensation of thirty dollars (\$30.00) to each State employee whose bonus base pay does not exceed nine hundred sixty dollars (\$960.00) per annum; a bonus or extra compensation of thirty-five dollars (\$35.00) to each State employee whose bonus base pay exceeds nine hundred sixty dollars (\$960.00) and does not exceed one thousand four hundred and forty dollars (\$1,440.00) per annum; a bonus or extra compensation of forty dollars (\$40.00) to each State employee whose bonus base pay exceeds one thousand four hundred and forty dollars (\$1,440.00) and does not exceed one thousand eight hundred dollars (\$1,800.00) per annum; a bonus or extra compensation of forty-five dollars (\$45.00) to each State employee whose bonus base pay exceeds one thousand eight hundred dollars (\$1,800.00) and does not exceed three thousand dollars (\$3,000.00) per annum; *provided, however,* that any State employee who shall have received a mandatory increase in compensation under a salary schedule fixed by law and applied to the entire class of employees under a given title during the current fiscal year shall have deducted

Total  
payments.

Proviso.

from the amount of bonus or extra compensation otherwise payable to him for each month the amount of such mandatory increase received during said month.

Certification  
by certain  
employees.

4. Each State employee whose bonus base pay does not exceed three thousand dollars (\$3,000.00) per annum shall certify in writing to the approval officer of his department the total compensation per year payable to him from all State funds, the rate of compensation per year, for services rendered, received by him from the United States, all other States, all counties, municipalities, school districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies, which certification shall not include wages in kind or money received in lieu of maintenance. Such certification shall be made in such manner as the approval officer of each department shall determine will accomplish the purpose with the least amount of work and expense.

Certification  
by approv-  
ing officer.

5. The approval officer of each department shall certify to the Civil Service Commission the name of each State employee in his department entitled to a bonus or extra compensation under the provisions of this act and such certification shall set forth the title of the office, position, or employment held, the yearly rate of compensation from State funds and the account from which paid; the yearly rate of compensation, for services rendered, received by such employee from the United States, all other States, counties, municipalities, school districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies as shown by the certificate of the State employee; and the amount of the bonus or extra compensation to which such State employee is entitled under the provisions of this act; but shall not include wages in kind or money received in lieu of maintenance.

Action by  
civil service  
commission.

6. The Civil Service Commission shall examine such certifications received from the approval officers and, after making such corrections as may be

necessary, approve the same and deliver them to the State Comptroller.

7. The State Comptroller shall draw his warrants on the State Treasurer for the payment of such bonus or extra compensation and the State Treasurer shall pay such bonus or extra compensation from the accounts chargeable except in the case of accounts in the General State Fund in which case he shall pay such bonus or extra compensation from the appropriation herein made to him. Payments.

8. There is hereby appropriated to the State Treasurer five hundred thousand dollars (\$500,000.00) for the purposes of this act. Appropriation for purpose.

9. In addition to all appropriations heretofore or hereafter made to each account not in the General State Fund, there is appropriated from the revenues of the fund of which it is an account sufficient moneys to pay any bonus or extra compensation payable under this act which is chargeable to said account. Other revenues.

10. Any bonus or extra compensation paid under this act shall not be deemed a part of the regular compensation of any person receiving such bonus and shall not affect pension payments or benefits. Bonus payment not part of salary.

11. Persons holding office, position, or employment under the Delaware River Joint Toll Bridge Commission shall be entitled to receive the same bonus or extra compensation as State employees under this act subject to such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit. The State Treasurer may advance sufficient money to the Delaware River Joint Toll Bridge Commission to pay such bonus or extra compensation to all persons entitled thereto upon assurance satisfactory to him that one-half of such total payment will be repaid to the State of New Jersey. Employees of Delaware river joint toll bridge eligible.

12. Persons holding office, position, or employment in an educational institution whose compensation is paid in whole or part from State funds Funds advanced—repayment.

Employees under Regents to receive bonus.

through the Board of Regents shall be entitled to receive the same bonus or extra compensation as State employees under this act subject to such conditions as may be imposed by the State Treasurer and State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

Exceptions.

13. This act shall not apply to any person who receives no compensation from State funds other than the compensation received from a board, body or agency whose funds are not budgeted by the State.

Substituted requirements.

14. If any appropriation from which compensation is paid to State employees is so set up that compliance with any requirement of this act is either impracticable or likely to result in disproportionate expense, the State Treasurer and State Comptroller are authorized to change or dispense with such requirement or to substitute another requirement in its stead.

Rules and regulations.

15. The State Treasurer and State Comptroller shall have power to make such rules and regulations as, in their discretion, are necessary or proper to carry out the purpose of this act.

Appeal by persons aggrieved.

16. Any person aggrieved may appeal to the State House Commission and the decision of the State House Commission upon such appeal shall be final as to the issue involved.

17. This act shall take effect immediately.

Approved May 5, 1942.

## CHAPTER 119

AN ACT to amend the title of "An act concerning the holders of offices, positions and employments in the public school system of this State, protecting tenure and pension rights when in military services of the United States or this State, and supplementing Title 18 of the Revised Statutes," approved May nineteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 134), so that the same shall read "An act concerning the holders of offices, positions and employments in the public schools of this State, concerning re-employment, acquisition of tenure and protecting pension rights when the holders of such offices, positions or employments enter the military or naval services of the United States, and supplementing Title 18 of the Revised Statutes," and to amend the body of said act.

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

1. The title of "An act concerning the holders of offices, positions and employments in the public school system of this State, protecting tenure and pension rights when in military services of the United States or this State, and supplementing Title 18 of the Revised Statutes," approved May nineteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 134), is amended to read "An act concerning the holders of offices, positions and employments in the public schools of this State, concerning re-employment, acquisition of tenure and protecting pension rights when the holders of such offices, positions or employments enter the military or naval services of the United States, and supplementing Title 18 of the Revised Statutes."

Title amended.

New title.

C. 18:5-50.8.  
Section 1  
amended.

Rights of  
employees in  
schools serving  
in U. S. army  
preserved.

Re-employ-  
ment.

Proviso.

Residence.

Not deprived  
of former  
rights.

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

1. Any person who holds or held any office, position or employment in the public school system of this State and who now is or hereafter may become a member of the military or naval services of the United States shall continue for one year and as many years thereafter as such service becomes compulsory in his or her tenure rights as well as in his or her rights as a member of any pension fund to which said person may belong by virtue of his or her office, position or employment in the public school system, and upon proof of an honorable discharge or certificate of service from said services then any such person shall be immediately reinstated or re-employed without prejudice to previously acquired tenure rights. Any person who held or holds any office, position, or employment in the public schools of any school district of this State immediately prior to entering the military or naval services of the United States, subsequent to January first, one thousand nine hundred and forty, and who is not under tenure in the district, shall be re-employed in such district in like capacity after the date of his honorable discharge or of his certificate of service. Such re-employment shall be made within sixty days from the date of application for re-employment; *provided*, the application is filed within one year from the date of such honorable discharge or certificate of service. The term of re-employment shall be not less than one year. Such person shall acquire tenure in that district when the time of his consecutive employments immediately prior to his entering such military services and the time of his consecutive employments immediately after his return are together equivalent to the time required for other teachers to secure tenure. No rule, regulation or order shall be made depriving such holder of such office, position or employment of tenure or pension rights which said person possessed or possesses at the time of his or her entrance into said military services during the

period of service above set forth. Any member of a pension or a pension and annuity fund may continue his or her rights in such fund notwithstanding his or her absence in the military or naval services of the United States by making payment or payment being made by the employing body to said fund during the time of said military or naval services, or within one year following his return to service in the public schools of the State, in the same amount as would have been made by the employing body reflecting any salary increments which he or she would have enjoyed had he or she continued as the holder of an office, position or employment in the public school system of that district; said increments being evidenced by a certificate over the seal of the employing board filed with the board of trustees or governing body of whatever pension fund of which the person is a member, showing that the salary increments so granted arise from the carrying out of a scale of salary increments in full force and effect in the school district in which the member was last employed and applying to all persons so employed in the same classification as the absent member. The right to contribute to a pension fund and the acceptance of contributions as set forth in this section are hereby authorized.

As to pension  
and annuity.

Increments  
of increase.

Contributions.

3. This act shall take effect immediately.  
Filed May 7, 1942.

## CHAPTER 120

A FURTHER 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 thirtieth, one thousand nine hundred and forty-two, and regulating the disbursement thereof," approved May seventeenth, one thousand nine hundred and forty-one.

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

## A. EXECUTIVE AND ADMINISTRATIVE

## A 1. ATTORNEY-GENERAL'S DEPARTMENT

Appropriation  
in railroad  
litigation.

1. For the purpose of paying legal, engineering and stenographic expense, and for the services and expenses of expert witnesses in the various railroads tax litigations, there is hereby appropriated the sum of ..... \$59,961 51

Counsel's fees.

2. To Lester C. Leonard for legal services and expenses rendered as counsel on the part of the State in the case of Reisler vs. Forsyth et al., in the United States District Court for the District of New Jersey ..... 8,913 27

Vouchers  
approved.

All vouchers for said claims shall be approved by the Attorney-General and shall be in full settlement of the expenses so incurred.

How expended.

3. The appropriations herein authorized shall be expended in the same manner and subject to the provisions of the act to which this act is a further supplement.

4. This act shall take effect immediately.  
Approved May 6, 1942.



## CHAPTER 121

AN ACT concerning the care, maintenance, supervision and guardianship of dependent and neglected children, and the promotion of home life therefor, and amending section 30:5-36 of the Revised Statutes.

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

1. Section 30:5-36 of the Revised Statutes is amended to read as follows:

Section  
amended.

30:5-36. If, upon the completion of the investigation, examination and hearing provided for by section 30:5-35 of this Title, the welfare board shall find such petitioner is the mother of a child under the age of sixteen years, or under the age of eighteen years and regularly attending school, and that she is in all respects qualified to receive such relief in accordance with the conditions set forth in this chapter, and that her petition has been in all respects verified by the report filed in accordance with said section 30:5-35 and the testimony of witnesses or records, and that the child or the mother and the child have residence and that there is no relative having a legal responsibility and financial ability to support her or her child and that unless relief is granted the mother will be unable properly to support and educate her child or will be unable properly to support herself and support and educate her child, and that they may become a public charge, it shall make an order committing such family to the care of the State Board of Children's Guardians, and directing that there shall be paid to the mother through the State Board of Children's Guardians from funds provided as set forth in sections 30:5-5 to 30:5-8 of this Title for the support of her child and in proper cases for her own support until the child arrives

Order com-  
mitting family.

at the age of sixteen, or the age of eighteen if regularly attending school, an amount fixed on the basis of the budget of the mother and of the child as provided in subdivision "b" of the report of findings filed with the welfare board, as provided for under said section 30:5-35, the amount to be awarded to be discretionary with the welfare board; *provided, however*, that in cases of special emergency, upon recommendation of the State Board of Children's Guardians, the welfare board may make a special order temporarily extending such period of time.

Payments continued by county making original grant.

Any widow who is a mother of a child or children under the age of sixteen, or under the age of eighteen and regularly attending school, and any mother or person, who is eligible to receive assistance pursuant to the provisions of this chapter, and who now is receiving or may hereafter receive assistance pursuant to the provisions of this chapter, shall continue to be paid by the county making the original grant, although the child may establish residence in some other county, if the child has not lost State residence.

May terminate payments.

The welfare board shall also have the power, at any time before the child reaches the age of eighteen, to terminate the payment for the support of such mother or child, or both, if in its opinion it is in the best interest of the mother or child, and that such financial support is no longer necessary.

Barred from further public relief.

Whenever any mother shall, for the support of herself and her child or children, receive the payment of any funds provided as set forth in this Title, such mother shall be precluded from receiving for herself any further public relief whatsoever.

Act effective.

2. This act shall take effect July first, one thousand nine hundred and forty-three.

Approved May 6, 1942.

## CHAPTER 122

AN ACT concerning district courts, and amending  
section 2:8-23 of the Revised Statutes.

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

1. Section 2:8-23 of the Revised Statutes is amended to read as follows: Section amended.

2:8-23. The annual salaries of the clerks of the district courts, which shall be in lieu of all fees whatsoever, shall be as follows: Salary schedule district court clerks:

a. In counties of the first class:

(1) In cities having two hundred thousand or more inhabitants, not less than three thousand (\$3,000.00) nor more than four thousand dollars (\$4,000.00); Over 200,000;

(2) In cities having between two hundred thousand and thirty-five thousand inhabitants, not less than two thousand eight hundred (\$2,800.00) nor more than three thousand five hundred dollars (\$3,500.00); Between 35,000 and 200,000;

(3) In cities having between thirty-five thousand and twenty thousand inhabitants, not less than one thousand eight hundred (\$1,800.00) nor more than two thousand five hundred dollars (\$2,500.00); Between 20,000 and 35,000;

(4) In judicial districts having more than fifty-five thousand inhabitants, not less than two thousand eight hundred (\$2,800.00) nor more than three thousand five hundred dollars (\$3,500.00); Judicial districts over 55,000;

(5) In judicial districts having less than fifty-five thousand inhabitants, not less than one thousand five hundred (\$1,500.00) nor more than two thousand five hundred dollars (\$2,500.00); Under 55,000.

In counties  
other than  
first class:

b. In counties other than counties of the first class and counties having between two hundred thousand and five hundred thousand inhabitants:

Over 200,000;

(1) In cities having two hundred thousand or more inhabitants, three thousand three hundred dollars (\$3,300.00);

Between  
45,000 and  
200,000;

(2) In cities having between two hundred thousand and forty-five thousand inhabitants, three thousand dollars (\$3,000.00);

Between  
25,000 and  
45,000;

(3) In cities having between forty-five thousand and twenty-five thousand inhabitants, two thousand four hundred dollars (\$2,400.00);

Between  
23,000 and  
25,000;

(4) In cities having between twenty-five thousand and twenty-three thousand inhabitants, one thousand eight hundred dollars (\$1,800.00);

Between  
17,000 and  
23,000;

(5) In cities having between twenty-three thousand and seventeen thousand inhabitants, one thousand five hundred dollars (\$1,500.00);

Fourth class  
cities over  
50,000;

(6) In cities of the fourth class situate on the Atlantic ocean and having more than fifty thousand inhabitants, three thousand dollars (\$3,000.00);

In judicial  
districts over  
100,000;

(7) In judicial districts having one hundred thousand or more inhabitants, two thousand eight hundred dollars (\$2,800.00);

Between  
45,000 and  
100,000;

(8) In judicial districts having between one hundred thousand and forty-five thousand inhabitants, two thousand five hundred dollars (\$2,500.00);

Under 45,000.

(9) In judicial districts having a population of forty-five thousand or less, one thousand five hundred dollars (\$1,500.00), except in such judicial districts in which the courts shall be held at more than one place in the district at stated periods, in which districts it shall be two thousand dollars (\$2,000.00).

- c. In counties having between two hundred thousand and five hundred thousand inhabitants:
- (1) In judicial districts having less than forty-five thousand inhabitants, not less than one thousand eight hundred (\$1,800.00) nor more than two thousand three hundred dollars (\$2,300.00);
- (2) In judicial districts having between forty-five thousand and eighty thousand inhabitants, not less than two thousand five hundred (\$2,500.00) nor more than three thousand dollars (\$3,000.00).
- (3) In judicial districts having eighty thousand or more inhabitants, not less than three thousand (\$3,000.00) nor more than three thousand five hundred dollars (\$3,500.00).

In counties  
between  
200,000 and  
500,000:

Under 45,000;

Between  
45,000 and  
80,000;

Over 80,000.

Except as provided by section 2:8-30 of this Title, the amount of the salary to be paid to each clerk of a district court shall, between the minimum and maximum amounts prescribed by this section, be fixed by the judge of the district court to which the clerk is or may be appointed, at any time during the term of office of such clerk.

Salary fixed  
by judge.

The salaries of the clerks of the districts courts shall be paid by the cities in which such courts are or may be established, and by the county treasurer of the counties in which a judicial district has been or may be incorporated, in semimonthly installments, to be computed from the date of the appointment of such clerks, or their increase in salary, if any.

Payment.

This section shall not affect the salaries of clerks of district courts in judicial districts where the clerk is serving in the dual capacity of district court clerk and county clerk.

Act not  
to apply.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 123

AN ACT concerning legal holidays, and amending  
section 36:1-1 of the Revised Statutes.

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

Section  
amended.

1. Section 36:1-1 of the Revised Statutes is amended to read as follows:

Public  
holidays.

36:1-1. The following days and half days in each year shall, for all purposes whatsoever as regards the presenting for payment or acceptance, and of the protesting and giving notice of dishonor, of bills of exchange, bank checks and promissory notes be treated and considered as the first day of the week, commonly called Sunday, and as public holidays or half holidays: the first day of January, known as New Year's Day; the twelfth day of February, known as Lincoln's Birthday; the twenty-second day of February, known as Washington's Birthday; the day designated and known as Good Friday; the thirtieth day of May, known as Decoration Day; the fourth day of July, known as Independence Day; the first Monday of September, known as Labor Day; the twelfth day of October, known as Columbus Day; the eleventh day of November, known as Armistice Day; the fourth Thursday of November, known as Thanksgiving Day; the twenty-fifth day of December, known as Christmas Day; any general election day in this State; every Saturday from the fifteenth day of June to the fifteenth day of September, both inclusive; every Saturday from the fifteenth day of September of each year to the fifteenth day of June of the next succeeding year, from twelve o'clock noon until twelve o'clock midnight, which shall be a half holiday; and any day heretofore or hereafter appointed, ordered or recommended by the Governor of this State, or the President of the United States,

as a day of fasting and prayer, or other religious observance, or as a bank holiday or holidays. All such bills, checks and notes, otherwise presentable for acceptance or payment on any of the days herein enumerated, shall be deemed to be payable and be presentable for acceptance or payment on the secular or business day next succeeding any such holiday or half holiday; but instruments payable on demand may, at the option of the holder, be presented for payment before twelve o'clock noon on Saturday when that entire day is not a holiday.

Whenever any of the days herein enumerated can and shall fall on a Sunday, the Monday next following shall, for any of the purposes herein enumerated be deemed a public holiday; and bills of exchange, checks and promissory notes which otherwise would be presentable for acceptance or payment on such Monday, shall be deemed to be presentable for acceptance or payment on the secular or business day next succeeding such holiday.

When holiday  
falls on  
Sunday.

In construing this section, every Saturday, unless a whole holiday, shall, until twelve o'clock noon, be deemed a secular or business day, except as is hereinbefore provided in regard to bills of exchange, bank checks and promissory notes, and the days and half days herein enumerated, except bank holidays and Saturdays from the fifteenth day of June to the fifteenth day of September, both inclusive, shall be considered as the first day of the week, commonly called Sunday, and public holidays or half holidays, for all purposes whatsoever as regards the transaction of business in the public offices of this State, or counties of this State; but, on all other days or half days, except Sunday, such offices shall be kept open for the transaction of business.

Construing.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 124

AN ACT concerning corporations, and supplementing chapter three of Title 14 of the Revised Statutes.

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

C. 14:3-14.  
Director, etc.,  
may be  
indemnified.

Proviso.

1. Any corporation organized for any purpose under any general or special act of this State, by its certificate of incorporation or by a by-law adopted by the vote of the holders of a majority in interest of the outstanding capital stock entitled to vote for the election of directors or trustees or, in the case of any corporation having no capital stock, by a by-law adopted in the manner in which any such corporation now is or hereafter may be authorized to adopt by-laws, may provide that any present or future director, trustee or officer of the corporation and any present or future director, trustee or officer of any other corporation serving as such at the request of the corporation because of the corporation's interest in such other corporation, or the legal representative of any such director, trustee or officer, shall be indemnified by the corporation against reasonable costs, expenses (exclusive of any amount paid to the corporation in settlement) and counsel fees paid or incurred in connection with any action, suit or proceeding to which any such director, trustee or officer or his legal representative may be made a party by reason of his being or having been such director, trustee or officer; *provided*, (1) said action, suit or proceeding shall be prosecuted against such director, trustee or officer or against his legal representative to final determination, and it shall not be finally adjudged in said action, suit or proceeding that he had been derelict in the performance of his duties as such director, trustee or officer; or (2)



said action, suit or proceeding shall be settled or otherwise terminated as against such director, trustee or officer or his legal representative without a final determination on the merits, and it shall be determined by the board of directors or trustees or in such other manner as may be provided in such certificate of incorporation or by-law that said director, trustee or officer had not in any substantial way been derelict in the performance of his duties as charged in such action, suit or proceeding. The privilege and power conferred by this section shall be in addition to and not in restriction or limitation of any other privilege or power which a corporation of this State may have with respect to the indemnification or reimbursement of directors, trustees, officers or employees.

Privilege  
granted  
additional.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 125

AN ACT authorizing individuals, partnerships, associations and corporations organized, operating or doing business under the laws of this State to act as issuing agents for the sale and issue of obligations of the United States under certain circumstances.

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

1. Notwithstanding the provisions of any other law, all individuals, partnerships, associations and corporations organized, operating or doing business under the laws of this State are hereby authorized, upon designation by and qualification with the Secretary of the Treasury of the United

C. 49:2-1.  
Authorized to  
act as selling  
and issuing  
agents for U.  
S. obligations.

States or under his authority, to act as selling and issuing agents for the sale and issue of obligations of the United States, during the period of any emergency proclaimed by the President of the United States and during the period in which a state of war exists between the United States and a foreign nation.

2. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 126

AN ACT providing for a further distribution of the Revised Statutes of this State.

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

Authorized to  
deliver R. S.  
to certain mem-  
bers of 1937  
Legislature.

1. The Secretary of State is hereby authorized to deliver to each member of the one thousand nine hundred and thirty-seven Senate and House of Assembly, who has not previously received the same, a copy of the Revised Statutes of this State, including volumes IV and V thereof.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 127

AN ACT concerning the retirement of certain employees of cities of the first class, and supplementing article two of chapter thirteen of Title 43 of the Revised Statutes.

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

1. Any person now in the employ of a city of the first class, who was in the employ of said city on, or who has accepted employment by said city since March twenty-eighth, one thousand nine hundred and twenty-seven, who has remained continuously in the employ of said city and who was at the time of accepting such employment eligible to membership in the pension fund established for employees of said city of the first class by chapter one hundred ninety of the laws of one thousand nine hundred and twenty-seven or article two of chapter thirteen of Title 43 of the Revised Statutes but who declined to join said pension fund, may within two months after this act becomes effective become a member of such pension fund:

May become  
member of  
pension fund.

(1) by payment into the fund, in such manner as shall be determined by the pension commission, of all arrears, with interest, as the pension commission shall determine to be due in order to give such employee the same standing as a member of said fund, in the case of employees employed on March twenty-eighth, one thousand nine hundred and twenty-seven, as all other members who joined said pension fund when the law providing for such fund became effective, and in the case of employees accepting employment since that date, as if such employees had joined said fund upon accepting such employment, in which case the maximum rate of interest shall not exceed the average rate of earnings of the investments of said fund and the maxi-

Payment  
of arrears.

mum length of time for the payment of arrears shall be five years from the date of the application to join the fund.

2. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 128

AN ACT to validate sales of land at public auction by the several municipalities of this State in certain cases.

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

Validates  
certain sales  
of land.

1. All sales heretofore made at public auction of any lands and premises by any municipality are hereby validated and confirmed and any conveyances by such municipality of said lands to the purchaser or purchasers thereof, upon payment of the purchase moneys therefor, shall be construed in all courts of this State to convey or have conveyed all the right, title and interest of any such municipality, of, in and to said lands and premises; *provided, however,* that such sales shall have been or shall be authorized or confirmed by resolution of the governing body of such municipality; *and provided, further,* that this act shall not be deemed to validate any defective or invalid assignment of any certificate of sale for taxes, assessments or other liens of any municipality, or to cure any infirmity in any such assignment.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 129

AN ACT appropriating moneys for the reimbursement of school districts for manual training expenditures.

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

1. There is hereby appropriated the sum of ninety-two thousand, one hundred seventy-five dollars and seventy-seven cents (\$92,175.77) for the reimbursement of school districts for expenditures incident to manual training for the school year 1941-1942, under the provisions of article three of chapter fifteen of Title 18 of the Revised Statutes. The moneys for this purpose are to be deducted pursuant to section 18:10-31 of the Revised Statutes. Payments to the several school districts shall be made by the State Treasurer upon the warrants of the Commissioner of Education.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 130

AN ACT appropriating moneys for the reimbursement of school districts for vocational education.

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

Appropriation.

1. There is hereby appropriated the sum of fifteen thousand two hundred sixty-seven dollars and twenty-six cents (\$15,267.26) for the reimbursement of school districts for the amounts due them for vocational education for the school year 1941-1942, under the provisions of article five of chapter fifteen of Title 18 of the Revised Statutes. The moneys for this purpose are to be deducted pursuant to section 18:10-31 of the Revised Statutes. Payments to the several school districts shall be made by the State Treasurer upon the warrants of the Commissioner of Education.

Payments.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 131

AN ACT concerning the taking, sending or transmitting of communications out of the United States where the taking, sending or transmission is restricted or prohibited by any present or future Act of Congress or by authority of any such Act.

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

1. Whenever, by the terms of (a) any present or future statute or law of this State; (b) any present or future ordinance, rule, regulation or requirement of any State, municipal, legislative, executive, administrative or other public body, commission, bureau, agency, officer or public authority of this State; (c) any present or future rule, practice, order, judgment or decree of any court or of any judicial authority of this State; (d) any present or future charter, certificate of incorporation, by-law or resolution of any corporation organized or subject to the laws of this State; (e) any present or future contract, agreement or undertaking of any person, firm, association or corporation to which the laws of this State are applicable; or (f) as a condition precedent to the taking of any action, the granting of any relief, the holding of any meeting or the doing of anything under or pursuant to any such statute, law, ordinance, rule, regulation, requirement, practice, order, judgment, decree, charter, certificate of incorporation, by-law, resolution, contract, agreement, or undertaking; any notice or other communication is or shall be required to be sent, taken or transmitted out of the United States, then any such requirement for sending, taking or transmitting any such notice or other communication is dispensed with in so far as the sending, taking or transmitting or attempting to send, take or

C. 1:1-2.5.  
Communica-  
tions dispensed  
with when  
prohibited  
by U. S.

transmit any such notice or other communication is or shall be prohibited under any present or future Act of Congress or under any rules, regulations, proclamations or executive orders made by authority of any said Act or in so far as such sending, taking or transmitting or attempting so to do shall require the obtaining of a license or consent under any said Act or rules, regulations, proclamations or executive orders made by authority of any said Act; and any action of any kind which has been or hereafter shall be taken, any relief which has been or hereafter shall be granted, any meeting which has been or hereafter shall be held and anything which has been or hereafter shall be done without sending, taking or transmitting or attempting to send, take or transmit or without obtaining or attempting to obtain a license or consent to send, take or transmit any such notice or other communication under any said Act, rules, proclamation or executive orders made by authority of any said Act shall have the same force and effect as if such notice or other communication had been sent, taken or transmitted as provided in any such statute, law, ordinance, rule, regulation, requirement, practice, order, judgment, decree, charter, certificate of incorporation, by-law, resolution, contract, agreement or undertaking.

Provisions  
severable.

2. If any provision of this act or the application thereof to any person, firm, association or corporation or to any circumstance is held invalid, the remainder of this act or the application thereof to other persons, firms, associations or corporations or to other circumstances, shall not be affected thereby.

3. This act shall take effect immediately.

Approved May 6, 1942.



## CHAPTER 132

AN ACT to amend "An act for the uniform control and licensing of dogs and kennels to aid in preventing the spread of rabies, and repealing sections 4:19-10, 4:19-11, 4:19-12, 4:19-13, 4:19-14, 4:19-15, 40:52-5 and 40:52-6 of the Revised Statutes," approved May twenty-fourth, one thousand nine hundred and forty-one (P. L. 1941, c. 151).

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

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

C. 4:19-15.19.  
Section 19  
amended.

19. Any person who violates or who fails or refuses to comply with sections two, four, six, seven, eight, ten or eighteen of this act or the rules and regulations promulgated by the State Department of Health pursuant to section fourteen of this act, shall be liable to a penalty of not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00) for each offense, to be recovered by and in the name of the Director of Health of the State of New Jersey, or by and in the name of the local board of health of the municipality, or by and in the name of the municipality, as the case may be, except that for the first offense in cases of violations of sections two, four and six of this act, the penalty shall be not less than one dollar (\$1.00) nor more than fifty dollars (\$50.00), to be recovered in the same manner.

Penalty for  
violation, or  
noncompliance.

2. This act shall take effect immediately.

Approved May 6, 1942.

New Jersey State Library

## CHAPTER 133

AN ACT relating to municipalities, and amending section 40:66-4 of the Revised Statutes.

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

Section  
amended.

1. Section 40:66-4 of the Revised Statutes is amended to read as follows:

Awarding  
contract for  
removal of  
waste, etc.

40:66-4. The governing body may, if it deem it more advantageous, contract with any person for the cleaning of the streets, or the collection, removal and disposal of ashes, garbage, refuse and waste matter or any portion thereof. Before making any such contract or contracts the governing body shall first adopt specifications for the doing of the work in a sanitary and inoffensive manner, and any such contract or contracts the amount of which exceeds one thousand dollars (\$1,000.00) shall be entered into and made only after bids shall have been advertised therefor, and awarded in the manner provided in chapter fifty of this Title (§40:50-1 et seq.). The bidder or bidders to whom the contract or contracts shall be awarded shall give satisfactory bond or other security for the faithful performance of the work. The contract shall include and in all respects conform to the specifications adopted for the doing of the work.

Bond.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 134

AN ACT relating to boroughs, and amending section  
40:88-3 of the Revised Statutes.

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

1. Section 40:88-3 of the Revised Statutes is amended to read as follows:

Section  
amended.

40:88-3. If the mayor is absent from the borough for a period of three days or for any reason is unable to act, the president of the council shall perform all the duties of the mayor during such absence or inability. The mayor, in case of his intended absence from the borough for more than three days at any one time, shall notify the president in writing of such intended absence, whereupon the president shall be and become acting mayor from the receipt of such notice and continue to act until the mayor's return. In case of the temporary inability of said president of council to so act, the member of council having the longest term of service as such may act temporarily for said president of council.

President of  
council as  
mayor.

Notification  
by mayor.

Member hav-  
ing longest  
service to act.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 135

AN Act to provide that bonds and other obligations issued by any public housing authority or agency in the United States, when secured by a pledge of the revenues of a housing project and additionally secured by a pledge of annual contributions to be paid by the United States Government, shall be security for all public deposits, and legal investments for the State and public officers, municipal corporations, political subdivisions and public bodies, all banks, bankers, trust companies, savings banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking business, all insurance companies, insurance associations and other persons carrying on an insurance business, and all executors, administrators, guardians, trustees and other fiduciaries; to provide that such bonds and other obligations shall be negotiable when secured by a pledge of annual contributions to be paid by the United States Government; and to repeal section twenty-two of "An act relating to the creation of local housing authorities, including the definition of their functions and powers, and to public housing projects undertaken by public bodies, and adding a new chapter to the Revised Statutes, to be known as chapter fourteen-A of Title 55," approved March eighth, one thousand nine hundred and thirty-eight (P. L. 1938, c. 19).

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

1. Notwithstanding any restrictions on investments contained in any laws of this State, the State and all public officers, municipal corporations, political subdivisions, and public bodies, all banks, bankers, trust companies, savings banks and institutions, building and loan associations, savings and loan associations, investment companies, and other persons carrying on a banking business, all insurance companies, insurance associations and other persons carrying on an insurance business and all executors, administrators, guardians, trustees and other fiduciaries may legally invest any sinking funds, moneys or other funds belonging to them or within their control in any bonds or other obligations issued by a housing authority created pursuant to the local housing authorities law (P. L. 1938, c. 19) and any amendments thereto or issued by any public housing authority or agency in the United States, when such bonds or other obligations are secured by a pledge of the revenues of a housing project and additionally secured by a pledge of annual contributions to be paid by the United States Government or any agency thereof, and such bonds and other obligations shall be authorized security for all public deposits; it being the purpose of this act to authorize any persons, firms, corporations, associations, political subdivisions, bodies and officers, public or private, to use any funds owned or controlled by them, including (but not limited to) sinking, insurance, investment, retirement, compensation, pension and trust funds, and funds held on deposit, for the purchase of any such bonds or other obligations and that such bonds or other obligations shall be authorized security for all public deposits; *provided, however*, that nothing contained in this section shall be construed as relieving any person, firm, or corporation from any duty of exercising reasonable care in selecting securities.

C. 55:14A-26.1.  
Bonds, legal  
investments.

Proviso.

C. 55:14A-26.2.  
Bonds  
negotiable.

2. Any bonds or other obligations issued by a housing authority pursuant to the local housing authorities law and any amendments thereto or issued by any public housing authority or agency in the United States, when such bonds or other obligations are secured by a pledge of annual contributions to be paid by the United States Government or any agency thereof, shall be fully negotiable in this State.

C. 55:14A-21.  
Section 22  
repealed.

3. Section twenty-two of "An act relating to the creation of local housing authorities, including the definition of their functions and powers, and to public housing projects undertaken by public bodies, and adding a new chapter to the Revised Statutes, to be known as chapter fourteen-A of Title 55," approved March eighth, one thousand nine hundred and thirty-eight, is repealed.

C. 55:14A-26.3.  
Provisions  
severable.

4. Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provisions 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 as to which it is held invalid, shall not be affected thereby.

Provisions  
of this act  
controlling.

5. Insofar as the provisions of this act are inconsistent with the provisions of any other law, the provisions of this act shall be controlling.

6. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 136

AN ACT appropriating moneys for the reimbursement of school districts for the education of crippled children.

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

1. There is hereby appropriated ninety-eight thousand eight hundred and nineteen dollars and twenty-eight cents (\$98,819.28) for the reimbursement of school districts for one-half of the excess cost of educating crippled children within the several districts of the State for the school year ending June thirtieth, one thousand nine hundred and forty-two, in accordance with the provisions of sections 18:10-41 and 18:10-49 of the Revised Statutes. The moneys in this item are to be deducted pursuant to section 18:10-31 of the Revised Statutes. Payments to the several school districts shall be made by the State Treasurer upon the warrant of the Commissioner of Education.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 137

AN ACT concerning employment, promotion and tenure of employees of the State and of counties, municipalities and school districts where civil service is in effect, giving preference to the wives of certain disabled veterans, to the widows of certain soldiers, sailors and marines who died while in service and to the widows of certain veterans, in certain cases, amplifying the definition of veteran, and amending section 11:27-1 of the Revised Statutes, and supplementing chapter twenty-seven of Title 11 of the Revised Statutes.

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

Section  
amended.

1. Section 11:27-1 of the Revised Statutes is amended to read as follows:

Terms  
defined:

11:27-1. As used in this subtitle:

Commission;

"Commission" means the Civil Service Commission of this State.

Appointing  
authority;

"Appointing authority" means a commission, board, person or group of persons having the power authorized by law, or by reason of a lawfully delegated authority, to make appointments.

War service;

"War service" means service by a veteran, as hereinafter defined, in any war, uprising, insurrection or expedition mentioned in this section during the periods specified.

Veteran with  
record of  
disability  
incurred in  
line of duty;

"Veteran with a record of disability incurred in line of duty" means any veteran as hereinafter defined who is eligible under the United States veterans' bureau qualifications for compensation for service-connected disability from World War service or who is receiving or who is entitled to receive equivalent compensation for service-connected disability arising out of such other military or naval service hereinafter defined.



“Veteran” means any honorably discharged <sup>Veteran.</sup> soldier, sailor, marine or nurse who served in any army or navy of the allies of the United States in the World War, between July fourteenth, one thousand nine hundred and fourteen, and November eleventh, one thousand nine hundred and eighteen, 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 honorably discharged soldier, sailor, marine, nurse or army field clerk, who has served in the military or naval service of the United States in any of the following wars, uprisings, insurrections or expeditions:

(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 twentieth, one thousand eight hundred and ninety-eight, and April eleventh, one thousand eight hundred and ninety-nine;

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February fourth, one thousand eight hundred and ninety-nine, to the end of one thousand nine hundred and thirteen;

(4) The Peking relief expedition between June twentieth, one thousand nine hundred, and May twenty-seventh, one thousand nine hundred and two;

(5) The army of Cuban occupation between July eighteenth, one thousand eight hundred and ninety-eight, and May twentieth, one thousand nine hundred and two;

(6) The army of Cuban pacification between October sixth, one thousand nine hundred and

six, and April first, one thousand nine hundred and nine;

(7) The Mexican punitive expedition between March fourteenth, one thousand nine hundred and sixteen, and February seventh, one thousand nine hundred and seventeen;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April twelfth, one thousand nine hundred and eleven, and June sixteenth, one thousand nine hundred and nineteen;

(9) The World War between April sixth, one thousand nine hundred and seventeen, and November eleventh, one thousand nine hundred and eighteen;

(10) The wars with the governments of Japan, Germany and Italy, or any of them, from the beginning of hostilities on December seventh, one thousand nine hundred and forty-one, and until the making of a treaty or treaties of peace concluding all of said wars.

C. 11:27-1.2.  
Wife of  
veteran given  
preference.

Proviso.

Widow given  
preference.

2. The wife of any veteran having a record of disability incurred in line of duty shall be entitled to the same preference under chapter twenty-seven of Title 11 of the Revised Statutes as the said veteran is entitled to, so long as the said veteran is not in the service of the State or of any county, municipality or school district operating under the provisions of subtitle three of Title 11 of the Revised Statutes; *provided, however*, that the said veteran, if able to do so, waives, in writing, all preference given to him by said chapter twenty-seven, so long as his wife is employed by the State or any county, municipality or school district operating under the provisions of subtitle three of Title 11 of the Revised Statutes.

The widow of any soldier, sailor or marine, who died while in service and who might qualify under said chapter twenty-seven as a veteran if he had not so died, until she remarries, shall be entitled to the same preference under said chapter twenty-

seven as if she were a veteran accepted and designated as having a record of disability incurred in line of duty.

The widow of any veteran as defined in said chapter twenty-seven, until she remarries, shall be entitled to the same preference under said chapter twenty-seven as said veteran would be entitled to if he were still living.

Veterans'  
widows given  
preference.

3. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 138

AN ACT concerning municipalities, and supplementing article one of chapter sixty of Title 40 of the Revised Statutes.

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

1. The governing body of any municipality may, by ordinance, provide for the acquisition by gift, devise, purchase or condemnation, of lands therein for the purpose of making the same available to the public for the public parking of vehicles and the cost of the acquisition of any land for such purpose may be raised by general taxation, or by the issuance of bonds of the municipality. Such lands may consist of separate tracts or parcels, contiguous or not contiguous, improved or unimproved, and whether or not abutting upon any State or county road or municipal street.

C. 40:60-25.1.  
May acquire  
land for public  
parking.

2. Any municipality may acquire by lease or leases any land or lands therein, and entrances to and exits from any such lands, for the purpose of making the same available to the public for the parking of vehicles. Any such lease shall be for such period or periods of time and upon such terms

C. 40:60-25.2.  
May lease land  
for public  
parking.

and conditions as the governing body of the municipality, by resolution duly adopted by the affirmative vote of the majority of all the members thereof, shall determine.

C. 40:60-25.3.  
Improve and  
maintain  
parking land.

3. The governing body of any municipality may provide, by resolution, for the lighting, improvement and maintenance of any lands devoted to the public parking of vehicles, the entrances thereto and exits therefrom, and for the employment of any person or persons thought to be necessary or desirable to act as caretakers, attendants, or to direct traffic therein or otherwise police or patrol any such lands.

C. 40:60-25.4.  
Cost paid  
by taxation.

4. The rents and other costs and expenses incident to the improvement, lighting, maintenance and operation of any such public parking areas may be raised by general taxation, but it shall be lawful for the municipality to accept from any person, firm, corporation or association any contribution or donation to be used toward defraying the rents and other costs and expenses incident thereto and to charge any such fee or fees as may, from time to time, be fixed by the governing body of the municipality for the privilege of parking any vehicle therein.

Acceptance  
of gifts.

C. 40:60-25.5.  
Liability  
for damages.

5. No municipality shall, by virtue of its operation or maintenance of any such public parking area, be liable in damages to any person, firm, corporation or association for the loss of or for any damage to any vehicle while parked in any such area, or while entering or leaving the same, for the loss of or damage to any article or articles from any vehicle, or for any personal injury which may be sustained while in or upon any such area or the entrances thereto or exits therefrom; *provided, however,* that this provision shall not be so construed or applied as to relieve the municipality from any liability which may be imposed upon it by law for the negligence of its agents, servants or employees.

Proviso.

6. All leases for the purpose of providing areas for the public parking of vehicles, the acquisition of lands by gift, devise, condemnation or purchase, for such purpose, all expenditures incident thereto for the payment of rents or the cost of lighting, improvement, maintenance, policing or otherwise, and all budget appropriations therefor heretofore made, all municipal bonds heretofore issued, and all ordinances, resolutions, or other proceedings heretofore adopted or taken for any such purpose by any municipality are hereby ratified, confirmed and validated to the same extent as though the same had been made, issued and adopted pursuant to authorization by this act.

C. 40:60-23.6.  
Previous acts  
validated.

7. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 139

AN ACT to amend and supplement "An act concerning free public libraries, and supplementing article one of chapter fifty-four of Title 40 of the Revised Statutes," approved April twenty-eighth, one thousand nine hundred and forty-one (P. L. 1941, c. 67).

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

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

C. 40:54-19.1.  
Section 1  
amended.

1. The board of trustees of the free public library may, upon the application of the governing body of the municipality, loan, upon "tax anticipation notes" or "bond anticipation notes" of the municipality, any funds heretofore or hereafter received, either by the board of trustees of the free public library or by the governing body, as a gift

May loan  
money to  
municipality.

or bequest for free public library purposes and being held and managed by the board of trustees, or subject to their direction pursuant to the provisions of article one of chapter fifty-four of Title 40 of the Revised Statutes, pending the use thereof for the purposes for which the gift or bequest was made.

C. 40:54-19.2.  
Section 2  
amended.

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

Provisions  
regulating  
loans.

2. In the making of any loan authorized by the provisions of section one of this act the pertinent provisions of chapters one and two of Title 40 of the Revised Statutes shall, in all respects, be strictly complied with.

C. 40:54-19.3.  
Certain  
investments  
authorized.

3. The board of trustees of the free public library may invest in any interest-bearing obligations of the United States of America, or in interest-bearing bonds of the State of New Jersey, or any county or municipality of said State, any such funds, but the authorization to invest funds in any such obligations or bonds shall be by resolution adopted by a majority vote of all the members of the board of trustees at any regular or special meeting of the board.

Bonds to be  
registered.

All such obligations or bonds shall be registered in the official name of the board of trustees.

C. 40:54-19.4.  
Record of  
receipt of  
bonds, etc.

4. When any obligations or bonds purchased by the board of trustees are received by the board, the treasurer of the board shall immediately record the receiving thereof in an appropriate manner and shall, unless otherwise previously directed by the board of trustees, promptly deliver the same to the clerk of the municipality for safe-keeping. At the next regular or special meeting after the receipt of such obligations or bonds, said treasurer shall present a written report to the board, setting forth the amounts of the obligations or bonds so received, and the dates, numbers and interest periods thereof and the date of delivery thereof to the clerk of the municipality. The secretary of the board of trustees shall record in the minutes of such regular or special meeting of the board the date of receipt of

Report.

Recorded  
in minutes  
of board.

such obligations or bonds by the treasurer, the amounts, dates, numbers and interest periods thereof and the date on which they were delivered to the clerk of the municipality for safe-keeping.

5. All interest, income or profit which may be realized by the board of trustees from the investment, pursuant to this or any other act, of any such funds shall be added to the principal of such funds and be used for the same purpose or purposes for or toward which the principal gift or bequest was made until the purpose or purposes for or toward which such gift or bequest was made shall have been accomplished.

C. 40:54-19.5.  
Income and  
profit added  
to principal.

6. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 140

AN ACT concerning the care, maintenance, supervision and guardianship of dependent and neglected children, promoting home life therefor, providing penalties for violation thereof, and amending sections 30:5-7 and 30:5-8 of the Revised Statutes.

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

1. Section 30:5-7 of the Revised Statutes is amended to read as follows:

Section  
amended.

30:5-7. For assistance granted under this chapter on behalf of any child as to whom residence for a period of one year has been established in some one county, such county shall be chargeable as follows: Where the child is living with its father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle or aunt, in a place of residence maintained

Amount  
chargeable  
to county.

	by one or more of such relatives as his or their own home, one-quarter of the cost of such assistance, and in all other cases, one-half the cost of such assistance. If, however, Federal aid should not be made available to the State of New Jersey or if, after being made available, it should be withdrawn, then the county's share shall be one-half in all cases. Such payments shall be made monthly in advance by the treasurer of the county to the treasurer of the State Board of Children's Guardians on the basis of commitments for such county upon bills furnished by the State Board of Children's Guardians.
Payment.	
Report by board of estimated amount.	The State Board of Children's Guardians shall annually fix and determine and report to the board of chosen freeholders of each county a sum sufficient to pay the estimated amount of the county's proportionate share so required. Each board of chosen freeholders shall appropriate and make available such amount to the order of the State Board of Children's Guardians. Should the amount so appropriated, however, be expended or exhausted during the year and for the purpose for which it was appropriated, additional sums shall be appropriated by such board of chosen freeholders as occasion demands to carry out the provisions of this chapter, from funds in the county treasury available therefor. Where such county funds are not available or adequate, or should there be no such county funds, such additional sums shall be raised by temporary loans or notes, certificates of indebtedness or temporary loan bonds, to be issued as otherwise provided and limited by law for counties of this State, and the amounts necessary to pay such obligations shall be placed in the budget for the next ensuing fiscal year.
Appropriation.	
Section amended.	2. Section 30:5-8 of the Revised Statutes is amended to read as follows:
Amount chargeable to State.	30:5-8. For assistance granted under this chapter on behalf of any child as to whom residence for a period of one year has been established in some one county, the State shall be chargeable as fol-



lows: where the child is living with its father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle or aunt, in a place of residence maintained by one or more of such relatives as his or their own home, three-quarters of the cost of such assistance, and in all other cases, one-half the cost of such assistance. If, however, Federal aid should not be made available to the State of New Jersey or if, after being made available, it should be withdrawn, then the State's share shall be one-half in all cases.

For assistance granted under this chapter on behalf of any child as to whom residence for a period of one year in some one county has not been established, the State shall be chargeable for the entire cost until such time as the recipient has resided within a county continuously for one year.

Payments of the State's share shall be made monthly in advance by the State Treasurer, on the warrant of the Comptroller to the treasurer of the State Board of Children's Guardians upon statements furnished by the State Board of Children's Guardians, approved by the Department of Institutions and Agencies. Payment.

The Governor shall fix and determine and state in his annual budget message a sum sufficient to pay the estimated amount of the State's share so required, together with the deficiencies, if any, incurred in the previous year. The Legislature shall include the amount so determined and stated in the annual appropriation bill. Included in Governor's budget message.

The State Board of Children's Guardians is hereby authorized and directed to reimburse unto the freeholders of any county in this State sums of money equal to one-half of the cost of maintaining dependent children in any charitable agency duly incorporated under an act entitled "An act to provide for the incorporation of associations for the erection and maintenance of hospitals, infirmaries, orphanages, asylums and other charitable institutions," approved March ninth, one thousand Reimbursements to counties.

eight hundred and seventy-seven; but in any county where children are so maintained through such charitable agencies, the sum of money so paid by the State to any county for children so maintained shall not exceed one-half of the amount of maintenance per child per week through the State Board of Children's Guardians; and such children so maintained shall be eligible in all respects and shall comply with the qualifications set forth in this chapter. Such payments shall be made by the State Treasurer on the warrant of the Comptroller in quarter annual payments upon statements certified by the county treasurer of such county, upon forms to be presented from time to time by the State Comptroller; and such statements shall be certified to and through the State Board of Children's Guardians and by the Commissioner of Institutions and Agencies.

Act effective.

3. This act shall take effect July first, one thousand nine hundred and forty-three.

Approved May 6, 1942.

#### CHAPTER 141

AN ACT validating foreclosure of tax sale certificates by municipalities.

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

Validates  
certain  
foreclosure  
of tax sale  
certificates.

1. No final decree entered in any cause for the foreclosure of a tax sale certificate heretofore instituted and now pending in the Court of Chancery of New Jersey wherein any municipality is the complainant shall be invalidated or impaired by reason of the fact that the complainant has failed to designate in any one or more pleadings in the cause any married woman or the husband of any married woman in the manner provided for by chapter one hundred six of the laws of one thousand nine hundred and thirty-eight entitled "An act respecting

the Court of Chancery," approved April twenty-eighth, one thousand nine hundred and thirty-eight, or as provided by chapter one hundred seven of the laws of one thousand nine hundred and thirty-eight entitled "An act respecting the Court of Chancery," approved April twenty-eighth, one thousand nine hundred and thirty-eight; *provided*,  
Proviso. that it shall appear from the subpoena issued and filed or the bill of complaint filed, that notwithstanding diligent inquiry therefor the Christian or surname of said married woman or the Christian or surname of the husband of said married woman could not be ascertained, and that an affidavit of the solicitor of or of the agent of the complainant proving that such inquiry was actually made had been filed in the suit prior to the entry of a decree pro confesso; *providing*,  
Proviso. that in said bill of complaint filed it shall be stated that the name of such married woman or the name of the husband of such married woman was unknown to the complainant and could not be ascertained.

2. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 142

AN ACT to provide for and regulate the granting of sick leave to teachers, principals and supervising principals in the public schools of this State, and supplementing chapter thirteen of Title 18 of the Revised Statutes.

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

1. Teachers, principals and supervising principals in all school districts of the State who are steadily employed by the board of education on a yearly appointment or who are protected in their positions under the provisions of sections 18:13-16

C. 18:13-23.1.  
 Sick leave  
 allowed.

- Sick leave to accumulate.
- to 18:13-19 of the Revised Statutes shall be allowed sick leave with full pay for a minimum of ten school days in any school year. If any such teacher, principal or supervising principal requires in any school year less than this specified number of days of sick leave with pay allowed, a maximum of five days of such leave not utilized that year shall, when authorized by the board of education of the district, be accumulative to be used for additional sick leave as needed in subsequent years.
- C. 18:13-23.2. Physicians certificate.
2. In case of sick leave claimed, a board of education may require a physician's certificate to be filed with the secretary of the board of education.
- C. 18:13-23.3. Sick leave defined.
3. Sick leave is hereby defined to mean the absence from his or her post of duty, of the teacher, principal or supervising principal because of personal disability due to illness or injury, or because he or she has been excluded from school by the school district's medical authorities on account of a contagious disease or of being quarantined for such a disease in his or her immediate household.
- C. 18:13-23.4. Payment of salary less substitute's pay.
4. When absence, under the circumstances described in section three of this act, exceeds the maximum leave granted by the board and the accumulated leave permitted under the provisions of section one of this act, the board of education may pay the teacher, principal or supervising principal each day's salary less the pay of a substitute for such length of time as may be determined by the board of education in each individual case. A day's salary is defined as one-two hundredth of the annual salary.
- Determining day's salary.
- C. 18:13-23.5. Pay during absence other than sick leave.
5. Nothing in this act shall affect the right of the board of education to fix either by rule or by individual consideration, the payment of salary in cases of absence not constituting sick leave.
- C. 18:13-23.6. Enforcement.
6. The Commissioner of Education shall enforce this regulation to the extent of withholding State school moneys from school districts violating any of the provisions of this act.
- C. 18:13-23.6. Act effective.
7. This act shall take effect July first, one thousand nine hundred and forty-two.

Approved May 6, 1942.

## CHAPTER 143

AN ACT concerning members of municipal boards of alcoholic beverage control in cities of the first class, and amending section 33:1-5 of the Revised Statutes.

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

1. Section 33:1-5 of the Revised Statutes is amended to read as follows:

Section  
amended.

33:1-5. Each municipality now or hereafter having a population of fifteen thousand or more, according to Federal or State census, may establish in and for such municipality, by resolution or ordinance of the governing board or body now established by law in respect to such municipality, a municipal board of alcoholic beverage control, which shall consist of three persons, no more than two of whom shall be of the same political party, who shall be chosen and appointed by the governing board or body of such municipality, for a term of three years; but one of the initial appointments shall be for one year, another for two years, and the third for three years. In the case of any vacancy occurring before the expiration of any term, the appointment to fill such vacancy shall be only for the unexpired term.

May establish  
municipal  
boards.

Membership.

Terms.

Vacancies.

The members of such municipal board shall receive no salaries, except in counties of the first class, in which such members may be paid salaries not to exceed three thousand dollars (\$3,000.00) per annum, and they shall be removable by the appointing authority for cause. Such members shall not be subject to the provisions of Title 11, Civil Service, and may be members of said governing board or body of said municipality.

Salaries.

Not subject  
to civil service.

Certain  
officials, etc.,  
barred as a  
salaried  
member.

No salaried member of such municipal board of alcoholic beverage control may be an official, officer or employee of the State of New Jersey, or any county or municipality therein.

Approved May 6, 1942.

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#### CHAPTER 144

AN ACT concerning the Good-Will Commission of the State of New Jersey and making an appropriation to such commission in furtherance of national defense activities.

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

Appropriation.

1. For the purpose of continuing the work of the Good-Will Commission of the State of New Jersey and furthering its activities in national defense, there is hereby appropriated to the commission the sum of five thousand sixty dollars (\$5,060.00).

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 145

AN ACT concerning the State Employees' Retirement System, and amending section 43:14-7 of the Revised Statutes.

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

1. Section 43:14-7 of the Revised Statutes is amended to read as follows:

Section  
amended.

43:14-7. The general administration and responsibility for the proper operation of the State Employees' Retirement System and for making effective the provisions of this chapter shall be vested in the board of trustees. Subject to the limitations of law, the board shall, from time to time, establish rules and regulations for the administration and transaction of its business and for the control of the funds created by this subtitle and shall perform any other functions required for the execution of this chapter. The membership of the board shall consist of the following:

Administration  
vested in  
trustees.

Rules and  
regulations.

Membership  
of board.

a. Two trustees appointed by the Governor, who shall serve until their successors are appointed.

b. The State Treasurer.

c. Three trustees elected for a term of three years from among and by the member employees of the State in a manner prescribed by the board of trustees.

d. One trustee elected for a term of three years from among and by the member employees of counties and municipalities and the same method of holding an election now used for the State employees' representatives shall be followed in elections held for county and municipal representatives.

- Vacancies.** A vacancy occurring during a term shall be filled for the unexpired term by the appointment or election of a successor in the same manner as his predecessor.
- Oath.** Each member of the board shall, upon appointment or election, take an oath of office that, so far as it devolves upon him, he will diligently and honestly administer the board's affairs and that he will not knowingly violate or willfully permit to be violated any provision of law applicable to this chapter. The oath shall be subscribed to by the member making it, certified by the officer before whom it is taken and filed immediately in the office of the Secretary of State.
- Voting.** Each trustee shall be entitled to one vote in the board and a majority of all the votes of the entire board shall be necessary for a decision by the trustees at a meeting of the board. The board shall keep a record of all its proceedings, which shall be open to public inspection.
- No compensation.** The members of the board shall serve without compensation but shall be reimbursed from the expense fund for any necessary expenditures. No employee shall suffer loss of salary or wages through the serving on the board. The compensation of all persons employed by the board shall be fixed by it, subject to the approval of the Legislature.
- Compensation of employees.**
2. This act shall take effect immediately.  
Approved May 6, 1942.



## CHAPTER 146

AN ACT to amend "An act relating to and providing for the government of cities of this State containing a population of less than twelve thousand inhabitants," approved March twenty-fourth, one thousand eight hundred and ninety-seven (P. L. 1897, c. 30).

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

1. Section two of the act of which this act is amendatory is amended to read as follows: Section 2 amended.
2. The term of office of any mayor hereafter elected in any such city shall be two years. Term of mayors.
2. Section three of the act of which this act is amendatory is amended to read as follows: Section 3 amended.
3. The mayor shall be the chief executive officer of such city and shall possess the powers and privileges and shall perform the duties which are hereinafter specified, and shall be elected for the term of two years at the annual general election to be held on the first Tuesday after the first Monday in November in each year and shall receive such annual compensation for his services, as the common council shall, by ordinance, fix and determine, not exceeding, in cities of the fourth class, one thousand dollars (\$1,000.00) per annum and in other cities governed by this act, twenty-five hundred dollars (\$2,500.00) per annum, and he shall receive no fee or other compensation whatever. Mayor chief executive officer.  
Term.  
Compensation.
3. Section seven of the act of which this act is amendatory is amended to read as follows: Section 7 amended.
7. The common council of any such city shall be composed of three members from each ward, when said city is divided into two wards, who shall be elected for and hold office as follows: one in each ward at the first election, for a term of one year, one for a term of two years, and one for a term Common council. Members.  
Terms.

of three years; and thereafter one shall be elected annually in each ward for a term of three years; when such city is divided into more than two wards the common council shall be composed of but one member from each ward, who shall be elected for and hold office as follows: one-half the members, when the membership is even, and the minority when it is odd, shall hold office for a term of two years, and the others for a term of three years, the length of term of the respective members to be determined by lot immediately after the organization of the common council and thereafter one-half of said board, or the majority thereof, as the case may be, shall be elected for a term of three years; there shall also be elected, in every such city, one councilman-at-large, who shall hold office for the term of two years; a city clerk, a person to be collector of taxes, and one overseer of the poor, who shall hold their respective offices for the term of three years; one assessor from each of the respective wards, who shall hold their respective offices for the term of three years; when such city is divided into two wards, one chosen freeholder from each ward, who shall hold office for a term of three years, and three commissioners of appeal in cases of taxation, who shall hold their office for one year; (when such city is divided into more than two wards, two freeholders shall be elected from such city at large, who shall hold office for a term of three years; one commissioner of appeal in cases of taxation from each ward, who shall hold office for a term of one year), and such justices of the peace, constables and other city and ward officers as are now or hereafter may be provided by law; at the annual meeting of the common council a city treasurer shall be appointed by the said common council, who shall hold office for a term of three years.

**Councilman-at-large.** Each member of the common council shall receive such annual compensation for his services not exceeding three hundred dollars (\$300.00) per annum, as the common council shall, by ordinance, fix and determine, to be paid in equal semimonthly

**Term.**

**Other city officials.**

**Terms.**

**Compensation.**

installments, but shall receive no fee or other compensation whatever; *provided, however*, that the salaries of the members of common council in any city of the fourth class shall be fixed as heretofore.

Proviso.

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

Section 12 amended.

12. The common council shall annually elect a president from its own body, and, in his absence, a president pro tempore, choose officers, appoint its time and place of meeting, determine the rules of its own proceedings, keep a journal of its proceedings, and may punish or expel a member for disorderly conduct or a violation of its rules; but no expulsion shall take place except by a vote of two-third of all the members elected, nor until the delinquent member shall have had five days' notice of the proceedings and an opportunity to be heard in his defense.

Organization.

5. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 147

AN ACT concerning the execution of deeds and other instruments without corporate seals, made by attorneys-in-fact of corporations.

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

1. Every deed or instrument of the nature or description mentioned in section 46:16-1 of the Revised Statutes hereafter executed by or on behalf of a corporation which is an instrumentality or agency of the United States by an attorney-in-fact, but not sealed with the corporate seal, shall be held to be as good and valid to all intents and purposes, in all courts and places as if it had been sealed with

C. 46:13.7.  
Certain deeds  
made by  
attorneys-in-  
fact validated.

Proviso, power  
of attorney  
recorded.

the corporate seal of such corporation, and no such deed or instrument shall be impeached for want of a corporate seal; *provided, however*, that such deed or other instrument shall be executed by said attorney-in-fact pursuant to a valid letter or power of attorney made by said corporation, sealed with its corporate seal, and duly recorded in the office of the proper county recording officer.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 148

AN ACT authorizing the State Department of Health to purchase and to distribute typhoid vaccine and other immunizing biologicals in emergencies.

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

C. 26:4-100.4.  
Free distribu-  
tion of typhoid  
vaccine, etc.

1. The Department of Health of the State of New Jersey is hereby authorized to purchase and to distribute free, in accordance with rules of said department, typhoid vaccine and other biologicals for use in preventing communicable diseases, under conditions resulting in unusual health hazards because of enemy action, mass movements of population, flood, disaster or epidemic, or threatened epidemic prevalence of disease.

C. 26:4-100.5.  
Authorized to  
expend appro-  
priation or  
other sums.

2. For the purchase and distribution of the said materials, and for expenses incident to such distribution and the keeping of records of the use of said material, the said department is hereby authorized to expend such sum as shall be appropriated by any law, or such amount as may be available to the department for other biological products, or which may otherwise be available.

3. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 149

AN ACT concerning certain townships and the term of office of certain appointive officers thereof, and amending section 40:145-13 of the Revised Statutes.

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

1. Section 40:145-13 of the Revised Statutes is amended to read as follows:

Section  
amended.

40:145-13. The terms of persons holding the position or office of attorney and treasurer in any township of this State having a population in excess of twenty-four thousand inhabitants and not having the municipal manager form of government is hereby fixed at four years, and any person now holding said position or office in any such township in this State and any persons who may be hereafter appointed or elected to either of said positions or offices shall hold said position or office for a term of four years from the first day of January in the year in which said election or appointment was made. The provisions of this act shall not affect or apply to persons now holding or who may hereafter hold either of said positions or offices, who are under tenure of office.

Term of  
attorney and  
treasurer of  
certain  
townships.

Not to affect  
tenure of  
office.

All other appointive officers, except where otherwise provided, shall hold office until January first next following their appointment. Where a vacancy occurs in any appointive office, the township committee shall fill such vacancy for the unexpired portion of the term thereof; except in the case where the township committee shall grant a leave of absence to join any branch of the armed forces of the United States.

Terms of other  
appointive  
officers.

Vacancies.

No hold over. No officer shall hold over in his office after the expiration of the term for which he shall have been appointed.

2. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 150

AN ACT concerning hotels, and amending section 29:1-3 of the Revised Statutes.

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

Section  
amended.

1. Section 29:1-3 of the Revised Statutes is amended to read as follows:

Chain and  
rope fire  
escape.

29:1-3. The owner of any hotel, except fireproof hotels as defined by section 29:1-2 of this Title, shall, independent of or in addition to any external fire escape that may be required by a law of this State, other than as hereinafter described, provide and cause to be securely affixed to a bolt through the wall near the window head, inside of at least one window in every room on the third and each higher floor of every such hotel, a chain at least ten feet long, having securely attached thereto a rope at least one inch in diameter and of sufficient length to extend to the ground or other place of landing.

Fire escape  
on each floor.

An external iron fire escape erected on each floor of every hotel so as to be accessible through a door leading from a hallway, which hallway in turn shall be accessible to each room on said floor, or any other appliance may be provided and used in lieu of the chain and rope escape above required, if the external iron fire escape or other appliance is approved by the chief building inspector of a city or other official or board of officials whose duty it is to inspect fire escapes, or by the governing board

or body, by whatever name known, of a town, borough or township.

The rope escape in each room shall be carefully coiled and kept in an unlocked box near the sill of the window to which the escape is attached, and there shall be posted in each room a printed notice descriptive of the rope escape. Rope escape properly kept.

A gong shall be placed in each corridor of every hotel, capable of being heard throughout the building, which shall be sounded in case of alarm of fire. Gong.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 151

AN ACT concerning the Passaic Valley sewerage district.

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

1. The boundary lines of the sewerage district known as the Passaic Valley sewerage district created by chapter forty-eight of the laws of one thousand nine hundred and two, as supplemented and continued by section 58:14-1 of the Revised Statutes, be and are hereby altered, amended and extended to include therein the area within the corporate limits of the boroughs of Fair Lawn, Glen Rock, and Hawthorne, particularly described as follows: C. 58:14-1.1. Boundary lines of district extended.

Beginning in the center line of the Passaic river, the dividing line between Passaic county and Bergen county and being the most southwesterly corner of the borough of Fair Lawn, and also being the dividing line between the borough of Fair Lawn and the city of Paterson; thence (1) upstream along the center line of Passaic river in a southwesterly direction and along the boundary line of Various courses set out.

the city of Paterson to a point which is intersected by the center line of Prescott avenue if extended southeasterly; thence (2) in a northwesterly direction along the center line of Prescott avenue, and being the boundary line between the borough of Prospect Park and the borough of Hawthorne, to the vicinity of North Seventeenth street; thence (3) in a northeasterly direction along said borough of Prospect Park boundary line to the most southeasterly corner of the borough of North Haledon; thence (4) along the easterly boundary of the borough of North Haledon to a point where the dividing line lies between the borough of North Haledon and the township of Wyckoff; said point also being a corner of the boundary line between Bergen and Passaic counties; thence (5) in a northeasterly direction along the boundary line of the township of Wyckoff and the Passaic county line to the Goffle Hill road; thence (6) in a southeasterly direction along the boundary line between Passaic and Bergen counties, said line being the southeasterly boundary line of the township of Wyckoff and the southwesterly boundary line of the village of Ridgewood, to the center line of Lincoln avenue; thence (7) northeasterly along the center line of Lincoln avenue, being the division line between the village of Ridgewood and the borough of Glen Rock 2,730 feet to the northerly line of the borough of Glen Rock, being also the southerly line of the village of Ridgewood; thence (8) easterly along the division line between the village of Ridgewood and the borough of Glen Rock 3,230 feet to an angle point in the same; thence (9) still along the boundary line between the village of Ridgewood and the borough of Glen Rock the following courses and distances; northeasterly and partially along the northerly side of High street 590 feet, southerly a distance of 111 feet, easterly 300 feet to the center line of Highwood avenue, southerly along the southerly line of Highwood avenue about 640 feet, easterly 860 feet to the center line of Maple avenue, southwesterly along the center line of Maple avenue



740 feet, thence southeasterly about 212 feet, thence northeasterly about 15 feet, thence northerly a distance of 75 feet, thence easterly 820 feet to the center line of Prospect street; thence (10) southerly along the center line of Prospect street to its intersection with the center line of Grove street; thence (11) easterly along the center line of Grove street to the center line of the Hohokus brook; thence (12) southerly downstream and along the several courses of the center line of the Hohokus brook to its intersection with the center line of the Saddle river, which point is also the intersection of the southerly line of the borough of Glen Rock with the northerly boundary line of the borough of Fair Lawn and the southerly boundary line of the village of Ridgewood; thence (13) southerly along the several courses of the Saddle River brook to a point where the same intersects the southerly line of property of the Public Service Railway Company, formerly the Hudson River Railway & Ferry Company; thence (14) northwesterly along the southerly line of the said Public Service right-of-way to where the same would intersect a prolongation of the southerly property line of property shown on a map on file in the office of the clerk of the county of Bergen entitled "Map No. 36 of Property of the Broadway Development Corporation" if the same were produced easterly to the said southerly line of the Public Service right-of-way; thence (15) westerly along the southerly line of the property shown on the Broadway Development Map No. 36 and along the southerly line of lands formerly of the Estate of John G. Garretson and the southerly line of lands shown upon a map on file in the office of the clerk of the county of Bergen entitled "Map of the East Paterson Co-operative Land Company" to the easterly line of the right-of-way of the Erie Railroad, Bergen county branch; thence (16) northerly along the easterly line of said Erie Railroad right-of-way to the center line of State Highway Route No. 4; thence (17) westerly along the center line of State

Highway Route No. 4 to a point therein where the westerly line of property of P. L. Lynch, shown on map filed in the Bergen County Clerk's Office entitled "Lyncrest Manor" and the easterly line of property shown on map filed in the Bergen County Clerk's Office by No. 157 entitled "Rosemont" Property of the Rosemont Land & Improvement Co., Paterson, N. J., if produced would intersect said center line of Route No. 4, said line being 130 feet, more or less, east of Florence Place, and being the division line between the boroughs of Fair Lawn and East Paterson, as shown on said Rosemont and Lyncrest maps; thence (18) northerly along the line of the Lyncrest-Rosemont properties, said line being the easterly line of the borough of East Paterson, to the northerly boundary line of the aforesaid Rosemont map; thence (19) westerly along the northerly line of the Rosemont map (being the northerly line of the borough of East Paterson) to a point where the same, if produced westerly, intersects the center line of the Passaic river, said point being the intersection of the southwesterly corner of the borough of Fair Lawn and the northwesterly corner of the borough of East Paterson; thence (20) northerly and westerly upstream along the center line of the Passaic river the several courses thereof, said line being the boundary line of the city of Paterson, to the center line of Lincoln avenue, and the point or place of beginning.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 152

AN ACT to amend "An act to incorporate 'The Children's Seashore House at Atlantic City for Invalid Children,' " approved February twenty-fifth, one thousand eight hundred and seventy-three (P. L. 1873, c. 96).

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

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

2. And be it enacted, That the business of said corporation shall be directed by a board of managers not exceeding twenty in number, who shall elect from their own body their presiding officer and such other officers of the board as they may by their by-laws prescribe; the whole number of managers, and the number necessary to a quorum for the transaction of business other than the filling of vacancies in the board, shall also be prescribed by their by-laws. Board of managers.

2. This act shall take effect immediately.

Approved May 6, 1942.

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CHAPTER 153

AN ACT granting authority to the Commissioners of Edison Park to contract with Stevens Institute of Technology for the care, maintenance and operation of the Edison Tower at Menlo Park.

WHEREAS, By chapter two hundred eighteen of the laws of one thousand nine hundred and thirty-one, of the State of New Jersey, there was created a body politic under the name and style of Preamble.

“Commissioners of Edison Park,” with power to acquire in the name of the State of New Jersey such lands as might be necessary for the establishment of a public park at Menlo Park in the township of Raritan, in the county of Middlesex; and with power to develop such public park as therein provided; and

**Preamble.** WHEREAS, By deed dated May twenty-fifth, one thousand nine hundred and thirty-three, and recorded in the office of the county clerk of Middlesex county in Book 1051, of Deeds, page 285, Henry Ford and Clara J. Ford, his wife, conveyed to the State of New Jersey, certain lots of land shown upon a certain map entitled “Map of Menlo Park Homestead Association of New Jersey Railroad,” and more particularly described therein, for use in the creation of such public park; and

**Preamble.** WHEREAS, Pursuant to permission granted by chapter seventy-seven of the laws of one thousand nine hundred and thirty-seven of the State of New Jersey, The Thomas Alva Edison Foundation Incorporated, a corporation of the State of New York, has erected a permanent tower on a portion of said land, known as the Edison Tower, as a memorial to Thomas Alva Edison; and

**Preamble.** WHEREAS, Pursuant to authority granted by chapter one hundred forty-six of the laws of one thousand nine hundred and thirty-eight of the State of New Jersey, the Commissioners of Edison Park entered into a contract with The Thomas Alva Edison Foundation Incorporated under which The Thomas Alva Edison Foundation Incorporated constructed additional improvements on the said land in relation to said tower, consisting of a gate-house comprising an entrance room, rest rooms and a museum room, and undertook the care, maintenance and operation of the tower and said improvements upon certain

terms and conditions, including the right to The Thomas Alva Edison Foundation Incorporated to collect fees for the admission of visitors and other privileges, any portion of such revenues payable to the Commissioners of Edison Park under such contract to be retained and used by them for their general purposes; and

WHEREAS, The Thomas Alva Edison Foundation Incorporated desires to terminate the said contract and it is proposed that Stevens Institute of Technology make a contract with the Commissioners of Edison Park for the care, maintenance and operation of the tower in place of The Thomas Alva Edison Foundation Incorporated, and it is deemed advisable that the Commissioners of Edison Park have authority to contract with Stevens Institute of Technology for these purposes; therefore,

Preamble.

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

1. That the Commissioners of Edison Park be and they hereby are authorized to contract with Stevens Institute of Technology, without consideration other than hereinafter provided, for the care, maintenance and operation of the said tower and improvements, upon such terms and conditions and subject to such right of termination on the part of either party as the Commissioners of Edison Park and Stevens Institute of Technology shall approve, including the right on the part of Stevens Institute of Technology to collect fees for the admission of visitors and other privileges, any portion of such revenues payable to the Commissioners of Edison Park under such contract to be retained and used by them for their general purposes.

Providing for  
upkeep of  
Edison Tower.

Admission.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 154

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:

Licenses  
classified.

33:1-10. Class A licenses shall be subdivided and classified as follows:

Plenary  
brewery  
license.

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 four thousand dollars (\$4,000.00).

Fee.

Limited  
brewery  
license.

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 three hundred thousand barrels of thirty-one 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 fifty thousand barrels of thirty-one fluid gallons capacity per annum, five hundred dollars (\$500.00); to so brew not more than one hundred thousand barrels of thirty-one fluid gallons capacity per annum, one thousand dol-

Fees.

lars (\$1,000.00); to so brew not more than two hundred thousand barrels of thirty-one fluid gallons capacity per annum, two thousand dollars (\$2,000.00); to so brew not more than three hundred thousand barrels of thirty-one fluid gallons capacity per annum, three thousand dollars (\$3,000.00).

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 distribution, and to maintain a warehouse. The fee for this license shall be five hundred dollars (\$500.00). Upon the payment of an additional fee of one hundred dollars (\$100.00) the holder of this license shall have the right to sell wine at retail on the licensed premises; *provided, however*, that such sales shall be made only for consumption off the licensed premises. 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 commissioner 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 five thousand 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

Proviso.	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 three acres and have growing and under cultivation upon said land at least twelve hundred grape vines; <i>and provided, further,</i> 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 commissioner of alcoholic beverage control. The fee for this license shall be graduated as follows: to so manufacture between twenty-five hundred and five thousand gallons per annum, two hundred dollars (\$200.00); to so manufacture between one thousand and twenty-five hundred gallons per annum, one hundred dollars (\$100.00); to so manufacture less than one thousand gallons per annum, fifty dollars (\$50.00).
Label attached.	
Fees.	
Plenary distillery license.	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 five thousand dollars (\$5,000.00).
Fee.	
Limited distillery license.	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 persons pursuant to the laws of the places of such sale and distribution and to warehouse these products. The fee for this license shall be one thousand five hundred dollars (\$1,500.00).

Fee.

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 five thousand wine gallons per annum, one hundred dollars (\$100.00); to so bottle and rebottle not more than ten thousand wine gallons per annum, two hundred fifty dollars (\$250.00); to so bottle and rebottle without limit as to amount, five hundred dollars (\$500.00).

Supplementary  
limited dis-  
tillery license.

Fees.

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 two thousand five hundred dollars (\$2,500.00).

Rectifier and  
blender license.

Fee.

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

Bonded ware-  
house bottling  
license.

Fee.

alcoholic beverages from bond. The fee for this license shall be five hundred dollars (\$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 May 6, 1942.

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## CHAPTER 155

AN ACT concerning alcoholic beverages, and amending section 33:1-4 of the Revised Statutes.

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

Section  
amended.

1. Section 33:1-4 of the Revised Statutes is amended to read as follows:

Powers of  
commissioner:

33:1-4. The commissioner is hereby empowered:

Headquarters;

a. To maintain suitable headquarters for said department and such other offices and establishments within the State as he may determine necessary; to organize said department, creating such divisions and altering them in such manner and at such times as he considers advisable.

Deputies;

b. To appoint and have at all times three deputy commissioners who shall each receive compensation at the rate of not exceeding six thousand dollars (\$6,000.00) per annum, and who shall be removable by the commissioner at will, and who shall be respectively in charge of the divisions assigned to them by the commissioner. Each such deputy shall, before entering upon the duties of his office, if required by the commissioner, give bond, to be approved by the commissioner, in the sum of twelve thousand dollars (\$12,000.00). Deputy commissioners shall not be subject to the provisions of Title 11, Civil Service.

Their pay;

Bonded;

c. To appoint such clerical force and employees as he may deem necessary and to fix their duties, all of whom shall be subject to the provisions of Title 11, Civil Service. Assistants;

d. To appoint such inspectors and investigators as he may deem necessary and to fix their duties, terms of service and compensation. Inspectors and investigators shall (1) not be subject to the provisions of Title 11, Civil Service, (2) not receive a salary in excess of three thousand five hundred dollars (\$3,500.00) per annum, and (3) be removable by the commissioner at will. Each inspector and investigator, before entering upon the duties of his office, shall, if required by the commissioner, give bond to be approved by the commissioner, in such sum as may be deemed by him to be proper but not to exceed seven thousand dollars (\$7,000.00). The commissioner, deputies, inspectors and investigators shall have authority to arrest, without warrant, for violations of this chapter committed in their presence, and shall have all the authority and powers of peace officers to enforce this chapter. Investigators shall have full authority to conduct any investigation ordered by the commissioner. Inspectors and investigators;  
Salary;  
Bonded;  
Power of arrest;

e. To appoint for short-time employment or for the purpose of performing specified expert or specialist service such experts and specialists as from time to time he shall deem necessary to carry out the provisions of this chapter, and to determine the specified duty, salary or fee and term of service. Such experts or specialists shall not be subject to the provisions of Title 11, Civil Service. Experts and specialists;

f. To appoint such counsel and other legal assistants as he shall deem necessary to carry out the provisions of this chapter and to fix their powers, duties, salaries and terms of office. Such counsel and assistants shall not be subject to the provisions of Title 11, Civil Service. Legal advice.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 156

AN ACT concerning alcoholic beverages, and amending section 33:1-12 of the Revised Statutes.

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

Section  
amended.

1. Section 33:1-12 of the Revised Statutes is amended to read as follows:

Class C  
licenses:

33:1-12. Class C licenses shall be subdivided and classified as follows:

Plenary retail  
consumption  
license;

Plenary retail consumption license. 1. The holder of this license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages for consumption on the licensed premises by the glass or other open receptacle, and also to sell any alcoholic beverages in original containers for consumption off the licensed premises; but this license shall not be issued to permit the sale of alcoholic beverages in or upon any premises in which a grocery, delicatessen, drug store or other mercantile business (except the keeping of a hotel or restaurant, or the sale of cigars and cigarettes at retail as an accommodation to patrons, or the retail sale of nonalcoholic beverages as accessory beverages to alcoholic beverages) is carried on. The fee for this license shall be fixed by the governing board or body of the municipality in which the licensed premises are situated, by ordinance, at not less than two hundred dollars (\$200.00) and not more than two thousand dollars (\$2,000.00). The governing board or body of each municipality may, by ordinance, enact that no plenary retail consumption license shall be granted within its respective municipality.

Fees.

Local license;

Seasonal retail  
consumption  
license;

Seasonal retail consumption license. 2. The holder of this license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages for consumption on the licensed premises by

the glass or other open receptacle, and also to sell any alcoholic beverages in original containers for consumption off the licensed premises, during the summer season from May first until November first, inclusive, or during the winter season from November fifteenth until April fifteenth, inclusive; but this license shall not be issued to permit the sale of alcoholic beverages in or upon any premises in which a grocery, delicatessen, drug store or other mercantile business (except the keeping of a hotel or restaurant, or the sale of cigars and cigarettes at retail as an accommodation to patrons, or the retail sale of nonalcoholic beverages as accessory beverages to alcoholic beverages) is carried on. The fee for this license shall be fixed by the governing board or body of the municipality in which the licensed premises are situated, by ordinance, at seventy-five per centum (75%) of the fee fixed by said board or body for plenary retail consumption licenses. The governing board or body of each municipality may, by ordinance, enact that no seasonal retail consumption license shall be granted within its respective municipality.

Fees.

Plenary retail distribution license. 3a. The holder of this license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages for consumption off the licensed premises, but only in original containers. The governing board or body of each municipality may, by ordinance, enact that this license shall not be issued to permit the sale of alcoholic beverages in or upon any premises in which any other mercantile business is carried on. The fee for this license shall be fixed by the governing board or body of the municipality in which the licensed premises are situated by ordinance at not less than one hundred dollars (\$100.00), and not more than one thousand dollars (\$1,000.00). The governing board or body of each municipality may, by ordinance, enact that no plenary retail distribution license shall be granted within its respective municipality.

Plenary retail  
distribution  
license;

Fees.

Limited retail  
distribution  
license;

Limited retail distribution license. 3b. The holder of this license shall be entitled, subject to rules and regulations, to sell any unchilled, brewed, malt alcoholic beverages in quantities of not less than seventy-two fluid ounces for consumption off the licensed premises, but only in original containers. The fee for this license shall be fixed by the governing body or board of the municipality in which the licensed premises are situated, by ordinance at not less than twenty-five dollars (\$25.00) and not more than fifty dollars (\$50.00). The governing board or body of each municipality may, by ordinance, enact that no limited retail distribution license shall be granted within its respective municipality.

Fee.

Plenary retail  
transit license;

Plenary retail transit license. 4. The holder of this license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages for consumption only on railroad trains, airplanes and boats, while in transit. The fee for this license shall be one hundred fifty dollars (\$150.00), except for boats not exceeding twenty-five tons gross tonnage the fee for which shall be twenty-five dollars (\$25.00), and further except for boats under five tons gross tonnage, the fee for which shall be ten dollars (\$10.00). A license issued under this provision to a railroad or air transport company shall cover all dining and club cars and planes operated by any such company within the State of New Jersey. A license for a boat issued under this provision shall apply only to the particular boat for which issued.

Fee.

Dining cars;

Boat license;

Club license.

Club license. 5. The holder of this license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages but only for immediate consumption on the licensed premises and only to bona fide club members and their guests. The fee for this license shall be fixed by the governing board or body of the municipality in which the licensed premises are situated, by ordinance, at not less than fifty dollars (\$50.00) and not more than one hundred fifty dollars (\$150.00). The govern-

Fee.

ing board or body of each municipality may, by ordinance, enact that no club licenses shall be granted within its respective municipality. Club licenses may be issued only to such corporations, associations and organizations as are operated for benevolent, charitable, fraternal, social, religious, recreational, athletic, or similar purposes, and not for private gain, and which comply with all conditions which may be imposed by the commissioner of alcoholic beverage control by rules and regulations.

Details as to  
issue of club  
licenses.

2. This act shall take effect immediately.  
Approved May 6, 1942.

## CHAPTER 157

AN ACT concerning alcoholic beverages, and amending section 33:1-28 of the Revised Statutes.

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

1. Section 33:1-28 of the Revised Statutes is amended to read as follows:

Section  
amended.

33:1-28. Licensees, except public warehouse licensees, may transport alcoholic beverages in their own vehicles, solely, however, for their own respective business in connection with and as defined in their respective licenses, without possessing a transportation license; *provided, however, that* such vehicles while so used shall be marked in the manner prescribed for all vehicles authorized to transport alcoholic beverages as shall be provided in rules and regulations. Each vehicle so used shall bear a transit insignia to be furnished by the commissioner at a fee of two dollars (\$2.00) each.

Transporting  
for personal  
use.

Proviso.

Transit  
insignia.

Fee.

2. This act shall take effect immediately.  
Approved May 6, 1942.

## CHAPTER 158

AN ACT concerning alcoholic beverages, 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:

33:1-11. Class B licenses shall be subdivided and classified as follows:

Plenary  
wholesale  
license;

Plenary wholesale license. 1. The holder of this license shall be entitled, subject to rules and regulations, 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. The fee for this license shall be two thousand dollars (\$2,000.00).

Fee.

Limited  
wholesale  
license;

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 seven hundred fifty dollars (\$750.00).

Fee.

Wine whole-  
sale license;

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 distrib-



ute 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 one thousand dollars (\$1,000.00). Fee.

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 one hundred forty-four 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 one hundred forty-four 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 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 five hundred dollars (\$500.00). State beverage distributor's license.

Details.

Proviso.

Fee.

2. This act shall take effect immediately.  
Approved May 6, 1942.

## CHAPTER 159

AN Act concerning alcoholic beverages, and repealing sections 33:1-21, 33:1-21.1 and 33:1-21.2 of the Revised Statutes; "An act concerning intoxicating liquor, and amending section 33:1-21 of the Revised Statutes," approved May twenty-third, one thousand nine hundred and thirty-eight (P. L. 1938, c. 209); "An act concerning the limitation of the number of licenses permitting the sale of alcoholic beverages at retail which may be issued in municipalities situated in counties of the sixth class of the State of New Jersey, and supplementing chapter one of Title 33 of the Revised Statutes," approved May twenty-second, one thousand nine hundred and thirty-nine (P. L. 1939, c. 61); and section two of "An act concerning alcoholic beverages, and supplementing chapter one of Title 33 of the Revised Statutes," approved July eighteenth, one thousand nine hundred and thirty-nine (P. L. 1939, c. 234).

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

Sections  
repealed.

1. Sections 33:1-21, 33:1-21.1 and 33:1-21.2 of the Revised Statutes; "An act concerning intoxicating liquor, and amending section 33:1-21 of the Revised Statutes," approved May twenty-third, one thousand nine hundred and thirty-eight (P. L. 1938, c. 209); "An act concerning the limitation of the number of licenses permitting the sale of alcoholic beverages at retail which may be issued in municipalities situated in counties of the sixth class of the State of New Jersey, and supplementing chapter one of Title 33 of the Revised Statutes," approved May twenty-second, one thousand

nine hundred and thirty-nine (P. L. 1939, c. 61); and section two of "An act concerning alcoholic beverages, and supplementing chapter one of Title 33 of the Revised Statutes," approved July eighteenth, one thousand nine hundred and thirty-nine (P. L. 1939, c. 234) are repealed.

2. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 160

AN ACT concerning the appointment of substituted fiduciaries to carry on the administration of any estate, trust or fund, when and during such time as any fiduciary charged with the administration thereof is engaged in war service, and supplementing Title 3 of the Revised Statutes.

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

1. Whenever any fiduciary, as defined in chapter six of Title 3 of the Revised Statutes, is engaged in war service as defined in this act, such fiduciary or any other person interested in the estate, trust or fund of which said fiduciary is fiduciary may apply by petition to the orphans' court if such estate, trust or fund is being administered in such court, or to the prerogative court if such estate, trust or fund is being administered in the prerogative court, or to the Court of Chancery, praying for a decree suspending the powers of such fiduciary while he is engaged in war service and until the further order of said court and for the appointment of a successor to such fiduciary to act until the reinstatement of such fiduciary or until the further order of the court.

C. 3:7-76.1.  
Substitution  
when fiduciary  
in war service.

Petition.

C. 3:7-76.2.  
Hearing.

2. Upon the filing of said petition, the court shall fix a time and place for hearing thereon, of which notice shall be given to all parties interested in said estate, trust or fund, including such fiduciary if application is made by any other person, in such manner as the court shall direct.

C. 3:7-76.3.  
Substituted  
fiduciary.

3. At the time and place so fixed, or at any time to which said hearing may be adjourned, the court, having examined into the merits of such application and heard testimony thereon and being satisfied of the truth of the allegations of said petition and that said fiduciary is engaged in war service of the United States, may order that said fiduciary be suspended from the exercise of his powers and duties as such fiduciary while he remains engaged in war service and until the further order of the court and may appoint a substituted fiduciary to act during said time.

C. 3:7-76.4.  
Substitute  
or alternate.

4. If the fiduciary so suspended of his powers is one of several cofiduciaries the court may appoint a substituted cofiduciary or may appoint such fiduciary's cofiduciary to act as his successor, and if the will or other instrument under which said fiduciary is appointed provides for a substitute or alternate fiduciary, the court shall appoint such substitute or alternate fiduciary to act during said time if he is willing to act and can qualify.

C. 3:7-76.5.  
Substitute  
bonded.

5. Such substituted fiduciary shall give bond in such terms as to condition, security and amount as were required of said fiduciary in whose place and stead he is appointed or as said court shall direct, and if said fiduciary in whose place and stead he is appointed was not required to give bond the court may, in its discretion, require such substituted fiduciary to give bond in such terms as to condition, security and amount as the court may determine.

C. 3:7-76.6.  
Authority of  
substituted  
fiduciary.

6. Such substituted fiduciary, upon qualifying in accordance with the order of the court, shall be entitled to the control and possession of all of the unadministered assets of said estate, trust or fund and shall be vested with all of the title and powers

over said estate, trust or fund as were then vested in said fiduciary in whose place and stead such substituted fiduciary is appointed and shall have power and be required to administer the same and to account for his administration thereof according to law.

7. When the fiduciary so suspended ceases to be engaged in war service, he may be reinstated as fiduciary if any part of said estate, trust or fund remains unadministered and if any of the duties of the office of fiduciary thereof remain unexecuted, except the duty to account, upon application to the court by which he was suspended and upon such notice as said court shall direct, and thereupon any substituted fiduciary of said estate, trust or fund, appointed by the court shall be removed and his letters shall be revoked and all of his powers as such substituted fiduciary shall cease, except the power to account for his administration of said estate, trust or fund, and such substituted fiduciary shall deliver to the reinstated fiduciary all of the unadministered assets of said estate, trust or fund remaining in his possession and control and shall promptly account to the court for his administration of said estate, trust or fund.

C. 3:7-76.7.  
Reinstatement  
of fiduciary.

Removal of  
substitute.

Delivery  
of assets.

8. Upon reinstatement, such fiduciary shall be vested with all of the title in such portion of such estate, trust or fund as has not been administered by such substituted fiduciary and shall have all of the powers over the same and shall be subject to all of the duties in connection with the administration of said portion of said estate, trust or fund as were vested in him and imposed upon him by virtue of his original appointment as such fiduciary, but shall have no responsibility for the administration of said estate, trust or fund by such substituted fiduciary but shall be responsible for and shall account for his own administration of said estate, trust or fund theretofore and thereafter undertaken and made and the administration of any portion of said estate, trust or fund, which may have

C. 3:7-76.8.  
Full powers on  
reinstatement.

Responsibility.

remained in his hands by his own action or neglect while such substituted fiduciary was in office.

C. 3:7-76.9.  
Commissions  
apportioned.

9. Commissions on the administration of said estate, trust or fund shall be apportioned between said original fiduciary and such substituted fiduciary in such manner as the court shall direct.

C. 3:7-76.10.  
Number of  
substitutes.

10. The court may appoint more than one substituted fiduciary in place and stead of any fiduciary so engaged in war service if, in its discretion, the court shall determine that it is for the best interests of the estate, trust or fund, or of the parties interested therein, that such appointment shall be made.

C. 3:7-76.11.  
War service:

11. For the purposes of this act a fiduciary shall be deemed to be engaged in war service;

Member of  
fighting force;

(a) If he is a member of the military or naval forces of the United States or of any of its allies or if he has been accepted for such service and is awaiting induction into such service; or

Working  
abroad;

(b) If he is engaged in any work abroad in connection with a governmental agency of the United States or in connection with the American Red Cross Society or any other body with similar objects; or

Interned.

(c) If he is interned in an enemy country or is in a foreign country or a possession or dependency of the United States and is unable to return to this State.

12. This act shall take effect immediately.  
Approved May 6, 1942.

## CHAPTER 161

AN ACT respecting hunting and fishing licenses.

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

1. No licensee, to whom a license shall be issued pursuant to article one of chapter three of Title 23 of the Revised Statutes, shall be required to wear, have upon his person or exhibit for inspection a button with a number corresponding to the number of such license and no such buttons shall be prepared and furnished or delivered to any such licensee so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy, or any of them, and until the making of a treaty or treaties of peace concluding all of said wars.

C. 23:3-5.1.  
Licensee not  
required to  
have or exhibit  
button during  
present war.

2. This act shall take effect immediately.

Approved May 6, 1942.

## CHAPTER 162

AN ACT concerning the licensing of insurance brokers, and amending section 17:17-12 of the Revised Statutes.

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

1. Section 17:17-12 of the Revised Statutes is amended to read as follows:

Section  
amended.

17:17-12. No person by himself, or by his brokers, agents, solicitors, surveyors, canvassers or other representatives of whatever designation, nor any such broker, agent, solicitor, surveyor,

Misdemeanor  
to do busi-  
ness unless  
authorized.

canvasser, or other representative, shall solicit, negotiate or effect any contract of insurance of any kind, including all kinds of insurance described in chapters seventeen to thirty-three of this Title (17:17-1 et seq.), and including annuities involving life contingencies, or sign, deliver or transmit, by mail or otherwise, any policy, annuity contract involving life contingencies, certificate of membership, or certificate of renewal thereof, on any property or thing, or on the life, health or safety of any person, or receive any premium, commission, fee or other payment thereon, or maintain or operate any office in this State for the transaction of the business of insurance, or in any manner, directly or indirectly, transact the business of insurance of any kind whatsoever, within this State, unless specifically authorized under the laws of this State. Any person violating any of the provisions of this section shall be guilty of a misdemeanor.

Section not  
to prohibit  
nonprofit  
organizations  
granting  
annuities, etc.

2. This section shall not prohibit the granting of annuities by corporations or associations organized without capital stock or not for profit whose funds are derived principally from gifts or bequests and which are used for eleemosynary or charitable purposes, nor shall it prohibit any person or corporation acting as a broker, without being licensed as such, from soliciting or negotiating for others than themselves contracts of insurance against loss or damage on account of encumbrances upon, or defects in, title to real estate with insurance companies duly qualified under the laws of this State to make such insurance.

3. This act shall take effect immediately.

Approved May 6, 1942.



## CHAPTER 163

AN ACT concerning building and loan associations,  
and amending section 17:12-6 of the Revised  
Statutes.

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

1. Section 17:12-6 of the Revised Statutes is  
amended to read as follows:

Section  
amended.

17:12-6. No association shall hereafter establish  
or maintain branch offices or conduct its business  
by means of branches or agents, or employ agents  
to solicit members or sell its shares for a compen-  
sation. Nothing herein contained shall prohibit an  
association into which another such association is  
merged or with which another such association is  
consolidated from conducting a branch or branch  
offices, in the community or communities where the  
affairs of the merging or consolidating association  
or associations have been conducted, with the  
written consent of the commissioner if it shall ap-  
pear or be made to appear to the commissioner  
that the purposes for which the associations organ-  
ized and operated under the provisions of this Title  
are intended to serve, are or will be inadequately  
served in the community or communities wherein  
the proposed branch or branches are to be con-  
ducted, by other associations so organized and  
operated.

Branches  
and agents  
forbidden.

Not to apply  
where there  
is a merger of  
associations.

The written consent of the commissioner to the  
operation of such branch office or offices shall desig-  
nate the location thereof and no such branch or  
branches shall be removed to a different location  
or discontinued without the written consent of the  
commissioner.

Consent by  
commissioner.

2. This act shall take effect immediately.  
Approved May 6, 1942.

## CHAPTER 164

AN ACT concerning certain cemeteries, cemetery companies and cemetery associations, and supplementing Title 8 of the Revised Statutes.

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

C. 8:1-20.1.  
Court to  
appoint  
trustees, etc.,  
of cemetery  
associations in  
reorganization.

1. Whenever any receiver or trustee of any cemetery, cemetery company or cemetery association heretofore or hereafter appointed by the Court of Chancery of this State shall have adjusted, compromised or settled, or may hereafter adjust, compromise or settle any debt or claim due or owing, or to become due or owing by such cemetery, cemetery company or cemetery association, and in connection therewith gives under the authority of such court in his name as such receiver or trustee, or in the name of such cemetery, cemetery company or cemetery association, any bonds, notes, or other evidences of indebtedness in payment of or as a means of payment of such debt or claim, the board of managers or trustees of such cemetery, cemetery company or cemetery association and who are to have the care and management of such cemetery, cemetery company or cemetery association, shall until such notes, bonds, or other evidences of indebtedness are paid and fully discharged, be selected or chosen by the said court. Such managers or trustees shall be selected or chosen in the manner and for the terms within the limitation hereof and may be paid such compensation as may be determined upon by the said court.

Compensation.

C. 8:1-20.2.  
Right of  
appointment  
retained by  
court.

2. It shall and may be lawful to include in any bonds, notes, or other evidences of indebtedness given by such receivers or trustees a covenant or condition that the right to choose and select the managers or trustees who are to have the care and management of such cemetery, cemetery company, or cemetery association, until such notes, bonds, or

evidence of indebtedness shall be paid and fully discharged, is to be retained in and exercised by the said court.

3. This act shall take effect immediately.

Approved May 6, 1942.

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## CHAPTER 165

AN ACT to permit school districts to create a revolving fund for the purchase and sale of United States Defense Stamps.

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

1. The board of education of any school district may appropriate, out of any available account, any sum of money not in excess of two hundred fifty dollars (\$250.00) for each public school in said district, to be used as a revolving fund for the purchase of United States Defense Stamps issued under the authority of the United States of America, and for the sale and distribution of such stamps to the students and faculty members of any public school within said district, but no board shall make any rule or regulation requiring any student or faculty member to purchase such stamps.  
C. 18:5-100.  
May create fund to purchase U. S. defense stamps.
2. The custodian of school funds for the said district shall pay over the moneys made available by the board for the establishment of such fund as provided under section one of this act, to such person, within the employ of said board, as it shall designate to be custodian of the fund. The custodian of the fund shall not be required to furnish a bond but shall account for such funds to the board, from time to time, as it shall require. With the funds so made available by the board the custodian shall purchase said United States Defense Stamps,  
C. 18:5-101.  
Payment to custodian of fund.  
  
Purchase and sale.

which shall be sold to the students and faculty members of said public school, under such rules and regulations as shall be adopted by the board.

C. 18:5-102.  
Use of  
proceeds.

3. The proceeds of the sale of said United States Defense Stamps shall be used to replenish the supply thereof as the necessity arises.

C. 18:5-103.  
Act operative.

4. This act shall take effect immediately and shall remain operative so long as the United States Defense Stamps are issued and sold by the United States of America, at the end of which time the moneys remaining in any such fund shall be returned by the custodian of the fund to the account from which it was originally appropriated, or to such other account as shall be directed by the board.

Approved May 7, 1942.

## CHAPTER 166

AN ACT relative to investments by fiduciaries, and amending section 3:16-1 of the Revised Statutes.

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

Section  
amended.

1. Section 3:16-1 of the Revised Statutes is amended to read as follows:

Authorized  
investments:

3:16-1. Investments authorized in general. A fiduciary whose duty it may be to loan or invest money entrusted to him in his fiduciary capacity may, without special order of any court, invest such money, or any part thereof, in any of the following securities:

United States  
obligations;

United States bonds. a. In stocks or bonds or interest bearing notes or obligations of or guaranteed by the United States, or those for which the faith of the United States is distinctly pledged to provide for the payment of the principal and interest thereof;

State bonds. b. In bonds or interest bearing notes or other obligations of or guaranteed by this State or bonds authorized by its laws issued or to be issued by any commission appointed by the Supreme Court by virtue of any law of this State;

State bonds;

Bonds of other States. c. In bonds of any State in the Union which has not, within five years next preceding such investment, defaulted in the payment of any part of either principal or interest on any of its bonds issued by authority of the Legislature of such State;

Bonds of other States;

Municipal or school bonds. d. In bonds or interest bearing notes or obligations of any county, city, town, township, borough, village or other municipal or political subdivision of this State issued under authority of a law of this State, or in permanent bonds of any public school district, water district, union-graded school district or regional board of education of this State, or in refunding or renewal bonds of any such school district, water district or board of education issued under authority of a law of this State; *provided*, that at the time of making any such investment the issuer of such bonds shall not be in default in the payment of any principal of or interest upon any bonds issued by it;

Municipal and school bonds;

Proviso;

Bonds of counties, municipalities and school districts of other States. e. In the stocks, bonds or interest bearing notes or obligations of any county, city, town, township, borough, village or school district of any other State of the Union issued pursuant to the authority of any law of such State; *provided*, that such county, city, town, township, borough, village or school district shall not have been in default in the payment of any principal or interest on any of its stocks, bonds or interest bearing notes for more than one hundred and twenty days during the five years next preceding such investment; *provided*, that such county shall have a population of not less than twenty thousand and that any such city, town, township, borough, village or school district shall have a population

Bonds of counties, etc., of other States;

Proviso;

Proviso;

Proviso; of not less than five thousand; *provided, further*, as to any such county with a population of less than one hundred thousand that its debt less sinking funds shall not exceed five per centum (5%), and as to any such county with a population of more than one hundred thousand its debt less sinking funds shall not exceed seven per centum (7%) of the assessed valuation of all taxable real property within the county; *provided, further*, that the net debt, determined as hereinafter provided, of such city, town, township, borough, village or school district shall not exceed twelve and one-half per centum (12½%) of the assessed valuation of all taxable real property therein, except that where a city has a population of more than two hundred and fifty thousand, the net debt of such city shall not exceed fifteen per centum (15%) of the assessed valuation of all the taxable real property therein;

Determining  
net debt;

Net debt of any city, town, township, borough, village or school district shall be determined as follows: to the gross debt which shall include all debt except tax anticipation notes and current liabilities there shall be added stocks, bonds, notes or other obligations by whomever issued for the payment of the principal and interest of which taxes may be levied upon taxable real property within such city, town, township, borough, village or school district excepting any such stocks, bonds, notes or other obligations issued by the State and by the county or counties in which such city, town, township, borough, village or school district is situated: to the gross debt of any city, town, township, borough or village, any part or all of which is within a school district which includes territory of more than one city, town, township, borough or village there shall be added that proportion of the notes or bonds of such school district which the assessed valuation of the taxable real property of that portion of the school district located within such city, town, township, borough or village bears to the total assessed valuation of all the taxable

real property of such school district: to the gross debt of any school district which includes territory of more than one city, town, township, borough or village there shall be added that proportion, computed individually, of the net debt of each of such cities, towns, townships, boroughs or villages which the assessed valuation of the taxable real property of that portion of each such city, town, township, borough or village located within such school district bears to the total assessed valuation of the taxable real property within each such city, town, township, borough or village: there shall be deducted from the gross debt self-supporting utility debt and sinking funds except sinking funds for self-supporting utility debt; to the extent that any utility shall not be self-supporting the amount of deficit in the income of such utility applicable to interest and debt retirement shall be capitalized at five per centum (5%) and the capital sum so determined shall not be deductible from the gross debt;

Railroad bonds and equipment obligations. f.  
(1) In mortgage bonds issued, guaranteed or assumed by a railroad corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States, the balance available for fixed charges of which as reported to the Interstate Commerce Commission has been sufficient for the three fiscal years next preceding such investment to cover total fixed charges on an average of one and three-quarters times, and at least one and one-half times in the fiscal year preceding such investment, or which has paid dividends of not less than four per centum (4%) on its entire capital stock for the three fiscal years next preceding such investment, or which such a railroad corporation has otherwise covenanted or agreed to pay or to cause to be paid, whether by lease, endorsement, supplemental indenture, or otherwise, and secured by a first lien upon not less than three-fourths of the rail mileage included in said mortgage or by a re-

Railroad  
bonds and  
equipment  
obligations;

funding mortgage under which bonds may be issued for the retirement or refunding of all prior lien mortgages on the property covered by such refunding mortgage, or by liens prior to any such refunding mortgage; or in bonds secured by any first or any such refunding or any such underlying mortgage upon a railroad terminal, depot, tunnel or bridge used by two or more railroad corporations which have jointly and severally guaranteed the payment of principal and interest of such bonds or have otherwise covenanted or agreed to pay the same; *provided*, that the balance available for fixed charges of at least one of such guarantor railroad corporations has been sufficient to cover total fixed charges on an average of one and one-half times in the three fiscal years next preceding such investment and at least one and one-quarter times in the fiscal year next preceding such investment; or in the bonds of any railway terminal or dock company of this State, secured by first mortgage on terminal or dock property fronting on the Hudson river or New York bay and having an assessed value for the purpose of taxation in excess of the amount of the entire issue of bonds, and used and occupied as a dock or terminal by any railroad now operating in this State; *provided*, that no part of the principal or interest of such bonds shall have been in default for more than six months at any time during the five years next preceding the investment and that no part thereof is in default at the time of making the investment;

**Proviso;**

**Proviso;**

Mortgage bonds when balance available for fixed charges averages one and one-half amount required;

f. (2) In mortgage bonds of a railroad corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States the balance available for fixed charges of which as reported to the Interstate Commerce Commission has been sufficient for the three fiscal years next preceding such investment to cover total fixed charges on an average of at least one and one-half times and at least one and one-quarter times in the fiscal year next preceding such investment; *provided*, that such

**Proviso;**



bonds shall be a direct or collateral first lien on at least two-thirds of the mileage covered; *and provided*, at least fifty per centum (50%) of the rail mileage as to which the bonds are a first lien shall be classified as main line;

Proviso;

f. (3) In mortgage bonds of a railroad corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States which are a first lien or a collateral first lien on at least two-thirds of the mileage covered, of which at least one-half said rail mileage shall be main line mileage and the earnings of which allocable to such mileage are estimated to be on the average at least one and one-half times interest charges on such bonds for the three fiscal years next preceding such investment and at least one and one-half times in the fiscal year next preceding such investment; *provided*, that such a railroad corporation shall not have been in default on any part of the principal or interest of any of its bonds within the five years next preceding such investment and shall not be in default on any part of the principal or interest of any of its bonds at the time of making such investment. For the purpose of this paragraph, should the earnings of a railroad not be susceptible to exact allocation under the ordinary accounting methods of a railroad, information as to earnings may be obtained from any financial, statistical, investment or other publication or service referred to in paragraph w. of this section;

Mortgage bonds that are first liens, etc.;

Proviso;

f. (4) In equipment obligations or certificates of a railroad corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States, secured by railroad equipment under equipment or car trust, lease or conditional sale, or by first lien thereon, the principal amount of which does not exceed eighty per centum (80%) of the purchase price of the equipment and which mature within fifteen years from the date of issue, serially or in equal annual or semiannual installments beginning not later than three years after the date of issue;

Equipment obligations where they do not exceed 80% of purchase price;

Bonds secured  
by mortgages;

Bonds secured by first mortgage. g. In bonds or other obligations secured by first mortgages on improved real estate in this State or in the States of New York or Pennsylvania if not more than twenty-five miles from this State, including improved farm lands in this State or in the States of New York or Pennsylvania if not more than twenty-five miles from this State; *provided*, the amount of any such bond or other obligation and mortgage shall not at the time of making the investment therein exceed sixty per centum (60%) of the estimated worth of the real estate covered by the mortgage and the rate of interest shall not be more than six per centum (6%) per annum;

Proviso;

Purchase  
money mort-  
gages that are  
first liens;

g. (a) Whenever a fiduciary owns or has an expressed or implied power of sale over any real estate, or any interest or interests therein, however acquired, he may, in the exercise of discretion, sell such real estate, or such interest or interests therein, upon such terms and conditions as he shall deem to be for the best interests of the estate or trust, and, as an incident to such sale, may invest in a bond or other obligation secured by a purchase money mortgage, which shall be a first lien upon the real estate sold, in any amount up to but not exceeding eighty per centum (80%) of the sale price.

Bonds secured  
by mortgages  
on leasehold  
of camp  
meeting  
associations;

Bonds secured by mortgage on leasehold of camp meeting associations. h. In bonds, secured by first mortgage on leasehold estates of real property in this State of camp meeting associations; *provided*, *however*, that such real estate in this State, except as to such leasehold is free and clear of all liens and encumbrances of every kind and character whatsoever; *provided, further*, that such leasehold at the time of the giving of said bond and mortgage has an unexpired term of not less than twenty-five years, and is a lease of the entire interest in such real estate in this State, except the reversion thereof; *provided, further*, that no investment shall be made in excess of sixty per centum (60%) of the appraised value of such leasehold estate and the

Proviso;

Proviso;

Proviso;

improvements thereon, which appraisement may be made by a committee of any such savings bank, banking institution, trust company or insurance company, and, in the case of an individual, by two persons appointed by any such individual for such purpose; *provided, further*, that any such camp meeting association shall consent to the giving of such bond and mortgage, subject, nevertheless, to all the conditions of the lease; *provided, further*, that no savings bank, banking institution, trust company or insurance company, organized under the laws of this State, or any person or corporation acting as executor, administrator, guardian or trustee shall make loans on leasehold estates of any such camp meeting association until the camp meeting association shall first have been approved for such purpose by the Commissioner of Banking and Insurance of the State of New Jersey;

Proviso;

Proviso;

Dominion of Canada bonds. i. In bonds, notes or other interest bearing obligations constituting the direct and general obligation of the Dominion of Canada;

Dominion of  
Canada Bonds;

Utility bonds. j. In bonds issued, or fully guaranteed as to both principal and interest, or assumed as to both principal and interest by a public utility corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States not less than eighty per centum (80%) of the gross operating revenues of which is, at the time of making such investments derived from the operation of one or more of the following utility services, viz.: artificial gas, the sale of natural gas or of a mixture of natural and artificial gas to consumers through a distribution system owned or leased by it, steam, electric light or power, telephone or telegraph, or water, or which such corporation has otherwise covenanted or agreed to pay or to cause to be paid, whether by lease, endorsement, supplemental indenture, or otherwise; *provided*, that such bonds are secured by a first mortgage or by a re-funding mortgage under which bonds may be issued

Utility bonds;

Proviso;

for the retirement or refunding of all liens prior thereto on the property covered thereby or by a mortgage prior in lien to any such refunding mortgage or secured by pledge of collateral consisting of such first mortgage bonds or such refunding bonds or such prior lien bonds; *provided, further*, that any such mortgage shall be a lien on real estate, rights or interests therein, leaseholds, plant, equipment, transmission or distribution system, or other fixed assets and franchises and that the outstanding principal amount of bonds, except bonds pledged as collateral thereunder, secured by such mortgage and any and all other mortgages thereon, the lien of which is equal therewith or prior thereto, shall not, at the time of making such investment, exceed two-thirds of the book value of the fixed assets subject to the lien thereof, less reserves for depreciation and renewals, as shown on the books of such corporation, including the value of fixed assets leased to such corporation and operated by it under lease not expiring, by its terms, prior to the maturity of the bonds, if such lease be subject to the lien of such mortgage; or that such mortgage shall be prior in lien to or shall underlie a refunding mortgage which meets the foregoing requirement; *provided, further*, that the gross operating revenues of such corporation, including those of predecessor and constituent corporation shall have averaged not less than two million dollars (\$2,000,000.00) per annum for the five fiscal years next preceding such investment; *provided, further*, that the net operating revenues of such corporation, including those of predecessor and constituent corporations, after all operating expenses, but before deducting charges for depreciation, renewals and State and Federal income and profits taxes, available for fixed charges for rentals and interest on all outstanding mortgage debt, shall have averaged annually for the three fiscal years next preceding such investment not less than twice the average annual requirement during such period for such fixed charges excluding intercompany items;

Water company bonds. k. In the bonds, notes or other evidences of indebtedness issued, guaranteed, or assumed by a public utility corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States not less than eighty per centum (80%) of the revenues of which are, at the time of making such investment, derived from the sale of water to consumers through a distribution system owned or leased by it, or which such corporation has otherwise covenanted or agreed to pay or to cause to be paid, whether by lease, endorsement, supplemental indenture or otherwise; *provided*, that such bonds are secured by a first mortgage, or by a refunding mortgage under which bonds may be issued for the retirement or refunding of all liens prior thereto on the property covered thereby, or by a mortgage prior in lien to any such refunding mortgage; *provided, further*, that any such mortgage shall be a lien on real estate, rights or interests therein, leaseholds, plant, equipment, distribution system, or other fixed assets or franchises and that the outstanding principal amount of bonds secured by such mortgage and any and all other mortgages thereon, the lien of which is equal therewith or prior thereto, shall not, at the time of making such investment, exceed three-fourths of the book value of the fixed assets subject to the lien thereof, less reserves for depreciation and renewals, as shown on the books of such corporation, including such value of fixed assets leased to such corporation and operated by it under lease not expiring, by its terms, prior to the maturity of the bonds if such lease be subject to the lien of such mortgage; or that such mortgage shall be prior in lien to or shall underlie a refunding mortgage which meets the foregoing requirements; *provided, further*, that the gross operating revenues of such corporation, including those of predecessor and constituent corporations, shall have averaged not less than five hundred thousand dollars (\$500,000.00) per annum for the five fiscal

Water company bonds;

Proviso;

Proviso;

Proviso;

- Proviso; years next preceding such investment; *provided, further*, that the net operating revenues of such corporation, including those of predecessor and constituent corporations, after all operating expenses, but before deducting charges for depreciation, renewals and State and Federal income and profits taxes, available for fixed charges for rentals and interest on all outstanding debt, shall have averaged annually for the three fiscal years next preceding such investment, not less than one and three-quarters times the average annual requirement during such period for such fixed charges excluding intercompany items;
- Utility debentures, etc.; Utility debentures, et cetera. 1. In the bonds, notes or other evidences of indebtedness issued, guaranteed or assumed by a public utility corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States, or which such corporation has otherwise covenanted or agreed to pay, or to cause to be paid, whether by lease, endorsement, supplemental indenture, or otherwise, not less than eighty per centum (80%) of the revenues of which are derived from the operation of one or more of the following utility services, viz.: artificial gas, the sale of natural gas or of a mixture of natural and artificial gas to consumers through a distribution system owned or leased by it, steam, electric power or light, telephone, telegraph, or water, or from income received on the stocks and bonds of operating utility corporations, not less than eighty per centum (80%) of the revenues of which are derived from the aforesaid services and not less than ninety-five per centum (95%) of the common stocks of which are owned by the parent corporation; *provided*, that all bonds, plus all equally or better secured indebtedness, including current liabilities, subsidiary debt and subsidiary preferred stock and minority interests, shall not exceed two-thirds of the book value of all tangible assets, less reserves for depreciation and renewals, as shown on the consolidated balance
- Proviso;

sheet of such corporation on a consolidated basis; *provided, further*, that the gross operating revenues of such corporation, including those of predecessor and constituent corporations, shall have averaged not less than three million dollars (\$3,000,000.00) per annum for the five fiscal years next preceding such investment on a consolidated basis; *provided, further*, that the net operating revenues of such corporation, including those of predecessor and constituent corporations, after all operating expenses, but before deducting charges for depreciation and renewals and State and Federal income and profits taxes, available for fixed charges for rentals and interest on all outstanding debt, shall have averaged annually for the five fiscal years next preceding such investment not less than three times the average annual requirement during such period for fixed charges excluding intercompany items;

Proviso;

Proviso;

Telephone company bonds, et cetera. m. In bonds, debentures, notes or other evidences of indebtedness of, or bonds, debentures, notes, or other evidences of indebtedness unconditionally assumed or guaranteed as to the payment of both principal and interest by, any corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States, engaged in furnishing telephone service as a holding and operating company both directly and indirectly through one or more subsidiary corporations or as a holding company through one or more subsidiary corporations; *provided*, that the said corporation and some or all of such subsidiary corporations on a consolidated basis shall have reported gross revenues averaging at least four hundred million dollars (\$400,000,000.00) per annum for the five fiscal years, and at least four hundred million dollars (\$400,000,000.00) for the one fiscal year next preceding such investment; *and provided, further*, that the said corporation and some or all of such subsidiary corporations on a consolidated basis shall have reported earnings

Telephone  
company  
bonds, etc.;

Proviso;

Proviso;

available for fixed charges, after deducting operating expenses, including depreciation, for each respective fiscal year, averaging at least seventy-five million dollars (\$75,000,000.00) per annum for the five fiscal years, and at least seventy-five million dollars (\$75,000,000.00) for the one fiscal year next preceding such investment; *and provided, further*, that the said corporation and some or all of such subsidiary corporations on a consolidated basis shall have earned their total fixed charges, after deducting operating expenses, including depreciation, as reported for each respective fiscal year, an average of at least one and three-fourths times for the five fiscal years, and at least one and one-half times for the one fiscal year next preceding such investment; *and provided, further*, that the consolidated balance sheet for the said corporation and some or all of such subsidiary corporations at the end of the fiscal year next preceding such investment shall have shown total assets amounting to at least two billion dollars (\$2,000,000,000.00); fiscal year means any year covered by a regular annual report of said corporation whether on a calendar or fiscal year basis;

Utility preferred stocks; n. In preferred stocks issued, guaranteed, or assumed by a public utility corporation organized and existing under the laws of any State of the United States or of the District of Columbia or of the United States, not less than eighty per centum (80%) of the gross operating revenues of which is, at the time of making such investment, derived from the operation of one or more of the following utility services, viz.: artificial gas, the sale of natural gas or of a mixture of natural and artificial gas to consumers through a distribution system owned or leased by it, steam, electric light or power, telephone, telegraph, or water; *provided*, that the total of all funded debt and such preferred stock together with all other preferred stocks issued, guaranteed or assumed by the corporation having claims on earnings or assets ranking equally with such preferred stock of the



corporation shall not exceed two-thirds of the book value of the fixed assets of the corporation on a consolidated basis, less reserves for depreciation and renewals, as shown on the books of such corporation; *provided, further*, that such preferred stock shall be cumulative as to dividends and shall not be preceded, as to claim on dividends or assets of the corporation, in case of liquidation or dissolution, by any other class of stock; *provided, further*, that the gross operating revenues on a consolidated basis of such corporations, including those of predecessor and constituent corporations shall have averaged not less than five million dollars (\$5,000,000.00) per annum for the five fiscal years next preceding such investment; *provided, further*, that the mortgage bonds and debentures of the corporation, if such are outstanding, shall be legal investments under this act; *provided, further*, that the net income of the corporation on a consolidated basis shall have averaged annually, for the five fiscal years next preceding such investment, not less than five times the average annual dividend requirement on such preferred stock and any other equally ranking preferred stock during such period and shall have been at least five times such dividend requirement during the next preceding fiscal year;

Proviso;

Proviso;

Proviso;

Proviso;

Industrial bonds, et cetera. o. In the bonds, notes or other evidences of indebtedness of any industrial corporation organized under the laws of any State of the United States or of the District of Columbia or of the United States; *provided*, that in each of the five fiscal years next preceding such investment, the gross revenues on a consolidated basis of the said industrial corporation shall not have been less than ten million dollars (\$10,000,000.00); *provided, further*, that the balance of income available for the payment of interest, after deducting all operating expenses, depreciation, reserves and taxes, except State and Federal income and profits taxes, shall have averaged annually three times the average annual fixed charges for

Industrial bonds, etc.;

Proviso;

Proviso;

the five fiscal years next preceding such investment; *provided, further*, that the current assets of said industrial corporation on a consolidated basis, as shown by its latest published statement prior to the making of such investment, shall be at least twice the current liabilities; *provided, further*, that the total debt, including current liabilities, shall not exceed sixty per centum (60%) of the book value of the assets, less depreciation and reserves on the consolidated balance sheet of the corporation;

Industrial preferred stocks; p. In preferred stocks of any industrial corporation organized under the laws of any State of the United States or of the District of Columbia or of the United States;

*provided*, that such preferred stock shall be cumulative as to dividends and shall not be preceded, as to claim on dividends or assets of the corporation, in case of liquidation or dissolution, by any other class of stock; *provided, further*, that the gross revenues of such corporation on a consolidated basis, including those of predecessor and constituent corporations, shall have been not less than ten million dollars (\$10,000,000.00) in each of the five fiscal years next preceding such investment; *provided, further*, that the balance of income available for the payment of interest and dividends on the preferred stock in question and on any other preferred stock ranking equally, after deducting all operating expenses, depreciation, reserves and taxes, except Federal profits taxes, shall have averaged annually at least four times the average annual fixed charges and dividend requirements for the five fiscal years, and at least three times such fixed charges and dividend requirements for the one fiscal year, next preceding such investment;

*provided, further*, that the current assets of the said industrial corporation on a consolidated basis, as shown by its latest published statement prior to the making of such investment, shall be at least three times the current liabilities; *provided, further*, that the total debt, including current liabilities, and the preferred stock together shall not ex-

ceed forty per centum (40%) of the book value of the assets on a consolidated basis, less depreciation and reserves;

Bonds of joint stock or Federal land bank. q. In bonds issued by a joint stock land bank authorized to do business in this State, or by a Federal land bank, organized pursuant to an act of Congress entitled "An act to provide capital for agricultural development, to create standard forms of investment based upon farm mortgage, to equalize rates of interest upon farm loans, to furnish a market for United States bonds, to create government depositories and financial agents for the United States, and for other purposes," approved July seventeenth, one thousand nine hundred and sixteen;

Bonds of joint stock or federal land bank;

In consolidated bonds of the twelve Federal land banks issued under and pursuant to the above-mentioned act of Congress as now or hereafter amended and known as the "Federal Farm Loan Act";

Bonds of consolidated federal land banks;

Bonds of home owners' loan corporation. r. In bonds issued or hereafter issued by the home owners' loan corporation created under an act of Congress entitled "An act to provide emergency relief with respect to home mortgage indebtedness, to refinance home mortgages, to extend relief to the owners of homes occupied by them and who are unable to amortize their debt elsewhere, to amend the Federal home loan bank act, to increase the market for obligations of the United States and for other purposes," approved June thirteenth, one thousand nine hundred and thirty-three, and a fiduciary may accept such bonds in lieu of cash, in reduction or in payment of indebtedness due such fiduciary or in part payment or in full payment of the purchase price on the sale or transfer of any asset held by such fiduciary provided such sale or transfer is otherwise lawful;

Bonds of home owners' loan corporation;

Certificates of deposit and savings accounts. s. In interest bearing time certificates of deposit of or by depositing as interest bearing time deposits

Certificates of deposit and savings accounts;

	in savings or special interest accounts, in any bank, trust company, mutual savings bank or stock savings bank or national bank doing business in this State, including, where the fiduciary is such a corporation, such certificates of deposit of or such deposits with itself in its banking department; <i>provided, however</i> , that a fiduciary shall not invest more than five thousand dollars (\$5,000.00) of any one trust or estate in time certificates of deposit of, or deposit more than five thousand dollars (\$5,000.00) of any one trust or estate as a time deposit in, any one bank, trust company, mutual savings bank, stock savings bank or national bank doing business in this State including itself where the fiduciary is such a corporation;
Proviso;	
In investments legal for savings banks;	Investments legal for savings banks. t. In any loans or securities which are or hereafter may be made lawful investments under the statutes of this State, for savings banks of this State;
Investments continued as legal;	Investments legal when made continued legal. u. Any investment made by a fiduciary, legal under the laws of this State when made, shall continue to be legal anything in this section to the contrary notwithstanding;
Fiduciary not liable.	A fiduciary, who, in the exercise of good faith and reasonable discretion, continues to hold any investment made by the fiduciary which was legal under the laws of this State or under a will, deed of trust or order of court having jurisdiction governing the investment when made, shall not be accountable for any loss by reason of such continuance;
Application of act.	Where section not applicable. v. The provisions of this section shall not apply where the deed of trust, or the will, or any court having jurisdiction of the matter, specially directs in what securities the trust fund shall be invested, and every such court shall have the power to specially direct by order or orders, from time to time, additional securities, in its discretion, in which trust funds may be invested. An investment made in accordance with such special direction shall be legal, and no

fiduciary shall be held liable for a loss in any such case;

Fiduciary may rely on financial publications. w. A fiduciary, in determining if any bond, debenture, stock or other security meets the requirements of this section or of a deed of trust, will or order of court having jurisdiction, governing the making of the investment, may rely and be fully protected in relying upon statistical, financial, corporate or other information as to such bond, debenture, stock or other security, and upon ratings or other opinion as to the financial or other status thereof, contained in or offered by any financial, statistical, investment, rating or other publication or service published for the use of and accepted as reliable by investors in like investments;

May rely on financial publications.

Definition of fiscal years. x. Wherever the term "fiscal years" is mentioned in this section, a fiduciary may, at its option, use consecutive twelve-month periods, of the same duration as the specified number of fiscal years, ending within six months preceding the investment, and, if it elects to use other than fiscal years, wherever the term "the fiscal year next preceding the investment" is mentioned, it shall use the last twelve-month period of such consecutive twelve-month periods;

Fiscal years, defined.

Definition of debt. y. Wherever in this section a restriction has been placed on the amount of debt a corporation may have outstanding, the amount of the debt which has been called for redemption or which otherwise matures within six months and for the payment of which funds have been specifically set aside in trust shall be excluded from the computation of the total debt of said corporation.

Definition of debt.

2. This act shall take effect immediately.

Filed May 7, 1942.

## CHAPTER 167

AN ACT relating to the South Jersey Port Commission, amending section 12:11-3 of the Revised Statutes, and making an appropriation to the said commission.

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

Section  
amended.

1. Section 12:11-3 of the Revised Statutes is amended to read as follows:

Commission  
continued.

12:11-3. The South Jersey Port Commission, hereinafter in this chapter referred to as the "commission," created and established by the act entitled "An act to create the South Jersey port district and to provide for the appointment of the South Jersey Port Commission, and to define its powers, duties and jurisdiction and making an appropriation for its expenses," passed April first, one thousand nine hundred and twenty-six (L. 1926, c. 336, p. 759), as amended and supplemented, is continued. The commission shall have the powers, duties and jurisdiction hereinafter enumerated and such other additional powers and duties as may, from time to time, be conferred upon it by the Legislature.

Powers  
and duties.

Membership.

The commission shall consist of seven members, residents of the district, no two of whom shall reside in the same county. The first seven members shall be those named by concurrent resolution of the Senate and General Assembly and they shall hold office for terms of five years from the date of approval of such concurrent resolution. Upon the expiration of the terms of the members named therein, their successors shall be elected by the Legislature as follows: one for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, one for a term of five years, one for a term of six years, one for

Term.

a term of seven years; and subsequent election shall be made in the same manner and for a term of seven years.

At the expiration of the term of any member, if the Legislature shall not have elected a successor, the term of such member shall continue until his successor shall have been elected. Hold over.

Any vacancy in the commission by reason of death, resignation or otherwise shall be filled by election by the Legislature for the unexpired term. Vacancies.

2. There is hereby appropriated for the expenses of the commission the sum of one hundred thousand dollars (\$100,000.00). Appropriation.

3. This act shall take effect immediately.

Approved May 7, 1942.

## CHAPTER 168

AN ACT to require and provide for the issuing of licenses and permits to persons, firms and corporations for the erection, use and maintenance of billboards, structures and other objects for outdoor advertising and to regulate such erection, use and maintenance, and to provide penalties for violations of this act, and to repeal chapter forty of Title 54 of the Revised Statutes.

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

1. No person, firm or corporation, after this act becomes effective, shall engage or continue in the business of outdoor advertising for profit through rental or other compensation received for the erection, use or maintenance of billboards, buildings, structures or other objects upon real property for the display of outdoor advertising matter on any stationary object within public view from any high- C. 54:40-20.  
Outdoor  
advertisers  
license.

way, public park or reservation or public right-of-way, without first obtaining a license therefor from the State Tax Commissioner and a permit for the erection, use and maintenance of each billboard, building, structure or other object used for outdoor advertising except as provided in section sixteen hereof. The fee for each license issued to an applicant shall be one hundred dollars (\$100.00) payable with the application in advance of the issuing of such license. All licenses shall expire on the thirty-first day of December of the year for which they are issued and may be renewed for the ensuing year. All applications for renewal of licenses shall be filed with the State Tax Commissioner on or prior to December fifteenth of the year preceding the year for which such renewals are applied for.

C. 54:40-21.  
Application  
form and  
contents.

2. Each application for such license shall be made on forms to be provided by the State Tax Commissioner and shall be verified under oath by the applicant or its duly authorized officer or agent and shall show:

(1) The name of the applicant, location of the principal office or business address of the applicant, and if a firm, the names and addresses of all partners, and if a corporation, the names and addresses of all of the officers of the corporation and of the agent upon whom process may be served, and such other pertinent information as may be prescribed by said State Tax Commissioner.

(2) If the applicant does not reside in this State or is a foreign corporation not authorized to do business in this State, the applicant shall authorize in such application the service upon the State Tax Commissioner of any process issuing out of any court of this State against the applicant and shall agree that such service shall be deemed to be personal service upon such applicant. Notice of the service of such process shall be given by the State Tax



Commissioner to the applicant by mail, addressed to the applicant at the address given in his or its application. Such nonresident applicant or foreign corporation applicant not authorized to do business in this State shall also, with his or its application, file with the State Tax Commissioner a bond satisfactory to said commissioner running to the State of New Jersey in the sum of one thousand dollars (\$1,000.00), conditioned upon the observing and fulfilling by the applicant of all the provisions of this act and upon default in the condition of such bond, the State Tax Commissioner may enforce the collection thereof in any court of competent jurisdiction.

3. All persons, firms or corporations before erecting, maintaining or using any billboards, buildings, structures or other objects for the display of outdoor advertising matter, shall apply for and obtain from the State Tax Commissioner a permit for the same. The State Tax Commissioner is hereby authorized to grant such permits to all persons, firms or corporations, licensed as aforesaid, who shall comply with all of the provisions of this act pertaining to such applications. Such applications shall be made on forms to be provided by the State Tax Commissioner and verified under oath by the applicant or its duly authorized officer or agent and shall show:

C. 54:40-22.  
Permit to  
use outdoor  
space for  
advertising.

Application,  
form and  
content.

(1) The name and business address of the applicant;

(2) The type and exact location of the billboard, building, structure or other object to be used for outdoor advertising and the dimensions of the space to be so used, and such other pertinent information as may be prescribed by the State Tax Commissioner;

(3) A statement by the applicant that the owner or the duly authorized agent of the owner, of the property on which the building,

structure or other object for the display of outdoor advertising matter is located or is to be erected, used and maintained for such display, has given his written consent thereto;

(4) An undertaking by the applicant to maintain any billboard, structure or other object for which application for a permit is made and the advertising display thereon in a safe, sound and good condition;

(5) If the site of the proposed outdoor advertising structure is within the confines of any public highway, park or other public property, the applicant shall file with the application a true copy of the written consent of the public authority controlling such public highway, park or other public property;

(6) A statement in which the applicant agrees to abide by the provisions of this act.

C. 54:40-23.  
Annual fee  
for permit.  
  
Schedule  
of fees.

4. There shall be an annual fee for each permit issued, to be paid to the State Tax Commissioner. Such fee shall be based upon the size of the space to be used for outdoor advertising upon any billboard, building, structure or other object and shall be as follows:

(a) Fifty cents (\$0.50) if the space used for advertising does not exceed fifty (50) square feet in area;

(b) One dollar (\$1.00) if space used for advertising exceeds fifty (50) square feet in area, but does not exceed one hundred (100) square feet in area;

(c) Two dollars and fifty cents (\$2.50) if the space used for advertising exceeds one hundred (100) square feet in area, but does not exceed two hundred fifty (250) square feet in area;

(d) Five dollars (\$5.00) if the space used for advertising exceeds two hundred fifty (250) square feet in area, but does not exceed five hundred (500) square feet in area;

(e) Eight dollars (\$8.00) if the space used for advertising exceeds five hundred (500) square feet in area, but does not exceed eight hundred (800) square feet in area;

(f) Twenty-five dollars (\$25.00) if the space used for advertising exceeds eight hundred (800) square feet in area;

(g) Where a series of signs, not exceeding six in number, under permit when this act becomes effective, each not exceeding five square feet in area, is placed in a line parallel to the highway, all carrying a single advertising message, part of which is contained on each sign, then in fixing the permit fee hereunder, the entire series of signs shall be considered as one sign; but this rate shall not apply to permits for any new series of signs not under permit when this act becomes effective.

All permits shall expire on December thirty-first of the year for which they are issued and may be renewed for the ensuing year. All applications for renewals of permits shall be filed with the State Tax Commissioner on or prior to December fifteenth of the year preceding the year for which such renewals are applied for. The fees for all permits granted on or after July first in any year for such year shall be one-half of the foregoing rates.

Expirations  
and renewals.

Half fees  
after July.

5. The State Tax Commissioner may issue temporary or conditional permits to any applicant, whether licensed or otherwise, for the placing of outdoor advertisements made of wood, metal or cloth for a period of not more than forty-five days.

C. 54:40-24.  
Temporary  
and conditional  
permits.

Fees for such permits shall be paid to the State Tax Commissioner upon the filing of the application therefore and shall be twenty-five cents (\$0.25) for each separate advertisement not exceeding one hundred (100) square feet in area and one-half the annual rate, as specified in section four of this act, for each separate advertisement exceeding that area.

Fees.

## Application.

Each applicant for such temporary or conditional permit shall file with the application therefor a bond to the State of New Jersey, approved by the State Tax Commissioner, in the sum of one hundred dollars (\$100.00), conditioned upon the removal of all such advertisements within fifteen days after the expiration of such temporary or conditional permit therefor and upon default in the condition of such bond, the State Tax Commissioner may enforce the collection thereof in any court of competent jurisdiction.

C. 54:40-25.  
Display after  
expiration a  
violation.

6. No person, firm or corporation shall use or maintain any billboard, building, structure or other object for the display of outdoor advertising after the expiration of his or its license or permit therefor, and as long thereafter as such advertising, or any part thereof, shall remain exposed to public view, such exposure shall be taken and considered as a violation of this provision.

C. 54:40-26.  
Permits.  
transferred.

7. Upon the application of any seller or purchaser of any billboard, building, structure or other object used for outdoor advertising purposes, the State Tax Commissioner is authorized to transfer to such purchaser the permit or permits issued to the seller for the unexpired term of such permit or permits upon the payment of a fee of fifty cents (\$0.50) for each such transfer.

## Fee.

Exception to  
transferring  
permit.

No permit may be transferred unless the billboard, building, structure or other object for which permit has been issued, is erected and existing at the time of such transfer.

C. 54:40.27.  
Restrictions  
to issuance  
of permit.

8. No permit shall be issued for the erection, use or maintenance of any billboard, structure or other object to be used for outdoor advertising purposes which is within five hundred (500) feet of any intersection of a highway either with another highway or with a railroad or street railway at a point where the same will obstruct the view of a train, street car or other vehicle on such intersecting railroad, street railway or highway, unless it is erected upon or attached to a building.

9. In the interest of public safety, no billboard, building, structure or other object for the display of outdoor advertising matter shall be erected, used or maintained which in any way simulates official, directional or warning signs erected or maintained by the State of New Jersey, or by any county or municipality thereof.

C. 54:40-28.  
Certain types  
of display  
forbidden.

10. No permit other than the renewal of an existing permit shall be issued for the erection, use or maintenance of any billboard, structure or other object for the display of outdoor advertising in any location which in the judgment of the State Tax Commissioner would be injurious to the property in the vicinity thereof, or injuriously affect any public interest.

C. 54:40-29.  
Where display  
deemed to in-  
jure property.

11. No permit shall be issued for the erection, use or maintenance of any billboard, structure or other object to be used for outdoor advertising purposes which exceeds twenty-five (25) feet in height and sixty (60) feet in horizontal dimension or the advertising surface of which exceeds one thousand (1,000) square feet in area except where such billboard, structure or other object is erected upon or attached to a building or where the advertising matter appearing on such billboard, structure or other object is not readable from a State highway.

C. 54:40-30.  
Limits size  
in certain  
locations.

12. No permit shall be issued for the erection, use or maintenance of any billboard, structure or other object for the display of outdoor advertising in any location where such display, in the judgment of the State Tax Commissioner, will interfere with the view of any other advertising display for which a permit has been duly issued under this act, or where, in the judgment of the State Tax Commissioner, the extent of existing advertising display is such that any addition thereto will create a condition hazardous to traffic on an adjacent highway.

C. 54:40-31.  
No permit  
where other  
advertising  
is obstructed.

13. The area of any billboard, structure or other object affixed to or painted upon the wall of any building or structure not especially erected and maintained for outdoor advertising purposes, for which billboard, structure or object a permit has

C. 54:40-32.  
Molding  
around dis-  
plays on  
buildings.

been granted, shall be enclosed within a molding or border which is clearly visible.

C. 54:40-33.  
Name of  
owner and  
identifying  
number shown.

14. The name of the person, firm or corporation owning, leasing or controlling any billboard, building, structure or other object used or maintained for outdoor advertising purposes and an identifying number to be assigned by the State Tax Commissioner shall be placed in a conspicuous position on each billboard, building structure or other object used or maintained for outdoor advertising purposes, for which a permit has been issued.

C. 54:40-34.  
No permit  
issued where  
public safety,  
etc., is  
endangered.

15. No permit for the erection, use or maintenance of any billboard, structure or other object for the display of outdoor advertising shall be issued for any location where the erection, use or maintenance thereof shall endanger the interests of public safety, health or morals.

C. 54:40-35.  
Permits, etc.,  
not required  
for certain  
types of  
displays.

16. No license or permit shall be required for the erection, use or maintenance of any sign, billboard, structure, object or other device which is to be used solely for any of the following purposes:

(1) To advertise exclusively for sale or rent the property upon which such sign or other device is located;

(2) For legal advertisements required by any statute of the State of New Jersey to be posted or displayed;

(3) For any cautionary, informative or directory sign, signal or device erected on any public highway exclusively in the interest of public safety, convenience or health when permission has been given therefor by the public authority having jurisdiction of such public highway;

(4) For the display on any premises, or for display on any equipment on the premises, where any business, manufacturing, sale or service is conducted; *provided*, said display shall not be maintained more than two hundred (200) feet from the point on the premises where such business, manufacturing, sale or service is conducted and provided that such

Proviso.

display is not owned and maintained by any person, firm or corporation licensed to engage in the business of outdoor advertising for profit as provided in section one hereof; *and* Proviso. *provided, further*, that such display may advertise only:

(a) The name of the business conducted on said premises,

(b) The nature of the business conducted on said premises,

(c) The name of the proprietor of the business,

(d) The articles manufactured on said premises,

(e) The articles for sale on said premises,

(f) The service offered and obtainable on said premises,

but this exemption shall not apply to such signs or devices after the sale or manufacture of such articles on the premises or the obtaining of such services on the premises has ceased and after the State Tax Commissioner shall have given notice either personally or by registered mail to the person, firm or corporation, erecting, using or maintaining such sign or device, that such person, firm or corporation will be violating the act if such signs are not removed within fourteen days.

(5) For any sign or device erected, owned or maintained by the State of New Jersey, or for any sign or device erected, owned or maintained by any county or municipality thereof if erected within the boundary line of such county or municipality, or for any sign or device erected or maintained pursuant to the provisions of any contract to which the State of New Jersey or to which any county or municipality thereof or any department of or agency of such State, county or municipality shall be a party.

(6) For any private directional sign not exceeding two (2) square feet in area.

C. 54:40-36.  
Certain organ-  
izations to get  
permit free.

Proviso,  
limits size.

C. 54:40-37.  
Fees in line  
of all other  
taxes, etc.

C. 54:40-38.  
Assistants.

Employees  
to be given  
permanent  
status as of  
Dec. 1, 1942.

C. 54:40-39.  
Rules and  
regulations for  
enforcement.

Not  
applicable.

17. Educational, religious, charitable or civic organizations, American Legion Posts, Veterans of Foreign Wars Posts, Chambers of Commerce, Rotary Clubs, Kiwanis Clubs, Lions Clubs, Exchange Clubs and Organizations of a similar character, not operated for profit, shall obtain a permit in accordance with the provisions of this act for each billboard or other structure maintained or erected but no fee shall be required; *provided*, that the total area of each advertisement does not exceed fifty (50) square feet in size.

18. The fees for licenses and permits prescribed by this act shall be in lieu of all other taxes, license fees or excises for outdoor advertising or the carrying on of the business of outdoor advertising by means of billboards, buildings, structures and other objects.

19. The State Tax Commissioner is hereby authorized to employ and discharge a supervisor and clerical or other assistants for the administration of his department under the provisions of this act, and to fix their compensation all in accordance with existing civil service laws.

The officers and employees in the employ of the State Tax Department on the first day of December, one thousand nine hundred and forty-two, pursuant to chapter forty of Title 54 of the Revised Statutes, shall be retained in their offices or positions and shall continue as employees of the State Tax Department under this act unless removed in accordance with the provisions of Title 11 of the Revised Statutes.

20. The State Tax Commissioner is hereby authorized to make rules and regulations for the enforcement of this act, to prescribe and enforce penalties for the failure to comply herewith, to revoke any licenses or permits for such failure and to remove any billboards, structures or other objects used or to be used or maintained for outdoor advertising purposes contrary to any provision of this act. The provisions of subtitle nine of Title 54 of the Revised Statutes shall apply to this act.



21. Any person, firm or corporation which shall erect, use or maintain any billboard, building, structure or other object for outdoor advertising, or authorize his or its name to be used in connection therewith, without complying with all of the provisions of this act, or any person, firm or corporation which permits its business, product, goods or service to be advertised on any billboard, building or other object for the display of outdoor advertising, in violation of the provision of this act, shall be liable to a penalty of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) for each offense, and in default of the payment of such penalty shall be imprisoned for a period not to exceed thirty days.

C. 54:40-40.  
Penalty for  
violation.

22. All moneys received from licenses and permits which may be granted under the provisions of this act, including any fines and forfeitures collected under the provisions of this act, shall be forthwith deposited as received with the State Treasurer. The expenses of the administration by the State Tax Commissioner of the division of his office in charge of carrying out the provisions of this act, shall be disbursed by the State Treasurer on order of the State Tax Commissioner out of such funds.

C. 54:40-41.  
Use of moneys  
received.

Any excess of moneys received from such licenses and permits, fines and forfeitures or from similar sources under any prior act over the amount of the expenses of the administration of such department shall be apportioned and paid in the month of January in each year, beginning January, one thousand nine hundred and forty-three, on the certificate of the State Tax Commissioner to and among the municipalities in which billboards, buildings, structures or other objects used for outdoor advertising purposes and for which permits have been granted are located, in proportion to the amount of moneys received for such permits as are granted for locations in each municipality.

Excess moneys  
apportioned to  
municipalities.

C. 54:40-42.  
Procedure for  
enforcement  
of act:

Suing;  
Issuing  
process;

Nature of  
process;

Process to  
specify section  
violated;

Commitment  
in default  
of fine;

Service of  
process;

Hearing;

23. The following procedure shall be followed in actions for the enforcement of penalties set forth in this act:

(a) The said penalty shall be sued for in the name of the State Tax Commissioner. Every district court, police justice, recorder, justice of the peace or other police magistrate is hereby authorized, upon the filing of a complaint in writing, duly verified by the State Tax Commissioner, or by any assistant or employee of the State Tax Commissioner, which may be made upon information or belief, that any person, firm or corporation has violated any of the provisions of this act, to issue process at the suit of the State Tax Commissioner as plaintiff. Such process shall be either in the nature of a summons or warrant, which may issue without any order of the court or judge first being obtained against the person or persons so charged. When such process shall be in the nature of a warrant, it shall be returnable forthwith, and when in the nature of a summons, it shall be returnable in not less than five nor more than ten days. Such process shall specify the section of the act which is alleged to have been violated by the defendant or defendants, and upon the return of such process or at any time to which the trial shall be adjourned, the said court shall proceed and summarily hear the testimony and, without the filing of any pleadings, determine the matter and give judgment, without a jury, either for the plaintiff for the recovery of such penalty with costs or for the defendant. If judgment shall be rendered for the plaintiff, the court shall cause any defendant who may refuse or fail to pay forthwith the amount of the judgment rendered against him and all costs and charges incident thereto to be committed to the county jail for any period not exceeding thirty days.

(b) The officers to serve and execute all process under this act shall be officers authorized to serve all process out of said court. Said district court, police justice, recorder, justice of the peace or

other police magistrate shall have the power to adjourn the hearing or trial in any case from time to time, but in such case, except in case where the first process was a summons, it shall be the duty of the judge of the district court, police justice, recorder, justice of the peace or other police magistrate to detain the defendant in safe custody unless he shall enter into a bond to the State Tax Commissioner with at least one sufficient surety, in a sum fixed by the court which shall be not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) conditioned for his appearance on the day to which the hearing shall be adjourned and thence from day to day until the case is disposed of, and then to abide by the judgment of the said court, and such bond if forfeited may be prosecuted by said State Tax Commissioner.

(c) The form of conviction in prosecutions under this article shall be in the following or similar form:

Form of  
conviction:

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

Be It Remembered, that on this.....  
..... day of .....,  
at ....., in said  
county, .....X.....  
the defendant, was by (name of court) con-  
victed of violating section.....  
of an act entitled "An act to require and pro-  
vide for the issuing of licenses and permits  
to persons, firms and corporations for the erec-  
tion, use and maintenance of billboards,  
structures and other objects for outdoor ad-  
vertising and to regulate such erection, use and  
maintenance, and to provide penalties for  
violations of this act, and to repeal chapter  
forty of Title 54 of the Revised Statutes,"  
(date of approval of act) in a summary pro-  
ceeding at the suit of the State Tax Commis-  
sioner, upon a complaint by.....

.....; and, further, that the witnesses in said proceeding who testified for the plaintiff were (name them), and the witnesses who testified for the defendant were (name them).

Wherefore, the said court does hereby give judgment that the plaintiff recover of the defendant ..... dollars penalty and..... dollars costs of this proceeding.”

The conviction shall be signed by the judge of the district court, police justice, recorder, justice of the peace or other police magistrate before whom the conviction is had. In case the defendant is committed to jail in default of payment of the penalty, commitment in the following form shall be added beneath the judge’s signature to the conviction:

“And the said.....X....., neglecting and refusing to pay the amount of the penalty above mentioned, with costs, it is hereby ordered that the said..... X.....be and he is hereby committed to the common jail in the county of .....for a period of ..... days, unless the said penalty and costs are sooner paid.”

Such commitment shall also be signed by the judge and, in case of commitment of any defendant to jail, the conviction and the commitment shall be signed in duplicate, and one of the duplicate copies shall serve the purpose of a warrant of commitment. If a defendant who is committed to jail in default of payment of the penalty shall serve the full period for which he shall be committed, upon his release from jail he shall be entitled to have the judgment satisfied of record, and the certificate of the warden of said jail that the said defendant

has been detained for the period specified in the commitment shall be sufficient warrant for the clerk of any court in which the judgment for the penalty and costs is docketed to discharge the same of record.

(d) The clerk of any district court or the clerk of any recorder's or police court may sign and seal any process required to issue under this act, except a warrant of commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in actions in said court and shall be recoverable by said State Tax Commissioner in the event of the conviction of the defendant. Any judgment recovered for a penalty under the provisions of this act in any district court may be docketed as other judgments recovered in said court are docketed. Execution may issue for the collection of any judgment obtained under this act against the goods and chattels and body of the defendant without any order first obtained for such purpose.

Certain  
processes may  
be issued by  
court clerks;

Costs;

Docketing  
judgment;

Execution.

24. The Tax Commissioner may file a bill in the Court of Chancery for an injunction to prohibit any habitual violation of this act, or any of the orders, rules or regulations made by the commissioner, and every such action shall proceed in the Court of Chancery according to the rules and practice of that court, and cases of emergency shall have precedence over other litigation pending at the time in the Court of Chancery, and final hearing may be had within such time and on such notice as the Chancellor shall direct.

C. 54:40-43.  
Injunction  
against  
habitual  
violators.

25. The defendant in any proceedings instituted under this act may appeal from the judgment or sentence of the magistrate, recorder or judge to the court of special sessions of the county in which such proceedings shall have been taken; *provided*, the said defendant shall, within ten (10) days after the date of judgment, deliver to such magistrate, recorder or judge a bond to the State of New Jersey, with at least one sufficient surety, in such amount as the magistrate, recorder or judge shall direct, not exceeding twice the amount of the judg-

C. 54:40-44.  
Appeals.

Proviso.

ment and costs, or make a cash deposit with him of such amount as the magistrate, recorder or judge shall direct not exceeding twice the amount of the judgment and costs, conditioned to stand to and abide by such further order or judgment as may thereafter be made against the said defendant. Upon default in the condition of such bond the State Tax Commissioner may enforce the collection thereof in any court of competent jurisdiction. Such appeal properly taken and perfected, in accordance with the provisions of this act, shall be a stay of and upon the enforcement of a sentence of imprisonment, whether the execution of such sentence shall have been entered upon or not, as well as such other judgment as may be pronounced.

Service of  
notice of  
appeal.

The said defendant shall serve upon the prosecutor of the pleas of the county wherein the offense was committed and upon the magistrate, recorder or judge imposing such sentence, or the clerk or deputy clerk of such magistrate, recorder or judge, a written notice of appeal within ten (10) days from the rendering of judgment; the bond so taken under this section shall, by the magistrate, recorder or judge or clerk, be duly filed in the office of the clerk of the county, or the cash deposited be turned over to the said clerk of the county by such magistrate, recorder, judge or his clerk and such magistrate, recorder or judge shall promptly notify the prosecutor of the service of such notice of appeal made upon him; *and provided, further*, that if the said defendant shall, after the rendering of said judgment or sentence, announce to said magistrate, recorder or judge his intention to appeal therefrom and either give bond or make the deposit as herein provided, he shall have ten (10) days from the date of the rendition of such judgment or sentence within which to complete his appeal, during which said ten (10) days the execution of whatever sentence or judgment shall have been rendered, whether of imprisonment or fine, shall be stayed and in case the said defendant shall fail to complete his appeal within said days, like

Proviso.

proceedings may be had as would follow an appeal taken and the entry of a judgment of affirmance thereon.

Whenever an appeal shall be taken, as aforesaid, it shall be the duty of the magistrate within ten (10) days after defendant has completed his appeal to send all papers and all moneys, if any, deposited in accordance with the provisions of this act, and all moneys paid for the cost of prosecution, together with a transcript of the proceedings in the case, to the court of special sessions of the said county, and the trial on appeal must be noticed for a hearing by the said defendant for a day not more than thirty (30) days after he has completed his appeal, and in the event that the court be not in session, then for a day as soon thereafter as the said court will fix to hear the same, by serving the prosecutor of the pleas of the county, wherein the alleged violation was committed, not more than ten (10) days after completing his appeal a five (5) days' written notice thereof, and it shall be the duty of the prosecutor of the pleas of the county, wherein the alleged violation was committed, to represent the complainant at the trial on appeal.

Record and  
fine remitted  
to court of  
special sessions.

Whenever an appeal shall be taken under the provisions of this act to the court of special sessions, such appeal shall not operate to bring up the proceedings in the court appealed from for review, but shall operate as an application for a trial de novo and as a consent that said court of special sessions may during or before the trial amend the complaint by making the charge more specific, definite or certain, or in any other manner, including the substitution of any charge growing out of the same transaction or surrounding circumstances of which the tribunal appealed from had jurisdiction. In the event of any amendment by which a new or different charge is made, the court shall give to the defendant a reasonable time in its discretion in which to prepare for and proceed with the trial. The court of special sessions shall de novo and in a summary manner try and de-

Appeal to  
operate as a  
trial de novo.

Trial.

termine all such charges and appeals and in case the defendant is convicted by such court, it shall impose the penalty prescribed by this act, which conviction and sentence shall supersede and nullify the conviction and judgment in the court below; and in case the defendant is acquitted upon such trial de novo, the court of special sessions shall order the conviction below set aside and the return of all moneys deposited and all costs of prosecution paid by the said defendant.

C. 54:40-45.  
Fines remitted  
to commis-  
sioner.

26. All moneys collected in fines shall be immediately forwarded by such magistrate, recorder or judge to the State Tax Commissioner within fifteen (15) days after date of the payment of said fines, or within ten (10) days after the decision of the court of special sessions in those cases where appeal proceedings were had. The State Tax Commissioner upon receipt of such moneys shall pay over the same to the Treasurer of the State of New Jersey.

C. 54:40-46.  
Failure to  
remit fines  
within thirty  
days a  
misdemeanor.

27. Any person who, having collected any fine for any violation of this act or who having received any forfeited moneys, shall fail within thirty (30) days after final determination by the magistrate, recorder or judge or the court of special sessions to forward said fine to the State Tax Commissioner shall be guilty of a misdemeanor and subject to a penalty not exceeding five hundred dollars (\$500.00).

Receipt  
upon request.

It shall be the duty of any person who shall collect any fine or costs, for any violation of this act when so requested, to deliver to the offender a proper itemized receipt therefor. Any person who shall violate this provision shall be subject to a fine not exceeding twenty-five dollars (\$25.00).

C. 54:40-47.  
Provisions  
severable.

28. In case any section, subdivision or provision of this act shall be declared to be invalid or unconstitutional by any court of competent jurisdiction, such determination shall not affect any other provision hereof.

C. 54:40-48.  
Chapter 40  
of title 54  
repealed.

29. Chapter forty of Title 54 of the Revised Statutes and all other acts and parts of acts inconsistent with this act are hereby repealed, but any



penalties accrued under said repealed acts may be proceeded upon as if said acts had not been repealed.

30. This act shall take effect December first, one thousand nine hundred and forty-two, but all licenses and permits issued under chapter forty of Title 54 of the Revised Statutes prior to the effective date of this act shall continue in effect until December thirty-first, one thousand nine hundred and forty-two.

C. 54:40-49.  
Act effective.

Filed May 11, 1942.

## CHAPTER 169

AN ACT to amend "An act relating to taxation of railroads, and repealing chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes, chapter ninety-one of the laws of one thousand eight hundred and eighty-five, chapter two hundred seventy-five of the laws of one thousand eight hundred and eighty-six, chapter three hundred thirty-three of the laws of one thousand nine hundred and twenty-one, and chapter four hundred twenty-three of the laws of one thousand nine hundred and thirty-three," approved July twenty-second, one thousand nine hundred and forty-one (P. L. 1941, c. 291).

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

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

C. 54:29A-14.  
Section 14  
amended.

14. Franchise base. For the purpose of this section, net railway operating income shall be computed as total railway operating revenues from all sources, including any revenue whatever derived

Computing  
net railway  
operating  
income.

directly or indirectly from property which is used for railroad purposes, less costs of railroad maintenance, operation and depreciation, railway tax accruals, uncollectible railway revenues, rentals (both debits and credits) for equipment leased for less than one year or interchanged, and joint facility rents (both debits and credits), and the amount remaining shall constitute the net railway operating income hereinafter mentioned. Deductions from operating revenues for depreciation, additions and betterments, and compensation for personal services shall be subject to regulation by the commissioner, as to reasonableness of amount and appropriateness of accounting distribution. Depreciation charges shall in no instance, however, exceed the amount claimed by the railroad for depreciation in its report or reports to the Interstate Commerce Commission and fixed, or if none was claimed then as fixed, by the Interstate Commerce Commission in determining the net railway operating income of the railroad for the year under consideration.

Computing  
franchise base.

A "franchise base" shall be computed for each year by deducting the sum of two hundred thousand dollars (\$200,000.00) from the next preceding year's net railway operating income for each system, and railroad not part of a system, as above defined, and allocating such part of the remainder to the State of New Jersey, as the number of miles of all track over which the railroad or system operates in this State bears to the total number of miles of all track over which it operates. The franchise base for each year shall be the amount so allocated capitalized at three per centum (3%), except that in the case of all electrically operated railroads at least seventy-five per centum (75%) of whose railroad revenues is derived from passenger traffic, the franchise base for each year shall be the amount so allocated capitalized at eight per centum (8%).

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

C. 54:29A-15.  
Section 15  
amended.

15. Rate; computation. Subject to the minimum and maximum limits hereinafter stated, the franchise tax shall be assessed at the rate of three per centum (3%) of the excess of the "franchise base" of each system and of each railroad not part of a system, over the total taxable valuation of the previous year of all classes of property assessed to and used by the railroad or system for railroad purposes, as finally determined pursuant to this act, provided that, except as hereinafter stated, the minimum franchise tax payable annually by such system or railroad not part of a system shall be either the amount of four thousand dollars (\$4,000.00), or thirty per centum (30%) of the amount of the remainder of its net railway operating income allocated to the State of New Jersey in the manner provided in section fourteen of the act hereby amended, whichever is greater; but in no event shall the franchise tax payable annually by such system or railroad not part of a system exceed an amount equal to one hundred and twenty per centum (120%) of the total property tax levied for such year against such railroad or system under section seven of this act. In the case of electrically operated railroads at least seventy-five per centum (75%) of whose railroad revenues is derived from passenger traffic, the applicable percentage of allocated net railway operating income for fixing the minimum franchise tax shall be fifteen per centum (15%) and the applicable percentage of the total property tax levied under section seven of this act for fixing the maximum franchise tax shall be sixty per centum (60%).

Rate and  
computing tax.

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

C. 54:29A-27.  
Section 27  
amended.

27. Period of limitations. The power of the State Tax Commissioner to make reassessments or to assess omitted property under this act shall be limited to the period of five years next preceding the year in which the reassessment or assessment

Limits time for  
reassessments,  
etc.

Proviso.	of omitted property is made; <i>provided, however,</i> that assessments of omitted property by the State Tax Commissioner for any year prior to one thousand nine hundred and forty-one, other than on class II property, shall be at the average rate of taxation of the State for the year under consideration as appears of record in the State Tax Department, and on class II property shall be at the rate of taxation for the year under consideration in the taxing district in which the property is situated.
C. 54:29A-73. Section 73 amended.	4. Section seventy-three of the act of which this act is amendatory is amended to read as follows:
Payments and returns for 1941.	73. Payment and returns for one thousand nine hundred and forty-one. The commissioner is hereby authorized and required to accept, without interest or penalty, returns of information and payments of taxes for the first year in which this act is operative within the times specifically limited therefor, or at any time within thirty days after the effective date of this act, whichever date is later. In the first year for which this act is operative, valuations made by the commissioner for that year under chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes shall constitute the basis of property assessments under this act. Nothing in this section shall be construed to relieve any taxpayer of any requirement of payment or collection of taxes other than by temporary extension of time necessitated by the enactment hereof, after the respective dates for action required hereunder; <i>provided, however,</i> that, for the purpose of adjusting the taxes levied for the year one thousand nine hundred and forty-one in accordance with the provisions of this amendatory act, the commissioner is hereby directed to recompute and relevy, in accordance with the provisions of this amendatory act, the franchise tax for the year one thousand nine hundred and forty-one against each railroad system, or railroad not part of a system.
Basis of property assessments.	
Construing.	
Proviso.	
Recomputation and relevy of tax.	Said recomputation and relevy of the franchise tax shall be made by the commissioner within

fifteen days after the effective date of this amendatory act, and within five days thereafter he shall (1) serve upon each taxpayer a statement of the total amount of franchise tax payable under said recomputation and relevy, setting forth the manner of computation thereof; and (2) report and certify all such recomputed and relevied assessments and the statements thereof to the State Comptroller.

The several statements of the franchise tax so recomputed and relevied shall be recorded in books kept in the office of the State Comptroller to be provided by him for that purpose and shall be public records open to public inspection; and such record of such recomputed and relevied franchise taxes shall constitute the final assessment of franchise taxes payable by each taxpayer for the year one thousand nine hundred and forty-one.

To constitute final assessment payable for 1941.

The State Treasurer and State Comptroller are directed to credit against the amount of franchise tax for the year one thousand nine hundred and forty-one so recomputed and relevied by the State Tax Commissioner, the full amount of franchise tax which may have been heretofore paid by any railroad system or railroad not part of a system pursuant to the provisions of the act of which this act is amendatory or of any act amendatory thereof or supplemental thereto, and if the amount of any such franchise tax so heretofore paid shall exceed the amount of the franchise tax so recomputed and relevied by the commissioner pursuant to the provisions of this amendatory act, the excess shall be credited upon the tax next legally levied against and payable by such railroad system or railroad not part of a system.

Credit allowed for taxes previously paid.

One-half the receipts from the franchise tax for one thousand nine hundred and forty-one as recomputed and relevied hereunder shall be by the State Comptroller allotted to and paid over to the taxing districts in the proportion prescribed in section twenty-four-a of the act hereby amended; and the Comptroller shall transmit to each county treasurer a certificate showing the amounts so allotted

Allotment of tax receipts.

Certificate to county treasurers of amounts.

to the taxing districts therein, and shall, on or before the tenth day following the date upon which said franchise taxes so recomputed and relieved for one thousand nine hundred and forty-one are payable, draw and transmit his warrant upon the State treasury in favor of the several county treasurers, for the amounts so allotted to their several counties. Each county treasurer shall forthwith pay to the collector or other proper officer of each taxing district the amount so allotted thereto. The amount thus paid to the county and taxing district shall be at the disposal of the proper authorities for public purposes.

Construing.

Nothing in this amendatory act, or in the act hereby amended, shall be construed to deprive any interested party of the right of review of said relieved franchise taxes in the manner now provided by law.

C. 54:29A-74.  
Section 74  
amended.

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

Other taxes  
abated and  
canceled.

74. Construction; other taxes. All other State and local taxes of or upon franchises or property used for railroad purposes, which may have been assessed for the first year in which this act becomes effective upon any taxpayer subject to taxation hereunder prior to the enactment of this act, shall abate and be canceled of record as of the effective date hereof. This act shall be construed as a revision of chapters nineteen through twenty-nine, inclusive, of Title 54 of the Revised Statutes, and 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 repealed by this act, or under any other law, except as specifically provided in this act, or to affect the right of the State Tax Commissioner to assess omitted property, and apportion the tax so assessed, for any year prior to one thousand nine

Construing.

hundred and forty-one, according to the classifications and at the rates prescribed in the chapters aforesaid. Nor shall this act affect in any manner any distribution allotment or apportionment of tax receipts made or required to be made under any provision of law repealed by this act.

6. If any provision of this act, or the application thereof to any person or circumstances, is held invalid, the remainder of this act, or application of such provision to other persons or circumstances, shall not be affected thereby.

Provisions  
severable.

7. This act shall take effect immediately.

Approved May 8, 1942.

## CHAPTER 170

AN ACT to amend an act entitled "An act concerning the administration of relief," approved March twenty-eighth, one thousand nine hundred and forty-one (P. L. 1941, c. 28).

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

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

C. 44:8-98.  
Section 12  
amended.

12. State aid for relief for each calendar year beginning with the calendar year one thousand nine hundred and forty-two shall be distributed among the various municipalities making written application therefor to the director before July first of such year except those in which relief shall be administered by the director for all or any part of such year, which distribution shall be made by the director by order or orders on the State Comptroller for the payment to each such municipality of an amount to be determined as follows:

Determining  
amount to be  
distributed:

20% of current year's relief load;

a. To each municipality whose "preceding year's relief millage" is not more than 1.0 mill, an amount equivalent to twenty per centum (20%) of its "current year's relief load";

25% of current year's relief load;

b. To each municipality whose "preceding year's relief millage" is more than 1.0 mill and is not more than 1.2 mills, an amount equivalent to twenty-five per centum (25%) of its "current year's relief load";

35% of current year's relief load;

c. To each municipality whose "preceding year's relief millage" is more than 1.2 mills and is not more than 1.6 mills, an amount equivalent to thirty-five per centum (35%) of its "current year's relief load";

45% of current year's relief load;

d. To each municipality whose "preceding year's relief millage" is more than 1.6 mills and is not more than 2.4 mills, an amount equivalent to forty-five per centum (45%) of its "current year's relief load";

50% of current year's relief load;

e. To each municipality whose "preceding year's relief millage" is more than 2.4 mills and is not more than 2.8 mills, an amount equivalent to fifty per centum (50%) of its "current year's relief load";

52% of current year's relief load;

f. To each municipality whose "preceding year's relief millage" is more than 2.8 mills and is not more than 3.2 mills, an amount equivalent to fifty-two per centum (52%) of its "current year's relief load";

54% of current year's relief load;

g. To each municipality whose "preceding year's relief millage" is more than 3.2 mills and is not more than 3.4 mills, an amount equivalent to fifty-four per centum (54%) of its "current year's relief load";

56% of current year's relief load;

h. To each municipality whose "preceding year's relief millage" is more than 3.4 mills and is not more than 3.6 mills, an amount equivalent to fifty-six per centum (56%) of its "current year's relief load";

58% of current year's relief load;

i. To each municipality whose "preceding year's relief millage" is more than 3.6 mills and is not more than 4.0 mills, an amount equivalent to fifty-



eight per centum (58%) of its "current year's relief load";

j. To each municipality whose "preceding year's relief millage" is more than 4.0 mills, an amount equivalent to sixty per centum (60%) of its "current year's relief load";

60% of current year's relief load;

The director may make payments under the above-stated formula to any such municipality from time to time in advance of the determination of such municipality's "current year's relief load" on the basis of estimates made by him of such municipality's current year's relief load making such adjustments in later payments to such municipality's actual "current year's relief load" when determined, as may be required.

Director may make advance payments.

The director shall deduct from the amount of one thousand nine hundred and forty-one State aid due to any municipality an amount equal to the amount by which State aid for relief paid to the municipality by the State for the year one thousand nine hundred and forty exceeded one hundred per centum (100%) of the cost of relief, exclusive of the cost of administration thereof for the year one thousand nine hundred and forty. If the amount of State aid due any municipality for the year one thousand nine hundred and forty-one did not equal the amount of such excess State aid paid the municipality for the year one thousand nine hundred and forty, the director shall withhold any State aid due the municipality for the year one thousand nine hundred and forty-two and subsequent years, if necessary, until the amount of State aid withheld from the municipality equals the total amount of such excess State aid paid to the municipality for the year one thousand nine hundred and forty.

Director authorized to make deductions.

Aid withheld.

2. This act shall take effect immediately.

Approved May 9, 1942.

## CHAPTER 171

AN ACT concerning the alcoholic beverage tax law, and amending sections 54:41-2, 54:42-2, 54:42-3, 54:43-1, 54:43-2, 54:44-4, 54:44-5 and 54:46-1 of the Revised Statutes, and supplementing chapter forty-seven of Title 54 of the Revised Statutes.

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

Section amended.	1. Section 54:41-2 of the Revised Statutes is amended to read as follows:
Terms defined:	54:41-2. As used in this subtitle:
Alcoholic beverages;	"Alcoholic beverages" means liquors, fruit brandy, beer, wines and sparkling wine, as defined in this section.
Beer;	"Beer" means beer, lager beer, ale, stout, porter, and all similar fermented malt beverages having an alcoholic content of one-half of one per centum ( $\frac{1}{2}$ of 1%) or more by volume.
Bonded warehouse;	"Bonded warehouse" means the warehouse of any licensed manufacturer or licensed wholesaler or licensed warehouseman for which the licensee has given special security to obtain certain privileges given by this subtitle.
Commissioner;	"Commissioner" means the State Tax Commissioner.
Container;	"Container" means the receptacle immediately surrounding the alcoholic beverage and not the carton, box, case, sack, bag or other covering in which such containers may be packed, placed, or transported.
Department;	"Department" means the State Tax Department.
Fruit brandy;	"Fruit brandy" means a distillate, or a mixture of distillates, obtained solely from the fermented juice or mash of fruit (1) distilled at less than 190° proof in such manner that the distillate possesses the taste, aroma, and characteristics generally at-

tributed to brandy; and (2) bottled at not less than 80° proof; and shall also include such distillates, aged for a period of not less than fifty years, and bottled at not less than 72° proof, in cases where the reduction in proof below 80° is due solely to losses resulting from natural causes during the period of ageing.

“Licensed manufacturer” means any person holding a valid and unrevoked brewery, winery, distillery, or rectifier’s license issued pursuant to the provisions of any relevant law of this State. Licensed manufacturer;

“Licensed transporter” means any person holding a valid and unrevoked license or permit to transport alcoholic beverages pursuant to the provisions of any relevant law of this State. Licensed transporter;

“Liquors” means all distilled or rectified spirits, alcohol, brandy, whisky, rum, gin and all similar distilled alcoholic beverages, including all dilutions and mixtures of one or more of the foregoing, such as liqueurs, cordials and similar compounds, having an alcoholic content of one-half of one per centum ( $\frac{1}{2}$  of 1%) or more by volume, but does not include fruit brandy. Liquors;

“Person” means a natural person, an association, a partnership or a corporation. Person;

“Return” means the return of alcoholic beverages by a customer to the source from which such beverages were obtained, upon the cancellation of a sale, and shall include: (a) actual receipt of the beverages on the licensed premises of the source or in a licensed public warehouse for the account of the source; or (b) the sending of the beverages by the customer to another person upon instructions of the source; but shall not include any other disposition, such as samples, breakage, shortage, merchandising credits, or beverages dumped on the premises of the customer, except where such dumping is done under the supervision of the State Tax Commissioner or his representative. Return;

“Sale” means and includes, in addition to its ordinary meaning, any exchange, gift, loss, theft, or other disposition. In every case where alco- Sale;

holic beverages are exchanged, given, lost, stolen or otherwise disposed of, they shall be deemed to have been sold, unless, in case of loss by fire, proof is furnished to the satisfaction of the commissioner, that the alcoholic beverages have been so destroyed that they could not have been put to any use.

- Sparkling wine;** "Sparkling wine" means champagne and other effervescent wine charged with carbon dioxide, whether artificially or as the result of secondary fermentation of the wine within the container.
- State licensee;** "State licensee" means any person holding a valid and unrevoked license or special permit, issued by the State Commissioner of Alcoholic Beverage Control, and who has posted a bond with the State Tax Commissioner to secure the payment of the alcoholic beverage taxes.
- Taxpayer;** "Taxpayer" means a person chargeable with the payment of a tax pursuant to the provisions of this subtitle.
- Treasurer;** "Treasurer" means the Treasurer of the State of New Jersey.
- Vermouth;** "Vermouth" means any compound made by the mixture of extracts from macerated aromatic flavoring materials with wines and manufactured in such manner that the product possesses the taste, aroma, and characteristics generally attributed to vermouth.
- Warehouse receipt;** "Warehouse receipt" means a certificate or receipt given upon the storage of alcoholic beverages in a United States custom or United States internal revenue warehouse under Federal bond.
- Wines.** "Wines" means all wines whether known as "dry wines," "sweet wines," "still wines," or "fortified wines" and any artificial or imitation wine or compound sold as wine, and any fruit juice containing one-half of one per centum ( $\frac{1}{2}$  of 1%) or more of alcohol by volume, and any other beverage containing alcohol produced by the fermentation of the natural sugar content of fruits or other agricultural products containing sugar, which beverage contains one-half of one per centum ( $\frac{1}{2}$  of

1%) or more of alcohol by volume, but shall not mean or include vermouth, or cider containing less than three and two-tenths per centum ( $3 \frac{2}{10}\%$ ) of alcohol by volume.

2. Section 54:42-2 of the Revised Statutes is amended to read as follows:

Section  
amended.

54:42-2. The commissioner shall have power, whenever he deems it expedient, to make or cause to be made by his deputies, directors, or other employees, an examination or investigation of the books, records, papers, vouchers, accounts and documents of any person engaged in, or convicted under an indictment charging the performance of any act in violation of Federal or State statutes or charging conspiracy in connection with the manufacture, distribution, transportation, storage, warehousing, importation, solicitation, or sale of alcoholic beverages, or of any person engaged in purchasing, transferring, selling or agreeing to sell warehouse receipts, receipts, certificates, contracts or other documents given upon the storage of alcoholic beverages, and of the premises of any such person, for the purpose of administering the provisions of this or any other law of this State imposing taxes upon the sale or delivery of alcoholic beverages. Every such person and every director, officer, agent or employee of every such person shall exhibit to the commissioner, his deputy, directors, or other employees, statements of assets under oath and all of the books, records, papers, vouchers, accounts, documents, and premises of said person, and facilitate as far as it may be in his or their power, any such examination or investigation. The commissioner, his deputies, directors, or other employees, may take the oath of any person signing a deposition, statement, return or report required by the commissioner in the administration of this or any other law of this State imposing taxes upon the sale or delivery of alcoholic beverages.

Examination  
of records  
and premises.

If, upon examination of the reports, books, records, papers, vouchers, accounts, and documents of

Re-exami-  
nations.

any person, there shall appear any errors, inaccuracies, or willful omissions in connection with the recording of transactions, covering the manufacture, distribution, transportation, storage, warehousing, importation, solicitation, or sale of alcoholic beverages, or if the commissioner, his deputy, directors, or other employees, has reason to believe that there are irregularities in the reports, books, records, papers, vouchers, accounts, and documents of any person, he may notify said person that he deems necessary a re-examination of all such reports, books, records, papers, vouchers, accounts, and documents, or any part thereof, and for the services of the commissioner, his deputies, directors, or other employees, whether permanent employees of the department or not, such person shall, where the re-examination has been made at the request of such person, become indebted to the commissioner in a sum equal to ten dollars (\$10.00) per day for work done by the commissioner, or each deputy, director, or other employee in connection with such re-examination, and the commissioner may collect the same by suit on contract in any court of competent jurisdiction. The commissioner may remit or waive the payment of the whole or any part of the cost of any such re-examination.

Cost for  
services upon  
re-examination.

Request for  
re-examination  
in thirty days.

Any person, against whom an assessment for taxes imposed by this subtitle is made in excess of fifty dollars (\$50.00), may by written application made within thirty days from date of assessment request such re-examination after payment of the taxes or posting satisfactory security to cover the assessment and costs of re-examination at the rate hereinabove set forth.

Section  
amended.

3. Section 54:42-3 of the Revised Statutes is amended to read as follows:

Hearings.

54:42-3. The commissioner, his deputies, directors, or other employees so designated by him shall have power to conduct hearings and to administer oaths to, and to examine under oath, any person engaged in, or convicted under an indict-

ment charging the performance of any act in violation of Federal or State statutes or charging conspiracy in connection with the manufacture, distribution, transportation, storage, warehousing, importation, solicitation, or sale of alcoholic beverages, or of any person engaged in purchasing, transferring, selling or agreeing to sell warehouse receipts, receipts, certificates, contracts or other documents given upon the storage of alcoholic beverages and the directors, officers, agents and employees of any such person and all other witnesses, relative to the alcoholic beverage business of such person, in respect to any matter incident to the administration of this subtitle or any other law of this State imposing taxes upon the sale or delivery of alcoholic beverages.

4. Section 54:43-1 of the Revised Statutes is amended to read as follows: Section amended.

54:43-1. There are hereby levied and imposed upon any sale of alcoholic beverages made within this State or upon any delivery of alcoholic beverages made within or into this State the following excise taxes: Tax rates:

- a. Beer—three and one-third cents (\$0.03 $\frac{1}{3}$ ) a gallon or fraction thereof. Beer;
- b. Liquors—at the rate of one dollar (\$1.00) a gallon, except fruit brandies which shall be taxed at the rate of fifty cents (\$0.50) a gallon. Liquors;
- c. Wines—at the rate of ten cents (\$0.10) a gallon. Wines;
- d. Vermouth—at the rate of fifteen cents (\$0.15) a gallon. Vermouth;
- e. Sparkling wines—at the rate of forty cents (\$0.40) a gallon. Sparkling wines.

5. Section 54:43-2 of the Revised Statutes is amended to read as follows: Section amended.

54:43-2. No tax imposed by this subtitle shall be payable on any sale of alcoholic beverages by any State licensee for resale and consumption outside of this State, or directly for consumption outside No tax on beverage shipped out of State.

of this State, when said sale is accompanied by the actual transportation of such beverages out of this State and by the delivery of such beverages in full compliance with the laws of the place or places of delivery; *provided*, evidence of such sales and deliveries satisfactory to the commissioner is submitted. If any such beverages shall thereafter be brought back into this State the State licensee who shall have sold such beverages and transported or caused the same to be transported out of this State shall then pay such tax unless the same has been paid by some other person.

Exception as to holders of temporary and special permits.

No tax imposed by this subtitle shall be payable by the holder of a special or temporary permit issued by the State Commissioner of Alcoholic Beverage Control to dispose of alcoholic beverages theretofore acquired by the permittee while engaged as a State licensee, on any sale heretofore or hereafter made of such beverages, for resale and consumption outside of this State, or directly for consumption outside of this State when the sale shall have been accompanied by the actual transportation of the beverages out of this State and by the delivery of such beverages in full compliance with the laws of the place or places of delivery; *provided*, evidence of such sales and deliveries satisfactory to the commissioner is submitted. If any such beverages shall thereafter be brought back into this State, the holder of said special or temporary permit shall then pay such tax unless the same has been paid or secured by some other person.

Proviso.

Exception as to holders of transportation permits.

No tax imposed by this subtitle shall be payable by the holder of a transportation license issued by the State Commissioner of Alcoholic Beverage Control, when the delivery of alcoholic beverages from without this State shall have been made at the instance of or to the holder of a manufacturer's, wholesaler's, including State beverage distributor's, or plenary retail transit license issued pursuant to the provisions of Title 33 of the Revised Statutes, as amended, or when such delivery is



made to another person who has paid or secured the payment of the tax thereon, except, that the holder of a transportation license shall be liable for the tax on all alcoholic beverages given into his custody as set forth on a waybill, bill of lading, or other evidence of delivery from a consignor without this State which are not delivered to the consignee within the State of New Jersey, unless proof is furnished satisfactory to the commissioner of other disposition out of this State.

No tax imposed by this subtitle shall be payable on any sale or delivery of alcoholic beverages or alcohol intended for use and actually used in the manufacture or sale of the following products or for the following purposes; *provided*, evidence of such sale, delivery, and intended use satisfactory to the commissioner is submitted:

No tax on beverages used for certain purposes.

Proviso.

a. Denatured alcohol produced and used pursuant to Acts of Congress and regulations promulgated thereunder.

b. Patent, proprietary, medicinal, pharmaceutical, antiseptic and toilet preparations.

c. Flavoring extracts, syrups and food products.

d. Scientific, chemical, mechanical and industrial products and purposes.

e. Use for medical and dental purposes.

The delivery of alcoholic beverages from without this State into a licensed public warehouse in this State for temporary storage by any person other than the holder of a license issued pursuant to the provisions of Title 33 of the Revised Statutes, shall be exempt from the tax imposed by this law; *provided*, such alcoholic beverages, when released from storage are actually transported outside of this State by a licensed transporter. If any such licensed transporter shall fail to consummate the delivery of any such alcoholic beverages to a point outside of this State, such licensed transporter and the person to whom he shall deliver such alcoholic beverages in this State shall be liable for the tax

Temporary storage tax exempt.

Proviso.

due by reason of the delivery or other disposition of such alcoholic beverages.

Importation  
for personal  
consumption  
tax exempt,  
quantities.

The importation into this State of alcoholic beverages by the individual owner thereof, for personal consumption and not for sale or delivery to any other person, in quantities not exceeding one-quarter barrel or one case containing not in excess of twelve quarts in all of beer, and one gallon of wine, and one gallon of other alcoholic beverages, within any consecutive period of twenty-four hours shall be exempt from the tax imposed by this law.

Beverage  
in transit  
tax exempt.

The importation into this State of alcoholic beverages which are not intended for sale or delivery herein and which pass through this State in continuous transportation and are delivered to a point outside of this State shall be exempt from the tax imposed by this law. If any transporter shall fail to consummate the delivery of any such alcoholic beverages to a point outside of this State, such transporter and the person to whom he shall deliver such alcoholic beverages in this State shall be liable for the tax due by reason of the delivery or other disposition of such alcoholic beverages.

Taxable upon  
failure to  
deliver outside  
of State.

Section  
amended.

6. Section 54:44-4 of the Revised Statutes is amended to read as follows:

Release  
of lien.

54:44-4. The commissioner, upon application made to him may release any property from the lien of any certificate, judgment or levy procured by him provided payment be made to him or, a deposit be made with him of such bond or other security as he shall deem adequate to secure the payment of any debt evidenced by any such certificate, judgment, or levy, the lien of which is sought to be released. The commissioner when satisfied that any assessment of tax or of any penalty for which a certificate or judgment has been filed is not presently collectible, may, upon application made to him, reassess the tax or penalty in an amount deemed equitable and expedient and, after payment of the tax and penalty as reassessed, release any property from the lien of any certificate, or judgment for the amount of said tax and penalty ob-

May reassess  
tax.

tained under the provisions of section 54:44-3 of this Title or cancel said judgment. Each such release or warrant of satisfaction of judgment shall be given under his seal, and may be recorded in any office in which conveyances of real estate may be recorded.

7. Section 54:44-5 of the Revised Statutes is amended to read as follows: Section amended.

54:44-5. The commissioner may compromise any claim for taxes, penalties, or interest, which shall be alleged to be due pursuant to the provisions of this or any other law of this State imposing taxes upon the sale or delivery of alcoholic beverages. Compromise claims.

8. Section 54:46-1 of the Revised Statutes is amended to read as follows: Section amended.

54:46-1. Any person who shall be aggrieved by any decision of the commissioner denying any hearing requested hereunder, or by any order, finding or assessment having the effect of fixing, correcting, amending or modifying the amount of any tax to be paid by such person, or by any decision declining so to do, or by any certification of debt to the clerk of a court, may appeal from the action of the commissioner in making any such decision, assessment, finding or order, or issuing any such certificate, to the State Board of Tax Appeals by filing a petition of appeal with that board within sixty days after date of such decision, order, finding, or assessment, in the manner and form and subject to such terms and conditions as the board shall by reasonable rules and regulations prescribe, but no such appeal shall stay the collection of any such tax or the enforcement of the same by entry as a judgment, unless as provided by order of such board, after giving security approved by the commissioner or the board. Appeals from decisions of commissioner.

The judgment or order of the State Board of Tax Appeals respecting any matter arising under the provisions of this subtitle may be reviewed by certiorari in the same manner as other judgments of said board. Judgment may be reviewed by certiorari.

C. 54:47-8.  
License  
revoked, etc.,  
for attempting  
to bribe.

9. In case the holder of a license or permit issued pursuant to the provisions of Title 33 of the Revised Statutes, as amended, or any officer, employee, agent or attorney thereof shall give, offer or promise any gift or gratuity to the commissioner or any deputy, director, or other employee of the commissioner, with intent to induce him to perform improperly or to neglect or omit to perform his duties under this subtitle, such act shall constitute a cause for revocation or suspension of said license or permit by the State Commissioner of Alcoholic Beverage Control or by any other issuing authority. The commissioner, upon ascertaining that such gift, offer or promise has been made, may forward to the issuing authority a statement of the facts relevant thereto.

Act effective.

10. This act shall take effect July first, one thousand nine hundred and forty-two.

Approved May 9, 1942.

## CHAPTER 172

AN ACT concerning actions on bonds, payment whereof are or shall be secured by mortgage, in cases in which the lien of the mortgage has been or shall be extinguished by the foreclosure of a prior mortgage, and supplementing chapter sixty-five of Title 2 of the Revised Statutes.

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

C. 2:65-7.1.  
Action instituted within  
one year.

1. Where a bond and a mortgage shall be or have been given for the same debt and the lien of the mortgage has or shall be extinguished by the foreclosure of a prior mortgage, action on the bond shall be commenced within one year from the date of the confirmation of the sale of the mortgaged

premises whereby the lien of said mortgage was or shall be extinguished, except in cases in which the lien of the mortgage securing payment of a bond has been so extinguished prior to the taking effect of this act, in which cases action upon said bond shall be commenced within one year after this act shall take effect, unless previously barred, and all such actions not commenced within either of said periods, as the case may be, shall be thereafter completely and forever barred for lapse of time, but the time during which any application for surplus moneys arising from the foreclosure of such prior mortgage shall be in litigation, up to the time of the final determination of such litigation, shall not be taken or computed as part of any such period of one year.

2. The recovery of a judgment in an action on any such bond shall not open the foreclosure and sale of the mortgaged premises nor result in any right of redemption of the premises described in the mortgage.

C. 2:65-7.2.  
Recovery of  
judgment not  
to open  
foreclosure.

3. No judgment shall be entered by confession or in any action upon any such bond unless prior to the entry of the judgment, if by confession, or prior to the commencement of the action on the bond, if the proceeding be by action, there shall be filed and recorded in the office of the clerk or registrar of deeds and mortgages of the county in which the real estate described in the mortgage which secured payment of said bond is situate, a written notice to the same effect and in the same manner as is required by sections 2:65-6 and 2:65-7 of the Revised Statutes.

C. 2:65-7.3.  
Notice filed.

4. This act shall take effect immediately.

Approved May 9, 1942.

## CHAPTER 173

AN ACT relating to old age assistance, and amending sections 44:7-5 and 44:7-9 of the Revised Statutes.

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

Section  
amended.

1. Section 44:7-5 of the Revised Statutes is amended to read as follows:

Conditions for  
granting old  
age assistance.

44:7-5. Old age assistance shall be granted under this chapter to any person who:

- a. Has attained the age of sixty-five years;
- b. Lacks adequate support; is unable to support himself; is without parents, spouse, children and grandchildren able to support him and without other persons able and willing to support him;
- c. Is a citizen of the United States;
- d. Is a resident of, and domiciled in, this State, and has so resided and been domiciled therein for a period in total aggregate of five years during the nine years immediately preceding the date of application, and has so resided and been domiciled therein continuously for one year immediately preceding the date of application; if, however, Federal aid should not be made available to this State, or if, after being made available, it should be withdrawn, all persons whose applications are then pending and not acted upon and all persons applying thereafter for assistance under this chapter shall be required to have resided in and been domiciled in this State continuously for at least five years immediately preceding the date of application;
- e. Is not, because of physical or mental condition, or other cause, in need of prolonged care in any public institution of a custodial, correctional or curative character;

f. Has not made a voluntary assignment or transfer of property for the purpose of qualifying for such assistance or for the purpose of evading responsibility under section 44:7-14 of this Title;

g. Is found, after due investigation and determination by the county welfare board as hereinafter provided, to be in need of assistance and capable of deriving substantial benefit from the type of assistance provided in this chapter; except that no person possessing real or personal property, the net equity of which is in excess of three thousand dollars (\$3,000.00) shall be eligible for assistance under this chapter; but this limitation on ownership of real or personal property shall not be construed as an exemption limit, but shall serve as a guide to welfare boards in their administration of this chapter.

2. Section 44:7-9 of the Revised Statutes is amended so that the same shall read as follows:

44:7-9. The county welfare board shall annually elect from among its members a chairman, vice-chairman and secretary-treasurer. The director of welfare, appointed as hereinafter provided, shall not be a member of the board. The county welfare board shall appoint such other officers, assistants and employees as may be necessary and proper to carry out the provisions of this chapter, subject to compliance with the personnel standards and regulations established and maintained by the Civil Service Commission or the State division or both as otherwise provided. It may also determine the compensation of the director and other employees within the limits of the sums made available for that purpose by the board of chosen freeholders and the State, as hereinafter provided. The director of welfare, officers, assistants and other employees shall be subject to such rules and regulations in the discharge of their duties as may be made by such county welfare board and the State division. All regular employees are hereby empowered to take and certify any and all affidavits and acknowledgments as are required on papers

Section  
amended.

County wel-  
fare board,  
organization.

Other  
assistants.

Compensation.

Regular  
employees  
authorized to  
take certain  
affidavits.

or documents executed in connection with the administration of this chapter or other public welfare functions and for this purpose shall be vested with all powers and authority now exercised by other persons authorized to take affidavits and acknowledgments. All employees of the county welfare board shall hold their office or employment during good behavior, and may be removed upon written charges and after a hearing, due notice of which shall be given therefor by the county welfare board, for misconduct, neglect, incompetency, or other just cause.

Employees  
under civil  
service.

May take  
qualifying  
examinations.

Certain  
employees  
granted  
permanent  
status.

All paid officers and employees of any county welfare board, except any attorney serving as legal counsel, which county welfare board operates under the provisions of Title 11, Civil Service, shall be and the same hereby are classified in the competitive class of the classified service, and all such officers and employees of any county welfare board which does not operate under the provisions of Title 11, Civil Service, shall be similarly classified under the personnel standards to be established and maintained by the State division. All such paid officers and employees, presently employed by any county welfare board, who have been so employed for a continuous period of at least one year prior to adoption of this act and, who have not previously entered the service of the county or of the county welfare board through competitive or qualifying examination, and who are not otherwise granted permanent status by the provisions of this section, shall be permitted to obtain permanent status in their present positions through qualifying examination. All such paid officers and employees who are not permanent employees in the competitive class or who have previously entered the service of the county or of the county welfare board through competitive or qualifying examination, shall be and the same hereby are granted permanent status in their present positions without further examination. All such paid officers and employees, presently employed by any county wel-



fare board, who have heretofore been appointed or reappointed and qualified under section 44:7-6 of the Revised Statutes as adopted March sixteenth, one thousand nine hundred and thirty-six, and who have held their respective offices and positions for a period equal to the minimum required probationary period for such offices or positions, shall be and the same hereby are granted permanent status in their present positions without further examination.

3. Section one of this act shall take effect July first, one thousand nine hundred and forty-three. Section two of this act shall take effect immediately.

Sections  
effective.

Approved May 9, 1942.

## CHAPTER 174

AN ACT to amend "An act making uniform regulations on net fishing in the waters within the jurisdiction of this State, and providing for the licensing of same, and repealing sections 23:9-59 to 23:9-93, inclusive, 23:9-99, 23:9-101 to 23:9-107, inclusive, and 23:9-113 of the Revised Statutes," approved June fourteenth, one thousand nine hundred and forty-one (P. L. 1941, c. 211).

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

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

C. 23:5-24.2.  
Section 2  
amended.

2. A person intending to take fish with a net in the waters aforesaid shall, except as hereinafter provided, apply to the Board of Fish and Game Commissioners for a license therefor, and the board upon receipt of the application and the fee

Issuing  
license,  
schedule  
of fees.

hereinafter prescribed may in its discretion issue licenses for the taking of fish with nets as follows:

(a) Haul seines, not less than three inches stretched mesh while being fished, and not to exceed seventy fathoms in length, whether singly or attached, for all species excepting striped bass, March first to June fifteenth. Fee ten dollars (\$10.00).

(b) Fykes, with leaders, shall not exceed thirty fathoms in length, and no part of net or leaders to be less than two and one-half inches stretched mesh while being fished. October first to June fifteenth. Fee three dollars (\$3.00).

(c) Special fyke for flounder only, the length of the net not to exceed thirty fathoms and the mesh of which shall not be less than four inches stretched mesh. October first to June fifteenth. Fee one dollar (\$1.00).

(d) Miniature fykes or pots for the taking of catfish, suckers and eels, the same not to exceed sixteen inches in diameter. March fifteenth to December fifteenth. Fee twenty-five cents (\$0.25).

(e) Drafting gill nets (run around or stab nets), the smallest mesh of which shall be three inches while being fished, and the length of which net shall not exceed two hundred fathoms. March fifteenth to December fifteenth. Fee five dollars (\$5.00). These nets shall be used in the Atlantic ocean only.

(f) Gill nets, staked at one or both ends, the smallest mesh of which shall be three inches stretched mesh and shall not exceed thirty fathoms in length. March first to June fifteenth, for all species excepting striped bass. Fee one dollar (\$1.00).

(g) Shad nets, either staked or anchored, the smallest mesh of which shall be five inches while being fished, and shall not exceed fifty fathoms in length. March fifteenth to June fifteenth. Fee one dollar (\$1.00).

(h) Bait seines, over fifty feet long and not exceeding one hundred fifty feet. Fee one dollar (\$1.00).

(i) Bait seines, not more than fifty feet long, may be used without application for or granting of a license.

2. Section three of the act of which this act is amendatory is amended to read as follows: C. 23:5-24.3.  
Section 3  
amended.

3. No person shall use a hauling seine in the Atlantic ocean within three hundred feet of the coastline, and no hauling seine shall be drawn beneath the ice in any waters. Use of  
hauling seine  
restricted.

3. Section five of the act of which this act is amendatory is amended to read as follows: C. 23:5-24.4.  
Section  
amended.

5. No net of whatever description shall be fixed, set, hauled, drifted or staked or lifted between the hours of twelve noon on any Saturday and twelve midnight on the following Sunday, but this section shall not apply to the Atlantic ocean or fyke nets and to nets commonly used for the purpose of taking crabs or bait fish. Hours of use.  
  
Section not  
to apply.

4. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 175

AN ACT concerning the State Purchasing Department, and amending section 52:25-10 of the Revised Statutes.

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

1. Section 52:25-10 of the Revised Statutes is amended to read as follows: Section  
amended.

52:25-10. The commissioner shall appoint such clerical, technical and other assistants as may be necessary, fix their compensation and prescribe Commissioner  
to appoint  
assistants.

their duties, subject to existing laws and appropriations made therefor.

May require  
bond.

The commissioner may require any person holding office, position or employment in his department to give bond, to be approved by the commissioner, in such sum not exceeding ten thousand dollars (\$10,000.00), made by any bonding company authorized to do business in the State and conditioned for the faithful performance of his duties and for his compliance with all the provisions of this chapter. The premium on said bond shall be paid by the State.

Premium  
paid by State.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 176

AN ACT concerning the State Purchasing Department, and supplementing chapter twenty-five of Title 52 of the Revised Statutes.

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

C. 52:25-24.1.  
Statement  
furnished  
by bidder.

1. The State Purchase Commissioner is hereby authorized, at any time within five days from the opening of bids, to require any bidder to submit to him a financial statement, under oath, in response to a questionnaire, showing not only the financial responsibility of the bidder, but his ability to furnish the material desired, and such other pertinent and material facts as the State Purchase Commissioner may deem desirable. For the purpose of carrying out the provisions of this act the State Purchase Commissioner is hereby authorized to prepare a standard form of questionnaire to be submitted by the bidder. If no response to the questionnaire is received by the State Purchase

Form of  
questionnaire.

May reject  
bid upon  
failure to file  
questionnaire.

Commissioner within five days from the time of its mailing by said purchase commissioner, the purchase commissioner may reject the bid of any such bidder and award the bid to the next lowest responsible bidder.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 177

AN ACT concerning public printing, and amending  
section 52:36-3 of the Revised Statutes.

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

1. Section 52:36-3 of the Revised Statutes is amended to read as follows: Section amended.

52:36-3. All work performed in fulfillment of any contract made under the provisions of this chapter shall be done within the limits of this State except for topographic and other types of maps printed from engraved lithographic stones and copper plates. Work to be performed in State.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 178

AN ACT concerning bids on contracts in excess of one thousand dollars (\$1,000.00), the cost or contract price whereof is to be paid with State funds, and amending section 52:34-3 of the Revised Statutes.

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

Section  
amended.

1. Section 52:34-3 of the Revised Statutes is amended to read as follows:

Awarding  
contracts.

52:34-3. Within fourteen days after the time fixed for the receiving of bids the contract shall be awarded to the lowest responsible bidder, subject to the execution by such bidder of a proper contract or agreement and the furnishing by him, within a reasonable time, of a bond to the State in an amount equal to at least fifty per centum (50%) of the amount of the contract or agreement, with satisfactory security, conditioned for the faithful performance of his contract or agreement; but the right to reject any or all bids is reserved to and may be exercised by the person or persons acting for or on behalf of the State in the matter.

Right to  
reject bids.

Action in case  
of tie bids.

Whenever tie bids are received, the State Purchase Commissioner, in his discretion, may reject all bids, or award the contract to one of such tie bidders or apportion the same among some or all of such tie bidders.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 179

AN ACT to improve the condition of tenement houses in this State, and to amend sections 55:13-1, 55:13-2 and 55:13-3 of the Revised Statutes.

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

1. Section 55:13-1 of the Revised Statutes is amended to read as follows: Section amended.

55:13-1. Any dwelling of brick or stone, not more than four stories in height and any dwelling of frame construction not more than three stories in height, erected prior to March twenty-fifth, one thousand nine hundred and four, may be altered or converted into a tenement house to be used or occupied as the home or residence of not more than four families, and not more than one family on any floor above the second floor, living independently of each other, and doing their cooking upon the premises. Certain dwellings may be converted into tenements.

2. Section 55:13-2 of the Revised Statutes is amended to read as follows: Section amended.

55:13-2. Any building converted into a tenement house under the provisions of this chapter shall be made to conform in all respects to, and shall at all times be maintained in accordance with, the requirements of this subtitle, applicable to buildings converted into tenement houses subsequent to March twenty-fifth, one thousand nine hundred and four, except as in this chapter specifically provided; and all of the provisions of this subtitle referring to the filing and approval of plans, the issuance of permits, the imposition of penalties and the procedure for the enforcement of this subtitle shall apply to any building converted into a tenement house under the provisions of this chapter and to the owner thereof, and to the enforcement of the provisions of this chapter. Buildings to conform to requirements.

Sundry  
provisions  
not to apply.

In buildings of the kind mentioned in section 55:13-1 of this Title:

a. A fireproof scuttle and iron ladder may be installed in lieu of the fireproof bulkhead and stairs required in sections 55:3-17 and 55:3-18 of this Title;

b. An iron ladder leading to a fireproof scuttle in the roof may be installed in lieu of a stairway from the top floor to the roof, as required in section 55:3-20 of this Title;

c. The provisions of said section 55:3-20 shall not apply to existing stairs, entrance halls or public halls, if such stairs, entrance halls or public halls are at least two feet six inches wide in the clear;

d. The provisions of section 55:3-23 of this Title shall not apply to existing stairs, which are substantially constructed and in good repair;

e. The provisions of section 55:3-24 of this Title shall not apply;

f. The provisions of section 55:3-29 of this Title shall not apply to existing partitions inclosing public halls or stair halls, and the ceiling of any cellar or other lowest story;

g. The provisions of sections 55:3-30 to 55:3-33 of this Title shall not apply to existing partitions;

h. The provisions of section 55:3-37 of this Title shall not apply;

i. The provisions of section 55:3-38 of this Title shall not apply to existing walls;

j. The provisions of section 55:3-48 of this Title shall not apply to existing party walls;

k. The provisions of section 55:3-49 of this Title shall not apply to existing flues and chimneys;

l. The provisions of section 55:3-50 of this Title shall not apply, except that there shall be under the stove or range in every kitchen of such building a hearth of cement, concrete or stone, three feet by four feet in size;



m. The provisions of section 55:3-54 of this Title shall not apply to existing flues;

n. The provisions of section 55:3-57 of this Title relating to firebacks of fireplaces shall not apply to existing firebacks;

o. The provisions of section 55:3-59 of this Title shall not apply to existing division or party walls;

p. The provisions of section 55:3-60 of this Title shall not apply;

q. The provisions of sections 55:4-13, 55:4-16 and 55:4-17 of this Title shall not apply to existing courts;

r. The provisions of section 55:4-24 of this Title which require direct access to the bottom of a court by a doorway opening to the public hall of the building, shall not apply;

s. The provisions of section 55:5-1 of this Title which require that a room in a tenement house which opens upon an inner court having an area of less than one hundred and fifty square feet, be provided with a sash window communicating with another room in the same apartment, shall not apply;

t. The provisions of section 55:5-2 of this Title shall not apply to existing windows;

u. The provisions of section 55:5-3 to 55:5-5 of this Title shall not apply to existing rooms, and no part of such provisions shall apply to any new room constructed in or added to any such building, except the provisions that no new room shall have a floor area of less than ninety square feet;

v. The provisions of sections 55:5-7, 55:5-8, 55:5-9, 55:5-13 and 55:6-2 of this Title shall not apply;

w. The provisions of section 55:6-16 of this Title shall not apply, except that an existing air space shall be properly ventilated with louvers or approved ventilators;

x. The provisions of section 55:7-5 of this Title shall not apply to existing foundation walls;

y. The provisions of section 55:7-11 of this Title shall not apply to existing floor beams and roof beams;

z. The provisions of section 55:7-12 of this Title shall not apply to existing partitions.

Section  
amended.

3. Section 55:13-3 of the Revised Statutes is amended to read as follows:

Requirements  
of converted  
buildings:

55:13-3. A building converted into a tenement house under the provisions of this chapter shall comply with the following requirements:

Windows;

a. Every room shall have at least one window opening directly upon the street or upon a yard or court. Where such court is an existing outer court it shall be at least three feet wide in every part, measured from wall of building to lot line. Where a new outer court is constructed it shall conform with sections 55:4-12 and 55:4-13 of this Title.

Court area;

In buildings three stories in height, the area of an inner court on the lot line shall be not less than forty square feet and its least dimension shall be not less than four feet. In buildings four stories in height, the area of an inner court on the lot line shall be not less than seventy-two square feet and its least dimension shall be not less than six feet; except that in buildings four stories in height, in which every room on the first or ground floor has a window opening to the street or yard, such court may begin at the second tier of beams and be of the size required for three-story buildings.

Walls of  
inner court;

b. The walls of an inner court may be of frame construction, but if of frame construction, the space between the studding shall be filled in solid with brick, concrete or other approved fireproof material, and the outside face of such walls shall be covered with stucco on metal lath or other approved fireproof material and the inside face shall be lathed and properly plastered.

c. No room in the cellar of such building shall be used for living purposes. Cellar rooms;

d. Where there is no cellar or air space under rooms now existing or hereafter erected in the basement or first floor, such rooms shall have a double floor with good quality of water-proof paper laid between flooring. Air space under floor beams;

e. There shall be within each apartment at least one bathroom equipped with proper fixtures and running water, and such bathroom shall have a window at least three square feet in area opening directly upon the street, a yard, court, or vent shaft or other method of ventilation as in the opinion of the board complies with the spirit of this Title. Bathroom;

f. Every water-closet compartment shall have a window at least three square feet in area, opening directly upon the street, a yard, court, or vent shaft or other method of ventilation as in the opinion of the board complies with the spirit of this Title and no such compartment shall have a doorway opening to any entrance hall, stair hall, or public hall. Water-closet compartment;

g. The ceiling of any room in the basement shall be at least four feet above the surface of the ground outside of and immediately adjoining such room. Height of ceiling in basement room;

h. No room shall be occupied for living purposes which is not in every part seven feet from the finished floor to the finished ceiling. Ceiling in occupied rooms;

i. Inside cellar stairs shall be enclosed in brick walls and there shall be a fireproof self-closing door at the bottom of said stairs. Inside cellar stairs;

j. The ceiling of the cellar or the basement, if such basement is used for the purposes for which a cellar is ordinarily used, shall be plastered over metal lath or approved plaster-board, or fireproof wall board may be used with joints well pointed. Basement ceiling;

k. In every entrance hall the entrance door or doors and the vestibule door or doors, where there is a vestibule, shall contain at least five Entrance hall and vestibule.

square feet of glazed surface. Every public hall, excepting an entrance hall, shall have at least one window with an area of not less than ten square feet of glazed surface opening to the street, a yard, or a court; or in case no such window is provided, each door leading from such hall shall be provided with translucent glass panels having an area of not less than four square feet, and in addition to such translucent glass panels, a ventilating skylight having an area of not less than twenty square feet shall be provided in the roof over the hall on the top floor; but any ventilating skylight installed in said house prior to its conversion into a tenement house shall be sufficient if it contains a glazed surface of not less than twelve square feet.

4. This act shall take effect immediately.  
Approved May 13, 1942.

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## CHAPTER 180

AN ACT concerning free public schools and making appropriations therefor.

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

Appropriation  
for schools.

Amount trans-  
ferred to  
reserve fund.

1. There is hereby appropriated for the support of free public schools the sum of two million, six hundred forty-one thousand three hundred twenty-three dollars and forty-nine cents (\$2,641,323.49) out of the general funds of this State. The sum hereby appropriated shall be transferred by the State Treasurer to the reserve fund of the State school tax, and when so transferred the sum of money hereby appropriated shall be paid out of the treasury of this State, on the warrant of the Com-

missioner of Education, in order that all school districts of the State shall receive from State apportionments for the school year 1941-1942 the quotas prescribed to be paid by the provisions of sections 18:10-22, 18:10-23, 18:10-24, 18:10-25, 18:10-40, 18:10-41, and 18:10-42 of the Revised Statutes, and an amount equivalent to three cents for each day of school attendance.

Distribution  
to school  
districts.

Amount  
per pupil.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 181

AN ACT relating to compromise of claims by or against the estate of a decedent, and amending sections 3:15-5, 3:15-6 and 3:15-7 of the Revised Statutes.

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

1. Section 3:15-5 of the Revised Statutes is amended to read as follows:

Section  
amended.

3:15-5. Upon the filing of a petition pursuant to section 3:15-4 of this Title, the court shall issue an order to show cause why the prayer therein should not be granted. The order shall be returnable in open court not less than five days from the date of its allowance.

Order to  
show cause.

2. Section 3:15-6 of the Revised Statutes is amended to read as follows:

Section  
amended.

3:15-6. A copy of the petition, order to show cause and written draft of the proposed agreement between the executor, administrator, administrator pendente lite or trustee and the claimant or debtor, certified in such manner as the court by its order shall direct, shall be served, either personally or otherwise as directed by the court, upon all parties interested in the estate, such service to be made

Papers in  
matters served  
on all parties.

within such time as said court may fix and designate.

Section  
amended.

3. Section 3:15-7 of the Revised Statutes is amended to read as follows:

Examination  
by court.

3:15-7. Upon return of the order to show cause and proof of service as therein directed, the court shall examine the petition and take proof if it is deemed necessary by the court. If the court is satisfied that the proposed compromise, settlement or adjustment is for the interest of all parties interested in the estate, it shall make an order or decree approving the same in the form submitted or in such other form as may be agreed upon in writing by the executor, administrator, administrator pendente lite or trustee and the claimant or debtor.

As to approv-  
ing agreement.

4. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 182

AN ACT concerning liens of factors and pledgees upon merchandise or the proceeds thereof, and supplementing chapter sixty of Title 2 of the Revised Statutes.

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

C. 2:60-252.  
Definition  
of factor.

1. The terms "factor" and "factors" wherever used in this act include persons, firms, and corporations, and their successors in interest, engaged in the business of factoring or financing sales of merchandise or of purchasing or lending on the security of receivables arising out of such sales who as part of or incidental to such business lend upon the security of merchandise, and any consignee or consignees, pledgee or pledgees, who advance money on goods consigned to or pledged with them,

whether or not such consignee or pledgees are employed to sell such goods, and their successors in interest.

2. If so provided by any written agreement all factors shall have a continuing general lien upon all goods and merchandise from time to time consigned to or pledged with them, whether in their constructive, actual or exclusive occupancy or possession or not and upon any accounts receivable or other proceeds resulting from the sale or other disposition of such goods and merchandise, for all their loans and advances to or for the account of the person creating the lien (hereinafter called the borrower), together with interest thereon, and also for the commission, charges and expenses properly chargeable against or due from said borrower and for the amount due upon any notes or other obligations given to or received by them for or upon account of any such loans or advances, interest, commissions, charges and expenses and such lien shall be valid from the time of filing the notice hereinafter referred to, and whether such merchandise shall be in existence at the time of the agreement creating the lien or at the time of the filing such notice or shall come into existence subsequently thereto or shall subsequently thereto be acquired by the borrower; *provided*, there shall be placed and maintained on the door or in a conspicuous place at the main entrance of the store, loft or other premises in or at which such merchandise, or any part thereof, shall be located, kept or stored, a sign on which appears in legible English, the name of the factor and a designation of said factor as lienor, factor, pledgee or consignee; *and provided, further*, that a notice of the lien is filed stating:

C. 2:60-253.  
Lien on  
goods.

Proviso.

Proviso.

a. The name of the factor, the name under which the factor does business, if an assumed name; the principal place of business of the factor within the State, or if he has no place of business within the State, his principal place of business outside of this State; and if the

Statement.

factor is a partnership or association the name of the partners, and if a corporation the State under whose laws it was organized.

Borrower.	b. The name of the borrower, and the interest of such person in the merchandise, as far as known to the factor.
Merchandise.	c. The general character of merchandise subject to the lien, or which may become subject thereto, and the period of time during which such loans or advances may be made
Terms of loan.	under the terms of the agreement providing for such loans or advances and for such lien.
C. 2:60-254. Verification.	3. Such notice must be verified by the factor or his agent, to the effect that the statements therein contained are true to the best of his knowledge.
Filed in county office.	It must be filed in the office of the county recording officer of the county where the merchandise subject to the lien, or any part thereof, is or at any time shall be located, kept or stored, and also, if the factor has an office or principal place of business in the State in the county where such principal office or place of business of the factor within the State is or at any time shall be located. Such
Filing.	officers shall file every such notice presented to them for that purpose and shall endorse thereon
Book of entry.	its number and the time of its receipt. They shall enter in a book provided for that purpose, in separate columns, the names of the parties named in each notice so filed under the head of "borrower" and "factor" the number of such notice and the date of the filing thereof, and the general character of the merchandise as therein stated. The names
Parties concerned.	of the persons creating the liens, as stated in the notice, shall be arranged in alphabetical order under the head of "borrower." Such officers at
Fees.	the time of filing such notice shall upon request issue to the person filing the same a receipt in writing, containing the substance of the entries made or to be made as hereinbefore provided. Such officers shall be entitled to receive for their services



hereunder, fees at the same rates as they are entitled to receive for the filing of chattel mortgages.

4. Such notice may be filed at any time after the making of the agreement and shall be effectual from the time of the filing thereof as against all claims of creditors in or against such merchandise thereafter arising.

C. 2:60-255.  
When filed.

5. Upon the payment or satisfaction of indebtedness secured by any lien specified in this act, the factor or his legal representative, upon the request of any person interested in the said merchandise, must sign and acknowledge a certificate setting forth such payment or satisfaction. The officer or officers with whom the notice of lien is filed must, on receipt of such certificate or a copy thereof certified as required by law, file the same in his office and write the word "discharged" in the book where the notice of lien is entered opposite the entry thereof, and the lien is thereby discharged.

C. 2:60-256.  
Certificate of  
payment.

Discharge  
of lien.

6. If any agreement provides for a right to or lien upon accounts receivable or other proceeds resulting from or which may result from a sale or sales of merchandise whether or not such merchandise or a part thereof is subject to the lien, such right or lien upon such accounts receivable or the proceeds shall not be void or ineffectual as against creditors or otherwise, by reason of failure to make or deliver a further assignment of any such account; *provided*, a bill, invoice, statement or notice shall be mailed, sent or delivered to the person owing such account receivable stating in substance that the account is payable to the factor and such mailing, sending or delivery of such bill, invoice, statement or notice shall have the same effect as a formal assignment of such account to the factor named therein; *provided, however*, that the making and delivery of any such further or formal assignment shall, in and of itself, give to the assignee a right to or lien upon the account receivable assigned and to the proceeds thereof, effectual as against all claims of creditors of the assignor, irrespective of whether or not such bill, invoice,

C. 2:60-257.  
Validity  
of lien.

Proviso.  
Notice to  
obligee.

Proviso.

statement or notice shall be mailed, sent or delivered to the person owing such account receivable, stating in substance that the account is payable to the factor or assignee.

C. 2:60-258.  
Continuing  
general lien.

7. When any factor, or any third party for the account of any such factor, shall have possession of goods and merchandise, such factor shall have a continuing general lien, as set forth in section two of this act, without filing the notice and posting the sign provided for in this act.

C. 2:60-259.  
Act how  
construed.

8. This act is to be construed liberally to secure the beneficial interest and purposes thereof. A substantial compliance with its several provisions shall be sufficient for the validity of a lien and to give jurisdiction to the courts to enforce the same. Nothing in this act shall be construed as affecting or limiting any existing or future lien at common law or any rights at common law, or any right given by any other statute or provision of the Revised Statutes.

C. 2:60-260.  
Choice of  
act applicable

9. As to any transaction falling within the provisions both of this act and of any other law requiring filing or recording, notice, consent, or formalities of execution, the factor shall not be required to comply with both, but by complying with the provisions of either, at his election, may have the protection given by the law complied with.

10. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 183

AN ACT concerning fire districts in townships, and amending section 40:151-25 of the Revised Statutes.

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

1. Section 40:151-25 of the Revised Statutes is amended to read as follows:

Section amended.

40:151-25. The board of fire commissioners shall certify the amount of money voted at the annual district meeting to the assessor of the township in which said district is situate, who shall assess said money on the inhabitants of said district and their estates and taxable property therein in the same manner as township taxes are assessed and the money shall be assessed, levied and collected, at the same time and in the same manner as other township taxes.

Money voted for fire protection.

Tax levy.

In all counties the collector or treasurer of the township in which said district is situate shall pay over all moneys so assessed to the treasurer or custodian of funds of said fire district one-half on or before July first in the year for which said taxes are levied and the other half on or before January first of the following year, to be held and expended for the purpose of providing and maintaining means for extinguishing fires in such district.

Turning over money to custodian of fund.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 184

AN ACT to amend "An act authorizing municipalities, counties and boards of education of any school district in this State to extend the maturity of any of its bonds, or other obligations either temporary or permanent, by an agreement with the holders thereof," approved May twenty-fifth, one thousand nine hundred and thirty-eight (P. L. 1938, c. 236).

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

C. App. A:4-72.  
Section  
amended.

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

Extending  
maturity of  
obligations.

2. Any municipality, county or board of education of any school district of this State shall have the power to enter into an agreement with the holder or holders of any obligations of said municipality, county or school district payable within the year one thousand nine hundred and thirty-eight, one thousand nine hundred and thirty-nine, one thousand nine hundred and forty, one thousand nine hundred and forty-one, one thousand nine hundred and forty-two, one thousand nine hundred and forty-three, one thousand nine hundred and forty-four, and one thousand nine hundred and forty-five, extending the time for the payment of the principal of said obligations for a period of not exceeding five years from date of payment provided for in the original obligation or any extension agreement indorsed thereon or made part thereof pursuant to any law.

Agreement.

Said agreement may provide for the payment of any interest on said obligation not exceeding six per centum (6%) per annum, notwithstanding the rate of interest provided on said bonds or other obligations.

Rates.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 185

AN Act appropriating one hundred thousand dollars (\$100,000.00) to the Board of Commerce and Navigation for the purpose of acquiring all rights, title and interest to lands, easements and rights-of-way necessary for a canal in the county of Cape May from Cape May harbor to Delaware bay, together with suitable disposal areas for dredged materials from said work and subsequent maintenance as required.

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

1. There is appropriated out of the General State Fund one hundred thousand dollars (\$100,000.00) to the Board of Commerce and Navigation for the purpose of acquiring all rights, title and interest to lands, easements and rights-of-way necessary for a canal in the county of Cape May from Cape May harbor to Delaware bay, together with suitable disposal areas for dredged materials from said work and subsequent maintenance as required.

Appropriation  
for canal in  
Cape May  
county.

2. The Board of Commerce and Navigation, acting for the State of New Jersey, shall co-operate with the Federal government in expediting the work of constructing a canal in the county of Cape May from Cape May harbor to Delaware bay and to that end shall, acting for the State of New Jersey, furnish free of cost to the United States, title to any lands, easements and rights-of-ways necessary for said canal, together with suitable disposal areas for dredged materials from said work and subsequent maintenance as required.

Co-operation  
with federal  
government.

Furnish  
lands and  
right of way.

3. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 186

AN ACT authorizing the Board of Commerce and Navigation of this State to purchase or acquire by gift, grant, bargain, sale or by condemnation, for the purpose of furthering national defense, all rights, title and interest to lands, easements and rights of way necessary for a canal in the county of Cape May from Cape May harbor to Delaware bay, together with suitable disposal areas for dredged materials from said work and subsequent maintenance as required, and providing for the donation of all or as much of said land or interest therein as may be necessary to the Federal government for any purpose connected with the construction of said canal.

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

Board may  
supply necessities  
for canal.

1. The Board of Commerce and Navigation of the State of New Jersey is authorized to purchase or acquire by gift, grant, bargain, sale or by condemnation, for the purpose of furthering national defense, all rights, title and interest to lands, easements and rights of way necessary for a canal in the county of Cape May from Cape May harbor to Delaware bay, together with suitable disposal areas for dredged materials from said work and subsequent maintenance as required, and to provide for the donation of as much of said land or interest therein as may be necessary to the Federal government for any purpose connected with the construction of said canal. If and as required by the Federal government the Board of Commerce and Navigation, in the name of the State, may convey by good and sufficient deed any land or interest therein so acquired by the State.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 187

AN ACT concerning county and municipal finances,  
and supplementing chapter two of Title 40 of  
the Revised Statutes.

WHEREAS, It is generally believed that serious strains will be put upon county and municipal finances in the post war period because of the need of providing employment during the readjustment period; and

Preamble.

WHEREAS, It is advisable to permit counties and municipalities to start now building up a reserve, which may be used during such readjustment period to provide employment; therefore

Preamble

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

1. Any county or municipality may include in its annual budget an appropriation under the caption of "Public Works Reserve." Such appropriation when made shall be available for any capital improvement which may be undertaken by such county or municipality, as the case may be, in any budget year following the year of the termination of the present war. The moneys provided under such caption shall not be subject to transfer to any other appropriation. After the adoption of the budget for any year and prior to December thirty-first of said year the amount of such appropriation shall be transferred to the capital account in cash. Any moneys in the capital account resulting from appropriations made under such caption of "Public Works Reserve" may be invested by the county or municipality, as the case may be, in bonds of the United States of America and the interest thereon shall be added to said "Public Works Reserve."

C. 40:2-21.1.  
Public works  
reserve use  
of fund.

Transfer.

How invested.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 188

AN ACT concerning the State Employees' Retirement System, and amending section 43:14-22 of the Revised Statutes.

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

Section  
amended.

1. Section 43:14-22 of the Revised Statutes is amended to read as follows:

Investment  
of funds.

As to in-  
vestment in  
municipal  
securities.

Investment in  
county bonds.

Dealing with  
securities.

Regular  
interest  
allowed.

43:14-22. The members of the board of trustees shall be the trustees of the funds created by this chapter and may invest them in the bonds of the several school districts of this State, or in the bonds of the United States, this State, or any county or municipality of this State. No investment shall be made in the bonds of any municipality the total indebtedness of which, including the school debt, shall exceed thirty per centum (30%) of the assessed valuation of all the real and personal property therein; but in ascertaining the total indebtedness credit shall be allowed only for such moneys or property as shall be in the sinking fund. No investment shall be made in the bonds of any county the total indebtedness of which shall exceed in the aggregate fifteen per centum (15%) of the total assessable valuation of all taxable property therein. Subject to like terms, conditions, limitations and restrictions, the trustees may hold, purchase, sell, assign, transfer or dispose of any of the securities and investments in which any of the funds created by this chapter shall have been invested as well as of the proceeds of the investments and any moneys belonging to the fund.

The board shall annually allow regular interest on the mean amount for the preceding year in each of the funds, with the exception of the expense fund created hereunder. The amount so allowed shall be due and payable to the funds and shall be credited annually thereto by the board of trustees.

2. This act shall take effect immediately.

Approved May 13, 1942.



## CHAPTER 189

AN ACT concerning the State Employees' Retirement System, and amending section 43:14-22.1 of the Revised Statutes.

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

1. Section 43:14-22.1 of the Revised Statutes is amended to read as follows:

43:14-22.1. Any member who has at least three years of service as a member to his credit may borrow from the retirement system, with the approval of the retirement board, an amount not exceeding fifty per centum (50%) of the amount of his accumulated contributions, but not less than fifty dollars (\$50.00); *provided*, that the amount so borrowed, together with interest thereon, can be repaid by additional deductions from compensation, not in excess of twenty-five per centum (25%) of the member's compensation, made at the same time compensation is paid to the member, but not after the attainment of age sixty. The amount so borrowed, together with interest at the rate of six per centum (6%) per annum on any unpaid balance thereof, shall be repaid to the retirement system in equal installments by deduction from the compensation of the member at the time the compensation is paid and in such amounts as the retirement board 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 sixty. Not more than two loans may be granted to any member in any fiscal year, and the board of trustees may establish rules fixing a minimum charge for each loan. 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.

Section  
amended.

Borrowing  
from retire-  
ment system.

Amount.

Proviso.

Repayment.

Two loans  
a year.

Interest  
credited to  
retirement  
system.

Unpaid  
balance.

One-third of the interest paid on the loan shall be credited to the proper fund of the retirement system. Any unpaid balance of a loan at the time any benefit may become payable before the attainment of age sixty, shall be deducted from the benefit otherwise payable.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 190

AN ACT authorizing the Treasurer of this State to pay to the Teachers' Pension and Annuity Fund out of the proceeds derived from license fees, whether vehicular or driver, the sum certified as due and payable to that fund on July first, one thousand nine hundred and forty-three.

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

Authorized to  
make payment  
to fund.

1. The Treasurer of this State is hereby authorized and directed to pay to the Teachers' Pension and Annuity Fund out of the receipts of license fees, whether vehicular or driver, the sum certified as due and payable to that fund on July first, one thousand nine hundred and forty-three.

Making  
payments.

2. The payment of such sum shall be made by the State Treasurer as follows: not less than one-fifth on July first, one thousand nine hundred and forty-three, not less than one-fourth of the balance on July first, one thousand nine hundred and forty-four, not less than one-third of the balance on July first, one thousand nine hundred and forty-five, not less than one-half of the balance on July first, one thousand nine hundred and forty-six, and the balance on July first, one thousand nine hundred and forty-seven. Any yearly payment of an install-

ment may exceed the minimum amount hereinabove provided. Interest at the rate of three per centum (3%) per annum, payable semiannually, shall be payable to said Teachers' Pension and Annuity Fund on the principal sum due or any unpaid installment thereof payable out of said license fees.

Interest  
payable.

3. If, upon the due date of any payment required by this act, there is insufficient money available from the receipts of said license fees to make the payment required hereunder, the State Treasurer is directed to pay such additional amount of money from the General State Fund as will be necessary to meet such required payment.

Money to be  
taken from  
general State  
fund.

4. The payment of the moneys above provided for shall be made notwithstanding the provisions of any other law to the contrary.

Payment  
to be made.

5. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 191

AN ACT authorizing the Treasurer of this State to transfer to the General State Fund out of moneys derived from the taxation of railroad property such sum as shall be certified to be due and payable to the Teachers' Pension and Annuity Fund due on the first day of July, one thousand nine hundred and forty-three.

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

1. The Treasurer of this State is hereby authorized and directed to transfer to the General State Fund out of moneys derived from the taxation of railroad property such sum as shall be certified to be due and payable to the Teachers' Pension and Annuity Fund on the first day of July, one thousand nine hundred and forty-three.

Authorized to  
transfer to  
general State  
fund.

Conditions  
upon which  
this act be-  
comes effective.

2. This act shall take effect immediately but only if another act now pending in the Legislature entitled "An act authorizing the Treasurer of this State to pay to the Teachers' Pension and Annuity Fund out of the proceeds derived from license fees, whether vehicular or driver, the sum certified as due and payable July first, one thousand nine hundred and forty-three," shall become a law.

Approved May 13, 1942.

## CHAPTER 192

AN ACT concerning motor vehicles and traffic regulations, and supplementing chapter four of Title 39 of the Revised Statutes.

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

C. 39:4-128.1.  
Must stop for  
school bus.

1. The driver of a vehicle approaching or overtaking a bus which is being used solely for the transportation of children to or from school and which has stopped for the purpose of receiving or discharging any school child, shall stop such vehicle not less than ten feet from such school bus and keep such vehicle stationary until such child has entered said bus or has alighted and reached the side of such highway; *provided*, such bus is designated as a school bus by one sign on the front and one sign on the rear with each letter on such signs at least four inches in height.

Proviso.

Bus to remain  
stationary.

The driver of a bus which is being used solely for the transportation of children to or from school shall not start his bus until every child who may have alighted therefrom shall have reached a place of safety.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 193

AN ACT concerning taxation, and amending section  
54:5-33 of the Revised Statutes.

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

1. Section 54:5-33 of the Revised Statutes is amended to read as follows:

Section  
amended.

54:5-33. Payment for the sale shall be made before the conclusion of the sale, or the property shall be resold. Any premium payment shall be held by the collector and returned to the purchaser of the fee if and when redemption is made. If redemption is not made within five years from date of sale the premium payment shall be turned over to the treasurer of the municipality and become a part of the funds of the municipality.

Payment.

Premium held  
by collector.

Premium  
to escheat.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 194

A SUPPLEMENT to "An act to incorporate and erect the township of Winfield in the county of Union, the territory of which shall comprise a part of the city of Linden and a part of the township of Clark, both in the county of Union," passed August sixth, one thousand nine hundred and forty-one (P. L. 1941, c. 360).

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

1. Immediately upon the passage of this act the Governor shall appoint, from the inhabitants of said township of Winfield in the county of Union, a

Governor to  
appoint town-  
ship committee.

township committee of three members, one of whom shall be appointed chairman thereof, who shall hold office until other members shall have been duly elected by the voters of said township at the first regular general election held following the enactment hereof and shall have qualified as required by law.

To perform  
duties, etc.,  
vested by law.

2. Following the appointment and qualification of such members, the said members shall have and perform all of the powers, functions and duties vested in such officers by the laws of this State relating to townships.

To appoint  
other officers.

3. The said township committee shall appoint all such other officers as may be required for the due administration of the affairs of said township until the election, appointment and qualification of township officers at the next general election; such officers so appointed shall hold office until the first day of January, one thousand nine hundred and forty-three, and until their successors shall be chosen and qualified as required by law.

4. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 195

AN ACT concerning the Department of Banking and Insurance, and amending sections 17:1-2 and 17:1-3 of the Revised Statutes.

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

Section  
amended.

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

Commissioner  
of Banking  
and Insurance,  
appointment.

17:1-2. The chief officer of the department, to be denominated the Commissioner of Banking and Insurance and hereinafter in this title designated

the "commissioner," shall be appointed by the Governor, by and with the advice and consent of the Senate, and shall hold office for the term of three years, and until his successor is appointed, confirmed and qualifies, unless sooner removed by the Governor for cause. No person shall be appointed commissioner who is in any way connected with the management or control of any corporation, firm, association, institution or licensee affected by this chapter, and his term of office shall immediately cease if at any time he becomes so interested. Before entering upon the discharge of his duties the commissioner shall give bond, conditioned for the faithful discharge of his duties, in the sum of twenty-five thousand dollars (\$25,000.00) with two good and sufficient sureties, freeholders of this State to be approved by the Governor, and take an oath of office before one of the justices of the Supreme Court in form similar to that required of the Secretary of State. The bond and oath of office shall be filed in the Department of State.

Bond and  
oath.

Filing.

Neither the commissioner nor any of his deputies or examiners shall have any dealings or transactions in any capacity with any bank or trust company under the jurisdiction of the department save in the strict performance of his duties, except the institutions with which he was dealing prior to his appointment, under penalty of immediate termination of his office or employment.

Forbids  
dealings, etc.,  
with banks, etc.

The commissioner shall receive an annual salary of six thousand dollars (\$6,000.00), to be paid monthly by the State Treasurer, on the warrant of the Comptroller.

Salary.

2. Section 17:1-3 of the Revised Statutes is amended to read as follows:

Section  
amended.

17:1-3. The commissioner may establish within the department three distinct bureaus, to be designated the bureau of banking, bureau of insurance and bureau of building and loan associations, each of which bureaus shall be in charge of a deputy commissioner appointed by the commissioner. One of the deputy commissioners shall be specially

May establish  
three bureaus.

Deputies.

designated by the commissioner with power to perform all the duties of the commissioner in case of his absence or inability to act from any cause, and who may so act in the event of the death, resignation or removal from office of the commissioner until a successor is appointed, confirmed and qualifies and until such successor designates one of the deputy commissioners to perform all the duties of the commissioner as provided by this section. The commissioner shall have power to revoke at any time such special designation of any deputy commissioner. The deputy commissioners, before entering upon their duties, shall each give bond in the sum of ten thousand dollars (\$10,000.00) executed by a surety company authorized to transact business in this State, to be conditioned, approved and filed in the same manner as the commissioner's bond.

Bond.

Salaries.

The salaries of the deputy commissioners shall be fixed by the commissioner at a sum not exceeding seventy-five hundred dollars (\$7,500.00) per annum each.

3. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 196

AN ACT concerning the superintendent of soldiers' burials, and amending section 38:17-2 of the Revised Statutes.

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

Section amended.

1. Section 38:17-2 of the Revised Statutes is amended to read as follows:

Superintendent of soldiers' burials.

38:17-2. The board of chosen freeholders in each of the counties may appoint a suitable person who shall be a resident of the county, as superintendent of soldiers' burials; *provided*, that in making such

Proviso.



appointment an honorably discharged soldier, sailor or marine who served in the Army, Navy or Marine Corps of the United States during any war in which the United States has been engaged shall be appointed. He shall hold office for the term of one year and until his successor shall be appointed and qualified. The superintendent shall be paid such annual salary as may be fixed by the board of chosen freeholders of such county. The salary shall be paid in semimonthly installments by the county treasurer and shall be in lieu of all fees and other compensation.

Term.

Salary.

Payment.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 197

AN ACT authorizing and directing the Treasurer of this State to transfer the sum of four million two hundred sixty thousand dollars (\$4,260,000.00) received from the tax imposed on motor fuels to the General State Fund.

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

1. The Treasurer of this State is authorized and directed to transfer the sum of four million two hundred sixty thousand dollars (\$4,260,000.00) received from the tax imposed on motor fuels to the General State Fund.

Authorized to make transfer.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 198

AN ACT concerning counties of the sixth class.

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

C. 40:23-8.3.  
Authorized to  
make appro-  
priation to  
prevent ero-  
sion of county  
roads.

Proviso.

1. Any county of the sixth class may expend any sum not exceeding twenty-five thousand dollars (\$25,000.00), in any one year, for the protection of county roads from erosion by tidewater; *provided*, that no part of such sum shall be used for any work, labor or materials upon any structure or work located more than two thousand feet from the road to be protected.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 199

AN ACT authorizing the governing body of any municipality of this State to exchange lands when deemed in the public interest.

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

C. 40:60-51.1.  
May exchange  
lands.

Proviso.

1. The governing body of any municipality may exchange any lands owned by or hereafter to be acquired by such municipality, or any right or interest therein, for other lands desired for public use; *provided*, that such exchange shall have been or shall hereafter be authorized, by resolution of the governing body of such municipality, and such governing body has determined or hereafter shall determine that the lands to be conveyed to such municipality are so situated as to be of greater value to the municipality for public use than the lands to be conveyed by the municipality, and that it is deemed in the public interest that such exchange of lands be consummated.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 200

AN ACT directing the State Treasurer to transfer certain funds to the municipal aid fund and appropriating certain moneys from the municipal aid fund.

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

1. The State Treasurer hereby is directed to transfer the sum of three million dollars (\$3,000,000.00) received from the tax imposed on motor fuels to the municipal aid fund for the purposes set forth in this act. Authorized to transfer funds.

2. There hereby is appropriated from the sums so to be transferred to the municipal aid fund and from the unexpended balances in said municipal aid fund the sum of four million four hundred thousand dollars (\$4,400,000.00) as follows: Appropriation.

To the State Municipal Aid Administration for payment of all necessary expenses of the said State Municipal Aid Administration in connection with the distribution of Federal surplus commodities during the fiscal year beginning July first, one thousand nine hundred and forty-two, and ending June thirtieth, one thousand nine hundred and forty-three .....	\$100,000 00
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To the State Municipal Aid Administration for payment of all other necessary expenses of the said State Municipal Aid Administration during the fiscal year beginning July first, one thousand nine hundred and forty-two, and ending June thirtieth, one thousand nine hundred and forty-three .....	180,000 00
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To the Comptroller of the Treasury for payment of such expenses as may be necessary for conducting continuing audits in the various municipalities of the State to de- termine whether or not the moneys distributed by the State Municipal Aid Administration are disbursed in compliance with law therein, during the fiscal year beginning July first, one thousand nine hun- dred and forty-two, and ending June thirtieth, one thousand nine hundred and forty-three .....	90,000 00
To the Department of Institutions and Agencies for payment of such expenses as may be necessary for the operation of the Civilian Con- servation Corps Selective Division during the fiscal year beginning July first, one thousand nine hun- dred and forty-two, and ending June thirtieth, one thousand nine hundred and forty-three .....	9,500 00
To the State Municipal Aid Admin- istration for all payments author- ized or directed by law to be made by the said State Municipal Aid Administration or the director of municipal aid out of the municipal aid fund for the calendar year be- ginning January first, one thou- sand nine hundred and forty-two, and ending December thirty-first, one thousand nine hundred and forty-two .....	4,020,500 00

2. This act shall take effect immediately.  
Approved May 13, 1942.

## CHAPTER 201

AN ACT relating to the public schools of this State, and amending sections 18:7-105 and 18:7-106 of the Revised Statutes.

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

1. Section 18:7-105 of the Revised Statutes is amended to read as follows: Section amended.

18:7-105. Whenever a board of education of a school district has received moneys transferred to it by the governing body of the municipality, or by the governing bodies of the several municipalities if the school district is a consolidated school district, from the unappropriated surplus revenue or unappropriated anticipated receipts of the municipality or municipalities, the board of education shall apply the moneys so received, as far as the same shall be sufficient, first, to the payment of the interest on the bonded indebtedness of the district becoming due and payable during the next ensuing fiscal school year; second, to the payment of the principal of the bonded indebtedness of the district maturing in said fiscal year; and third, to the payment of current expenses of the district during said fiscal year; except that, with the approval of the Commissioner of Local Government and the approval of the Commissioner of Education the board of education may with the consent of the bondholders apply all or part of the moneys so received for the retirement of bonds maturing in any year or years subsequent to said ensuing fiscal year; *and further provided*, that said moneys shall not be used for this purpose in an amount which shall exceed fifty thousand dollars (\$50,000.00) in any fiscal year. Application of moneys transferred.

May apply moneys to retirement of bonds.

Proviso.

Section  
amended.

2. Section 18:7-106 of the Revised Statutes is amended to read as follows:

Local tax  
reduced by  
amount of  
transfer.

18:7-106. Upon the transfer of funds from the surplus revenue or notice of the appropriation of the anticipated receipts of a municipality or municipalities by the governing body or governing bodies to the board of education, the district clerk of the school district shall certify to the proper taxing officials the amount of the funds so transferred available for meeting the interest on and the principal of the bonds of the school district becoming due and payable during the next ensuing fiscal year of the district and the amount to be raised by local tax for such purposes shall be reduced accordingly, notwithstanding that the local tax has been voted by said district.

Balance  
credited.

Any balance remaining of such funds or anticipated receipts when received shall be credited upon the amount recommended by the board of education to be voted or, if voted, upon the amount to be levied and collected, to meet the current expenses of the district during the next ensuing fiscal year of the district.

District clerk  
to certify  
amount used  
to retire bonds.

When funds so transferred are used for payment of bonds maturing in a year or years subsequent to the ensuing fiscal year, the district clerk of the school district shall certify to the proper taxing officials the amount of the funds so used for each of the years when such bonds would have otherwise matured; and the amount to be raised by local tax for such purpose during each of said years shall be reduced accordingly.

3. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 202

AN ACT concerning municipal and county finances,  
and amending section 40:2-30 of the Revised  
Statutes.

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

1. Section 40:2-30 of the Revised Statutes is  
amended to read as follows: Section  
amended.

40:2-30. During the last two months of the fiscal year or during the first three months of the following fiscal year, if it shall become necessary to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefor, and there shall be an excess in one or more appropriations (excepting the appropriations for contingent expenses, deferred charges, payment of floating debt, reserve for uncollectible taxes, cash deficit of preceding year, reserve for uncollected taxes, down payments, capital improvement fund, or interest and debt redemption charges), over and above the amount deemed to be necessary to fulfill the purpose of such appropriations, the governing body of any municipality or county, by proper resolution setting forth the facts, may, by a two-thirds vote thereof, transfer the amount of such appropriation as may be deemed to be in excess, to such appropriations (excepting the appropriation for contingent expenses or deferred charges) as are deemed to be insufficient to fulfill the purposes of such appropriations; *provided*, that the amount or amounts of such appropriations as may be deemed to be in excess may only be transferred to meet the payment of specific claims, commitments and contracts which were incurred during the fiscal year for which the unexpended balances were appropriated. May transfer  
appropriation  
by two-thirds  
vote.

Proviso.

Unexpended  
balances.

Any unexpended balances of appropriations may, by proper resolution of the governing body, be canceled prior to the end of the fiscal year. Said resolution shall set forth the titles of the appropriations and the amounts to be canceled therefrom. At the end of the next succeeding fiscal year, all remaining unexpended balances shall forthwith lapse and no disbursement shall thereafter be made therefrom.

2. This act shall take effect immediately.  
Approved May 13, 1942.

### CHAPTER 203

AN ACT concerning municipal and county finances, and amending section 40:2-16 of the Revised Statutes.

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

Section  
amended.

1. Section 40:2-16 of the Revised Statutes is amended to read as follows:

Surplus  
revenue  
to include:

40:2-16. As used in this chapter:  
"Surplus revenue" shall include:

Unexpended  
balances;

a. The unexpended balances of the budget appropriations of the previous year in excess of obligations incurred during the said fiscal year therefor, which are properly chargeable thereto; except that, if no other means have been provided therefor, there shall be first deducted from the aggregate of such unexpended balances the amount involved in the adjustment of the duplicate and of taxes which shall have been canceled or remitted during such fiscal year or charged off as uncollectible.

Excess  
miscellaneous  
revenues;

b. The receipts from miscellaneous revenues during any fiscal year which are in excess of



the aggregate amount of the classified miscellaneous revenues as stated in the budget of such year.

c. The revenues coming into the general treasury from time to time from any and all sources, applicable to the lawful expenditures for the fiscal year of the municipality or county, as the case may be, which are not included in any of the several items of anticipated revenues as stated in the budget of such year.

Sundry  
nonbudgeted  
revenues.

Unless the Commissioner of Local Government shall give his prior written consent thereto, the amount of any item of "surplus revenue appropriated" included in any budget shall not exceed the amount of surplus revenue held in cash at the beginning of the budget year, less all outstanding commitments or obligations against such cash.

Written con-  
sent to include  
in budget.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 204

AN ACT validating certain decrees heretofore entered in the Court of Chancery in suits to foreclose mortgages.

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

1. All final decrees heretofore entered in the Court of Chancery, in suits or actions instituted therein for the foreclosure of a mortgage or mortgages, in which suits or actions a trustee in bankruptcy for a defendant corporation was personally named therein as a defendant instead of being named in his official capacity as a trustee in bankruptcy, shall be good, valid and sufficient in law and

Validates  
certain final  
decrees in  
chancery  
relative to  
foreclosure of  
mortgages.

in equity for all purposes whatsoever, and the sale of any lands, tenements, hereditaments, real estate or any property whatsoever heretofore made by virtue of any such final decree, or any execution or other process issued thereunder, shall be good, valid, effectual and legal, and the purchaser or purchasers of such lands, tenements, or hereditaments, real estate or other property whatsoever, having received a deed therefor, he, she or they, and his, her or their heirs, successors and assigns shall be deemed to have as good and complete title thereto as if such trustee in bankruptcy so personally named, had been named and sued in his official capacity as such trustee in bankruptcy, and such final decree and proceeding had thereon is hereby declared to be good, valid, effectual and legal in all other respects.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 205

AN ACT concerning the issuance of bonds and other obligations and the incurring of indebtedness by counties, cities, boroughs, towns, townships, villages and other municipalities other than school districts, and amending section 40:1-63 of the Revised Statutes.

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

Section  
amended.

1. Section 40:1-63 of the Revised Statutes is amended to read as follows:

Procedure and  
limitation in  
authorizing  
refunding  
bonds.

40:1-63. All refunding bonds shall be authorized in the case of a county by a county bond resolution, and in the case of a municipality by a municipal bond ordinance, finally passed in the

method or mode of procedure prescribed by this article on or before December thirty-first, one thousand nine hundred and forty-four. No supplemental debt statement need be made or filed prior to the introduction or final passage of any county bond resolution or municipal bond ordinance authorizing refunding bonds. The powers granted by sections 40:1-61 to 40:1-74 of this Title shall not be affected by any limitations of indebtedness or by the requirements of any other law, except as expressly provided in said sections 40:1-61 to 40:1-74, but any refunding bonds shall be included in an annual or supplemental debt statement thereafter made or filed in determining the power of a county or municipality issuing such refunding bonds to become otherwise indebted; *provided*, Proviso. *however*, that, for the purpose of determining the deductions applicable to any such annual or supplemental debt statement refunding bonds shall be deemed to have been issued in the same amount or amounts for the same purpose or purposes as the outstanding obligations paid, funded or refunded thereby, but no deduction shall be applicable for any issue of refunding bonds if any of the outstanding obligations paid, funded or refunded by such issue of refunding bonds shall have been issued for a purpose for which no deductions can be taken under this article, or if any indebtedness was paid, funded or refunded by such issue of refunding bonds. Validity not to be affected. The powers granted by sections 40:1-61 to 40:1-74 of this Title shall not be affected by the invalidity of or any irregularity in any proceedings for incurring the indebtedness or issuing the outstanding obligations to be paid, funded or refunded by refunding bonds.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 206

AN ACT concerning the State Employees' Retirement System, and supplementing chapter fourteen of Title 43 of the Revised Statutes.

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

Given credit  
for prior  
service.

Proviso.

1. A person who was an employee of the State of New Jersey at any time prior to March thirty-first, one thousand nine hundred and twenty-one, the date on which the State Employees' Retirement System law was approved, and who was and is now a State employee and who is also a member of the State Employees' Retirement System, shall on retirement be given credit for service rendered prior to the enactment of said law; *provided*, that said person has paid or shall pay into said fund such sum as may be fixed by the board of trustees of said fund, and upon such retirement such person shall be entitled to benefits based upon his actual period of service to the State and such actual period shall also be the basis of compensation in case of disability.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 207

AN ACT empowering the State Treasurer to eliminate from his books of record cash balances carried in closed banks which have been fully liquidated, as well as worthless securities received in connection with closed banks.

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

1. The Treasurer of this State be and he is hereby empowered, authorized and directed to eliminate from his books of record cash balances carried in closed banks which have been fully liquidated, as well as worthless securities received in connection with closed banks; *provided*, the Governor and the Comptroller of the Treasury assent in writing to the elimination of such cash balances and worthless securities.

To eliminate cash balances in certain closed banks.

Proviso.

2. This act shall take effect immediately.  
Approved May 13, 1942.

## CHAPTER 208

AN ACT concerning corporations, and repealing section 14:1-5 of the Revised Statutes.

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

1. Section 14:1-5 of the Revised Statutes providing for an annual publication of list of corporations by the Secretary of State is repealed.

R. S. 14:1-5 repealed.

2. This act shall take effect immediately.  
Approved May 13, 1942.

## CHAPTER 209

AN ACT concerning service of process on the Secretary of State, and amending section 2:26-47 of the Revised Statutes.

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

Section  
amended.

1. Section 2:26-47 of the Revised Statutes is amended to read as follows:

Service of  
process on  
Secretary of  
State or  
chief clerk.

2:26-47. In addition to the methods of service of process upon a corporation provided by sections 2:26-43, 2:26-44 and 2:26-45 of this Title, process in any action commenced in any of the courts of this State against a domestic corporation or a foreign corporation authorized to transact business in this State may be served upon the Secretary of State and service upon the chief clerk in the office of the Secretary of State shall be deemed to be service upon the Secretary of State when:

a. The corporation has failed to file the annual report required by section 14:6-2 of the Title, Corporations, General, within the time thereby required; or

b. The corporation has failed or ceased to maintain a principal office in this State with a designated agent in charge thereof, upon whom process against the corporation may be served, as required by section 14:4-2 of the Title, Corporations, General; or

c. The designated agent upon whom process against the corporation may be served has died, resigned, become disqualified or has removed from this State, or can not, with due diligence, be found; or

d. The corporation, when the agent designated pursuant to section 14:4-2 of the Title, Corporations, General, has died, resigned, removed from the State or has become disquali-

fied, has failed to file the certificate containing the name of a new agent upon whom process against the corporation may be served as required by section 14:4-5 of the Title, Corporations, General, and the corporation's certificate of authority to transact business in this State has been revoked by the Secretary of State as provided by said section 14:4-5, in which case process against the corporation in an action upon a liability incurred within this State before the designation of another agent may, after the revocation of the certificate of authority to transact business in this State, be served upon the Secretary of State as herein provided.

Service upon the Secretary of State as herein provided shall be had only as long as the circumstances authorizing such service shall continue.

2. This act shall take effect immediately.  
Approved May 13, 1942.

## CHAPTER 210

AN ACT to amend "A supplement to an act entitled 'An act to provide for the completion, publication, distribution and sale of the Revised Statutes and of a Table of Statutes, Index and Compilation for use in conjunction therewith, and making an appropriation therefor,' approved December twenty-first, one thousand nine hundred and forty" (P. L. 1940, c. 242).

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

Section 2  
amended.

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

Retail sale of  
Revised  
Statutes.

2. Upon delivery to the Secretary of State of five thousand copies of the Index to the Revised Statutes and of the Compilation of the Acts Saved from Repeal in the Revised Statutes as provided in the act to which this act is a supplement, the Secretary of State is hereby directed to make distribution of such number thereof as may be required to complete the sets of the Revised Statutes and the Final Draft of the Revision and Consolidation of Public Statutes (1937) already distributed or sold, free of charge, to the respective distributees or purchasers thereof and the remaining copies of the Revised Statutes, Table of Statutes, Index and Compilation shall be sold at (a) retail and for cash by the Secretary of State at the price of fifty dollars (\$50.00) for each complete set or (b) at wholesale and for cash by the Secretary of State to booksellers at the price of forty dollars (\$40.00) for each complete set, and the proceeds of the sales thereof shall be paid into the State treasury for the purpose of reimbursing the State, as far as practical, for the cost of the same.

Wholesale  
price.

2. This act shall take effect immediately.

Approved May 13, 1942.



## CHAPTER 211

AN ACT relating to the public schools of this State,  
and amending section 18:14-1 of the Revised  
Statutes.

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

1. Section 18:14-1 of the Revised Statutes is Section  
amended.  
amended to read as follows:

18:14-1. Public schools shall be free to all persons over five and under twenty years of age, and to such persons over the age of twenty years as the board of education of any school district may deem it wise to offer instruction who are residents of the school district. Nonresidents of a school district, if otherwise competent, may be admitted to the schools of a district with the consent of the board of education upon such terms as the board may prescribe; except that any nonresident of the district shall be admitted free to the schools provided for the pupils residing in the district if such nonresident is a child placed in the home of a resident of said district by order of a court of competent jurisdiction in this State or by any society, agency or institution incorporated and located in this State having for its object the care and welfare of indigents neglected or abandoned children, whether or not such resident is compensated for keeping such nonresident child; but no district shall be required to take an unreasonable number of nonresidents under this section without payment of tuition. Apportionment for such pupils shall be made annually in accordance with the provisions of section 18:10-24 and 18:23-14 of the Revised Statutes. Appeal from the decision of the board of education of the district on any application under this section may be taken to the county superintendent of schools of the county in which

Pupils who  
may attend  
public schools

Nonresidents.

Apportionment  
for non-  
resident pupils

Appeals from  
decisions of  
board.

said district is located and from his decision appeal may be taken to the Commissioner of Education.

2. This act shall take effect immediately.

Approved May 13, 1942.

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## CHAPTER 212

AN ACT making an appropriation for expenses incurred and to be incurred in the prevention and control of forest fire and protection to improved property adjacent thereto from loss or destruction by forest fires.

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

Appropriation  
to make up  
deficit in fire  
fighting  
services.

1. To make up deficits in the sum heretofore appropriated to pay fire fighters for fire fighting services, the sum of ten thousand dollars (\$10,000.00) is hereby appropriated from the treasury of this State to the Department of Conservation and Development to be disbursed and paid by the State Treasurer on warrant of the Comptroller of the Treasury on vouchers properly signed and approved by the Director of the Department of Conservation and Development.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 213

AN ACT making an additional appropriation to the Department of Labor for the purpose of carrying into effect the provisions of article two of chapter eleven of Title 34 of the Revised Statutes, known as the "New Jersey Minimum Wage Law," for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three.

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

1. For the purpose of carrying into effect the provisions of article two of chapter eleven of Title 34, of the Revised Statutes, also known as the "New Jersey Minimum Wage Law," the sum of twenty-five thousand dollars (\$25,000.00) is hereby appropriated to the Department of Labor, for disbursement and expenditure for said purposes by the Department of Labor during the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, which said sum shall be in addition to any other sum now or hereafter appropriated by law for said purposes for the use of the Department of Labor for the said fiscal year.

Appropriation  
to enforce  
minimum  
wage law.

2. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 214

AN ACT vesting the title to real estate of which John A. Pritchard died seized, and which is alleged to have escheated to the State of New Jersey, in the year one thousand nine hundred and fifteen, in the borough of Magnolia, in the county of Camden, a municipal corporation of the State of New Jersey.

**Preamble.** WHEREAS, John A. Pritchard, late of the borough of Magnolia, in the county of Camden and State of New Jersey, departed this life on the eighteenth day of August, one thousand nine hundred and fifteen, seized of three certain tracts or parcels of land and premises in the borough of Magnolia, in the county of Camden and State of New Jersey, described as follows:

Description of  
tract No. 1.

Land and premises situate in the borough of Magnolia, in the county of Camden and State of New Jersey:

No. 1. Beginning in the southerly side of Lincoln avenue 350 feet westwardly from Camden avenue; thence southwardly 105 feet; thence westwardly parallel with Lincoln avenue 172.62 feet to the easterly side of East Atlantic avenue; thence northwardly along same, 109.54 feet to the southeasterly corner of Lincoln avenue and East Atlantic avenue; thence eastwardly along the southerly side of Lincoln avenue 203.83 feet to beginning.

Being Lots 15 and 16, Section R, Plan 2 of Magnolia Villa.

Description of  
tract No. 2.

No. 2. Beginning at the southwesterly corner of Evesham and Walnut avenues; thence westwardly along said Evesham avenue, 50 feet by southwardly between parallel lines of that width, at right angles to Evesham avenue, 140 feet.

Being Lot No. 10, Section 3, Plan 3 of Magnolia Villa.

No. 3. Beginning at a point in the northwesterly line of Monroe avenue, said point being 50 feet southwestwardly of the intersection of the northwesterly line of Monroe avenue with the southwesterly line of Walnut avenue; thence southwestwardly along the northwesterly line of Monroe avenue, 50 feet; thence northwestwardly of that width, between parallel lines, at right angles to Monroe avenue, the distance of 140 feet.

Description of tract No. 3.

Being Lot No. 12, Section 3, Plan 3 of Magnolia Villa; and

WHEREAS, The said John A. Pritchard left no person or persons capable of inheriting the said lands and premises; and

Preamble.

WHEREAS, The request and proper notice of intention to apply for the passage of this act has been given and duly published; 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 of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to John A. Pritchard, more particularly described in the preamble of this act, are hereby vested in the borough of Magnolia, in the county of Camden, a municipal corporation of the State of New Jersey; such title so as aforesaid vested under the provisions of this act is validated and confirmed.

Title to vest in Magnolia borough.

Title validated.

2. This act shall be deemed a private act and shall take effect immediately.

Private act.

Approved May 13, 1942.

## CHAPTER 215

AN ACT making an appropriation to meet a deficiency in the appropriation for stenographic reporters' salaries for the fiscal years ending June thirtieth, one thousand nine hundred and forty, June thirtieth, one thousand nine hundred and forty-one, June thirtieth, one thousand nine hundred and forty-two, and June thirtieth, one thousand nine hundred and forty-three.

Preamble.

WHEREAS, Revised Statutes, section 2:16-21, provides that one-third of the salaries of stenographic reporters, as fixed by the presiding justices of the Supreme Court, shall be paid from the State treasury and the balance of the salaries from county funds and that the several counties shall pay the salaries fixed by the presiding justices and the State shall reimburse the county for its one-third; and

Preamble.

WHEREAS, The State appropriation bill for the fiscal year ending June thirtieth, one thousand nine hundred and forty, was deficient in the sum of one thousand dollars (\$1,000.00) to provide for the one-third of salaries for stenographic reporters, and the appropriation bill for the year ending June thirtieth, one thousand nine hundred and forty-one, was likewise deficient in the sum of one thousand six hundred and sixty-six dollars and fifty-nine cents (\$1,666.59), and the appropriation bill for the year ending June thirtieth, one thousand nine hundred and forty-two, was likewise deficient in the sum of one thousand six hundred and sixty-six dollars and fifty-nine cents (\$1,666.59) and the appropriation bill for the year ending June thirtieth, one thousand nine hundred and forty-three, is likewise defi-

cient in Item C-8 for the State's share of stenographic reporters' salaries in the sum of one thousand six hundred and sixty-six dollars and fifty-nine cents (\$1,666.59), and because of these deficiencies in the above appropriations the State Treasurer has deducted an amount proportionately in the payment to each of the several counties of the State for the years ending June thirtieth, one thousand nine hundred and forty, June thirtieth, one thousand nine hundred and forty-one, and June thirtieth, one thousand nine hundred and forty-two, and will be unable to make the required payment in full to the several counties because of the deficiency in the appropriation made for this purpose for the year ending June thirtieth, one thousand nine hundred and forty-three, chapter twenty-nine, pamphlet laws of one thousand nine hundred and forty-two; therefore,

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

1. The sum of five thousand nine hundred and ninety-nine dollars and seventy-seven cents (\$5,999.77) is appropriated to make good the deficiencies in appropriation for the State's share of stenographic reporters' salaries, as follows:

Deficiency  
appropriation  
for stenogra-  
phic reporters'  
salaries.

For the fiscal year ending June 30, 1940..\$1,000 00

For the fiscal year ending June 30, 1941.. 1,666 59

For the fiscal year ending June 30, 1942.. 1,666 59

An addition to Item C-8 of the appropriation made by chapter 29, P. L. 1942, for

the fiscal year ending June 30, 1943.... 1,666 59

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\$5,999 77

and upon the passage of this bill the State Treasurer is hereby instructed to transmit checks to the several county treasurers to make good the deficiency in payments to said several counties on account of the State's share of salaries of stenographic reporters due to the several counties for

the fiscal years ending June thirtieth, one thousand nine hundred and forty, June thirtieth, one thousand nine hundred and forty-one, June thirtieth, one thousand nine hundred and forty-two, and an additional appropriation of one thousand six hundred and sixty-six dollars and fifty-nine cents (\$1,666.59) shall be added to the appropriation stenographic reporters Item C-8 for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, by chapter twenty-nine, pamphlet laws of one thousand nine hundred and forty-two, in order to provide the full amount of funds necessary to pay the statutory requirement for the full one-third of salaries for stenographic reporters.

2. This act shall take effect immediately.

Approved May 13, 1942.

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#### CHAPTER 216

AN ACT appropriating four hundred fifty thousand dollars (\$450,000.00) to the New Jersey State Guard for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three.

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

Appropriation  
for N. J.  
State Guard.

1. In addition to any appropriations heretofore or hereafter made to or for the New Jersey State Guard, there is hereby appropriated the sum of four hundred fifty thousand dollars (\$450,000.00) for the purpose of providing for pay, maintenance and expenses of members of the New Jersey State Guard on active duty, for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three.

Application  
to make  
appropriation  
available.

2. In order to make the amount of this appropriation or any part thereof available to the New



Jersey State Guard the Quartermaster-General shall, through the Adjutant-General, submit to the Governor a written application setting forth the amount desired and the purpose for which it is desired. The Governor shall determine whether or not the whole or any part of such application shall be approved and he shall notify the Comptroller of his decision in writing, whereupon the Comptroller shall place any amount or amounts so approved to the credit of the proper item or items as designated in the application.

3. This act shall take effect July first, one thousand nine hundred and forty-two. Act effective.

Approved May 13, 1942.

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## CHAPTER 217

AN ACT appropriating fifty thousand dollars (\$50,000.00) as allowances for the administration, maintenance and support of organizations of the National Guard and/or the New Jersey State Guard, pursuant to section 38:2-18 of the Revised Statutes, for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three.

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

1. In addition to any appropriations heretofore or hereafter made to or for the National Guard and/or the New Jersey State Guard there is hereby appropriated out of the General State Fund for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, the following: Appropriation.

G 2. NATIONAL GUARD AND/OR NEW JERSEY  
STATE GUARD

Allowances for the administration,  
maintenance and support of or-  
ganizations of the National Guard  
and/or the New Jersey State  
Guard, pursuant to section 38:2-18  
of the Revised Statutes ..... \$50,000 00

Act effective.

2. This act shall take effect July first, one thou-  
sand nine hundred and forty-two.

Approved May 13, 1942.

## CHAPTER 218

AN ACT to amend "An act relating to the public  
schools of this State, and supplementing Title  
18 of the Revised Statutes," approved April  
twenty-second, one thousand nine hundred and  
forty (P. L. 1940, chapter 47).

The preamble of the act of which this act is  
amendatory is amended to read as follows:

Preamble.

WHEREAS, Certain corporations are offering what  
is generally known as "hospital service policies"  
and other corporations are offering what is gen-  
erally known as "group insurance policies"  
whereunder persons avail themselves of the hos-  
pital service or insurance at reduced cost due to  
the participation of a group of employees of any  
corporate body; and

Preamble.

WHEREAS, Many employees of boards of education  
are desirous of making systematic purchases of  
United States Treasury bonds or stamps issued  
for the purpose of financing any war declared  
by the Congress of the United States of America;  
and

WHEREAS, It is deemed advisable that opportunity to participate in such hospital service plan, group insurance or purchase of United States bonds or stamps be afforded to persons employed by boards of education in the State; therefore,

Preamble.

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

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

C. 18:5-50.6.  
Section  
amended.

1. Whenever fifty per centum (50%) or more persons employed by a board of education shall indicate in writing their desire to participate in any hospital service plan, group insurance plan, or purchase of bonds or stamps of the United State Government and such board of education by majority vote of the entire board approves such participation, then, and thereupon, the proper disbursing officers of the board of education, under such rules and regulations as may be established by the board, are hereby empowered and directed to deduct specified fees, premiums or amounts for the purchase of bonds or stamps from the payments of the salaries made to such employees as shall participate in such plan, insurance, or purchase, and said disbursing officer shall, thereupon, pay to the respective corporation for such insurance or hospital service or directly or indirectly to the Federal government for United States bonds or stamps by warrant drawn in the manner provided by law for the payment of bills the sum total of said deductions from the salaries of such employees. Sanction by the board of education to participate in such hospital service, insurance plans or purchase shall in no wise impose any liability or responsibility whatever on such board of education except to show that payments have been made for the purpose or purposes above set forth and that United States bonds or stamps in the amount of the deductions made for their purchase by the board of education for each employee shall be delivered to such employee. The making

Joining plan  
to purchase  
insurance or  
U. S. bonds  
and stamps.

Deductions  
from salary.

Construed  
as voluntary  
payments.

of the above deductions shall be construed as equivalent to voluntary payments by an employee and any and all rights of an employee now existing under the laws of this State shall be and remain the same as if the foregoing deductions were not made.

C. 18:5-50.7.  
Section  
amended.

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

Prior payments  
validated.

2. Whenever payments have been made by a board of education for the participation by employees in a hospital service plan, group insurance or purchase of United States bonds or stamps prior to the passage of this act, such payments are hereby validated and determined to be the same as if they had been made under the provisions of this act.

3. This act shall take effect immediately.

Approved May 13, 1942.

## CHAPTER 219

AN ACT vesting the title to real estate of which Joseph Sykes died seized, and which is alleged to have escheated to the State of New Jersey, in the year one thousand nine hundred and thirty-nine, in Gertrude A. Page.

Preamble.

WHEREAS, Joseph Sykes, late of the borough of West Wildwood, in the county of Cape May and State of New Jersey, departed this life on the twenty-eighth day of October, one thousand nine hundred and thirty-nine, seized of a certain lot, tract or parcel of land and premises in the borough of West Wildwood, in the county of Cape May and State of New Jersey, described as follows:

Description.

Beginning at a point in the southerly side of Bay avenue 400 feet distant westwardly from the intersection of Bay and Poplar avenues; and ex-

tending from thence westwardly along said Bay avenue a frontage of 40 feet to a point; and at right angles thereto southwardly between parallel lines with a width of 40 feet in length or depth 80 feet. Compromising lots number 30 and 31 of block number 34 as delineated on the map of West Wildwood, N. J., duly filed; and

WHEREAS, The said Joseph Sykes left no person or persons capable of inheriting the said lands and premises; and Preamble.

WHEREAS, The request and proper notice of intention to apply for the passage of this act has been given and duly published; 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 of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to Joseph Sykes, more particularly described in the preamble to this act, are hereby vested in Gertrude A. Page; such title so as aforesaid vested under the provisions of this act is validated and confirmed. Title vested  
in Gertrude  
A. Page.

2. This act shall be deemed a private act and shall take effect immediately. Private act.

Approved May 13, 1942.

## CHAPTER 220

AN ACT concerning traffic regulation, and amending section 39:4-189 of the Revised Statutes.

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

Section  
amended.

1. Section 39:4-189 of the Revised Statutes is amended to read as follows:

39:4-189. The following standards shall be adopted:

Specifications  
for traffic  
markers.

a. Round inserts shall be made of aluminum, nonrusting steel, brass or other material that will show a bright surface under traffic, have a diameter of not less than three inches and have rounded surfaces so that they will offer a smooth contour to passing traffic. They shall be spaced about twelve inches on transverse lines and about eighteen inches on longitudinal lines. They shall be attached to the pavement with anchor bolts or similar devices so that they will retain their position and shall not project above the pavement level more than one-half inch;

b. Rectangular inserts of any material such as brick, stone, rubber or metal shall be of distinctive color from that of the pavement and shall be set to form a continuous or broken line. They shall be embedded in the pavement so that the upper surface is even with the pavement level;

Width of  
line, proviso.

c. The width of line shall be not less than six inches; *provided, however*, that during the present war emergency a four-inch line shall be permitted in order to conserve paint. Frequent renewals shall be made to insure full visibility at all times;

d. Canvas shall be firmly attached to the pavement surface with cement so that lines will remain true under all conditions of use and weather. The color shall be white or yellow.

2. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 221

AN ACT concerning municipal finances.

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

1. When any municipality, whose territory is included in a school district composed of two or more municipalities, shall have on hand surplus revenue unappropriated or anticipated receipts unappropriated for municipal purposes, the governing body may, in its discretion, by resolution adopted at a regular or special meeting thereof, authorize the transfer of and cause to be transferred all or any such part of unappropriated surplus revenue or unappropriated anticipated receipts, as the governing body shall deem advisable, to the board of education of such school district and the governing body may, as a condition upon such transfer, require the board of education of such school district to give credit to such municipality on account of the amount of school tax due or to become due from such municipality in any year; *provided, however*, no transfer of surplus revenue or anticipated receipts by a governing body to the board of education of such school district, under the authority conferred by this section, shall be made unless and until such proposed transfer or appropriation shall have been included in the local municipal budget for the year in which it is intended to make such transfer available from a prior year's appropriation reserve and shall have been regularly approved, advertised and adopted as a part of such local municipal budget.

C. 40:48-17.3.  
May make  
transfer of  
surplus  
revenue, etc.,  
to board of  
education.

Proviso.

2. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 222

AN ACT relating to public schools, and supplementing chapter seven of Title 18 of the Revised Statutes.

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

C. 18:7-106.1.  
Tax reduced  
by amount  
of transfer.

1. When a board of education of a school district composed of two or more municipalities has received moneys transferred to it by the governing body of any component municipality from unappropriated surplus revenue or unappropriated anticipated receipts of such municipality and such governing body has imposed a condition upon such transfer which requires said board of education to give credit to such municipality on account of the amount of school tax due or to become due from such municipality in any year, said school board shall give such credit as required and said moneys so transferred to it shall be used as and when the moneys credited on said school tax could have been used and the clerk of the school district in certifying the amount to be raised by local tax for school purposes shall reduce the amount to be raised in such municipality accordingly.

2. This act shall take effect immediately.

Approved May 14, 1942.



## CHAPTER 223

AN ACT concerning the care, maintenance, supervision and guardianship of dependent and neglected children, promoting home life therefor, providing penalties for violation thereof, and amending sections 30:5-19, 30:5-21 and 30:5-26 of the Revised Statutes.

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

1. Section 30:5-19 of the Revised Statutes is amended to read as follows: Section amended.

30:5-19. Whenever (a) it appears that the father or both parents of any minor child are unable to support him because of imprisonment or physical or mental illness, are dead, or cannot be found, and there is no other person financially able and legally liable for the support of such child; or (b) it appears that the court, wherein a complaint has been proffered as provided in chapter six of Title 9, Children—Juvenile and Domestic Relations Courts (9:6-1 et seq.), has entered a conviction against the parent or parents, guardian, or person having custody and control of any minor child, because of abuse, abandonment, neglect of or cruelty to such child; or (c) it appears that any minor child has been adjudged delinquent by a court of proper jurisdiction; or (d) it appears that, for reasons other than the lack of sufficient financial resources to provide for proper care and maintenance, the best interests of any minor child require that he be placed under proper guardianship; a petition may be filed by any person, or any association or corporation having as one of its objects the prevention of cruelty to children, interested in such minor child, with the juvenile and domestic relations court of the county where the child has residence, setting forth the facts in the case. Conditions under which a petition may be filed.

Section  
amended.

2. Section 30:5-21 of the Revised Statutes is amended to read as follows:

Copy of peti-  
tion and notice  
of time served.

30:5-21. The court shall cause a copy of such petition and notice of the time and place when the court will hear the same, to be served on or mailed to the State Board of Children's Guardians, and the board of chosen freeholders of such county at least twenty days before such time, and to the parents, guardian or person having the custody or control of such child at the last known address of same at least ten days before such time; *provided, however,* that when there shall be filed with the petition a statement or statements made under oath and attesting that the best interests of the child require that he be placed under the custody and control of the State Board of Children's Guardians immediately and pending final hearing, the court, at a special and summary hearing held upon notice to the State Board of Children's Guardians and the board of chosen freeholders, may make an interlocutory order committing such child to the State Board of Children's Guardians until a final hearing on the petition. Such interlocutory order shall have the same force and effect, and establish the same financial obligations, as an order of commitment provided for in section 30:5-26 of this Title.

Proviso,  
summary  
hearing.

May make  
interlocutory  
order.

Section  
amended.

3. Section 30:5-26 of the Revised Statutes is amended to read as follows:

Order com-  
mitting child.

30:5-26. If upon completion of such hearing, it appears that the father or both parents are unable to provide support because of physical or mental illness, are dead or cannot be found, and there is no other person financially able and legally liable for the support of such child; or that a conviction has been entered pursuant to chapter six of Title 9 because of abuse, abandonment, neglect of or cruelty to such child; or that such child has been adjudged delinquent; or that, for reasons other than lack of financial resources, the best interests of such child require that he be placed under proper guardianship; and it further appears that the

mother of such child is not eligible to receive assistance for said child under article four of this chapter (30:5-33 et seq.); the court, if it is satisfied that the future welfare of the child so requires, may make an order committing such child to the care, custody and control of the State Board of Children's Guardians, and such child shall thereupon become the legal ward of such board, and such board shall be the legal guardians of such child for all purposes. Such order shall also contain a provision ordering the county to pay its share of the expenses for the care of such child, including the board, clothing, medical care and surgical treatment while the child is under the guardianship of the State Board of Children's Guardians. Such order shall also contain a provision fixing the date from which the payment of expenses for the care of such child shall be chargeable, the date being not earlier than the date of the filing of the petition praying for such relief.

If the court shall have made an interlocutory order as provided in section 30:5-21, but at the final hearing a further order of commitment shall not be made as provided in section 30:5-26, the State Board of Children's Guardians shall return the child forthwith to the parent or parents, guardian or person having had custody of the child immediately prior to the filing of the petition; *provided, however*, that if such parent or parents, guardian or person having had custody cannot be found or, for other reason satisfactory to the court, are unable to accept the child, the State Board of Children's Guardians, upon order of the court, may place the child with such other person or persons who, at the time of final hearing, expressed willingness to accept the child, but such order shall in nowise be construed as a grant of custody or guardianship. In all such cases the interlocutory order shall continue in full force and effect until the State Board of Children's Guardians shall have made disposition of the child as provided herein, but in no case for a period longer than thirty days after final hearing.

Interlocutory  
order vacated.

Proviso.

C. 30:5-26.1.  
Construing  
as to previous  
orders.

4. The provisions of this act shall not be construed to terminate, alter or affect any orders of commitment to the State Board of Children's Guardians heretofore made or entered, or which may be hereafter made or entered pursuant to petitions filed prior to the effective date of this act.

Act effective.

5. This act shall take effect the first day of July, one thousand nine hundred and forty-two.

Approved May 14, 1942.

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## CHAPTER 224

AN ACT concerning tubercular patients, and amending sections 30:9-57 and 30:9-58 of the Revised Statutes.

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

Section  
amended.

1. Section 30:9-57 of the Revised Statutes is amended to read as follows:

Commitment  
for failure to  
obey rules.

30:9-57. A person who fails to obey the rules or regulations promulgated by the State Department of Health for the care of tubercular persons and for the prevention of the spread of tuberculosis, or who is an actual menace to the community or to children in his household, may be committed to the county hospital, or, in case there is no county hospital in the county in which the patient resides, then to a hospital, either in said county or in another county, at which the board of chosen freeholders of the county in which the patient resides makes provisions for tubercular patients, by any judge of the court of common pleas upon proof of service upon him of the rules and regulations and proof of violation thereafter, or upon proof by any health officer of the municipality in which the person may reside, or by the director of health of New

Jersey or his authorized representative, that he is suffering from tuberculosis, and is an actual menace to the community, or to children in his household. Two days' notice of the time and place of hearing shall in all cases be served upon the person to be committed. Proof of such service shall be made at the hearing. The court may also make such order for the payment for care and treatment as may be proper. After commitment such person may be discharged by the court at any time it considers proper.

Notice to person to be committed.

Court order for payment.

Discharge of patient.

Section amended.

2. Section 30:9-58 of the Revised Statutes is amended to read as follows:

30:9-58. A person committed to the county tuberculosis hospital, or to any other hospital under the provisions of section 30:9-57, who fails to remain there or refuses or neglects to obey the rules and regulations of the institution may, when in the judgment of the superintendent necessary, be isolated or separated from other persons and restrained from leaving the institution.

Isolation of recalcitrant patients.

Approved May 14, 1942.

## CHAPTER 225

AN ACT concerning the registration of vital statistics, and amending section 26:8-49 of the Revised Statutes.

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

1. Section 26:8-49 of the Revised Statutes is amended to read as follows:

Section amended.

26:8-49. Corrections to birth and stillbirth certificates shall be signed by the person who made the original report or by either of the parents of the child or by any other person having personal knowledge of the matters sought to be corrected

Correcting birth certificates, etc.

which other person shall state such matters on his oath.

Corrections by  
person whose  
report is in  
error.

Corrections may also be signed by any person whose birth report is in error provided substantiating documentary proof, satisfactory to the State Registrar or any local registrar, is submitted therewith and noted by said State Registrar or local registrar upon the written request for correction.

2. This act shall take effect immediately.

Approved May 14, 1942.

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## CHAPTER 226

AN ACT concerning Federal grants of funds and Federal grants and loans of equipment, supplies, materials and other property for war or defense purposes.

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

C. App. A:10-1.  
Civil co-operation  
for de-  
fense purposes.

1. In order to facilitate co-operation with the United States of America in carrying on war and defense activities, all boards, bodies, officers and agencies of this State and of every county, municipality and school district thereof, are authorized: (a) to accept from the United States of America or any board, body, agency or independent establishment thereof, subject to the terms and conditions appertaining thereto, grants of funds and grants and loans of equipment, supplies, materials and other property; and (b) to hold, use, expend, deal with, employ, distribute and dispose of such funds, equipment, supplies, materials and other property; and (c) to engage in such activities, to enter into such contracts and to do such other acts and things as may be necessary or convenient to carry out the powers given by this act.

2. The powers conferred by this act shall be in addition and supplemental to the powers conferred by any other law, and shall not be subject to any limitation contained in any other law nor shall the limitations of this act affect the powers conferred by any other law; *provided, however*, that nothing contained in this act shall authorize any board, body, officer or agency of this State or of any county, municipality or school district thereof to engage in selling, furnishing or rendering to the public any commodity or service of the character sold, furnished or rendered by any public utility as defined in section 48:2-13 of the Revised Statutes.

C. App. A.:10-2.  
Powers  
granted,  
additional.

Proviso.

3. This act shall be liberally construed to effectuate its purpose.

C. App. A.:10-3.  
To be liberally  
construed.

4. If any provision of this act, or the application of such provision to any person, body or circumstance, shall be held invalid, the remainder of this act, or the application of such provision to persons, bodies or circumstances other than those with respect to which it shall have been held invalid, shall not be affected thereby.

C. App. A.:10-4.  
Provisions  
severable.

5. The authority hereby conferred to accept grants and loans shall continue in effect so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy, or any of them, and until the making of a treaty or treaties of peace concluding all of said wars.

C. App. A.:10-5.  
Act operative.

6. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 227

AN ACT concerning motor vehicles, amending sections 39:3-23 and 39:3-80 and supplementing chapter three of Title 39 of the Revised Statutes.

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

Section  
amended.

1. Section 39:3-23 of the Revised Statutes is amended to read as follows:

Material other  
than rubber  
must be  
approved.

39:3-23. No automobile, commercial vehicle, trailer, semitrailer or tractor shall be registered by the commissioner unless the same are equipped with rubber tires or tires, of a material other than rubber which have been approved by the commissioner, on all wheels.

Section  
amended.

2. Section 39:3-80 of the Revised Statutes is amended to read as follows:

Penalty for  
violation.

39:3-80. Any person who shall operate an automobile, commercial vehicle, trailer or semitrailer or tractor not equipped on all wheels with rubber tires or tires, of a material other than rubber which have been approved by the commissioner, or who shall operate a commercial vehicle, trailer, semitrailer or tractor equipped with solid rubber tires impaired to such an extent as to be likely to cause damage to the public highways, shall be fined, in either case, not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) for the first offense, and for any subsequent offense not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00).

Exception  
as to farm  
tractors.

Tractors used for agricultural purposes may be operated over the highways of this State without being equipped with rubber tires, under such regulations as shall, from time to time, be adopted by the commissioner.

Operation of  
well-drilling  
machinery.

Traction or tractor well-drill machines or well-drilling equipment may be operated on the highways as provided by section 39:3-26 of this Title.



3. The commissioner may in his discretion approve the use of any particular type of tire, of a material other than rubber, on vehicles operated upon the highways of this State, if he finds the said tire will not damage the public highways and that the use of said tire is not likely to be hazardous to the public safety.

C. 39:3-23.1.  
Approval by  
commissioner

4. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 228

AN ACT to improve the condition of tenement houses in this State, and amending sections 55:3-2, 55:3-3, 55:3-4, 55:3-6, 55:3-8, 55:3-11, 55:3-12, 55:3-13, 55:3-24, 55:3-25, 55:3-27, 55:3-46, 55:3-50, 55:4-2, 55:4-4, 55:4-6, 55:4-7, 55:4-8, 55:4-9, 55:4-11, 55:4-20, 55:5-1, 55:5-4, 55:5-7, 55:5-9, 55:6-2, 55:6-15, 55:8-2 and 55:8-15 of the Revised Statutes.

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

1. Section 55:3-2 of the Revised Statutes is amended to read as follows:

Section  
amended.

55:3-2. Every nonfireproof tenement house erected after March twenty-fifth, one thousand nine hundred and four, three stories or more in height, unless provided with outside fireproof stairways directly accessible through a door or window of a private hall within the apartment or of at least one room, other than a bathroom or water-closet compartment in each apartment, shall have fire escapes located and constructed as hereafter described. The provisions of this subtitle relating to outside fire escapes shall not, except as provided elsewhere

Fire escapes,  
nonfireproof  
tenements.

Not to apply.

in this section, apply to any house not more than three stories in height which shall be provided with two independent stairways, as remote from each other as possible, leading from the top floor of the said house to the first floor thereof, to both of which stairways all of the persons occupying the second and third floors, shall have access without entering any apartment other than the one occupied by such tenants, one of which said stairways may be an outside stairway, if said stairway is, in the opinion of said board, substantially constructed. If an additional stairway is constructed, egress to the street must be provided as directed by the board.

Requirements  
for three-story  
tenements.

Every nonfireproof tenement house two stories in height erected after said date shall be provided with two stairways as required by this section for three-story tenement houses which are not arranged for more than two families on a floor. Every nonfireproof tenement house three stories in height erected after said date which is arranged to be occupied by more than four families on any floor above the first floor shall be provided with fire escapes as required by this subtitle or in lieu thereof there shall be provided an additional stairway which shall be directly accessible by a doorway from a private hall within the apartment or at least one room in each apartment other than a bathroom or water-closet compartment.

Section  
amended.

2. Section 55:3-3 of the Revised Statutes is amended to read as follows:

Fire escapes  
on tenements  
four or more  
stories.

55:3-3. Every nonfireproof tenement house erected prior to March twenty-fifth, one thousand nine hundred and four, four stories or more in height unless provided with outside fireproof stairways directly accessible through a door or window of at least one room other than a bathroom or water-closet compartment in each apartment, shall have fire escapes located and constructed as hereinafter prescribed; but a fire escape erected upon such house prior to said date shall be deemed sufficient except as hereinafter provided.

3. Section 55:3-4 of the Revised Statutes is amended to read as follows: Section amended.

55:3-4. Every nonfireproof tenement house erected prior to March twenty-fifth, one thousand nine hundred and four, which is three stories or more in height shall, except as otherwise provided in this section and section 55:3-3 of this Title, have a fire escape directly accessible to each apartment. The provisions of this subtitle relating to outside fire escapes shall not apply to any house not more than three stories in height, which shall be provided with two independent stairways not adjacent to each other, leading from the top floor of said house to the first floor thereof, to both of which stairways all of the persons occupying the top floor shall have access without entering any apartment other than the one occupied by such tenants, one of which said stairways may be an outside stairway, if such outside stairway is, in the opinion of said board, substantially constructed. If an additional stairway is constructed, egress to the street must be provided as directed by the board. Nor shall said provisions apply to any tenement house, not more than three stories in height, in which the basement or cellar is counted as the first story in accordance with the provisions of this subtitle, except as the board may direct. A party-wall fire escape balcony on the rear of the building, connecting with the window of an adjoining building, shall be deemed a sufficient fire escape only when the two buildings are completely separated by an unpierced fire wall throughout the entire height and length; and all wooden floor slats and floors of fire escape balconies shall be replaced by proper iron slats or floors; and no wooden balcony or wooden outside stairs shall be deemed part of a lawful fire escape. Fire escapes on tenements three or more stories.  
  
Provisions not to apply.

4. Section 55:3-6 of the Revised Statutes is amended to read as follows: Section amended.

55:3-6. All fire escapes erected after March twenty-fifth, one thousand nine hundred and four, on any tenement house shall be directly accessible Accessibility of fire escapes.

through a door or window of a private hall within the apartment or of at least one room, other than a bathroom or water-closet compartment, in each apartment at each story above the ground floor. Fire escapes may project into the public highway for not more than four feet into a court not less than one hundred fifty square feet in area. Where fire escapes are placed in a court or in a yard, either of which is enclosed on all sides there shall be an unobstructed fireproof passageway extending in a straight and direct line to the street. If, however, one side of the building is provided with an outer court extending from street to yard, the fireproof passageway from the inclosed court may extend to the yard. Such passageway shall be not less than three feet wide and seven feet high and be constructed with unpierced side walls and roof of brick, stone or concrete; such passageway may have a metal door, hung so as to open outwardly, constructed of grill work. Such door shall have no lock but may have a hook placed on its inner face. On a corner lot if access to the street is through a door or gate in any fence, such door or gate must open outward and may be fastened with a hook or movable bolt but must not be locked with a key lock. The inside sill of any window providing egress to a fire escape shall be not more than three feet above the floor of the room.

Fireproof  
passageway.

Width of  
passageway.

Section  
amended.

Iron construc-  
tion, painting  
and repairing.

5. Section 55:3-8 of the Revised Statutes is amended to read as follows:

55:3-8. All fire escapes erected on any tenement house shall be made of iron of good quality and have one coat of approved paint before leaving the shop and at least one coat after erection. All fire escapes on tenement houses shall be kept well painted and in good repair.

Section  
amended.

Floor of  
fire escape  
balconies,  
specifications.

6. Section 55:3-11 of the Revised Statutes is amended to read as follows:

55:3-11. The floors of all fire escape balconies placed on tenement houses shall be of wrought iron or steel slats not less than one and one-half inches by three-eighths of an inch placed not more than

one and one-quarter inches apart and well secured and riveted to iron battens, one and one-half inches by three-eighths of an inch, not over two feet apart. The ends of such floor slats shall rest upon the platform frame but shall not be riveted or bolted to same. The battens shall also rest upon and be riveted or bolted to frame of said balcony. Said frame shall be made of angle iron not less than two and one-half inches by two and one-half inches by three-sixteenths of an inch thick, and extend around all sides of the balcony floor. It shall rest upon brackets and be secured to same by rivets or bolts, and be riveted at corners. The floors of balconies may, however, be constructed of such fireproof material and of such strength as directed by the board. The platforms of balconies shall be constructed, and erected to sustain safely in all their parts a safe load of not less than eighty pounds per square foot, utilizing a ratio of four to one between the safe working load and the ultimate strength of all parts.

7. Section 55:3-12 of the Revised Statutes is amended to read as follows: Section amended.

55:3-12. A top rail shall extend around all sides of the balcony of every fire escape on any tenement house, except that on the lowest balcony the top rail shall extend around all sides of the balcony to the opening for the drop ladder and on a balcony with a stairway at the end of the balcony the top rail shall extend around all sides of the balcony to the opening for stairway. In the lowest balcony the top rail shall be fastened to a post of three-quarter inch round wrought iron rod or pipe or one and one-half inch angle iron at least three-sixteenths of an inch thick, securely fastened to the platform frame at each side of the opening. In a balcony with a stairway at the end of the balcony, the top rail shall be securely fastened to upright posts of the handrail. All top rails shall be made of one and three-quarter inch by one-half inch wrought iron or one and one-half inch angle iron, at least three-sixteenths of an inch thick, and the Railings on balconies of fire escapes, specifications.

ends shall be worked out to not less than three-quarter inch bolt size and shall go through the wall and be properly secured by nuts and washers, at least four inches square and three-eighths of an inch thick, or if set while the walls are being built they may go through the walls and be turned down three inches. The standard, or filling-in bars shall be so placed as to form a safe and secure railing and shall be not less than one-half inch round or square wrought iron well riveted to the top rail and to a bottom rail or carried down and well riveted to the platform frame. In fire escapes having a stairway opening and a balcony with a bottom rail, one filling-in bar in every three feet, at the front of the balcony, shall be carried down and riveted to the platform frame. The bottom rails shall be one and one-half inches by three-eighths of an inch wrought iron or one and one-half inch angle iron, at least three-sixteenths of an inch thick, set not more than eight inches above the floor of the balcony; the ends shall go through the wall and be securely fastened in the manner provided for top rails or the ends may be well leaded or cemented into the wall, or they may be constructed of such fireproof material and of such strength as directed by the board.

Section  
amended.

8. Section 55:3-13 of the Revised Statutes is amended to read as follows:

Stairways of  
fire escapes,  
specifications.

55:3-13. The stairways of fire escape balconies erected on tenement houses shall be constructed and erected to sustain fully in all their parts a safe load of not less than one hundred pounds per step, utilizing a ratio of four to one between the safe working load and the ultimate strength of all parts, with the exception of the tread, which must safely sustain at any point at said ratio a concentrated load of two hundred pounds. The treads shall not be less than seven inches wide and the rise of each step not more than nine inches. The treads shall be flat open treads of cast-iron not less than five-eighths of an inch thick, or of flat bars not over one and one-quarter inches wide or less than three-eighths of an inch thick; spaces between such bars

shall be not more than one inch or less than one-half of an inch; such bars to be riveted to angle irons of not less than one and one-half inches in size, secured to strings, with double rivets or bolts. The stairs shall be not less than twenty inches wide between inside of strings; the strings shall be made of iron or steel three-inch channels, or other shape equally strong; and shall, at both top and bottom, rest upon and be fastened to a bracket, which shall be fastened through the wall as hereinafter provided. The stairs shall have a handrail of not less than three-quarter inch round wrought iron rod or pipe, on each side, not less than thirty inches or more than forty-two inches above the steps at any point, and the same shall be secured and well braced. The stairways shall be placed at an angle not greater than sixty degrees, or they may be constructed of such fireproof material and of such strength as directed by the board.

9. Section 55:3-24 of the Revised Statutes is amended to read as follows:

Section  
amended.

55:3-24. In all nonfireproof tenement houses erected after March twenty-fifth, one thousand nine hundred and four, which are occupied or arranged to be occupied by more than two families on any floor, stairs leading from the entrance floor to the cellar may be constructed inside the building if they are inclosed in the cellar with an eight-inch fireproof wall with a self-closing fireproof door hung in a fireproof frame, set three feet from the lowest step. The inclosing partitions on the first floor shall be plastered on both sides over metal lath or approved plaster board and have a self-closing fireproof door hung in a fireproof frame at the top; and that portion of the cellar or other lowest story, into which said stairs lead must be entirely shut off by fireproof walls from those portions of the cellar in which heating appliances, boilers or machinery are located. All openings in such walls shall be provided with self-closing fireproof doors. If such stairs are placed under the stairs leading to the upper stories, then the flight

Cellar stairs,  
specifications.

of stairs under which they are placed shall be fireproof. In nonfireproof tenement houses erected after said date, which are not occupied or arranged to be occupied by more than two families on any floor, stairs leading from the entrance floor to the cellar may be placed inside the building, if they are inclosed with fireproof walls in the cellar, with a self-closing fireproof door hung in a fireproof frame three feet from the lowest step and a self-closing fireproof door hung in a fireproof frame at the top of the stairs and the inclosing partition on the first floor must be plastered on both sides over metal lath or approved plaster board, except that in tenement houses arranged to be occupied by not more than three families in all, the fireproof door and inclosure at the top may be omitted if the stairs to cellar are not located under the main stairway. If new stairs are constructed from the entrance floor to the cellar in a tenement house existing on said date, such stairs shall be inclosed as directed by the board. The provisions of this subtitle shall not apply where the stairs extend from the entrance floor to a masonry inclosed section of a lower floor used for other than cellar purposes. This section may have not more than one entrance into the cellar proper and must be separated therefrom with a fireproof self-closing door hung in a fireproof frame.

Provisions  
not to apply.

Section  
amended.

Inside stairs,  
specifications.

10. Section 55:3-25 of the Revised Statutes is amended to read as follows:

55:3-25. In every fireproof tenement house erected after March twenty-fifth, one thousand nine hundred and four, the stairs communicating between the lowest cellar or other lowest story, if said lowest story is used for cellar purposes, and the next floor above, may be placed inside of the said building. All such inside stairs shall be inclosed in the cellar with eight-inch fireproof walls with a self-closing fireproof door located three feet from the lowest step and the inclosing partitions on the first floor shall be fireproof with self-closing fireproof door at the top. The portion of the cellar



or other lowest story into which such inside stairs lead shall be entirely shut off by fireproof walls from those portions thereof which are used for the storage of fuels, or in which heating appliances, boilers, or machinery are located. All openings in such walls shall be provided with self-closing fireproof doors. The provisions of this subtitle shall not apply where the stairs extend from the entrance floor to a masonry inclosed section of a lower floor used for other than cellar purposes. This section may have not more than one entrance into the cellar proper and must be separated therefrom with a fireproof self-closing door hung in a fireproof frame.

Not to apply.

11. Section 55:3-27 of the Revised Statutes is amended to read as follows:

Section amended.

55:3-27. In nonfireproof tenement houses erected after March twenty-fifth, one thousand nine hundred and four, no closet of any kind shall be constructed under any staircase leading from the first story, exclusive of the cellar, to the upper stories, but such space shall be left entirely open and kept clear and free from encumbrances, except that in tenement houses arranged to be occupied by not more than three families in all, a closet may be placed under the first flight of stairs. Such closets shall be not less than five feet in height and shall not open to any entrance, public, or stair hall. They shall be entirely inclosed on top and sides with approved plaster board or metal lath and plastered three-eighths of an inch thick.

Closet forbidden.

Exception.

12. Section 55:3-46 of the Revised Statutes is amended to read as follows:

Section amended.

55:3-46. All shafts constructed in tenement houses shall be constructed fireproof throughout, with fireproof self-closing doors at all openings at each story, except window openings in vent shafts which shall be closed with wire glass windows in metal frames; and if they extend to the cellar shall also be inclosed in the cellar with fireproof walls and fireproof self-closing doors at all openings. In no case shall any shaft be constructed of mate-

Shafts, construction.

Construing. rials in which any inflammable material or substance enters into any of the component parts. Nothing in this section contained shall be so construed as to require such inclosures about elevators or dumb-waiters in the well-hole of stairs, where the stairs themselves are inclosed in brick or stone walls and are entirely constructed of fireproof materials.

Vent shafts in existing tenements. Vent shafts constructed in existing tenement houses shall be inclosed in the cellar with fireproof walls with a self-closing fireproof clean-out door at the bottom and such shafts may be constructed of two-inch by four-inch studs on the upper floors. The space between the studs shall be filled in solidly with fireproof material and the outside face of such shaft shall be lathed with metal lath and plastered with two coats of cement plaster. The inside face of the shaft shall be plastered with two coats of plaster over metal lath or approved plaster board. Window openings shall be closed with wire glass windows set in a metal frame or a wood frame covered with metal.

Section amended. 13. Section 55:3-50 of the Revised Statutes is amended to read as follows:

Kitchen hearth, specifications. 55:3-50. In all tenement houses erected after March twenty-fifth, one thousand nine hundred and four, every kitchen in every apartment in which any kitchen range other than a gas or electric range shall be used or shall be intended to be used, shall have a hearth not less than four feet by three feet in size, and, where possible, said hearth shall be supported by a brick trimmer arch and may be finished in cement, concrete or stone, but where such construction is not possible then the hearth may be constructed in the following manner: Beams shall be framed around the location for such hearth and shall have cleats not less than four inches in depth, well spiked to them and the space floored over with not less than one and one-half inch matched plank; two inches above such planking, one-half inch iron rods shall be placed not over eight inches on centers and shall be carried across

the opening and through the inclosing beams and securely fastened with nuts and washers; the space thus left shall be filled with not less than four inches of concrete and surfaced one inch thick.

14. Section 55:4-2 of the Revised Statutes is amended to read as follows: Section amended.

55:4-2. No tenement house erected after March twenty-fifth, one thousand nine hundred and four, shall occupy more than ninety per centum (90%) of a corner lot, or more than seventy per centum (70%) of any other lot, except as set forth in sections 55:4-5, 55:4-6, 55:4-8 and 55:5-4 of this Title. The space occupied by fire escapes of the size prescribed in chapter three of this Title (§55:3-1 et seq.) shall not be deemed a part of the lot occupied. Portion of lot occupied.

15. Section 55:4-4 of the Revised Statutes is amended to read as follows: Section amended.

55:4-4. Behind every tenement house erected after March twenty-fifth, one thousand nine hundred and four, there shall be a yard extending across the entire width of the lot and, except upon a corner lot, or a lot as set forth in sections 55:2-6 and 55:4-8 of this Title, at every point from the ground to the sky unobstructed, except that fire escapes and uninclosed outside stairs may project not over five feet from the rear line of the house. The depth of the said yard measured from the extreme rear wall of the house to the rear line of the lot shall be as set forth in sections 55:4-6 and 55:4-7 of this Title. Where a garage is erected within or adjoining a tenement house the yard may be as provided in section 55:4-10 of this Title. Yard required, width.

16. Section 55:4-6 of the Revised Statutes is amended to read as follows: Section amended.

55:4-6. Except upon a corner lot, the depth of the yard behind every tenement house erected after March twenty-fifth, one thousand nine hundred and four, fifty feet in height shall not be less than sixteen feet in every part. Said yard shall be increased in depth one foot for every additional twelve feet of height of the building or fraction Depth of yard.

thereof above fifty feet and may be decreased in depth one foot for every twelve feet of height of the building less than fifty feet, but it shall never be less than fourteen feet in depth in any part except that where the lot is less than one hundred feet in depth and the tenement house to be erected is not over five stories in height, the yard may be reduced one foot in depth for each five feet that such lot is less than one hundred feet in depth; but it shall never be less than ten feet in any part and such tenement house may occupy seventy-five per centum (75%) of the area of the lot. For each one foot that such rear yard is required by this subtitle to exceed a depth of ten feet, there may be substituted one foot of unoccupied space across the whole width of the front of the lot between the street line and the street wall of the building if the board so directs, except that where the tenement house to be erected is over nine stories in height there shall be added to the ten feet here provided an additional foot for each story that the tenement house is over nine stories in height.

Section  
amended.

17. Section 55:4-7 of the Revised Statutes is amended to read as follows:

Depth of  
yard, corner  
tenement.

55:4-7. The depth of the yard behind every tenement house erected upon a corner lot after March twenty-fifth, one thousand nine hundred and four, shall not, except as otherwise provided in this section, be less than ten feet in every part. Where such lot is less than one hundred feet in depth the depth of the yard may be not less than ten per centum (10%) of the depth of such lot, but shall never be less than five feet in every part. Where a tenement house erected after such date upon a corner lot has no basement, and the cellar ceiling is not more than three feet above the curb level, said yard may start at the level of the second tier of beams. Where a corner lot is more than sixty feet in width, the yard for that portion, in excess of sixty feet, shall conform to the provisions of this subtitle relating to interior lots, unless otherwise ordered by the board. Where a corner lot is

bounded by more than two streets and does not exceed one hundred and five feet in depth, the ten per centum (10%) of unoccupied space shall be deemed the space required for yard, unless otherwise ordered by the board.

18. Section 55:4-8 of the Revised Statutes is amended to read as follows:

Section  
amended.

55:4-8. Whenever a tenement house is erected after March twenty-fifth, one thousand nine hundred and four, upon a lot which runs through from one street to another street and such lot is not more than one hundred five feet in depth, not more than eighty per centum (80%) of the lot shall be occupied. If a building is erected on such lot and the lot is more than one hundred five feet in depth and not more than one hundred fifty-five feet in depth from street to street, not more than seventy per centum (70%) of the lot shall be occupied. In neither of the two preceding cases shall a yard be required. If such lot is more than one hundred and fifty-five feet in depth from street to street and a single tenement house is erected on the said lot, there shall be a yard space midway between the two streets, which shall be not less in depth than fifteen per centum (15%) of the depth of the lot measuring from wall to wall and such yard shall start at the second tier of beams and must extend across the full width of the lot.

Lots extending  
from street to  
street, portion  
occupied.

If two tenement houses are erected after such date upon a lot which runs through from one street to another street, each building shall front upon a street and there shall be maintained an open, unoccupied space extending across the full width of the lot and be not less in depth than fifteen per centum (15%) of the depth of the lot measuring from wall to wall; except that if such lot is more than one hundred fifty-five feet in depth then the yard space required for each building shall be as required for tenement houses constructed on interior lots.

Yard.

Section amended.	19. Section 55:4-9 of the Revised Statutes is amended to read as follows:
No separate tenement house to be erected.	55:4-9. No separate tenement house shall be erected after March twenty-fifth, one thousand nine hundred and four, upon the rear of any lot where there is a tenement house on the front of said lot, nor upon the front of any such lot upon the rear of which is a tenement house, except as provided in section 55:4-8 of this Title. Where a series of tenement houses is to be erected as a plot or acreage development the board may grant an exception to the provisions of this subtitle if there is maintained between each series of tenement houses an open space equal to the width of a street as set forth in section 55:4-1 of this Title. The height of the tenement house or houses shall also be regulated by the provisions of section 55:4-1 of this Title.
Exception.	
Section amended.	20. Section 55:4-11 of the Revised Statutes is amended to read as follows:
Courts to be unobstructed.	55:4-11. No court of a tenement house erected after March twenty-fifth, one thousand nine hundred and four, shall be covered by a roof or skylight, but every court shall be at every point open to the sky, unobstructed, except that fire escapes may project not more than four feet from the house into a court, as provided in section 55:3-6 of this Title.
Section amended.	21. Section 55:4-20 of the Revised Statutes is amended to read as follows:
Inner court on lot line, size.	55:4-20. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, not exceeding three stories in height, the size of an inner court situated on the lot line shall be as prescribed by the dimensions given in section 55:4-19 of this Title; except that when such tenement house is not occupied or arranged to be occupied by more than eight families in all or by more than two families on any floor and where each apartment extends through from the street to the yard, the width of such court may be decreased, but its width shall not be less than four feet in any

part and its other dimensions shall not be less than ten feet in any part measuring from the lot line to the opposite wall. In every tenement house erected after such date not more than two stories in height, the size of an inner court on the lot line shall be not less than four feet by ten feet in any part.

22. Section 55:5-1 of the Revised Statutes is amended to read as follows: Section amended.

55:5-1. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, every room except water-closet compartments and bathrooms shall have at least one window opening directly upon the street or upon a yard or court of the minimum dimensions specified in this subtitle and such windows shall be so located as to properly light all portions of such rooms. Whenever a room in such tenement house opens upon an inner court having an area of less than one hundred and fifty square feet, such room shall be properly provided with a sash window, communicating with another room in the same apartment, such window to contain not less than ten square feet of glazed surface, and to be made so as to readily open or a sash door with a movable transom may be substituted. Windows, size. A portion of any apartment hereafter erected, used or arranged to be used as an entrance hall within such apartment, may be designated a foyer. Foyer. Such foyer shall not be deemed a room if its superficial floor area does not exceed twenty per centum (20%) of the total area of such apartment and provided such foyer opens to at least one adjacent room through an arched opening, the minimum dimensions of which shall be five feet in width by seven feet in height.

23. Section 55:5-4 of the Revised Statutes is amended to read as follows: Section amended.

55:5-4. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, all rooms except water-closet compartments and bathrooms shall be of the following minimum sizes: In each apartment there shall be at least one room containing not less than one hundred and Minimum areas for rooms.

twenty square feet of floor area. Each other room shall contain not less than ninety square feet of floor area, except a pullman corner, breakfast room or dinette, which may be fifty-five square feet in area; and except a kitchen which shall contain not less than seventy square feet of floor area or kitchenette which shall not be more than fifty-five square feet in area. Where a dressing closet is provided it shall not be greater than six feet in its maximum dimension.

Height.

Each room shall be in every part not less than nine feet high from the finished floor to the finished ceiling; except as hereinafter in this section provided, and except that an attic room need be nine feet high in but half of its area.

When room  
may be 8' 6"  
in height.

In tenement houses erected after such date, which do not occupy more than eighty-five per centum (85%) of a corner lot or sixty per centum (60%) of an inside lot, and in which the minimum dimension of any court is not less than fifty per centum (50%) greater than the minimum dimension of any similarly situated court, required by the provisions of this subtitle, for tenement houses of equal height erected after such date, each room shall be not less than eight feet and six inches from the finished floor to the finished ceiling. In such tenement houses, the minimum floor area of any room, other than the rooms excepted in this section shall be not less than one hundred square feet.

When room  
may be 8'  
in height.

In tenement houses erected after such date which do not occupy more than seventy-five per centum (75%) of a corner lot or fifty per centum (50%) of an inside lot, and in which the minimum dimension of any court is not less than twice the minimum dimension of any similarly situated court required by the provisions of this subtitle for tenement houses of equal height, erected after such date, in which the rooms are required by this subtitle to measure nine feet from the finished floor to the finished ceiling, each room shall be not less than eight feet high from the finished floor to the finished ceiling.



No room in a cellar or basement shall be less than nine feet high from the finished floor to the finished ceiling.

Height of basement rooms.

24. Section 55:5-7 of the Revised Statutes is amended to read as follows:

Section amended.

55:5-7. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, which is occupied or arranged to be occupied by more than two families, on any floor, or which exceeds four stories in height, every public hall shall have at least one window opening directly upon the street, or upon a yard or court. Either such window shall be at the end of said hall, with the plane of the window at right angles to the axis of the said hall, or there shall be at least one window opening directly upon the street, or upon a yard or court in every twenty feet in length or fraction thereof of said hall; but this provision for the window in every twenty feet of hallway shall not apply to that portion of the entrance hall between the entrance and the first flight of stairs, if the entrance door contains not less than five square feet of glazed surface.

Hall windows.

Location of windows.

In every public hall in such tenement house recesses or returns, the length of which does not exceed twice their width, will be permitted without an additional window, but wherever the length of such recess or return exceeds twice its width, the above provisions in reference to one window in every twenty feet of hallway shall be applied.

Exception as to recesses and returns.

Any part of the hallway which is shut off from any other part of said hall by a door or doors shall be deemed a separate hall, within the meaning of this section.

Deemed a separate hall.

In every tenement house erected after such date where the public hall is not provided with a window opening directly to the outer air as above provided, there shall be a stair-well not less than twelve inches wide in the clear, extending from the entrance floor to the roof, and all doors leading from such public halls shall be provided with translucent panels of wire glass having an area of not less than

Stair-well in lieu of window.

<p>Skylight in lieu of window</p>	<p>five square feet for each door and also with fixed transoms of translucent wire glass over such door.</p> <p>In every tenement house erected after said date not more than two stories in height a skylight of the size provided in section 55:5-13 of this Title may be accepted in lieu of a window, if, in the opinion of the board, it adequately lights all parts of the hall.</p>
<p>Electric lights in elevator shafts.</p>	<p>In fireproof tenement houses erected after said date which are equipped with passenger elevators, in lieu of the window requirements as provided for in this section, electric light may be substituted in all public halls and any elevator vestibule. Such electric light shall burn continuously and shall adequately light all portions of these halls and shall be maintained to the satisfaction of the board. In addition to the regular electric supply an approved auxiliary lighting system shall be installed which shall adequately light these halls during any interruption of the regular service.</p>
<p>Auxiliary lighting system.</p>	
<p>Section amended.</p>	<p>25. Section 55:5-9 of the Revised Statutes is amended to read as follows:</p>
<p>Window area required.</p>	<p>55:5-9. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, the aggregate area of windows to light or ventilate stair and public halls shall be at least eighteen square feet for each floor, except that where the stair hall has no offsets or recesses the window may be twelve square feet in area. There shall be provided for each story at least one of said windows, which shall be at least two and a half feet wide and five feet high, measured between stop beads. A sash door shall be deemed the equivalent of a window in this section and sections 55:5-7 and 55:5-8 of this Title, if such door contains the amount of glazed surface prescribed for such windows. Any additional stairway and its stair hall which may be required by the provisions of sections 55:3-21 and 55:3-22 of this Title, if separated from a public hall by partitions of wire glass in steel frames, shall not require a window as set forth in this section.</p>

26. Section 55:6-2 of the Revised Statutes is amended to read as follows:

Section  
amended.

55:6-2. In tenement houses erected after March twenty-fifth, one thousand nine hundred and four, no room in the cellar or in the basement shall be constructed, altered, converted or occupied for living purposes unless all of the following conditions are complied with:

Living room  
in basement,  
specifications.

a. Such room shall be at least eight feet and six inches high in every part, from the floor to the ceiling; except that in buildings erected prior to such date and not then used as tenement houses, but thereafter altered or converted to such use, such room shall not be less than eight feet in every part, from the floor to the ceiling;

b. The ceiling of such room shall be at least five feet above the surface of the street. If the rooms front on the yard or on a court the ceiling of such rooms shall be at least four feet six inches above the court or yard level;

c. There shall be, appurtenant to such room, the use of a separate water-closet;

d. Such room shall have a window or windows opening upon the street or upon a yard or court. The total area of windows in such room shall be at least one-eighth of the superficial area of the room, and one-half of the sash shall be made to open full width; and the top of each window shall be within six inches of the ceiling.

27. Section 55:6-15 of the Revised Statutes is amended to read as follows:

Section  
amended.

55:6-15. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, where there is no cellar or basement, there shall be an air space underneath. Such air space shall be at least two feet in height, extending over its entire area, and the surface of the ground under any such air space shall be concreted, as required for the cellar bottoms in sections 55:6-3 and 55:7-3 of this Title. Said air space shall be inclosed in brick walls, provided with iron grills, set in front and rear walls for ventilation, the apertures shall

Air space  
in lieu of  
basement.

be one inch square and shall not be less than six in number. There shall also be provided an outside door opening to such air space, not less than eighteen inches square. Said opening shall be securely closed with a proper door, which shall be kept locked at all times. The floor above any such air space shall be laid with a double flooring of matched boards, with a layer of heavy three-ply building paper or felt between the under and upper floors, the upper floor to be laid at an angle not less than forty-five degrees with the lower floor unless otherwise ordered by the board.

Outside door. Flooring.

Section amended.

28. Section 55:8-2 of the Revised Statutes is amended to read as follows:

Water-closet required.

55:8-2. In every tenement house erected after March twenty-fifth, one thousand nine hundred and four, there shall be, within each apartment, at least one water-closet. There shall also be provided similar water-closet accommodations, separate and distinct from that provided for any apartment, for any store or workshop which may be located on the premises, except that where store and apartment are connected and rented to one tenant a separate water-closet for the store may be omitted if the board so directs.

Section amended.

29. Section 55:8-15 of the Revised Statutes is amended to read as follows:

Water connection and sink.

55:8-15. Every tenement house erected prior to March twenty-fifth, one thousand nine hundred and four, located on any street in which water mains are laid shall be properly connected to such water mains, and shall have at least one sink with running water within each apartment.

30. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 229

AN ACT relating to the public schools of this State,  
and amending section 18:14-12 of the Revised  
Statutes.

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

1. Section 18:14-12 of the Revised Statutes is amended to read as follows: Section amended.

18:14-12. At the time and place fixed in such advertisement for the submission of proposals the board of education, or any committee thereof authorized so to do, or any officer or employee of such board designated therefor, shall receive such proposals and immediately proceed to unseal the same and publicly announce the contents in the presence of the parties bidding or their agents, if such parties choose to be then and there present. Such board shall have the right to reject any and all bids. No proposals shall be opened previous to the hour designated in the advertisement and none shall be received thereafter. Opening bids.

The State Board of Education shall prescribe the amount of liability insurance to be carried by the contractor or bus driver as well as other rules and regulations applicable to pupil transportation. Rejection.

Nothing contained in this section or section 18:14-11 of this Title shall apply to school buses owned by boards of education, nor to annual extensions of a contract secured through competitive bidding when such annual extensions are desired by the board of education; *provided*, that the annual contractual amount is not increased, and each annual extension is approved by the county superintendent of schools; except that the annual contractual amount of such extension or extensions may be increased to an amount not exceeding fifteen per centum (15%) of the original contrac- Amount of liability insurance.

Act not to apply.

Proviso, as to during war emergency.

Present war  
emergency  
defined.

tual amount during the present war emergency if such increase or increases are approved by the county superintendent of schools under rules and regulations prescribed by the State Board of Education. For the purposes of this act the present war emergency is defined to be the period of time during which the United States of America continues in the present wars with the governments of Japan, Germany and Italy or any of them.

2. This act shall take effect immediately.  
Approved May 14, 1942.

## CHAPTER 230

AN ACT concerning trust companies, and supplementing chapter four of Title 17 of the Revised Statutes.

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

C. 17:4-9.1.  
Successor  
company as  
fiduciary.

1. Whenever a "successor company" has been or may hereafter be formed under and by virtue of the provisions of section 17:4-9 and has qualified to act as a fiduciary as provided for in section 17:4-41, subject to the exception hereinafter made, in order to facilitate and hasten the orderly liquidation and the winding up of the affairs of the "liquidating company" it shall and may be lawful for such "successor company" from time to time, to take over and become substituted as fiduciary in any or all matters in which said "liquidating company" has qualified; in any and all matters where in the sound judgment of the "liquidating company" and the "successor company" such substitution of fiduciary is deemed advisable, in the best interests of the trust or relation, and in aid of the winding up of the affairs of the "liquidating company," "liquidating company" may file its

Account by  
liquidating  
company.

account to date with the court having the jurisdiction thereof, and upon approval of such account and upon the discharge of the "liquidating company" from such trust or relation the said "successor company" shall succeed to all such rights, relations and trusts and the duties connected therewith, and shall execute and perform each and every such trust or relation in the same manner as if such "successor company" had itself originally assumed the trust or relation; *provided, however,* that the "successor company" shall assume no liabilities which may have been incurred by the "liquidating company" incident to its administration of such trust or relation. The "successor company" shall as to such matters succeed to all the rights and duties of the "liquidating company" and all fiduciary capacities, whether as administrator, coadministrator, executor, coexecutor, trustee or cotrustee, guardian, coguardian, assignee, coassignee, receiver, coreceiver, committee or committeeman of estates of lunatics, or in any other fiduciary capacity of or in respect to any estate or trust or other matter being administered under the laws of New Jersey, or as transfer agent or registrar of stocks and bonds, such relations as well as any other or similar fiduciary relations and all rights, privileges and duties connected therewith shall remain unimpaired, subject as aforesaid, and shall continue into and in the said "successor company" from and as of the date of discharge of the "liquidating company" from such trust or relation, by the court, irrespective of the date when such relationship may have been created or established, and irrespective of the date of said trust agreement relating thereto or the date of death of any trustor or decedent or lunatic or minor whose estate is being so administered or managed, and it shall not be necessary for said "successor company" to seek appointment in said estates by any court of this State; *provided, further,* that in all cases where the instrument under which the "liquidating company" qualified to act did not re-

Liabilities, etc..  
of successor  
company.

Proviso.

Successor  
company  
to succeed  
to rights.

Proviso.

quire the "liquidating company" to furnish bond, no such bond shall be required of the "successor company" as provided for in section 17:4-41, or otherwise. The terms "successor company" and "liquidating company" as used herein shall apply to and be construed to have the same meaning as is placed on said terms by section 17:4-9.

Use of terms.

2. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 231

AN ACT concerning the adoption of ordinances and resolutions in municipalities in certain cases.

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

C. 40:49-27.1.  
Authorized to  
adopt ordi-  
nance, etc.,  
when member  
in military  
service.

1. Whenever any member of the governing body of any municipality is in the active military or naval service of the United States or of this State and shall fail to attend any meeting of the governing body, the said governing body, at any such meeting, may adopt any ordinance or resolution which by law requires a vote measured by all the members of said governing body, by a vote measured by the members of said governing body, excluding from the number of members any such member who is in the active military or naval service of the United States or of this State and who fails to attend such meeting.

C. 40:49-27.2.  
Act operative.

2. This act shall take effect immediately and shall continue in effect only so long as the United States of America continues in the present wars with the governments of Japan, Germany and Italy, or any of them, and until the making of a treaty or treaties of peace concluding all of said wars.

Approved May 14, 1942.



## CHAPTER 232

AN ACT to amend the title of "An act concerning the government of certain cities in this State and providing for an acting mayor therein in certain cases, and amending section 40:186-15 of the Revised Statutes," approved March twenty-fourth, one thousand nine hundred and forty-one (P. L. 1941, c. 25), so that the same shall read "An act to amend 'A supplement to an act entitled "An act concerning the government of certain cities in this State and constituting a board of finance therein and defining the powers and duties of such boards and vesting in such boards certain powers of management and appointment," approved April twelfth, one thousand nine hundred and seven (P. L. 1907, c. 46),' approved March twenty-sixth, one thousand nine hundred and nineteen (P. L. 1919, c. 14)," and to amend the body of said act.

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

1. The title of "An act concerning the government of certain cities in this State and providing for an acting mayor therein in certain cases, and amending section 40:186-15 of the Revised Statutes," approved March twenty-fourth, one thousand nine hundred and forty-one (P. L. 1941, c. 25), is amended to read "An act to amend 'A supplement to an act entitled "An act concerning the government of certain cities in this State and constituting a board of finance therein and defining the powers and duties of such boards and vesting in such boards certain powers of management and appointment," approved April twelfth, one thousand nine hundred and seven (P. L. 1907, c. 46),'

Title amended.

New title.

approved March twenty-sixth, one thousand nine hundred and nineteen (P. L. 1919, c. 14).''

Section 1  
amended.

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

Acting mayor  
in certain  
cities.

1. In case of a vacancy arising in the office of mayor by reason of death, resignation or otherwise or whenever the mayor shall in any way be prevented from attending to the duties of his office, in any city having a board of finance under the act to which this act is a supplement the president of said board of finance of said city shall be the acting mayor of such city and perform all the duties of such office during such vacancy or while said mayor is prevented from officiating as aforesaid; but it shall not be lawful for the acting mayor to sign or approve any resolution or ordinance of any board of aldermen, board of finance, board of public works, board of fire and police commissioners or other board or commission of such city, or to appoint or suspend any city officer, unless such vacancy or disability shall have been continued at least ten days. In case of a vacancy in the office of mayor, the acting mayor shall receive all the emoluments of the office of mayor of such city during the period of his incumbency.

3. This act shall take effect immediately.

Approved May 14, 1942.

## CHAPTER 233

AN ACT authorizing the board of trustees of the Teachers' Pension and Annuity Fund to treat as investments, at full face value, payments from the State to the fund to be made out of the receipts of license fees whether vehicular or driver, provided for by any law heretofore or hereafter passed.

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

1. The board of trustees of the Teachers' Pension and Annuity Fund is hereby authorized to treat as investments, at full face value, payments from the State to the fund to be made out of the receipts of license fees whether vehicular or driver, provided for by any law heretofore or hereafter passed.

C. 18:13-102.2.  
Payments  
treated at full  
face value.

2. This act shall take effect immediately.

Approved May 16, 1942.

## CHAPTER 234

AN ACT concerning fees for services by the Department of Labor, and amending section 34:1-23 of the Revised Statutes.

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

Section  
amended.

1. Section 34:1-23 of the Revised Statutes is amended to read as follows:

Fee for issuing  
certificate  
of approval.

34:1-23. The commissioner may charge a fee of not less than two dollars (\$2.00) nor more than three hundred dollars (\$300.00) for issuing a certificate of approval of any plans or specifications, or both, required by law or regulation of the department to be submitted to him for approval.

Computing  
fee.

In fixing the amount of such fees required by the preceding paragraph, the commissioner shall make the computation on the following basis: A fee of two dollars (\$2.00) for each approved one thousand dollars (\$1,000.00) valuation or fraction thereof up to and including an approved valuation of twenty thousand dollars (\$20,000.00) plus, for approved valuations over twenty thousand dollars (\$20,000.00), a fee of fifty cents (\$0.50) for each additional approved valuation of one thousand dollars (\$1,000.00) or fractions thereof. Before a valuation is submitted to the commissioner on a form for that and other purposes for approval, the commissioner may prepare or order to be prepared by the applicant an estimate of cost and the decision of the commissioner as to the proper amount to be considered the approved valuation for the work shall be final.

Fixes fees  
in certain  
instances.

The commissioner may charge a fee of not less than one dollar (\$1.00) nor more than five dollars (\$5.00) for issuing a certificate of approval of (a) any building or premises or the occupancy of said building or premise coming under his jurisdiction, where such approval is required to be issued by

him for a specific purpose by law or regulation of the department, or (b) new work performed in such building on recommendation of the commissioner; *provided*, that nothing contained herein shall be construed to decrease the amount of any fee provided for by any other statute or regulation of the department. Proviso.

In fixing the amount of such fees provided for in the preceding paragraph the commissioner shall be governed by the amount of trouble and expense involved in the examination of such building or work. Governed  
by amount  
of work.

Notwithstanding the provisions of any other general, local or special laws, all fees and moneys derived from the operation of this section shall be remitted to the State Treasurer and said moneys shall be placed to the credit of the commissioner and shall be used exclusively for the purpose of carrying into effect the provisions of this section and for the payment of salaries and expenses of employees, equipment and any other necessary expenses pertaining to this section. Use of moneys  
collected.

2. This act shall take effect immediately.

Approved May 16, 1942.

## CHAPTER 235

AN ACT concerning taxation, and amending section 54:9-5 of the Revised Statutes.

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

1. Section 54:9-5 of the Revised Statutes is amended to read as follows: Section  
amended.

54:9-5. For purposes of assessment, the chief fiscal officer of every such bank shall annually, on or before January tenth, file with the secretary of the board of taxation of the county within which its principal place of business is located a true state- Bank to file  
statement,  
contents:

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ment under the oath of its president, cashier or treasurer, setting forth:

- |                                  |   |
|----------------------------------|---|
| Name;                            | a. Its name and principal place of business;  |
| Capitalization;                  | b. The amount of capital, surplus and undivided profits, as indicated by the books of the company on January first of the year in and for which the statement is filed; |
| Preferred stock;                 | c. The number of shares of its issued and outstanding preferred stock of all classes and the aggregate par value of each class thereof;                                 |
| Common stock;                    | d. The number of shares of its issued and outstanding common stock; and   |
| Assessed value of real property. | e. The assessed value of its real property, including the assessed value of all real property owned by a corporation all the stock of which is owned by such bank.      |

2. This act shall take effect immediately.

Approved May 16, 1942.

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## CHAPTER 236

AN ACT concerning veterinary medicine, surgery and dentistry, and amending sections 45:16-6, 45:16-7, 45:16-8, 45:16-9, 45:16-11; supplementing chapter sixteen of Title 45 by the addition of a new section to be known as section 45:16-8.1, and repealing section 45:16-10 of the Revised Statutes of New Jersey.

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

Section amended. 1. Section 45:16-6 of the Revised Statutes is amended to read as follows:

Cancellation of licenses. 45:16-6. The board may refuse to grant or may suspend or revoke a license to practice veterinary medicine, surgery and dentistry in this State, upon

proof to the satisfaction of the board that the holder of such license;

- a. Has been adjudicated insane;
- b. Habitually uses drugs or intoxicants;
- c. Has been convicted of crime;
- d. Shall have presented to the board any diploma, license or certificate that shall have been illegally obtained or shall have been signed or issued unlawfully or under fraudulent representations or obtains or shall have obtained a license to practice in this State through fraud of any kind;
- e. Has been guilty of employing unlicensed persons to perform work which, under this chapter (45:16-1 et seq.), can legally be done only by persons licensed to practice veterinary medicine, surgery and dentistry in this State;
- f. Has been convicted of a violation of any Federal or State law relating to narcotic drugs.

Before any license to practice veterinary medicine, surgery and dentistry in this State shall be suspended or revoked, except in the case of convictions of crime or convictions of violations of any Federal or State law relating to narcotic drugs, the accused person shall be furnished with a copy of the complaint and be given a hearing before said board in person or by attorney. Any person whose license shall be so suspended or revoked shall be deemed an unlicensed person, and, as such, subject to the penalties prescribed for other unlicensed persons who practice veterinary medicine, surgery or dentistry in this State. Any person whose license to practice veterinary medicine, surgery and dentistry in this State shall be suspended or revoked under the authority of this chapter (45:16-1 et seq.) may, in the discretion of the board, be relicensed at any time to practice without an examination, on application being made to the board.

Hearing.

May be  
relicensed.

Section amended.	2. Section 45:16-7 of the Revised Statutes is amended to read as follows:
Application and fee for license.	45:16-7. A person desiring to commence the practice of veterinary medicine, surgery and dentistry in this State shall deliver to the secretary of the board, upon payment of a fee of twenty-five dollars (\$25.00), a written application for a license, together with satisfactory proof that the applicant is a citizen of the United States, is more than twenty-one years of age, is of good moral character, has obtained a competent school education and has received a diploma conferring the degree of veterinary medicine from a veterinary college or university of the United States, approved by the board, or in lieu thereof a diploma or license conferring the full right to practice all the branches of veterinary science in some foreign country. Applicants must have pursued the study of veterinary medicine for at least three years including three regular courses of lectures of at least six months each in different years, in a veterinary college or university, approved by the board, prior to the granting of the diploma or foreign license, and such proof shall be made, if required, upon affidavits.
Qualifications.	
Section amended.	3. Section 45:16-8 of the Revised Statutes is amended to read as follows:
Order for examination.	45:16-8. Upon making such payment and exhibiting the proof required by section 45:16-7 of this Title, the board, if satisfied with the same, shall issue to such applicant an order for examination. In case of failure at such examination, the candidate, after the expiration of six months and within two years, shall have the privilege of a second or third examination by the board without the payment of an additional fee.
Re-examination in six months.	
New section 45:16-8.1.	4. Chapter sixteen of Title 45 of the Revised Statutes is supplemented by the addition of a new section to be known as section 45:16-8.1 which shall read as follows:
Practice of veterinary medicine, defines.	45:16-8.1. Any person shall be regarded as practicing veterinary medicine within the meaning of



this chapter who, for hire, fee, compensation or reward promised, offered, expected, received or accepted, either directly or indirectly, diagnoses, prognoses, treats, administers, prescribes, operates on, manipulates, or applies any apparatus or appliance for any disease, pain, deformity, defect, injury, wound or physical condition of any animal including poultry, or for the prevention or to test the presence of any disease, or who holds himself out as being able or legally authorized to do so.

The term "practice of veterinary medicine" does not include: Exceptions.

(1) The calling into this State for consultation of a duly licensed veterinarian of any other State with respect to any case under treatment by a veterinarian registered under the provisions of this act;

(2) The practice of veterinary medicine by any veterinarian in the performance of his official duties in the service of the State of New Jersey or the United States government, either civil or military;

(3) The experimentation and scientific research activities of physiologists, bacteriologists, biologists, pathologists, biological chemists, chemists, or persons under the direct supervision thereof when engaged in the study and development of methods and techniques directly or indirectly applicable to the problems of veterinary medical practice;

(4) A lawfully qualified veterinarian of another State taking charge temporarily of the practice of a lawfully qualified veterinarian of this State during his absence from such practice, upon written request to the board for permission so to do;

(5) The administration to the ills and injuries to their own animals by persons owning such animals; *provided, however,* that they otherwise comply with all laws, rules and regulations relative to the use of medicines and biologics used in so doing. Proviso.

Section amended.	5. Section 45:16-9 of the Revised Statutes is amended to read as follows:
License exhibited to county clerk.	45:16-9. No person shall enter upon or continue the practice of veterinary medicine, surgery or dentistry in any of their branches, unless he has complied with the provisions of this chapter, and shall have exhibited to the clerk of the county in which he desires to so practice, a license duly granted to him as hereinbefore provided. Upon the exhibition of a license as aforesaid, a person shall be entitled, upon the payment of one dollar (\$1.00), to be duly registered in the office of the clerk of the court of common pleas in such county.
Registration fee.	Any person using any title or degree appertaining to the veterinary profession or practicing veterinary medicine, surgery or dentistry in any of their branches without being licensed and registered in conformity with the provisions of this chapter or otherwise violating any of its provisions, shall be liable to a penalty of two hundred dollars (\$200.00), which penalty shall be sued for and recovered by and in the name of the board. Every district court and every court of common pleas is hereby empowered, upon filing of a complaint in writing duly verified, which said verification when made by any member of the board, or by any member of any incorporated veterinary medical society of this State or of any county thereof, may be made upon information and belief, that any person has violated any provision of this chapter, to issue process at the suit of the board as plaintiff. The process shall be either in the nature of a summons or a warrant, which process may issue without an order of the court or judge first being obtained against the person so charged, which process, when in the nature of a warrant, shall be returnable forthwith, and when in the nature of a summons shall be returnable in not less than five nor more than fifteen entire days; and such process shall state what provisions of the law is alleged to have been violated by the defendant. The officers to serve and execute all process under this chapter shall be the officers
Penalty for violations.	
Courts of jurisdiction.	
Nature of process.	

authorized to serve and execute process in said courts.

Upon the return of such process, or at any time to which the trial shall be adjourned, the court shall proceed in a summary manner, without a jury, to hear testimony and to determine and give judgment in the matter without the filing of any pleadings of the plaintiff for the recovery of such penalty, with costs, or for the defendant. If judgment be rendered for the plaintiff the court shall cause any defendant, who refuses or neglects to forthwith pay the amount of the judgment rendered against him and all the costs and charges incident thereto, to be committed to the county jail for a period of not less than ten days and not exceeding one hundred days. The district court or court of common pleas shall have power to adjourn the hearing or trial from time to time, but except in cases in which the first process was a summons it shall be the duty of the judge thereof to detain the defendant in safe custody, unless he shall enter into bond to the board, with at least one sufficient surety in double the amount of the penalty claimed, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the case is disposed of, and to abide by the judgment of the court. The bond, if forfeited, may be prosecuted by the board.

Summary  
trial.

Commitment  
in default  
of fine.

Bond.

The convictions in prosecutions under this chapter shall be in the following or similar form:

Form of  
conviction.

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

Be It Remembered, that on this .....  
..... day of .....  
at ....., in said county,  
C. D. defendant, was by (the district court of  
the city of ....., or the court of  
common pleas of the county of .....  
or as the case may be), convicted of violating  
section ..... of the Title Pro-

fessions and Occupations of the Revised Statutes, in a summary proceeding at the suit of the State Board of Veterinary Medical Examiners of New Jersey upon a complaint made by.....; and further, that the witnesses in said proceeding who testified for the plaintiff were (name them) and the witnesses who testified for the defendant were (name them).

Wherefore, the said court doth hereby give judgment that the plaintiff recover of the defendant ..... dollars, penalty, and.....dollars, costs of this proceeding.”

The conviction shall be signed by the judge of the court before whom the conviction is had. If the defendant is committed to jail in default of payment of the penalty, a commitment in the following form shall be added, beneath the judge’s signature, to the conviction:

“And the said C. D. neglecting and refusing to pay the amount of the penalty above mentioned, with costs, it is hereby ordered that the said C. D. be, and he hereby is committed to the common jail of the county of ..... for the period of.....days, unless the said penalty and costs are sooner paid.”

This commitment shall also be signed by the judge, and in case of commitment of any defendant to jail, the conviction and commitment shall be signed in duplicate, and one of the duplicate copies shall serve the purpose of a warrant of commitment.

Penalty for  
another  
conviction.

In case a person shall, after conviction of any violation of this chapter, be again convicted of another violation thereof or of continuing the violation for which he was previously convicted, he shall be liable to a penalty of five hundred dollars (\$500.00) for each violation or continuation, to be

sued for and recovered in the manner above set forth. In case any defendant against whom judgment has been recovered for a penalty of five hundred dollars (\$500.00) shall fail or neglect to forthwith pay the amount of said penalty, the court shall commit him to jail in the manner above set forth, for a period of not less than thirty days and not exceeding two hundred days. A penalty recovered for any violation of this chapter shall be paid to the State Board of Veterinary Medical Examiners to be applied by the board to the same purposes as other funds of the board collected in accordance with the provisions of this chapter. In case any such proceeding is brought in any court of common pleas, the trial thereof shall proceed in a summary manner, without a jury, as above set forth, immediately upon the arrest under warrant of the defendant, or on the return day of the summons, or any day to which the court shall continue said trial, either during the terms of said court or in vacation.

Use of  
penalties  
recovered.

The clerk of any district court or of any court of common pleas may sign and seal any process required to be issued under this chapter, except a warrant of commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in actions in said courts, and shall be recovered by the board in the event of the conviction of the defendant. A judgment recovered for a penalty under the provisions of this chapter in any district court may be docketed in the same manner as judgments in said court are docketed under the provisions of article fourteen of chapter thirty-two of the Title Administration of Civil and Criminal Justice (2:32-186 et seq.). Execution may issue for the collection of any judgment obtained under this chapter against the personal property and body of the defendant without an order first obtained for that purpose.

Clerk authorized to sign process.

Docketing judgment.

Executions.

6. Section 45:16-10 of the Revised Statutes is repealed.

R. S. 45:16-10 repealed.

Section  
amended.

7. Section 45:16-11 of the Revised Statutes is amended to read as follows:

Construing.

45:16-11. Nothing in this chapter shall be construed to interfere with or punish veterinarians in the United States Army, or in the United States Bureau of Animal Industry, while so commissioned, or the New Jersey Bureau of Animal Industry or New Jersey State Department of Health in the performance of their official duties, or lawfully qualified veterinarians residing in other States or countries meeting registered veterinarians of this State in consultation, or residing on the border of a neighboring State and duly authorized under the laws thereof to practice veterinary medicine or surgery therein whose practice extends into the limits of this State, but such practitioner shall not open any office or appoint a place to meet patients or receive calls within the limits of this State. Nothing in this chapter shall be construed to prohibit the practice of veterinary medicine, surgery or dentistry by any practitioner who shall have been registered in any county in this State before the first Monday in May, one thousand nine hundred and two, and one such registry shall be sufficient warrant to practice veterinary medicine, surgery or dentistry in any county in this State. Nothing in this chapter shall be construed to apply to persons gratuitously treating animals in cases of emergency, if they do not represent themselves to be veterinarians or use any title or degree appertaining to the practice thereof.

8. This act shall take effect immediately.

Approved May 16, 1942.

## CHAPTER 237

AN ACT making an appropriation to defray expenses of the Senate Investigating Committee constituted and appointed pursuant to resolution of the Senate adopted February ninth, one thousand nine hundred and forty-two.

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

1. There is hereby appropriated the sum of nine thousand dollars (\$9,000.00), or so much thereof as may be necessary, to defray expenses of the Senate Investigating Committee created by resolution of the Senate adopted February ninth, one thousand nine hundred and forty-two, entitled "Resolution authorizing the appointment of a committee of four Senators for the purpose of inquiring into the activities of any State, county or municipal agency," which sum, or so much thereof as may be necessary for that purpose, shall be paid out of the treasury of the State on bills approved by the chairman of said committee.

Appropriation.

2. This act shall take effect immediately.

Approved May 16, 1942.

## CHAPTER 238

AN ACT concerning railroads, and amending section 48:12-85 of the Revised Statutes.

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

Section  
amended.

1. Section 48:12-85 of the Revised Statutes is amended to read as follows:

Spark  
arresters  
on engines.

48:12-85. Every company or person operating or using any railroad shall take and use all practicable means to prevent the communication of fire from any engine used therein to the property of any owner or occupant of land adjacent or near to the railroad and shall provide the engine with a screen, cover or other suitable appliance to arrest or prevent, as much as practicable, the escape of fire.

Penalty.

Any company or person refusing or neglecting to make such provision shall forfeit for every such refusal or neglect one hundred dollars (\$100.00) to be recovered with costs by any person who may sue for the same in any court having cognizance thereof. One-half of said sum shall go to the person suing and one-half to the State for the public school fund.

2. This act shall take effect immediately.

Approved May 18, 1942.



## CHAPTER 239

AN ACT appropriating to the commission created to examine, report upon and formulate measures to improve the economic, cultural, health and living conditions of the urban colored population of this State all unexpended balances of the funds appropriated to the said commission by pamphlet laws of one thousand nine hundred and forty-one, chapter one hundred ninety-two.

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

1. There is appropriated to the commission to examine, report upon and formulate measures to improve the economic, cultural, health and living conditions of the urban colored population of this State all unexpended balances of funds appropriated by pamphlet laws of one thousand nine hundred and forty-one, chapter one hundred ninety-two, to the said commission as of June thirtieth, one thousand nine hundred and forty-two, which appropriation shall be available to the said commission for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, and payable on the certificate of the chairman of such commission on the warrant and audit of the Comptroller.

Appropriation  
of unexpended  
balances.

2. This act shall take effect immediately.

Approved May 18, 1942.

## CHAPTER 240

AN ACT concerning judges of the courts of this State who hold office by virtue of appointment by the Governor or election by the Senate and General Assembly in joint meeting.

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

C. 2:16-4.1.  
Office as judge  
considered  
vacant.

1. If a judge of any court of this State, who holds office by virtue of appointment by the Governor or election by the Senate and General Assembly in joint session, hereafter is elected by the people to any public office and he accepts and assumes the duties of such elective office, his office or position as said judge shall thereby be considered vacant.

2. This act shall take effect immediately.

Approved May 18, 1942.

## CHAPTER 241

AN ACT to amend the title of "An act relating to the collection of certain delinquent taxes upon railroad companies," approved July twenty-second, one thousand nine hundred and forty-one (1941, c. 290) so that the same shall read "An act providing for the collection of unpaid taxes heretofore assessed upon property used for railroad purposes, for any or all of the years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive, and also providing for the remission of unpaid interest penalties with respect to taxes heretofore assessed upon such property for any or all of said years," and to amend the body of said act and to supplement said act.

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

1. The title of "An act relating to the collection of certain delinquent taxes upon railroad companies," approved July twenty-second, one thousand nine hundred and forty-one (1941, c. 290) is amended to read "An act providing for the collection of unpaid taxes heretofore assessed upon property used for railroad purposes, for any or all of the years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive, and also providing for the remission of unpaid interest penalties with respect to taxes heretofore assessed upon such property for any or all of said years."

Title amended.

New title.

C. App. A:4-7.1.  
Section  
amended.

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

Acceptance  
document filed.

1. Any railroad taxpayer desiring to accept the provisions of this act shall, on or before June fifteenth, one thousand nine hundred and forty-two, file with the State Treasurer the acceptance document required by this act, providing for the payment in full of the principal amount of all of its unpaid taxes for the tax years involved at the times and in the manner provided by this act and waiving any and all rights to contest the legality or amount of any assessment on its property used for railroad purposes made prior to December first, one thousand nine hundred and forty-one pursuant to the applicable tax acts, and of any assessment heretofore or hereafter made for the tax year one thousand nine hundred and forty-one; and shall also file with the State Treasurer a written consent to the discontinuance and dismissal of any and all suits, actions and proceedings pending in any court or before the State Board of Tax Appeals respecting any such assessments; and shall also at the same time pay to the State Treasurer the initial payment provided for by this act. The State Treasurer is hereby authorized and required to accept payment of such unpaid taxes when made in accordance with the terms of this act.

Consent to  
discontinuance  
of suit filed.

Authorized  
to accept  
payment.

C. App. A:4-7.2.  
Section 2  
amended.

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

Limits time  
for making  
payments.

2. The total principal amount of unpaid taxes payable under this act shall be paid in full, and such payment may be made in installments as herein provided, in accordance with the respective capacity to pay of each railroad system and of each railroad company not part of a system, within a maximum period from and after December first, one thousand nine hundred and forty, which shall be the whole number of years next greater than seven times its "burden index," computed as hereinafter set forth, except that each taxpayer shall

be allowed at least two years, and no taxpayer shall be allowed more than twenty years.

The burden index shall be computed for each railroad system, and for each company not part of a system, by dividing its total amount of unpaid taxes as of December thirty-first, one thousand nine hundred and forty, by the five-year average of its net railway operating income, for the years one thousand nine hundred and thirty-six through one thousand nine hundred and forty, inclusive. Any system or railroad not part of a system whose average net railway operating income is not a positive sum shall be allowed the maximum period of twenty years.

Determining  
burden index.

Allowed  
maximum  
period.

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

C. App. A:4-7.3.  
Section 3  
amended.

3. The initial payment to be made under this act shall be made on or before June fifteenth, one thousand nine hundred and forty-two, and shall be an amount not less than the first annual installment computed as herein provided. After the payment of the initial installment on or before June fifteenth, one thousand nine hundred and forty-two, as required by this act, an additional installment payment shall be made on or before December first, one thousand nine hundred and forty-two, and in each year thereafter on or before December first of said year. Each such annual installment shall be not less than such amount as, together with all prior installment payments, shall leave a balance remaining due the ratio of which to the total principal amount of unpaid taxes payable hereunder shall not exceed the ratio of the number of unexpired years to the total number of years of the maximum period permitted under this act.

Amount  
and time of  
payments.

All such unpaid taxes shall bear interest at the rate of three per centum (3%) per annum, to be calculated from and after December first, one thousand nine hundred and forty. The initial payment shall include such interest to the date of such

Interest rate.

payment; and each subsequent payment shall include interest at such rate on the unpaid balance of taxes calculated from the date of the next preceding installment payment. Any railroad taxpayer may, however, at the time or times herein specified for the payment of any installment of such taxes, pay the whole amount of taxes then remaining unpaid, together with the interest thereon as herein provided for, or it may at such time or times make payments in amounts in excess of the required installment payments, together with interest as provided in this act; or such taxpayer may make payment of any installment of taxes payable under this act in advance of the time or times specified by this act, together with the interest accrued to the date of such payment; and in any of such events, further interest shall cease with respect to the amount of the taxes so paid from the date of the payment thereof. Payments made by any railroad taxpayer shall be applied first to the payment of interest at three per centum (3%) per annum as provided by this act, and the amount of any payment in excess thereof shall be applied to the unpaid taxes owing by such taxpayer, in the order in which such taxes became payable under the applicable tax acts.

Should any railroad taxpayer so direct in the acceptance document filed pursuant to this act, the State Treasurer is hereby authorized and required to collect the amount of any drafts or checks heretofore delivered to him by such railroad taxpayer in attempted compliance with the provisions of pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety, and to credit the same to the payments required to be made by such taxpayer under this act. If the amount of any such draft or check is less than the amount of taxes and interest required to be included in the initial payment, such taxpayer at the time of filing its acceptance document shall pay the balance of the initial payment required by this act.

May pay whole amount.

Payments in advance.

Application of payments.

To credit previous payments.

Payment of balance.

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

C. App. A:4-7.4.  
Section 4  
amended.

4. Upon the acceptance of the provisions of this act by any railroad taxpayer, and as long thereafter as such railroad taxpayer shall make payment of the unpaid taxes and interest required by this act, there is and shall be stayed and suspended any remedy or proceedings to collect any unpaid taxes for the tax years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive, and any statutory interest penalties with respect to any taxes assessed for said years.

Enforcement  
of tax liens  
stayed.

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

C. App. A:4-7.5.  
Section 5  
amended.

5. Whenever any railroad taxpayer accepting the provisions of this act heretofore has paid, or hereafter shall have paid, as required by this act, the full amount of all taxes assessed upon its property used for railroad purposes for the years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive, and all interest, if any, required by this act, such taxpayer and its property shall be released and discharged from any and all claims for statutory interest penalties with respect to any and all taxes assessed against such taxpayer or upon its property used for railroad purposes for any and all of the tax years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive.

Lien dis-  
charged upon  
full payment.

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

C. App. A:4-7.6.  
Section 6  
amended.

6. Upon default in the making of any payment provided for in the acceptance document, and a continuance thereof for a period of thirty days after the due date of such payment, the then remaining unpaid balance of taxes, together with statutory interest penalties with respect to any and all taxes assessed against such taxpayer or upon

Unpaid  
balance due  
upon default.

its property used for railroad purposes for any of the years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive, calculated from the original due date of such taxes shall immediately become due and payable, and the State may assert, exercise and enforce any and all rights, claims, demands, liens and privileges with respect thereto as if this act had not been enacted, and in addition thereto may assert and enforce any remedies it may have acquired under such acceptance document except that such taxpayer shall be entitled to a credit against such statutory interest penalties in an amount equal to the interest paid pursuant to the provisions of this act.

C. App. A:4-7.7.  
Section 7  
amended.

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

Form of  
acceptance  
document.

7. The acceptance document herein referred to shall be in substantially the following form:

#### ACCEPTANCE AND WAIVER

The (insert name of railroad or system) does hereby accept the provisions of (insert the amended title of this act), and hereby undertakes and agrees to pay to the State of New Jersey in the manner and at the times prescribed by said act the sum of (insert total amount of taxes unpaid on December 1, 1940), being the total principal amount of taxes remaining unpaid on December 1, 1940, which were theretofore assessed against or levied upon the property used for railroad purposes for the years 1932 to 1940, inclusive, of the (insert name of railroad or system) together with interest thereon, to be computed at the rate of three per centum (3%) per annum from and after December 1, 1940.

(If any railroad taxpayer has heretofore delivered or tendered a draft or check to the State Treasurer on account of any part of such taxes or interest in attempted compliance with the provisions of P. L. 1941, chapter 290. the following



clause may be added) "and said (insert name of railroad or system) does hereby authorize and direct the State Treasurer of New Jersey to retain and accept the draft or check heretofore delivered to him on the.....day of ..... 1941, in the amount of ..... dollars, and to collect and credit the same upon the initial payment required to be made by this act."

And said (insert name of railroad or system) for itself and the following companies whose railroads are included in its system, to wit (list of companies) does hereby waive any and all rights under the laws of the State of New Jersey and of the United States to contest the legality or amount of any assessment upon its or their property used for railroad purposes made prior to December 1, 1941, pursuant to the applicable tax acts and of any assessment heretofore or hereafter made for the tax year 1941.

In Witness Whereof said (insert name of railroad or system) has caused this instrument to be sealed with its corporate seal and attested by its officers thereunto duly authorized, this..... day of....., 1942.

(Seal)

(Signatures)

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

C. App. A:4-7.8.  
Section 8  
amended.

8. The consent to the discontinuance and dismissal of pending appeals and litigation shall be in substantially the following form:

Form of consent to discontinuance and dismissal of litigation.

#### DISCONTINUANCE AND DISMISSAL

(Name of court or tribunal)

(Names of parties to proceeding)

In re Assessments for (insert tax year)

On motion of (insert name of taxpayer or appellant) it is on this ..... day of ..... , 1942

Ordered that the appeal (or other proceeding) with respect to the taxes and assessments of the property of (insert name of taxpayer or appellant)

used for railroad purposes for the tax year be and

the same is hereby discontinued and dismissed.

We consent to the foregoing order.

(Signature of attorney for taxpayer or appellant)

C. App. A:4-7.9.  
Section 9  
amended.

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

State's consent in re-  
organizations.

9. The Attorney-General is hereby authorized and directed to execute in the name of the State of New Jersey any and all consents and approvals to a plan or plans of reorganization of a railroad corporation, under Federal bankruptcy or other laws, to the extent that such plan provides for payments to the State on claims for taxes in accordance with the provisions of this act.

C. App.  
A:4-7.10.  
Section 10  
amended.

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

Construing.

10. Nothing in this act shall be construed to affect the payment and collection of taxes other than assessments made under the applicable tax acts; nor shall any provision of this act be construed to authorize or recognize any claim for any refund, return or rebate of any part of any taxes of any company heretofore paid for any year by any railroad or system.

C. App.  
A:4-7.11.  
Section 11  
amended.

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

Distribution  
of receipts.

11. The moneys collected by the State Treasurer pursuant to this act shall be subject to distribution, apportionment or appropriation as heretofore provided by law.

C. App.  
A:4-7.14.  
Section  
amended.

13. The act of which this act is amendatory and supplementary is supplemented by adding the following section:

14. As used in this act:

(a) The phrase "tax years involved" is defined to mean any or all of the years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, both inclusive.

Terms  
defined:  
Tax year  
involved;

(b) The phrase "applicable tax acts" is defined to mean all statutes providing for the assessment and collection of taxes on property used for railroad purposes in effect for any or all of the tax years involved.

Applicable  
tax acts;

(c) The phrase "railroad taxpayer" is defined to mean any railroad system or railroad not part of a system owning or operating a railroad in this State, or the duly appointed and qualified receiver, receivers, trustee or trustees thereof, whose property used for railroad purposes has been assessed for taxes for any of the tax years involved, pursuant to the applicable tax acts as herein defined.

Railroad  
taxpayer;

(d) The phrase "statutory interest penalty" is defined to mean the one per centum (1%) per month charges provided by the applicable tax acts or by any other act to be collected in the event of the failure to pay the taxes assessed under the applicable tax acts at the times specified therein.

Statutory  
interest  
penalty;

(e) The word "interest" is defined to mean the interest at three per centum (3%) per annum provided to be paid by this act.

Interest;

(f) The phrase "acceptance document" is defined to mean the instrument referred to in section seven of this act.

Acceptance  
document;

(g) The phrase "railroad system" is defined to mean an operating railroad company reporting to the Interstate Commerce Commission for the year one thousand nine hundred and forty and all companies included in its report of system operations.

Railroad  
system.

14. The act of which this act is amendatory and supplementary is supplemented by adding the following section:

C. App.  
A:4-7.15.  
Section  
amended.

15. The purpose and object of this act is to provide for the payment by railroad taxpayers of unpaid balances of taxes assessed for the tax years involved, pursuant to applicable tax acts, upon

Purpose  
of act.

property used for railroad purposes in this State, and to that end, it is hereby determined and declared:

Extended  
litigation.

Beginning with the year one thousand nine hundred and thirty-two and continuously thereafter, this State, at great expense and with considerable interruption to the orderly disposition of other tax review proceedings by State tribunals, has been engaged in litigation concerning the validity and amount of assessments upon property used for railroad purposes in this State; and litigation involving substantial amounts of taxes and debatable questions of law and fact relating thereto are still pending and undetermined for certain of the tax years involved.

Adverse  
financial  
conditions.

The development of competitive transportation facilities, the more general use of fuels other than coal, the shrinkage of export rail traffic destined to the Port of New York, the decentralization of industry and other causes, as well as the economic depression of the past decade, adversely affected the financial position and progress of the railroads operating in New Jersey, and although the income of such railroads was substantially decreased from former levels, the tax obligations of such railroads were not materially reduced.

Interest  
penalties  
ineffectual.

The statutory interest penalty provisions of the applicable tax acts have not proven effectual to accomplish their purpose of assuring prompt payment of taxes, and unpaid balances of taxes for the tax years involved now exceed in the aggregate thirty-four million dollars (\$34,000,000.00), exclusive of any claims of the State for statutory interest penalties relating to taxes assessed for the tax years one thousand nine hundred and thirty-two to one thousand nine hundred and forty, inclusive.

Enforcement  
has caused  
receiverships.

The prosecution of statutory legal proceedings under the applicable tax acts to enforce collection of unpaid balances of taxes and statutory interest penalties for the tax years involved has been accompanied by the institution and prosecution by

certain railroad taxpayers of appropriate proceedings under Federal bankruptcy laws, resulting in the appointment of receivers or trustees of certain of such railroad taxpayers and their properties. Several railroad taxpayers of this State, whose taxes are in part unpaid, are now involved in such proceedings. It is probable that similar proceedings may be undertaken with respect to other railroad taxpayers and their properties if existing statutory collection proceedings are continued or new proceedings instituted.

Wherever claims for unpaid taxes and statutory interest penalties have been filed on behalf of the State in such bankruptcy proceedings, the provability of the amount of the claims of the State has been questioned and objections have been filed by the receivers or trustees in reorganization to the allowance thereof. Litigation arising in connection therewith is pending in various Federal courts in which the bankruptcy proceedings are pending.

Amount due questioned.

The delay and uncertainty in the collection of the unpaid balances of railroad taxes has created a chaotic condition in State and municipal finances and such tax moneys are urgently needed to pay existing and potential costs of government. It is imperative that a substitute and more effective and feasible method for the collection of such unpaid balances of taxes be provided promptly.

Created chaos in State and municipal finances.

To meet the existing national emergency and aid the effective movement of armed forces and supplies, so that this State and the nation may be protected, it is essential that the railroads in this State be not financially harassed by the continued attempt to collect statutory interest penalties with respect to the taxes assessed for the tax years involved.

National emergency.

For more than fifty years last past, it has been the well recognized and approved public policy and practice of this State and its various agencies and subdivisions to meet financial emergencies resulting from long periods of financial depression by compromising, adjusting, abating and altering the

Meeting financial emergencies by compromise.

amount and method of payment of obligations of taxpayers.

Consideration  
of numerous  
reports.

This Legislature has given consideration to investigations, recommendations, hearings and reports made by various public officials, legislative and other committees, both during the current legislative year and prior thereto, in the matter of taxes assessed on property used for railroad purposes, and has particularly given consideration to a report on the subject made by the Joint Legislative Committee constituted by Senate Concurrent Resolution No. 8 of the one thousand nine hundred and forty-one Legislature, and a report dated February twenty-second, one thousand nine hundred and forty-one, made by a citizens committee appointed by His Excellency, Charles Edison, Governor of this State.

Inability to  
comply with  
previous act

Certain railroad taxpayers have heretofore attempted to accept the provisions of this act as originally enacted, and as a result thereof, the State Treasurer now has in his possession drafts and checks in an amount in excess of ten million dollars (\$10,000,000.00). Questions having arisen respecting the validity and construction of this act as originally enacted, such funds may not be presently available for use by either the State or its various agencies and municipalities. Should changes in financial status result in such drafts or checks becoming uncollectible, or should some or all of such railroad taxpayers undertake to withdraw such drafts or checks and all instruments filed in attempted compliance with said act, serious legal and financial questions may arise as to the rights of the State.

Report under  
S. C. R. No. 2.

This Legislature has also considered the report made to it by its committee appointed pursuant to Senate Concurrent Resolution No. 2 of the one thousand nine hundred and forty-two Legislature.

Conclusion.

After due deliberation and consideration, it is determined and concluded that the existing claims, controversies and litigation above mentioned can best be disposed of, and that the unpaid balances

of taxes assessed upon property used for railroad purposes for the tax years involved can best and most quickly be collected, in the manner and upon the terms and conditions herein provided, and that upon the acceptance of, and compliance with, such terms and conditions by any railroad taxpayer the State will have received full, fair and adequate consideration, and the best interests of the State will have been served and furthered.

15. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of this act, or the application thereof to other persons or circumstances, shall not be affected thereby.

16. This act shall take effect immediately.

Approved May 21, 1942.

C. App.  
A:4-7.16.  
Provisions  
separable.

## CHAPTER 242

AN ACT concerning mechanics', materialmen's and laborers' liens, and amending section 2:60-109 of the Revised Statutes.

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

1. Section 2:60-109 of the Revised Statutes is amended to read as follows:

Section  
amended.

2:60-109. When a building is erected by a tenant or a person other than the owner of the land upon which it is erected, only the building and the estate of the tenant or person so erecting such building shall be subject to the lien created by this article, unless erected with the written consent of the owner of such land. When a building is altered, repaired or added to by a tenant or by a person other than the owner of the land upon which it is erected, only the estate of the tenant or person so

Lien on  
building.

Lien on  
tenant's estate.

Consent  
recorded.

altering, repairing or adding to such building shall be subject to the lien created by this article, unless such alterations, repairs or additions were made with the written consent of the owner of such land. Such consent, if acknowledged or proved as deeds of real estate are required to be acknowledged or proved, may be recorded as deeds are recordable, which record and duly certified copies thereof shall be evidence in like manner.

2. This act shall take effect immediately.

Approved May 23, 1942.

### CHAPTER 243

AN ACT requiring the acceptance by all employers of an honorable discharge from the armed services in lieu of a birth certificate for all veterans as defined by section 11:27-1 of the Revised Statutes and providing penalties for violation thereof.

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

C. 26:8-40.7.  
Employer  
defined.

1. For the purposes of this act "employer" includes any individual, partnership, association, corporation, business trust, legal representative or any organized group of persons acting directly or indirectly in the interest of an employer in its relations to employees.

C. 26:8-40.8.  
Honorable  
discharge in  
lieu of birth  
certificate.

2. Every employer who shall require as a condition of employment, continuance of employment, or promotions or advancements in employment, a birth certificate from any employee, shall accept in lieu thereof from all employees who are veterans as defined by section 11:27-1 of the Revised Statutes the honorable discharge of such veteran from the armed services of the United States.

C. 26:8-40.9.  
Penalty for  
violation.

3. Any employer violating any of the provisions of this act shall be adjudged a disorderly person



and shall be proceeded against and punished pursuant to the provisions of the disorderly persons law.

4. This act shall take effect immediately.

Approved May 23, 1942.

## CHAPTER 244

A FURTHER SUPPLEMENT to "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, and regulating the disbursement thereof," approved March thirtieth, one thousand nine hundred and forty-two.

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

### D. REGULATIVE

#### D 15. DEPARTMENT OF STATE POLICE

1. For the purpose of maintenance and the payment of salaries of one hundred additional members of the Department of State Police, appointed pursuant to the provisions of chapter three hundred ninety-four of the laws of one thousand nine hundred and forty-one, there is hereby appropriated the sum of..... \$306,364 00

State police,  
appropriation.

2. The appropriation herein authorized shall be expended in the same manner and subject to the provisions of the act to which this act is a further supplement.

Method of  
expending.

3. This act shall take effect on the first day of July, one thousand nine hundred and forty-two.

Act effective.

Approved May 23, 1942.

## CHAPTER 245

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 thirtieth, one thousand nine hundred and forty-three, and regulating the disbursement thereof," approved March thirtieth, one thousand nine hundred and forty-two (P. L. 1942, c. 29).

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

Appropriation  
reduced.

1. The appropriation made in the act to which this act is a supplement, under account J 2 to the South Jersey Port Commission, is hereby reduced to the sum of twenty-eight thousand eight hundred and five dollars (\$28,805.00) by abrogating and striking out of the same the following item:

"Additions and Improvements:

Item repealed.

Dredging work in the South Jersey  
Port District ..... \$23,675.00"

which said appropriation of twenty-three thousand six hundred and seventy-five dollars (\$23,675.00), so made for the purposes so expressed, is hereby repealed.

2. This act shall take effect immediately.  
Approved May 23, 1942.

## CHAPTER 246

AN ACT to amend "An act concerning taxation, and supplementing chapter four of Title 54 of the Revised Statutes," approved May fourth, one thousand nine hundred and forty-two (P. L. 1942, c. 116).

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

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

1. For the year one thousand nine hundred and forty-two, the State Tax Commissioner shall, on or before May twenty-sixth, one thousand nine hundred and forty-two, estimate the entire amount of taxes payable from class II railroad property and one-half of the taxes payable from the franchise tax upon railroads, imposed under pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one. Using the formula set forth in section twenty-four of pamphlet laws of one thousand nine hundred and forty-one, chapter two hundred ninety-one, the commissioner shall then estimate the amount which each taxing district in the State would be entitled to receive from said estimated taxes payable. The commissioner shall certify, on or before May twenty-sixth, one thousand nine hundred and forty-two, to each county board of taxation his estimate of the amount which each taxing district in said county would be entitled to receive from said estimated taxes payable for the year one thousand nine hundred and forty-two. In each such certification the commissioner shall set forth that the estimates contained therein for the year one thousand nine hundred and forty-two supersede all prior estimates given, made or certified by him. Tax commissioner to estimate taxes due from railroads.

Estimate amount each taxing district to receive.

Certification to county tax boards.

1942 estimate supersedes others.

2. This act shall take effect immediately.

Approved May 23, 1942.

## CHAPTER 247

AN ACT to amend "An act concerning taxation," approved March thirtieth, one thousand nine hundred and forty-two (P. L. 1942, c. 30).

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

Section  
amended.

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

Time for fix-  
ing tax rate.

1. In the year one thousand nine hundred and forty-two no county board shall fix and adjust the amount of State school, State and county tax to be levied in each taxing district in the county or the amount to be levied in each taxing district for local purposes until it has received the certification from the State Tax Commissioner setting forth his estimate of the amount which each taxing district in said county will be entitled to receive from the railroad taxes payable for the year one thousand nine hundred and forty-two, as provided for in pamphlet laws of one thousand nine hundred and forty-two, chapter one hundred sixteen. Within five days of the receipt of the said certification from the State Tax Commissioner each county board shall fix and adjust the amount of State school, State and county tax to be levied in each taxing district in the county and the amount to be levied in each taxing district for local purposes and as soon as possible thereafter the county board of taxation shall cause the corrected, revised and completed duplicates, certified by it to be a true record of the taxes assessed, to be delivered to the collectors of the various taxing districts in the county, and the tax list shall remain in the office of the board as a public record. As soon as the tax duplicate for one thousand nine hundred and forty-two is delivered to the collector of the taxing district, he shall at once begin the work of preparing, completing, mailing, or otherwise delivering

Tax duplicates  
delivered to  
collectors.

Limits time  
for sending  
tax bills.

tax bills to the individuals assessed, and he shall complete that work at least ten days before the third installment of taxes for one thousand nine hundred and forty-two falls due. The validity of any tax or assessment or the time at which it shall be payable shall not be affected by the failure of the taxpayer to receive a tax bill, but each taxpayer is put upon notice to ascertain from the proper official of the taxing district the amount which may be due for taxes or assessments against him or his property.

Failure to  
receive bill not  
to invalidate  
tax.

2. This act shall take effect immediately.

Approved May 23, 1942.

## CHAPTER 248

AN ACT regulating the business of buying or receiving poultry; providing for the licensing of dealers and brokers who buy, receive or negotiate the sale of poultry, prescribing penalties for violations of the provisions thereof and making an appropriation therefor.

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

1. As used in this act:

C. 4:11-35.  
Terms defined:

(a) "Dealer" means any person engaged in the business of buying or receiving any live poultry from poultry raisers for the purpose of sale, resale or manufacture.

Dealer;

(b) "Broker" means any person engaged in the business of soliciting or negotiating the sale or exchange of live poultry on behalf of poultry raisers.

Broker;

(c) "Agent" means any person buying, receiving, soliciting or negotiating the sale of live poultry from poultry raisers on behalf of any dealer or broker.

Agent;

Department;	(d) "Department" means the State Department of Weights and Measures.
Weights and measures officer;	(e) "Weights and measures officer" means the State Superintendent of Weights and Measures or his assistants or inspectors, county superintendents of weights and measures or their assistants or inspectors, and municipal superintendents of weights and measures or their assistants and inspectors.
Person;	(f) "Person" means any individual, association, firm, partnership or corporation.
Poultry;	(g) "Poultry" means domestic fowl, such as chickens, turkeys, ducks, geese and guineas not sold for show or breeding purposes.
Poultry raiser.	(h) "Poultry raiser" means any person engaged in the business of raising poultry or any legally incorporated agricultural co-operative association.
C. 4:11-36. Poultry to be bought by avoirdupois weight.	2. All live poultry shall be bought by avoirdupois net weight and it shall be unlawful for any person to buy or receive or cause to be bought or received for the purpose of resale or manufacture, as dealer, broker, agent or otherwise, any poultry unless the same is weighed on suitable scales which have been tested and sealed by an authorized weights and measures officer; and the purchase of live poultry by the lot, the pen or by the flock is prohibited under the terms of this act; <i>provided, however,</i> that where special circumstances exist and are shown, the State superintendent or a county or municipal superintendent may, upon request, give approval to a sale of live poultry by the lot, pen or flock and such sale shall not come within the provisions of this act.
Prohibited to buy by lot.	
Proviso, exception.	
C. 4:11-37. Weight ticket given seller.	3. It shall be unlawful for any person to buy or receive or cause to be bought or received, as dealer, broker or agent, any live poultry unless at the time of purchase the seller or poultry raiser is given a weight ticket on a form to be furnished by the buyer on which is distinctly expressed the name and address of the buyer or dealer, the quantity of the poultry in terms of avoirdupois net
Form and contents of ticket.	

weight, the number of units of the poultry, and where crates or other containers are used in connection with the purchase of said poultry, the number of crates and containers so used, together with the tare weight of such crates or containers; where a broker or agent is a party to or negotiates the sale or receipt of poultry his name and address shall also be distinctively expressed on the ticket. The ticket shall be made out in duplicate, one copy to be given to the seller or poultry raiser and the other to be retained by the buyer for a period of one year during which period it shall be subject at any time to inspection by a duly authorized weights and measures officer.

4. It shall be unlawful for any person to engage in business as dealer or broker or act as agent for a dealer or broker unless licensed as provided in this act. No agent shall act for any dealer or broker unless such dealer or broker is licensed, has designated such agent to act on his behalf, has notified the department of such designation either in his application for license or by an official notice in writing and has requested the department to issue such agent an agent's license. The dealer and broker shall be accountable for the acts of such agent.

C. 4:11-38.  
License  
required.

5. Application for a license shall be made upon a form to be supplied by the superintendent of the department and the said superintendent shall issue such license for each calendar year or fraction thereof in which said business is conducted upon the payment of a fee of ten dollars (\$10.00), where application is made by a dealer or broker, and a fee of two dollars (\$2.00) where application is made by an agent. Every license shall expire and the certificate thereof become void on the thirty-first day of December of each year.

C. 4:11-39.  
Application  
and fee for  
license.

Expiration.

The application shall state the nature of the business, the full name of the person applying for the license, and if the applicant be a firm, association, partnership or corporation, the full name of each member of the firm, association or partner-

Contents of  
application.

ship or the name of the officers of the corporation, and the names of the agents of the applicant, the municipality and the post-office address at which the business is to be conducted, and such other facts as the superintendent of the department shall prescribe. The applicant shall further satisfy the superintendent of the department of his or its character, financial responsibility and good faith in seeking to engage in business.

License plate  
for transport-  
ing poultry.

Every vehicle used in the business of the licensee for the transportation of live poultry shall bear a license plate. The superintendent shall issue such plate upon application therefor together with a certificate of issuance thereof, upon the payment of one dollar (\$1.00) for each vehicle owned and used by a licensee, in excess of one vehicle, and said certificate shall contain the name and address of the owner of the vehicle, together with a description of the character of the vehicle and the motor number. The holder of such certificate or the operator of such vehicle shall exhibit such certificate whenever requested to do so by a weights and measures officer, and it shall be unlawful to use or operate any such vehicle without such license plate being securely and conspicuously attached thereto and unless such certificate of issuance shall be carried at all times on the vehicle to which it applies. No such license plate shall be interchangeable or transferable. Every license plate and the certificate of issuance thereof shall expire and become void on the thirty-first day of December of each year.

Fee.

License  
exhibited  
upon request.

Plates not inter-  
changeable.

Expiration.

Plates issued  
to owner.

Proviso.

No license plate shall be issued to any person for a vehicle not owned by him; *provided, however*, that liens or encumbrances on any vehicle shall not be deemed to deprive the owner of a right to a license plate for such vehicle.

C. 4:11-40.  
Licensee given  
pocket card.

6. In addition to the license, the superintendent of the department shall deliver to each licensee a pocket card of such size as shall be designated by the said superintendent of the department, which card shall contain the name and address of the

Contents.



licensee, and, in case of an agent's license, the name and address of the employer of the licensed agent, and such other information as the superintendent of the department shall prescribe. The card shall certify that the person whose name appears thereon has been duly licensed as a dealer, broker or agent, as the case may be. The licensee shall carry such card at all times when buying, receiving, exchanging, transporting or soliciting or negotiating the sale of poultry.

7. The superintendent of the department may, upon his own motion, and shall, upon the verified complaint in writing of any person, investigate the actions of any dealer, broker or agent, or any person who assumes to act in such capacity within this State; and the superintendent may refuse to grant or may revoke a license for the following causes:

C. 4:11-41.  
Investigation  
upon  
complaint.

Causes for  
revoking or  
refusing  
license:

(a) Where there has been a failure to account for or make prompt settlement for any live poultry received, bought, solicited or negotiated;

Failure to  
make prompt  
settlement;

(b) Where inaccurate or false weights are given;

Inaccurate  
weight;

(c) Failure to keep records required by the superintendent or by law or when there has been a failure to produce such records and other documents when called upon to do so by the superintendent;

Failure to  
keep records;

(d) Continued failure to comply with the provisions of this act or for any dishonest, deceptive or fraudulent practice.

Failure to  
comply with  
act.

8. The superintendent of the department shall before refusing to grant or revoke any license and at least ten days prior to the date set for the hearing, notify the applicant or the licensee, in writing, of any cause for refusal to grant a license or for the revocation of a license, and afford him an opportunity to be heard in person or by counsel. Such written notice may be served either personally or sent by registered mail to the last known address

C. 4:11-42.  
Notice of  
hearing.

of the applicant or licensee. If the licensee is an agent, the superintendent of the department shall also notify the dealer or broker employing him, specifying the charges made against such agent, by sending a notice thereof by registered mail to the last known address of the dealer or broker.

C. 4:11-43.  
Empowered  
to subpoena.

9. The superintendent of the department shall have the power to subpoena and bring before him any person in this State, or take testimony by deposition, or require the production of any records or documents of any licensee or applicant.

C. 4:11-44.  
Administration  
and enforcement  
of act.

10. The superintendent of the department shall have general supervision of the administration of this act and shall make such rules and regulations as he may deem necessary for its enforcement and all weights and measures officers in this State, in addition to their various powers and duties now provided for by law, are hereby charged with the duty of enforcing and executing the provisions of this act.

C. 4:11-45.  
Weight ticket  
and tag on  
each crate.

11. Where crates or other containers containing live poultry as originally purchased by the buyer are transferred from one vehicle to another for the purpose of transportation, the weight ticket covering each crate or container so transferred shall accompany the same; each crate or container shall be marked by means of a tag firmly fixed or attached thereto with the name and address of the person from whom the poultry in such crate or container was bought.

Transferring  
from crate  
to other  
container.

Proviso.

It shall be unlawful for any dealer, broker or agent of such dealer or broker to transfer or cause the transfer of poultry from one crate or container to another before returning to a warehouse, established place of business or distribution point; *provided, however*, if part of the live poultry is sold before returning to any of the said locations it shall be lawful if at the time of sale, a sales slip or ticket is made out, in duplicate, showing his name and address, the name and address of the person to whom the poultry is sold the number of units of poultry and the avoirdupois net weight of the same,

together with identification of the crate or container from which the poultry was taken. The original copy of the sales ticket shall be given to the person buying the said poultry and the duplicate copy shall be retained by the seller for a period of one year and shall be subject at all times to inspection by a duly authorized weights and measures officer.

12. The provisions of this act shall not apply to any legally incorporated agricultural co-operative association in dealings with its members, nor to storekeepers having not more than two stores where poultry is bought in small quantities and foods of all kinds are sold at retail, nor to any hotel, restaurant or establishment where poultry is bought for consumption on the premises.

C. 4:11-46.  
Act not  
to apply.

13. Any person who violates any of the provisions of this act, upon being found guilty, shall pay a fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) for the first offense, nor less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) for the second offense, and not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) for the third or subsequent offense; if unable to forthwith pay any fine the violator shall be committed to the county jail for a period not exceeding ninety days. The procedure for the recovery of any fine shall be the same as the procedure specified in sections 51:1-103 to 51:1-108 of the Revised Statutes. Jurisdiction of all cases arising out of violations of the provisions of this act is hereby conferred upon all justices of the peace, judges of the city criminal courts, police judges and recorders located in the county in which such violations are committed. In any proceeding process shall be the same as that provided for in said sections 51:1-103 to 51:1-108, and any weights and measures officer shall have the power to arrest any violator without warrant where there is a violation within his view and conduct him to a court having jurisdiction in the municipality where the arrest is made or the violation committed.

C. 4:11-47.  
Penalties for  
violations.

Recovery  
of fine.

Courts of  
jurisdiction.

Form of  
process.

C. 4:11-48.  
Designating  
issuing agents.

Disposition  
of moneys  
collected.

Appropriation.

C. 4:11-49.  
Provisions  
severable.

14. The superintendent of the department shall designate county and municipal superintendents of weights and measures as issuing agents through whom the licenses, license plates and certificates provided for in this act may be issued to applicants in their respective counties and municipalities. All moneys collected by the said county or municipal superintendents shall be transmitted to the State superintendent, on or before the twenty-fifth day of the month following the date of issue. The moneys shall thereupon be turned over to the State Treasurer who shall make distribution thereof on the dates and in the manner provided for in section 51:8-13 of the Revised Statutes.

15. There is hereby appropriated the sum of three thousand dollars (\$3,000.00) to the department for the purpose of commencing the administration and enforcement of this act.

16. Should any section or provision of this act be held to be invalid by any court of competent jurisdiction, the validity of the act as a whole or any other part thereof shall not be affected.

Approved May 23, 1942.

## CHAPTER 249

AN ACT concerning alcoholic beverages, and amending section 33:1-25 of the Revised Statutes.

Section  
amended.

Application.

Requirements.

1. Section 33:1-25 of the Revised Statutes is amended to read as follows:

33:1-25. Applicants for licenses shall answer such questions and make such declarations as shall be prescribed by rules and regulations. No retail license shall be issued to a natural person unless he is a citizen of the United States and shall have

been a resident of the State of New Jersey for at least five years continuously immediately prior to the submission of the application. No license of any class shall be issued to any individual who is an alien; to any person under legal age; or to any person who has been convicted of a crime involving moral turpitude or who has been twice convicted in a court of criminal jurisdiction of violation of this chapter.

In case of applications by corporations, except applications for club licenses, the names, and addresses of, and the amount of stock held by, all stockholders holding one or more per centum of any of the stock thereof, of all officers and of all members of the board of directors must be stated in the application, and if one or more of such officers or members of the board of directors or any holder directly or indirectly, whether through an intermediary corporation or otherwise, of ten per centum (10%) or more in beneficial interest of the capital stock of the corporation would fail to qualify as an individual applicant in all respects, except as to citizenship, residence or age, no license of any class shall be granted.

Application by corporations.

In case of application for club licenses, the names and addresses of all officers, trustees, directors, or other governing officials, together with the names and addresses of all members of the corporation, association or organization must be stated in the application.

Application for club licenses.

In the case of application by a partnership, the application 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.

Application for partnership license.

A photostatic copy of all Federal licenses, permits and stamps necessary to the lawful conduct of the business for which a State license is sought and which relate to alcoholic beverages, or other evidence in lieu thereof satisfactory to the commissioner, must accompany the license application, together with a deposit of the full amount of the

Proof of compliance with federal requirements and fee to accompany application.

required license fee, which deposit to the extent of ninety per centum (90%) thereof shall be returned to the applicant by the commissioner or other issuing authority if the application is denied, and the remaining ten per centum (10%) shall constitute an investigation fee and be disposed of as hereinafter provided.

Notice of  
intention  
published.

Every applicant for a license shall cause a notice of intention to make such application to be published in a form prescribed by rules and regulations, once a week for two weeks successively in a newspaper, printed in the English language, published and circulated in the municipality in which the licensed premises are located; but if there shall be no such newspaper, then such notice shall be published in a newspaper, printed in the English language, published and circulated in the county in which the licensed premises are located. No publication shall be required with respect to applications for transportation or public warehouse licenses.

Applications  
sworn to,  
exception.

All applications shall be duly sworn to by each of the applicants, except in the case of applicants in the military service of the United States whose applications may be signed in their behalf by an attorney-in-fact holding a power of attorney in form approved by the State Commissioner of Alcoholic Beverage Control, and except in cases of applications by corporations which shall be duly sworn to by the president or vice-president. All statements in said applications required to be made by law or by rules and regulations shall be deemed material, and any person who shall knowingly misstate any material fact, under oath, in said application shall be guilty of a misdemeanor. Fraud, misrepresentation, false statements, misleading statements, evasions or suppression of material facts in the securing of a license are grounds for revocation.

False  
statements.

2. This act shall take effect immediately.

Approved May 23, 1942.

## CHAPTER 250

AN ACT providing for the payment of maintenance of patients admitted to the several State institutions, and amending section 30:4-73 of the Revised Statutes.

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

1. Section 30:4-73 of the Revised Statutes is amended so that the same shall read as follows:

30:4-73. The county from which any patient is committed shall be chargeable with the cost of the care and maintenance of any such patient committed to a State institution until the judicial officer shall find as a fact and the final order of commitment shall set forth whether the patient is indigent and has a legal settlement in the county or has such legal settlement but is found nonindigent. If the patient has no such legal settlement in the county then said county shall receive a credit adjustment to reimburse it for any such charges made against it for any such patient. If the order is made by the judicial officer of another county, a certified copy of the same shall be filed with the clerk of the county charged. If it shall appear that the patient has a legal settlement in some other county then the cost of clothing and maintenance of any indigent patient which may have accrued prior to the determination of legal settlement in any county shall be paid by the county in which the settlement is determined to be. When a patient is admitted to an institution and dies or is removed therefrom for any cause before final hearing, the judicial officer having jurisdiction is authorized to make a judicial finding as to his admission, legal settlement and indigence for the purpose of providing for payment of maintenance.

Section amended.

County's liability.

County to receive credit.

Order filed with county clerk.

Cost of clothing, etc.

Death or removal before final hearing.

nance and clothing during the patient's confinement.

Act effective.

2. This act shall take effect upon the first day of the month next following the approval hereof.

Approved May 23, 1942.

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## CHAPTER 251

AN ACT concerning civilian defense during the war emergency.

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

C. App. A:9-33.  
Purpose  
of act.

1. The purpose of this act is to provide for the health, safety and welfare of the people of the State of New Jersey and to aid in the prevention of damage to and the destruction of property during the present war emergency by prescribing a course of conduct for the civilian population of this State during such war emergency and by centralizing control of all civilian activities having to do with the war emergency under the Governor and for that purpose to give to the Governor control over such resources of the State government and of each and every political subdivision thereof as may be necessary to cope with any condition that shall arise out of such war emergency and to invest the Governor with all other power convenient or necessary to effectuate such purpose.

C. App. A:9-34.  
Governor  
empowered  
to utilize all  
resources.

2. In case of disaster arising out of the war emergency or of threatened or imminent disaster arising therefrom, the Governor is authorized to utilize and employ all the available resources of the State government and of each and every political subdivision of this State, whether of men, properties or instrumentalities, and to commandeer and utilize any personal services and any privately owned property necessary to avoid or protect



against such disaster or threatened disaster subject to the future payment of the reasonable value of such services and privately owned property as hereinafter in this act provided.

3. In carrying out the provisions of this act the Governor shall co-operate with the civil, military and naval authorities of the United States and of other States for the purpose of enforcing the defense policies of the government of the United States and shall conform to the laws, orders, rules and regulations of the civilian, military and naval authorities of the United States government.

C. App. A:9-35.  
To co-operate  
with federal  
authorities.

4. The Governor is authorized to require any public official, citizen or resident of this State or any firm, partnership, or corporation, incorporated or doing business in this State, to furnish to him any information reasonably necessary to enable him to carry out the purposes of this act.

C. App. A:9-36.  
Require  
information.

5. There is hereby created the office of civilian defense director. The civilian defense director shall be appointed by the Governor and shall hold office at the will and pleasure of the Governor with or without compensation in the discretion of the Governor. He shall assist the Governor in effectuating the purposes of this act and, to that end, the Governor is empowered to delegate to the said civilian defense director any of the powers conferred by this act upon the Governor to the extent that such delegation of power is, in the judgment of the Governor, necessary; *provided, however*, that all such powers shall be exercised in the name of the Governor. The Governor is authorized to establish an adequate organization to assist in supervising and co-ordinating the civilian defense activities of the State government and of all of the political subdivisions of this State and for that purpose the said Governor is authorized and empowered, within the limits of appropriations, to establish and operate such district and regional offices as may be necessary. Nothing contained herein shall be construed to empower the Governor to delegate to the civilian defense director any of the powers

C. App. A:9-37.  
Civilian  
defense direc-  
tor, term.

Duties.

Proviso.

Organization  
of district and  
regional offices.

Construing.

heretofore conferred upon the Department of State Police or the Adjutant-General's Department.

C. App. A:9-38.  
Deputies.

6. The Governor is empowered to appoint one or more deputies or assistants whom the Governor deems necessary to assist in effectuating the purposes of this act and to fix their compensation, designation, title, powers and duties.

C. App. A:9-39.  
Governor's  
war emergency  
cabinet,  
members.

7. There is hereby created the Governor's war emergency cabinet, which shall be composed of the President of the Senate, the Speaker of the House of Assembly, the Adjutant-General, the Superintendent of State Police, the civilian defense director and such other members as the Governor shall from time to time deem necessary, all of whom so appointed by the Governor shall serve, in his cabinet, at the will and pleasure of the Governor. The Governor's war emergency cabinet shall assist the Governor in effectuating the purposes of this act, but final determination on all matters considered by the Governor's war emergency cabinet shall be the sole responsibility of the Governor. Upon the effective date of this act, the New Jersey Defense Council shall cease to function and all of its records shall be forthwith transferred to the custody of the Governor's war emergency cabinet.

Duties.

N. J. defense  
council to cease  
functioning.

C. App. A:9-40.  
Co-operation  
by civil  
authorities.

8. It shall be the duty of the members of the governing body and of each and every officer, agent and employee of every political subdivision of this State and of each member of all other governmental bodies, agencies and authorities of any nature whatsoever fully to co-operate with the Governor and the civilian defense director in all matters affecting the war emergency. The Governor is authorized to make, amend and rescind orders, rules and regulations as in this act provided, and it shall be unlawful for any municipality or other subdivision or any other governmental agency of this State to adopt any rule or regulation or to enforce any such rule or regulation that may be at variance with any such order, rule or regulation established by the Governor. In the event of a dispute on the question of whether or not any such rule or regulation is at

Orders,  
rules and  
regulations.

variance with an order, rule or regulation established by the Governor under this act, the determination of the Governor shall control.

9. Every municipality of this State, other than counties, shall create a local defense council. Each local defense council shall be composed of not more than fifteen members who shall be appointed by the mayor or chief executive officer of the municipality and shall hold office at the will and pleasure of the appointing authority. The local defense council shall elect a chairman who shall be known as the local chairman. The mayor or chief executive officer of the municipality shall be ex officio a member of the local defense council. The local defense council shall assist the municipality in establishing the various local volunteer agencies needed to meet the requirements of all local civilian defense activities in accordance with rules and regulations established by the Governor in pursuance of the provisions of this act. The local defense council is authorized, within the limits of appropriations, to establish an adequate organization to assist in supervising and co-ordinating the civilian defense activities of the local municipality. It shall be lawful for the members of the local defense council also to be members of other agencies created because of the war emergency. Upon the effective date of this act, the local defense councils heretofore appointed shall become the respective local defense councils provided for in this act and shall thereafter continue to function as such local defense councils, subject to the provisions of this act.

C. App. A:9-41.  
Local defense  
council,  
members.

Organization.

Duties.

Local de-  
fense councils  
to continue.

10. The Governor may remove any local chairman at any time for cause and in such event such local chairman shall cease to act in such capacity but shall remain a member of the local defense council subject to the provisions of this act. In the event of such removal, the local defense council shall elect a new chairman. If the local defense council shall not elect a local chairman within ten days after such chairmanship shall become vacant, the Governor may appoint a temporary local chair-

C. App. A:9-42.  
Removal of  
local chairman.

New or  
temporary  
chairman.

- Duties. man who shall serve and perform all of the duties of the local chairman until such time as a local chairman shall be elected by the local defense council. The local chairman shall co-ordinate the activities of all the local municipal agencies having any connection with local defense activities and shall assist the Governor in effectuating the purposes of this act.
- C. App. A:9-43.  
May create  
other agencies. 11. Every political subdivision of this State is authorized to create by resolution any other agencies or instrumentalities that may be needed in order to meet the problems presented by the present war emergency not at variance with such rules and regulations as shall be established by the Governor. Any such agencies heretofore or hereafter established shall immediately conform to the rules and regulations that may be adopted and promulgated by the Governor.
- C. App. A:9-44.  
Private  
agencies,  
approval. 12. No private civilian agency of any nature whatsoever, carrying on any activities connected with the war emergency, shall operate within the State of New Jersey without the approval of the Governor. Any person who shall be an officer, employee, agent or member of or who shall knowingly perform any work or activities connected with any such agency, which has not received the approval of the Governor, shall be guilty of a violation of this act.
- Guilty of  
violation. 13. In order to accomplish the purposes of this act, the Governor is empowered to make such orders, rules and regulations as may be necessary adequately to meet the various problems presented by the said war emergency and from time to time to amend or rescind such orders, rules and regulations, including among others the following subjects:
- C. App. A:9-45.  
Subject  
of orders  
authorized: a. On matters pertaining to the method of conducting black-outs, partial black-outs, and modifying and controlling illumination, and pertaining to the conduct of the civilian population of this State during such black-
- Black-outs,  
etc.;

outs, partial black-outs, and periods during which illumination is modified.

b. On matters pertaining to air raid warnings and air raids and the conduct of the civilian population during the alert period of an air raid or of a threatened or impending air raid and during and following any air raid.

Air raid warnings, etc.;

c. Concerning the organization, recruiting, training, conduct, duties and powers of volunteer agencies, including air raid wardens, auxiliary police and firemen, demolition and clearance crews, fire watchers, road repair crews, rescue squads, medical corps, nurses' aides corps, decontamination squads, drivers' corps, messengers' corps, emergency food and housing corps, utility repair squads, and all other civilian protection forces exercising or performing any functions or duties in connection with the problems of local civilian defense.

Training, recruiting, etc., volunteer agencies;

d. The designation of vehicles and persons permitted to move during an air raid.

Permitting persons, etc., to move;

e. The conduct of the civilian population during the threat of and imminence of danger.

Conduct of civilian population;

f. The method of meeting threatened air raid danger insofar as it affects the children in our schools.

Air raid danger to school children;

g. Concerning the meeting or counteracting of threatened and actual sabotage, subversive activities, and other dangers incident to the war emergency.

Counteracting sabotage;

h. Concerning the method of evacuating residents of threatened districts and the course of conduct of the civilian population during any necessary evacuation.

Evacuating residents;

i. On any matter that may be necessary to protect the health, safety and welfare of the people or that will aid in the prevention of loss to and destruction of property.

Matters concerning health and property;

j. Such other matters whatsoever as are or may become necessary in the fair, impartial, stringent and comprehensive administration of this act.

Sundry.

Public notified by proclamation.	All such orders, rules and regulations when established shall be forthwith promulgated by proclamation of the Governor, which promulgation shall be deemed to be sufficient notice to the public.
Orders, etc., binding.	All such orders, rules and regulations when promulgated shall be binding upon all political subdivisions, public agencies, public officials and public employees of this State. All such orders, rules and regulations having to do with the conduct of persons which shall be adopted by the Governor and promulgated as provided herein shall be binding upon each and every person within this State.
Copy to local chairman.	Upon the adoption and promulgation of orders, rules and regulations as provided above, the civilian defense director shall send a copy to the local chairman and to the clerk of each municipality of this State in which such order, rule or regulation will take effect. The said municipal clerk shall forthwith post any such order, rule or regulation in a public place in the municipal building.
Order posted.	
C. App. A:9-46. Reciprocal orders.	14. The Governor may make such reciprocal orders, rules and regulations and special rulings pertaining to any one or more States designated therein as may be necessary in order to effectuate the purposes of this act.
C. App. A:9-47. Motor vehicle regulations suspended.	15. The Governor is authorized to provide by his rules and regulations that any motor vehicle regulation or traffic act provision or any other regulatory provision of law, the enforcement of which will be detrimental to the public welfare during any black-out, air raid, threatened air raid, preparations for emergencies or during the threat or imminence of danger in this war emergency, shall be suspended during such black-out, air raid, threatened air raid, preparations for emergencies or during the threat or imminence of danger. The judgment of the Governor on all such matters shall be conclusive.
C. App. A:9-48. Governor in command.	16. The Governor shall be in command in the event of any actual or imminent or threatened disaster or catastrophe in any wise connected with

the war emergency, and the Governor is authorized to designate the person to take command anywhere within this State of all civilian defense activities in the event of such actual or imminent or threatened disaster or catastrophe, and is further authorized to delegate to such emergency commander any and all powers which in the judgment of the Governor it is deemed necessary to delegate. The judgment of the Governor in such matters shall be conclusive. Nothing contained in this section shall be construed to apply to any case where the Federal government has assumed jurisdiction pursuant to the war powers of said government.

Delegation  
command.

Construing.

17. Any person who shall:

a. Commit any unauthorized or otherwise unlawful act during the threat or imminence of danger in this war emergency that jeopardizes the health, welfare and safety of the people; or

C. App. A:9-49.  
Acts of  
violation.

b. Commit any unauthorized or otherwise unlawful act during the threat or imminence of danger during this war emergency that contributes to the loss of or destruction to property; or

c. Hamper, impede, or in any way interfere with any person who is performing any function authorized under this act; or

d. Drive any motor vehicle in a prohibited area during a black-out or while an air raid alert is in progress or in any other manner contrary to the rules and regulations covering any period of danger; or

e. Go within a prohibited area contrary to rules and regulations; or

f. Refuse to obey the lawful orders of any air raid warden, civilian protection worker, or other person who is duly authorized to perform any act or function during the threat or imminence of danger; or

g. Refuse to co-operate with any air raid warden, civilian protection worker, or other person who is duly authorized to perform any act or function in connection with war activities during the threat or imminence of danger; or

h. Violate any order, rule or regulation adopted by the Governor and promulgated as provided by this act; or

i. Violate any other provision of this act declared herein to be unlawful—

Disorderly  
person,  
penalty.

shall be adjudged a disorderly person and shall be punished by imprisonment in the workhouse, penitentiary or county jail for a term not exceeding one year or by a fine not exceeding one hundred seventy-five dollars (\$175.00), or by both such fine and imprisonment, in the discretion of the court.

C. App. A:9-50.  
Aiding  
violators,  
penalty.

18. Any person who shall knowingly aid or abet another in the violation of any provision of this act shall also be adjudged a disorderly person and punishable in the same manner as the violation aided or abetted.

C. App. A:9-51.  
Proclamation,  
extraordinary  
emergency.

19. a. At any time during the war emergency when conditions within or without the borders of the State have become such that in the opinion of the Governor the lives and property of the people of the State are in imminent danger, the Governor is authorized:

(1) To proclaim an extraordinary emergency, and after such proclamation.

(2) Temporarily to employ, take or use the personal services, or real or personal property, of any citizen or resident of this State, or of any firm, partnership or unincorporated association doing business or domiciled in this State, or of any corporation incorporated in or doing business in this State, or the real property of a nonresident located in this State, for the purpose of securing the defense of the State or of protecting or promoting the public health, safety or welfare; *provided*, that such

Proviso.



personal services or property shall not be employed or used beyond the borders of this State unless otherwise authorized by law.

b. Compensation for any personal services required of any natural person under the provisions of subsection "a" of this section shall be paid at the same rate as then being paid to privates in the State Guard.

Compensation.

c. There is hereby established an emergency compensation board in and for each county of the State, to be composed of three persons appointed by the Governor who shall serve at the will and pleasure of the Governor and without compensation. Wherever the volume of work makes it necessary, the Governor may appoint one or more additional emergency compensation boards in any county of this State. The emergency compensation board shall award reasonable compensation to the party entitled thereto for any property employed, taken or used under the provisions of this subsection and for any injury caused by such employment, taking or using. Any party who deems himself entitled to such compensation as is provided for in this section may file a petition for an award with the board, naming the State as defendant. Such petition shall be filed with an emergency compensation board in the county in which the property was located at the time it was employed, taken or used. A copy of said petition shall be served on the Attorney-General. The board shall thereupon after reasonable and proper notice to the petitioner grant a hearing upon such petition and render a decision fixing the amount of the award. This award shall be paid within one year after the decision is rendered from any funds appropriated by the State for such purpose.

Emergency compensation board.

Duties.

Petition for compensation.

Hearing.

Payment of award.

d. Any party who deems himself aggrieved by the decision of an emergency compensation board of any county shall have the right to bring an action for such compensation against the State as defendant in the Circuit Court of such county, ac-

Action to recover compensation.

ording to the practice and procedure covering condemnation proceedings in such court. Either the State or the petitioner shall have a right to trial by jury in such court.

Proclamation  
declaring  
an end to  
emergency.

e. When, in the opinion of the Governor, the period of extraordinary emergency has passed, he shall issue a proclamation declaring its end and suspending the powers granted to him under subsection "a" of this section and no petition for an award as provided for in subsection "c" shall be filed after one year from the date of the Governor's proclamation declaring the end of the extraordinary emergency; *provided*, that any member of the armed forces of the United States whose property was employed, taken or used as provided in said subsection "a" of this section may file such petition within two years after the Governor's proclamation.

Proviso.

C. App. A:9-52.  
State, etc., not  
liable for  
injury to  
person or  
property.

20. Neither the State nor any political subdivision of the State under any circumstances, nor the agents, officers, employees, servants or representatives of the State or any political subdivision thereof, including all volunteers, in good faith carrying out, complying with, or attempting to comply with, any order, rule or regulation promulgated pursuant to the provisions of this act, or performing any authorized service in connection therewith, shall be liable for any injury or death to persons or damage to property as the result of any such activity. The foregoing shall not affect the right of any person to receive benefits or compensation which may be specifically provided by the provisions of this or any other State or Federal Statute, nor shall it affect the right of any person to recover under the terms of any policy of insurance.

Not to affect  
benefits or  
compensation.

C. App. A:9-53.  
Unexpended  
balances  
reappropriated.

21. The unexpended balances of any appropriations heretofore made to the New Jersey Defense Council and to the office of secretary for defense are hereby reappropriated to and shall be available for expenditure by the Governor in order to effectuate the purposes of this act and such ap-

appropriations shall not lapse. The unexpended balances of any appropriations heretofore made to the local defense council is hereby reappropriated to and shall be available for expenditure in the usual manner by the local defense council of the respective municipalities established under this act.

22. Any person appointed by the Governor or with the approval of the Governor under any provision of this act shall serve only at the will and pleasure of the Governor.

C. App. A:9-54.  
Service at will  
of Governor.

23. If any provision of this act or the application thereof to any person or circumstances 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.

C. App. A:9-55.  
Provisions  
severable.

24. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, but all local agencies heretofore created and approved by the New Jersey Defense Council are hereby continued subject to the provisions of this act and all orders, rules and regulations of the New Jersey Defense Council heretofore adopted and promulgated shall remain in effect until otherwise ordered by the Governor.

C. App. A:9-56.  
Repealer.

25. This act shall take effect immediately and shall become inoperative sixty days after the duly constituted Federal authorities shall proclaim that the war has terminated, with the exception of those provisions of section seventeen applying to compensation, which shall remain operative to the extent that it is or may be necessary to carry out the intent and purpose of said section seventeen.

C. App. A:9-57.  
Duration  
of act.

Approved May 23, 1942.

## CHAPTER 252

AN Act to maintain the rights, privileges and benefits of persons holding office, position or employment under this State or under any county, municipality, school district or other political subdivision of this State, or under any board, body, agency or commission of this State, or of any county, municipality or school district thereof in any pension or retirement fund, who are members thereof in good standing at the time of entering the active military or naval service of the United States, and supplementing Title 38 of the Revised Statutes.

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

C. 38:23-5.  
No impairment  
to pension  
rights because  
of military  
service.

Proviso.

1. No person, who held any office, position or employment under the government of the State of New Jersey or of any county, municipality, or school district, or of any political subdivision of the State, or under any board, body, agency or commission of the State or of any county, municipality or school district and who, subsequent to July first, one thousand nine hundred and forty, either enlisted in or was conscripted into the military or naval service of the United States and who, at the time of his entrance into the military or naval service as aforesaid, was a member in good standing of any pension, retirement or annuity fund, shall suffer the loss or impairment of any of the rights, benefits or privileges accorded by the laws governing such pension, retirement or annuity funds; *provided, however*, that in the event of the death or disability of such person while a member of the military or naval service of the United States, the pension to be paid such person or his dependents shall consist of the difference between

any pension received from the government of the United States and the amount to which he would have been entitled to should he have continued in the employ of the State or of the county, municipality, school district of the State of New Jersey, or of the political subdivision thereof, or of the board, body, agency or commission of this State, or of any county, municipality or school district, as the case may be, until the time of his death or disability.

2. The proper officer of the State or of the county, municipality, school district, political subdivision, board, body, agency or commission shall contribute or cause to be contributed to such fund the amount required by the terms of the statute governing such fund based upon the amount of salary received by such person prior to his induction into the military or naval service of the United States and any such person who shall continue to receive salary or compensation from the State, county, municipality, school district, political subdivision, board, body, agency or commission during the period of such military or naval service, shall continue to contribute the amount required by statute to be paid by members of such fund; *provided, however*, that if such employee shall not receive any such salary or compensation during the period of his military or naval service, then in such case, no contribution shall be required from such employee while in the service and until his discharge and return to employment, and such additional contributions shall be made by the State, or by the county, municipality, school district, political subdivision, board, body, agency or commission, as the case may be.

C. 38:23-6.  
Contributions  
to fund  
continued by  
State, etc.

Proviso.

3. This act shall take effect immediately.

Passed June 16, 1942.

## CHAPTER 253

AN ACT providing for leave of absence to persons holding office, position or employment, other than for a fixed term or period, in the classified service of any county, municipality or school district in certain cases.

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

C. 11:24A-7.  
Leave granted  
to hold  
public office.

1. Any person holding office, position or employment, other than for a fixed term or period, in the classified service of any county, municipality or school district operating under Title 11 of the Revised Statutes, upon his written request, shall be granted leave of absence, without pay, to fill any elective public office created by the State Constitution for the period of the term of such office. Upon the expiration of said term of office, such person shall be entitled to resume the office, position or employment held by him at the time of the granting of said leave of absence; *provided*, he shall apply therefor before the expiration of his said leave of absence; *and provided*, he shall return to duty within five years after the commencement of his leave of absence.

Proviso.

Proviso.

Appointments  
deemed  
temporary.

All appointments to the office, position or employment of such person, during the period of five years from the date of such leave of absence commences, shall be made from eligible lists as other appointments are made, and such appointments shall during such five-year period be held to be temporary only and shall be terminated on the return to duty within such five-year period, of the person to whom the leave of absence was granted.

Name placed  
on special re-  
employment  
list.

In the event that the term of the elective public office created by the State Constitution of the person to whom a leave of absence was granted pursuant to the provisions hereof expires after five

years from the commencement of such leave of absence, the name of such person, upon the expiration of such five-year period, shall be placed on a special re-employment list which shall take precedence over all lists for any office, position or employment similar to that held by such person at the time of the commencement of his leave of absence; and such person upon expiration of the term of his elective public office created by the State Constitution after such five-year period shall be entitled to re-employment in the office, position or employment held by him at the commencement of his leave of absence, if the same is vacant, or otherwise to any similar office, position or employment.

2. This act shall take effect immediately.

Passed June 16, 1942.

#### CHAPTER 254

AN ACT concerning the qualifications of the municipal attorney in certain cities governed by the municipal manager form of government law, and amending section 40:81-11 of the Revised Statutes.

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

1. Section 40:81-11 of the Revised Statutes is amended to read as follows:

Section  
amended.

40:81-11. The municipal council shall appoint a municipal manager, an assessor, or where required by law a board of assessors, an auditor, a treasurer, a clerk, and an attorney. One person may be appointed to two or more such offices, except that the offices of municipal manager and auditor or assessor shall not be held by the same person. In municipalities containing more than ten thousand

Appointing  
municipal  
officials.

Qualifications  
for municipal  
attorneys.

Other  
appointments.

inhabitants the municipal attorney must have been admitted in the State of New Jersey to practice as a counselor, except in cities having a population of not less than forty-five thousand and not more than seventy-five thousand inhabitants, in which cities the municipal attorney may be an attorney-at-law who has been admitted to practice as such for a period of five years or more. The council shall also appoint such subordinates and assistant of such appointees, other than those of the municipal manager, as may be necessary and fix their salaries and duties. All such officers appointed by the council shall hold office during the pleasure of the council.

2. This act shall take effect immediately.  
Passed June 16, 1942.

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#### CHAPTER 255

AN ACT to permit the termination of the employment of employees of school districts who have attained the age of sixty-five years, and providing for the payment of pensions to such employees under certain circumstances.

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

C. 18:5-50.9.  
May terminate  
employment  
at age 65.

1. The board of education of any school district, by resolution duly adopted by a majority of the members of the board, may terminate the employment of any employee of the district who has or shall have attained the age of sixty-five years, as of the date or time specified in the resolution but not antedating the resolution, notwithstanding the fact that such employee has or shall have acquired tenure of office or employment by virtue of the provisions of any other law. Such resolution may



be adopted before the employee attains the age of sixty-five years; *provided*, the resolution specifies a date or time after the employee has attained the age of sixty-five years as the date or time of the termination of his services. A single resolution may be adopted with respect to any number of such employees, in which event the resolution shall set forth the date or time when the employment of each employee embraced thereby shall terminate. A resolution providing that the employment of every employee of the district, or of every employee in any stated group or groups, classification or classifications, who at the time of the adoption thereof has attained or who shall thereafter attain a specified age, not less than sixty-five years, shall terminate as of a date or time fixed in the resolution, shall be as fully effective as to each employee embraced thereby, as in the case of a resolution adopted with specific reference to such employee and fixing a specific date or time for the termination of his services.

Proviso.

The right so to terminate the employment of such employee shall be in addition to the right to dismiss, remove, terminate the employment or discontinue the services of such employee for the reasons and by the procedures prescribed by any other statutes relating to tenure of office or employment, and shall not be deemed to be impaired or limited by such statutes; and nothing herein contained shall be deemed to prevent the removal, dismissal, termination of the employment or discontinuance of the services of any employee of any school district pursuant to the provisions of any other law.

Rights  
granted  
additional.

2. Commencing with the date or time fixed in a resolution adopted pursuant to section one of this act, for the termination of the employment of an employee of a school district who has or shall have attained the age of sixty-five years, the services of such employee shall be terminated and his employment shall end, any other law to the contrary notwithstanding; and such employee shall not

C. 18:5-50.10.  
Employment  
and rights to  
terminate.

thereafter have or acquire any right or claim to employment or re-employment by the school district.

C. 18:5-50.11.  
Pension  
granted.

Proviso.

Proviso.

Computing  
years of  
service.

Academic  
year.

C. 18:5-50.12.  
Amount of  
pension.

3. Every person who at the time of the termination of his employment as an employee of a school district, under the authority of this act, is not eligible for a pension under the provisions of any other law of this State or is not the member of any public pension fund authorized or created by the laws of this State, shall receive an annual pension during the remainder of his life; *provided*, that, in the case of a person employed on the basis of an academic year, such person was in the employ of the school district from the beginning of the academic year, during which such termination occurs, to the date of such termination, and for at least ten consecutive academic years immediately preceding the academic year during which such termination occurs; *and provided*, that, in the case of persons employed on the basis of a calendar year, such person was in the employ of the school district for at least ten consecutive calendar years immediately preceding the date of such termination. In computing years of service under the provisions of this section, no deduction shall be made for the period of absences permitted by law or by the board or under the rules or regulations of the board. An academic year, for the purpose of this section, means the period between the time school opens in the district after the general summer vacation until the next succeeding summer vacation.

4. The amount of the annual pension, if any, to be paid pursuant to the provisions of this act, shall be fixed in the resolution terminating the services of the employee, shall not thereafter be subject to reduction, and shall not be less than one-fourth or more than one-half of the average annual salary of the employee during the last five years of his employment in the school district; except that any such employee who was eligible to join a pension fund as such employee and did not become a mem-

ber of the fund shall receive a pension of only one-fourth of such average annual salary. Such average annual salary shall be deemed to be the total salary of the employee for the last five years of employment, divided by five. In the case of an authorized absence of the employee during the last five years of his employment, his salary during the period of such absence shall be deemed to be at the rate payable during such absence if the absence had not occurred, for the purpose of computing the average annual salary. In computing the average annual salary, compensation in addition to the regular salary of the employee, paid for overtime work or for services not embraced by his regular employment in the district, shall not be included. The pension provided for in this section shall be paid by the school district in the same installments and at the same intervals as prevailed with respect to the salary of the employee at the time his employment was terminated; and payment therefor shall be made from the moneys appropriated for current expenses.

Average  
annual salary.

Computing  
average  
annual salary.

Payment of  
pension.

5. No employee whose employment is not terminated under the authority of this act exclusively, shall be entitled to any pension under the provisions of this act.

C. 18:5-50.13.  
Limits who  
may receive  
pensions.

6. This act shall take effect immediately.

Approved June 19, 1942.

## CHAPTER 256

AN ACT concerning the compensation of teachers in the public schools, and supplementing chapter thirteen of Title 18 of the Revised Statutes.

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

C. 18:13-10.1.  
Salary to be  
equalized.

1. Female teachers in the public schools shall be paid compensation equal to that paid to male teachers holding similar positions and employments with similar terms of service.

C. 18:13-10.2.  
Act effective.

2. This act shall take effect July first, one thousand nine hundred and forty-two.

Approved June 19, 1942.

## CHAPTER 257

AN ACT concerning State aid to municipalities, and amending section 27:15-10 of the Revised Statutes.

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

Section  
amended.

1. Section 27:15-10 of the Revised Statutes is amended to read as follows:

Fund set  
aside for  
State aid.

27:15-10. There shall be set aside annually on October first or as soon thereafter as available from the net receipts of the motor vehicle fund the sum of five hundred and twenty-five thousand dollars (\$525,000.00) which shall be used by the commissioner to pay to the boards of chosen freeholders of the several counties in which roads have been constructed under the provisions of this chapter. The funds shall be paid to the boards of

Proportioning  
fund.

chosen freeholders in such proportions as the commissioner may determine for the purpose of aiding municipalities which have constructed roads under the provisions of this chapter, in the maintenance and repair of such roads. In such distribution the commissioner may take into consideration the number of miles of roads so constructed and the cost to the various municipalities of the maintenance thereof.

These funds within the limits of the amount appropriated to each county may be used for the maintenance of roads and related road facilities leading to and from plants devoted to defense work, for the purpose of expediting the travel of defense workers to and from these plants and providing protection and safety to the traveling public. Contributions may be accepted from any person toward the cost of this work and the financial officer shall receive such contributions and properly credit them, on behalf of the spending authority.

Use of funds.

May accept contributions.

2. This act shall take effect immediately and shall be inoperative and of no effect after the date of the making of a treaty of peace or the last of treaties of peace concluding all of the present wars with the governments of Japan, Germany and Italy.

27:15-10.  
Act operative.

Approved June 19, 1942.

## CHAPTER 258

AN ACT relating to commissions of certain fiduciaries on real estate.

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

C. 3:11-2.1.  
Commission  
allowed certain  
fiduciaries on  
real estate.

1. Whenever executors, administrators with the will annexed, or trustees come into possession of real estate owned by the decedent during his lifetime and such real estate is not sold during the administration of the estate or trust, the reasonable value thereof may be considered as corpus receipts, or corpus which comes into their hands, for the purpose of fixing the corpus commissions provided for in section 3:11-2 of the Revised Statutes.

2. This act shall take effect immediately.  
Passed June 22, 1942.

## CHAPTER 259

AN ACT concerning the Board of Shell Fisheries, and amending section 50:1-3 of the Revised Statutes.

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

Section  
amended.

1. Section 50:1-3 of the Revised Statutes is amended to read as follows:

Appointments.

Term.

50:1-3. The Governor, by and with the advice and consent of the Senate, shall annually appoint two members of the board. All members of the board shall hold their said offices for terms of four years, and until their successors are appointed and

qualified. All terms of office shall commence on July first and vacancies shall be filled for unexpired terms only.

2. This act shall take effect immediately.

Passed June 22, 1942.

## CHAPTER 260

AN ACT to amend "An act to regulate the retail sale of motor fuels, and providing penalties for violations," approved May twelfth, one thousand nine hundred and thirty-eight (P. L. 1938, c. 163).

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

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

C. 56:6-11.  
Section 506  
amended.

506. The commissioner may appoint an assistant or a deputy to administer this act, and such other assistants as he may deem necessary, and may establish, equip and maintain one office at such place in this State as he shall determine, subject always to the appropriations provided therefor. The assistant or deputy appointed under this act and not more than three employees assigned to special and confidential duties in connection therewith or whose duties require them to be attorneys shall be in the unclassified civil service; *provided, however,* that when any person employed as one of the said three employees has served or shall have served continuously in said employment for thirty months, said person shall hold and thereafter continue to hold his said employment within and as a part of the classified service of the State, in accordance with the provisions of Title 11 of

May appoint  
deputy or  
assistants.

Proviso.

Tenure  
protected.

the Revised Statutes. In case an employee in the classified service is appointed as assistant or deputy, he shall continue to have such rights of tenure in the classified service as he formerly possessed.

2. This act shall take effect immediately.

Passed June 22, 1942.

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#### CHAPTER 261

AN ACT concerning highways, and supplementing chapter fifteen of Title 27 of the Revised Statutes.

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

C. 27:15-6.1.  
State to share  
in entire cost.

1. In all roads constructed under chapter fifteen of Title 27 of the Revised Statutes where curbs and gutters have heretofore been laid at the cost of the municipality and are in existence at the time of the application by the municipality for State aid for the construction of the road between said curbs and gutters, the State of New Jersey shall participate in the entire cost of the construction of the said road between the gutters regardless of the width thereof.

C. 27:15-6.2.  
Act effective.

2. This act shall take effect January first, one thousand nine hundred and forty-three.

Passed June 22, 1942.



## CHAPTER 262

AN ACT relating to sale by counties of certain lands or interest therein, acquired by gift, grant or devise, and providing for the disposition of the proceeds thereof.

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

1. When any county or the board of freeholders of any county has acquired any lands or interest therein by gift, grant or devise, and by the terms of said gift, grant or devise, the county or the board of freeholders is permitted to sell a part of the said lands or interest therein, such part of the said lands or interest therein may be sold in such parcels as the board of freeholders may determine and said sale may be made at private sale, may be for cash or upon credit, and the board of freeholders may accept a purchase money mortgage from the purchasers, the terms and conditions of which mortgage may be fixed by the board of freeholders and they may impose conditions and restrictions on the use to be made of such land or interest in the same manner and to the same extent as any other vendor of real estate.  
C. 40:32-9.1.  
May sell  
certain lands.  
Terms of sale
  2. The proceeds from the sale of any such land or interest shall be deposited in a trust account and the proceeds thereof shall be invested by the board of freeholders and the income therefrom shall be dedicated to the care and maintenance of the balance of the lands or interest acquired by the same gift, grant or devise.  
C. 40:32-9.2.  
Use of  
proceeds  
from sale.
  3. This act shall take effect immediately.
- Passed June 22, 1942.

## CHAPTER 263

AN ACT authorizing the Department of Agriculture to make examinations and studies of the cost records and accounts of stores, milk dealers, processors and subdealers licensed by the Director of Milk Control, for the Director of Milk Control to use in conjunction with available information on costs of production and costs of operation in determining prices for milk to consumers and making an appropriation therefor.

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

C. 4:12A-53.  
Distributor,  
defined.

1. As used in this act, the word "distributor" shall mean any person, partnership, company, association, firm or corporation licensed as a store, milk dealer, processor or subdealer by the Director of Milk Control to sell milk in New Jersey.

C. 4:12A-54.  
Examination  
of records  
and accounts.

2. The Department of Agriculture is authorized to examine and study the records and accounts of distributors of milk in New Jersey, covering such periods as shall be determined by the department, for the purpose of ascertaining the costs of distribution of milk and milk products, including all methods of purchases and sales and all costs of handling milk from the farm to the consumer. The information thus obtained shall be submitted to the Director of Milk Control for his information in determining a proper spread to cover dealer costs and in fixing consumer prices.

C. 4:12A-55.  
Records made  
available  
to agents.

3. Every distributor of milk in New Jersey, as defined above, shall make available to the Department of Agriculture or its duly authorized agents all books of account, vouchers and other pertinent records as are deemed necessary for the completion of such examination and study, and the Department of Agriculture or its authorized agents shall have the power to subpoena witnesses, compel the

production of books and papers by its subpoena, administer oaths and do all things necessary and proper to effectuate the purpose of this act.

Information relative to the general business of a distributor disclosed by such examination and not relating to the immediate purpose thereof shall be deemed and treated by the department and its authorized agents as of a confidential nature.

Information  
confidential.

4. The Department of Agriculture is authorized to employ the services of certified public accountants and such other assistants as are necessary to examine and study the cost records and accounts of milk distributors in New Jersey and to prepare a report for the use of the Director of Milk Control and for the information of the people of the State.

C. 4:12A-56.  
May employ  
C. P. A.'s  
and other  
assistants.

The certified public accountants and assistants selected shall be those who in the judgment of the Department of Agriculture are independent and best qualified by experience, reputation and standing to undertake the studies and who have never in any capacity represented or transacted business for or in behalf of any milk distributor operating in the State of New Jersey.

Qualifications.

5. A distributor who shall:

C. 4:12A-57.  
Violations.

- a. Fail to comply with the requirements of this act;
- b. With intent to deceive, answer or report falsely in response to any requirement of this act; or
- c. Willfully interfere with the Department of Agriculture or its authorized agents in the performance of duties prescribed by this act—

shall be liable to a penalty of one thousand dollars (\$1,000.00), to be sued for and recovered in an action at law by and in the name of the Secretary of the Department of Agriculture. The penalty when recovered shall be paid into the State treasury.

Penalties.

6. For the purpose of carrying out the provisions of this act, there is hereby reappropriated to

Reappropriation.

the Department of Agriculture all unexpended balances as of June thirtieth, one thousand nine hundred and forty-two, of the various appropriations made to the department in Account F-2 as provided in chapter one hundred twenty-nine of the laws of one thousand nine hundred and forty-one, approved May seventeenth, one thousand nine hundred and forty-one.

C. 4:12A-58.  
Act effective.

7. This act shall take effect July first, one thousand nine hundred and forty-two.

Passed June 22, 1942.

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## CHAPTER 264

AN ACT concerning alcoholic beverages, and supplementing chapter one of Title 33 of the Revised Statutes.

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

C. 33:1-93.1.  
Not to  
discriminate.

1. There shall be no discrimination in the sale of alcoholic liquors by distillers, importers, and rectifiers of nationally advertised brands of alcoholic liquors to duly licensed wholesalers of alcoholic liquors in this State.

C. 33:1-93.2.  
Petition for  
hearing upon  
refusal to sell.

2. In the event any distiller, importer, or rectifier shall refuse to sell to any individual wholesaler any amount of alcoholic liquor or comply with the provisions of this act, then the wholesaler shall petition the Commissioner of Alcoholic Beverage Control setting forth the facts and demanding a hearing thereon to determine whether such refusal to sell is arbitrary or not.

C. 33:1-93.3.  
Order to  
complete sale.

3. If the Commissioner of Alcoholic Beverage Control is satisfied with the ability of the wholesaler to pay for such merchandise as ordered, he shall order the distiller, importer, or rectifier to complete said sale of alcoholic liquor to the wholesaler.

4. In the event the distiller, importer, or rectifier refuses to complete the sale or comply with the terms of the order of the commissioner, the commissioner shall issue an order to every licensed wholesaler prohibiting the purchase by such wholesaler of any alcoholic liquor product of the said distiller, importer or rectifier directly or indirectly until there is strict compliance by the distiller, importer, or rectifier with the order of the Commissioner of Alcoholic Beverage Control.

C. 33:1-93.4.  
Order prohibiting purchases from distiller.

5. The State Commissioner of Alcoholic Beverage Control shall adopt and promulgate such rules and regulations as may be necessary to carry out and insure compliance with the provisions of this act.

C. 33:1-93.5.  
Rules and regulations.

6. This act shall take effect immediately.

Approved June 25, 1942.

## CHAPTER 265

A SUPPLEMENT to an act entitled "An act making an appropriation of ten thousand dollars (\$10,000.00) to the Commission on Historic Sites for the acquisition and maintenance of the birthplace of Captain James Lawrence, Burlington, New Jersey," approved December twenty-second, one thousand nine hundred and forty-one.

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

1. Any unexpended balance of such appropriation remaining at the end of the fiscal year, for which said appropriation is authorized, shall not be lapsed, but shall continue in force and effect until the total appropriation shall have been expended.

Balance not to lapse.

2. This act shall take effect immediately.

Approved June 29, 1942.

## CHAPTER 266

A SUPPLEMENT to an act entitled "An act making an appropriation of ten thousand dollars (\$10,000.00) to the Commission on Historic Sites for the acquisition and maintenance of the 'Boudinot Home' on East Jersey street, Elizabeth, New Jersey," approved June twenty-fourth, one thousand nine hundred and forty-one.

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

Balance not  
to lapse.

1. Any unexpended balance of such appropriation remaining at the end of the fiscal year, for which said appropriation is authorized, shall not be lapsed, but shall continue in force and effect until the total appropriation shall have been expended.

2. This act shall take effect immediately.

Approved June 29, 1942.

## CHAPTER 267

A SUPPLEMENT to an act entitled "An act making an appropriation of two thousand dollars (\$2,000.00) to the Commission on Historic Sites for renovating and restoring Old Oxford Furnace located at Oxford, Warren county," approved June twenty-eighth, one thousand nine hundred and forty-one.

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

1. Any unexpended balance of such appropriation remaining at the end of the fiscal year, for which said appropriation is authorized, shall not be lapsed, but shall continue in force and effect until the total appropriation shall have been expended.

Balance not  
to lapse.

2. This act shall take effect immediately.

Approved June 29, 1942.

## CHAPTER 268

AN ACT concerning motor vehicles, and amending section 39:3-84 of the Revised Statutes.

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

1. Section 39:3-84 of the Revised Statutes is amended to read as follows:

Section  
amended.

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 ninety-six inches, except vehicles in operation on June tenth, one thousand nine hundred and thirty-five, which, by reason of the sub-

Limits size  
of vehicles.

Special license.	stitution of pneumatic tires for other types of tires, exceed the above limit, or the extreme over-all length of which exceeds thirty-five feet either for a two-axle four-wheeled vehicle or thirty-five feet for a three-axle six-wheeled vehicle, or the height of which exceeds twelve and one-half feet, except that a vehicle exceeding the above limitation may be operated when a special permit so to operate is secured in advance from the commissioner.
Size of omnibuses.	In the case of an omnibus the maximum over-all length dimension shall be such as the Board of Public Utility Commissioners prescribes.
Limits over-all length.	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 the State, except a tractor and semitrailer combination not in excess of a total over-all length of forty-five feet and a truck and trailer combination not in excess of a total over-all length of fifty feet, and also except a vehicle or a combination of vehicles transporting poles, pilings, structural units or other articles incapable of dismemberment the total over-all length of which shall not exceed seventy feet. All of the aforesaid dimensions shall be inclusive of the load.
Limits weight.	No commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State having a combined weight of vehicle and load or more than (a) thirty thousand pounds in the case of a two-axle four-wheeled vehicle, (b) forty thousand pounds in the case of a three-axle six-wheeled vehicle, (c) sixty thousand pounds in the case of a tractor and semitrailer combination, and (d) sixty thousand pounds in the case of a truck and trailer combination.
Act effective.	The limitations as to combined weights and lengths of vehicle and load as applied to vehicles in operation on June tenth, one thousand nine hundred and thirty-five, or manufactured or constructed prior to January first, one thousand nine hundred and thirty-six, shall not be effective until January first, one thousand nine hundred and forty-one.



Every commercial motor vehicle or motor-drawn vehicle used on the public highways carrying loads extending beyond the outside dimensions of the vehicle shall have displayed at the outside extremity of the load a red flag by day, which shall not be less than eighteen inches square, and a red light by night, and they shall be so hung as to present a full view to the drivers of approaching vehicles. This red light shall be in addition to the red light provided for in section 39:3-61 of this Title.

Warning  
signals placed  
on over-  
hanging load.

A person violating this section shall be subject to a fine not exceeding one hundred dollars. In default of the payment thereof imprisonment in the county jail for a period not exceeding ten days shall be imposed.

Penalty for  
violation.

Nothing contained in either section 39:3-20 or section 39:4-73 of this Title shall be construed to supersede or repeal the provisions of this section.

Construing

Approved June 30, 1942.

## CHAPTER 269

AN ACT concerning the computation of length of service determining seniority rights of certain supervising principals, principals or teachers, and amending section 18:13-19 of the Revised Statutes.

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

1. Section 18:13-19 of the Revised Statutes is amended to read as follows:

Section  
amended.

18:13-19. Nothing contained in sections 18:13-16 to 18:13-18 of this Title shall be held to limit the right of any school board to reduce the number of supervising principals, principals or teachers em-

Tenure no bar  
to reduction  
in force.

Seniority  
considered.

Computing  
length of  
service.

Preferred  
eligible list.

May dismiss  
without  
charge.

ployed in the school district when the reduction is due to a natural diminution of the number of pupils in the district. Dismissals resulting from such reduction shall not be by reason of residence, age, sex, marriage, race, religion or political affiliation. When principals, supervising principals or teachers under tenure are dismissed by reason of such reduction those principals, supervising principals or teachers having the least number of years of service to their credit shall be dismissed in preference to those having longer terms of service. In computing length of service within the district, the time of service by such supervising principals, principals or teachers in or with the military or naval forces of the United States of America or of this State subsequent to September first, one thousand nine hundred and forty, shall be credited in determining seniority under this act as though such supervising principals, principals or teachers had been regularly employed within the district during the time of such military service. Should any supervising principal, principal or teacher under tenure be dismissed as a result of such reduction such person shall be and remain upon a preferred eligible list in the order of years of service for re-employment whenever vacancies occur and shall be re-employed by the body causing dismissal in such order when and if a vacancy in a position for which such supervising principal, principal or teacher shall be qualified. Such re-employment shall give full recognition to previous years of service.

The services of any principal or teacher may be terminated, without charge or trial, who is not the holder of a proper teacher's certificate in full force and effect.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 270

AN ACT making an appropriation to the Commission on Interstate Co-operation.

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

1. There is hereby appropriated to the Commission on Interstate Co-operation out of the general funds of the State the sum of eight hundred dollars (\$800.00) for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, which sum shall be in addition to any other sums which have been or shall be appropriated to the said commission. Appropriation.

2. This act shall take effect immediately.  
Approved June 30, 1942.

## CHAPTER 271

AN ACT to amend "An act to authorize cities in this State to sell and convey certain lands acquired for use as a public park, which are not needed or desirable for public park purposes," approved April fifth, one thousand nine hundred and twenty (P. L. 1920, c. 81.)

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

1. Section one of the act of which this act is amendatory is amended to read as follows: 40:184-27.  
Section  
amended.

1. Whenever the board or body having the control and management of the public parks of any city in this State shall have determined, or shall hereafter determine, that any lands theretofore May sell  
certain lands.

acquired in fee simple by such city for use as a public park, whether or not the same shall have been actually dedicated to such use, is no longer needed or desirable for public park purposes, it shall be lawful for the governing body of such city to sell such land, either as a whole or in parcels, and if in parcels, either at one time or from time to time, at public auction, to the highest bidder or bidders, upon such terms and conditions and subject to such restrictions as the said governing body shall fix and determine, and to make due conveyance of such lands pursuant to such sale or sales; *provided, however*, that no lands may be sold under the authority hereby conferred which have been physically improved for public park purposes by the construction of interior walks or drives, or substantial planting of trees or shrubbery, or the erection of statuary or monuments, or are located on the beach front of the Atlantic ocean; nor shall any such lands be sold until due public advertisement, signed by the city clerk, of the time and place of selling the same shall have been given by publication once in each week for two consecutive calendar weeks prior to the day of sale in at least two newspapers printed or circulating in such city, the last publication to be not more than seven days prior to the day appointed for selling the same.

Proviso.

Public notice.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 272

AN ACT concerning the State Highway Department.

WHEREAS, During a recent flood the spillway, bridge and approaches on the Union Grove—Bridgeton road, in New Jersey State Parvin Park, was destroyed; and Preamble.

WHEREAS, The Department of Conservation and Development has commenced reconstruction of the said spillway, bridge and approaches with Civilian Conservation Corps organization; and Preamble.

WHEREAS, Due to the cessation of the activities of the Civilian Conservation Corps Administration at this location, necessitating the finishing of this State project with other funds, therefore, Preamble.

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

1. The State Highway Commissioner is authorized to expend an amount not exceeding twenty-five thousand dollars (\$25,000.00) from funds heretofore appropriated to the State Highway Department for institutional roads and approaches, in order to finish the project, including the spillway, bridge and approaches, designated as Union Grove—Bridgeton road. Appropriation.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 273

AN ACT transferring to the State purchase fund the sum of one hundred thousand dollars (\$100,000.00) to be used in addition to the two hundred and fifty thousand dollars (\$250,000.00) now available for said fund.

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

Authorizes  
transfer to  
State purchase  
fund.

1. The Treasurer of the State is hereby authorized to transfer from the General State Fund to the State purchase fund the sum of one hundred thousand dollars (\$100,000.00), to be utilized for the purposes of said fund, in addition to the two hundred and fifty thousand dollars (\$250,000.00) now available for said fund, which said additional sum of one hundred thousand dollars (\$100,000.00) shall be utilized in accordance with existing law relative to said State purchase fund. This act shall remain in effect only during the present war emergency, unless the State House Commission, by resolution, shall sooner direct said State Treasurer to retransfer to the General State Fund the said one hundred thousand dollars (\$100,000.00).

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 274

A SUPPLEMENT to an act entitled "An act to amend an act entitled 'An act concerning the Board of Commerce and Navigation, and supplementing Title 12. chapter five, of the Revised Statutes,' approved March thirtieth, one thousand nine hundred and thirty-nine."

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

1. In addition to the powers conferred by the provisions of the act to which this act is a supplement, the Board of Commerce and Navigation and the Treasurer of the State of New Jersey are hereby authorized, empowered and directed to pay to the borough of Atlantic Highlands any funds received by the Board of Commerce and Navigation or the State Treasurer, from the Federal government, representing the unexpended balance of funds heretofore contributed by the State of New Jersey, the county of Monmouth and the borough of Atlantic Highlands, and paid to the Federal government, in providing for a harbor of refuge in Sandy Hook bay.

Authorized  
to pay  
unexpended  
balance to  
borough of  
Atlantic  
Highlands.

2. This act shall take effect immediately.

Approved June 30, 1942.

New Jersey State Library

## CHAPTER 275

AN Act providing for the payment of a temporary bonus or extra compensation to certain persons holding State office, position, or employment and making appropriations therefor.

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

Terms  
defined:

1. Unless it be otherwise expressly provided or there is something in the subject or context repugnant to such construction, the following words and phrases, when used in this act, shall have the meaning herein given to them.

State  
employee;

“State employee” shall be construed to mean any person holding full time State office, position, or employment continuously since April first, one thousand nine hundred and forty-two, whose compensation for such office, position, or employment is paid on an annual, monthly, weekly, daily or hourly base or rate from State funds but shall not include any person holding Federal office, position, or employment even though he receives supplemental compensation from State funds and shall not include any person holding State office, position, or employment who receives no compensation from State funds other than that derived from Federal sources.

Bonus  
base pay.

“Bonus base pay” shall be construed to mean the amount of compensation per year paid from State funds to the State employee whether the amount of compensation paid shall be computed on an annual, monthly, weekly, daily or hourly base or rate, plus the rate of compensation per year, for services rendered, received from the United States, all other States, counties, municipalities, school districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies. It shall include only the money com-



pensation and shall not include wages in kind or money received in lieu of maintenance.

2. A bonus or extra compensation shall be paid to State employees as provided in this act, for the three-month period of July, August and September and for the three-month period of October, November and December, one thousand nine hundred and forty-two, and such payments may be included in any semimonthly or monthly check or may be by separate check, in the discretion of the State Treasurer and the State Comptroller, who shall be guided by the intention of this act, to make these payments to the persons entitled thereto at the earliest practicable time after the end of each three-month period and with the least incidental expense to the State.

Bonus for  
State  
employees.

Payments.

3. The total amount to be paid for each three-month period shall be a bonus or extra compensation of thirty dollars (\$30.00) to each State employee whose bonus base pay does not exceed nine hundred sixty dollars (\$960.00) per annum; a bonus or extra compensation of thirty-five dollars (\$35.00) to each State employee whose bonus base pay exceeds nine hundred sixty dollars (\$960.00) and does not exceed one thousand four hundred and forty dollars (\$1,440.00) per annum; a bonus or extra compensation of forty dollars (\$40.00) to each State employee whose bonus base pay exceeds one thousand four hundred and forty dollars (\$1,440.00) and does not exceed one thousand eight hundred dollars (\$1,800.00) per annum; a bonus or extra compensation of forty-five dollars (\$45.00) to each State employee whose bonus base pay exceeds one thousand eight hundred dollars (\$1,800.00) and does not exceed three thousand dollars (\$3,000.00) per annum; *provided, however*, that any State employee who shall have received a mandatory increase in compensation under a salary schedule fixed by law and applied to the entire class of employees under a given title after June thirtieth, one thousand nine hundred and forty-one, and any State employee whose compensation is

Schedule  
of bonuses.

Proviso.

increased after June thirtieth, one thousand nine hundred and forty-two, shall have deducted from the amount of bonus or extra compensation otherwise payable to him for each three-month period the amount of such mandatory increase or the amount of such increase in compensation received during said three-month period.

Certification  
by each  
employer of  
bonus base pay.

4. Each State employee whose bonus base pay does not exceed three thousand dollars (\$3,000.00) per annum shall certify in writing to the approval officer of his department the total compensation per year payable to him from all State funds, the rate of compensation per year, for services rendered, received by him from the United States, all other States, all counties, municipalities, school districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies, which certification shall not include wages in kind or money received in lieu of maintenance. Such certification shall be made in such manner as the approval officer of each department shall determine will accomplish the purpose with the least amount of work and expense.

Certification  
by department  
approval  
officer.

5. The approval officer of each department shall certify to the Civil Service Commission the name of each State employee in his department entitled to a bonus or extra compensation under the provisions of this act and such certification shall set forth the title of the office, position, or employment held, the yearly rate of compensation from State funds and the account from which paid; the yearly rate of compensation, for services rendered, received by such employee from the United States, all other States, counties, municipalities, school districts and all boards, bodies and agencies thereof and all interstate boards, bodies and agencies as shown by the certificate of the State employee; and the amount of the bonus or extra compensation to which such State employee is entitled under the provisions of this act; but shall not include wages in kind or money received in lieu of maintenance.

6. The Civil Service Commission shall examine such certifications received from the approval officers, and, after making such corrections as may be necessary, approve the same and deliver them to the State Comptroller.

Examination  
of certifica-  
tions by  
civil service.

7. The State Comptroller shall draw his warrants on the State Treasurer for the payment of such bonus or extra compensation and the State Treasurer shall pay such bonus or extra compensation from the accounts chargeable except in the case of accounts in the General State Fund in which case he shall pay such bonus or extra compensation from the appropriation herein made to him.

Payment.

8. For the purpose of this act there is hereby appropriated to the State Treasurer three hundred fifty thousand dollars (\$350,000.00) and all unexpended balances remaining from the appropriation made to him by pamphlet laws of one thousand nine hundred and forty-two, chapter one hundred eighteen.

Appropriation.

9. In addition to all appropriations heretofore or hereafter made to each account not in the General State Fund, there is appropriated from the revenues of the fund of which it is an account sufficient moneys to pay any bonus or extra compensation payable under this act which is chargeable to said account.

Additional  
appropriation.

10. Any bonus or extra compensation paid under this act shall not be deemed a part of the regular compensation of any person receiving such bonus and shall not affect pension payments or benefits. The right of a person to the bonus or extra compensation provided by this act shall be exempt from levy and sale, garnishment, attachment and any other process, and shall be unassignable.

Not deemed  
part of pay.

Bonus not  
subject to lien.

11. Persons holding office, position, or employment in an educational institution whose compensation is paid in whole or part from State funds through the Board of Regents shall be entitled to receive the same bonus or extra compensation as State employees under this act subject to such

Employees  
of Board of  
Regents to  
receive bonus.

conditions as may be imposed by the State Treasurer and State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

Federal  
employees  
receiving  
supplemental  
State pay.

Proviso.

12. Any person holding Federal office, position or employment who receives supplemental compensation from State funds shall be paid the same bonus or extra compensation as if he were a State employee and his compensation were paid from State funds; *provided*, that the Federal government consents to the payment of such bonus or extra compensation from Federal funds or from State funds derived from Federal sources. If the Federal government gives such consent, the bonus or extra compensation shall be paid upon such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

State em-  
ployees paid by  
Federal funds.

Proviso.

13. Any person holding State office, position or employment, who receives no compensation from State funds other than that derived from Federal sources, shall be paid the same bonus or extra compensation as if he were a State employee and his compensation were paid from State funds; *provided*, that the Federal government consents to the payment of such bonus or extra compensation from Federal funds or from State funds derived from Federal sources. If the Federal government gives such consent, the bonus or extra compensation shall be paid upon such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

Application  
of act.

14. Except as otherwise provided herein, this act shall not apply to any person who receives no compensation from State funds other than the

compensation received from a board, body or agency whose funds are not budgeted by the State.

15. If compliance with any requirement of this act is either impracticable or likely to result in disproportionate expense, the State Treasurer and State Comptroller are authorized to change or dispense with such requirement or to substitute another requirement in its stead. Substituted requirements.

16. The State Treasurer and State Comptroller shall have power to make such rules and regulations as, in their discretion, are necessary or proper to carry out the purpose of this act. Rules and regulations.

17. Any person aggrieved may appeal to the State House Commission and the decision of the State House Commission upon such appeal shall be final as to the issue involved. Appeals.

18. This act shall take effect July first, one thousand nine hundred and forty-two. Act effective.

Approved June 30, 1942.

## CHAPTER 276

AN ACT appropriating ten thousand dollars (\$10,000.00) to the Legislature.

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

1. The sum of ten thousand dollars (\$10,000.00) is appropriated to the Legislature for the purpose of defraying expenses of the joint legislative committee created to ascertain the sentiment of the people of the State as to the various proposals and recommendations for change in the New Jersey Constitution. Appropriation to defray legislative expenses.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 277

AN ACT appropriating fifteen thousand dollars (\$15,000.00) to the Department of Alcoholic Beverage Control.

Preamble. WHEREAS, The Alcoholic Beverage Commissioner, during the current fiscal year, put into effect certain operating economies which resulted in a saving exceeding twenty-five thousand dollars (\$25,000.00); and

Preamble. WHEREAS, The department is now called upon to render certain extra services in co-operating with State and national defense, which services were not contemplated when the appropriation was fixed for the department for the coming fiscal year; and

Preamble. WHEREAS, The appropriation of the department for the current fiscal year is four hundred forty-nine thousand seven hundred and twenty dollars (\$449,720.00), while the appropriation for the coming fiscal year is only four hundred twenty-nine thousand seven hundred and forty-four dollars and twenty-four cents (\$429,744.24); therefore,

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

Additional  
appropriation.

1. In addition to any other appropriation made to the Department of Alcoholic Beverage Control, there is appropriated to said department the sum of fifteen thousand dollars (\$15,000.00) for the fiscal year ending June thirtieth, one thousand nine hundred and forty-three, which sum shall be made available to the said department from any unexpended balance of appropriations made to the said department for the fiscal year ending June thirtieth, one thousand nine hundred and forty-two.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 278

AN ACT authorizing the State House Commission to sell certain lands and premises belonging to the State of New Jersey in the town of Kearny in the county of Hudson, to the Wilson Gugleman Post, No. 1302, Department of New Jersey, Veterans of Foreign Wars, a corporation of this State, and repealing chapter two hundred seventeen, pamphlet laws of one thousand nine hundred and forty-one.

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

1. The State House Commission, acting for, on behalf and in the name of the State of New Jersey, is authorized and empowered to sell to the Wilson Gugleman Post, No. 1302, Department of New Jersey, Veterans of Foreign Wars, a corporation of this State, the members of which consist of veterans of all wars, who participated in foreign service, certain lands and premises, together with the buildings, thereon erected, situate, lying and being in the town of Kearny, county of Hudson and State of New Jersey, the area to be such as the State Board of Control of the Department of Institutions and Agencies may certify to the State House Commission as not being required for public purposes, but not to exceed a frontage of two hundred eight feet on Belgrove drive.

Authorized  
to sell cer-  
tain lands.

2. Such sale shall be executed in the name of the State by the said State House Commission at a sale price of two hundred dollars (\$200.00). This sale is actuated by the desire of the Wilson Gugleman Post, No. 1302, Veterans of Foreign Wars, to reconstruct the present building to its former grandeur, and to maintain said building as a memorial to those who have given their lives in the services of our country in the past and present

Execution  
of sale.

Reason  
for act.

Title to revert to State. wars, and to those veterans who in the declining years of their lives enjoyed the peace and contentment of the home. Any attempt to assign, sell or use this property for any purpose inconsistent with the provisions herein expressed or by the loss of the charter of said Wilson Gugleman Post, No. 1302, shall cause the title to revert to the State.

Sundry terms. 3. The remaining terms, conditions and provisions of said deed shall be as determined by the said State House Commission, not inconsistent with the provisions hereof.

Ch. 217, P. L. 1941, repealed. 4. The provisions of chapter two hundred seventeen of the session laws of one thousand nine hundred and forty-one be and the same are hereby repealed.

5. This act shall take effect immediately.  
 Approved June 30, 1942.

#### CHAPTER 279

AN ACT to amend "A supplement to an act entitled 'An act to provide for the completion, publication, distribution and sale of the Revised Statutes and of a Table of Statutes, Index and Compilation for use in conjunction therewith, and making an appropriation therefor,' approved December twenty-first, one thousand nine hundred and forty" (P. L. 1940, c. 242), approved May thirteenth, one thousand nine hundred and forty-two.

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

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

Distribution of volumes IV and V of Revised Statutes. 2. Upon delivery to the Secretary of State of five thousand copies of the Index to the Revised Statutes and of the Compilation of the Acts Saved



from Repeal in the Revised Statutes as provided in the act to which this act is a supplement, the Secretary of State is hereby directed to make distribution of such number thereof as may be required to complete the sets of the Revised Statutes and the Final Draft of the Revision and Consolidation of Public Statutes (1937) already distributed or sold, free of charge, to the respective distributees or purchasers thereof and the remaining copies of the Revised Statutes, Table of Statutes, Index and Compilation shall be sold at (a) retail and for cash by the Secretary of State at the price of fifty dollars (\$50.00) for each complete set or (b) at wholesale and for cash by the Secretary of State to booksellers at the price of forty dollars (\$40.00) for each complete set, or (c) the Secretary of State is authorized and empowered to dispose of all such sets, Tables, Indices and Compilations in his possession, in bulk or quantities, at either public or private sale.

Sale of  
remaining  
copies.

2. This act shall take effect immediately.

Approved June 30, 1942.

## CHAPTER 280

AN ACT to amend the title of "An act providing for the payment of a temporary bonus or extra compensation to certain persons holding State office, position or employment whose compensation is wholly or partly paid from State funds and making appropriations therefor," approved May fifth, one thousand nine hundred and forty-two (P. L. 1942, c. 118), so that the same shall read "An act providing for the payment of a temporary bonus or extra compensation to certain persons holding State office, position, or employment, and making appropriations therefor," and to amend and 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 payment of a temporary bonus or extra compensation to certain persons holding State office, position or employment whose compensation is wholly or partly paid from State funds and making appropriations therefor," approved May fifth, one thousand nine hundred and forty-two (P. L. 1942, c. 118), is amended to read "An act providing for the payment of a temporary bonus or extra compensation to certain persons holding State office, position or employment, and making appropriations therefor."

New title.

Section 13  
amended.

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

Exceptions.

13. Except as provided in this act and any supplement thereto this act shall not apply to any person who receives no compensation from State funds other than the compensation received from

a board, body or agency whose funds are not budgeted by the State.

3. Any person holding Federal office, position or employment who receives supplemental compensation from State funds shall be paid the same bonus or extra compensation as if he were a State employee and his compensation were paid from State funds; *provided*, that the Federal government consents to the payment of such bonus or extra compensation from Federal funds or from State funds derived from Federal sources. If the Federal government gives such consent, the bonus or extra compensation shall be paid upon such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

Federal employees receiving supplemental State pay.

Proviso.

4. Any person holding State office, position or employment, who receives no compensation from State funds other than that derived from Federal sources, shall be paid the same bonus or extra compensation as if he were a State employee and his compensation were paid from State funds; *provided*, that the Federal government consents to the payment of such bonus or extra compensation from Federal funds or from State funds derived from Federal sources. If the Federal government gives such consent, the bonus or extra compensation shall be paid upon such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

State employees paid by Federal funds.

Proviso.

5. This act shall take effect immediately.

Approved June 30, 1942.



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## JOINT RESOLUTIONS

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(733)



## Joint Resolutions

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### JOINT RESOLUTION No. 1

JOINT RESOLUTION for the continuation and reconstitution of the commission appointed pursuant to pamphlet laws of one thousand nine hundred and forty-one, Joint Resolution number two, entitled "Joint Resolution creating a research committee to study the revision of the New Jersey Constitution and prescribing its powers and duties and making an appropriation therefor," approved November eighteenth, one thousand nine hundred and forty-one.

WHEREAS, It is in the interests of the citizens of the State that the commission heretofore created for the purpose of inquiring into the subject of constitutional revision and of suggesting to the Governor and the Legislature changes in the Articles of the present Constitution of the State and to report to the Governor and the Legislature recommendations in the form of proposed changes in the Constitution together with the reasons upon which said recommended changes should be founded, shall be continued and reconstituted; now, therefore

Preamble.

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

1. The commission created, appointed and selected pursuant to the provisions of pamphlet laws of one thousand nine hundred and forty-one, Joint Resolution number two, be and the same hereby is continued and reconstituted for the purposes in said joint resolution set forth.

Commission continued.

- Membership  
quorum. 2. The said commission shall be continued and reconstituted with the same members as were appointed and selected under said Joint Resolution number two, who shall serve without compensation, and four members of the commission shall constitute a quorum and a majority of the quorum may act for the commission.
- Duties. 3. The commission shall be charged with the duty of inquiring and continuing the inquiry already begun into the subject of constitutional revision and of suggesting in what respects the Constitution of New Jersey should be changed and of making recommendations to provide for the more effective working of present-day representative processes.
- Hearings,  
witnesses,  
assistants. 4. The commission is authorized to hold hearings, call witnesses and to draft necessary legal and clerical assistance from such State departments as may be required. It shall also have authority to engage and appoint a secretary, not of its own number, and such competent and expert advisors and clerical and stenographic assistants as it may deem necessary to the proper accomplishment of the purpose of this joint resolution; *provided*, that the compensation to be paid such assistants shall at all times be within the limits of the appropriation hereby made.
- Secretary,  
et cetera. 5. The commission is directed to report on or before April first, one thousand nine hundred and forty-two, to the regular session of the Legislature of one thousand nine hundred and forty-two and to the Governor.
- Proviso. 6. For the purpose of carrying into effect this joint resolution there is hereby appropriated the unencumbered balance of the sum of five thousand dollars (\$5,000.00) heretofore appropriated to said commission or so much thereof as may be necessary.
- Report. 7. This joint resolution shall take effect immediately.
- Appropriation. Approved January 24, 1942.



## JOINT RESOLUTION No. 2

JOINT RESOLUTION memorializing the Congress of the United States to refuse to enact any legislation which would destroy the rights of the State of New Jersey in its administration of the State Unemployment Compensation system.

WHEREAS, The President of the United States has recommended to the Congress the immediate enactment of legislation providing for a uniform national system of unemployment compensation; and Preamble.

WHEREAS, It appears that Congress may soon consider the President's request which, if enacted, would be detrimental to the rights of the State of New Jersey; and Preamble.

WHEREAS, Federalization of the State Unemployment Compensation program would remove local control of such program and centralize an unwarranted vast power of responsibility in Federal bureaus; and Preamble.

WHEREAS, The federalization of the program would deprive employers, employees and the citizens of the State of an effective voice in the operation of the program; and Preamble.

WHEREAS, It has been demonstrated that the present joint Federal-State administration can be operated satisfactorily and efficiently, where both the State and Federal authorities co-operate in a democratic manner and in good faith; and Preamble.

Preamble. WHEREAS, The efficient operation of the New Jersey Unemployment Compensation Commission proves conclusively that the problem of unemployment compensation is being met and solved, demonstrating that federalization is not required; and

Preamble. WHEREAS, Our nation is now at war and should unitedly apply itself to the successful consummation of the war, avoiding any matters likely to disrupt needlessly our domestic tranquillity; now, therefore,

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

Favors present system. 1. The Legislature of the State of New Jersey looks with concern upon any proposal to change the present Federal-State system of administering unemployment compensation and, therefore, respectfully urges and petitions the Congress of the United States to refuse to enact any proposal to transfer the administration of unemployment compensation from the States to the Federal government.

Certain officials advised of legislative intent. 2. The Secretary of State be and he is hereby directed to transmit copies of this joint resolution to the President of the United States, the Vice-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, the Federal Security Administrator, and the Federal Social Security Board.

3. This joint resolution shall take effect immediately.

Approved January 26, 1942.

## JOINT RESOLUTION No. 3

JOINT RESOLUTION memorializing the Congress of the United States to repeal those provisions of Public Law 411—77th Congress which grant pensions to elected Federal officials.

WHEREAS, The 77th Congress has enacted into law House Resolution 3487, which revises the Federal Civil Service Retirement Act to include provisions granting, for the first time in the nation's history, liberal pension privileges to elected Federal officials, including the members of the United States Senate and House of Representatives; and Preamble.

WHEREAS, The extension of the Federal Pension System to members of Congress, in many cases providing lucrative payments at trivial cost to the beneficiaries, will result in additional tax burdens upon the people in a period when they are already asked to bear unprecedented tax burdens in the furtherance of national defense; and Preamble.

WHEREAS, The action by Congress in making its members beneficiaries of the Federal Pension System opens the floodgates to the lavish demands of irresponsible pressure groups for billions of dollars' worth of new and additional public pensions and subsidies, thus placing in jeopardy the national credit; and Preamble.

WHEREAS, The New Jersey Legislature, having adopted a fiscal program for this State which calls for the strictest economy in the operations of our State government, likewise desires to safeguard the interests of its people against additional Federal tax burdens not related to the war effort; and Preamble.

Preamble.

WHEREAS, The action of Congress hereinabove referred to is deemed inimical to the interests of the people of New Jersey and of all other States and completely out of step with the nation's need to conserve its resources for the prosecution of the war; now, therefore

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

Relative to  
Federal  
pensions.

1. The Legislature of the State of New Jersey urges and petitions the Congress of the United States to repeal all provisions of Public Law 411—77th Congress (approved January 24, 1942) which amend the Federal Civil Service Retirement Act to provide pensions to elected Federal officials.

Copies supplied  
certain officials.

2. The Secretary of State be and he is hereby directed to transmit copies of this joint resolution to the President of the United States, the Vice-President 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.

3. This joint resolution shall take effect immediately.

Approved February 14, 1942.

## JOINT RESOLUTION No. 4

JOINT RESOLUTION memorializing the Congress of the United States to refuse to enact any legislation which would impair the rights of public employees of the State of New Jersey and its political subdivisions.

WHEREAS, The Federal Social Security Act as enacted by Congress in the year one thousand nine hundred and thirty-five, and as subsequently amended, excludes from its provisions employees of the United States Government and of any State or political subdivision thereof; and

Preamble.

WHEREAS, Under the provisions of the Federal Social Security Act, each State and its political subdivisions are immune from the tax imposed upon employers by the act aforesaid; and

Preamble.

WHEREAS, The employees of each State and political subdivision thereof are immune from the tax imposed upon employees by the act aforesaid; and

Preamble.

WHEREAS, There are one or more bills now pending in the Congress of the United States which would have the effect of extending coverage of the Social Security Act to all States and their political subdivisions and the employees thereof; and

Preamble.

WHEREAS, The President of the United States has said that the objectives of the Social Security Act should not and need not be attained at the sacrifice of protection now available to some municipal workers through existing pension and retirement systems; and

Preamble.

Preamble. WHEREAS, There are approximately fifty thousand public employees in the State of New Jersey who have contributed to and are members of approximately one hundred fifty statutory pension funds; and

Preamble. WHEREAS, The extension of the provisions of the Social Security Act would not only impose additional taxation upon the State of New Jersey and many of its political subdivisions and the employees thereof, but would likewise tend to impair the benefits and protection which have been gained by public employees now members of existing pension funds; now, therefore,

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

Opposing  
certain  
legislation.

1. The Legislature of the State of New Jersey looks with concern upon any proposal to extend the present Federal Social Security Act to the State of New Jersey, its political subdivisions and the employees thereof who are now members of existing legally created pension and retirement systems and, therefore, respectfully urges and petitions the Congress of the United States to refuse to enact any legislation which would extend the provisions of the Social Security Act to those public employees now members of legally constituted State or local pension, retirement or annuity systems.

Federal  
officials  
furnished  
copies of  
resolution.

2. The Secretary of State be and he is hereby directed to transmit copies of this joint resolution to the President of the United States; the Vice-President of the United States, the Chairman of the Ways and Means Committee of the House of Representatives, the Senators and Representatives of the State of New Jersey in the Congress, the Federal Security Administrator, and the Federal Social Security Board.

3. This joint resolution shall take effect immediately.

Approved March 25, 1942.

## JOINT RESOLUTION No. 5

JOINT RESOLUTION creating a commission for the purpose of studying the present election laws of the State of New Jersey and formulating a comprehensive plan for the codifying and clarifying thereof to meet modern needs.

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

1. There is hereby created a commission to consist of six members, three members of the Senate to be appointed by the President thereof, and three members of the General Assembly to be appointed by the Speaker thereof.

Commission on  
election laws.

2. This commission shall organize as soon as may be after the members' appointment and shall elect a chairman from among its members.

Organization.

3. The commissioners shall be charged with the duty of inquiring into the present election laws, making a complete study of all laws relating to elections and of determining in what respects existing laws may be codified and clarified and in what respects their administration may most effectively be simplified, modified, restated and revised to insure more efficient, honest and economical elections.

Duties.

4. The said commission is authorized to hold hearings and call such witnesses as may be required. It shall also have authority to engage such employees as it may deem necessary for the proper accomplishment of the purposes of this joint resolution.

Hearings and  
witnesses.

Assistants.

5. The commission is directed to report to any regular or special meeting of the Legislature not later than June fifteenth, one thousand nine hundred and forty-two, and to cause to be introduced such bill or bills, as in its judgment, may be required for the proper carrying out of its objects.

Report.

Proposed  
legislation.

6. This joint resolution shall take effect immediately.

Approved March 28, 1942.

## JOINT RESOLUTION No. 6

A JOINT RESOLUTION to amend "Joint Resolution for the continuation and reconstitution of the commission appointed pursuant to pamphlet laws of one thousand nine hundred and forty-one, Joint Resolution No. 2, entitled 'Joint resolution creating a research committee to study the revision of the New Jersey Constitution and prescribing its powers and duties and making an appropriation therefor,' approved November eighteenth, one thousand nine hundred and forty-one," approved January twenty-fourth, one thousand nine hundred and forty-two (Joint Resolution No. 1).

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

Section 5  
amended.

1. Section five of the joint resolution of which this is amendatory is amended to read as follows:

Reporting.

5. The commission is directed to report on or before June first, one thousand nine hundred and forty-two, to the regular session of the Legislature of one thousand nine hundred and forty-two and to the Governor.

2. This joint resolution shall take effect immediately.

Approved April 1, 1942.



## JOINT RESOLUTION No. 7

JOINT RESOLUTION concerning the pollution of Raritan and Sandy Hook bays or any tributaries thereof, and to abate the nuisance created thereby.

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

1. The Attorney-General is hereby instructed to investigate and, with the approval of the Governor, to take such action as he shall deem necessary to protect the State of New Jersey, and the inhabitants thereof, and property therein, from damage by pollution of Raritan and Sandy Hook bays or any tributaries thereof, and to abate the nuisance created thereby.

Danger from  
pollution.

2. The Attorney-General is authorized and empowered to institute an action or actions, in any court of competent jurisdiction, against any State, or agency thereof, or any political subdivision of such State or any agency thereof, or against any person, persons or corporation to effectuate the objects of this joint resolution.

Legal action  
by State to  
effect purpose.

3. This joint resolution shall take effect immediately.

Approved May 13, 1942.



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## PROCLAMATIONS

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(747)



## Proclamations by the Governor

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The State Tax Commissioner on the twelfth day of January, one thousand nine hundred and forty-two, under the provisions of chapter eleven, Title 54, Revised Statutes, report to the Governor a list of all corporations coming under this act; and

WHEREAS, The following named corporations so reported have, for the two years preceding such report, failed, neglected or refused to pay the State taxes assessed against them for the year one thousand nine hundred and thirty-nine, under the laws of the State of New Jersey, and made payable unto the State Treasury; and

WHEREAS, Under the provisions of said act the charters of said corporations are revoked and all powers conferred by law upon such corporations declared inoperative and void, unless the Governor gives further time for payment; 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, CHARLES EDISON, Governor of the State of New Jersey, pursuant to the provisions of said act of the Legislature, do hereby issue this Proclamation that the charters of the following named corporations so reported and in default, to wit:

## UNPAID TAXES FOR THE YEAR 1939

AAA Master Builders Corp.,  
A A A Salvage Corporation,  
Aarno Company,  
Aaron Maisel, Inc.,  
Abarry Iron & Steel Company,  
Abben Realty Co.,  
Abraham Isaac, Inc.,  
Absam Realty Co., Inc.,  
Absecon Agency, Inc.,  
Academy Agency, Inc.,  
Acamond Broad Corporation,  
Acceptance Corporation of New Jersey,  
Ace Dress Co., Inc.,  
Ace Engineering Corporation,  
Ace Hardware Co., Inc.,  
Ace Hat Co.,  
Ace Oil Heating, Inc.,  
Ace Refrigeration Co.,  
Acker-Miller Publications, Incorporated,  
Acme Associates, Incorporated,  
Acme Auto Laundry, Inc.,  
Acme Commercial Service Corporation,  
Acme Corporation Body Works,  
Acme Plaster Contracting Co.,  
Acme Realty Company, (No. 2),  
Acme Shirt Company, No. 1,  
Acme Shirt Company, No. 2,  
Acme Tree Surgeons, Inc.,  
A. C. Mfg. Co., Inc.,  
Acquackanonk Realty & Mortgage Company,  
A. C. Schroeder, Inc.,  
Adamant Corporation,  
Adams Dyeing & Printing Company, Inc.,  
Ada Silica Company,  
Adirondack Holding Co.,  
Adler's Millinery, Inc.,  
A. D. P. Motors, Inc.,  
Advanced Tire Corporation,  
Advance Paper Box Co., Inc.,  
Advance Sales Co., Inc.,

Advertizit Match Co.,  
A. E. B. Holding Company,  
A. E. Gillis Company, Inc.,  
Aener Corporation,  
Aeola Realty Co.,  
Aero Club of New Brunswick, New Jersey, Inc.,  
Aero Country Club, Inc.,  
Aero-Marine Ramps, Inc.,  
Aeronautical Publications, Inc.,  
A. F. Company,  
Aganal Corporation,  
A. & G. Company,  
Agira Loan Association,  
A. G. Pajama Company, Inc.,  
Agresti Grocery Co., Inc.,  
A. G. Schoonmaker Corporation,  
A. H. Grover and Company,  
Aimco. Inc.,  
Aircraft Corporation,  
Airtrol Sales, Inc.,  
A. Kaminsky, Inc.,  
Alamac Enterprises Inc.,  
Alamac Holding Corp.,  
A. L. Barringer, Jr. Sign & Neon Co.,  
Albert's Cleaners-Tailors-Furriers, Inc.,  
Albes, Inc.,  
Albomax Chemical & Colloids Corporation,  
Alcar Realty Co.,  
Alco Realty Co.,  
A. Levandoski, Inc.,  
Alex Kalmanson, Inc.,  
Alex Kroop, Inc.,  
A. L. Gaventa & Son,  
A. L. Improvement Co.,  
Allan, Knowles & Klaile, Inc.,  
Allan Ward-Studebaker, Inc.,  
Allenhurst Market,  
Allen Investment Corporation,  
Allfather Candy Company,  
Allied Realty Corp.,  
Alling Realty Company,  
Alma Knitwear, Inc.,  
Alma Park Development Co.,

Al-Mar Dress, Inc.,  
Alpha Bar and Grill,  
Alps Olive Oil Co. Inc., No. 1,  
Al's Half-Way House, Incorporated,  
Al's Tire Shop,  
Alvin Pierce Co.,  
Alverne, Inc.,  
A. L. Waldron, Inc.,  
Al Young, Inc.,  
Amboy Lumber Company,  
American Accordions, Inc.,  
American Agency, Inc.,  
American Art Galleries and Anderson Galleries,  
Inc.,  
American Balkan Trading Corporation,  
American Beauticians Institute,  
American Carrier System,  
American Cosmetic Products Co., Inc.,  
American Discount Stamp Co., Inc.,  
American Engineering Corp.,  
American Exchange Realty Co.,  
American Farm Agency,  
American Florists Chiffon Co.,  
American Fuel Oil Co.,  
American Home Estates, Inc.,  
American Institute of Engineering Technology,  
Inc.,  
American Leather Footwear Corporation,  
American Molasses Company,  
American Products, Inc.,  
American Profit Sharing Coupon Co., Inc.,  
American Range Co.,  
American Reserve Fund,  
American Sanitary Supply Company,  
American Solvents Corporation,  
American Store Fixture Mfg. Co., Inc.,  
American Testing Company, Inc.,  
American Wood Flour Co. Inc.,  
American Zurito Target Co., Inc.,  
America's Workshop, Inc.,  
Amberst Holding Co.,  
Amsterdam Realty & Building Co.,  
Amusement and Concession Company of New  
Jersey, Inc.,



Anchorage Loan Corporation of New Jersey,  
Anchorage Management Company,  
Anchorage Realty Company,  
Anderson-Vasilyk, Inc.,  
Andrews Securities Company,  
Aniline Dyestuff Corporation,  
Anita Appliances, Incorporated,  
Anita Millinery, Inc.,  
Anna Dress Company,  
Annese Mellotone Modulator Corporation,  
Annhugh Realty Company,  
A. Novaky & Bros. Co., Inc.,  
Ansonia Millinery Co.,  
Ansonia Millinery Co., of Paterson,  
Anthony Miller, Inc.,  
Anthracite Coal Mart,  
Antonides & McManus, Inc.,  
Anzolut Construction and Building Company,  
A. Parentini, Inc.,  
Apartment Garage,  
Apartment Painting & Decorating Co. Inc.,  
Apex Motor Lines, Inc.,  
A. P. H. Realty Co., Inc.,  
A. Poidomani Trucking Co., Inc.,  
A. Pukin, Inc.,  
Arcola Silk Company,  
Arco Printing Machine Company,  
Arctic Holding Company, Inc.,  
Ardem Realty Company,  
A & R Fruit Company,  
A. R. Goldblatt & Co. of Plainfield, New Jersey,  
A. & R. Holding Co.,  
Arlington Auto Exchange, Incorporated,  
Arlington Realty Company,  
Armenante Chemical Company,  
Armin H. Axelrad, Inc.,  
Armstrong-Beaumont Company,  
A. Ross & Company, Inc.,  
Arrow Dress Co.,  
Arrow Linen Supply,  
Arrow Service Builders,  
A & R Silk Company,  
Artercraft Silk Company,

Artess Co.,  
Arthur B. Jacobs, Inc.,  
Arthur & Norman, Inc.,  
Arthur Realty Company,  
Artley Studio, Inc.,  
Artline Metal Products, Inc.,  
Art Pure Food Shop, Inc.,  
Art Realty Company, Inc.,  
Asaj Realty Company,  
Asbury Avenue Corporation,  
Asbury Electric and Auto Parts Co.,  
Asbury Park Adjustment Service,  
Asbury Park Post, Inc.,  
Asbury Valve Co. Inc.,  
Ashbrook Corporation,  
Ashworth Corporation,  
Associated Automobile Mechanics of N. J., Inc.,  
Associated Auto Parts Co., Inc.,  
Associated Delicatessen Merchants of New Jersey,  
Inc.,  
Associated Druggists of New Jersey,  
Associated Hospital Service, Inc.,  
Associated Improvement Corporation,  
Associated Lawyers Abstract Company,  
Astor Coal Distributors, Inc.,  
Astoria Bar & Grill, Inc.,  
Astral, Inc.,  
Atco, Inc.,  
Atlantic Asbestos and Roofing, Inc.,  
Atlantic Bag and Paper Company,  
Atlantic City Broadcasting Company,  
Atlantic City Casino Holding Company,  
Atlantic City Waste Materials Co. Inc.,  
Atlantic Credit & Adjustment Bureau, Inc.,  
Atlantic Distributing Co., Inc.,  
Atlantic Hotels Incorporated,  
Atlantic Neon Corporation of New Jersey,  
Atlantic Securities Company,  
Atlantic Sport Wear Co. Inc.,  
Atlantic Store Fixture Co. Inc.,  
Atlantic Title Co.,  
Atlantic Waste Products Co.,  
Atlas Contracting Company, Inc.,

Atlas Dental Laboratory,  
Atlas Sales Corporation,  
Atlas Shoe Co., Inc.,  
Atlas Specialty Co.,  
Atlas Stationery & Printing Co.,  
Atlas Stone Tile & Supply Company,  
Auburn Realty Co.,  
Auctionite, Inc.,  
Audrey Realty Co.,  
Auer Company,  
Austen H. McGregor Estate, Inc.,  
Austerman Engineering Company,  
Auto Dealers Exchange,  
Automatic Burner & Heating Co., Inc.,  
Automatic Enterprises of N. J. Inc.,  
Automatic Heating Service, Inc.,  
Automatic Heat and Power Company,  
Automatic Pennyland & Amusement Co.,  
Automatic Systems, Inc.,  
Auto Tire Company,  
Avalon Land Company,  
Avon Bottling Co.,  
Avon Company,  
Avon Lamp Works, Inc.,  
Avon Mansion, Inc.,  
Avon Modes, Inc.,  
A. W. & P. C. Equipment Co.,  
  
Baily Circle Corporation,  
Bakers & Consumers Compressed Yeast Company,  
Baker's Mutual Cooperative Association of  
Newark,  
Balbo Realty Corp.,  
Baldwin Service Co.,  
Bale Holding Corporation,  
Banfield Motor Coach Corp.,  
Bankers' Finance Co.,  
Bankers Tavern, Inc.,  
Banner Apparel Shop, Inc.,  
Bantam Distributors of New Jersey Inc.,  
Barbara Frocks, Inc.,  
Barclay Amusement Corporation,  
Barco Realty Corporation,

Bar Fixtures Holding Corporation,  
Barhow Corporation,  
Barish Poultry Company,  
Barnegat and Long Beach Improvement Company,  
Barnes Industrial Equipment Co.,  
Barnet Cohen & Son, Inc.,  
Barney Schaeffer, Inc.,  
Barney's Wines & Liquors, Inc.,  
Baronite Corporation,  
Baron & Lunsky, Inc.,  
Bar Operating Company,  
Battery Corporation of America,  
Bauer Holding Company,  
Bayonne Cooperative Association,  
Bay View Realty Company,  
Beach Concessions, Inc.,  
Beacon Electrical Co., Inc.,  
Beakley Farms, Inc.,  
Beaver and Market Realty Company,  
Beaver Realty Company,  
Beck's Sea Food, Inc.,  
Beden Lake Corporation,  
Bedford Mercantile Co.,  
Beil Realty & Mortgage Co.,  
Belleville—Washington Corp.,  
Bell Laundry Co.,  
Bell Mortgage Company, Inc.,  
"Bellson-Grand Corp.,"  
Belmain Realty Company,  
Belmar Marine Basin Inc.,  
Belmar Park Realty Company,  
Belmont Paper Box Co.,  
Belmont Park Sports Arena, Inc.,  
Belvidere Felt Mills Incorporated,  
Ben Bierman, Inc.,  
Benco, Inc.,  
Bendix Airport, Inc.,  
Bendol Distributing Company, Inc.,  
Bennett Realty Company,  
Benni Electric Company, Inc.,  
Ben's Market Inc.,  
Bercel Holding Corporation,  
Bercovitz Realty & Construction Co.,

Bergen Brokers, Inc.,  
Bergen Chemicals, Inc.,  
Bergen County Radio & Electric Co.,  
Bergen County Sign Co.,  
Bergen Food Shop Inc.,  
Bergen Health & Mineral Institute Inc.,  
Bergen Suburban Realty Company,  
Bergen Tavern, Inc.,  
Bergenwood Private Garage Corporation,  
Berger Shops, Inc.,  
Berger's Quality Shop,  
Berkeley Coat Co., Inc.,  
Berkeley Lumber & Supply Co.,  
Berkowitz Realty & Investment Co. Inc.,  
Berkshire Holding Company,  
Berlo Holding Company,  
Bermudez Company,  
Bernard Painting & Decorating Studios, Inc.,  
Bernshire Coats, Inc.,  
Bertha Rosinus, Inc.,  
Bertman's, Inc.,  
Best Fuels Incorporated,  
Best Library Service, Inc.,  
Betsy Ross Ice Cream Corp.,  
Bette Gene, Inc.,  
Better Housing Corp. of N. J.,  
Betty Dress Company,  
Betty's Sweet Shoppe,  
Betz Motors. Inc.,  
Beverage Dispenser Corporation,  
Beyer's Prescription Pharmacy, Inc.,  
B. Freedman & Sons,  
B. F. & S. Co.,  
B. Gainsburg Company, Inc.,  
B. & G. Realty Company, Inc.,  
Bidwell Construction Co.,  
Bill Hay, Inc.,  
Binco Holding Company,  
Binder Steel Drum Co. Inc.,  
Bingo Amusement. Inc.,  
Bi - Rex Specialties, Inc.,  
Bi-State Transit Company, Inc.,  
B. J. Cohon, Inc.,

B. Kantor and Sons,  
B. & L. Corporation,  
Bleachine Manufacturing Corp.,  
Bloomfield Center Cab Corporation,  
Bloomfield Star Fruit Exchange Inc.,  
B. and L. Realty Co.,  
Blue Bell Inc.,  
Blue Goose Fruit Market, Inc.,  
Blue Ribbon Laundry Corp.,  
Blue Trail Hotels Corp.,  
Blumenthal Plumbing Company,  
Bobby Brothers, Inc.,  
Boecklen Construction Co.,  
Bogota Heights Realty Co.,  
Bollgru, Inc.,  
Bond Hand Laundries,  
Book Bazar, Inc.,  
Boonton-Morristown-New York Express, Inc.,  
Bootery, Inc.,  
Bordeaux Textile Printing Co. Inc.,  
Borden Press,  
Bordentown Telephone & Telegraph Co.,  
Borghi Realty Corporation,  
Boston Shoe Store. Inc., of Riverside, N. J.,  
Boulevard Realty Associates, Inc.,  
Boulevard Warehouse Co.,  
Box Lunch, Inc.,  
B. & P. Markets, Inc.,  
Bradford Securities Co., Inc.,  
Brad Holding Co.,  
Braithwaite Market, Inc.,  
Branch Brook Auto Exchange, Inc.,  
Brand Service Stores, Inc.,  
Branford-Arlington Garage, Inc.,  
Branford Garage & Parking Station, Inc.,  
Branford Tire Shop,  
Brauer Embroidery Co. Inc.,  
Breen Holding Company,  
Brent Service Stores, Inc.,  
Breuer Neon Company Inc.,  
Brewery Distributors, Inc.,  
Bridge Apartments Co.,  
Bridge Pharmacy,

Bridgeton Chandelier Company,  
Brigantine Beach Hotel Inc.,  
Brigantine Inc.,  
Brigantine Properties, Inc.,  
Brighton Auto Supply Co. No. 1,  
Broad Avenue Realty Corporation,  
Broadview Land Company of Berlin, New Jersey,  
Broadway Investment Company,  
Broadway Woodcliff Wine & Liquor Corp.,  
Broadwood Amusement Corporation,  
Bronlee Investment Company, Inc.,  
Brookside Laundry Inc.,  
Broughton Pharmacy, Inc.,  
Brown Construction Company,  
Browning Circle Realty Co.,  
Browning Construction Corporation,  
"Bruni Products, Inc.,"  
Brunson & Schlieff, Inc.,  
Brunswick and Evans Corporation,  
Brusk, Schwarz, Ltd.,  
Bryant Apartment House Company,  
B. & S. Specialty Company,  
Budd Lake Market, Inc.,  
Buff's Diner, Inc.,  
Builders Homes, Inc.,  
Builders, Inc.,  
Builders Specialty Co.,  
Building and Construction Company, Inc.,  
Building Estates Corporation,  
Building and Finance Company, Inc.,  
Building Materials, Inc.,  
Bulkwisk Incorporated,  
Burlew's In Sea Girt, Inc.,  
Burlington Printing and Publishing Company,  
Burmac Agency, Inc.,  
Burner Service, Inc.,  
Burns and Schaffer Amusement Co.,  
Burstein Realty Co.,  
Burton Equipment Corporation,  
Business Mens Homes, Inc.,  
Butler Brewing Company,  
Butler Products Corporation,  
Butterfly Vogue Company,

B & V Realty Company,  
Byram Contracting Company,

Cafe Internationale, Inc.,  
Cal-Chem, Inc.,  
Caldwell Miracle Water Co. Inc.,  
Caledonia Print Works,  
Califon Dairies, Inc.,  
Cambridge Realty Co.,  
Camden Cold Storage & Terminals Co.,  
Camden Glazing Co.,  
Camden Rail & Harbor Terminal Corporation,  
Camelot Realty Co.,  
Camp Marapo, Incorporated,  
Camp Wego, Inc.,  
Canal Company, Inc.,  
Canal Lining Company, Inc.,  
Cape May Beach Bungalow Co.,  
Capital Land Company,  
Capitol Broom Company,  
Capitol Contractors, Inc.,  
Capitol Fur Shop. Inc.,  
Capitol Supply Co., Inc.,  
Cardon's Exclusive Footwear, Inc.,  
Carl Lapin, Inc.,  
Carl L. Furner, Inc.,  
Carl - O - Corporation,  
Carlo Holding Co.,  
Carlo Pisicane Italian Cooperative Society of  
Orange, New Jersey,  
Carlton Company,  
Car-Man Realty Co.,  
Carmel Improvement Cooperative Assoc.,  
Carnaban Corporation,  
Cartha Food Products, Inc.,  
Carver-Kellogg Co. Inc.,  
C. A. West Foundry Company,  
C. B. Christiansen Company,  
C. B. Hotel Operating Corporation,  
Cece, Inc.,  
Cecil Company,  
Cedar Lane Market, Inc.,  
C. E. Dilkes Company Incorporated,



“Cel-U-Seal Corp.,”  
Center Food Company, Inc.,  
Central Bargain House, Inc.,  
Central Cleaning & Dyeing Co.,  
Central Finance System, Inc.,  
Central Jersey Distributing Company,  
Central Motor Sales, Inc.,  
Central Pharmacy, Inc.,  
Central Restaurant Company,  
Central and Sussex Realty Company,  
Central Taxi Company, Inc.,  
Century Dyeing and Finishing Company, Inc.,  
Century Milling Company, Inc.,  
Century Theatres, Inc.,  
Certified Title Company of New Jersey,  
Chadwick Corporation,  
Chain Slip Covers Shops, Inc.,  
Chamber Realty Company,  
Chambersburg Food Mart, Inc.,  
Champion Engine Corp.,  
Champion Realty Company,  
Chanticleer Markets, Inc.,  
Chapel Realty Co.,  
Charev Holding Co.,  
Charles A. Redden, Inc.,  
Chas. Beck Appliance Corp.,  
Charles Clyde Corporation,  
Charles Gorlem, Inc.,  
Charles, Hair Stylist, Inc.,  
Chas. H. Kielmeier, Inc.,  
Charles H. Maggs Electric Company,  
Charles K. Levy Company,  
Charles Luftig, Inc.,  
Charles O. Ahlstrom Co., Inc.,  
Charles Olsen, Inc.,  
Charles Singer, Incorporated,  
Chas. T. Savitz, Inc.,  
Charlie's Central Garage, Inc.,  
Charny Construction Company, Inc.,  
Charvic Arms, Inc.,  
Chatham Super Service Station, Inc.,  
Chauncey Depew Steele Farm, Inc.,  
Cheap Sam,

Chef Wonder Machine Co. Inc.,  
Chesnu Realty Co.,  
Chetwood Horse Company,  
Chief Realty Co.,  
Chilton Realty Company,  
Chisholm Company,  
Chocolate Shoppe,  
Christian Bruns Company,  
Churchill Corporation,  
Cinema Display Corp.,  
Circle Auto Credit Co., Inc.,  
Circle Fur Dressing & Dyeing Corp.,  
Circle Gardens, Inc.,  
City Hall Bakery & Lunch, Inc.,  
Civic Construction Company,  
Civic Realty Co.,  
Clark Motors, Inc.,  
Claymoor Mfg. Co.,  
Clees Valve & Engineering Co. Inc.,  
Clemens Holding Corporation,  
Clemens Manufacturing Corporation,  
Clement Realty Company,  
Cliffside Holding and Investment Company,  
Clifton City Express, Inc.,  
Clifton & Clifton, Inc.,  
Clifton Garage of Jersey City,  
Clifton Sports Enterprise, Inc.,  
Clinton Apartments, Inc.,  
Clinton Holding Company,  
Clinton-Peshine Realty Co.,  
Clinton Studios, Inc.,  
Clipit Products Corporation,  
Clipper Realty Co., Inc.,  
C & L Service Station, Inc.,  
Club Tavern. Inc.,  
Club 300. Inc.,  
Coal Carburetor Company, No. 1,  
Coast Line Realty Company,  
Coast Realty Co.,  
Cobb Milk and Cream Corporation,  
C. O. D. Company, Inc.,  
Co-Dell Pharmacy, Inc.,  
Cohansey Boat Works, Inc.,

Cohansey Oyster Co., Inc.,  
Coleman Tailoring Company,  
Cole Photo Service, Inc.,  
Colfax Realty Co.,  
College Waist & Dress Co.,  
Colleoni Realty Company,  
Collins Motor Service, Inc.,  
Collins Realty Company,  
Cologne Livestock and Agricultural Fair Association, Inc.,  
Colombo Realty Co., Inc.,  
Colonia Estates, Inc.,  
Colonial Department Store,  
Colonial Grill, Inc.,  
Colonial Lumber & Timber Co.,  
Colonial Ridge Homes, Inc.,  
Colonial Throwing Co.,  
Colorechem, Inc.,  
Colton Chemical Corporation,  
Colton Shop, Inc.,  
Columbia Manufacturing Co. Inc.,  
Columbia Service, Incorporated,  
Columbia Silk Mills, Inc.,  
Comet Electric Company,  
Comet Shoe Repairing Co.,  
Commerce Company,  
Commerce Service Company,  
Commercial Fiscal Co.,  
Commodity Distributors, Inc.,  
Communication Development Co. Inc.,  
Communipaw Realty Corporation,  
Community Pharmacy, Inc.,  
Community Quality Stores, Inc.,  
Comsec Distributors, Inc.,  
Concord Farm,  
Concrete Supply Corporation,  
Confectioners, Tobacconists and Stationers Advertising Service Inc.,  
Congress Piece Dye Works, Inc.,  
Connie's Frocks, Inc.,  
Connor Realty Inc.,  
Conos Realty Co. Inc.,  
Conrad Hosiery Company, No. 2,

Conservative Realty Company,  
Consolidated Construction Company,  
Consolidated Contracting Co., Inc.,  
Consolidated Corporation,  
Consolidated Iron & Steel Co.,  
Consolidated Plan of New Jersey Inc.,  
Consumers Cooperative Dairy Association,  
Contreal, Inc.,  
Cook-Ceramic, Inc.,  
Cooperative Association of New Jersey,  
Cooperative Builders, Inc.,  
Cooperative Housing Co.,  
Cooperative Italian Union Hatter's Assoc.,  
Cophri Company,  
Corbyn Housing Corporation,  
Corner Company,  
Correct Home Laundry,  
Correct Service Laundry Co.,  
Corriere Della Domenica Publishing Co. Inc.,  
Corson Realty Co.,  
Cortland Home Builders, Inc.,  
Costa - Santoro Co. Inc.,  
Cottage Estates, Inc.,  
Coughlin Realty Co.,  
Country Club Motors, Inc.,  
County Builders, Inc.,  
Court Luncheonette Inc.,  
Cozwil Realty Co.,  
C. P. Esibill Lumber Co.,  
C. P. Wholesale Fruit Co., Inc.,  
Crandell-Stevens Motor Company, Inc.,  
Crane Hosiery Corporation,  
Crane-Moore Realty Company,  
Cranford-Union Realty Co.,  
Cram Holding Co., Inc.,  
Crawford Plumbing and Heating Co. Inc.,  
Cream-Top Farms, Inc.,  
Cregar Inc.,  
Crescent Art Novelties, Inc.,  
Crescent Auditorium Co. Inc.,  
Crest Hill Realty Co.,  
Criterion Mills, Inc.,  
C. R. Marshall & Son, Inc.,

Crompton & Lee,  
Crompton & Lee, Inc.,  
Crossan Construction Company,  
Crosstown Construction Company,  
Crowell, Lyon and Ochs, Incorporated,  
Crown Construction Corporation,  
Crown Drug, Inc.,  
Crown Food Markets, Inc.,  
Crown Point Products, Inc.,  
Crown Realty Company,  
C. & R. Trucking Co.,  
Crusader Oil Corporation,  
C. and S. Land and Investment Company,  
Curran Boiler Works, Inc.,  
Currey & Price, Inc.,  
Curtis Yeast Co. Inc.,  
Custer Investment Co.,  
Custer Trading Corp.,  
Cut Stone Lining Company,  
Cutter-Yates, Inc.,

D. & A. Building Corporation,  
Dairymen's Service,  
Dalfo Associates Inc.,  
Dalla Rovere Sales Corporation,  
Damiscotta Realty Corporation,  
"Danna Distributors, Inc.,"  
D'Annunzio Food Store Inc.,  
D. A. #2 K of L Cooperative Co.,  
Danzis Pharmacy Inc.,  
Dare's Flowers, Inc.,  
Dave's Beefsteak Shop,  
David R. Rittenhouse, Inc.,  
Day-Elder Motor Truck Co.,  
Deal Food Market Inc.,  
Deal Gables Incorporated,  
Deal Products Co., Inc.,  
Deb-Ette, Inc.,  
Debow Motors, Inc.,  
Debutante Shoppe,  
Dee Bee Realty & Investment Co.,  
Deer Hill Park,  
De Haan, Inc.,

Delaware Valley Realty Company,  
Delaware Valley Distilleries Corp.,  
Deldun Realty Co.,  
Delevan Holding Company,  
De Luxe Shows of America, Inc.,  
De Luxe Tile and Terrazzo Co.,  
Dembling Construction Company,  
Denier Mirror & Plate Glass Co. Inc.,  
Denning Realty Co.,  
Denville Land Company,  
Dependable Latex Products, Inc.,  
Deposit Holding Corporation,  
Desero Corporation, Inc.,  
Development Corporation,  
D. G. L. Realty Co.,  
D & H Games, Inc.,  
Dial Dinette, Inc.,  
Digest Holding Company,  
Dillon Coal Corporation,  
Dillon Stores Inc.,  
Dilwood Manufacturing Company,  
DiMartino Building Company,  
Dispatch Delivery Service, Inc.,  
Distillers Factors Corporation,  
Dixie Dry Cleaning Stores,  
Dixonite, Inc.,  
Dobb's Millinery Co.,  
Doctor J. C. Graft Terraplastica Manufacturing  
Company,  
Dogardite Mfg. Co., Inc.,  
Dolls Eyes, Incorporated,  
Dolly-Lynn Hat Shop Inc.,  
Donald F. Peck, Inc.,  
Donaldson-Reynolds, Inc.,  
Donofrio Amusement Enterprises,  
Dontomatic Corporation,  
Dot Motors Incorporated,  
Double Diamond Flour Co., Inc.,  
Doughnut Inn, Inc.,  
Douglas G. Sloan Inc.,  
Douglas Investment Co.,  
D. and P. Wash Suit Company,  
Dragon Corporation,

Dragon Hosiery Mills,  
Dreamland Coaster Company,  
Dreamland Hey-Dey Co.,  
duBuse Pharmacy, Inc.,  
Duchess of Windsor, Inc.,  
Dudley Company,  
Duer Realty Co. Inc.,  
Duff Acres, Inc.,  
Dumont Bunker, Inc.,  
Dunn's Inc.,  
Dutch Treat System, Inc.,  
D. & W. Amusement Company,  
Dye-Col Products, Inc.,  
Dyers Institute, Inc.,  
D. Z. Westervelt, Inc.,

Eagle Mens Shop,  
Eagle Millinery Corporation,  
Eagle Point Reservation,  
Eagle's Meat & Poultry Market,  
East Brunswick Realty Company, Inc.,  
East Coast Feather Corp.,  
Eastern Box & Lumber Company Inc.,  
Eastern Buffet System,  
Eastern Dental Exchange, Inc.,  
Eastern Motor Sales, Inc.,  
Eastern Natural Gas Corp.,  
Eastern Photoplate Corporation,  
Eastern Salvage Corporation,  
E. A. Stickel, Inc.,  
East Orange Department Store,  
East Orange Fruit Exchange,  
East Orange Holding Co.,  
East Orange Motor Sales, Inc.,  
East Point Beach Estates, Incorporated,  
East Rutherford Roofing Supply Company, Inc.,  
East Summit Bakery, Inc.,  
Ebner's Garage, Inc.,  
Eclipse Air Brush Company,  
Economy Coat, Apron & Towel Supply Co.,  
Economy Development Company, Inc.,  
Economy Furniture and Storage Co.,  
Economy Market, Inc.,

Economy Painting and Decorating Company,  
Economy Shoe Rebuilders, Inc.,  
Economy Wall Paper & Paint Store, Incorporated,  
E. C. Realty Corporation,  
E. C. Reed Plumbing and Heating Co.,  
Edelbrau Distributors, Inc.,  
Edell's Cut-Rate Drugs,  
Edgemont Realty Co., Inc.,  
Edhof Realty Co.,  
Edmund Abeles, Inc.,  
Edru Realty Company,  
Ed. Erickson's Generator Exchange Co.,  
Edward J. Bailey & Son, Inc.,  
Edward McDonough Coal Company,  
Edward N. Mason & Company,  
Edward Transportation Co.,  
Eegee Dress Company, Inc.,  
Effvee Realty Company,  
E. G. Tanning, Inc.,  
E. H. Schmidt Hygiene Ice Company,  
876 Palisade Avenue, Teaneck Corporation,  
83 Smith Street Company,  
Eisenbud's Service Station, Inc.,  
Ekard Investment Company,  
Eking-Wright, Inc.,  
Elaine, Inc.,  
Elaine Shops Inc.,  
Elder Co.,  
Eldorado Escalator Co.,  
Electrode Specialty Company,  
Electronic Coating Laboratory Inc.,  
Electronic Musical Instruments, Inc.,  
Electronics Products Inc.,  
Elegant Handbag Corporation,  
Eleven Forty-Three Corporation,  
Elgin Knit Fabrics Corporation,  
E. & L. Holding Co.,  
Elias Jacob, Inc.,  
Elizabeth Center Service Station Inc.,  
Elizabeth Telephone Company,  
Elizabeth Trucking Co.,  
Elizabeth Typesetting Co., Inc.,



Elk Radiator Enclosures, Inc.,  
Elliott Food Co., Inc.,  
Elm Construction Company,  
Elmora Delicatessen, Inc.,  
Elmwood Realty Company,  
Elro Realty Corp.,  
E. L. Spellman Co., Inc.,  
E. Lutze Co.,  
Elwood Holding Corporation,  
Ely Co.,  
E. Mayer, Inc.,  
Embassy Market, Inc.,  
Embassy Theatre Co.,  
Emblem Realty Co.,  
Emca, Inc.,  
Emes Sales Co.,  
E. & M. Fur Co., Inc.,  
Emgee Holding Company,  
Empire Bag Co., Inc.,  
Empire Coat Co. Inc.,  
Empire Dairies, Inc.,  
Empire State Holding Corporation,  
Empress Fabrics Finishing Co. Inc.,  
E. M. Schloicka, Inc.,  
En-Dev- Company, Inc.,  
Endy Butter & Egg Corp.,  
Engco Natural Gas & Electric Corp.,  
Engel Bar and Liquor Inc.,  
Englewood Dog and Cat Hospital, Inc.,  
Englewood Home Builders, Inc.,  
Englewood Paper Supply Co. Inc.,  
Englewood Realty Co.,  
Enrico, Hairdresser Inc.,  
Enterprise Chemical Products Co.,  
Epicure, Inc.,  
Epple and Jaeger, Inc.,  
Equitable Credit Corporation,  
Equitable Holding Company,  
Equitable Loan Service of Elizabeth,  
Equity Corporation,  
Equity Management Corporation,  
Erna Realty Co., Inc.,  
E. Smith Co., Inc.,

Essex Bedding Co., Inc.,  
Essex Fur Co., Inc.,  
Essex Priscilla Parker Distributors Inc.,  
Essex Realty Company,  
Essex Restaurant Equipment Corp.,  
Essex Wallpaper Co., Inc.,  
Esswood Corporation of America,  
Estate of Max Gold, Inc.,  
Estate of Otto J. Loth, Inc.,  
Estilo Lingerie, Inc.,  
Estling Lake Ice Company,  
Euclid Produce Trucking, Inc.,  
Eureka Cabinet Shop,  
European Vegetable Oil Co.,  
Everett Corporation,  
Evona Investment Company,  
Exchange Restaurant,  
Exterior Home Improvement Co.,  
Eyedoll Corporation,

Fabian Brass Rail, Inc.,  
Faircraft Furniture Co.,  
Fairlawn Manor Land Co.,  
Fairway Products, Inc.,  
F. A. J. Realty Company,  
Falette-Durr, Inc.,  
Faller Sign Co., Inc.,  
Familee Inc.,  
Family Cemetery Corporation,  
Family Realty Company,  
Famous Detective Story, Inc.,  
Fanirma Corporation,  
Fanny Isaacson Embroidery Co.,  
Farmers Service, Inc.,  
Fashion Company, Inc.,  
Fashion Knitwear and Sportshop, Inc.,  
F. B. J. Realty Co.,  
F. D. Dierks, Inc.,  
Federal Equipment Co.,  
Federal Grill, Inc.,  
Federal Knitwear Corporation,  
Federal Paint Distributing Corp.,  
Federated Realty Inc.,

Feind & Hain Drug Co. Inc.,  
Feld Bros. Inc.,  
Felden Plumbing and Heating Co. Inc.,  
Felice E. DiFabio Company,  
Felix Nestele, Inc.,  
Fellfam Realty Corporation,  
Fells Company,  
Fenner Park Sales Co.,  
Fern Corporation,  
Ferraud-Vesco Realty Company,  
Fidelity Credit Adjustment Corporation,  
Fidelity Estate Company,  
Fidelity Guaranty Corporation,  
Fields of Clover, Inc.,  
Fifth Ave. Co. of Long Branch,  
55 Kempson Place Realty Co.,  
Finance Outlet, Inc.,  
Fine-Davis Gowns, Inc.,  
Finkelstein's Hardware Inc.,  
Firestone Lighting Fixture & Novelty Co.,  
First Newark Corporation,  
Fisher Body Company of Newark, N. J.,  
Fishery Products of America, Inc.,  
Fishkill Trading Corp.,  
Fit-Mode Shoe Shop,  
592 Main St., East Orange, N. J. Inc.,  
501 Bergenline Ave., Corp.,  
536 Broad Street Corporation,  
526 Central Avenue Co.,  
Five O'Clock Club,  
Flag Realty Co.,  
Flakice Corporation,  
Flame - Peeled Processes, Inc.,  
Flame-Peeling Machines, Inc.,  
Flash Electrical Company, Inc.,  
Fleck-Atlantic Co.,  
Flexline Products, Inc.,  
Flint Eddy & Co. Trading Corporation,  
Flint & MacDowell, Inc.,  
Flora Bros., Inc.,  
Flores Realty Co.,  
Floridian Valet, Inc.,  
Floyd Motors, Inc.,

F. M. K. Miller, Inc.,  
Foerster's Pastry Shop, Inc.,  
Foot Health Institute,  
Forest Holding Company,  
Forty-Eight Holding Co., Inc.,  
44 Commerce Street Corporation,  
Forty-Nine Tonnele, Inc.,  
Forty-One East Palisade Avenue Holding Corp.,  
47-49 Throop Avenue Corporation,  
Forum Hat Corporation,  
Fountain Mortgage Service, Inc.,  
Fourel Realty Corporation,  
415-421 Madison Avenue Corp.,  
463 Springfield Avenue, Inc.,  
438 High Street Corporation,  
Four Hundred and Two Claremont Avenue Corp.,  
Four Leaf Corporation,  
Francine's Inc.,  
Frank K. Loomis, Inc.,  
Franklin Millinery of Passaic, Inc.,  
Franklin Realty Corp. of New Jersey,  
Franklin Service Station, Inc.,  
Franklin Sweet Shoppe, Inc.,  
Frank's East Orange,  
Frank's new brunswick,  
Fred Bunz, Inc.,  
Fred C. Robbins Realty Corporation,  
Frederick J. Wright Co.,  
Fred Goebel, Inc.,  
Fred H. Ponty Holding Company,  
Fred Mueller & Son, Inc.,  
Fred Oberg, Inc.,  
Freehold School of Commerce,  
Freemont Realty Company,  
Freligh Display Service, Inc.,  
French Art & Novelty Co., Inc.,  
French Bakeries Incorporated,  
Frenchy's Tavern, Inc.,  
Freneau Brick Co.,  
Fritzie's Inc.,  
Frostoff, Inc.,  
F. R. Thompson, Inc.,  
Fruit Growers Union & Cooperative Society,

Furey's Products, Inc.,  
F. W. Bergendahl, Incorporated,  
  
Gaetano Micone Realty Co.,  
Gama Corp.,  
Garden Holding Company,  
Garden State Cleaners & Dyers Inc.,  
Garden State Maisonette Corporation,  
Gardner Hotel, Inc.,  
Garfield Ice Company, Inc.,  
Garley Realty Co., Inc.,  
Gartley Corporation,  
Gates-Way-Parks, Inc.,  
G. Bailey Oberfield, Inc.,  
G. B. Bearder, Inc.,  
G. B. Williamson Co., Inc.,  
Geller Dye Works, Inc.,  
Gem 5-10-25 Cent Stores,  
Gem-Victory Corporation,  
Gene G. Meyer, Inc.,  
General Commercial Finance Corp.,  
General Construction Company,  
General Factors Company, Inc.,  
General Furniture Mfg. Co., Inc.,  
General Glass Co.,  
General Land Development Company,  
General Operating Co., Inc.,  
General Painting Co.,  
General Products Sales Corp.,  
General Retails Stores, Inc.,  
General Soda Fountain Co. Inc.,  
General Store Fixture Co., Inc.,  
General Waterproof Engineering Co.,  
Geo. A. Myers & Co., Inc.,  
George F. Elliott, Inc.,  
George Hade, Inc.,  
George J. Haney Coal Co.,  
George P. Leonard, Inc.,  
George P.-Walter Pitkin & Co. Inc.,  
Georges, Inc.,  
George Smith & Sons of Montclair,  
George Street Holding Company, Inc.,  
George W. Bieler, Inc.,

Georgia H. Holding Company,  
Georgies Market, Inc.,  
Giant Markets, Incorporated,  
Gibbon & Co.,  
Gibraltar Contracting & Hauling Corp.,  
Gibraltar Equipment Corp.,  
Gildins, Inc.,  
Gillette Photographic Co., Inc.,  
Glame, Inc.,  
Glassman's Hardware & Paint Company,  
Glatier, Inc.,  
Glen Orchard, Inc.,  
Glen Ridge Securities Company,  
Globe Food Center, Inc.,  
Globe Home Improvement Co.,  
Globe Iron Works, Inc.,  
Globe Paint Supply Corporation,  
Globe Sales Co.,  
Glomart Garment Co. Inc.,  
Gloria-Norma Realty & Holding Company, Inc.,  
G-L-R Holding Company,  
G. M. Mfg. Co.,  
G. M. Realty Company,  
Goggel's Bakery, Inc.,  
Goldberg's Shoe Store,  
Golden Arrow Medical Company,  
Golden Harvest Bread, Inc.,  
Goldfein's Market, Inc.,  
Goldin and Bahash, Inc.,  
Goldstein & Goldstein, Inc.,  
Goldstein's Inc.,  
Goodman Pharmacy, Inc.,  
Gordons' Store Inc.,  
Gorodetzer Hotel Corporation,  
Gotham Sportwear,  
Grace Goodloe Studio of Functional Exercises Inc.,  
Graecrest,  
Gramercy Sugar Company,  
Grandee, Inc.,  
Grand Motors, Inc.,  
Grand Sportwear Co.,  
Grange Cooperative Society,  
Granite Service, Incorporated,

Granstone Contractors, Inc.,  
Grant Bros., Inc.,  
Graystone Realty Corporation,  
G. R. C. Amusement Co.,  
Greeley Coats, Inc.,  
Green Shops, Inc.,  
Green Street Realty Company,  
Green Tree Farms,  
Greenville Holding Company,  
Greer and Harker, Inc.,  
Grenloch Park Skooter, Inc.,  
Grenroad Holding Co.,  
Grove Plumbing and Heating Co.,  
Grove Transportation, Inc.,  
G. & R. Productions, Inc.,  
G. Stewart Smith & Co.,  
Guarantee Fruit Markets, Inc.,  
Guaranty Building Materials Company,  
Gulis Construction Co. Inc.,  
Guttenberg Realty Company,  
Gydnia American Bar and Restaurant Inc.,

Haas Auto Sales, Inc.,  
Habanero Lumber Company,  
Haben Holding Corporation,  
Hackensack Auto Wreckers, Inc.,  
Hackensack Food Center, Inc.,  
Hackensack Land Company,  
Hackensack Oval Bar, Inc.,  
Haddon Trading Company,  
H. & A. Kaplan, Inc.,  
Hal Broadcasting Company, Inc.,  
Hale's Preparations Company, Inc.,  
Hall-Saunders Co., Inc.,  
Hal Realty Corporation,  
Hamilton Adjustment Company,  
Hamilton Bar & Grill, Inc.,  
Hamilton Candy Co. Inc.,  
Hamilton College of Commerce,  
Hamilton Oil Co.,  
Hamilton Sanitarium,  
Hamlet Chemical Products Co.,  
Hammacher Realty Co., Inc.,

Hammonton Coat, Inc.,  
Hand Printers Guild, Inc.,  
Hango Realty Co.,  
Hanover Fruiterie Inc.,  
Hansen & Co., Inc.,  
Harburn Realty Company,  
Hargreaves Stone, Inc.,  
Harmax Corporation,  
Harold A. Myers, Inc.,  
Harold Motors, Inc.,  
Harold S. Schwartz Inc.,  
Harold Stout Tire Stores,  
Harper Brothers, Inc.,  
Harris Millwork Co. Inc.,  
Harris Realty Company, Inc.,  
Harros Holding Company,  
Harry Byer Sons' Co.,  
Harry Byer Sons, Inc.,  
Harry E. Brewin and Sons, Inc.,  
Harry Friedman, Inc.,  
Harry Goldberg, Inc.,  
Harry Rosenthal, Inc.,  
Harry's Dairy, Inc.,  
Harvard Holding Co.,  
Harwood Motors Company, Inc.,  
Hav-A-Vue Realty Corporation,  
Haworth Developing Corporation,  
Haworth Inn, Inc.,  
Haworth Parkways Inc.,  
Hawthorne Delicatessen, Inc.,  
Hayes Manufacturing Company,  
H. Biber Inc.,  
H. D. & E. Building and Land Company, Inc.,  
Health Bubble Bath Co.,  
Health and Educational Films Co. of America,  
Health-Water Company,  
Hearthstone, Inc.,  
Heat & Cold Equipment Co.,  
H. E. B. Products, Inc.,  
Hedwig Company,  
Heigh-ho Mines Company,  
Heko Realty Company,  
Heldner Realty Corp.,



Hemmal Tavern Inc.,  
Hemun Realty Co.,  
Henco Holding Corporation,  
Henderson Development and Construction Corporation,  
Henri M. Weil, Inc.,  
Henry H. Turner Corporation,  
Henry, Inc.,  
Henry J. Betz & Son, Inc.,  
Henry L. Fantl, Inc.,  
Henry Street Building Co.,  
Heran Company,  
Herbshell Investment Co., Inc.,  
Herbert H. Schulstadt, Inc.,  
Hermann Decorating Co., Inc.,  
Herman Realty Company,  
Herman Realty Corporation.  
Hermida Laboratories, Inc.,  
H. Ernest Strubbe, Inc.,  
Herpich & Weick, Inc.,  
H. & G. Realty Corporation,  
H. Grossman & Sons,  
H. & H. Diners,  
Hickory Holding Co.,  
High Mountain Park Land Company,  
Hilda's Beauty Shoppe,  
Hildebrecht Hotel Corporation,  
Hill Apartment Hotel, Inc.,  
Hillcrest Manor Realty and Development Co. Inc.,  
Hillcrest Pharmacy.  
Hirsch & Witkin, Inc.,  
Hirsh Construction Co.,  
"The Hitchin' Post, Inc.,"  
H. Jahn, Inc.,  
H. Krumgold & Sons, Inc.,  
H. & M. Motor Supplies, Inc.,  
H - M - N Realty Co.,  
Hobart Art Rooms, Inc.,  
Hobson Apartments, Inc.,  
Hockenjos Boat Co.,  
H. O. D. Holding Co. Inc.,  
Hoffman-Tenny Realty Co.,  
Holland Food Co.,

Holland Holding Company, Inc.,  
Holly Beach Realty Company of Wildwood, N. J.,  
Hollywood Enterprises, Inc.,  
Hollywood Slenderizing Salon,  
Holman & Company,  
Home Bond & Mortgage Company,  
Home Farms Corporation,  
Home Improvement Co.,  
Home Mortgage Co.,  
Home Realty Co., Inc.,  
Homesdale Realty Company,  
Home Service Appliances, Inc.,  
Homestead Dyeing Co., Inc.,  
Homes of Tomorrow, Inc.,  
Honesdale Realty Co.,  
Hopeton Realty Corp.,  
Horbach Realty Company,  
Horn Tablet Corporation,  
"Horse Klein,"  
Hottel's Inc.,  
House of Java Inc.,  
Howard Amusement Co.,  
Howard Coal Co.,  
Howard Hager Co.,  
Howard Realty Company No. 2,  
Howell Restaurant Co., Inc.,  
H. P. R. Corp.,  
Hrbek Bros. & Co.,  
H. Security Co., Inc.,  
H. & S. Terhune, Inc.,  
H. Streicher, Inc.,  
H. S. W. Holding Corporation,  
H. T. C. Holding Co.,  
H. & T. Holding Company,  
Hubers Tearoom, Inc.,  
Hub Extension Service Inc.,  
Hudson Cap Co. Inc.,  
Hudson County Big Bear Market, Inc.,  
Hudson County Mortgage Loan Co.,  
Hudson County Realty Company,  
Hudson Holding and Finance Company,  
Hudson Management Company,  
Hudson Scrap Iron and Metal Co., Inc.,

Hughes Meat Packing Company Inc.,  
Hughes Pork Products Company,  
Hunter Fur Company, Inc.,  
Hurlox Manufacturing Co., Inc.,  
Huron Trading Corporation,  
Hydroxsul, Inc.,  
Hyman Weiner & Son, Inc.,  
  
I. & C. Holding Co., Inc.,  
Ida L. Holstein, Inc.,  
Ideal Bargain Store, Inc.,  
Ideal Beer Cooler Equipment Co.,  
Ideal Distributors, Inc.,  
I. Gasman, Inc.,  
I. Jacobs, Inc.,  
I. Mintz, Inc.,  
Imperial Hotel, Inc.,  
Imperial Print Works, Inc.,  
Independent Bakery,  
Indiana Southwestern Gas Corporation,  
Indian Motorcycle Sales Co.,  
Indicator Corporation,  
Industrial Chemical Company, Inc.,  
Industrial Cooperative Association of Carmel,  
Industrial Credit Corporation,  
Industrial Electronics Co.,  
Industrial Print Works,  
Industrial Laboratories, Inc.,  
Infant & Co.,  
Informer Publishing Company,  
Institute Sales Corporation,  
Insulated Brick Veneer Company, Inc.,  
Insulation Corporation of America Inc.,  
Insulation Products Distributors Inc.,  
Interboro Lumber & Coal Co.,  
Interlock Brick Co., Inc.,  
International Co., Inc.,  
International Investment Company,  
International Music Festival Corporation,  
International Transportation Institute, Inc.,  
Intersectional Newsdealers, Inc.,  
Interstate Duck Company,  
Interstate Live Poultry Company,

Interstate Lumber Corp., Inc.,  
Interstate Neon Corporation,  
Interstate Roofing Supply Co., Inc.,  
Interstate Service Agency,  
Interstate Store Fixtures Co.,  
Interstate Traffic Control Corporation,  
Invited Guests, Inc.,  
Ira A. Berman Realty Company,  
Irving's Produce Co.,  
Irvington Window Cleaning Co., Inc.,  
Irvy Myers, Inc.,  
Irwin Kriegel Furrier, Inc.,  
Island Motor Co.,  
Italian Cafe, Inc.,  
Italian Cooperative Society of Passaic,  
Ivanhoe Cleaners, Inc.,  
Ivanhoe Park Corporation,

Jacey Company,  
Jack Chesloff Corp.,  
Jackson Building Co., Inc.,  
Jacob Fabian, Inc.,  
Jacobson Painting & Decorating Co.,  
J. and A. Holding Co.,  
Jamesburg Confectionery Inc.,  
James H. Betts, Inc.,  
James H. Swann Company, Inc.,  
James Young and Sons,  
Janssen's Service Station,  
Jayar Realty Co.,  
Jayess Company,  
Jayess Construction Company,  
Jay-Jay-Em Corp.,  
Jays Apparel, Inc.,  
Jay's Dress Corp.,  
Jaysee Holding Corp.,  
J-Bar-O Dude Ranch, Inc.,  
J. Campanella Co.,  
J. D. Curtis Corporation,  
J. D. D. Holding Company, Inc.,  
J. D. Trucking Co.,  
Jeanette Powder Puffs, Inc.,  
Jedco Dye Works,

Jefferson Loan Association,  
Jeff-West Realty Co.,  
Jem Holding Co., Inc.,  
Jerry's Cut-Rate, Inc.,  
Jersey Adjustment Co.,  
Jersey Air Service, Inc.,  
Jersey Avenue Realty Corporation,  
Jersey City Fruit Exchange,  
Jersey Confectioners Supply Co.,  
Jersey Development Company,  
Jersey Electric Company, Inc.,  
Jersey Headwear Mfg. Corp.,  
Jersey Liquor Market,  
Jersey Sand and Gravel Corporation,  
Jessup and Company,  
J. F. & K. Ladies' Coats, Inc.,  
J. F. Realty Co., Inc.,  
J. G. Corporation of Newark,  
J. H. Holding Corporation,  
J. Jacobson, Inc.,  
J. J. Bowden & Sons Co.,  
J. J. Loughlin Typewriter Exchange,  
J. & J. Textile Corp.,  
J. K. S. Realty Corporation,  
J. L. Marsh, Inc.,  
J. Machetto Contracting Co.,  
Joanna Realty Corporation,  
Joanola Investment Corporation,  
J-O Dude Ranch, Inc.,  
Joel Realty Co.,  
John C. Schmieder, Inc.,  
John DeBeer, Inc.,  
John E. Dooly Company,  
John H. Groo, Inc.,  
John J. Carlin, Inc.,  
John J. Daly Company,  
John Kiss Sons Textile Mills, Inc.,  
John O. Eshbaugh, Inc.,  
John P. Mohr Realty & Mortgage Co.,  
John Riccio, Inc.,  
John R. Phillips Insulating Corporation,  
Johns Coiffeur De Paris,  
John's Grill,

Johnson's Equipment Company,  
John Stalder, Inc.,  
John Young and Son Realty Co.,  
Jo-Lee Shops, Inc.,  
Jolena Silk Co., Inc.,  
Jomel Shops, Inc.,  
Jorita Realty Corporation,  
Jo-Ro Company,  
Jorray's Jewelry Store, Inc.,  
Joseph McNally, Inc.,  
Joseph Piana Co., Inc.,  
Joseph's Pharmacy, Inc.,  
Journal Square Fruit Exchange No. 2,  
J. P. Bacharach Realty Co.,  
J. R. Frawley, Inc.,  
J. & R. Fuel Oil Transportation Co., Inc.,  
J. Shlainsey, Inc.,  
J. Steinberg & Sons Corporation,  
J. T's Flat Wheat Co., Inc.,  
J. T's Food Products Co.,  
Judd Credit Jewelers, Inc.,  
Jumping Brook Restaurant, Inc.,  
Justa Mfg. Co., Inc.,  
J. Willits Berry, Inc.,  
J. W. Parker & Son, Inc.,  
J. Zangwill & Sons, Inc.,

Kaburn, Inc.,  
Kahn Amusement Corporation,  
Kamp Fabrics,  
Kane's Drug Store, Inc.,  
Kappel Wholesale Jewelers, Inc.,  
Karl-Slingland Home and Land Company,  
Kaycee Properties, Inc.,  
Kay Electric Supply Inc.,  
Kaye Optical Co.,  
Kay Lee Frocks Inc.,  
Kay N Ess, Inc.,  
Kay's Hillside Model Bakery, Inc.,  
Keansburg Baking Company, Inc.,  
Kearny Sportwear, Inc.,  
Keetone Finance Corporation,  
Kelly Estate Corporation,

Kelsey's Syndicate, Inc.,  
Kengeter & Mertz Co.,  
Kenilworth Manufacturing Co. Inc.,  
Kenmore Furniture Co. Inc.,  
Kennedy Realty Company,  
Kennedy's Radio Service, Inc.,  
Kenneth L. Jones, Incorporated,  
Kent Service Stations, Inc.,  
Key City Bolt & Spike Works,  
Keyless Lock Corporation,  
Keyport Motors, Inc.,  
K. & F. Beef Co., Inc.,  
Kiddieland,  
Kingan Refrigerator Line,  
Kingberry Engineering Corporation,  
King Cesspool Service, Inc.,  
King Coal Co., Inc.,  
King Cole Refreshment Co. Inc.,  
Kingsland Food Market, Inc.,  
Kitchen Aids, Inc.,  
Kitty Kelly Realty Co., Inc.,  
K. & K. Provisions, Inc.,  
Kleena Corporation,  
Kleinhaus Stores, Inc.,  
Kless Diner, Inc.,  
Knickerbocker Dress Company, Inc.,  
Kniering Coal & Oil Co., Inc.,  
Knight Products, Inc.,  
Knit-Tex Sportswear, Inc.,  
Knopf, Reeves & Smith, Inc.,  
Kobus Shoe Store,  
Kohn & Sons, Inc.,  
Koltman & Son, Inc.,  
Kooler-Aire of New Jersey, Inc.,  
Koren Kreedian, Inc.,  
Korreet Auto Service,  
Kramer Holding Company,  
Krieg, Spector & Citron, Inc.,  
Krieg, Spector & Citron Realty Company,  
Kriete Pickle Works, Inc.,  
Kroener Realty Corporation,  
Kroop Beef Company,  
Krug Dairy Products,

La Belle Beauty Salon, Inc.,  
L. & A. Co.,  
La Conga, Inc.,  
Lady Fair Trading Corp.,  
Lady Gay Inn,  
Ladyn-Kray Inc.,  
Lake Casino Amusement Corp.,  
Lake Land Publishing Co.,  
Lake Morris Land and Improvement Co.,  
Lakeside Park Land Company, No. 2,  
Lakeview Holding Company,  
Lakeview Stores, Inc.,  
Lakewood Laundry and Dry Cleaners Inc.,  
Lakewood Sanitary Bakery, Inc.,  
Lakin Incorporated,  
Lansdale Company,  
Lansky Food Co.,  
Lappe's Beauty Parlor,  
Lario Realty Company,  
La Roe Chemical Company,  
La Salle Bootery, Inc.,  
La Salle Luncheonettes, Inc.,  
Lasan Realty Company, Inc.,  
Lausen Realty Co.,  
Lawrence Food Stores, Inc.,  
Lawrence Soap Co.,  
Lawyers Incorporation Company,  
L-B Furniture Co. Inc.,  
League Realty Company,  
Leeds Inc.,  
Lee's Drug Co.,  
Lee's, Inc.,  
Legal Publications, Inc.,  
Leibenhaut's Meat and Poultry Market, Inc.,  
Lemar Corporation,  
Lembeck Corporation,  
Lencar, Inc.,  
L. E. Newman, Inc.,  
Lenox Shop,  
Len-Wal Corporation,  
Leo Roughgarden, Inc.,  
Lerman & Son Holding Co.,  
Leslie Building Company,



Leslie Painting Co.,  
Levick Oil Corporation,  
Levine Silk Co. Inc.,  
Lexington Air Conditioning Co.,  
L. Goldberg & Son, Inc.,  
Liberal Publishing Co.,  
Liberty Auto Finance Co.,  
Liberty Home Builders, Inc.,  
Liberty Moving and Storage Co.,  
Liftomatic, Inc.,  
Ligatto-Patire Transportation Company,  
Lila's Beauty and Reducing Salon,  
Lilyan Silk Mills, Inc.,  
Lincoln Developing Corporation,  
Lincoln Dress Co., Inc.,  
Lincoln Inn,  
Lincoln Memorial Park,  
Lincoln Print Sales Corporation,  
Lincoln Studios, Inc.,  
Linden Clothing Co., Inc.,  
Linden Delicatessen Co.,  
Linden Packing Company, Inc.,  
Linden Underwear Company, Inc.,  
Lion Holding Corp.,  
Lipman's Department Store of Pleasantville, New  
Jersey,  
Liquid Rubber Products Company,  
Liquor Center, Inc.,  
Little Falls Sand & Gravel Co.,  
Littman Flour Sales Co., Inc.,  
L. K. Motors, Inc.,  
L. & K. Tavern, Inc.,  
L. Lelong & Bro. Inc.,  
Lloyds Collection Bureau,  
Lloyd's Department Stores, Inc.,  
L. N. Nicholson & Co., Inc.,  
Lobster House, Inc.,  
Loch Arbour Realty Co.,  
Lodi Dress Co. Inc.,  
Lodi Novelty Printing Co.,  
Loprete Press Incorporated,  
Lora Lee Dress Co. Inc.,  
Lord's Women Stores,

Lorenz Patents Corporation,  
Loughlin and Company, Inc.,  
Louis Building Corporation,  
Louis Galinkin, Inc.,  
Louis Kolodin, Inc.,  
Louis Moretti & Son, Inc.,  
Louis Reingold, Inc.,  
Louis Shafir & Sons, Incorporated,  
Louis Stultz, Jr., Inc.,  
Louis Verrone, Inc.,  
Louval Tavern, Inc.,  
Lovatt Electric Service, Inc.,  
Lowres Lens Manufacturing Co., Inc.,  
L. & S. Raw & Throwsilk Company,  
Ludlow Company, Inc.,  
Lund's Hats, Inc.,  
Lunwood Construction Company, Inc.,  
Lusitania Barber Shop and Beauty Parlor, Inc.,  
L & W Construction Company,  
L and W. Garage Corporation,  
Lyneo, Inc.,  
Lyndhurst Liquor Sales Co., Inc.,  
Lyons Delicatessen,

Mace, Inc.,  
Mackay Corp.,  
Mackay, Inc.,  
Macon Realty Co.,  
Macopin Lumber & Equipment Co., Inc.,  
Madison Equities, Inc.,  
Madison Mineral Water Corporation,  
Magic-Hanger, Inc.,  
Mahieu & Sons Inc.,  
Maillag Corp.,  
Main & Division Realty Company, Inc.,  
Main St. Market, Inc.,  
Maisner's Inc.,  
Majestic Home Improvement Co., Inc.,  
Mako Corporation,  
Manahawkin Coal, Feed and Lumber Company,  
Manasquan Record, Inc.,  
Manhattan Exclusive Clothes,  
Manifest Corporation,

Mank Agency, Inc.,  
Mannish Modes, Inc.,  
Manor Beauty Shoppe,  
Manor Hardware Co.,  
Manufacturers' Surplus Inventory Corporation,  
Manville Lumber Company, Incorporated,  
Maplecrest Development Company,  
Maple Investment Company,  
Maple & McFarlan Realty Company,  
Maplewood Park Development Corp.,  
Maplewood Plating Works,  
Maplewood Realty Co.,  
Maplewood Window Cleaning Co.,  
Marathon Laboratories, Inc.,  
Marcoform, Inc.,  
Margate Improvement Company,  
Margur Company,  
Marine Products, Inc.,  
Marjo Investment Co.,  
Marker Electric, Inc.,  
Market Stores, Inc.,  
Marksboro Portland Cement Company,  
Marland Company,  
Marley & Brooks, Inc.,  
Mar Realty Company,  
Marshal Improvement Company,  
Martin Agency, Inc.,  
Martin Building Company,  
Martine Development Corp.,  
Martine Sweet Shoppe,  
Martin's Dress Shop Inc.,  
Martin-Zimmermann Tile Company,  
Marvel Displays, Inc.,  
Marx, Inc.,  
Mary Cavanagh Company,  
Mary Lou Retail Cleaners Inc.,  
M. A. Salmon & Co.,  
Masonic Improvement Company,  
Massopust Realty Company,  
Master Fox Fur Ranch,  
Matt Corporation,  
Max's Cut Rate Shop, Inc.,  
Mayfair Company,

New Jersey State Library

Mayflower Restaurant Company,  
Mayflower Tankers, Inc.,  
Maypole Corporation, Inc.,  
May's Tavern, Inc.,  
M. Bloom & Co., Inc.,  
M. B. R. Company,  
McAllister Development Corporation,  
McGowan Hat Company, Inc.,  
McGown and Wiesen, Inc.,  
Mecca Realty Co. Inc.,  
Mecray Motor Company,  
Mecray's Market Incorporated,  
Medical Funding Plan Agency of New Jersey, Inc.,  
Mefourys, Inc.,  
Meiners-Demarest Realty Corp.,  
Meland Holding Company,  
Melko Enterprises, Inc.,  
Melrose Cocktail Bar, Inc.,  
Men's Store, Inc.,  
Mercantile Trading Corporation,  
Mercedes Realty Co., Inc.,  
Mercer Dairy Company,  
Mercer Mushroom Company, Inc.,  
Merchants & Manufacturers Ass'n.,  
Merchants Store Fixture Corp.,  
Mercury Realty Co., Inc.,  
Merida Yucatan Water Company,  
Merritt Club, Inc.,  
Meshbag Manufacturing Company,  
Metalart Company, Inc.,  
Metallic Products Company, Incorporated,  
Metal Novelties, Inc.,  
Metropolitan Baking Corp.,  
Metropolitan Clothes, Inc.,  
Metropolitan Corporation,  
Metropolitan Trucking Company,  
Metro Theatre Inc.,  
Metuchen Coal Co., Inc.,  
Mexican Coal and Coke Company,  
Meyer & Johnson, Inc.,  
M. Fleschhut Co., Inc.,  
M. G. M. Amusement Co., Inc.,  
M. H. Kayne, Inc.,

Miburl Realty Corporation,  
Michael Sako, Inc.,  
Mi-Co Meter Distributors of New Jersey,  
Middlebush Manor Inc.,  
Middlesex Cattle Dealers, Inc.,  
Middlesex Manors, Inc.,  
Middlesex Refining Company,  
Middletown Fruit Co. Inc.,  
Mid-State Grain Products Co., Inc.,  
Mid State Petroleum Co., Inc.,  
Midvale Investors, Inc.,  
Midway Drive Estates,  
Midway Inc.,  
Mid-West Utilities Company,  
Mill End Shops, Inc.,  
Miller Brothers, Inc.,  
Miller Realty Company,  
Miller's Express and Trucking Inc.,  
Millington Homes Association,  
Mills & Brown Co.,  
Milton A. Greenberg, Inc.,  
Minell Realty Corporation,  
Mineral Waters Inc.,  
Mine Springs Water Co.,  
Miniatoy Company,  
Mitchell Liquor & Delicatessen Inc.,  
M. & M. Concrete Products Co.,  
M. N. Higgins Co.,  
Model Home of America, Inc.,  
Modern Beauty Salon, Inc.,  
Modern Builders, Inc.,  
Modern Construction Company,  
Modern Garage & Utilities, Inc.,  
Modern Housing Corp.,  
Modern Motor Sales, Inc.,  
Modern Products Co.,  
Modern Sales Company,  
Modest Auto & Taxi Service Inc.,  
Moffat Company,  
Moheida Realty Company,  
Monaco and Romeo Farms, Inc.,  
Monaco and Romeo, Inc.,  
Monarch Neon Sign Co.,

Monarch Throwing Co.,  
Monhegan Holding Co., Inc.,  
Monmouth County Distilling Company, Inc.,  
Monmouth County Hotel and Restaurant, Inc.,  
Monmouth Memorial Park Inc.,  
Monmouth Sportswear, Inc.,  
Mono-Wall Inc.,  
Mono-Wall Sales Corp.,  
Mon Paris, Inc.,  
Monsky's Mens Shop, Inc.,  
Montclair Builders, Inc.,  
Montclair Construction Corporation,  
Montclair Investment Company,  
Montgomery Mills,  
Monticello Liquor & Cigar Co. Inc.,  
Moon Restaurant & Grill, Inc.,  
Morfis-Marvel Co. of New Jersey Incorporated,  
Mor-Lite Service, Inc.,  
Morris April and Brothers,  
Morris Brothers Realty Company,  
Morris & Essex Development Company,  
Morris Homes, Incorporated,  
Morristown Kosher Meat & Poultry Market, Inc.,  
Morristown Welding & Radiator Co. Inc.,  
Morsam Company,  
Morton Electric Company,  
Morwic Frocks, Inc.,  
Motor Lubricants, Inc.,  
Motor Machine Co., Inc.,  
Motor Service & Ignition Co., Inc.,  
Mount & Robertson, Incorporated,  
Movex, Inc.,  
M. Porzio & Sons, Inc.,  
M. S. Investment Co., Inc.,  
M. & S. Management Co., Inc.,  
M. Tucker Tool & Die Company,  
Mullen's Jewelry Store, Inc.,  
Mulroy-Cooke Company, Inc.,  
Munch Bowl,  
Municipal Publishing Co.,  
Munkacsy Hudson Distributing Corp.,  
Munkacsy Mineral Water Co. of America,  
Murray Hill Associates,

Murray Hill Realty Company,  
Murray's, Inc.,  
Musconetcong Publishing Company, Inc.,  
Mutual Associates, Inc.,  
Mutual Benefit Sales System, Inc.,  
Mutual Cigarettes, Inc.,  
Mutual Holding Co., Inc.,  
Mutual Home Improvement Company, Inc.,  
Mutual Tire & Battery Co.,  
M. Weisbrot Leather Works, Inc.,  
My Lady Shoes,  
My Restaurant, Inc.,  
My-Roil-Co., Inc.,

Naco Realty Company,  
Nalpac Coffee House Inc.,  
Nancy's Luncheonette, Inc.,  
Nash-Plainfield, Inc.,  
Nash Sales & Service Co.,  
Nat Baking Co.,  
Nathan Schwartz Company,  
National Adjustment & Collection Organization,  
Inc.,  
National Arcoil Corporation,  
National Associated Distributors Inc.,  
National Chemical Corp.,  
National Discount Corp.,  
National Florist Supply Co. Inc.,  
National Health Service Federation, Inc.,  
National Home Repair Service, Inc.,  
National Insulating Corporation,  
National Land & Building Company,  
National Outfitters, Inc.,  
National Pickle Products Inc.,  
The National Stockholders' Society of America,  
Nation's Delicatessen,  
Navarre Frocks Inc.,  
Naylor, Inc.,  
N. D. Realty Corporation,  
Neighborhood Realty Co.,  
Neptune-Pine Realty Co.,  
Netherwood Holding Co., Inc.,  
Neutrasol Oils, Inc.,

Newark Appetizer & Dairy Co. Inc.,  
Newark Auction Co., Inc.,  
Newark Bond & Mortgage Company,  
Newark Clock Co., Inc.,  
Newark Cooperative Society,  
Newark General Agency, Inc.,  
Newark Home Furnishings Co. Inc.,  
Newark Motors, Inc.,  
Newark & New York Towboat Co.,  
Newark Outfitters, Inc.,  
Newark Oxwelding Co., Inc.,  
Newark Preserved Smoked Fish Co., Inc.,  
Newark Skating Club, Inc.,  
Newark Swimming Club, Inc.,  
Newark Thread Co. Inc.,  
Newark Tourist Camp, Inc.,  
Newark Union Cooperative Cigar Co.,  
New Deal Builders of Deal,  
New Deal Food Shop. Inc.,  
New Deal Garage, Inc.,  
Newest Standard Wet Wash Laundry, Inc.,  
New Hope Realty Company,  
New Jersey American Legion Publishing Corporation,  
New Jersey Beverage News, Inc.,  
New Jersey Board of Trade, Inc.,  
New Jersey Claude Neon Corporation,  
New Jersey Consumers Co-Operative Market,  
Incorporated,  
New Jersey Die Casting and Manufacturing Corp.,  
New Jersey Engineering Corp.,  
New Jersey Enterprises.  
N. J. Fire & Casualty Underwriters Clearing House,  
New Jersey Fuel Oil Company,  
N. J. General Liquidators, Inc.,  
New Jersey Housing Corporation,  
New Jersey Ice Co., Inc.,  
New Jersey News Service, Inc.,  
N. J. Parlor Suite Manufacturing Co.,  
N. J. Shoe Trading & Repairing Cooperative Assoc. of Newark. N. J.,



N. J. State Building Corp.,  
New Jersey State Housing Corp.,  
N. J. Tax Liquidating Co.,  
New Jersey Tile Company,  
New Jersey Valve & Casting Co.,  
N. J. Waxed Paper Co. Inc.,  
New Lincoln Laundry, Inc.,  
New Sweden, Inc.,  
Newton Dry Goods Inc.,  
N. Y. Cleaning & Dyeing Works,  
New York Fish Market Inc.,  
N. Y. Fruit Brokerage Co.,  
New York Fruit & Produce Co.,  
New York and New Jersey Water Company,  
N. F. Cantello & Co.,  
Niagara Cleaners & Dyers, Inc.,  
Nicholson Realty Co.,  
Nick Lucas Publishing Co. Inc.,  
Nictrom Corporation,  
19th Hole Corporation,  
98-100 Main Street Corporation,  
95 Jefferson Street Co.,  
Nirenberg Co. Inc.,  
Noelvic Enterprises, Inc.,  
Nomahegan Park Realty Co., Inc.,  
Norfolk Plumbing & Heating, Inc.,  
Norge Construction Co.,  
Norge Knitting Mills Company,  
Noris Fabrics Inc.,  
Norman Company, Inc.,  
Norman Dress Company, Inc.,  
Normandy Construction Company, Inc.,  
Norres, Inc.,  
North American Farms, Inc.,  
North American Holding Co.,  
North Bergen Construction Corporation,  
North Bergen Fuel Company,  
North Bergen Plate & Window Glass Co.,  
North Branch Farms, Inc.,  
Northern New Jersey Construction Co.,  
Northern New Jersey Mortgage and Investment  
Company,  
North Hudson Bond & Mortgage Company,

North Hudson Material Company,  
North Jersey Air Conditioning Corporation,  
North Jersey Excelsior Company,  
North Jersey Oil Corporation,  
North Jersey Speedways, Inc.,  
North Newark Restaurant, Inc.,  
North Pharmacy, Inc.,  
Norwood, Inc.,  
N. Rathblott Development & Realty Co.,  
No. 1 Broadway, Inc.,  
Number One Corporation,  
No. 12 Hudson Realty Co.,  
Nurseries, Inc.,  
Nusbaum Automobile Service,  
Nu-Style Hats, Inc.,  
Nut Club,  
Nutley Hardware & Plumbing Supply Co. Inc.,  
Nutley Heights Realty Company, Nutley, N. J.,  
Nu Way Cleaners, Inc.,  
Nyma Company,  
Nyman Bros. Inc.,

Oak Hills Construction Co.,  
Oakland Dairy Products Co.,  
Oakland Quality Market, Inc.,  
Oaklyn Manor Corporation,  
Oaklyn Realty Co.,  
Oak Stores,  
Oakwood Company,  
Ocean City Golf Club,  
Ocean City Securities Corporation,  
Ocean City Tailor Shop,  
Ocean Crest Land Company,  
Oceanic Co.,  
O'Day Realty Co.,  
Odsteen Realty Company,  
Office Communications, Inc.,  
O.J. Hammell Company,  
Old Bridge Supply Company, Inc.,  
Old Post Meat Market, Inc.,  
Olney Holding Co., No., One Inc.,  
111-113 Barclay St. Corp.,  
158 Corporation,

155-161 East Front Street Corporation,  
119-123 Springfield Corporation,  
192 Claremont Ave., Corp.,  
100 Roosevelt Corporation,  
116-118 Fourteenth Street, Inc.,  
164 Harrison Street,  
161 Springfield Ave., Inc.,  
131 Harrison St., Holding Co.,  
1616 Pacific Ave. Corp.,  
Orange Cement Block Works, Inc.,  
Oranges, Inc.,  
Orange Valley Holding Co.,  
Orchard Hills, Inc.,  
Orgel's Inc.,  
Oriental Looms of America Inc.,  
Orient Silver Realty Co.,  
Oritani Sweet Shop,  
Orso Realty Co. Inc.,  
Osback & Gettler Realty Co.,  
Osborne Dairy Company,  
Otis M. Townsend Co.,  
Outdoor Lighting Corporation,  
Outlet Fruit & Produce Co. Inc.,  
Overbrook Sales Corporation,  
"Overlook",  
Owen Construction Co., Inc.,  
Oxford Market, L. Metzger Co.,  
Ozin Company, Inc.,

Pacific Holding Co., Inc.,  
Pacific Meat Market, Inc.,  
Pacific Slipper Co., Inc.,  
Packaging Laboratories, Inc.,  
Packard Investment Co.,  
Packard-Passaic, Inc.,  
Paddy Products Corporation,  
Page Shoe Stores, Inc.,  
Palermo Products Corp.,  
Palisade Advertising Corp.,  
Palisade Development Co. Inc.,  
Palisade Plaza Holding Corporation,  
Palisade-William Corporation,  
Pal Knitting Mills,

Pan-American Color and Chemical Co., Inc.,  
Paperboard Sales Corporation,  
Paradise Confectionery Company,  
Paragon Products, Inc.,  
Paramount Print Works, Inc.,  
Paramount Products, Incorporated,  
Paramount Sales and Equipment Co.,  
Paramount Shoe Rebuilding, Inc.,  
Paramount Stores Corporation,  
Pardee Realty Company,  
Pargot's Inc.,  
Parisian-Cedar Lane Cleaners and Dyers, Inc.,  
Paris Inn, Inc. of Paterson,  
Park Amusement Co. Inc.,  
Park Cooperative Butter and Egg Store, Inc.,  
Parker Manufacturing Co. Inc.,  
Park Investment & Realty Corp.,  
Park Service Bureau, Inc.,  
Park Slope Manor, Incorporated,  
Parose Holding Co. Inc.,  
Parsons, Inc.,  
Passaic Steel & Iron Works, Inc.,  
Paterson Airport, Inc.,  
Paterson Big Bear, Inc.,  
Paterson Cooperative Commercial Assoc.,  
Paterson Lithuanian Cooperative Assoc.,  
Paterson Painting & Decorating Co. Inc.,  
Paterson Pneumatic Tool Corp.,  
Paterson Roofing, Inc.,  
Paterson Store Front Co., Inc.,  
Paul Ottlik, Inc.,  
P. D'Andrea & Sons, Inc.,  
P. De Nicholas Inc.,  
Pearlee Dress Mfg. Co.,  
Peerless Hosiery Dyeing Company,  
Pellegrino Construction Co.,  
Pembroke Investment Co.,  
Penn-Commerce Realty Co.,  
Penn-Jersey Traffic Equipment Corp.,  
Penn Manufacturing Company, Inc.,  
Penn-Plaza Sales, Inc.,  
Pennsylvania Chemical Corporation,  
Peoples Automatic Heating and Appliance Co.,

People's Fuel Oil Company,  
Peoples Park Service Center, Inc.,  
Perfect Bed Rail Co. Inc.,  
Period, Screen and Decorating Studios, Inc.,  
Perl-Mayer, Inc.,  
Perma Corp.,  
Permanesque Homes Village, Inc.,  
Perness Corporation,  
Perry's Millinery, Inc.,  
Pertex Hosiery Mills, Inc.,  
Perth Amboy Supply Company Inc.,  
Pestcoe Clothing Factory, Inc.,  
Peters Iron Works,  
Pet-Mil Food Company, Inc.,  
Petro Nokol Oil Heating Company of Montclair,  
Inc.,  
Philgold Dress Co., Inc.,  
Philip J. Morin & Co., Inc.,  
Philip Nosher,  
Phillips-Almyr Corporation,  
Phillip's Inc.,  
Phillips Manufacturing Co.,  
Phillips Roofing Co. Inc.,  
Philo,  
Phimado Holding Co.,  
Phoenix Novelty Corporation of N. J.,  
Photo-Print Holding Company,  
Phox Bus Corporation,  
Physicians Holding Corporation,  
Pickwick Delicatessen,  
Pickwick Delicatessen Inc.,  
Pickwick Yarn Mills, Inc.,  
Picture Playhouses, Inc.,  
Pierce Holding Corporation,  
Pierce, Inc.,  
Pike-Kahn Company, Inc.,  
Pinckney Park, Inc.,  
Pine Leather Goods Co., Inc.,  
Pine Ridge Dairy, Inc.,  
Pineville Lake, Inc.,  
Pinewald Brokers (Incorporated),  
Pingry Realty Co.,  
Pioneer Corporation,

Pitts Co. (Inc.),  
P. J. Callahan Hardware Co.,  
Plainfield Post, Inc.,  
Planemark Corporation,  
Plausha Park Land Company,  
Playhouses, Inc.,  
Plaza Luncheonette, Inc.,  
Plaza Market, Inc.,  
Plaza Tavern, Inc.,  
Pocohontas Realty Company,  
Pocono Company, No. 1,  
Poe Plumbing & Heating Company,  
Point Pleasant Parkway, Inc.,  
Policy Audit & Survey Bureau,  
Policyholders' Advisory Council of New Jersey,  
Inc.,  
Polo Clothing Co. Inc.,  
Polysol Corporation,  
Pompton Lakes Publishing Company, Incorporated,  
Popular Realty Co.,  
Port Jervis Fruit Exchange, Inc.,  
Portledge Operating Co., Inc.,  
Port Realty Co. Inc.,  
Post Confectionery Store, Inc.,  
Post Parkway Development Company,  
Potter Cooperative Building and Development  
Association,  
Povey Motor Car Co.,  
Pozzi Realty Co.,  
P. & P. Realty Co.,  
Practical Publishing Co.,  
Practical Realty Company,  
Premier Butter and Egg Co. Inc.,  
President Hotel of Lakewood, Inc.,  
Pressure Controls Corporation,  
Preston L. Bergen, Incorporated,  
Princeton Super Service,  
Printadye Corporation of America Inc.,  
Prior Development Company,  
Private Builders, Inc.,  
Producers Service Studios, Inc.,  
Production Company,

Professional Brokerage Service, Inc.,  
 Professional Holding Corporation,  
 Profit Sharing Food Corporation,  
 Progress Holding Co.,  
 Progressive Lace & Embroidery Co.,  
 Pronin & Berger, Inc.,  
 Prospect Planing Mill & Lumber Company,  
 Prospect Realty Company,  
 Prosperity Cooperative Association,  
 Prosperity Laundry Co., Inc.,  
 Protas Meat Market, Inc.,  
 Protex Goggles, Inc.,  
 Provident Improvement Company,  
 Provident Securities Co., Inc.,  
 Prudent Holding Company,  
 P. S. Miller & Son, Inc.,  
 Public Amusement Corporation,  
 Public Fuel Service Corp.,  
 Public Health Service Corporation,  
 Public Seating Company,  
 Public Service Hosiery Stores,  
 Pullman Porters Realty Co.,  
 Pullman Realty Co.,  
 Pumo Building Contractors, Inc.,  
 Purchase Realty Company, Inc.,  
 Pure Food Markets,  
 Pure Ice Company,  
 Pure Maid Dairy Company,  
 Puritan Market Inc.,  
 Puroseal Company,  
 Pylac Products Company,  
 Pyrgos Theatre Corporation,  
 Pyrox Chemical Company, Inc.,

Quaker Development Company, Inc.,  
 Quality Built Furniture Co., Inc.,  
 Quality Silk Dyeing & Finishing Co., Inc.,  
 Quick Products, Inc.,  
 Quinane's Sunfaced Poultry Farm,

Radiance Piece Dye Works Corporation,  
 Radio Fabrics, Inc.,  
 Radiovision, Inc.,

Raffin Realty Co. Inc.,  
Rahway Motors, Inc.,  
Rahway Sportwear Co. Inc.,  
Rainbow Diners, Inc.,  
Ralphtone Manufacturing Co., Inc.,  
Rants Cleaners & Dyers, Inc.,  
Rassbach, The Florist, Inc.,  
Ray Caneglin's Cleaners, Tailors and Dyers,  
Rayhoff Jewelry Co., Inc.,  
Raymond Boulevard Garage,  
Raymond L. Waters Co., Inc.,  
Rayolea Company,  
Rayon Fabrics, Inc.,  
R. Dalla Rovere, Inc.,  
Reading Ferry Garage Inc.,  
Real Holding Co.,  
Realowners, Inc.,  
Real Properties, Inc.,  
Realty Affairs, Inc.,  
Realty Bureau Inc.,  
Realty Corporation of America,  
Realty Exchange and Construction Company,  
Realty Exchange of West Englewood, Inc.,  
Realty Investment Corporation,  
Realty Mortgage Corporation,  
Realty Operating Company,  
Reardon-Maguire, Inc.,  
Rebuilt Range Co.,  
R. & E. Coal, Ice, Moving and Storage Co., Inc.,  
Red Lion Paint Co., Inc.,  
Redmond Road Estates, Inc.,  
Rednal Corporation,  
Reeside-M. Borrow Plumbing Co.,  
Reflex Service Corp.,  
Refunding Corporation of New Jersey,  
Regal Homes Co.,  
Regal Mfg. Co., Inc.,  
Regan's Motor Freight Lines, Inc.,  
Regent Productions, Inc.,  
Reher Agency, Inc.,  
Reliable Agency, Inc.,  
Reliable Cotton Felt Company,  
Reliable Garment Co., Inc.,



Reliable, Inc.,  
Reliable Machine Screw Sales Co., Inc.,  
Reliable Mortgage and Investment Company,  
Reliable Scrap Iron & Metal Co., Inc.,  
Reliance Mercantile Co.,  
**Rellek, Inc.,**  
Renner Corporation,  
Reserve Realty Co.,  
Resiew Realty Company Inc.,  
Reteorp Inc.,  
Retlaw Developments Inc.,  
Retreat, Inc.,  
Revel Manufacturing Company,  
Revonah Realty Co., Inc.,  
Rex Cut-Rate Drugs,  
Rex Diesel Engine Company,  
Rex Electric Sign Mfg. & Supply Co.,  
Rex Radio Stores, Inc.,  
Rhoades Coal Company,  
Rhodes & Manvel (Inc.),  
R. H. See Coal Company,  
Rhwa Construction Company,  
Rhyme-A-Lings Company of America, Incorporated,  
Rice Bowl,  
Richard Oil Co.,  
Richard R. Smith, Inc.,  
Richard Stein, Inc.,  
Richards Trucking Company, Inc.,  
Rich Diner Corporation,  
Rich Fruit Products, Inc.,  
Richnel Trading Corporation,  
Ridgefield Development Co.,  
Ridgeley Realty Company,,  
Ridge Publishing Company,  
Ridgewood Plumbing Supply Co.,  
Rido, Inc.,  
Rigrod Jewelry Co. Inc.,  
Riley's Sample Shoe Markets, Inc.,  
Rina Hosiery. Inc.,  
Rinek Pharmaceutical Company, Inc.,  
Rinder Corp.,  
Ritz Investment Company,

River Edge Park, Inc.,  
Riverside Apartments, Inc.,  
Riverside Concrete Co., Inc.,  
River View Restaurants Corporation,  
R. L. Bonham & Co.,  
R. M. Harris, Inc.,  
R. M. S. Holding Co.,  
R. M. S. Realty Co.,  
Roadside Press Inc.,  
Roanoke Manufacturing Corporation,  
Robert Bozza, Inc.,  
Robert C. Perina, Inc.,  
Robert Hall, Inc.,  
Robert Kayser, Inc.,  
Roberts & Diamond Builders, Inc.,  
Roberts Realty Co.,  
Roberts Sand Wash Company,  
Robinson Lumber Company,  
Robinson Specialty Shops, Inc.,  
Rocco, Inc.,  
Rochelle Park Plumbing & Heating Co.,  
Rock Oil Co., Inc.,  
Rock Products Company,  
Rock Ridge, Incorporated,  
Roessner & Ohler, Inc.,  
Romano & Lapadura Importing Co.,  
Rome Bed Spring Co., Inc.,  
Roof Service, Inc.,  
Rosander Glove Co.,  
Rose Dental Co., Inc.,  
Roseland Development Co.,  
Roseland Realty Company,  
Rosemar Drug Co. Inc.,  
Rose Novelty Co., Inc.,  
Rossmeier and Weber, Inc.,  
Rounders Cafe, Inc.,  
R-Own Grocers, Inc.,  
Royal Bar and Grill, Inc.,  
Royal Fruit & Vegetable Markets, Inc.,  
Royal Gifts, Inc.,  
Royal Kosher Meat Products, Inc.,  
Royal Oils, Inc.,  
Royal Rest Bedding Co., Inc.,

Royal Soap Mfg. Co., Inc.,  
Royal Stores, Inc.,  
Royalton Soda Shoppe,  
Roy Hansen Salvage and Engineering Corpora-  
tion,  
Roy-Nell Catering Co., Inc.,  
Roy Smeck School of Music, Inc.,  
R. S. C. Realty Company, Inc.,  
R. Silbergleit & Lewis, Inc.,  
R. S. S. Corporation.  
Rubicon Cleaning Co. Inc.,  
Rubin Realty Corporation,  
Rubin's Cut Rate Pharmacy,  
Rudolf Saur, Inc.,  
Rumidor Corporation of New Jersey,  
Ruslane Company,  
Ruta Contracting Co.,  
Rutherford Cooperative Association,  
Rutherford Sweet Shop,  
R. W. Fuller & Co., Inc.,  
  
Safety Bed Rail Co., Inc.,  
Safrana Manufacturing Corporation,  
St. George Playhouse, Inc.,  
St. George Realty and Investment Company,  
St. George Tavern & Grill,  
Saks Bros. Upholstery Co., Inc.,  
Salak Realty Company, Inc.,  
Sales Building Counsellors, Inc.,  
Sales, Incorporated,  
Salls, Inc.,  
Sally-Ann Frocks, Inc.,  
Sam Goodman, Inc.,  
Sam Seham Mfg. Co., Inc.,  
Sam's Luncheonette, Inc.,  
Samson Cast Stone Co.,  
Sam Taylor, Inc.,  
Samuel Albert, Inc.,  
Samuel Botwinick & Sons, Inc.,  
Samuel Santoriello Florist, Inc.,  
Samuels Cut Rate Stores, Inc.,  
Samuels And Samuels, Inc.,  
Sam Van Holding Corporation,

Sandler & Davis Corp.,  
Sanitary Scavenger Company,  
Sanitop Corporation,  
Santa Fe Gold and Copper Mining Company,  
Sante Dairy Products, Inc.,  
Sarno Trucking Co.,  
Satin Nail Enamel Corp.,  
Satret, Inc.,  
Saul Holding Co. Inc.,  
Savitz-Denbigh Company,  
Savoy Holding Co., Inc.,  
Saybrook Auto Service, Inc.,  
Saybrook Realty Co.,  
S. Bedrick, Inc.,  
S. B. Holding Corporation,  
S & C Company, Inc.,  
Scenic Novelty Corporation,  
Schamach's Drug Store Inc.,  
Scheer & McCarron, Inc.,  
Schiffmiller Baking Co. Inc.,  
Schiller Realty Company,  
Schiller's Drygoods, Inc.,  
Schoenfeld-Wills, Inc.,  
Scholes Penn-Felt Co.,  
Schulstadt Company,  
Schwabsky Rabbit Dressing Corp.,  
Schwartz-Bear Holding Co.,  
Schwarz & Son Wine and Liquor Co.,  
Scofield Holding Company,  
Seru-Tite Corporation,  
S. & D. Co., Inc.,  
S-D Investment Co.,  
S. D. V. Holding Company, Inc.,  
Sea Board Theatre & Amusement Company,  
Sea Holding Company,  
Seashore Amherst Co.,  
Seaside Park Realty Company,  
Seauton Realty Company,  
Seaview Corporation,  
Secaucus Stock Farms, Inc.,  
Second Place Corporation,  
Seely-Covert Lumber Co., Inc.,  
Sego Estates, Inc.,

Selben Investment Co.,  
Selcoe's Shoes, Inc.,  
Sellfast Coats, Inc.,  
Semp Holding Co., Inc.,  
Sensation Devices, Inc.,  
Serv-Rite Service Station, Inc.,  
S. & E. Trading Co.,  
724-6 Grand Street, Inc.,  
Seventh Ward Democratic Club of Jersey City,  
Seventy Broadway Realty Corporation,  
74 Halsey Corporation,  
Seymour, Incorporated,  
Seymour Investment Company,  
S & G Hat Company, Inc.,  
S. & G. Incorporated,  
S. Goldstein & Sons,  
S. G. S. Holding Company, Inc.,  
S. G. Trucking Corporation,  
"Shacras, Inc.,"  
Shapanka's Express,  
Shapiro Developing Company,  
Shaw's, Inc.,  
Shaw Studios of Dancing and Allied Arts,  
Shelton Dress Stores, Inc.,  
Shepard Construction Co.,  
Sheridan Apartments,  
Sheridan & Company, Inc.,  
Sheridan Insulation Company, Inc.,  
Sheridan Tavern Inc.,  
Shindell And Bailey, Inc.,  
Shippan Corporation,  
Shirley Hat Co. Inc.,  
S. H. M. Frame Corp.,  
S. & H. Millinery Co.,  
Sholes Motor Company,  
Shoptaugh Anderson Company,  
Shore Amusement Co.,  
Shore Development Co.,  
Shore Front Development Corp.,  
Shore Inn, Inc.,  
Shore Operating Company,  
Shore Realty Co.,  
Shore Sales Corp.,

Shore Tavern, Inc.,  
Short Hills Holding Corporation,  
Showtown, Inc.,  
Shrewsbury Nurseries,  
Sibley Service Insulations, Inc.,  
Sidney K. Howell, Inc.,  
Sid's North End Tavern, Inc.,  
Signature Engraving, Inc.,  
Silco Sales Co. Inc.,  
Silver Crown Food Corporation,  
Silver Diner, Inc.,  
Silver Lake Knitting Mills, Inc.,  
Simonetti Sport Shop, Inc.,  
Simon J. Herman Co.,  
Singers Paint Store, Inc.,  
Sinopulos-Carras Candy Co. Inc.,  
Sinrac Holding Corporation,  
Sinu-Therm Corporation of America,  
Sip Operating Corporation,  
Sisti & Galbero, Inc.,  
16 Centre St. Holding Corp.,  
6th Avenue Corporation,  
66 Garden Street Corporation,  
S. & K. Grocers, Inc.,  
S. Krasilovsky & Bro. of New Jersey, Inc.,  
S. K. S. Fur Dressing Corp.,  
Skydell's,  
Sky-Signs, Inc.,  
Slaff Holding Co.,  
S. L. D. Corporation,  
S. & M. Amusement Co.,  
S. & M. Gordon Co., Inc.,  
Smith Surgical Supply, Inc.,  
Smyth and McKeown, Inc.,  
Snyder & Ackerson,  
Solomon Gang Realty Co. Inc.,  
Solomon Underwear Company, Inc.,  
Solvents Corporation of America,  
Somerset Estates,  
Somerton Farm,  
Sonell Motors, Inc.,  
Sonya Shoe Inc.,  
Sorbicki Real Estate Co.,

Sorrento Cheese Manufacturing Co. Inc.,  
South Amboy Lumber & Supply Company,  
Southern Clay Manufacturing Company,  
Southern Sales Company,  
South Orange Buick Company,  
Southside Realty Co.,  
Sovereign Machinery Company,  
Spartan Latex Products Corp.,  
Sparta Realty Company,  
Spear Garment Co. Inc.,  
Speyser Agency, Inc.,  
Spinney Company, Inc.,  
Sports Enterprises, Inc.,  
Springfield Building Material Supply Corporation,  
Springfield Land and Improvement Company,  
Spring Run Farm, Inc.,  
Square Cafe,  
Square Produce, Inc.,  
S. Rothstein, Inc.,  
S. Safro Painting Co., Inc.,  
S. Schneider, Inc.,  
S. Smith Coal Corp.,  
S. Sternberg & Co., Inc.,  
Stadeck Motors, Inc.,  
Stadium Publications, Inc.,  
Stadium Realty Co., Inc.,  
Stadtmauer's Dairy, Inc.,  
Stag Cafe,  
Standard Adjustment Corporation,  
Standard Auto Exchange,  
Standard Bagel Company,  
Standard Clothes Shop, Inc.,  
Standard Cooperative Society of Elizabeth,  
Standard Fuel Distributors, Inc.,  
Standard Handbags, Inc.,  
Standard Latex Products Corp.,  
Standard Novelties Inc.,  
Standard Sales Company,  
Standard Sign Maintenance, Inc.,  
Standard Stores Corporation,  
Stanley Building Company,  
Stanley Corporation,  
Stanley Finance Corporation,

Stanton-Rhodes, Inc.,  
Star Fuel Oil Company,  
Stark Holding Co., Inc.,  
Stark Jar Co., Inc.,  
Star Millinery, Inc.,  
Star Smoked Foods, Inc.,  
"State Beauty Supply Company Inc.,"  
State-County Realty Corp.,  
State Cut-Rate 5c and 10c Stores, Inc.,  
State Housing Corp.,  
State Leather Goods Co. Inc.,  
State Radio Corporation,  
State Sales Corporation,  
State Underselling Stores Corp.,  
State Wholesale Grocery Co.,  
Statler Refacer, Incorporated,  
Staub Holding Corporation, of New Jersey,  
Stedfast Realty Co.,  
Steel Builder Co., Inc.,  
Steel Corporation of America, Inc.,  
Steel Products Engineering Corporation,  
Stein & Godet Distributing Company, Inc.,  
Stein Way Orchard, Inc.,  
Stephania Restaurant, Inc.,  
Sterling Beverage Company,  
Sterling Court, Inc.,  
Sterling Manufacturing Co.,  
Sterling Printing Co., Inc.,  
Stern's Agency, Inc.,  
Stetson Outfit Stores Inc.,  
Stonebridge Corporation,  
Stratford Homes, Inc.,  
Strathmann Sand & Gravel Corporation,  
Strauss Neon Laboratories, Inc.,  
Strawman Company,  
Strickland & Crichton, Inc.,  
Studio Inn, Inc.,  
Stump, Inc.,  
Sturdy Built Homes Co., Inc.,  
Stylerite Dress Company Inc.,  
Suburban Construction Co.,  
Suburban Wine & Liquor Co.,  
Sullivan Construction Company,



Summer-Van Houten Realty Corporation,  
Summit Ave. Garage, Inc.,  
Summit Insulation Company, Inc.,  
Summit Laundry Co.,  
Sun Furniture Company, Inc.,  
Sun Investment Co. Inc.,  
Sunlite Stores, Inc.,  
Sunrise Coat & Suit Co., Inc.,  
Sun Rise Farms. Inc.,  
Sunrise Milling Company, Inc.,  
Superb Holding Co.,  
Superior Forest Products Corporation,  
Superior Radio and Television Corporation,  
Superior Typewriter Service Inc.,  
Super Milk Transportation Co.,  
Supreme Fuel Oil, Inc.,  
Supreme Furniture Manufacturing Co.,  
Supro Meat Products, Inc.,  
Sure-Service Filling Stations, Inc.,  
Surrey Shoppe, Inc.,  
Susan Realty Co. Inc.,  
Suspro Realty Corp.,  
Sussex Realty Corporation,  
Sussex Super Service,  
Swan,  
Swannanoa Developers Inc.,  
S. W. Hayes Agency, Inc.,  
S. W. H. Corporation,  
S. Witt, Inc.,  
Sycamore Investment & Realty Corp.,  
Sylvester Amusement Company,  
Synthetic Plastics Co.,  
  
Tabankin and Gold,  
Tags Five and Ten Cent Stores, Inc.,  
Talcourt Tennis Inc.,  
Tall Oaks Corporation,  
Tas-Tee Food Equipment Co., Inc.,  
Tastee Sandwich Company,  
Tauck Student Educational Tours,  
Tax Advisory Institute,  
Teaneck Wine & Liquor Shop Inc.,  
Teddy's Grille, Inc.,

Temkin & Muchatzki Co.,  
Temple Realities Corporation,  
Tempor Corporation,  
Tenaflly Beverage Company, Inc.,  
Ten Thirty Two Broad Street Corporation,  
Teresa Hosiery Mills, Inc.,  
Terrible Construction Company, Inc.,  
Teterboro Golf Club,  
Tete's, Inc.,  
Textile Appliance & Processing Corp.,  
Thais Inc.,  
Thatcher Motor Car Co.,  
Theodore S. Mauro, Inc.,  
Thermal Company, Inc.,  
Thermoil Fuel Company,  
Thierry's Delicatessen, Inc.,  
Third Avenue Grocery Co., Inc.,  
Thomas F. Hyland Realty Co.,  
Thompson Properties, Inc.,  
329 Central Avenue Realty Co.,  
329-331 Main St. Corporation,  
323 Jackson Ave. Corporation,  
Three Star Machine Company,  
Thrifty Food Stores, Inc.,  
Thums Coal Company,  
Tiger Farms Inc.,  
Tim-Bo-Lok Corporation,  
Timothy M. Hayes, Inc.,  
Tindall Co., Inc.,  
Tire Pressure Control Corporation,  
T. & J. Novelty Co., Inc.,  
Tom & John Academy of Beauty Culture, Inc.,  
Tompkins Hardware Company,  
Tone Inc.,  
Tonnele Dining Car, Inc.,  
Tool Lite, Inc.,  
Topp & Sonntag Holding Company,  
Town & Country Incorporated,  
Town & Country Shop, Inc.,  
Townsend Realty Market,  
Toy Palace, Inc.,  
Trade Union Service, Inc.,  
Trailside Cabins, Inc.,

Trainor Plumbing and Heating Co.,  
Transit Securities Corporation,  
Traso Service, Inc.,  
Treat Preserving Company,  
Trenton Cooperative Society,  
Trenton Fireworks Company,  
Trent Tile Company, Inc.,  
Tri-Boro Motors, Inc.,  
Tri-County Venders, Inc.,  
Trinity Court Corporation,  
Tri-State Coal Distributors, Inc.,  
Troy Marine Repair, Inc.,  
Truck Renting Corp.,  
Truck Rent & Sales Corp.,  
T. S. Goslin Lumber Co.,  
Tube Fruit Exchange, Inc.,  
Tucker Inc.,  
Tuckerton Poultry Farms,  
Tuckerton Water Company,  
Tudor Co.,  
Tudor Construction Co.,  
Tune Inn Inc.,  
Tuscarora Holding Corporation,  
T. W. Englishman & Co., Inc.,  
28 Branford Place Realty Corporation,  
Twenty-Five Seventeen Co.,  
29 Rest,  
Twenty-Second Street Garage, Inc.,  
22 Maple Avenue Corporation,  
Twin Brook Realty Corporation,  
218 Commercial Avenue Corporation,  
257 W. Front Street Corporation,  
241 Washington Street, Inc.,  
298 Central Ave., Corp.,  
2859 Boulevard Corporation,  
  
Ukrainian National Home Corporation of Linden,  
N. J.,  
Ukre Realty Corporation,  
Ulrich, Inc.,  
Ultimate Realty Co.,  
Umans Bleachery, Inc.,  
Uniered Company,

Uniflex Garments Incorporated,  
Union City Exhibition Company,  
Union County Apartment Corporation,  
Union County Realty Associates,  
Union Dairy Farms,  
Union Investment Company,  
Union Kosher Meat Markets, Inc.,  
Union Label Cooperative Dairy,  
Union Township Tavern, Inc.,  
Unique Realty Co.,  
United Consumers Inc. Cooperative,  
United Food Markets,  
United Globe Pure Food Shop & Restaurant, Inc.,  
United Grain & Feed Corporation,  
United Hat Body Corporation,  
United Housewares. Inc.,  
United Kitchen Equipment Company,  
United Kosher Butchers of New Brunswick,  
United Liquidators & Reorganizers Inc.,  
United Machine Liquidating Co. Inc.,  
United Metals Corporation,  
United Millinery, Inc.,  
United Molding Corporation,  
United Pants Co.,  
United Plumbing and Heating Corporation,  
United Printing Ink Corp.,  
U. S. Apparel Co., Inc.,  
U. S. Business Brokers, Inc.,  
United States Detective Agency,  
U. S. Neon Signs. Inc.,  
U. S. Novelty Printing Co., Inc.,  
U. S. Plumbing Supply Corp.,  
United States Utility Corporation.  
United Subdivision, Inc.,  
Unity Realty Company, of Atlantic City,  
Universal Auto Wrecking Co., Inc.,  
Universal Brake Lining Service, Inc.,  
Universal Building Corporation,  
Universal Distributing Co.,  
Universal Food Market,  
Universal Mineral Water Co. Inc.,  
Universal Store Fixture Corp.,  
Universal Tumbling Compounds, Inc.,

University Hotel Co. Inc.,  
Up-To-Date Home Corp.,  
Utz Realty Company,

Valet Service Shops, Inc.,  
Valley Pine Products Corporation,  
Vanderbilt Corporation,  
Vangold Realty Co.,  
Vanitiglo, Inc.,  
Van Keuren & Son,  
Van Riper & Co., Incorporated,  
Van Riper Drug Company,  
Van Sciver Auto Sales Co.,  
Vee-Vo Sales Corporation.  
Vermac Paint and Varnish Co.,  
Vermeulen & Co. Inc.,  
Verona Grill,  
Veteran Realty Company,  
Viaduct Auto Wreckers,  
Victory Hotel Company,  
Vi-Dee, Inc.,  
Vikman Corporation,  
Villas Hotel Corporation of Lower Township,  
New Jersey,  
Vineburg & Company,  
Vineburg's, Incorporated, Jewelers Since 1825,  
Vineland Wine Company, Inc.,  
Virginia Beverage Corp.,  
Virginia-Lee-Ready-To-Wear-Inc.,  
Vita-Cran Corporation,  
Vitale Auto Service, Inc.,  
Vitamin Malted Corp.,  
V. Leonardis Sons, Inc.,  
V. N. R. Carriers, Inc.,  
Volga Boatman, Inc.,  
V. P. L. Corporation,  
Vreeland Cafe. Inc.,  
Vulco-United Corporation,

W. A. Colescott & Company,  
W. A. Dunn Co.,  
Wahl Plumbing & Heating, Inc.,  
Waldstein Bros. Inc.,

Wales Ltd.,  
Walker Cement Products Inc.,  
Walker Realty Company (No. 1),  
Walk for Health Association of America,  
Wallace H. Cooper, Inc.,  
Wallace Pontiac, Inc.,  
Wallrube, Inc.,  
Walsh Bakeries and Restaurants, Inc.,  
Walton Corporation,  
Ward Auto Sales Co.,  
Ward's Furniture Company, Inc.,  
W. & A. Realty Co.,  
Warren Construction Co., Inc.,  
Warren and Norfolk Tavern, Inc.,  
Warrington Corporation,  
Warsh Contracting Co.,  
Washington Bridge Express Lines, Inc.,  
Washington Confectionery,  
Washington Grill, Inc.,  
Washington Luncheonette Inc.,  
Washington Service Station,  
Washington & Warren Streets, Inc.,  
Watcam Realty Company,  
Watchung Building Corporation,  
Watchung Housing Corporation,  
Watchung Mountain Estates,  
Watchung Realty & Development Co.,  
Watchung Realty Holding Corporation,  
Waterfield Motor Company,  
Water Front Holding Corporation,  
Watnong Riding Academy, Inc.,  
Waverly Enterprises Inc.,  
Waverly Garage and Repair Company,  
W. C. Corporation,  
W. D. Hann and Company,  
Wearwell Elastic Webbing Co. Inc.,  
Weequahic Day Camp, Inc.,  
Weil Enterprises, Inc.,  
Weiss & Epstein, Inc.,  
Weiss' Live Poultry Market,  
Weiss Villa, Inc.,  
Wellmont Speciality Shop, Inc.,  
Wellwood Realty Corporation,

Wenham Homes, Inc.,  
Werner's Bakery, Inc.,  
West End Apartments, Inc.,  
West End Paint Supply Co.,  
Western Manufacturing Co., Inc.,  
Westfield Estates, Inc.,  
Westfield Packard Co. Inc.,  
West Market Realty Co.,  
Westminster Book and Gift Shop,  
Westminster Tire Corporation of New Jersey,  
Westmont Coal & Building Supply Co.,  
Westmoor Company,  
West New York Plumbing Supply Co. Inc.,  
West New York Rug Works, Inc.,  
Westover Holding Co. Inc.,  
West Park & Broad Parking Station, Inc.,  
West Ridgewood Heights Manor Homes,  
West Shore Motors Corporation,  
West Side Amusement Co.,  
West Virginia Cranberry Company,  
Wheeler Coal Company,  
White Cleaners of Orange, Inc.,  
White Eagle Bakery, Inc.,  
White Eagle Service Station, Inc.,  
Whitehurst Research Corporation,  
White Oak Ridge Nurseries,  
White Owl Super Service Garage,  
White Realty and Investment Co.,  
White Shop, Inc.,  
White Star Markets, Inc.,  
Whithold Company,  
W. H. Tonking & Sons, Inc.,  
W. H. Young, Inc.,  
Whyte Holding Co.,  
Wiarda's Dairy, Inc.,  
Wickliffe Street Co.,  
Wickner's Inc.,  
Wickwire & Co. Inc.,  
Wiegler Brothers Company,  
Wigwam Park, Inc.,  
Wilden Construction Co.,  
Wildwood Gables Corporation,  
Wil-Hal Realty Co.,

Wm. D. Griffiths Corporation,  
William DiMarzo & Company,  
William H. Lutton Company,  
William I. Beatty, Inc.,  
William M. Flinn, Inc.,  
Wm. P. Reed Sons, Inc.,  
Wm. Schnabel, Inc.,  
Williams-Cooper Millwork Co.,  
Williams Holding Company,  
Williams Knitting Mills, Inc.,  
William Zabransky, Jr., and Brothers, Inc.,  
Willow Cleaning and Dyeing,  
Willow Holding Company,  
Wilsonite Corporation,  
Wilstan Corporation,  
Wilstoc Holding Corporation,  
Windsor French Dressing Co.,  
Wireless Electric Light Corp.,  
Wiseman Paper Company,  
Witt Corporation,  
Wittmann's Inc.,  
W. J. McElmoyl & Co. Inc.,  
W. J. Steinbrecher Company,  
W. K. & F. Realty Co., Inc.,  
W. M. S. Co.,  
W. O. Dino Tavern, Inc.,  
Woldorff Dress Shop, Inc.,  
Wollner Manufacturing Company,  
Wollrauch Silk Co., Inc.,  
Woodbine Borough Clothing Co. Inc.,  
Woodbury Dress Mfg. Corp.,  
Woodbury Memorial Park, Inc.,  
Woodcliff Casino, Inc.,  
Woodmor Realty Company,  
Wood Products Company,  
W. O. Persons, Incorporated,  
Workers Aim Cooperative Association,  
Work & Save Holding Co.,  
W. R. Cox Tanning Company,  
Wrench Realty Company,  
W. R. Realty Co.,  
W. & S. Holding Co.,  
W. W. Krautter, Inc.,  
W. Y. Rush Motor Sales, Inc.,



Yale Electric Co.,  
Yankee Fife, Drum and Bugle Corp. Inc.,  
Yardville Oil & Supply Co.,  
Yeomans-Drews Corporation,  
Ye Town Tavern,  
Yore Realty Co.,  
York Bed & Spring Co. Inc.,  
Youcha Corporation,  
Youthful Products, Inc.,  
Youtie's Inc.,

Zelco Corporation,  
Zim's Garage, Inc.,  
Zisblatt Bros., Inc.,  
Zonolite Home Insulation Co.,

are void, and all powers conferred by law upon such corporations and each of them, are hereby declared inoperative and void.

Given under my hand and the Great Seal of New Jersey, this seventeenth day of January, A. D. one thousand nine hundred and forty-two, and in the Independence of the United States, the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## REGISTRATION DAYS

WHEREAS, Pursuant to the provisions of the Selective Training and Service Act of one thousand nine hundred and forty, and amendments thereto, the President of the United States has required, by proclamation, the registration of every male citizen of the United States, and of every other male person residing in the United States, who was born on or after February seventeenth, one thousand eight hundred and ninety-seven, and on or before December thirty-first, one thousand nine hundred and twenty-one, and who have not been registered heretofore under the Selective Training and Service Act, to present themselves and register:

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, by virtue of my office, do hereby direct that every male citizen residing in the State of New Jersey, and every other male person residing in the State of New Jersey, who has attained his twentieth birthday on or before December thirty-first, one thousand nine hundred and forty-one, and who has not attained his forty-fifth birthday on February sixteenth, one thousand nine hundred and forty-two, and who has not been registered heretofore under the Selective Training and Service Act, except those expressly exempted by law, to present himself and submit to registration upon the days hereinafter provided.

I do hereby fix the days and hours of registration for the State of New Jersey to be February fourteenth between the hours of nine A. M. and five P. M., February fifteenth between the hours of nine A. M. and five P. M. and February sixteenth between the hours of seven A. M. and nine P. M.

I do hereby direct that all local board members and their agents appointed under the provisions of the Selective Training and Service Act and the regulations added thereto to perform all acts incident to this registration.

I do hereby call upon every person, subject to the provisions of the Selective Training and Service Act to present himself and register and to comply in the future with the provisions of the Selective Training and Service Act, its present regulations and its future amendments.

I do hereby warn and admonish all officers, entrusted with the duty of carrying out the provisions of the Selective Training and Service Act, of their oaths of office, freely entered into with the President of the United States, wherein they as individuals have sworn to honestly and conscientiously administer the provisions of the Selective Training and Service Act to the best of their ability and understanding.

I do hereby warn and admonish that any person, citizen or any other person, who secretly or openly shall interfere with the execution of any of the provisions of the Selective Training and Service Act or its regulations, shall be forthwith arrested and imprisoned in the manner provided by law.

I do hereby request that all employers and governmental and State agencies give those under their charge sufficient leave of absence on any of the registration days, hereinbefore set forth, so that their employees may present themselves and register.

I do further call upon all public officials of the State, county and municipalities to aid in the registration.

In conclusion, may I say to the citizens of New Jersey and particularly to those about to register under the Selective Training and Service Act, that New Jersey ranks high in its contribution to the arsenal of democracy. Its legions of workers are fast forging the weapons of war that will eventually defeat the foes of our way of life. Our men in the service and those to be inducted in the future

will be proud to fly and fight in the airplanes we build; man the guns we forge and fire the shells and bullets we produce. Thus far, New Jersey has contributed much to the protection of our country. Let us forge ahead to a glorious and victorious peace under God.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twentieth day of January, in the year of Our Lord one thousand nine hundred and forty-two, and of the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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#### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The Congress of the United States of America, by chapter seven, Public Laws 403, approved by the President of the United States on January twentieth, one thousand nine hundred and forty-two, has established, as of February ninth, one thousand nine hundred and forty-two, a "War Time" system during the national emergency; and

WHEREAS, The Legislature of the State of New Jersey and the Governor thereof have deemed necessary and proper emergency legislation to conform with the Federal law, and have therefore enacted and approved chapter seven, P. L. 1942;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim that the "War Time" system will go into effect in this State at

TWO O'CLOCK ANTEMERIDIAN  
ON THE  
9TH DAY OF FEBRUARY, 1942.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this third day of February, one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

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PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The United States Department of Justice, by authority of the President's Proclamation of January fourteenth, is requiring all Japanese, Germans and Italians (technically known as alien enemies), who are fourteen years of age or older, to apply at post offices for certificates of identification; and

WHEREAS, The procedure for obtaining such certificates of identification will start in New Jersey on *February ninth* and continue through *February twenty-eighth*;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby direct and warn each alien enemy in this State within the specified age limit to file such application within the required time at a post office of the first or second class or county seat nearest his place of residence.

I further call upon all citizens of the State to assist in facilitating the identification program and to assist the Department of Justice in performing its duties as authorized by the proclamation of the President on January fourteenth, one thousand nine hundred and forty-two.

The general requirements of the program are as follows:

Aliens filing applications must bring with them their alien registration receipt card, and three unmounted photographs of themselves, with light background, two inches by two inches in size, printed on thin paper. These photographs must have been taken not more than thirty days prior to the time the alien presents his application, and must be taken front view and without a hat.

Aliens filing applications may take a member of their family or a friend to the post office. If they cannot write, they are advised to take someone with them who writes plainly. If such a person is not available, clerks at the post office will help them with their applications.

Certificates of identification will be delivered to the aliens personally at their residence address. Aliens are asked to co-operate in every way possible with the post-office carriers to facilitate delivery and acceptance.

The requirements should involve no expense to the aliens except for the photographs. It is not necessary to pay any person or organization for assistance. The government, which includes the post offices, will assist the aliens as much as possible.

Complete printed instructions for filing applications are available at all post offices.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this third day of February, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

This year the theme of the State Conservation Week is "Defend New Jersey Soil." Such a theme dramatically calls our attention to the fact that the conservation of the natural resources of our State and Nation has become a matter of paramount importance.

Soil is a basic natural resource. Satisfactory soil resources are necessary for national security. Abuse of soil must give way to systematic steps to assure its defense.

I urge the serious consideration of the whole problem of soil and soil erosion by our public schools, colleges and universities not only during the officially proclaimed week but throughout the entire academic year as well. It is only by becoming sufficiently acquainted with the problem of soil defense that we in New Jersey can be saved from the menace of erosion. Even now, more than one-half of our 1,914,110 acres of farm land are suffering from moderate erosion and nearly one-third of the Garden State farm land is severely eroded.

In order that our citizens, both of school and post-school age become more fully cognizant of the great importance of the role of soil and its relationship to our national and State economy, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim

APRIL 13TH TO APRIL 17TH

as

CONSERVATION WEEK,

and I recommend its enthusiastic observance by all of our citizens.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this third day of February, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

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## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, An adequate home food supply is the best means of assuring the health and strength of the American family in wartimes; and

WHEREAS, The increased food needs for our armed forces, our allies, and our citizens living in cities will require greatly increased supplies of certain commercially grown foods; and



WHEREAS, The home production of a substantial portion of the family food supply by the farm family and town and suburban people who have suitable ground and garden facilities, is highly desirable to help meet increased living costs, conserve transportation, packing expense, and for the national welfare,

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey do hereby proclaim the week of

FEBRUARY 23RD THROUGH FEBRUARY 28TH

as

HOME FOOD GARDEN ENROLLMENT  
WEEK

to the end that all farmers and town and suburban people who have suitable ground and garden facilities may enroll in the National Victory Garden Program. And I hereby call for the patriotic cooperation of our citizens throughout the State.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this tenth day of February, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

The week of March eighth to March fifteenth has been set aside by the American Optometric Association as "Save Your Vision Week" for the purpose of again bringing to the attention of the public the magnitude of the problems of defective vision.

In these times, all the resources of our nation are being marshaled in defense of our nation. Of those resources, the physical welfare of our citizens is primary. Inseparably linked with our national effort is the condition of the vision of our people. The speed and intensity of our production program and the necessities of sacrifice in wartime have placed strain upon vision which commands the signal "alert" to guard this invaluable asset.

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the week of

MARCH 8TH TO 15TH

as

"SAVE YOUR VISION WEEK,"

and I ask that the people of this State take this occasion to consider well the means of protecting and improving vision for their individual welfare and for that of their country.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
eleventh day of February, in the year of

Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The President of the United States has issued a proclamation declaring May first be set aside as Child Health Day;

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, in recognition of the vital importance of the health of children to the strength of the nation, call upon the people in each of our communities to contribute to the conservation of child health and the reduction of illness among children by exerting every effort to the end that before May Day, Child Health Day, children over nine months of age be immunized against diphtheria and smallpox, the two diseases for which we have the surest means of prevention.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
nineteenth day of February, in the year  
of Our Lord one thousand nine hundred

and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Army Day this year will be celebrated on Monday, April sixth. This year above any in the history of Army Day celebrations should be enthusiastically observed by all of our citizens with appropriate public ceremonies.

War naturally focuses public attention upon our armed forces. The Army, its personnel, and its glorious record of achievement and heroism becomes the object of interest and serious consideration.

It is entirely fitting that at least one day a year be set aside to evaluate the vital role of our Army in our natural life. An even casual study of its history and accomplishments since its creation fills our minds and hearts with a real pride.

Today our Army is charged with a grave responsibility—perhaps the gravest in its entire history. However, fortified by a splended tradition and confident of the nobility of its mission, our Army faces its responsibility realistically and with a grim determination to discharge its task of eradicating forever those forces which threaten our civilization.

To the end, that our citizens' become more cognizant of their relationship to the United States Army and more appreciative of its great history and service.

I, CHARLES EDISON, Governor of the the State of New Jersey, do hereby designate

APRIL 6TH

as

ARMY DAY.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twenty-sixth day of February, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Even before the establishment of our Federal Union under our Constitution, many persons of Hungarian origin made splendid contributions toward the realization of the American Ideal.

Since the time of Louis Kossuth, March fifteenth has been a date of special significance to all Hungarians and Americans of Hungarian descent. Kossuth personified the spirit of a people who were singularly devoted to the principles of freedom and independence.

In order that Americans of Hungarian descent can be afforded the opportunity to adequately commemorate the significance of Kossuth and his message; and, in order that we in New Jersey can more readily appreciate the many contributions made by Americans of Hungarian descent to the life of our State and Nation, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim

SUNDAY, MARCH 15TH

as

HUNGARIAN DAY.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this second day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Democracy is an ideal; is based upon the principle of dignity and worth of the human personality—the principle that people are more important than things. It recognizes that every individual, regardless of race or creed, economic or cultural status or mental capacity is a person who should be treated as an end in himself rather than as a means to an end. It is founded upon the spiritual basis of the inherent sanctity of the human soul. Above all, it implies the right of each individual to the greatest possible opportunity for the fullest development of his capacity.

It is the solemn duty of all of us to lead this fight to achieve this democratic ideal—an ideal which will usher in a new age in the history of mankind. Therefore, united today with all nations who proclaim their democratic belief, we have to concentrate all of our efforts on this task whose execution will bring back to mankind the freedom now threatened, so that the coming generations may live again.

One of those united nations, fighting with us hand in hand against the totalitarian powers is the people of Czechoslovakia; it is the people of Thomas Garrigue Masaryk, one of the few great spirits of the last sixty years, who fought incessantly for the rights of man and for justice amongst peoples.

The Czechoslovak people, oppressed at home, as well as their friends here in the United States and elsewhere, remember March seventh as the birthday of Thomas Garrigue Masaryk.

Being convinced that the spirit of democracy will prevail, I too believe in the motto of President Masaryk written on the coat-of-arms of his republic: "The truth prevails." Therefore, commemo-

rating this democrat whose ideals are leading his people in these times of hardships and distress,

I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim

MARCH 7TH

as

CZECHOSLOVAK DAY.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this fifth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, Our State has much to offer in the way of natural advantages to all homeseekers and business men; and

WHEREAS, The proper housing of defense workers is vital to the success of the defense effort; and

WHEREAS, The maintenance of a sound and stable real estate market in every section of our



State is of first interest to the welfare and prosperity of New Jersey investors and home owners; and

WHEREAS, Sound values in harmony with New Jersey's rapidly broadening economy and interests can best be achieved through popular recognition and appreciation of the monetary and intrinsic rewards of home ownership and the fundamental strength and security of the boundless investment opportunities in New Jersey; and

WHEREAS, Our total worth as a State has vastly increased through the constructive effort of New Jerseyites in the development of new enterprises and industries and the expansion of old, in addition to the building of thousands of new homes in hundreds of splendid communities throughout New Jersey; and

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the period from April twelfth to eighteenth, inclusive, as

REAL ESTATE AND HOME OWNERSHIP  
WEEK

within the limits of this State, and urge that all citizens join in its appropriate observance.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twelfth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, It having been made known to me by James B. Sautter, Deputy State Treasurer of the State of New Jersey, that a vacancy now exists in the office of the State Treasurer of the State of New Jersey, by reason of the death of the Honorable William H. Albright, State Treasurer;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, pursuant to the requirements of section 52:18-9 of the Revised Statutes, do hereby proclaim and make known the fact that a vacancy exists in the office of the State Treasurer of the State of New Jersey, by reason of the death of the said William H. Albright.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this seventeenth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The week of April twenty-fifth to May second, one thousand nine hundred and forty-two, has been selected as "Boys and Girls Week" throughout the United States in order to focus attention upon boys and girls, their potentialities, and their problems; and

WHEREAS, The objects of this week are to awaken an increasing number of adults to the joys and opportunities of helping youth; to give impetus to year-round programs and character building activities for the general welfare of boys and girls by acquainting the public with the agencies which are serving this purpose; to emphasize the importance of the complete development of boys and girls, physically, mentally, and spiritually, calling attention to the functions of the home, the school, and the church in this development; to instill in boys and girls love of country, respect for law and established institutions, and a realization of the benefits and responsibilities of citizenship; and

WHEREAS, Boys and girls who are healthy, self-reliant, well trained and loyal are vital to the security of our country; and

WHEREAS, Because victory for the democracies in the present international conflict involves not only better armies and navies, but better boys and girls as well, we believe it would be neither safe nor consistent with our humanitarian principles and the educational policies of our State to neglect to build better character and citizenship among our boys and girls while giving so much thought and energy to material defense;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the week beginning April twenty-fifth and ending May second, one thousand nine hundred and forty-two as

“BOYS AND GIRLS WEEK”

in this State, and I do call upon the businessmen, civic organizations, churches, schools, and citizens at large to co-operate with their local Boys and Girls Week Committees in carrying on this worthy program.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this twentieth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The restaurant industry in this State and throughout the country is a vital factor in American life by reason of its vast purchases of foodstuffs, its widespread use of modern equipment made by industry, and its influence as an employer of labor; and

WHEREAS, This important industry is deserving of praise from its persistent efforts to co-operate with the national nutrition program through scientific preparation of food, high standards of sanitation and efficient service; and

WHEREAS, Statistics reveal that more than eight billion meals were served in the nation's restaurants last year; and

WHEREAS, Restaurants are reported to pay a greater percentage of their income for wages than any other retail industry; and

WHEREAS, The practice of regular dining out constitutes a pleasant and satisfying vacation for the home cook; therefore

I, CHARLES EDISON, Governor of the State of New Jersey do hereby proclaim the period of May fourth to tenth, inclusive, as a week of participation by this State in National Restaurant Week, and do urge all families of this State to experience the advantages of dining out more frequently, thereby bestowing upon the restaurateurs of this State the recognition they deserve.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twentieth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

The President of the United States has designated the month of April as Cancer Control Month.

In the war against cancer, there can be no exemptions or deferments. All of our citizens must be drafted in this war against the second greatest cause of death in the United States.

Cancer is the fifth columnist of disease. Its treachery lies in the fact that the beginning symptoms are frequently taken for harmless ailments.

It has been agreed by medical authorities that a large portion of persons who died of cancer in this State last year could have been cured by early diagnosis and proper and prompt treatment.

In order to call attention to the program of The Women's Field Army of the American Society for the Control of Cancer,

I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate and proclaim the

MONTH OF APRIL

as

CANCER CONTROL MONTH.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twenty-fifth day of March, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States, the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The Educational Conservation Society, composed of the leading conservationists of America, has designated the week of April sixth to April twelfth as "American Conservation Week."

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the week of

APRIL 6TH TO APRIL 12TH

as

## NEW JERSEY CONSERVATION WEEK

in order to bring to the attention of our citizens the importance of giving the utmost protection to our natural resources, and I request the people of our State to observe the week with ceremonies appropriate to the occasion.

It is more important now than ever before to conserve the resources that have been so vital to our well being. New Jersey is rich in recreational facilities and everything should be done to increase rather than diminish these facilities during the war period when healthy bodies are so essential.

I am designating the New Jersey Board of Fish and Game Commissioners and the Board of Conservation and Development to serve as the "New Jersey Conservation Week" Committee.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twenty-seventh day of March, in the year of Our Lord one thousand nine

hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

The foundation of American life is deeply spiritual. We are essentially a believing people. We firmly believe in our God; our established American institutions and our neighbor, his honesty, his loyalty and his patriotism. This faith has sustained us in the past and will ever remain the guiding light for the American Way of the future.

Today we are engaged in a life and death struggle for this American Way. We are called upon not only to defend our homes and their sanctity; our fields and our cities, but more particularly, this spiritual heritage which makes all these things possible.

Today we are engaged in a total war. Not only is it a conflict that includes all nations and peoples, but also the entire population of each and every nation. Those of us who remain on the home front, have as sacred a duty as those who stand ready to make a supreme sacrifice. Our task is crystal clear. We must keep our people united! We must resist all subversive propaganda which harps upon ancient prejudices and intolerances, in order to confuse the American mind, disrupt our organiza-



tion for the production of essential war materials and destroy America, as it destroyed the nations of Europe.

This must not happen in our State! Nor will it happen here if we insist upon an understanding of our spiritual heritage. It will teach us how to live in peace and harmony one with the other. It will show us how to act in faith as good will one with the other. While we may stem from divergent religious, racial and national groups we are united for America and the fundamental freedoms which it guarantees to all its people.

Because of my conviction that it is impossible to legislate good will, anymore than it is possible to legislate morals,

I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the month of

MAY, 1942

as

GOOD WILL MONTH,

the week of May seventeenth, as Good Will Week, and the day of May eighteenth, as Good Will Day. It is my hope that all the citizens of our State will avail themselves of the special opportunity to intensify their effort to better understand the spiritual heritage of our great Nation, and thus aid in the preservation of our national unity. I urge that this period be made the occasion for co-operation of the churches and synagogues, of organizations of every kind and every type; urban, rural, civic, religious, labor, business and social, as well as the press and the radio, in order to demonstrate our faith in, and love for the principles and ideals for which America stands.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
twenty-seventh day of March, in the

year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Despite the present crisis all elements which constitute our civilization must continue to flourish. The arts and sciences must meet the challenges of the time in order to perpetuate those qualities which give life its nobility and meaning.

I know of no more effective medium of fortifying our national morale than the cultivation of the renewed appreciation on the part of our citizens of the value of music in our national life.

In my opinion, now above any other time in our country's history, music has a definite function to fulfill in America.

To the end that the universal language of music can be more readily understood and appreciated not only as a medium to maintain morale but as an instrumentality whereby all nations can once again realize the goal of international amity and mutual understanding.

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the week of

MAY 3RD TO MAY TENTH

as

MUSIC WEEK

in the State of New Jersey.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this seventh day of April, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

The widespread planting of trees both for shade and for reforestation is one of the best evidences of a healthy democracy. Every citizen of our State should have some part in making the annual observance of Arbor Day a State and national tradition.

I urge all of our citizens to do their part in observing Arbor Day by planting trees around their homes to provide shade, comfort and attractiveness for themselves and for generations unborn.

Several million tree seedlings of pine, spruce, fir and oak are being shipped from the State Forest Nurseries operated by the Department of Conservation and Development, and are being planted on many acres of municipal watersheds, on privately owned farm lands, and on the New Jersey State Forest. These million of little trees will safeguard New Jersey's water supply, control soil erosion, and provide lumber and other forest products for future citizens.

I urge the enthusiastic observance of Arbor Day by appropriate exercises to be held in all schools of the State as provided under the act (chapter 120, P. L. 1912);

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate and proclaim

TUESDAY, APRIL 14TH,

as

ARBOR DAY FOR NEW JERSEY.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
tenth day of April, in the year of Our  
Lord one thousand nine hundred and  
forty-two, and in the Independence of  
the United States the one hundred and  
sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The President of the United States, Franklin Delano Roosevelt, has designated Sunday, May tenth, as Mother's Day; and

WHEREAS, Our country is at war and the flower of our young manhood is fighting on the far-flung battlefields of six continents;

THEREFORE, It is urged that every community in the United States meet this day to dedicate its citizenry to an appreciation of the broadest possible aspect of motherhood: the protection of all the ideals which we hold dear; the unity of nation as well as of the family.

Let us make the Mother Day services the first of a series of community meetings which will carry to the men at the front the message that in their home towns all mothers, rich and poor, black and white, Jew and Gentile, Protestant and Catholic, those who have sons in service and those whose sons are too young or too old to enlist, all of these women are working, hoping, praying in unity for the comfort, safety and victory of the fighting men. Then indeed will we lift the hearts of men at the front. Then will we raise a memorial to motherhood in America;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim

MAY 10TH

as

MOTHER'S DAY.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
twenty-first day of April, in the year of

Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Timber is one of the vital raw materials essential to the national war effort. While not one of the States recognized as primarily a timber State, New Jersey is producing large quantities of urgently needed timber products. Therefore, the preservation of our existing usable timber supply and the conservation of our woodland areas for future timber production is a vital New Jersey question, especially in view of the fact that nearly one-half of New Jersey is still wild land or woodland.

The great enemy of the woods is fire and New Jersey now faces an extremely difficult forest fire situation. Much of the woodland area of the State normally presents one of the very acute forest fire situations of the country. Under existing conditions, with the drain on normal man power which military and defense service activities have created, the shortage of man power has presented an extremely difficult situation to the State Department of Conservation and Development and its forest fire service organization.

Forest fire not only destroys usable timber and strips the land of its timber productive capacity for many years, but it likewise creates serious interference with all the regular functions of transportation, communication and the service of labor for defense and other essential activities.

For these reasons I call upon every citizen of New Jersey to recognize that every forest fire is a help to the nation's enemies and a hindrance to the nation's war effort. I urge every patriotic citizen to use more than usual caution to avoid starting forest fires either through careless handling of smoking materials, careless use of fire for any reason, careless operation of equipment and machinery or in any other way. I urge every citizen to make whatever sacrifice is necessary to make sure that some authorized fire warden has knowledge of any fire which may be seen in or near the woods. I urge all our people to co-operate willingly and fully with the State Forest Fire Service in making effective all special regulations regarding use of fire in preventing the danger and damage from forest fire.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
twenty-first day of April, in the year of  
Our Lord one thousand nine hundred  
and forty-two, and in the Independence  
of the United States the one hundred  
and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

A PROCLAMATION requesting the governing body of each municipality in this State to refrain from issuing permits for the sale and public display of fireworks.

WHEREAS, In the present national emergency and for the promotion of public safety it is deemed necessary that the several municipalities of this State should not hereafter issue permits for the sale and public display of fireworks; and

WHEREAS, While it has heretofore been our custom to celebrate our national holiday of July Fourth by such displays and exhibitions, I believe that in this time of national stress and crisis a true recognition can still be accomplished by other effective means;

THEREFORE, Pursuant to the power and authority vested in me by the laws of this State, I do hereby request the governing bodies of our several municipalities, either by the suspension of their said ordinances or by refraining from the issuing of licenses, to thus prohibit the sale and public display of fireworks in furtherance of the purposes herein expressed.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
twenty-first day of April, in the year of  
Our Lord one thousand nine hundred  
and forty-two, and in the Independence  
of the United States the one hundred  
and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*



## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, Complete mobilization of labor is considered essential to surpass the production of the enemy; and

WHEREAS, There is a vast source of labor available among the older workers who have heretofore been refused employment by industry because of age; and

WHEREAS, There are training facilities available through the State and Federal governments to properly train through refresher courses and primary training this average group; and

WHEREAS, The younger workers who are now employed in industry will be required for the armed forces;

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do proclaim the week beginning May third as National Employment Week, and urge all employers, citizens, civic and other organizations to make a special effort to have everyone register with the United States Employment Office who is possessed of skilled qualifications or who desires training for skilled or semi-skilled jobs in war industries.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this twenty-eighth day of April, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

It is fitting, in this day, when so much depends on The American Merchant Marine, that we should take cognizance of its contribution to the American way of life and the noble part it is playing in the struggle for our national existence. The courage, fortitude, and devotion to duty of the officers and men of American ships sets a high standard for all to follow;

NOW, THEREFORE, I, CHARLES EDISON, Governor of New Jersey, do call upon the people of the State of New Jersey to observe

MAY 22ND, 1942,

as

NATIONAL MARITIME DAY,

by displaying the flag at their homes and other suitable places and to otherwise participate in appropriate observance of this day, and I hereby direct all government officials to display the flag on all public buildings on that day.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
fifth day of May, in the year of Our  
Lord one thousand nine hundred and  
forty-two, and in the Independence of  
the United States the one hundred and  
sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

An event of nation-wide interest, the National Championship of the Professional Golfers' Association, will be held at Atlantic City, New Jersey, from May twenty-fifth through May thirty-first, one thousand nine hundred and forty-two. Inasmuch as the net proceeds are to be devoted to the Army and Navy Relief Funds and the competition is a part of the physical fit program of the nation;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim the week of

MAY 24TH TO MAY 31ST

as

NEW JERSEY GOLF WEEK,

and do hereby extend to everyone a cordial invitation to visit New Jersey and Atlantic City during the Professional Golfers' Association twenty-fifth anniversary championship tournament.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this seventh day of May, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Sunday, May seventeenth, has been proclaimed by the President as "I Am An American Day" for one thousand nine hundred and forty-two.

This year, more than ever before, our citizens should be more deeply cognizant of their duties, opportunities, and responsibilities of American citizenship in a Nation at war.

This year I urge special observance of this day by all organizations—civic, patriotic, church, school, industrial, labor and others, to the end that suitable program will be presented throughout our State.

Citizenship is a priceless possession. It is the cornerstone upon which our individual lives are predicated. With it, the individual citizen has the opportunity to realize a life commensurate with his ability and ambition; without it, as this present war dramatically reveals, the citizen becomes merely a helpless pawn of a ruthless State.

I hope that this day will awaken in all our minds and hearts a renewed appreciation of the value of our citizenship and its close relationship to the American Way of Life.

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate and proclaim

SUNDAY, MAY 17TH

as

"I AM AN AMERICAN DAY"

for New Jersey.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
twelfth day of May, in the year of Our

Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Independence Day this year should have a particular significance for all Americans. Our one hundred and sixty-sixth year of independence finds us engaged in a mighty war effort to preserve our way of life; a war effort that challenges our patriotism and our individual abilities as never before in our history.

This war can only be won by the combined efforts of all elements which constitute our population. Those brave men in the combat services have every reason to expect the active co-operation of all their fellow citizens on the home front.

The people of New Jersey through their vast and competent Civilian Defense organization have answered the call of their State and Nation in a manner worthy of true citizenship.

Therefore, I urge that Independence Day this year be dedicated to a serious consideration of the important elements which constitute our American civilization.

I further urge that all communities throughout the State present special parades, pageants and other programs of a patriotic nature. In addition,

I urge that all of our citizens not engaged in civilian defense activities, because of the particular nature of their work, acquaint themselves with the functions, personnel and equipment of their respective local defense councils.

The present rationing emergency can be used to good advantage. Once again we can recapture the old Town Meeting spirit which was so characteristic of Colonial America. Once again we can assemble in the village square or city park and renew our appreciation of the priceless possession of American citizenship;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate and proclaim

JULY 4TH—INDEPENDENCE DAY

as

CIVILIAN MOBILIZATION DAY

for New Jersey.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this fourteenth day of May, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

For many years it has been a national custom to set aside June fourteenth as Flag Day; a day set aside to honor the emblem of our freedom, our strength, and our unity as an independent nation under God.

This year more than ever before our flag should be flown from all public and private dwellings as a dramatic illustration of our appreciation of our American heritage and of our determination to crush the forces of tyranny and aggression as quickly as possible.

Since this is a planetary war and we find ourselves fighting shoulder to shoulder with the valiant peoples of the United Nations, I urge that we follow the suggestion of the President of the United States and honor the flags of those United Nations who are engaged with us in this great crusade for freedom;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate and proclaim

SUNDAY, JUNE 14TH,

as

FLAG DAY.

I direct the officials of our State government, and I request the officials of local governments to have our colors displayed on all government buildings on Flag Day, and I also urge the people of New Jersey to fly the American Flag from their homes in honor of the nation's mothers and their valiant sons in the service and to arrange wherever feasi-

ble the display of the emblems of the freedom-loving nations on that day.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day of May, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The American people are engaged in a grave struggle to keep alive the dignity of the human being and the rights given by God to all free men to live free of bondage; and

WHEREAS, American fathers are today engaged in fighting not only in our military forces but even as trying a fight on the home front to safeguard the sanctity of their homes as well as the lives and spirits of the members of their families that look to them for protection; and

WHEREAS, Sunday, June twenty-first, is being observed throughout this land as a day to honor a great American, the father in the home;



NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby designate

JUNE 21, 1942,

as

FATHER'S DAY,

and call upon the people of our State to observe this traditional American holiday with the proper religious, spiritual and patriotic celebration. I call upon the fathers themselves to continue with stout heart their loyal devotion to our country in the grave struggle in which it is now engulfed. On behalf of the people of this State, I give praise to the fathers who are conscientiously obeying the spirit and the letter of all the demands made necessary by the conflict in which we are engaged for survival. They have been and will continue to be an inspiration to all Americans everywhere in fighting for the hard-won liberty that is ours. They and all of us will continue to fight to our last breath to keep this precious freedom for all time.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day of May, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

President Roosevelt has designated the period of June fifteenth to June thirtieth, inclusive, for a concentrated nation-wide scrap rubber salvage collection.

Our State Salvage Committee through its local committees in each town, city and township is doing everything possible to stimulate the flow of this important material to the reclaiming plants for this special campaign.

The oil industry has agreed, through its filling stations and dealers acting as agents, to serve as receiving stations and to buy all type of reclaimable rubber at the uniform price of a penny a pound. Their co-operation is entirely in a non-profit basis.

I ask that you make a thorough search of your homes, garages, barns, and places of business for every bit of any material containing rubber for which you have no further use, and take it to the nearest gasoline station. Rubber is needed to win this war. Knowing you citizens of New Jersey, I am confident that you will enthusiastically respond to the call of the President;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby proclaim

JUNE 15TH TO JUNE 30TH

as

RUBBER SALVAGE CAMPAIGN PERIOD

for the State of New Jersey.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
fifteenth day of June, in the year of

Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

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## PROCLAMATION

### REGISTRATION DAY

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, Pursuant to the provisions of the Selective Training and Service Act of one thousand nine hundred and forty, and amendments thereto, the President of the United States has required, by proclamation, dated May twenty-second, one thousand nine hundred and forty-two, the registration of every male citizen of the United States, and of every other male person residing in the United States, who was born on or after January first, one thousand nine hundred and twenty-two, and on or before June thirtieth, one thousand nine hundred and twenty-four, and who have not been registered heretofore under the Selective Training and Service Act, to present themselves and register;

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, by virtue of my office, do hereby direct that every male citizen residing in the State of New Jersey, and every other male person residing in the State of New Jersey, who

was born on or after January first, one thousand nine hundred and twenty-two, and on or before June thirtieth, one thousand nine hundred and twenty-four, and who has not been registered heretofore under the Selective Training and Service Act, except those expressly exempted by law, to present himself and submit to registration upon the day hereinafter provided.

I do hereby fix the day and hours of registration for the State of New Jersey, to be Tuesday, June thirtieth, one thousand nine hundred and forty-two, between the hours of seven A. M. and nine P. M.

I do hereby direct that all local board members and their agents appointed under the provisions of the Selective Training and Service Act and regulations added thereto to perform all acts incident to this registration.

I do hereby call upon every person, subject to the provisions of the Selective Training and Service Act to present himself and register and to comply in the future with the provisions of the Selective Training and Service Act, its present regulations and its future amendments.

I do hereby warn and admonish all officers, entrusted with the duty of carrying out the provisions of the Selective Training and Service Act, of their oaths of office, freely entered into with the President of the United States, wherein they, as individuals, have sworn to honestly and conscientiously administer the provisions of the Selective Training and Service Act to the best of their ability and understanding.

I do hereby warn and admonish that any person, citizen or any other person, who secretly or openly shall interfere with the execution of any of the provisions of the Selective Training and Service Act or its regulations, shall be forthwith arrested and imprisoned in the manner provided by law.

I do hereby request that all employers and government and State agencies give those under their charge sufficient leave of absence on registration

day, hereinbefore set forth, so that their employees may present themselves and register.

I do further call upon all public officials of the State, county and municipalities to aid in the registration.

Throughout our Nation, Flag Day was observed with tremendous enthusiasm. More and more are we beginning to realize that behind the Stars and Stripes, and more deeply interwoven into its very fabric, are the sacrifices of generations gone by, to preserve the God-given right of life, liberty and pursuit of happiness. Men have died willingly to preserve these rights and to forever preserve our flag unsullied. Closely affiliated with us are all the Free Nations of the world who strive and struggle to preserve the ideals for which our flag stands.

May God give to all men the knowledge that the horrors of war serve but to intensify the eternal craving of the human soul for a peace based upon justice for all mankind.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
eighteenth day of June, in the year of  
Our Lord one thousand nine hundred  
and forty-two, and of the Independence  
of the United States the one hundred  
and sixty-sixth.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT,  
THE SENATE OF NEW JERSEY.

WHEREAS, Robert C. Hendrickson was at the general election held in the month of November, one thousand nine hundred and forty-one, elected by the voters of the county of Gloucester to represent said county in the Senate of this State and subsequently did qualify as such Senator and after such election and qualification did resign the office of Senator; therefore causing a vacancy to exist in the Senate of this State;

THEREFORE, I. CHARLES EDISON, Governor of the State of New Jersey, and I. I. GRANT SCOTT, President of the Senate of the State of New Jersey, pursuant to law and to a resolution duly adopted by said Senate, do hereby issue this proclamation directing an election to be held according to the laws of the State of New Jersey in said county on Tuesday, November third, one thousand nine hundred and forty-two, for the purpose of electing a Senator for said county to fill the vacancy caused by the resignation of the said Robert C. Hendrickson.

[SEAL] Given under our hands and the Great Seal of the State of New Jersey, this nineteenth day of June, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-sixth.

CHARLES EDISON,  
*Governor.*

I. GRANT SCOTT,  
*President of the Senate.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT,  
THE SENATE OF NEW JERSEY.

WHEREAS, Crawford Jamieson was at the general election held in the month of November, one thousand nine hundred and forty, elected by the voters of the county of Mercer to represent said county in the Senate of this State and subsequently did qualify as such Senator and after such election and qualification did resign the office of Senator, thereby causing a vacancy to exist in the Senate of this State;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, and I, I. GRANT SCOTT, President of the Senate of the State of New Jersey, pursuant to law and to a resolution duly adopted by said Senate, do hereby issue this proclamation directing an election to be held according to the laws of the State of New Jersey in said county on Tuesday, November third, one thousand nine hundred and forty-two, for the purpose of electing a Senator for said county to fill the vacancy caused by the resignation of the said Crawford Jamieson.

Given under our hands and the Great  
[SEAL] Seal of the State of New Jersey, this  
nineteenth day of June, in the year of  
Our Lord one thousand nine hundred  
and forty-two, and in the Independence  
of the United States the one hundred  
and sixty-sixth.

CHARLES EDISON,  
*Governor.*

I. GRANT SCOTT,  
*President of the Senate.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT,  
THE SENATE OF NEW JERSEY.

WHEREAS, W. Steelman Mathis was at the general election held in the month of November, one thousand nine hundred and forty, elected by the voters of the county of Ocean to represent said county in the Senate of this State and subsequently did qualify as such Senator and after such election and qualification did resign the office of Senator, thereby causing a vacancy to exist in the Senate of this State;

THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, and I, I. GRANT SCOTT, President of the Senate of the State of New Jersey, pursuant to law and to a resolution duly adopted by said Senate, do hereby issue this proclamation directing an election to be held according to the laws of the State of New Jersey in said county on Tuesday, November third, one thousand nine hundred and forty-two, for the purpose of electing a Senator for said county to fill the vacancy caused by the resignation of the said W. Steelman Mathis.

[SEAL] Given under our hands and the Great Seal of the State of New Jersey, this twenty-fourth day of July, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-seventh.

CHARLES EDISON,  
*Governor.*

I. GRANT SCOTT,  
*President of the Senate.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*



## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The Federal Government has undertaken the obligation of providing for the needs of dependents of enemy aliens who have been interned or otherwise restricted in their ability to support their dependents; and

WHEREAS, The Social Security Board, acting under a directive from the President of the United States addressed to the Federal Security Administrator, has proposed an arrangement between the Social Security Board and the New Jersey Department of Institutions and Agencies for administration of this program within the State of New Jersey at Federal expense; and

WHEREAS, Chapter 226, Laws of 1942, authorizes all boards, bodies, officers and agencies in this State and of every county, municipality and school district thereof, to accept from the United States of America, or any board, body, agency or independent establishment thereof, subject to terms and conditions appertaining thereto, grants of funds and grants and loans of equipment, supplies, materials and other property; and to hold, use, expend, deal with, employ, distribute and dispose of such funds, equipment, supplies, materials and other property, and to engage in such activities, to enter into such contracts and to do such other acts and things as may be necessary or convenient to carry out the powers given by the said act;

Now, THEREFORE, Under the powers conferred upon me by chapter 251, laws of 1942, I do hereby direct that the Department of Institutions and Agencies enter into the proposed agreement with the Social Security Board and to make advances

from funds appropriated to the Division of Old Age Assistance subject to monthly reimbursement from the Federal treasury for the purposes of carrying out such said agreement.

I do also direct that the county welfare boards shall co-operate with the Department of Institutions and Agencies and the Social Security Board to carry out the terms of this contract.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
thirtieth day of July, in the year of Our  
Lord one thousand nine hundred and  
forty-two, and in the Independence of  
the United States the one hundred and  
sixty-seventh.

CHARLES EDISON,  
*Governor.*

By the Governor:

J. A. BROPHY,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, Chapter three hundred ninety-three of the laws of one thousand nine hundred and forty-one, entitled "An act directing the Governor to assist the government of the United States in the present crisis and authorizing him to provide for the public safety," directs the Governor to render to the government of the United States in the present crisis any assistance within the power of the State, and to that end authorizes him to organize and employ any and all resources within the State, whether of men, properties or instrumentalities, and to exercise any and all power convenient or necessary in his judgment to render such assistance;

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, do hereby order and direct that: Until December thirty-first, one thousand nine hundred and forty-two, unless the war emergency sooner ceases, any vessel, licensed in accordance with the New Jersey Revised Statutes 23:3-47, may, without incurring penalty, take fish with shirred or purse seines, otter or beam trawls in the waters of the Atlantic ocean within the jurisdiction of this State at a distance of not less than one mile from the coast line; *provided, however*, that no such vessel may engage in taking fish within one-half mile of any present fixed pound or submarine pound nor within one and one-half miles of the mouth of any inlet or canal in the State of New Jersey.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
first day of August, in the year of Our  
Lord one thousand nine hundred and

forty-two, and in the Independence of the United States the one hundred and sixty-seventh.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, Chapter three hundred ninety-three of the laws of one thousand nine hundred and forty-one, entitled "An act directing the Governor to assist the government of the United States in the present crisis and authorizing him to provide for the public safety," directs the Governor to render to the government of the United States in the present crisis any assistance within the power of the State, and to that end authorizes him to organize and employ any and all resources within the State, whether of men, properties or instrumentalities, and to exercise any and all power convenient or necessary in his judgment to render such assistance; and

WHEREAS, By virtue of certificates issued by the Board of Public Utility Commissioners under the authority of the provisions of chapter forty-nine of the laws of one thousand nine hundred and forty-two, school buses are being utilized to provide transportation of war workers to industrial plants and also to provide transportation to army forts, camps and reservations, government arsenals, and naval bases and stations, and that in

view of the lack of adequate transportation facilities the use of said school buses is indispensable in the present emergency, and that the necessity and emergency will daily become more acute because of the restrictions upon rubber and gasoline; and

WHEREAS, Such school buses are instrumentalities within the meaning of chapter three hundred ninety-three of the laws of one thousand nine hundred and forty-one, and their use will tend to relieve the present transportation emergency and provide facilities not now available; and

WHEREAS, The said school buses are now licensed by the Department of Motor Vehicles of the State of New Jersey and equipped with commercial and not omnibus plates;

NOW, THEREFORE, I, CHARLES EDISON, Governor of the State of New Jersey, in order to relieve the present transportation emergency, do direct that all school buses which have been or may hereafter be authorized by the Board of Public Utility Commissioners to be operated for the purposes aforesaid, are hereby permitted to operate under their present commercial license plates without the necessity of securing other or additional plates, or paying any additional license fees.

[SEAL] Given under my hand and the Great Seal of the State of New Jersey, this first day of August, in the year of Our Lord one thousand nine hundred and forty-two, and in the Independence of the United States the one hundred and sixty-seventh.

CHARLES EDISON,  
*Governor.*

By the Governor:  
J. A. BROPHY,  
*Secretary of State.*



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## Decree of Dissolution

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## Decree of Dissolution

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IN CHANCERY OF NEW JERSEY

In pursuance of chapter 185 of the laws of 1896,  
copy of decree of dissolution of the charter of  
the following corporation has been filed in the  
office of the Secretary of State:

<i>Name</i>	<i>Filed</i>
George A. Mills Woodworking Company	July 18, 1942



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# Cumulative Table of Contents

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## NEW JERSEY LAWS OF 1938, 1939, 1940, 1941 AND 1942 GENERAL AND PERMANENT LEGISLATION

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*Prepared by*

COMMISSION ON STATUTES

FRANK H. SOMMER, *Chairman*

WILLIAM J. MORRISON, JR.

SEDGWICK RUSLING LEAP

ROBERT C. HENDRICKSON

HARRY L. TOWE

*Commissioners*

CHARLES DEF. BESORÉ

JOHN B. MCGEEHAN

*Counsel*

**CUMULATIVE TABLE OF CONTENTS**  
**OF**  
**NEW JERSEY LAWS OF 1938, 1939, 1940, 1941 AND 1942**  
**GENERAL AND PERMANENT LEGISLATION**

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The following Table of Contents with the Schedules annexed have been prepared and printed pursuant to chapter 379 of the laws of 1939 to indicate changes made in the general and permanent statute law since the enactment of the Revised Statutes (1937).

The classification used is that of the Revised Statutes amplified so as to include material for which no adequate classification units appear in the Revised Statutes. In all cases in which new chapter or other subdivision headings or new section numbers are set up they are designated in the Table as "Added" or "New." Where a chapter or other subdivision heading or section number is designated as "Added" it has been set up in the statute classified under it. Where a chapter or other subdivision heading is designated as "New" it has been set up and a number assigned, for convenience in classification, by the Commission on Statutes. The use of such designations or numbers alone, whether they are designated as "Added" or "New," in citation or in legislation is not sufficiently descriptive to indicate where the material so designated is to be found in the Pamphlet Laws and, when so used, such designations should be amplified by adding the year and chapter numbers of the material intended to be referred to.

Acknowledgment is made to Charles DeF. Besoré, Esq., for the use of the arrangement and material of his "Table of Contents, etc., of 1938," which forms the basis of the arrangement of this Table of Contents.

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**Title 1. ACTS, LAWS AND STATUTES.**

**Chapter 1. DEFINITIONS AND GENERAL RULES OF CONSTRUCTION.**

R. S. 1:1-2.3      amended 1942, c. 7.

**Additional Legislation.**

Definitions—"present war", "present war emergency", "existing state of war", "present defense emergency", 1942, c. 72.

Notices or communications out of United States, where taking, sending or transmission restricted by Federal Law, etc.; when dispensed with, 1942, c. 131.

**Chapter 3. PRINTING, BINDING AND DISTRIBUTION OF LAWS,  
JOINT RESOLUTIONS AND PROCLAMATIONS.**

- R. S. 1:3-1        amended 1941, c. 19.  
R. S. 1:3-2        “        1939, c. 379.

**Chapter 9. PERMANENT LAW REVISION COMMISSION.**

- R. S. 1:9-1        1925, c. 110, repealed 1939, c. 91, s. 7.

**Additional Legislation.**

Commission on Statutes created; powers and duties defined,  
1939, c. 91.

**Title 2. ADMINISTRATION OF CIVIL AND CRIMINAL JUSTICE.****Subtitle 1. THE COURTS.**

**Note:** For act authorizing payment of money into court in satisfaction of judgment, etc., or pending appeal, etc., see 1939, c. 313; for allowances of fees, etc., to attorneys, etc., see 1939, c. 140.

**Chapter 1. COURT OF ERRORS AND APPEALS.****Additional Legislation.**

Limitation on practice of law, by judges, suppl., 1941, c. 282.

**Chapter 2. COURT OF CHANCERY.**

R. S. 2:2-14      amended 1941, c. 307.

**Chapter 6. COURTS OF COMMON PLEAS.**

R. S. 2:6-3      amended 1939, c. 162; 1939, c. 269.

R. S. 2:6-16      "      1938, c. 395

**Additional Legislation.**

Continuation of trial by another justice or judge where original justice or judge prevented from continuing, suppl., 1939, c. 19.

**Chapter 7. ORPHANS' COURTS AND SURROGATES.**

**Note:** For tenure of deputy surrogates; second class counties, see 1939, c. 223.

**Additional Legislation.**

Appointment of special deputy surrogate; 1938, c. 97.

**Chapter 8. DISTRICT COURTS.**

R. S. 2:8-13      amended 1940, c. 70.

R. S. 2:8-14      "      1938, c. 388; 1941, c. 279.

R. S. 2:8-23      "      1938, c. 205; 1939, c. 237; 1942, c. 122.

R. S. 2:8-33      "      1941, c. 255; 1941, c. 365.

R. S. 2:8-46      "      1939, c. 59.

**Additional Legislation.**

First judicial district of Middlesex county established, 1941, c. 337.

Second judicial district of Middlesex county established, 1941, c. 338.

Bipartisan appointments of judges, in counties, suppl., 1941, c. 288.

**Chapter 11. COURTS OF OYER AND TERMINER.**

**Note:** For continuation of trial by another justice or judge where original justice or judge prevented from continuing, see 1939, c. 19.

**Chapter 12. COURTS OF QUARTER SESSIONS.**

**Note:** For continuation of trial by another justice or judge where original justice or judge prevented from continuing, see 1939, c. 19.

**Chapter 16. PROVISIONS COMMON TO MORE THAN ONE COURT.**

**Note:** For additional powers of certain court attendants in criminal, etc., matters, see 1938, c. 124; for certified shorthand reporter required at certain hearings, see 1940, c. 175.

**Additional Legislation.**

Judgeship vacated by election, etc., of incumbent to public office, 1942, c. 240.

**Subtitle 4. ATTORNEYS, COUNSELORS AND SOLICITORS.****Chapter 20. GENERAL REGULATIONS GOVERNING ATTORNEYS, COUNSELORS AND SOLICITORS.****Additional Legislation.**

Allowance of fees to attorneys, proctors, solicitors and counsel in proceedings, etc., in the courts, 1939, c. 140.

**Chapter 21. LICENSE TO PRACTICE AS ATTORNEY OR COUNSELOR.**

R. S. 2:21-14      amended 1941, c. 367, s. 1.

R. S. 2:21-15      "      1941, c. 367, s. 2.

**Subtitle 5. LIMITATION OF ACTIONS; ADVERSE POSSESSION.****Chapter 24. LIMITATION OF ACTIONS.**

**Note:** For limitation of actions where street, etc., vacated by camp meeting association, see 1939, c. 182.

**Additional Legislation.**

Limitation of actions for recovery of amount of reduction in compensation by public employees, suppl., 1938, c. 200.



**Subtitle 6. PRACTICE AND PROCEDURE IN CIVIL ACTIONS  
GENERALLY.**

**Chapter 26. PROCEDURE COMMON TO MORE THAN ONE COURT.**

**Article 2. Abatement and Survival of Actions.**

R. S. 2:26-9 amended 1938, c. 29.

**Article 4. Process In General.**

R. S. 2:26-47 amended 1942, c. 209.

**Article 6A. (new) Payment of Moneys into Court.**

**Additional Legislation.**

Payment of moneys into court in satisfaction of judgment,  
order or decree finally or pending judicial review thereof,  
1939, c. 313.

**Article 7. Writs of Execution.**

R. S. 2:26-148 amended 1942, c. 90, s. 1.  
R. S. 2:26-149 " 1942, c. 90, s. 2.  
R. S. 2:26-151 " 1942, c. 90, s. 3.  
R. S. 2:26-161 " 1942, c. 90, s. 4.  
R. S. 2:26-162 " 1942, c. 90, s. 5.  
R. S. 2:26-164 " 1942, c. 90, s. 6.  
R. S. 2:26-181 " 1942, c. 57, s. 1.

**Additional Legislation.**

Priority of executions out of any court against wages, debts,  
earnings, salary, income or profits, and payments to be  
made in satisfying same, 1938, c. 333.

**Article 12. Receivers.**

R. S. 2:26-203 amended 1939, c. 124.

**Chapter 27. PROCEDURE IN COURTS OF LAW GENERALLY.**

Note: For payment of moneys into court in satisfaction of judgment,  
order or decree finally or pending judicial review thereof, see 1939, c. 313.

R. S. 2:27-124 amended 1938, c. 189, s. 1.  
R. S. 2:27-125 " 1938, c. 189, s. 2.  
R. S. 2:27-126 " 1938, c. 189, s. 3.  
R. S. 2:27-127 " 1938, c. 189, s. 4.  
R. S. 2:27-206 " 1938, c. 233, s. 1.  
R. S. 2:27-208 " 1938, c. 233, s. 2.  
R. S. 2:27-209 " 1938, c. 233, s. 3.  
R. S. 2:27-337 " 1938, c. 373.

**Chapter 29. PROCEDURE IN COURT OF CHANCERY.**

**Note:** For recording certified copies final decrees affecting title to real estate in county recording office authorized, see 1939, c. 170; for payment of moneys into court in satisfaction of judgment, order or decree finally or pending judicial review thereof, see 1939, c. 313; for joinder of actions and causes of action by municipalities in tax lien foreclosures; permitted, vacant land, see 1940, c. 84.

R. S. 2:29-35      amended 1941, c. 402, s. 1.

**Additional Legislation.**

Procedure where marital status or Christian name of wife of male party defendant unknown, 1938, c. 106; repealed 1941, c. 402, s. 2.

Procedure where marital status or Christian name of husband of female party defendant unknown, 1938, c. 107; repealed 1941, c. 402, s. 2.

Injunctions, etc., in labor disputes, etc., regulated, 1941, c. 15.

**Chapter 31. PROCEDURE IN ORPHANS' COURTS AND BEFORE SURROGATES.**

**Note:** For payment of moneys into court in satisfaction of judgment, order or decree finally or pending judicial review thereof, see 1939, c. 313.

R. S. 2:31-94      amended 1938, c. 71.

**Chapter 32. PROCEDURE IN DISTRICT COURTS.**

**Note:** For creation of monthly term when tenant for monthly or longer term holds over, see 1941, c. 317.

R. S. 2:32-34.1    amended 1941, c. 57.

R. S. 2:32-50      "      1942, c. 75.

R. S. 2:32-103    "      1939, c. 183.

R. S. 2:32-107    "      1939, c. 174.

R. S. 2:32-153    "      1942, c. 76.

R. S. 2:32-164    "      1942, c. 109, s. 1.

R. S. 2:32-169    "      1942, c. 109, s. 2.

R. S. 2:32-179    "      1942, c. 57, s. 2.

R. S. 2:32-351    "      1938, c. 72.

**Subtitle 8. SPECIFIC CIVIL ACTIONS, REMEDIES AND PROCEEDINGS.****Chapter 42. ATTACHMENT.**

R. S. 2:42-8      amended 1939, c. 207.

**Chapter 47. DEATH BY WRONGFUL ACT.**

R. S. 2:47-2        amended 1938, c. 175.

**Chapter 50. DIVORCE AND NULLITY OF MARRIAGE—ALIMONY  
AND MAINTENANCE.**

R. S. 2:50-2        amended 1938, c. 187.

R. S. 2:50-34        “        1938, c. 188.

R. S. 2:50-37        “        1938, c. 235.

**Additional Legislation.**

Procedure where defendant appears before, during or after  
publication, 1938, c. 191.

Method of institution, etc., of suits for alimony and maintenance or custody, suppl., 1938, c. 234.

**Chapter 58. LANDLORD AND TENANT; RIGHTS AND REMEDIES.**

**Note:** For creation of monthly term when tenant for monthly or longer term holds over, see 1941, c. 317.

**Chapter 60. LIENS—BONDS OF AND MONEY PAID TO CONTRACTORS  
ON PUBLIC WORKS.**

**Note:** For lien in favor of State and county institutions for care and treatment of inmates thereof, see 1938, c. 239; for welfare-house liens under reimbursement agreements, see 1940, c. 119.

**Article 6. Hotel Keepers.**

R. S. 2:60-49        amended 1938, c. 309, s. 1.

R. S. 2:60-50        “        1938, c. 309, s. 2.

**Article 10. Mechanics, Materialmen and Laborers in General.****B. LIEN; NATURE, AND TO AND FOR WHAT IT ATTACHES.**

R. S. 2:60-107        amended 1941, c. 69.

R. S. 2:60-109        “        1942, c. 242.

**Additional Legislation.**

Amendment of mechanic's notice of intention, suppl., 1940,  
c. 138.

**B-1. (new) SATISFACTION OF STOP NOTICE.****Additional Legislation.**

Discharge of stop notice, suppl., 1941, c. 381.

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**E. RELEASE, DISCHARGE, CANCELLATION OR PAYMENT OF LIEN.**

R. S. 2:60-174    amended 1939, c. 316.

**Article 15. Processors of Goods.**

R. S. 2:60-223    amended 1941, c. 258.

**Article 19. (new) Watch and Jewelry Repairmen.**

**Additional Legislation.**

Liens for repairs to jewelry, watches, etc., 1940, c. 61.

**Article 20. (new) Factors' Liens.**

**Additional Legislation.**

Liens by factors or pledgees on merchandise or proceeds thereof, suppl., 1942, c. 182.

**Chapter 61. LIENS AND ENCUMBRANCES OF STATE.**

R. S. 2:61-4        amended 1941, c. 198.

**Chapter 61A. (new) LIQUIDATION PROCEEDINGS.**

**Article 1. (new) Uniform Act Governing Secured Creditors' Dividends  
in Liquidation Proceedings.**

Insolvent estates, distribution to secured creditors, regulated,  
1941, c. 80.

**Chapter 65. MORTGAGES AND BONDS; FORECLOSURE  
AND ACTIONS ON.**

R. S. 2:65-28      amended 1939, c. 247.

**Additional Legislation.**

Joinder of cesqui-que-trust where trustee or fiduciary made  
defendant unnecessary, 1938, c. 315.

Actions on bonds secured by second, etc., mortgages, regulated,  
suppl., 1942, c. 172.

**Chapter 68A. (new) NEGLIGENCE AND CONTRIBUTORY NEGLIGENCE.**

Contributory negligence of owner of special property in goods  
or of his agents, etc., valid defense in suits for damages  
instituted by owner of general property as against negli-  
gent third parties, 1939, c. 53.

**Chapter 71. PARTITION.**

R. S. 2:71-32      amended 1940, c. 171, s. 1.

R. S. 2:71-34      "        1940, c. 171, s. 2.

**Chapter 75. SALES OF REAL ESTATE UNDER STATUTES OR JUDICIAL PROCEEDINGS; DISTRIBUTION OF CERTAIN PROCEEDS OF SALES OF OR COMPENSATION FOR REAL ESTATE.**

R. S. 2:75-18      amended 1941, c. 366.

**Chapter 79. WASTE.**

**Article 2. By Tenant of Particular Estate.**

R. S. 2:79-9      amended 1942, c. 60.

**Subtitle 9. PREROGATIVE AND OTHER EXTRAORDINARY WRITS.**

**Chapter 80. GENERAL PROVISIONS.**

**Additional Legislation.**

Supreme Court to make rules as to forms, service, pleading, practice and procedure, suppl., 1938, c. 190.

**Chapter 82. HABEAS CORPUS; ILLEGAL CONFINEMENT.**

**Additional Legislation.**

Production of prisoner or inmate of institution as witness or defendant in criminal cases in courts of United States or of other States, regulated, 1941, c. 224.

**Subtitle 10. JURIES.**

**Chapter 85. QUALIFICATIONS OF JURORS.**

R. S. 2:85-1      amended 1938, c. 248.

R. S. 2:85-3      "      1938, c. 273, s. 1.

**Chapter 88. JURY LISTS; DRAWING OF JURORS FOR JURY PANELS.**

**Additional Legislation.**

Extension of time of service of petit jury to complete pending trial, suppl., 1939, c. 20.

Continuation of grand jury by order of court after term expired, suppl., 1939, c. 161.

**Chapter 89. OFFICERS OF GRAND JURY.**

R. S. 2:89-5      amended 1939, c. 107.

**Subtitle 11. EVIDENCE AND WITNESSES.**

**Chapter 97. WITNESSES IN GENERAL.**

R. S. 2:97-4      amended 1940, c. 22.

**Additional Legislation.**

Uniform act to secure attendance of witnesses from within or without a State in criminal proceedings, 1941, c. 88.

**Chapter 98. DOCUMENTS, RECORDS AND OTHER WRITTEN INSTRUMENTS.**

**Note:** For substitution of photographic copies for records, etc., of banks and trust companies, see 1941, c. 39; of savings banks, see 1941, c. 41.

R. S. 2:98-19 amended 1941, c. 116.

**Additional Legislation.**

Photographic copies, etc., of bank, trust company and savings bank, etc., records, etc., receivable in evidence, suppl., 1941, c. 40.

Uniform judicial notice of foreign law act, suppl., 1941, c. 81.

Sec. 1 of above amended 1942, c. 104, s. 1.

Sec. 4 " " " 1942, c. 104, s. 2.

**Chapter 99. EXAMINATION OR INSPECTION OF PERSONS AND PROPERTY.****Additional Legislation.**

Submission to and use of blood grouping tests as evidence of paternity of child or identity of any person, suppl., 1939, c. 221.

**Subtitle 12. PUBLIC HEARINGS.****Chapter 102. STENOGRAPHIC REPORTS OF PUBLIC HEARINGS.**

**Note:** For certified shorthand reporter required at certain hearings, see 1940, c. 175.

**Subtitle 13. CRIMES.****Chapter 103. GENERAL PROVISIONS RELATING TO CRIMES.**

R. S. 2:103-7 amended 1940, c. 219, s. 1.

R. S. 2:103-9 " 1940, c. 219, s. 2.

R. S. 2:103-10 " 1940, c. 219, s. 3.

**Chapter 112. BANKS AND FINANCIAL CORPORATIONS.****Additional Legislation.**

False statements, reports, etc., as to building and loan associations, prohibited, suppl., 1941, c. 239.

**Chapter 130. FLAG—OFFENSES AGAINST.****Additional Legislation.**

Influencing or attempting to influence school pupils against salute to flag, prohibited, 1939, c. 65.

**Chapter 134. FRAUDS AND CHEATS.****Additional Legislation.**

Misrepresentation as to tax sale certificates, prohibited, suppl., 1941, c. 82.

**Chapter 135. GAMING.**

- R. S. 2:135-3 amended 1940, c. 205.
- R. S. 2:135-5 “ 1941, c. 398, s. 2 (1940, c. 207; repealed 1941, c. 398, s. 1).
- R. S. 2:135-6 “ 1941, c. 398, s. 3 (1940, c. 207; repealed 1941, c. 398, s. 1).
- R. S. 2:135-7 “ 1941, c. 398, s. 4 (1940, c. 207; repealed 1941, c. 398, s. 1).
- R. S. 2:135-8 “ 1941, c. 398, s. 5 (1940, c. 207; repealed 1941, c. 398, s. 1).
- R. S. 2:135-9 repealed 1941, c. 398, s. 6 (1940, c. 207; repealed 1941, c. 398, s. 1).

**Chapter 145. LARCENY AND OTHER STEALINGS.**

- R. S. 2:145-13 amended 1938, c. 266.
- R. S. 2:145-14 “ 1938, c. 267.

**Additional Legislation.**

Stealing of automobile, etc., tires, tubes, etc., prohibited, suppl., 1942, c. 8.

**Chapter 149. MANUFACTURE, SALE, ETC., OF CERTAIN ARTICLES.**

- R. S. 2:149-7 Purchase, use or possession of hydrocyanic acid gas  
(added) for fumigating dwellings without permit, prohibited, suppl., 1938, c. 337.

**Additional Legislation.**

Use or permitting use of mercury or certain of its compounds in treating substances used in manufacture of hats, prohibited, 1942, c. 103.

**Chapter 157B. PROPAGANDA INCITING RACE, COLOR OR  
RELIGIOUS HATRED.****Additional Legislation.**

Wearing of certain uniforms and permitting assemblage of  
persons attired therein, prohibited, suppl., 1939, c. 98.

Sec. 1 of above amended 1939, c. 210, s. 1.

Sec. 2 “ “ “ 1939, c. 210, s. 2.

**Chapter 160. PUBLIC OFFICERS AND OFFICES.**

R. S. 2:160-5 amended 1939, c. 387, s. 1.

**Additional Legislation.**

Penalty for exceeding appropriations by county or municipal  
officials, 1939, c. 387, s. 2.

Political influence, etc., in administration of relief, prohibited,  
suppl., 1941, c. 23.

**Chapter 164. RECEIVING STOLEN PROPERTY.**

R. S. 2:164-1 amended 1938, c. 348.

**Chapter 173. TREASON AND OFFENSES AGAINST THE GOVERNMENT.****Article 6. (new) Unauthorized Use of State Seal.****Additional Legislation.**

Unauthorized use of State seal, prohibited, 1941, c. 218.

**Chapter 176. WEAPONS AND EXPLOSIVES.**

R. S. 2:176-43 amended 1938, c. 125.

R. S. 2:176-44 “ 1939, c. 321.

**Subtitle 14. CRIMINAL PROCEDURE.****Chapter 178. DEFINITIONS, CONSTRUCTION AND GENERAL  
PROVISIONS.**

**Note:** For reports of criminal proceedings to bureaus of identification  
of counties and state police, see 1939, c. 78; for notification, of release  
of prisoners, to bureaus of identification and police departments; re-  
quired, see 1940, c. 65.

**Additional Legislation.**

Money seized in connection with gambling, etc., disposition, for-  
feiture, etc., suppl., 1941, c. 70.



**Chapter 180. PEACE OFFICERS.****Additional Legislation.**

Power to act in detection, apprehension, etc., of offenders conferred on certain court attendants, 1938, c. 124.

**Chapter 180B. (new) UNIFORM ACT ON INTRASTATE FRESH PURSUIT.**

Apprehension, etc., of certain criminals within the State, 1941, c. 89.

**Chapter 181. COUNTY DETECTIVES AND INVESTIGATORS.**

**Note:** For tenure of office for holders of secretarial and stenographic positions in certain counties, see 1939, c. 271; for act authorizing county detectives and prosecutors' investigators to take certain oaths in criminal matters, see 1939, c. 276.

R. S. 2:181-10 amended 1938, c. 353. Appointment, etc., of county detectives or investigators certain fourth class counties, suppl., 1939, c. 5.

R. S. 2:181-11 Appointment, salary, etc., of county detectives; (added) counties between 50,000 and 70,000, suppl., 1939, c. 34.

**Additional Legislation.**

Appointment, salary and tenure, special officers appointed by the prosecutor of the pleas; certain third class counties, suppl., 1939, c. 307.

County detectives and investigators, certain, under tenure, fourth-class counties, 1941, c. 216.

**Chapter 182. PROSECUTORS OF THE PLEAS.**

R. S. 2:182-14 suppl. 1938, c. 271.

amended 1938, c. 358; 1939, c. 335.

**Additional Legislation.**

Tenure of office, etc., in secretarial and stenographic positions in prosecutors and county detectives office; certain counties, 1939, c. 271.

**Chapter 183. LIMITATION OF CRIMINAL PROSECUTIONS.**

R. S. 2:183-3 amended 1938, c. 138.

**Chapter 185. EXTRADITION.**

R. S. 2:185-10 amended 1940, c. 259.

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**Chapter 186. PRELIMINARY PROCEEDINGS IN GENERAL.**

**Note:** For waiver of indictment authorized, see 1939, c. 279.

**Chapter 186A. (new) SUMMONS IN LIEU OF WARRANT FOR ARREST.**

**Article 1. Corporation or Individual.**

Summons for appearance of defendant, suppl., 1941, c. 379.

**Chapter 188. INDICTMENTS.**

**Additional Legislation.**

Waiver of indictment in writing, authorized, suppl., 1939, c. 279.

**Chapter 190. TRIAL; NEW TRIAL.**

**Note:** For continuation of trial by another justice or judge where original justice or judge prevented from continuing, see 1939, c. 19.

**Chapter 192. SENTENCE AND IMPRISONMENT.**

R. S. 2:192-1      amended 1938, c. 273, s. 2.

R. S. 2:192-1.1      "      1938, c. 273, s. 3.

R. S. 2:192-1.2      "      1938, c. 273, s. 4.

**Additional Legislation.**

Imposition of sentence by judge other than trial judge, suppl.,  
1939, c. 283.

**Chapter 193. DEATH SENTENCE.**

R. S. 2:193-7      amended 1942, c. 61.

**Chapter 199. PROBATION AND PAROLE.**

**Article 1. General Provisions.**

R. S. 2:199-4      amended 1939, c. 284.

**Additional Legislation.**

Probation officers, certain counties, certain appointments,  
authorized, civil service status, etc., 1940, c. 78.

**Subtitle 15. DISORDERLY PERSONS.**

**Chapter 202. DISORDERLY PERSONS GENERALLY.**

R. S. 2:202-16.2      amended 1938, c. 343.

**Additional Legislation.**

Printing, circulating, distributing, publishing and offering for sale papers, documents, or forms simulating court processes, etc., prohibited, suppl., 1939, c. 275.

Food stamps, etc., misuse of, prohibited, suppl., 1941, c. 204.

Obtaining money, etc., by false statements from private or charitable association, etc., or from the State, county, municipality or agency thereof, prohibited, suppl., 1941, c. 281.

**Chapter 206. PROCEDURE.**

R. S. 2:206-3 amended 1939, c. 250.

R. S. 2:206-11 " 1941, c. 54, s. 1; 1942, c. 35.

R. S. 2:206-12 " 1941, c. 54, s. 2.

**Additional Legislation.**

Review of convictions, etc., by common pleas court, suppl., 1939, c. 388.

**Subtitle 17. CRIMINAL JUDICIAL DISTRICT COURTS.****Chapter 212. CONSTITUTION AND PERSONNEL.**

R. S. 2:212-1 amended 1940, c. 200, s. 1.

R. S. 2:212-4 1931, c. 39, amended 1941, c. 201, s. 1.

R. S. 2:212-4 1931, c. 40, repealed 1941, c. 201, s. 2.

R. S. 2:212-6 amended 1940, c. 200, s. 2.

R. S. 2:212-19 " 1940, c. 200, s. 3.

**Additional Legislation.**

Criminal Judicial District Courts of Hudson County constituted, suppl., 1940, c. 201.

**Chapter 213. JURISDICTION.**

R. S. 2:213-1 amended 1940, c. 200, s. 4.

**Chapter 214. PRACTICE AND PROCEDURE.**

R. S. 2:214-5 amended 1940, c. 200, s. 5.

R. S. 2:214-10 " 1942, c. 66.

**Subtitle 18. POLICE COURTS AND MAGISTRATES.****Chapter 219. CITIES OF THE FIRST CLASS.****Article 3. (new) Night Police Courts.****Additional Legislation.**

Night police courts in first class cities created; jurisdiction;  
procedure, suppl., 1938, c. 18.

**Chapter 220. CITIES OF THE SECOND CLASS.****Additional Legislation.**

Tenure of office; clerk to recorder; certain second class cities;  
1938, c. 392.

**Title 3. ADMINISTRATION OF ESTATES—DECEDENTS  
AND OTHERS.****Subtitle 2. WILLS, DESCENT AND DISTRIBUTION.**

**Note:** For devolution on death of owner of interests, in areas in real estate above the surface of the ground, see 1938, c. 370.

**Chapter 2. WILLS.**

R. S. 3:2-3            amended 1939, c. 139, s. 1.

R. S. 3:2-13            “        1939, c. 139, s. 2.

**Chapter 3. DESCENT OF REAL ESTATE.**

R. S. 3:3-4            amended 1941, c. 153.

**Chapter 5. DISTRIBUTION OF PERSONAL PROPERTY.**

R. S. 3:5-6            amended 1939, c. 256.

**Subtitle 3. ADMINISTRATION BY EXECUTORS, ADMINIS-  
TRATORS, GUARDIANS AND TRUSTEES.****Chapter 7. APPOINTMENT AND GENERAL POWERS OF FIDUCIARIES.**

**Note:** For appointment and powers of State Board of Children's Guardians as guardian for children, see 1938, c. 160.

**Article 1. Executors and Administrators.****Additional Legislation.**

Original administration in New Jersey, upon estate of resident decedent, made obligatory, suppl., 1939, c. 121.

Settlement of estates having assets worth \$100 or less without administration, suppl., 1941, c. 382.

**Article 1A. (new) Testamentary Trustees.****Additional Legislation.**

Trustees, qualification and letters of trusteeship, issuance, etc., 1940, c. 45.

Sec. 1 of above amended 1941, c. 152, s. 1.

Sec. 2 “ “ “ 1941, c. 152, s. 2.

**Article 2. Guardians for Minors.**

R. S. 3:7-29            amended 1938, c. 37.

**New Jersey State Library**

**Article 4. New, Additional, Substituted and Succeeding Fiduciaries.**

R. S. 3:7-63      amended 1941, c. 323.

**Additional Legislation.**

Substituted fiduciaries, for fiduciaries engaged in war service,  
appointment, etc., suppl., 1942, c. 160.

**Chapter 8. BONDS AND SURETIES.**

**Note:** For deposit, in lieu of surety, of shares of building and loan associations insured under "National Housing Act"; authorized, see 1940, c. 60.

**Chapter 10. ACCOUNTING.****Article 2. Requirements and Proceedings.**

R. S. 3:10-11      amended 1941, c. 240.

R. S. 3:10-12      "      1941, c. 241.

**Article 4. Certain Expenditures Authorized.**

R. S. 3:10-22      amended 1939, c. 125.

**Article 5. (new) Non-Testamentary Trustees.****Additional Legislation.**

Non-testamentary trustees authorized to state and settle accounts in Prerogative or Orphans' Court, 1938, c. 108.

**Chapter 11. COMMISSIONS.**

R. S. 3:11-1      amended 1939, c. 134, s. 1.

R. S. 3:11-2      "      1939, c. 134, s. 2; 1940, c. 172.

R. S. 3:11-3      repealed 1939, c. 134, s. 3.

R. S. 3:11-4      "      1939, c. 134, s. 3.

**Additional Legislation.**

Commissions on value of unsold real estate as corpus of estate or trust, allowed, 1942, c. 258.

**Chapter 13. ACTIONS BY OR AGAINST FIDUCIARIES.**

R. S. 3:13-7      amended 1938, c. 140.

R. S. 3:13-12      "      1941, c. 138.

**Chapter 15. COMPROMISE OF CLAIMS.**

- R. S. 3:15-4      amended 1941, c. 212.  
R. S. 3:15-5      "      1942, c. 181, s. 1.  
R. S. 3:15-6      "      1942, c. 181, s. 2.  
R. S. 3:15-7      "      1942, c. 181, s. 3.

**Chapter 16. INVESTMENTS.**

**Note:** For shares of building and loan associations insured under "National Housing Act"; legal investments, see 1940, c. 60.

- R. S. 3:16-1      amended 1938, c. 196; 1942, c. 166.

**Additional Legislation.**

Investment in insured building and loan shares, authorized, suppl., 1939, c. 52, amended, 1940, c. 132.

Investments in mortgages on real estate acquired through tax sale foreclosure; authorized, 1940, c. 58.

**Chapter 17. SALE OR OTHER DISPOSITION OF REAL ESTATE BY FIDUCIARIES.**

- R. S. 3:17-10      amended 1939, c. 251, s. 1.  
R. S. 3:17-11      "      1939, c. 251, s. 2.  
R. S. 3:17-13      "      1939, c. 251, s. 3.  
R. S. 3:17-42      "      1938, c. 347; 1941, c. 68.

**Additional Legislation.**

Sale or disposition, under power of sale of undivided interest, of real estate divided or set off, authorized, suppl., 1939, c. 164.

Sale of lands acquired without authority; authorized, 1940, c. 109.

**Chapter 21. SUPPORT, MAINTENANCE AND EDUCATION OF WARD.**

- R. S. 3:21-4      amended 1938, c. 133.  
R. S. 3:21-5      "      1939, c. 257.

**Chapter 25. CREDITORS OF DECEDENTS; THEIR RIGHTS AND REMEDIES.**

- R. S. 3:25-2      amended 1941, c. 223.

**Chapter 26. DEVISES, LEGACIES AND DISTRIBUTIVE SHARES.**

**Article 3A. (new) Distribution of Legacies, Distributive Shares,  
Trust Funds, etc.**

**Additional Legislation.**

Legacies, distributive shares and trust funds; payment withheld; certain cases, 1940, c. 148.

Distribution to testamentary trustee until letters of trusteeship issued; prohibited, 1941, c. 171.

**Subtitle 5. SALE OR MORTGAGE OF REAL ESTATE  
LIMITED OVER.**

**Chapter 36. SALE OF REAL ESTATE LIMITED OVER TO INFANTS,  
MENTAL INCOMPETENTS, PERSONS NOT IN BEING OR  
ON CONTINGENCY.**

R. S. 3:36-14      amended 1941, c. 298.

**Subtitle 7. ABSENTEES.****Chapter 42. SEVEN YEARS' ABSENCE.**

R. S. 3:42-5      amended 1941, c. 235.

R. S. 3:42-15      “      1941, c. 123, s. 1.

R. S. 3:42-16      “      1941, c. 123, s. 2.

**Additional Legislation.**

Sale of real estate of tenants by entirety after spouse presumed or declared dead; suppl., 1938, c. 387.



**Title 4. AGRICULTURE AND DOMESTIC ANIMALS.**

**Note:** For regulation of production, etc., of goats milk, see 1938, c. 195.

**Chapter 1. DEPARTMENT OF AGRICULTURE.**

- R. S. 4:1-6           amended 1939, c. 73; 1942, c. 71.  
 R. S. 4:1-10           "       1939, c. 40, s. 1.  
 R. S. 4:1-13           "       1939, c. 40, s. 2.

**Additional Legislation.**

Interstate reciprocal agreements as to sale or delivery of plants  
 or nursery stock, 1941, c. 112.

**Chapter 3. POULTRY AND EGGS.**

**Note:** For distribution, etc., of eggs removed from incubators, regulated,  
 see 1939, c. 116.

**Additional Legislation.****Article 3. (new) Baby Chicks.**

Sale of "baby chicks" regulated, 1938, c. 82.

**Chapter 4. FEEDING STUFFS FOR LIVE STOCK AND POULTRY.**

- R. S. 4:4-3           amended 1938, c. 74, s. 1.  
 R. S. 4:4-9           "       1938, c. 74, s. 2.  
 R. S. 4:4-11          "       1938, c. 74, s. 3.  
 R. S. 4:4-17          "       1938, c. 74, s. 4.

**Chapter 5. DISEASES OF ANIMALS AND POULTRY.**

- R. S. 4:5-1           amended 1942, c. 82.  
 R. S. 4:5-28          "       1938, c. 265.  
 R. S. 4:5-76          "       1940, c. 231, s. 1.  
 R. S. 4:5-77          "       1940, c. 231, s. 2.  
 R. S. 4:5-78          "       1940, c. 231, s. 3.  
 R. S. 4:5-79          "       1940, c. 231, s. 4.  
 R. S. 4:5-80          "       1940, c. 231, s. 5.  
 R. S. 4:5-81          "       1940, c. 231, s. 6.  
 R. S. 4:5-83          "       1940, c. 231, s. 7.  
 R. S. 4:5-84          "       1940, c. 231, s. 8.  
 R. S. 4:5-85          "       1940, c. 231, s. 9.

R. S. 4:5-87	amended 1940, c. 231, s. 10.
R. S. 4:5-88	" 1940, c. 231, s. 11.
R. S. 4:5-90	repealed 1940, c. 231, s. 12.
R. S. 4:5-91	amended 1940, c. 231, s. 13.
R. S. 4:5-92	" 1940, c. 231, s. 23.

**Additional Legislation.**

Bang's disease, compensation to owners of diseased cattle, certain cases, regulation of local areas, 1940, c. 231, ss. 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34.

**Chapter 6. DISEASES OF BEES.**

R. S. 4:6-10	amended 1939, c. 104 (title amended 1941, c. 269).
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**Chapter 7. PLANT AND TREE DISEASES; INSECTS; WEEDS.**

R. S. 4:7-25	amended 1941, c. 111, s. 1.
R. S. 4:7-27	repealed 1941, c. 111, s. 2.
R. S. 4:7-28	" 1941, c. 111, s. 3.
R. S. 4:7-31	amended 1941, c. 111, s. 4.
R. S. 4:7-33	" 1941, c. 111, s. 5.

**Chapter 9. FERTILIZERS AND OTHER PREPARATIONS FOR SOILS.**

R. S. 4:9-1	amended 1940, c. 256.
R. S. 4:9-6	" 1938, c. 73, s. 1.
R. S. 4:9-8	" 1938, c. 73, s. 2.
R. S. 4:9-9	" 1938, c. 73, s. 3.
R. S. 4:9-13	" 1938, c. 73, s. 4.

**Chapter 10. MARKETING AND DISTRIBUTION OF AGRICULTURAL AND OTHER PRODUCTS.**

**Note:** For State Milk Control Law, see 1939, c. 82; 1941, c. 274.

**Additional Legislation.**

**Article 2. (new) Promotion of Sales of New Jersey Farm Products.**

New Jersey farm products, official brands and labels and publicity fund, etc., 1939, c. 136.

**Chapter 11. COMMISSION MERCHANTS, DEALERS AND BROKERS,  
AND THEIR AGENTS.**

**Article 2. Perishable Agricultural Commodities.**

- R. S. 4:11-19 amended 1938, c. 231, s. 1.  
R. S. 4:11-21 " 1938, c. 231, s. 2.

**Article 3. (new) Poultry.**

**Additional Legislation.**

Business of dealing in poultry regulated and licensing of dealers and brokers, provided for, 1942, c. 248.

**Chapter 12A. (new) CONTROL OF PRODUCTION, DISTRIBUTION AND  
SALE OF MILK, ETC.**

Milk Control Act (1941), 1941, c. 274.

**Additional Legislation.**

Studies by Department of Agriculture of costs, records, etc., of licensees of Director of Milk Control for use in determining retail milk prices; authorized; 1942, c. 263.

**Chapter 13. AGRICULTURAL CO-OPERATIVE ASSOCIATIONS.**

- R. S. 4:13-30 amended 1940, c. 146, s. 1.  
R. S. 4:13-32 " 1940, c. 146, s. 2.  
R. S. 4:13-33 " 1940, c. 146, s. 3.

**Chapter 16. AGRICULTURAL EXPERIMENT STATION; FARM  
DEMONSTRATION.**

**Additional Legislation.**

Establishment, etc., of turkey breeding and feeding research farm, 1938, c. 179; contributions by Board of Freeholders permitted, suppl., 1939, c. 6.

**Chapter 18. CROP MORTGAGES.**

- R. S. 4:18-2 amended 1942, c. 93.

**Chapter 19. DOGS, TAXATION AND LIABILITY FOR INJURIES  
CAUSED BY.**

- R. S. 4:19-10 repealed 1941, c. 151, s. 28.  
to 4:19-15

**Additional Legislation.**

Dogs, kennels, etc., control and licensing of, etc., 1941, c. 151.

Sec. 19 of above amended 1942, c. 132.

**Chapter 22. PREVENTION OF CRUELTY TO ANIMALS.**

**Additional Legislation.**

Report of injuries to certain animals by motorists required, suppl., 1939, c. 315.

**Title 5. AMUSEMENTS, PUBLIC EXHIBITIONS AND MEETINGS.**

**Chapter 1. SEASHORE BATHING ESTABLISHMENTS.**

- R. S. 5:1-1      amended 1940, c. 94, s. 1.  
 R. S. 5:1-2      "      1940, c. 94, s. 2.  
 R. S. 5:1-3      "      1940, c. 94, s. 3.

**Chapter 2. BOXING AND WRESTLING EXHIBITIONS.**

- R. S. 5:2-12      amended 1938, c. 57.

**Chapter 5. BREEDING AND RACING OF HORSES.**

- R. S. 5:5-1      repealed 1940, c. 206.  
 to 5:5-21

**Additional Legislation.**

New Jersey Horse Racing Act, 1940, c. 17.

Title	of above	amended	1941, c. 137, s. 1.
Sec. 1	"	"	1941, c. 137, s. 2.
Sec. 5	"	"	1941, c. 137, s. 3.
Sec. 10	"	"	1941, c. 137, s. 4.
Sec. 12	"	"	1941, c. 137, s. 5.
Sec. 13	"	"	1941, c. 137, s. 6.
Sec. 16	"	"	1941, c. 137, s. 7.
Sec. 24	"	"	1941, c. 137, s. 8.
Sec. 25	"	"	1941, c. 137, s. 9.
Sec. 26	"	"	1941, c. 137, s. 10.
Sec. 27	"	"	1941, c. 137, s. 11.
Sec. 51	"	"	1941, c. 137, s. 12.
Sec. 54	"	"	1941, c. 137, s. 13.
Sec. 58	"	"	1941, c. 137, s. 14.

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**Title 6. AVIATION.**

**Chapter 1. REGULATION OF AERIAL NAVIGATION.**

**Additional Legislation.**

Aeronautics over and within this State, regulated, 1938, c. 48.

**Title 8. CEMETERIES.****Chapter 1. FORMATION AND ORGANIZATION OF CEMETERY ASSOCIATIONS.****Additional Legislation.**

Selection of managers or trustees for certain cemetery companies, by receiver or trustee thereof, suppl., 1942, c. 164.

**Chapter 2. PROPERTY, AND RIGHTS AND INTERESTS THEREIN.**

**Note:** For shares of building and loan associations insured under "National Housing Act"; legal investments, see 1940, c. 60.

R. S. 8:2-21      amended 1941, c. 61.

R. S. 8:2-30      "      1939, c. 319.

R. S. 8:2-37      "      1939, c. 109.

**Chapter 3. CONTROL, REGULATION, AND PROTECTION OF CEMETERIES.**

R. S. 8:3-1      amended 1938, c. 201; 1942, c. 45.

**Additional Legislation.**

Existing associations permitted to use adjoining, etc., lands for cemetery purposes in certain cases, suppl., 1938, c. 61.

Acquisition of additional lands by certain cemetery associations, authorized, suppl., 1941, c. 227.

**Title 9. CHILDREN—JUVENILE AND DOMESTIC  
RELATIONS COURTS.**

**Subtitle 2. ADOPTION, APPRENTICESHIP AND INDENTURE.**

**Chapter 3. ADOPTION.**

R. S. 9:3-2	amended 1938, c. 355, s. 1.
R. S. 9:3-3	" 1938, c. 355, s. 2.
R. S. 9:3-4	" 1938, c. 355, s. 3.
R. S. 9:3-5	" 1938, c. 355, s. 4.
R. S. 9:3-6	" 1938, c. 355, s. 5; 1940, c. 210, s. 1.
R. S. 9:3-8	" 1938, c. 355, s. 6; 1940, c. 210, s. 2.
R. S. 9:3-9	" 1939, c. 355, s. 1.
R. S. 9:3-11	" 1938, c. 355, s. 7; 1939, c. 355, s. 2.

**Chapter 4. APPRENTICESHIP AND INDENTURE.**

R. S. 9:4-18	amended 1938, c. 274.
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**Subtitle 3. PROTECTIVE WELFARE LAWS.**

**Chapter 6. ABANDONMENT, ABUSE, CRUELTY AND NEGLECT.**

R. S. 9:6-5	amended 1939, c. 277, s. 1.
R. S. 9:6-9	" 1939, c. 277, s. 2.

**Chapter 13. CRIPPLED CHILDREN.**

R. S. 9:13-1	amended 1938, c. 150.
R. S. 9:13-7	" 1938, c. 406, suppl., 1938, c. 424.

**Subtitle 4. ILLEGITIMATE CHILDREN.**

**Chapter 17. BASTARDY PROCEEDINGS.**

**Note:** For use of blood tests in determining paternity, see 1939, c. 221.

**Subtitle 6. JUVENILE DELINQUENCY COMMISSION.**

**Chapter 20. THE COMMISSION; ITS POWERS AND DUTIES.**

**Additional Legislation.**

Commission continued, suppl., 1938, c. 326; 1939, c. 114; 1940,  
c. 81; suppl., 1942, c. 108.

**Title 10. CIVIL RIGHTS.**

**Chapter 1. IN GENERAL.**

R. S. 10:1-1 amended 1941, c. 247.

**Additional Legislation.**

Discrimination, on account of race, creed or color, against persons to be employed on war or defense work, prohibited, 1942, c. 114.

**Chapter 3. (new) EMPLOYMENT IN THE PUBLIC SERVICE.**

**Note:** For additional legislation relating to discrimination for age in public employment, see R. S. 40:11-4 as amended by 1938, c. 336.

Discrimination against applicants, for age, in employment in public service, prohibited, 1938, c. 295.

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**Title 11. CIVIL SERVICE.**

**Note:** For prohibition of discrimination against applicants for employment, for age, see 1938, c. 295, also R. S. 40:11-4 as amended by 1938, c. 336.

**Subtitle 1. CIVIL SERVICE COMMISSION.**

**Chapter 2. THE CHIEF EXAMINER AND SECRETARY.**

R. S. 11:2-2 amended 1938, c. 192.

**Chapter 2A. (new) CONTROL OF COMMISSION OVER CIVIL SERVICE EMPLOYEES, GENERALLY.**

Right of appeal from suspension, fining or demotion for more than thirty days in one year or five days at one time, suppl., 1938, c. 76.

**Subtitle 2. STATE SERVICE.**

**Chapter 4. PURPOSE, CONSTRUCTION AND APPLICATION OF SUBTITLE.**

**Additional Legislation.**

Legal assistants, Attorney-General, under civil service, 1939, c. 101.

Deputy Commissioner of Compensation, civil service status, 1939, c. 111.

Chief Auditor, Comptroller's Department, under civil service, 1939, c. 219.

State House supervisor of mails under Civil Service, 1940, c. 15.

Certain persons having tenure to be in classified civil service, suppl., 1941, c. 91.

Election clerk, Secretary of State's office, under civil service, 1941, c. 286.

**Chapter 10. VACANCY IN POSITIONS.**

**Additional Legislation.**

Discrimination against eligibles certified for appointment in competitive class in civil service, record, report, etc., suppl., 1939, c. 322.

**Chapter 14. HOURS OF WORK AND LEAVES OF ABSENCE.**

R. S. 11:14-1      amended 1939, c. 233, s. 1.

R. S. 11:14-2      "        1939, c. 233, s. 2.

**Chapter 15. SUSPENSION; DEMOTION; REMOVAL.**

**Note:** For appeal from suspension, fining or demotion for more than thirty days in one year or five days at one time, see 1938, c. 76.

**Subtitle 3. COUNTIES, MUNICIPALITIES AND SCHOOL DISTRICTS.**

**Chapter 20. ADOPTION OF SUBTITLE BY COUNTY, MUNICIPALITY OR SCHOOL DISTRICT.**

R. S. 11:20-2      amended 1938, c. 135.

**Chapter 20A. (new) EMPLOYEES SUBJECT TO CIVIL SERVICE WITHOUT ADOPTION OF SUBTITLE.**

Employees of Trenton and Mercer County Memorial Building Commission in exempt class of civil service, suppl., 1942, c. 65.

**Chapter 21. APPOINTMENTS, PROMOTIONS, REMOVALS AND DISCHARGE IN GENERAL.**

**Note:** For appeal from suspension, fining or demotion for more than thirty days in one year or five days at one time, see 1938, c. 76.

R. S. 11:21-6      amended 1940, c. 150.

**Chapter 22. CLASSES OF CIVIL SERVICE.**

**Additional Legislation.**

Employees, etc., in classified service but not in competitive or noncompetitive classes: rights of tenure, appeal, etc., 1940, c. 178.

**Chapter 24A. (new) HOURS OF WORK, ATTENDANCE AND LEAVES OF ABSENCE.**

Regulations as to holidays, hours of work, attendance, sick and other leaves of absence, suppl., 1939, c. 232.

**Additional Legislation.**

Leave of absence for civil service county, municipal or school district employee to fill elective Constitutional office, provided for, 1942, c. 253.



**Chapter 25. APPEAL TO COMMISSION OR SUPREME COURT JUSTICE  
FOR VIOLATION OF SUBTITLE.**

**Note:** For appeal from suspension, firing or demotion for more than thirty days in one year or five days at one time, see 1938, c. 76.

**Subtitle 4. VETERANS.**

**Chapter 27. PREFERENCES.**

R. S. 11:27-1	amended 1942, c. 84; 1942, c. 137, s. 1.
R. S. 11:27-2	" 1938, c. 381, s. 1.
R. S. 11:27-3	" 1938, c. 381, s. 2.
R. S. 11:27-4	" 1938, c. 381, s. 3.
R. S. 11:27-5	" 1938, c. 381, s. 4.
R. S. 11:27-6	" 1938, c. 381, s. 5.
R. S. 11:27-7	" 1938, c. 381, s. 6.
R. S. 11:27-8	" 1938, c. 381, s. 7.
R. S. 11:27-9	" 1938, c. 381, s. 8.
R. S. 11:27-10	" 1938, c. 381, s. 9.
R. S. 11:27-11.1	" 1938, c. 38.

**Additional Legislation.**

Administration of chapter by Civil Service Commission, suppl., 1938, c. 381, s. 10.

Wife of disabled veteran entitled to preferences in employment, promotion and tenure in public employment, suppl., 1942, c. 137, s. 2.

**Title 12. COMMERCE AND NAVIGATION.****Chapter 2. DEPARTMENT AND BOARD OF COMMERCE  
AND NAVIGATION.**

**Note:** For beach-front protection and dredging and removal of obstructions from streams, see 1940, c. 52.

**Additional Legislation.**

Charges for berthing or anchorage space for boats in public basins, etc., by Board of Commerce and Navigation; authorized; disposition of receipts, etc., suppl., 1941, c. 352.

**Chapter 3. RIPARIAN LANDS.**

R. S. 12:3-10      amended 1938, c. 418.

R. S. 12:3-64      "      1939, c. 193.

**Chapter 5. WATER-FRONT AND HARBOR FACILITIES.**

**Note:** For beach-front protection and dredging and removal of obstructions from streams, see 1940, c. 52.

**Chapter 6A. (new) BEACH FRONT REPAIR AND DREDGING OF  
STREAMS.**

Beach-front protection and dredging and removal of obstructions from streams, suppl., 1940, c. 52.

**Chapter 7. REGULATION AND REGISTRATION OF POWER VESSELS.****Article 3. Registration of Vessels.****Additional Legislation.**

Registration of power vessels, suppl., 1941, c. 396.

**Article 7. (new) Operation, Docking, Mooring and Anchoring.****Additional Legislation.**

Additional rules and regulations governing operation, etc., of craft navigating inland waterway, authorized, suppl., 1938, c. 306.

**Chapter 11. SOUTH JERSEY PORT DISTRICT.**

R. S. 12:11-3      amended 1942, c. 167.

### **Title 13. CONSERVATION AND DEVELOPMENT— PARKS AND RESERVATIONS.**

**Note:** For transfer of New Jersey System of Plane Co-ordinates to Board of Conservation and Development, see 1938, c. 225; for tree experts; regulation and licensing by Board, see 1940, c. 100.

#### **Chapter 4. EDISON STATE PARK.**

##### **Additional Legislation.**

Maintenance and operation, etc., of Edison Tower at Menlo Park, provided for, 1938, c. 146; 1942, c. 153.

#### **Chapter 5A. (new) MOUNT MITCHELL SKYLINE PARK.**

Mount Mitchell Skyline Park; establishment, improvement, maintenance, management, 1940, c. 182.

#### **Chapter 6A. (new) POHATCONG PARK.**

Establishment and operation of Pohatcong Park, provided for, 1941, c. 168.

#### **Chapter 8. FOREST PARK RESERVES AND RESERVATIONS.**

**Note:** For conveyance of certain lands acquired by municipality under "Tax Sale Law" to State for forest park reservation; exemption from taxation, see 1940, c. 73.

##### **Additional Legislation.**

Application of profits derived from sale of products of forest parks, etc., suppl., 1939, c. 192.

#### **Chapter 9. STATE FOREST FIRE SERVICE.**

R. S. 13:9-23      amended 1939, c. 246.

#### **Chapter 12. MORRIS CANAL.**

R. S. 13:12-4      amended 1939, c. 326.

#### **Chapter 13. DELAWARE AND RARITAN CANAL.**

**Note:** For Delaware and Raritan Canal Commission continued, see 1938, c. 34.

#### **Chapter 14. UNITED STATES RESERVATIONS.**

R. S. 13:14-7      amended 1939, c. 195.

**Title 14. CORPORATIONS, GENERAL.****Chapter 1. GENERAL PROVISIONS.**

R. S. 14:1-5      repealed 1942, c. 208.

**Chapter 2. FORMATION.**

R. S. 14:2-4      amended 1939, c. 249, s. 1.

R. S. 14:2-5      "      1939, c. 249, s. 2.

**Chapter 3. POWERS.****Additional Legislation.**

Indemnification of directors against suits, etc., by certificate of incorporation or by-law, authorized, suppl., 1942, c. 124.

**Chapter 5. BOOKS OF THE CORPORATION.**

R. S. 14:5-3      amended 1939, c. 352.

**Chapter 7. DIRECTORS AND OFFICERS; REMEDIES OF OR AGAINST DIRECTORS, OFFICERS AND STOCKHOLDERS.**

**Note:** For indemnification of directors against suits, etc., by certificate of incorporation or by-law, authorized, see 1942, c. 124.

**Chapter 10. MEETINGS AND ELECTIONS.**

R. S. 14:10-13    amended 1941, c. 146.

**Chapter 12. MERGER OR CONSOLIDATION.**

R. S. 14:12-4    amended 1938, c. 305.

**Chapter 13. DISSOLUTION AND WINDING UP.**

R. S. 14:13-14    amended 1938, c. 290.

**Additional Legislation.**

Dissolution when directors or stockholders deadlocked, suppl., 1938, c. 303.

**Chapter 14. INSOLVENCY, RECEIVERS AND REORGANIZATION.**

**Note:** For dissolution, etc., when directors or stockholders deadlocked, see 1938, c. 303.

R. S. 14:14-2    amended 1939, c. 241; 1939, c. 363.

**Chapter 15. FOREIGN CORPORATIONS.****Additional Legislation.**

Issuance of certificate to transact business to merged or consolidated foreign corporation prohibited until certificate of payment of taxes by pre-existing corporations filed, suppl., 1938, c. 180.

Surrender of certificate of foreign corporation to transact business in State authorized, suppl., 1938, c. 178.

**Title 15. CORPORATIONS AND ASSOCIATIONS NOT  
FOR PROFIT.**

**Note:** For shares of building and loan associations insured under "National Housing Act"; legal investments for charitable, etc., institutions, see 1940, c. 60.

**Chapter 2. CHARITABLE, EDUCATIONAL AND BENEVOLENT  
CORPORATIONS AND SOCIETIES.**

- R. S. 15:2-5      Merger of charitable corporations conducting their  
(added)           activities in the same county, suppl., 1939, c. 240.
- R. S. 15:2-6      Merger; agreement, suppl., 1939, c. 240.  
(added)
- R. S. 15:2-7      Agreement; submission to members; filing; suppl.,  
(added)           1939, c. 240.
- R. S. 15:2-8      Effect of merger; suppl., 1939, c. 240.  
(added)
- R. S. 15:2-9      Corporate entity continued for purpose of receiving  
(added)           legacy, bequest or devise; title vested in merged  
                         corporations, suppl., 1939, c. 240.

**Chapter 8. FIRE COMPANIES.**

- R. S. 15:8-4      amended 1940, c. 235.

**Title 16. CORPORATIONS AND ASSOCIATIONS,  
RELIGIOUS.**

**Chapter 1. GENERAL PROVISIONS.**  
Additional Legislation.

By-laws providing for qualifications of trustees, treasurer and voting members; certain societies or congregations; authorized, suppl., 1941, c. 356.

**Chapter 8A. (new) THE METHODIST CHURCH.**

Names of certain churches, change to "The Methodist Church", authorized, 1940, c. 253.

Title of above amended 1941, c. 423.

**Chapter 12. PROTESTANT EPISCOPAL CHURCH.**

- R. S. 16:12-16    amended 1941, c. 416.

**Chapter 19. YOUNG MEN'S, YOUNG WOMEN'S CHRISTIAN OR  
HEBREW ASSOCIATIONS.**

- R. S. 16:19-2    amended 1939, c. 231.

## Title 17. CORPORATIONS AND INSTITUTIONS FOR FINANCE AND INSURANCE.

### Subtitle 1. GENERAL PROVISIONS.

#### Part 1. THE DEPARTMENT OF BANKING AND INSURANCE.

##### Chapter 1. THE DEPARTMENT AND THE COMMISSIONER.

**Note:** For regulation, by Commissioner, of loans, service agreements, etc., on Federal Housing mortgages by building and loan associations, see 1939, c. 129; for additional emergency powers of Commissioner of Banking and Insurance in connection with mortgages guaranteed or issued by corporation, see 1938, c. 212.

- R. S. 17:1-2      amended 1942, c. 195, s. 1.  
R. S. 17:1-3      "      1942, c. 195, s. 2.

#### Part 2. INVESTMENTS.

##### Chapter 2. LEGAL INVESTMENTS GENERALLY.

**Note:** For shares of building and loan associations insured under "National Housing Act"; legal investments, see 1940, c. 60.

- R. S. 17:2-6      amended 1938, c. 52, s. 1.  
R. S. 17:2-6.1      "      1938, c. 52, s. 2.

##### Additional Legislation.

Investments in securities of Federal Home Loan Banks, suppl.,  
1938, c. 222.

### Subtitle 2. FINANCIAL INSTITUTIONS.

#### Part 1. BANKS, TRUST COMPANIES, BANKERS, SAVINGS BANKS AND CLEARING HOUSE ASSOCIATIONS.

##### Chapter 4. BANKS AND TRUST COMPANIES.

**Note:** For additional legislation affecting legal investments, see chapter 2 of this Title, supra; for photographic copies, etc., of bank and trust company records, receivable in evidence, see 1941, c. 40.

- R. S. 17:4-29      amended 1938, c. 185, s. 1.  
R. S. 17:4-30      "      1941, c. 195.  
R. S. 17:4-31      "      1940, c. 164.  
R. S. 17:4-31.3      "      1941, c. 162, s. 1.  
R. S. 17:4-31.6      "      1941, c. 162, s. 2.  
R. S. 17:4-31.8      "      1938, c. 185, s. 2.  
R. S. 17:4-49      "      1941, c. 187.  
R. S. 17:4-51      "      1938, c. 226.  
R. S. 17:4-54      "      1940, c. 214.

- R. S. 17:4-59 amended 1938, c. 218.  
 R. S. 17:4-60 " 1939, c. 351.  
 R. S. 17:4-62 " 1938, c. 431, s. 1.  
 R. S. 17:4-63 repealed 1938, c. 431, s. 2.  
 to 17:4-67  
 R. S. 17:4-71 amended 1938, c. 431, s. 3.

**Additional Legislation.**

Photographic copies, etc., of certain records, etc., substituted for originals, suppl., 1941, c. 39.

Sec. 1 of above amended 1942, c. 89.

"Successor company" to succeed to liquidating company's trusts, etc., suppl., 1942, c. 230.

**Chapter 6. SAVINGS BANKS.**

**Note:** For additional legislation affecting legal investments, see chapter 2 of this Title, *supra*; for credit unions excepted from chapter, see 1938, c. 293; for photographic copies, etc., of savings bank records, receivable in evidence, see 1941, c. 40.

**Article 1. Formation.**

- R. S. 17:6-14 amended 1939, c. 26; 1939, c. 202.

**Article 2. Powers and Restrictions.**

**Additional Legislation.**

Photographic copies, etc., of certain records, etc., substituted for originals, suppl., 1941, c. 41.

**Article 3. Managers and Officers.**

- R. S. 17:6-25 amended 1941, c. 102.

**Article 5. Deposits and Dividends.**

- R. S. 17:6-49 amended 1938, c. 219.

**Article 6. Investments.**

- R. S. 17:6-53 amended 1938, c. 162, s. 1.  
 R. S. 17:6-54 " 1938, c. 162, s. 2.  
 R. S. 17:6-55 " 1938, c. 162, s. 3.  
 R. S. 17:6-56 " 1938, c. 162, s. 4.  
 R. S. 17:6-57 " 1938, c. 162, s. 5.  
 R. S. 17:6-58.1 Industrial securities as investments, suppl., 1938,  
 (added) c. 162, s. 6.  
 R. S. 17:6-59 amended 1938, c. 162, s. 7.  
 R. S. 17:6-61 " 1938, c. 162, s. 8.  
 R. S. 17:6-62 " 1938, c. 162, s. 9.  
 R. S. 17:6-63 " 1938, c. 162, s. 10.

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R. S. 17:6-70      amended 1939, c. 27.

**Additional Legislation.**

Waiver of certain provisions upon extension of corporate existence, suppl., 1939, c. 25.

**Chapter 8. ISSUANCE OF PREFERRED AND DEPOSITORS' COMMON STOCK; REORGANIZATIONS.**

R. S. 17:8-1      amended 1939, c. 205, s. 1 (title amended 1941, c. 270).  
R. S. 17:8-2      "      1939, c. 205, s. 2 (title amended 1941, c. 270).  
R. S. 17:8-3      "      1939, c. 205, s. 3 (title amended 1941, c. 270).  
R. S. 17:8-7      "      1939, c. 205, s. 4 (title amended 1941, c. 270).  
R. S. 17:8-15     "      1939, c. 205, s. 5 (title amended 1941, c. 270).

**Chapter 9. DEPOSITS GENERALLY.**

**Additional Legislation.**

Security for deposits, in banks, trust companies and savings banks, for bankrupt estates, required, suppl., 1940, c. 37.

Banks, trust companies, savings banks and bankers authorized to act as depositories of Federal funds and as financial agents of Federal Government, suppl., 1941, c. 106.

**Part 2. LOAN BUSINESS AND COMPANIES; BUILDING AND LOAN ASSOCIATIONS; CREDIT UNIONS.**

**Chapter 10. SMALL LOAN BUSINESS.**

**Note:** For credit unions excepted from chapter, see 1938, c. 293.

**Chapter 12. BUILDING AND LOAN ASSOCIATIONS.**

**Article 1. Formation.**

R. S. 17:12-3      amended 1940, c. 62.  
R. S. 17:12-6      "      1942, c. 163.

**Article 2. Powers, Duties and Limitations.**

**Note:** For authorization of investment in, insurance, assignment and servicing of Federal Housing mortgages, see 1939, c. 129.

R. S. 17:12-11    amended 1939, c. 126.  
R. S. 17:12-17    "      1938, c. 32.



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**Article 2A. (new) Change of Location of Principal Office.**

**Additional Legislation.**

Change in location of principal office, suppl., 1939, c. 131.

**Article 5. Members and Membership.**

R. S. 17:12-39 amended 1938, c. 31; 1941, c. 320.

**Article 6A. (new) Federal Housing Administration Mortgages.**

**Additional Legislation.**

Making, servicing, etc., of Federal Housing Administration loans authorized, suppl., 1939, c. 129.

**Article 7. Shares.**

R. S. 17:12-47 amended 1941, c. 259.

R. S. 17:12-48 " 1941, c. 261.

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**Additional Legislation.**

Shares of building and loan associations insured under "National Housing Act"; legal investments, suppl., 1940, c. 60.

**Article 10. Conversion Into Federal Savings and Loan Association.**

R. S. 17:12-60 amended 1939, c. 208, s. 1.

R. S. 17:12-61 " 1939, c. 208, s. 2.

R. S. 17:12-62 repealed 1939, c. 208, s. 3.

R. S. 17:12-63 " 1939, c. 208, s. 5.

**Article 10A. (new) Conversion of Federal Savings and Loan Association Into Building and Loan Association.**

**Additional Legislation.**

Conversion of Federal Savings and Loan Association into Building and Loan Association, provided for, suppl., 1939, c. 208, s. 4, s. 6.

**Article 11. Delinquent or Unsafe Associations.**

**Additional Legislation.**

Annual and final statements and reports as to associations in liquidation by or possession of commissioner, required, suppl., 1941, c. 319.

**Note:** For liquidation of associations through liquidating corporations, see 1941, c. 408, ss. 5 to 12.

- Article 15. Reorganization.**

- ### Additional Legislation.

**Article 16. Issuance of Shares by Federal Savings and Loan Insurance Corporation.**

- ## Chapter 13. CREDIT UNIONS.

- Article 9. (new) Credit Unions, Incorporation and Regulation.**

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Sec. 3 " " " 1941, c. 254.

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- R. S. 17:16-1 amended 1941, c. 190, s. 1.
- R. S. 17:16-2 " 1938, c. 321, s. 1; 1941, c. 190, s. 2.
- R. S. 17:16-3 " 1938, c. 321, s. 2; 1941, c. 190, s. 3 (1st).
- R. S. 17:16-3.1 Issuance of certificate of authority to transact business in State prohibited where applicant originally probated will or obtained administration of estate of resident decedent in another State; affidavit required, suppl., 1939, c. 123, s. 1.
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- R. S. 17:16-10 amended 1938, c. 321, s. 3; 1941, c. 426.
- R. S. 17:16-15 repealed 1938, c. 321, s. 4.

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- R. S. 17:17-1 amended 1938, c. 289, s. 1.
- R. S. 17:17-3 " 1938, c. 289, s. 2.
- R. S. 17:17-4 " 1938, c. 289, s. 3.
- R. S. 17:17-6 " 1938, c. 289, s. 4.
- R. S. 17:17-8 " 1938, c. 289, s. 5.
- R. S. 17:17-12 " 1942, c. 162.

**Chapter 18. POWERS, DUTIES AND LIMITATIONS.**

- R. S. 17:18-7 repealed 1939, c. 305, s. 8.
- R. S. 17:18-11 " 1940, c. 91.

**Additional Legislation.**

Reserves required of title insurance companies, suppl., 1938, c. 289, s. 6, s. 7, s. 8.

**Chapter 22. BROKERS AND AGENTS.**

**Additional Legislation.**

Insurance agents, licenses required, suppl., 1941, c. 118, s. 1.

**Chapter 24. INVESTMENTS.**

**Note:** For additional legislation affecting legal investments, see chapter 2 of this Title, *supra*.

R. S. 17:24-1      amended 1938, c. 359; 1938, c. 368.

R. S. 17:24-7              "              1938, c. 289, s. 9.

**Chapter 26. AMENDMENTS, CHANGES AND ALTERATIONS.**

R. S. 17:26-1      amended 1940, c. 82.

**Chapter 27. MERGER.**

R. S. 17:27-1      amended 1938, c. 259, s. 1.

R. S. 17:27-2              "              1938, c. 259, s. 2.

R. S. 17:27-3              "              1938, c. 259, s. 3 and see R. S. 17:27-5A added below.

R. S. 17:27-4              "              1938, c. 259, s. 4 and see R. S. 17:27-5A added below.

R. S. 17:27-5              "              1938, c. 259, s. 5 and see R. S. 17:27-5A added below.

R. S. 17:27-5A      Effect of unconstitutionality or invalidity of any (added)      provision of act, suppl., 1938, c. 259, s. 17:27-5A.

**Chapter 28. POLICY FORM AND PROVISIONS.**

**Note:** For required policy and certificate provisions and reserves; assessment life, accident and health insurance, see 1938, c. 322.

R. S. 17:28-1      amended 1940, c. 92; 1941, c. 364.

**Additional Legislation.**

Insurance of financed automobiles, suppl., 1939, c. 74.

**Chapter 32. FOREIGN COMPANIES.**

R. S. 17:32-2      amended 1938, c. 289, s. 10.

R. S. 17:32-7              "              1938, c. 55.

**Chapter 33. FEES AND PENALTIES.**

R. S. 17:33-1      amended 1941, c. 118, s. 2.

**Part 2. LIFE INSURANCE.**

**Note:** For deductions from salaries of employees of board of education for hospital service or group insurance plans, see 1940, c. 47.

**Chapter 34. LIFE INSURANCE COMPANIES GENERALLY.**

- R. S. 17:34-19 amended 1938, c. 255, s. 1.  
R. S. 17:34-22 " 1941, c. 135, s. 1.  
R. S. 17:34-24 " 1938, c. 254; 1941, c. 135, s. 2.  
R. S. 17:34-31 " 1938, c. 255, s. 2; 1942, c. 86, s. 1.  
R. S. 17:34-32 " 1938, c. 255, s. 3; 1942, c. 86, s. 2.

**Additional Legislation.**

Acquisition of additional stock after lapse of twenty years from confirmation of appraisement by certain life insurance companies; authorized, 1940, c. 208.

Dividends or reductions in rate of premium on group policies; how applied, suppl., 1938, c. 255, s. 4.

**Chapter 35. ASSESSMENT LIFE INSURANCE COMPANIES.****Article 3. (new) Life, Accident and Health Insurance.****Additional Legislation.**

Life, accident and health insurance policies and certificates issued by assessment life, health and accident insurance companies and associations and transaction of business by such companies and associations, regulated, suppl., 1938, c. 232.

**Part 4. HEALTH AND ACCIDENT INSURANCE.**

**Note:** For regulation of assessment, health and accident insurance companies and associations, see 1938, c. 232; for regulation of hospital service corporations and plans, see 1938, c. 366.

**Chapter 38. UNIFORM POLICY PROVISIONS.**

- R. S. 17:38-2 amended 1940, c. 104.

**Additional Legislation.**

Standard provisions in group health and accident policies, filing of forms, etc.; approval, etc., suppl., 1939, c. 305.

**Part 6. MUTUAL BENEFIT ASSOCIATIONS.**

**Note:** For regulation of assessment, health and accident insurance companies and associations, see 1938, c. 232; for regulation of hospital service corporations and plans, see 1938, c. 366.

**Chapter 45. AUTHORITY, REGULATIONS AND RESTRICTIONS.**

**Additional Legislation.**

Certain associations excepted from application of chapter,  
suppl., 1938, c. 60.

**Part 9. (new) HOSPITAL AND MEDICAL SERVICE CORPORATIONS, ETC.**

**Chapter 48. (new) HOSPITAL SERVICE CORPORATIONS.**

**Note:** For deductions from salaries of employees of board of education for hospital service or group insurance plans, authorized, see 1940, c. 47; of municipal employees adopting group hospital plan, authorized and validated, see 1941, c. 133.

Hospital service corporations and hospital service plans, regulated, suppl., 1938, c. 366.

**Chapter 48A. (new) MEDICAL SERVICE CORPORATIONS.**

Medical service corporations, organization, regulation, etc.,  
suppl., 1940, c. 74.

**Part 10. (new) INSURANCE BY INDIVIDUALS, PARTNERSHIPS AND UNINCORPORATED ASSOCIATIONS.**

**Chapter 49. (new) REGULATION.**

Transaction of insurance business by individuals, partnerships and unincorporated associations, regulated, 1939, c. 188.

## Title 18. EDUCATION.

**Note:** For prohibition of payment of pensions or subsidies by school districts to certain inmates of penal institutions, see 1938, c. 221.

## Chapter 5. SCHOOL DISTRICTS IN GENERAL.

**Note:** For authority of district clerks or secretary of board of education to take oaths, etc., in school matters, see 1939, c. 148; for leave of absence for school employees for military service, see 1941, c. 119.

**Article 1. Municipalities as Districts.**

R. S. 18:5-1      amended 1942, c. 47.

**Article 4. Effect of Formation of New Municipality or Annexation of Municipality or Part Thereof.**

[illegible]

**Article 5. Consolidation of Districts.**

R. S. 18:5-16      amended 1938, c. 145; 1939, c. 3.

### Additional Legislation.

**Apportionment of membership of boards of education of consolidated school districts among the constituent districts, suppl., 1938, c. 144.**

Sec. 1 of above amended 1939, c. 2.

**Article 7. District Property; Acquisition, Use and Disposition in General.**

R. S. 18:5-27      amended 1939, c. 341, s. 1.  
R. S. 18:5-28      "      1939, c. 341, s. 2.

**Article 12. Officers, Teachers and Employees, in General.**

**Note:** For tenure of service for superintendents of schools in school districts in first class counties, see 1938, c. 288.

### Additional Legislation.

Hospital services or group insurance plans for employees, deductions from salaries authorized and validated, suppl., 1940, c. 47.

Sec. 1 of above amended 1942, c. 218, s. 1.

Sec. 2 “ “ “ 1942, c. 218, s. 2.

Physical examination of employees of boards of education required, suppl., 1939, c. 295.

Protection of teachers and members of supervisory and administrative staff against claims for negligence, etc., while in discharge of duties, suppl., 1938, c. 311.

School employees, tenure and pension rights preserved while in military service, suppl., 1941, c. 134.

Title of above amended 1942, c. 119, s. 1.

Sec. 1 of above amended 1942, c. 119, s. 2.

Termination of employment of employees for age; pension, etc., provided for; 1942, c. 255.

**Article 13. Secretaries, District Clerks, and Business Managers.**

R. S. 18:5-51      amended 1938, c. 78, s. 1; 1938, c. 247.

**Additional Legislation.**

Oaths, etc., in school matters taken by secretary or district clerk of board of education, 1939, c. 148.

**Article 14. Custodians of School Moneys.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158.

**Article 18. Limitations on Issuance of Bonds.**

R. S. 18:5-84      amended 1938, c. 335.

**Article 19. (new) Sale of United States Defense Stamps, etc.**

**Additional Legislation.**

Revolving fund to purchase and sell United States Defense Stamps in public schools, authorized, 1942, c. 165.

**Chapter 6. SCHOOL DISTRICTS IN CITIES, AND IN TOWNSHIPS, INCORPORATED TOWNS AND BOROUGHES ACCEPTING THIS CHAPTER.**

**Note:** For act limiting school debt and appropriations in certain school districts, see 1939, c. 265.

R. S. 18:6-27      amended 1938, c. 78, s. 2.

R. S. 18:6-72.1      “      1939, c. 89; 1941, c. 425.



**Chapter 7. SCHOOL DISTRICTS IN TOWNSHIPS, INCORPORATED TOWNS AND BOROUGHES, AND IN CITIES ACCEPTING THIS CHAPTER.**

**Note:** For act limiting school debt and appropriations in certain school districts, see 1939, c. 265; for transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158.

**Article 3. Election of Members of Boards of Education; Annual School Elections; Special Elections.**

R. S. 18:7-20	amended 1939, c. 386, s. 1.
R. S. 18:7-27	" 1939, c. 386, s. 2.
R. S. 18:7-29	" 1939, c. 386, s. 3.
R. S. 18:7-34	" 1939, c. 386, s. 4.
R. S. 18:7-35	" 1939, c. 386, s. 5.
R. S. 18:7-36	" 1939, c. 386, s. 6.
R. S. 18:7-38	" 1939, c. 386, s. 7.
R. S. 18:7-39	repealed 1939, c. 386, s. 8.
R. S. 18:7-42	amended 1939, c. 386, s. 9.
R. S. 18:7-44	" 1939, c. 386, s. 10.

**Article 5. Organization, Powers and Functions of Boards in General.**

R. S. 18:7-56	amended 1938, c. 78, s. 3.
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**Article 7. Bonds and Other Obligations.**

R. S. 18:7-90	amended 1941, c. 305, s. 1.
R. S. 18:7-90.1	" 1941, c. 305, s. 2.

**Article 9. Moneys Transferred by Township Committee to Board of Education.**

R. S. 18:7-105	amended 1941, c. 9, s. 1; 1942, c. 201, s. 1.
R. S. 18:7-106	" 1941, c. 9, s. 2; 1942, c. 201, s. 2.

**Article 9A. (new) Moneys Transferred by Municipality to Board of Education.**

**Additional Legislation.**

Application of certain moneys transferred by municipality to school districts, provided for, suppl., 1942, c. 222.

**Chapter 8. REGIONAL BOARDS OF EDUCATION.**

R. S. 18:8-1	amended 1938, c. 155, s. 1.
R. S. 18:8-4	" 1938, c. 155, s. 2.
R. S. 18:8-5	" 1938, c. 155, s. 3.
R. S. 18:8-6	" 1938, c. 155, s. 4.
R. S. 18:8-7	" 1938, c. 155, s. 5.
R. S. 18:8-8	" 1938, c. 155, s. 6.
R. S. 18:8-9	" 1938, c. 155, s. 7.
R. S. 18:8-10	" 1938, c. 155, s. 8.
R. S. 18:8-11	" 1938, c. 155, s. 9.
R. S. 18:8-16	" 1938, c. 155, s. 10.

**Additional Legislation.**

Purchase of high school buildings; referendum, suppl., 1939, c. 113.

**Chapter 10. STATE SCHOOL MONEYS, AND APPORTIONMENT THEREOF.**

R. S. 18:10-18	amended 1938, c. 9.
R. S. 18:10-30	" 1941, c. 292.
R. S. 18:10-41	" 1942, c. 44.
R. S. 18:10-49	" 1938, c. 14.

**Additional Legislation.**

Apportionment of State school moneys for first year of regional school districts, suppl., 1939, c. 58.

**Chapter 13. TEACHERS.**

**Note:** For leave of absence for school employees for military service, see 1941, c. 119.

**Article 2. Employment, Tenure, Resignation, and Dismissal of Teachers and Principals.**

R. S. 18:13-13	amended 1941, c. 284.
R. S. 18:13-16	" 1940, c. 43.
R. S. 18:13-19	" 1942, c. 269.

**Additional Legislation.**

Equality of compensation between male and female teachers, provided for, suppl., 1942, c. 256.

Tenure of service for superintendents of schools; school districts; first class counties, suppl., 1938, c. 288.

**Article 2A. (new) Leave of Absence, etc.****Additional Legislation.**

Sick leave to teachers, principals and supervisory principals in public schools, regulated, suppl., 1942, c. 142.

**Article 3. Pension and Annuity Fund.****Additional Legislation.**

Dedicated funds from sinking funds, treatment as investments, 1941, c. 161.

Executive secretary; New Jersey Education Association, membership and contributions, suppl., 1940, c. 117.

Payments from State to motor vehicle license fee fund, treatment as investments, 1942, c. 233.

**Chapter 14. PUPILS AND CONDUCT OF SCHOOLS IN GENERAL.****Article 1. Admission and Attendance of Pupils in General.**

- R. S. 18:14-1      amended 1942, c. 211.
- R. S. 18:14-8      "      1941, c. 191.
- R. S. 18:14-10     "      1939, c. 86, s. 1.
- R. S. 18:14-12     "      1939, c. 86, s. 2; 1940, c. 149; 1942, c. 229.

**Article 2. Compulsory Education.**

**Note:** For employment and age certificates, issuance, etc., see 1940, c. 153; for State Commission on Student Service established, powers, etc., see 1942, c. 23.

- R. S. 18:14-14      amended 1940, c. 154, s. 1.
- R. S. 18:14-15      repealed 1940, c. 153, s. 21.
- to 18:14-33
- R. S. 18:14-34      amended 1940, c. 154, s. 2.
- R. S. 18:14-35      "      1940, c. 154, s. 3.
- R. S. 18:14-38      repealed 1940, c. 154, s. 4.
- R. S. 18:14-42      amended 1938, c. 262, s. 1.
- R. S. 18:14-47      "      1938, c. 262, s. 2.
- R. S. 18:14-48      "      1938, c. 262, s. 3.
- R. S. 18:14-49      "      1940, c. 154, s. 5.

**Article 4. Promotion of Health and Prevention of Disease.**

**Note:** For use of county tuberculosis hospitals for examinations of pupils, see 1941, c. 219.

**B. District Medical Inspectors and Nurses.****Additional Legislation.**

Physical examination of pupils, regulated, suppl., 1939, c. 296.

**B-1. (new) Immunization to Diphtheria.****Additional Legislation.**

Boards of education authorized to require or waive immunization to diphtheria of pupils, suppl., 1939, c. 299.

**B-2. (new) Test for Tuberculosis, etc.****Additional Legislation.**

Tests for tuberculosis in pupils required, suppl., 1939, c. 294.

**Chapter 15. SPECIAL SCHOOLS AND COURSES IN SCHOOL DISTRICTS OR IN COUNTIES.****Article 5. Vocational Schools.****C. COUNTY VOCATIONAL SCHOOLS.****Additional Legislation.**

County vocational schools; teachers, principals and directors, rights and privileges, suppl., 1941, c. 150.

County vocational schools, second-class counties, establishment, operation, etc., suppl., 1941, c. 287.

Emergency county vocational schools, second-class counties, establishment, operation, etc., suppl., 1941, c. 289.

**Article 12. (new) Adult Education.****Additional Legislation.**

Adult education courses, suppl., 1938, c. 307.

**Chapter 19. LAWS AFFECTING BOTH PUBLIC AND PRIVATE SCHOOLS.**

**Note:** For use of county tuberculosis hospitals for examination of pupils, see 1941, c. 219.

**Chapter 20. LAWS AFFECTING PRIVATE SCHOOLS AND COLLEGES.**

**Article 1. Titles of Educational Institutions.**

**Additional Legislation.**

Approval of names of certain institutions above high school grade, by State Board of Education, required, suppl., 1938, c. 261.

**Article 4. (new) Private Boarding Schools; Registration, etc.**

**Additional Legislation.**

Boarding schools; certain private; registration, certificate of approval, examination, control, etc., by Commissioner of Education, suppl., 1940, c. 173.

**Article 5. (new) Private Schools; Registration, etc.**

**Additional Legislation.**

Private trade and technical schools, registration, approval examination, control, etc., by Commissioner of Education, suppl., 1942, c. 113.

**Chapter 23. STATE PUBLIC SCHOOL FUND AND FEDERAL FUNDS.**

**Additional Legislation.**

Acceptance, apportionment and disbursement of Federal, etc., moneys, regulated, 1941, c. 373.

**Title 19. ELECTIONS.**

**Subtitle 1. ANY ELECTION.**

**Chapter 3. OFFICES AND PUBLIC QUESTIONS.**

R. S. 19:3-6            amended 1938, c. 308; 1941, c. 170.

**Chapter 6. ELECTION OFFICIALS.**

R. S. 19:6-2            amended 1940, c. 136.

R. S. 19:6-10            “            1939, c. 81.

**Chapter 8. POLLING PLACES; BALLOT BOXES; EQUIPMENT.**

R. S. 19:8-2            amended 1938, c. 280.

R. S. 19:8-4            “            1938, c. 281.

**Subtitle 2. GENERAL ELECTIONS.**

**Chapter 13. NOMINATION OF CANDIDATES.**

R. S. 19:13-11            amended 1942, c. 50, s. 1.

R. S. 19:13-12            “            1942, c. 50, s. 1a.

R. S. 19:13-16            “            1942, c. 50, s. 2.

R. S. 19:13-19            “            1942, c. 50, s. 3.

R. S. 19:13-20            “            1942, c. 50, s. 4.

R. S. 19:13-21            “            1942, c. 50, s. 5.

R. S. 19:13-22            “            1942, c. 50, s. 6.

R. S. 19:13-23            “            1942, c. 50, s. 6a.

**Chapter 14. BALLOTS.**

R. S. 19:14-4            amended 1941, c. 166, s. 2.

R. S. 19:14-11            “            1941, c. 166, s. 3.

R. S. 19:14-12            “            1942, c. 50, s. 7.

R. S. 19:14-21            “            1941, c. 275, s. 1.

R. S. 19:14-25            “            1941, c. 275, s. 2.

**Chapter 15. BALLOTING.**

R. S. 19:15-7            amended 1939, c. 354, s. 1.

**Chapter 18. DISPOSITION OF BALLOT BOXES, ELECTION RECORDS AND EQUIPMENT.**

R. S. 19:18-1      amended 1940, c. 196.

**Chapter 19. CANVASS OF RETURNS BY BOARD OF COUNTY CANVASSERS.**

R. S. 19:19-8      amended 1938, c. 399, s. 1.

R. S. 19:19-12      "      1938, c. 399, s. 2.

**Subtitle 3. PRIMARY ELECTIONS.****Chapter 23. PRIMARY FOR GENERAL ELECTION.**

R. S. 19:23-12      amended 1942, c. 50, s. 8.

R. S. 19:23-13      "      1942, c. 50, s. 9.

R. S. 19:23-14      "      1940, c. 135, s. 1; 1941, c. 166, s. 1; 1942, c. 50, s. 9a.

R. S. 19:23-21      "      1942, c. 50, s. 10.

R. S. 19:23-22      "      1942, c. 50, s. 11.

R. S. 19:23-24      "      1942, c. 50, s. 12.

R. S. 19:23-30      "      1941, c. 275, s. 3.

R. S. 19:23-33      "      1941, c. 275, s. 4.

R. S. 19:23-34      "      1941, c. 275, s. 5.

R. S. 19:23-35      "      1941, c. 275, s. 6.

R. S. 19:23-36      "      1941, c. 275, s. 7.

R. S. 19:23-45      "      1939, c. 354, s. 2.

**Subtitle 6. REGISTRATION OF VOTERS.****Chapter 30. MUNICIPALITIES NOT HAVING PERMANENT REGISTRATION.**

**Note:** For registration day for municipal election; certain commission governed municipalities, see 1940, c. 44.

**Chapter 31. MUNICIPALITIES HAVING PERMANENT REGISTRATION.**

R. S. 19:31-1      amended 1940, c. 18; 1940, c. 19.

R. S. 19:31-2      "      1940, c. 165, s. 1; 1941, c. 275, s. 8.

R. S. 19:31-3      "      1941, c. 174, s. 1.

R. S. 19:31-4      repealed 1941, c. 174, s. 2.

R. S. 19:31-6      amended 1940, c. 135, s. 2.

- R. S. 19:31-7       amended 1940, c. 135, s. 3.  
 R. S. 19:31-11       "       1940, c. 135, s. 4; 1941, c. 165.  
 R. S. 19:31-15       "       1940, c. 155; 1941, c. 273, s. 2.  
 R. S. 19:31-19       "       1940, c. 31, s. 1.  
 R. S. 19:31-25       repealed 1941, c. 164.

**Additional Legislation.**

Inspection, etc., of registration binders and poll books; authorized, suppl., 1940, c. 53.

Moving permits, monthly reports of issuance, required, suppl., 1940, c. 54.

Permanent registration in all municipalities after July 1, 1943, provided for, suppl., 1941, c. 273, s. 1.

Sec. 1 of above amended 1941, c. 378.

**Chapter 31A. (new) SIGNATURE COMPARISON RECORDS; FORM AND USE.**

Signature comparison record act, suppl., 1941, c. 177.

**Subtitle 7. ENFORCEMENT OF ELECTION LAW.**

**Chapter 32. SUPERINTENDENT OF ELECTIONS.**

- R. S. 19:32-1       amended 1940, c. 165, s. 2.  
 R. S. 19:32-2       "       1940, c. 165, s. 3.  
 R. S. 19:32-15       "       1940, c. 31, s. 2.  
 R. S. 19:32-16       "       1941, c. 273, s. 3.  
 R. S. 19:32-17       "       1940, c. 31, s. 3.  
 R. S. 19:32-18       "       1940, c. 31, s. 4; 1940, c. 199, s. 1.  
 R. S. 19:32-19       "       1940, c. 199, s. 2.

**Chapter 34. CRIMES AND PENALTIES—ENFORCEMENT.**

- R. S. 19:34-6       amended 1940, c. 199, s. 3.  
 R. S. 19:34-7       "       1940, c. 199, s. 4.  
 R. S. 19:34-11       "       1940, c. 199, s. 5.  
 R. S. 19:34-12       "       1940, c. 199, s. 6.  
 R. S. 19:34-13       "       1940, c. 199, s. 7.  
 R. S. 19:34-15       "       1940, c. 199, s. 8.  
 R. S. 19:34-28       "       1940, c. 199, s. 9.  
 R. S. 19:34-38       "       1940, c. 199, s. 10.



**Subtitle 8. WAR TIME VOTING.****Chapter 35. WHEN ALLOWED; PROCEDURE.**

R. S. 19:35-1 repealed 1942, c. 18, s. 16.  
to 19:35-18

**Subtitle 10. NONBINDING COUNTY OR MUNICIPAL REFERENDA.****Chapter 37. PROCEDURE AND EFFECT.**

R. S. 19:37-1 amended 1942, c. 50, s. 13.

**Subtitle 11. FIRST ELECTIONS IN CONSOLIDATED MUNICIPALITIES.****Chapter 38. PROCEDURE.**

R. S. 19:38-1 amended 1939, c. 343, s. 22.  
R. S. 19:38-2 " 1939, c. 343, s. 23.  
R. S. 19:38-3 " 1939, c. 343, s. 24.  
R. S. 19:38-4 repealed 1939, c. 343, s. 39.  
R. S. 19:38-5 amended 1939, c. 343, s. 25.  
R. S. 19:38-6 " 1939, c. 343, s. 26.

**Subtitle 13. PUBLIC ELECTION EXPENSES.****Chapter 45. LIABILITY FOR.**

R. S. 19:45-6 amended 1941, c. 275, s. 9.  
R. S. 19:45-7 " 1940, c. 165, s. 4; 1941, c. 324.

**Subtitle 15. VOTING MACHINES; PROCEDURE.****Chapter 48. VOTING MACHINES.**

R. S. 19:48-1 amended 1941, c. 166, s. 4.  
R. S. 19:48-3 " 1940, c. 152; 1940, c. 197.

**Chapter 49. BALLOTS.**

R. S. 19:49-2 amended 1940, c. 137; 1941, c. 163, s. 1; see also  
1941, c. 163, s. 2.  
R. S. 19:49-5 " 1941, c. 166, s. 5.

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R. S. 19:50-2      amended 1942, c. 106.

**Chapter 52. PROCEDURE AT POLLING PLACES.**

R. S. 19:52-6      amended 1942, c. 56.

**Subtitle 16. (new) ABSENTEE VOTING—MILITARY SERVICE.**

**Chapter 54. (new) IN NATIONAL EMERGENCY.**

Voting in primary, general or special election by absentees in active military, etc., service during national emergency; regulated, suppl., 1940, c. 194; suppl., 1941, c. 361.

1940, c. 194, repealed 1942, c. 18, s. 16.

1941, c. 361,      “      1942, c. 18, s. 16.

Voting in municipal election by absentees in active military, etc., service during national emergency; regulated, suppl., 1941, c. 44.

1941, c. 44, repealed 1942, c. 18, s. 16.

Voting in primary, general or special elections by absentees in military service during national emergency, regulated, suppl., 1942, c. 18, s. 1-15.

**Title 20. EMINENT DOMAIN.**

**Chapter 1. CONDEMNATION IN GENERAL.**

- R. S. 20:1-30 amended 1938, c. 21, s. 1.  
R. S. 20:1-36 Condemnation by Housing Authority, suppl., 1938,  
(added) c. 21, s. 2.

**Additional Legislation.**

Entry into possession in advance of ascertainment of compensation for property taken by State or other public body, provided for, 1942, c. 14.

**Chapter 2. ACQUISITION OF LANDS BY THE STATE OR ANY AGENCY THEREOF.**

- R. S. 20:2-1 repealed 1938, c. 103.  
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**Title 21. EXPLOSIVES AND FIREWORKS.**

**Subtitle 1. EXPLOSIVES.**

**Chapter 1. MANUFACTURE, STORAGE, SALE AND TRANSPORTATION.**

- R. S. 21:1-1 repealed 1941, c. 27, s. 127.  
to 21:1-40  
R. S. 21:1-45 " 1941, c. 27, s. 127.  
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**Chapter 1A. (new) 1941 EXPLOSIVES ACT.**

Manufacture, storage, sale, transportation, etc., regulated, 1941, c. 27.

**Subtitle 2. FIREWORKS.**

**Chapter 2. MANUFACTURE, STORAGE AND TRANSPORTATION.**

- R. S. 21:2-4 amended 1938, c. 69

## **Title 22. FEES AND COSTS.**

### **Chapter 1. GENERAL PROVISIONS.**

**Note:** For allowance of fees to attorneys, proctors, solicitors and counsel, in proceedings, etc., in courts, see 1939, c. 140.

R. S. 22:1-6        amended 1940, c. 30.

### **Chapter 2. IN CIVIL CAUSES AND PROCEEDINGS IN THE COURTS.**

R. S. 22:2-17.2    amended 1941, c. 188, s. 1.  
 R. S. 22:2-17.5        "        1941, c. 188, s. 2.  
 R. S. 22:2-19        "        1941, c. 253, s. 1.  
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### **Chapter 4. FEES OF CERTAIN STATE AND COUNTY OFFICERS.**

R. S. 22:4-10        amended 1941, c. 253, s. 2.

## **Title 23. FISH AND GAME, WILD BIRDS AND ANIMALS.**

### **Chapter 3. LICENSES AND PERMITS.**

R. S. 23:3-4        amended 1939, c. 100.  
 R. S. 23:3-32        "        1940, c. 233; 1941, c. 301.  
 R. S. 23:3-50        "        1939, c. 51; 1939, c. 350; 1940, c. 166, s. 1.  
 R. S. 23:3-52        "        1940, c. 166, s. 2.

### **Additional Legislation.**

Issuance of buttons, etc., with hunting and fishing licenses discontinued during war, suppl., 1942, c. 116.

### **Chapter 4. GAME, WILD BIRDS AND ANIMALS.**

#### **Article 1. Seasons and Bag Limits.**

R. S. 23:4-1        amended 1939, c. 168, s. 1; 1941, c. 302.  
 R. S. 23:4-2        "        1939, c. 168, s. 2.  
 R. S. 23:4-7        "        1938, c. 39.  
 R. S. 23:4-8        "        1939, c. 120.

**Article 2. Manner, Means and Times of Hunting.**

- R. S. 23:4-12 amended 1938, c. 102.  
 R. S. 23:4-16 " 1939, c. 252.  
 R. S. 23:4-17 repealed 1941, c. 196.  
 R. S. 23:4-18 amended 1942, c. 105.  
 R. S. 23:4-23 " 1938, c. 304.

**Additional Legislation.**

Carrying of loaded firearms in vehicle for hunting purposes,  
 prohibited, 1939, c. 172.

**Article 6. Fur-Bearing Animals.**

- R. S. 23:4-37 amended 1939, c. 69, s. 1.  
 R. S. 23:4-38 repealed 1939, c. 278.  
 R. S. 23:4-39 amended 1939, c. 69, s. 2; 1939, c. 293.

**Article 9. Destructive Animals and Birds.****D. (new) Possession or Liberation of Coyotes.****Additional Legislation.**

Possession or liberation of coyotes, regulated, 1939, c. 42.

**Chapter 5. FISH.**

- R. S. 23:5-1 amended 1939, c. 327, s. 1.  
 R. S. 23:5-3 " 1939, c. 327, s. 2.  
 R. S. 23:5-5 repealed 1938, c. 318, s. 10.  
 R. S. 23:5-8 amended 1938, c. 318, s. 11.  
 R. S. 23:5-9 " 1942, c. 110.  
 R. S. 23:5-10 " 1939, c. 327, s. 3.

**Additional Legislation.**

Protection of striped bass and licensing of use of nets for tak-  
 ing, regulated, 1938, c. 318.

Uniform regulations on net fishing and licenses to net, 1941,  
 c. 211.

Sec. 2 of above amended 1942, c. 174, s. 1.

Sec. 3 " " " 1942, c. 174, s. 2.

Sec. 5 " " " 1942, c. 174, s. 3.

**Chapter 9. LOCAL AND SPECIAL PROVISIONS.**

**Article 6. Atlantic, Burlington, Monmouth and Ocean Counties.**

R. S. 23:9-59        repealed 1941, c. 211, s. 14.  
to 23:9-61

**Article 6A. (new) Atlantic, Cape May, Cumberland, Gloucester and Salem Counties.**

**Additional Legislation.**

Hunting, etc., certain birds or animals while snow on ground,  
prohibited, 1942, c. 55.

**Article 7. Barnegat Bay.**

R. S. 23:9-62        repealed 1941, c. 211, s. 14.  
to 23:9-68

**Article 8. Cape May County.**

R. S. 23:9-69        repealed 1941, c. 211, s. 14.  
to 23:9-72

**Article 9. Manasquan River.**

R. S. 23:9-73        repealed 1941, c. 211, s. 14.  
R. S. 23:9-74        "        1941, c. 211, s. 14.

**Article 10. Middlesex County.**

R. S. 23:9-75        repealed 1941, c. 211, s. 14.

**Article 11. Mullica River and Tributaries.**

R. S. 23:9-76        repealed 1941, c. 211, s. 14.  
to 23:9-82

**Article 12. Newark Bay; Passaic and Hackensack Rivers; Kill von Kull.**

R. S. 23:9-83        repealed 1941, c. 211, s. 14.  
to 23:9-88

**Article 13. Raritan, South and Millstone Rivers.**

**A. NETS.**

R. S. 23:9-89        repealed 1941, c. 211, s. 14.  
to 23:9-93

**Article 14. Shark River.**

**B. NETS.**

R. S. 23:9-99        repealed 1941, c. 211, s. 14.

**Article 15. Shrewsbury Rivers, Sandy Hook and Raritan Bays.**

**A. PROTECTION OF WATERFOWL IN SOUTH SHREWSBURY RIVER.**

R. S. 23:9-100 repealed 1941, c. 58.

**B. NETS AND SEINES IN SHREWSBURY RIVERS, SANDY HOOK AND RARITAN BAYS.**

R. S. 23:9-101 repealed 1941, c. 211, s. 14.  
to 23:9-104

**C. SHREWSBURY RIVER IN MONMOUTH COUNTY.**

R. S. 23:9-105 repealed 1941, c. 211, s. 14.

R. S. 23:9-106 " 1941, c. 211, s. 14.

**D. CRABS IN NORTH AND SOUTH SHREWSBURY RIVERS**

R. S. 23:9-107 repealed 1941, c. 211, s. 14.

**Article 16. Union and Essex Counties.**

R. S. 23:9-113 repealed 1941, c. 211, s. 14.

**Article 17. Hudson River.**

R. S. 23:9-115 amended 1941, c. 26; 1941, c. 334.

**Article 18. (new) Reciprocal Enforcement of Fishing Laws; New Jersey, New York and Pennsylvania.**

**Additional Legislation.**

Reciprocal enforcement of fishing laws on Hudson and Delaware river with New York and Pennsylvania, provided for, 1938, c. 240.

**Article 19. (new) Hudson River, New York Harbor and Sandy Hook Bay.**

**Additional Legislation.**

Sturgeon, size limited, 1941, c. 244.

**Chapter 10. PROCEDURE FOR COLLECTION OF PENALTIES; FORFEITURES.**

R. S. 23:10-5 amended 1939, c. 106.

**Chapter 12. (new) WILDLIFE-RESTORATION PROJECTS.**

Board of Fish and Game Commissioners co-operative agency in wildlife-restoration projects, 1938, c. 157.

**Title 24. FOOD AND DRUGS.****Subtitle 1. FOOD AND DRUGS.**

**Note:** For act adding cosmetics to Pure Food and Drug Law, see 1939, c. 320.

**Chapter 1. DEFINITIONS AND CONSTRUCTION.**

- R. S. 24:1-1      amended 1939, c. 320, s. 1.  
 R. S. 24:1-2      "      1939, c. 320, s. 2.  
 R. S. 24:1-4      Federal regulations to control over State regula-  
 (added)      tions, suppl., 1939, c. 320, s. 3.

**Chapter 2. ENFORCEMENT AGENCIES.**

- R. S. 24:2-1      amended 1939, c. 320, s. 4.

**Chapter 3. INSPECTION—SAMPLES.**

- R. S. 24:3-1      amended 1939, c. 320, s. 5.  
 R. S. 24:3-2      "      1939, c. 320, s. 6.  
 R. S. 24:3-3      "      1939, c. 320, s. 7.  
 R. S. 24:3-4      "      1939, c. 320, s. 8.  
 R. S. 24:3-6      "      1939, c. 320, s. 9.

**Chapter 4. CONDEMNATION AND DESTRUCTION OF FOOD OR DRUG.**

- R. S. 24:4-1      amended 1939, c. 320, s. 10.  
 R. S. 24:4-2      "      1939, c. 320, s. 11.  
 R. S. 24:4-8      "      1939, c. 320, s. 12.  
 R. S. 24:4-9      "      1939, c. 320, s. 13.  
 R. S. 24:4-12      Embargo on adulterated or misbranded articles,  
 (added)      suppl., 1939, c. 320, s. 14.

**Chapter 5. GENERAL ADULTERATION AND MISBRANDING OF FOODS AND DRUGS.**

- R. S. 24:5-1      amended 1939, c. 320, s. 15.  
 R. S. 24:5-2      "      1939, c. 320, s. 16.  
 R. S. 24:5-5      "      1939, c. 320, s. 17.  
 R. S. 24:5-6      "      1939, c. 320, s. 18.  
 R. S. 24:5-8      "      1939, c. 320, s. 19.



- R. S. 24:5-9 amended 1939, c. 320, s. 20.
- R. S. 24:5-10 " 1939, c. 320, s. 21.
- R. S. 24:5-11 " 1939, c. 320, s. 22.
- R. S. 24:5-11.1 Adulteration of cosmetics defined, suppl., 1939,  
(added) c. 320, s. 23.
- R. S. 24:5-13 amended 1939, c. 320, s. 24.
- R. S. 24:5-16 " 1939, c. 320, s. 25.
- R. S. 24:5-17 " 1939, c. 320, s. 26.
- R. S. 24:5-18 " 1939, c. 320, s. 27.
- R. S. 24:5-18.1 Misbranding of cosmetics defined, suppl., 1939,  
(added) c. 320, s. 28.
- R. S. 24:5-18.2 Articles to be processed, labeled or repacked else-  
(added) where than where originally processed or packed  
exempted from labeling and processing require-  
ments, suppl., 1939, c. 320, s. 29.
- R. S. 24:5-19 amended 1939, c. 320, s. 30.

**Chapter 6. STANDARDS OF PURITY, QUALITY AND STRENGTH.**

- R. S. 24:6-1 amended 1939, c. 320, s. 31.
- R. S. 24:6-2 " 1939, c. 320, s. 32.
- R. S. 24:6-3 " 1939, c. 320, s. 33.

**Chapter 6A. (added) NEW DRUGS.**

- R. S. 24:6A-1 Introduction of new drugs; regulations concerning,  
(added) suppl., 1939, c. 320, s. 35.

**Chapter 10. DAIRY PRODUCTS.**

**Article 1. Production, Handling and Distribution of Milk, Cream and  
Milk Products.**

- R. S. 24:10-16 amended 1939, c. 185.

**Article 7. Ice Cream and Other Frozen Products.**

**Note:** For regulation of containers for ice cream and other frozen  
products, see 1941, c. 278.

- R. S. 24:10-66 amended 1941, c. 42.

**Article 12. (new) Goats Milk.**

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**Chapter 15A. (new) CONTAINERS, EQUIPMENT, ETC., FOR STORAGE,  
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**Chapter 17. VIOLATIONS; PENALTIES; RECOVERY.**

R. S. 24:17-2      amended 1939, c. 320, s. 34.

**Subtitle 2. NARCOTIC DRUGS.**

**Chapter 18. UNIFORM NARCOTIC DRUG LAW.**

R. S. 24:18-2      amended 1938, c. 156, s. 1.

R. S. 24:18-7            “      1938, c. 156, s. 2

R. S. 24:18-30           “      1938, c. 156, s. 3.

**Title 26. HEALTH AND VITAL STATISTICS.**

**Note:** For hospital service corporations and plans, regulated, see 1938, c. 366; for licensing of persons in charge of water purification or treatment and sewerage treatment plants and water supply systems, see 1938, c. 206; for production, etc., and sale of goats milk, regulated, see 1938, c. 195.

**Chapter 2. STATE DEPARTMENT OF HEALTH.****Article 1. Organization and Departmental Personnel.**

R. S. 26:2-2 amended 1939, c. 280, s. 1.

R. S. 26:2-3 " 1939, c. 280, s. 2.

**Article 2. Powers and Duties.****I. FEDERAL GRANTS FOR PUBLIC HEALTH WORK, MATERNAL AND CHILD WELFARE.**

R. S. 26:2-60 amended 1939, c. 378.

**J. (added) INSPECTION OF PUBLIC PLACES.**

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R. S. 26:2-64 Toilets, etc., construction and sanitation, suppl., 1939,  
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K. (new) WEEDS DETRIMENTAL TO HEALTH.

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- R. S. 26:3-9      amended 1938, c. 105.

Article 6. (new) Regional Health Commissions.

Additional Legislation.

Associations to furnish public health services, 1938, c. 67.

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Article 3. Venereal Diseases.

**Note:** For test for syphilis before marriage license issued, see 1938, c. 126.

Additional Legislation.

Tests of pregnant women for syphilis; report on birth certificate; required, 1938, c. 41.

Article 7. Rabies and Control of Dogs.

- R. S. 26:4-84      amended 1939, c. 201, s. 1.
- R. S. 26:4-94      "      1939, c. 201, s. 2; 1942, c. 41.

Article 8. Biological Products and Laboratory Supplies.

Additional Legislation.

Free distribution of anti-pneumococcic serum, authorized, 1938, c. 24.

Title of above amended 1941, c. 424.

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**Chapter 5. MENTAL DEFICIENCY AND EPILEPSY.**

R. S. 26:5-6        amended 1940, c. 101, s. 1.

R. S. 26:5-10        "        1940, c. 101, s. 2.

**Chapter 8. REGISTRATION OF VITAL STATISTICS.**

**Note:** For report as to prenatal tests for syphilis required in birth and stillbirth certificates, see 1938, c. 41.

R. S. 26:8-16        amended 1941, c. 252.

R. S. 26:8-23        "        1941, c. 251.

R. S. 26:8-38        "        1941, c. 63; 1942, c. 21.

R. S. 26:8-40.1        "        1940, c. 215.

R. S. 26:8-49        "        1938, c. 174, s. 1; 1942, c. 225.

R. S. 26:8-51        "        1938, c. 174, s. 2.

**Additional Legislation.**

Foundlings, presumption of time and place of birth, certificates, etc., provided for, suppl., 1942, c. 95.

Honorable discharges from armed services, acceptance of in lieu of birth certificates by employers, provided for, 1942, c. 243.

**Title 27. HIGHWAYS.****Subtitle 1. STATE HIGHWAY DEPARTMENT AND COMMISSIONER.****Chapter 1. CONSTITUTION AND GENERAL POWERS.****Additional Legislation.**

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way, authorized, 1942, c. 22.

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Sec. 2 of above amended, 1939, c. 10.

**Chapter 12. SALE OF LANDS.**

R. S. 27:12-1      amended 1938, c. 407.

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- R. S. 27:15-1 amended 1938, c. 427, s. 1.  
R. S. 27:15-2 " 1938, c. 427, s. 2.  
R. S. 27:15-4 " 1938, c. 427, s. 3.  
R. S. 27:15-7 " 1938, c. 403.  
R. S. 27:15-10 " 1940, c. 218; 1942, c. 257.

**Additional Legislation.**

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- R. S. 27:19-33 amended 1941, c. 71.
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**Chapter 1. FIRE PROTECTION.**

- R. S. 29:1-3 amended 1942, c. 150.

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Tourist and trailer camps and overnight lodging places, regulated, 1939, c. 254.



**Title 30. INSTITUTIONS AND AGENCIES.**

**Note:** For lien in favor of State and county institutions for care and treatment of patients, see 1938, c. 239.

**Subtitle 1. STATE DEPARTMENT AND INSTITUTIONS GOVERNED THEREBY.****Chapter 2. APPROPRIATIONS.**

R. S. 30:2-1      amended 1938, c. 275.

**Chapter 4. MANAGEMENT, CONTROL AND OPERATION OF INSTITUTIONS IN GENERAL.****Article 3. Commitment and Admission.**

R. S. 30:4-26.1    amended 1941, c. 353.

R. S. 30:4-48      "      1940, c. 144.

R. S. 30:4-67      "      1939, c. 259.

R. S. 30:4-73      "      1942, c. 250.

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**Article 3A. (new) Lien for Maintenance.****Additional Legislation.**

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**Article 12. Particular Institutions.**

R. S. 30:4-157.4    amended 1939, c. 301.

R. S. 30:4-159      "      1940, c. 143.

**Subtitle 2. STATE BOARD OF CHILDREN'S GUARDIANS.****Chapter 5. ASSISTANCE TO AND CARE, CUSTODY, GUARDIANSHIP, ETC., OF CHILDREN.****Article 1. Definitions, Construction of Chapter and General Powers and Duties of Board.**

R. S. 30:5-1      amended 1938, c. 161, s. 1; 1940, c. 118.

R. S. 30:5-4      "      1939, c. 245.



**Additional Legislation.**

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R. S. 30:6A-3 amended 1938, c. 184.

**Subtitle 6. COUNTY AND MUNICIPAL INSTITUTIONS.**

**Note:** For lien in favor of State and county institutions for care and treatment of patients, see 1938, c. 239.

**Chapter 8. PENAL INSTITUTIONS.**

**Additional Legislation.**

Compensation of guards, keepers and industrial officers in jails, detention houses and penitentiaries; first class counties, 1938, c. 54.

Title of above amended 1940, c. 134, s. 1.

Sec. 1 " " " 1940, c. 134, s. 2.

**Chapter 9. ASYLUMS AND HOSPITALS.**

**Note:** For acquisition, improvement, etc., of lands by counties for hospital purposes, see 1940, c. 33.

**Article 1. County Asylums and Hospitals.**

R. S. 30:9-4 amended 1940, c. 7, s. 1.

R. S. 30:9-5 " 1940, c. 7, s. 2.

**Additional Legislation.**

Stores at county insane hospitals, maintenance, use of funds, etc., suppl., 1941, c. 37.

**Article 2. City and Municipal Hospitals in General.**

R. S. 30:9-19 amended 1938, c. 275, s. 2.

**Article 2A. (new) County and Municipal Medical Institutions.****Additional Legislation.**

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**Article 3. Maternity Hospitals.**

R. S. 30:9-24      amended 1938, c. 425; 1939, c. 340.

**Article 4. Institutions for Communicable Diseases.**

R. S. 30:9-57      amended 1942, c. 224, s. 1.

R. S. 30:9-58      “      1942, c. 224, s. 2.

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Use of tuberculosis hospital, etc., for examinations of school pupils, suppl., 1941, c. 219.

## **Title 32. INTERSTATE AND PORT AUTHORITIES AND COMMISSIONS.**

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1939, c. 35.

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### **Subtitle 2. DELAWARE RIVER JOINT COMMISSION [CAMDEN-PHILADELPHIA BRIDGE].**

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R. S. 32:3-12 1931, c. 391, Art. XI amended 1941, c. 336.

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#### **Chapter 13A. GLOUCESTER COUNTY TUNNEL.**

R. S. 32:13A-14 amended 1939, c. 84, s. 1; c. 158, s. 1.

R. S. 32:13A-15 " 1939, c. 84, s. 2; c. 158, s. 2.

##### **Additional Legislation.**

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#### **Chapter 13B. (new) CAPE MAY COUNTY FERRY.**

Cape May County Ferry Act, 1938, c. 426.

Title of above amended 1941, c. 74, s. 1.

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**Subtitle 6. PALISADES INTERSTATE PARK.****Chapter 14. GENERAL PROVISIONS.**

R. S. 32:14-1	amended 1939, c. 191, s. 1.
R. S. 32:14-2	repealed 1939, c. 191, s. 2.
R. S. 32:14-3	amended 1939, c. 191, s. 3.
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R. S. 32:14-10	" 1939, c. 191, s. 10.
R. S. 32:14-12	" 1939, c. 191, s. 11.
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R. S. 32:14-18	" 1939, c. 191, s. 19.
R. S. 32:14-19	repealed 1939, c. 191, s. 20.
R. S. 32:14-20	amended 1939, c. 191, s. 21.
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**Chapter 15. HENRY HUDSON DRIVE.**

R. S. 32:15-1	amended 1939, c. 191, s. 30.
R. S. 32:15-2	" 1939, c. 191, s. 31.
R. S. 32:15-3	" 1939, c. 191, s. 32.
R. S. 32:15-4	" 1939, c. 191, s. 33.

**Chapter 16. PALISADES PARKWAY.**

R. S. 32:16-1	amended 1939, c. 191, s. 34.
R. S. 32:16-2	" 1939, c. 191, s. 35.
R. S. 32:16-3	" 1939, c. 191, s. 36.
R. S. 32:16-4	" 1939, c. 191, s. 37.
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R. S. 32:16-6	" 1939, c. 191, s. 39.
R. S. 32:16-7	" 1939, c. 191, s. 40.

**Subtitle 8. (new) INTERSTATE CO-OPERATION FOR CONSERVATION AND PROTECTION OF WATER RESOURCES.****Chapter 20. (new) INTERSTATE CO-OPERATION OF WATER RESOURCES IN DELAWARE RIVER BASIN.**

Interstate compact with New York and Pennsylvania for co-operation for conservation and protection of water resources in Delaware River basin, provided for, 1939, c. 146.

**Subtitle 9. (new) ATLANTIC STATES MARINE FISHERIES COMMISSION.****Chapter 21. (new) THE COMPACT AND COMMISSION.**

Atlantic States Marine Fisheries Compact Law (1941), 1941, c. 169.

**Title 33. INTOXICATING LIQUORS.****Chapter 1. ALCOHOLIC BEVERAGE LAW.**

R. S. 33:1-2	amended 1938, c. 79.
R. S. 33:1-4	" 1942, c. 155.
R. S. 33:1-5	" 1942, c. 143.
R. S. 33:1-10	" 1938, c. 30; 1938, c. 296; 1938, c. 429; 1939, c. 235; 1940, c. 83; 1942, c. 154.
R. S. 33:1-11	" 1942, c. 158.
R. S. 33:1-12	" 1942, c. 156.
R. S. 33:1-12.1	" 1941, c. 230.
R. S. 33:1-21	" 1938, c. 209; repealed 1942, c. 159.
R. S. 33:1-21.1	repealed 1942, c. 159.
R. S. 33:1-21.2	" 1942, c. 159.
R. S. 33:1-25	amended 1941, c. 97; 1942, c. 249.
R. S. 33:1-26	" 1938, c. 297; 1941, c. 295; 1941, c. 405.
R. S. 33:1-28	" 1942, c. 157.
R. S. 33:1-31.2	" 1938, c. 350.
R. S. 33:1-43	" 1938, c. 147; 1939, c. 225, 1940, c. 234.
R. S. 33:1-77	" 1939, c. 228.

**Additional Legislation.**

Alcohol, sale and possession of, regulated, suppl., 1939, c. 173.

Discrimination in sales of certain alcoholic liquors to wholesalers, prohibited, suppl., 1942, c. 264.

Discrimination in sale to retailers of alcoholic beverages other than malt beverages, prohibited, suppl., 1939, c. 87.

Fair trade agreements as to dealings in alcoholic beverages, enforcement of by Commissioner, suppl., 1938, c. 208.

Illicit beverages, presumption, suppl., 1939, c. 177.

Licensees, Class A and B, sales, etc., to voluntary army and navy organizations, authorized, suppl., 1941, c. 326.

Licensees not to limit amount of off premises sales; to post notice of disposal of stock of advertised brands, suppl., 1939, c. 171.



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Licenses, limitation of number; sixth class counties, suppl., 1939, c. 61 (repealed 1942, c. 159).

Municipal excise commissions; establishment, powers, etc.; certain municipalities, suppl., 1940, c. 63.

Municipal regulations as to retail trade, Sunday selling and license fees to be by ordinance only, except in sixth class counties, suppl., 1939, c. 234 (repealed 1942, c. 159).

**Chapter 3. OTHER LAWS RELATING TO INTOXICATING LIQUORS.**

R. S. 33:3-1      repealed 1938, c. 285.  
to 33:3-8

### **Title 34. LABOR AND WORKMEN'S COMPENSATION.**

**Note:** For use or permitting use of mercury or certain of its compounds in treating substances used in manufacture of hats prohibited, see 1942, c. 103; for discrimination, on account of race, creed or color, against persons to be employed on war or defense work prohibited, see 1942, c. 114; for acceptance of honorable discharges from armed services in lieu of birth certificates by employers provided for, see 1942, c. 243.

#### **Chapter 1. ORGANIZATION OF DEPARTMENT OF LABOR.**

**Note:** For Deputy Commissioner of Compensation, civil service status, see 1939, c. 111; for regulation of issuance of injunctions in labor disputes, see 1941, c. 15.

R. S. 34:1-23      amended 1942, c. 234.

#### **Additional Legislation.**

Division of deaf; creation, powers, duties, etc., suppl., 1941, c. 197.

#### **Chapter 2. CHILD AND FEMALE LABOR; MERCANTILE ESTABLISHMENTS.**

R. S. 34:2-2      repealed 1940, c. 153, s. 21.  
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R. S. 34:2-28      amended 1938, c. 98; 1941, c. 372.

#### **Additional Legislation.**

Child labor regulated, 1940, c. 153.

Sec. 3 of above amended 1941, c. 139, s. 1.

Sec. 17 " " " 1941, c. 139, s. 2.

State Commission on Student Service established, powers, etc., suppl., 1942, c. 23.

#### **Chapter 6. INSPECTION AND REGULATION OF FACTORIES, MINES, WORKSHOPS AND OTHER INDUSTRIES.**

R. S. 34:6-63      amended 1942, c. 31.

#### **Additional Legislation.**

Daily records of home work in hand knitting industry to be kept by employers and employees; payments therefor regulated, suppl., 1940, c. 98.

Title of above amended 1941, c. 264.

Industrial Homework Control and Licensing Law, 1941, c. 308.

**Chapter 11. WAGES.**

R. S. 34:11-4	amended 1941, c. 415, s. 1 (title amended 1942, c. 6).
R. S. 34:11-6	" 1941, c. 415, s. 2 (title amended 1942, c. 6).
R. S. 34:11-34	" 1941, c. 321, s. 1.
R. S. 34:11-47	" 1941, c. 321, s. 2.
R. S. 34:11-49	repealed 1941, c. 321, s. 5.
R. S. 34:11-50	" 1941, c. 321, s. 5.
R. S. 34:11-51	amended 1941, c. 321, s. 3.
R. S. 34:11-52	" 1941, c. 321, s. 4.

**Chapter 13A. (new) NEW JERSEY LABOR MEDIATION ACT.**

Mediation of labor disputes, regulated, 1941, c. 100.

Sec. 3 of above amended 1941, c. 299.

**Chapter 15. WORKMEN'S COMPENSATION.**

R. S. 34:15-10	amended 1940, c. 176.
R. S. 34:15-12v	" 1939, c. 287.
R. S. 34:15-12	" 1942, c. 97.
R. S. 34:15-13(i)	" 1938, c. 36.
R. S. 34:15-31	" 1938, c. 419.
R. S. 34:15-49	" 1941, c. 194.
R. S. 34:15-60	" 1939, c. 291.
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R. S. 34:15-87	" 1939, c. 68.
R. S. 34:15-94	" 1938, c. 198, s. 1.
R. S. 34:15-95	" 1938, c. 198, s. 2; 1940, c. 133, ss. 1, 3.
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**Additional Legislation.**

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Chapter 11. COMPENSATION FOR INJURIES.

R. S. 38:11-1 amended 1941, c. 109, s. 19.

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R. S. 38:12-2 amended 1941, c. 109, s. 22.

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**Subtitle 2. SOLDIERS, SAILORS AND MARINES.**

**Note:** For sales, etc., of alcoholic beverages to voluntary army and navy organizations, authorized, see 1941, c. 326; for exemption of same from taxation, see 1941, c. 327.

**Chapter 16. TENURE OF OFFICE.**

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R. S. 38:23-2      amended 1940, c. 25.

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R. S. 39:3-10                      "                      1938, c. 66, s. 3.

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                                        1939, c. 79, s. 1.

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### Additional Legislation.

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R. S. 39:3-80      amended 1942, c. 227, s. 2.

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R. S. 39:3-84      amended 1942, c. 268.

**Article 6. (new) Reports of Theft, Etc.****Additional Legislation.**

**Report of theft of motor vehicle or registration plates and of recovery of same, required, suppl., 1938, c. 352.**

**Article 7. (new) General Penalties.****Additional Legislation.**

**Penalty for violations of chapter for which no specific penalty prescribed, suppl., 1941, c. 343.**

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**Article 2. General Powers and Duties of Commissioner.****Additional Legislation.**

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R. S. 39:4-26      amended 1941, c. 260, s. 1.

R. S. 39:4-27      "      1941, c. 260, s. 2.

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**Article 6. Pedestrians.****Additional Legislation.**

**Right of way of blind persons crossing highway or intersection, 1939, c. 274.**

**Article 12. Speed.**

R. S. 39:4-98      amended 1939, c. 211.

**Article 14. Turns, Hand Signals, Starting and Stopping.**

R. S. 39:4-128      amended 1938, c. 164, s. 1; 1941, c. 260, s. 3.

**Additional Legislation.**

**School buses, right of way and starting, suppl., 1942, c. 192.**

**Article 15. Accidents and Reports.**

R. S. 39:4-129      amended 1940, c. 147.

**Article 17. Through Streets.**

R. S. 39:4-141 amended 1941, c. 345, s. 1.

**Article 18. Signs.**

**Note:** For highway and traffic signs, regulation of, see 1941, c. 345.

R. S. 39:4-146 repealed 1941, c. 345, s. 26.  
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**Article 18A. (new) Highway and Traffic Signs.****Additional Legislation.**

Highway and traffic signs, regulation of, suppl., 1941, c. 345.

**Article 19. Curb and Pavement Markings.**

R. S. 39:4-189 amended 1942, c. 220.

**Chapter 5. ENFORCEMENT AND PROCEDURE.**

R. S. 39:5-1 amended 1938, c. 164, s. 2.

R. S. 39:5-2 " 1939, c. 216, s. 1.

R. S. 39:5-3 " 1940, c. 212.

R. S. 39:5-25 " 1940, c. 139.

R. S. 39:5-30 " 1939, c. 216, s. 2.

R. S. 39:5-40 " 1938, c. 75, s. 1.

R. S. 39:5-41 " 1938, c. 75, s. 2.

R. S. 39:5-42 " 1941, c. 60.

**Subtitle 2. OTHER LAWS REGULATING MOTOR VEHICLES.**

**Note:** For insurance of financed motor vehicles, policy-forms, etc., see 1939, c. 74.

**Chapter 6. FINANCIAL RESPONSIBILITY.**

R. S. 39:6-1 amended 1941, c. 296, s. 1.

R. S. 39:6-5 " 1941, c. 296, s. 2.

**Chapter 7. SERVICE OF PROCESS UPON NONRESIDENTS.**

R. S. 39:7-2 amended 1941, c. 262.

**Chapter 10. PURCHASE, SALE AND TRANSFER OF MOTOR VEHICLES.**

R. S. 39:10-10 amended 1939, c. 270, s. 1.

R. S. 39:10-11 " 1939, c. 270, s. 2.

R. S. 39:10-19 " 1940, c. 75

## Title 40. MUNICIPALITIES AND COUNTIES.

**Subtitle 1. COUNTIES AND MUNICIPALITIES, GENERALLY.**

**Note:** For supervision of State Department of Local Government over certain municipalities, see 1938, c. 127; 1938, c. 158; 1938, c. 159.

## Chapter 1. BONDS AND OTHER OBLIGATIONS.

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158; for personnel and powers of Funding Commission, see 1938, c. 158; for transfer of powers and duties of Funding Commission to State Department of Local Government, see 1939, c. 384.

**Article 1. Local Bond Law.**

**Note:** For exception to R. S. 40:1-14 and R. S. 40:1-15 to provide funds to relieve loss, etc., from conflagration, see 1941, c. 48.

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| R. S. 40:1-11                        | amended 1940, c. 159.  |
| R. S. 40:1-12                        | “ 1940, c. 190.  |
| R. S. 40:1-16                        | “ 1938, c. 383; 1940, c. 16; 1940, c. 262, §1.                                       |
| R. S. 40:1-16.1<br>(added)           | Computation of borrowing power defined under<br>R. S. 40:1-16 d, 1940, c. 262, s. 2. |
| R. S. 40:1-29                        | amended 1941, c. 304, s. 1.  |
| R. S. 40:1-43                        | “ 1941, c. 90.   |
| R. S. 40:1-57                        | “ 1939, c. 4; 1939, c. 310, s. 1; 1941, c. 304,<br>s. 2.                             |
| R. S. 40:1-57.1                      | repealed 1939, c. 310, s. 2.   |
| R. S. 40:1-61<br>to 40:1-74          | supplemented, bond resolution or ordinance; con-<br>tents, 1939, c. 373.             |
| Sec. 1 of above amended 1942, c. 48. |  |
| R. S. 40:1-63                        | amended 1940, c. 250; 1942, c. 205.  |
| R. S. 40:1-62<br>to 40:1-73          | see 1939, c. 384, post.  |
| R. S. 40:1-76                        | amended 1939, c. 334.  |
| R. S. 40:1-77                        | “ 1939, c. 333.  |
| R. S. 40:1-79                        | “ 1938, c. 404.  |

**Additional Legislation.**

Municipal bond ordinance for acquisition, etc., self-liquidating privately-owned sewer system; exception to R. S. 40:1-12, suppl., 1940, c. 51.

Municipal bond ordinance to finance acquisition of lands for airport, exception to R. S. 40:1-15, suppl., 1941, c. 8.

Purchase and retirement of bonds by counties and municipalities authorized, 1940, c. 240.

**Article 3. Covenants in Certain Sewer Bonds.**

R. S. 40:1-90 amended 1939, c. 176.

**Chapter 2. COUNTY AND MUNICIPAL BUDGETS.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158; for separate budgets in cities operating radio broadcasting stations and municipal convention halls, see 1939, c. 304; for diversion, road and street moneys, from maintenance to new construction, etc.; towns, townships and boroughs in first class counties, see 1939, c. 380; for penalty for exceeding appropriations or limits of expenditures, see 1939, c. 387, s. 2; for extension of time for operation on full cash basis, see 1939, c. 33, s. 2, amended 1940, c. 9.

**Article 1. General Provisions; Application and Construction.**

R. S. 40:2-2 amended 1938, c. 128, s. 1.

**Article 2. Adoption; Effect.**

R. S. 40:2-6 amended 1939, c. 396, s. 1.

R. S. 40:2-7 " 1939, c. 396, s. 2; 1941, c. 237.

R. S. 40:2-8 " 1939, c. 396, s. 3.

R. S. 40:2-10 " 1939, c. 396, s. 4.

R. S. 40:2-12 " 1939, c. 1.

**Additional Legislation.**

Debt service for school indebtedness deducted from municipal and added to school budget; certain municipalities, suppl., 1939, c. 32.

**Article 3. Form and Content.**

R. S. 40:2-16 amended 1942, c. 203.

R. S. 40:2-17 " 1941, c. 10.

R. S. 40:2-18 " 1939, c. 396, s. 5.

R. S. 40:2-21 " 1938, c. 128, s. 2.

R. S. 40:2-22 " 1938, c. 128, s. 3; 1939, c. 28; 1939, c. 33.

R. S. 40:2-23 " 1938, c. 23.

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Anticipated, dedicated revenues not capable of accurate estimate, how included in budget and availability for expenditure, suppl., 1942, c. 5.

Cash surpluses, use of as anticipated miscellaneous revenue in budget, 1938, c. 25.

Public Works Reserve appropriation, inclusion in budget, availability for expenditure, etc., suppl., 1942, c. 187.

**Article 4. Operation Under Budget.**

R. S. 40:2-30 amended 1939, c. 36; 1942, c. 202.

R. S. 40:2-31 " 1938, c. 128, s. 4; 1939, c. 23.

**Additional Legislation.**

Projects abandoned by Federal agency; transfer of municipal or county appropriations to complete and completion of, authorized, suppl., 1941, c. 330.

**Article 5. Borrowing.****Additional Legislation.**

Miscellaneous revenue notes by municipalities in anticipation of franchise and gross receipts taxes, authorized, 1940, c. 245.

**Article 6. Action by State Auditor.**

R. S. 40:2-52 amended 1938, c. 128, s. 6.

R. S. 40:2-53 " 1938, c. 128, s. 7; 1939, c. 396, s. 6.

R. S. 40:2-54 " 1938, c. 128, s. 8.

R. S. 40:2-55 " 1938, c. 128, s. 9.

**Article 8. (new) Modification of Budgets.****Additional Legislation.**

R. S. 40:2-60 Alteration of county and municipal budgets, suppl.,  
(added) 1938, c. 2; 1938, c. 6.

**Article 9. (new) Capital Budgets.****Additional Legislation.**

Capital budgets, suppl., 1938, c. 128, s. 5.

**Chapter 3. SINKING FUNDS AND SINKING FUND COMMISSIONERS, IN COUNTIES, MUNICIPALITIES AND SCHOOL DISTRICTS.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158; for shares of building and loan associations insured under "National Housing Act"; legal investments, see 1940, c. 60.

**Chapter 4. AUDITS AND AUDITORS.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158; for additional provisions concerning fiscal administration in Local Governments, see 1938, c. 159.

R. S. 40:4-1 amended 1942, c. 81.

**Chapter 5. PUBLIC MONEYS AND FINANCIAL STATEMENTS.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158.

R. S. 40:5-2 amended 1941, c. 236.

**Additional Legislation.**

Appropriations for loss by conflagration, by counties, municipalities, etc., notes, etc., 1941, c. 48.

**Chapter 9. LANDS AND BUILDINGS.**

**Note:** For authorization of maintenance of stands in public buildings by blind, see 1938, c. 349.

**Chapter 11. OFFICERS AND EMPLOYEES.**

**Note:** For additional legislation dealing with discrimination against applicants for employment, for age, see 1938, c. 295; for leave of absence for county and municipal employees for military service, see 1941, c. 119.

R. S. 40:11-4 amended 1938, c. 336.

R. S. 40:11-12 " 1942, c. 52, s. 1.

R. S. 40:11-13 " 1938, c. 80; 1942, c. 52, s. 2.

**Additional Legislation.**

Effect of 1940 census and reclassification of counties on salaries, number of employees, pensions, etc., 1940, c. 181.

Promotion of policemen, prohibited, until after three years' service, certain cases, 1940, c. 20.

**Subtitle 2. COUNTIES.**

**Part 1. COUNTIES, GENERALLY.**

**Chapter 17. CLASSIFICATION.**

R. S. 40:17-2 amended 1939, c. 150

**Chapter 18. INCORPORATION; BOUNDARIES; ANNEXATION.**

**Additional Legislation.**

Boundary between Camden, Atlantic and Gloucester Counties fixed, 1938, c. 176; boundary between Monmouth and Middlesex Counties changed, 1939, c. 244.

**Chapter 21. OFFICERS AND EMPLOYEES.**

**Note:** For legislation dealing with discrimination against applicants for employment, for age, see 1938, c. 295; 1938, c. 336.

- R. S. 40:21-60    amended 1938, c. 268.
- R. S. 40:21-61            "        1942, c. 51, s. 1.
- R. S. 40:21-63            "        1942, c. 51, s. 2.
- R. S. 40:21-73            "        1942, c. 80.
- R. S. 40:21-77            "        1942, c. 51, s. 3.

**Additional Legislation.**

Tenure of office for superintendents, child welfare, 1939, c. 224.

**Chapter 22. FIRE AND POLICE.**

**Note:** For promotion of policemen, prohibited, until after three years' service; certain cases, see 1940, c. 20.

- R. S. 40:22-16    amended 1941, c. 127.

**Additional Legislation.**

Acting fire marshal, appointment, powers, etc.; in counties of the second, third, and fifth class, suppl., 1940, c. 157.

**Chapter 23. GENERAL POWERS.**

**Note:** For completion of projects abandoned by Federal agency by county alone; authorized, see 1941, c. 330.

- R. S. 40:23-6.1    amended 1938, c. 33.

**Additional Legislation.**

Appropriations by certain counties for junior colleges authorized and validated, 1941, c. 43.

Appropriations for protection of roads from erosion by tide-water, sixth-class counties, 1942, c. 198.

Children's summer camps; establishment and maintenance, suppl., 1940, c. 24.



**Chapter 25. CONTRACTS.**

R. S. 40:25-2 amended 1938, c. 167.

**Chapter 32. LANDS AND BUILDINGS.**

**Note:** For authorization of maintenance of stands in public buildings by blind, see 1938, c. 549.

**Additional Legislation.**

Acquisition, improvement, etc., of lands by counties for park, public welfare and hospital purposes, provided for, 1940, c. 33.

Sale of lands acquired by gift, grant or devise and disposition of proceeds thereof, provided for, 1942, c. 262.

**Chapter 37. COUNTY PARKS.**

**Note:** For acquisition, improvement, etc., of lands by counties for park purposes, see 1940, c. 33.

**Article 5. County Parks Established by Referendum.**

C. COUNTIES OF MORE THAN 200,000; COMMISSIONERS APPOINTED BY SUPREME COURT JUSTICE.

R. S. 40:37-145 amended 1940, c. 50.

R. S. 40:37-156A Appeal from conviction for violations by members of county police force or police departments not under civil service, 1939, c. 44.

**Additional Legislation.**

Appropriations for county parks by board of freeholders, 1939, c. 133.

E. COUNTIES BETWEEN 175,000 and 200,000; COMMISSIONERS APPOINTED BY BOARD OF CHOSEN FREEHOLDERS.

R. S. 40:37-201.1 Franchises, facilities, etc., regulations as to use, (added) suppl., 1939, c. 360.

**Part 2. ELECTIVE COUNTY OFFICERS.**

**Note:** For effect of 1940 census and reclassification of counties on salaries, number of employees, pensions, etc., see 1940, c. 181.

**Chapter 38. COUNTY CLERKS.****Additional Legislation.**

Tenure of office of deputy county clerks and deputy surrogates; second-class counties, 1939, c. 223.

**Chapter 41. SHERIFFS AND CONSTABLES.**

**Note:** For reports of information as to criminal proceedings, etc., see 1939, c. 78.

**Subtitle 3. MUNICIPALITIES GENERALLY.****Chapter 43. INCORPORATION; NEWLY CREATED MUNICIPALITIES;  
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Annexation of part of boundary street, suppl., 1939, c. 46.

**Article 6. Consolidation of Municipalities.**

R. S. 40:43-40 repealed 1939, c. 343, s. 39.  
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R. S. 40:43-66 " 1939, c. 343, s. 39.

1923, c. 117, repealed 1939, c. 343, s. 39.

1925, c. 10, " 1939, c. 343, s. 39.

1925, c. 60, " 1939, c. 343, s. 39.

1930, c. 129, " 1939, c. 343, s. 39.

1935, c. 98, " 1939, c. 343, s. 39.

**Additional Legislation.**

Local Units Permissive Consolidation Act, 1939, c. 343.

**Chapter 46. OFFICERS AND EMPLOYEES.**

**Note:** For legislation dealing with discrimination against applicant for employment, for age, see 1938, c. 295; 1938, c. 336; for effect of 1940 census and reclassification of counties on salaries, number of employees, pensions, etc., see 1940, c. 181; for collectors, etc., of taxes; bonds, verification of accounts and safeguarding of funds, tax bill receipting machines, official tax receiving agencies, relief of sureties on bonds, etc., see 1940, c. 257; for adoption of ordinance or resolution by governing body; number of members required when absentee in armed forces, see 1942, c. 231.

**Article 2. Eligibility to Office.**

R. S. 40:46-5 amended 1938, c. 149 (title amended 1941, c. 265).

**Article 3. Terms and Tenure of Office.****Additional Legislation.**

Term of office of tax assessors, 1938, c. 386.

**Article 5. Oaths and Bonds.**

R. S. 40:46-20 amended 1940, c. 257, s. 14.

**Article 6. Salaries and Other Compensation.**

- R. S. 40:46-26 amended 1942, c. 53, s. 1.  
R. S. 40:46-27 " 1941, c. 144.

**Additional Legislation.**

Method of fixing compensation of employees; certain municipalities, 1939, c. 286.

**Article 8. (new) Hospital Service Plan; Salary Deductions, Etc.****Additional Legislation.**

Deductions from salaries of municipal employees adopting group hospital plan authorized and validated, suppl., 1941, c. 133.

**Chapter 47. FIRE AND POLICE.****Article 1. Fire and Police Departments.**

- R. S. 40:47-4 amended 1939, c. 318.

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Appeal for members, police and fire departments, not under civil service, convicted of violation of rules and regulations, provided for, suppl., 1938, c. 298.

Assistance by municipal police or fire department to other municipalities, in emergency; authorized; members' pension and compensation rights saved, suppl., 1941, c. 277.

**Article 2. Police Departments Only.**

**Note:** For promotion of policemen, prohibited, until after three years' service; certain cases, see 1940, c. 20.

- R. S. 40:47-16 amended 1941, c. 340.

**Article 3. Fire Departments Only.****B. VOLUNTEER COMPANIES.**

**Note:** For appointments to paid fire departments from volunteer departments, see 1938, c. 131.

- R. S. 40:47-27 amended 1941, c. 140.  
R. S. 40:47-29 " 1938, c. 257.

**C. PAID DEPARTMENTS.**

- R. S. 40:47-40 amended 1938, c. 276.

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**E. EXEMPT FIREMEN.**

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**F. (new) JOINT FIRE SERVICE BY MUNICIPALITIES.**

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Contract for mutual emergency aid in extinguishing fires; two or more municipalities, 1938, c. 260.

**Chapter 48. GENERAL POWERS.**

**Note:** For regulation retail trade, etc., in alcoholic liquors, see Title 33, chapter 1, *supra*; for completion of projects abandoned by Federal agency by municipality alone; authorized, see 1941, c. 330.

**Additional Legislation.**

Ordinances regulating opening and closing of beauty parlors, authorized, 1938, c. 249.

Repair, closing and demolition of dwellings unfit for human habitation, provided for, 1942, c. 112.

Transfers to boards of education of certain surplus revenues or anticipated receipts, unappropriated, authorized, 1941, c. 14, s. 1.

Transfer of funds to board of education, regulated, 1942, c. 221.

**Chapter 49. ORDINANCES AND RESOLUTIONS.**

**Article 4A. (new) Ordinances and Resolutions.**

**Additional Legislation.**

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**Chapter 50. CONTRACTS.**

R. S. 40:50-6            amended 1941, c. 189.

**Chapter 52. LICENSES.**

**Note:** For licenses to sell, etc., alcoholic liquors, see Title 33, chapter 1, *supra*.

R. S. 40:52-1            amended 1941, c. 92.

R. S. 40:52-3            repealed 1939, c. 258.

R. S. 40:52-5            "            1941, c. 151, s. 28.

R. S. 40:52-6            "            1941, c. 151, s. 28.

**Chapter 54. LIBRARIES AND READING ROOMS.**

R. S. 40:54-35 amended 1938, c. 68; 1941, c. 199.

**Additional Legislation.**

Free public libraries, investment of funds in "tax anticipation notes" of municipality, authorized, suppl., 1941, c. 67, suppl., 1942, c. 139, ss. 3-5.

Sec. 1 of above amended 1942, c. 139, s. 1.

Sec. 2 " " " 1942, c. 139, s. 2.

**Chapter 56. LOCAL AND OTHER IMPROVEMENTS; CONDEMNATION; ASSESSMENTS, DAMAGES AND APPEALS.**

R. S. 40:56-1 amended 1938, c. 229.

R. S. 40:56-3 " 1941, c. 242.

**Chapter 60. PUBLIC LANDS AND BUILDINGS.**

**Note:** For maintenance of stands by blind in public buildings, see 1938, c. 349; for conveyance of certain lands acquired by municipality under "Tax Sale Law" to State for forest park reservations and exemption from taxation, see 1940, c. 73.

**Article 1. Acquisition.**

R. S. 40:60-3 amended 1940, c. 140.

R. S. 40:60-25 " 1941, c. 33.

**Additional Legislation.**

Parking yards establishment and operation by municipalities, suppl., 1942, c. 138.

**Article 2. Sale or Other Disposition.**

R. S. 40:60-26 amended 1938, c. 300; 1939, c. 66; 1939, c. 344.

**Additional Legislation.**

Exchange of lands and rights and interests therein, authorized, 1942, c. 199.

Lease of lands, etc., to associations of exempt firemen, 1940, c. 145.

Park or beach-front lands; retention, change of use or reconveyance, etc.; referendum, suppl., 1940, c. 156.

Restricted lands, referendum as to retention, conveyance, waiver of restrictions, etc.; authorized, suppl., 1941, c. 104.

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**Note:** For licensees to operate water systems; under tenure, see 1941, c. 234.

R. S. 40:62-6 amended 1941, c. 412.

R. S. 40:62-28 " 1939, c. 253, s. 1.

R. S. 40:62-31 " 1939, c. 253, s. 2.

R. S. 40:62-33 " 1939, c. 38, s. 1; 1941, c. 6.

R. S. 40:62-34 " 1939, c. 38, s. 2.

R. S. 40:62-54 " 1938, c. 377.

R. S. 40:62-102 " 1938, c. 253.

R. S. 40:62-122.1 1936, c. 38, s. 2, amended 1941, c. 173.

R. S. 40:62-126 amended 1940, c. 179.

**Additional Legislation.**

Separate budgets for convention halls and broadcasting stations, suppl., 1939, c. 304.

**Chapter 63. SEWERS, DRAINS AND DISPOSAL PLANTS.**

**Note:** For licensees to operate sewage disposal or treatment plants under tenure, see 1941, c. 234.

**Chapter 65. SIDEWALKS.**

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Sidewalks, repair or reconstruction at public expense, conditions prescribed, suppl., 1941, c. 207.

**Chapter 66. STREET CLEANING AND DISPOSAL OF REFUSE.**

R. S. 40:66-4 amended 1942, c. 133.

**Chapter 68. WATER FRONT IMPROVEMENTS.**

**Note:** For reclamation of lowlands as local improvement, see 1938, c. 229.

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**Subtitle 4. COMMISSION FORM OF GOVERNMENT.**

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R. S. 40:72-1 amended 1941, c. 359.

R. S. 40:72-21 " 1942, c. 28.

**Chapter 75. ELECTION OF COMMISSIONERS.**

R. S. 40:75-3 amended 1941, c. 29; 1942, c. 19, s. 1.

R. S. 40:75-8 " 1942, c. 19, s. 2.

R. S. 40:75-9 " 1938, c. 287.

R. S. 40:75-13 repealed 1942, c. 20.

**Additional Legislation.**

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**Subtitle 5. MUNICIPALITIES GOVERNED BY MUNICIPAL COUNCIL AND MUNICIPAL MANAGER.**

**Chapter 81. MUNICIPAL COUNCIL.**

R. S. 40:81-1 amended 1940, c. 223.

R. S. 40:81-2 " 1940, c. 224.

R. S. 40:81-11 " 1942, c. 254.

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**Note:** For diversion, road and street moneys, from maintenance to new construction, etc.; boroughs; first class counties, see 1939, c. 380.

**Chapter 87. OFFICERS.**

R. S. 40:87-32	amended 1941, c. 414, s. 1.
R. S. 40:87-33	“        1941, c. 414, s. 2.
R. S. 40:87-34	“        1941, c. 414, s. 3.
R. S. 40:87-35	“        1941, c. 414, s. 4.
R. S. 40:87-36	“        1941, c. 414, s. 5.
R. S. 40:87-60	“        1942, c. 53, s. 2.

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R. S. 40:108-1	1897, c. 30, s. 2, amended 1942, c. 146, s. 1.
	1897, c. 30, s. 3,        “        1942, c. 146, s. 2.
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**Chapter 109. ADDITIONAL ACTS AFFECTING CITIES HAVING A POPULATION OF LESS THAN 12,000 INHABITANTS.**

R. S. 40:109-3	1899, c. 52, s. 3, amended 1938, c. 302; 1939, c. 389.
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**Subtitle 10. TOWNS.**

**Note:** For diversion, road and street moneys, from maintenance to new construction, etc.; towns; first-class counties, see 1939, c. 380.

**Subtitle 11. TOWNSHIPS.**

**Note:** For preparation and use of tax maps in townships authorized, see 1939, c. 167; for diversion, road and street moneys, from maintenance to new construction, etc.; townships; first-class counties, see 1939, c. 380.

**Chapter 145. OFFICERS.**

- R. S. 40:145-5 repealed 1941, c. 226.
- R. S. 40:145-13 amended 1942, c. 149.

**Chapter 146. TOWNSHIP COMMITTEE.**

- R. S. 40:146-8 amended 1938, c. 344.

**Additional Legislation.**

- Election of chairman, quorum, annual meeting, 1938, c. 65.
- Preparation and use of tax maps, 1939, c. 167.

**Chapter 148. FINANCES.**

**Note:** For transfers of certain surplus revenues or anticipated receipts to boards of education; authorized, see 1941, c. 14.

- R. S. 40:148-4 repealed 1941, c. 14, s. 2.

**Chapter 151. FIRE DISTRICTS.**

- R. S. 40:151-25 amended 1942, c. 183.

**Chapter 154. SEWERAGE DISTRICTS.**

- R. S. 40:154-1 1909, c. 269 (ss. 1 to 5, 8, 10, 11, 13, 14, 16) amended and supplemented, 1940, c. 46.

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- R. S. 40:171-71 1889, c. 296, s. 2, amended 1941, c. 395.
- R. S. 40:171-106A Commissioner of Assessment, leave of absence (added) while candidate for elective office, reinstatement, acting commissioner, suppl., 1939, c. 358.
- R. S. 40:171-174 1889, c. 102, s. 1, amended 1938, c. 324.

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## Title 41. OATHS AND AFFIDAVITS.

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- R. S. 43:12-50 amended 1938, c. 310; 1939, c. 226, s. 1;  
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- R. S. 43:14-1.1 amended 1940, c. 141.
- R. S. 43:14-2.4 " 1938, c. 230.
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- R. S. 43:15-2 amended 1939, c. 143; 1941, c. 238.



**Title 44. POOR.**

**Note:** For settlement, recipients of emergency relief, unchanged during emergency, see 1938, c. 28; for issuance of bonds for relief by municipalities, see 1939, c. 332; for acquisition, improvement, etc., of land by counties for public welfare purposes, see 1940, c. 33.

**Chapter 1. SETTLEMENT AND RELIEF OF POOR; MUNICIPAL, COUNTY OR JOINT COUNTY RELIEF.**

R. S. 44:1-102 see 1941, c. 357, s. 48.  
to 44:1-127

R. S. 44:1-141 amended 1940, c. 55.

**Additional Legislation.**

County welfare houses, admission, reimbursement agreement, liens, etc., suppl., 1940, c. 119.

**Chapter 4. SETTLEMENT AND RELIEF OF POOR; COUNTY REFERENDUM LAW.****Article 3. County Welfare Board.**

R. S. 44:4-20 amended 1938, c. 194, s. 1.

R. S. 44:4-23 " 1938, c. 194, s. 2.

R. S. 44:4-28 " 1938, c. 194, s. 3.

**Article 4. Director of Welfare; Other Officers, Employees and Assistants.**

R. S. 44:4-33 amended 1938, c. 194, s. 4; 1940, c. 187.

**Article 6. Place of Settlement.**

R. S. 44:4-57 see 1941, c. 357, s. 48.  
to 44:4-72

**Article 7. Removal of Poor Persons.**

R. S. 44:4-73 see 1941, c. 357, s. 48.  
to 44:4-81

**Article 8. Application for and Granting of Relief in General.****Additional Legislation.**

Agreement to reimburse to be taken as prerequisite to relief, suppl., 1939, c. 263.

**Article 9. Maintenance of Certain Permanent Adult Poor In Their Homes.**

R. S. 44:4-93 amended 1941, c. 130.

**Article 11. Support of Poor Persons by Relatives or Others.**

R. S. 44:4-102 amended 1940, c. 56.

**Chapter 5. MEDICAL CARE AND HOSPITALIZATION OF POOR  
IN GENERAL.**

R. S. 44:5-16 amended 1939, c. 230.

**Chapter 7. OLD AGE ASSISTANCE.**

R. S. 44:7-3	amended 1938, c. 361, s. 1.
R. S. 44:7-5	" 1938, c. 361, s. 2; 1942, c. 173, s. 1.
R. S. 44:7-6	" 1938, c. 361, s. 3; 1940, c. 186, ss. 1, 5.
R. S. 44:7-7	" 1938, c. 361, s. 4.
R. S. 44:7-9	" 1938, c. 361, s. 5; 1940, c. 186, ss. 2, 5; 1942, c. 173, s. 2.
R. S. 44:7-10	" 1938, c. 361, s. 6.
R. S. 44:7-11	" 1938, c. 361, s. 7; 1938, c. 382; 1939, c. 311; 1940, c. 186, ss. 3, 5; (1939, c. 311, repealed 1940, c. 186, ss. 4, 5).
R. S. 44:7-12	" 1938, c. 361, s. 8; 1939, c. 338.
R. S. 44:7-13	" 1938, c. 361, s. 9.
R. S. 44:7-14	" 1938, c. 361, s. 10.
R. S. 44:7-15	" 1938, c. 361, s. 11.
R. S. 44:7-18	" 1938, c. 361, s. 12.
R. S. 44:7-19	" 1938, c. 361, s. 13; 1940, c. 57.
R. S. 44:7-20	" 1938, c. 361, s. 14.
R. S. 44:7-24	" 1938, c. 361, s. 15.
R. S. 44:7-27	" 1938, c. 361, s. 16.
R. S. 44:7-29	" 1938, c. 361, s. 17.
R. S. 44:7-30	" 1938, c. 361, s. 18.
R. S. 44:7-31	" 1938, c. 361, s. 19.



**Chapter 8. FINANCIAL ASSISTANCE TO CERTAIN NEEDY PERSONS.**

**Note:** For use of political influence, etc., in administration of relief, prohibited, see 1941, c. 23; for food stamps, etc., misuse of, prohibited, see 1941, c. 204; for prohibition of obtaining money, etc., from private or charitable organizations, the State, counties, municipalities or agencies thereof by false statements, see 1941, c. 281.

R. S. 44:8-1	amended 1938, c. 123, s. 1; repealed 1940, c. 183, s. 5.
R. S. 44:8-2 to 44:8-4	repealed 1940, c. 183, s. 5.
R. S. 44:8-5	amended 1938, c. 123, s. 2; repealed 1940, c. 183, s. 5.
R. S. 44:8-6	" 1938, c. 123, s. 3; " 1940, c. 183, s. 5.
R. S. 44:8-7	" 1938, c. 123, s. 4; " 1940, c. 183, s. 5.
R. S. 44:8-8	" 1938, c. 123, s. 5; " 1940, c. 183, s. 5.
R. S. 44:8-9	" 1938, c. 123, s. 6; " 1940, c. 183, s. 5.
R. S. 44:8-10	" 1938, c. 123, s. 7; " 1940, c. 183, s. 5.
R. S. 44:8-11	" 1938, c. 123, s. 8; " 1940, c. 183, s. 5.
R. S. 44:8-12	" 1938, c. 123, s. 9; " 1940, c. 183, s. 5.
R. S. 44:8-13	" 1938, c. 123, s. 10; " 1940, c. 183, s. 5.
R. S. 44:8-14	" 1938, c. 123, s. 11; " 1940, c. 183, s. 5.
R. S. 44:8-15	repealed 1940, c. 183, s. 5.
R. S. 44:8-16	" 1940, c. 183, s. 5.
R. S. 44:8-17	amended 1938, c. 123, s. 12; repealed 1940, c. 183, s. 5.
R. S. 44:8-18	repealed 1940, c. 183, s. 5.
R. S. 44:8-19	amended 1938, c. 123, s. 13; repealed 1940, c. 183, s. 5.
R. S. 44:8-20 to 44:8-22	repealed 1940, c. 183, s. 5.
R. S. 44:8-23	amended 1938, c. 123, s. 14; repealed 1940, c. 183, s. 5.
R. S. 44:8-24	repealed 1940, c. 183, s. 5.
R. S. 44:8-25	amended 1938, c. 123, s. 15; repealed 1940, c. 183, s. 5.
R. S. 44:8-26	supplemented, Payment of cost of transportation of relief workers; reimbursement of municipalities, 1938, c. 213; repealed 1940, c. 183, s. 5.
R. S. 44:8-27 to 44:8-29	repealed 1940, c. 183, s. 5.
R. S. 44:8-30	amended 1938, c. 46; repealed 1940, c. 183, s. 5.
R. S. 44:8-31	repealed 1940, c. 183, s. 5.

**Additional Legislation.**

Cost of relief shared between State and municipality, 1939, c. 328; repealed 1940, c. 131.

State Financial Assistance Commission abolished; powers, duties, property, etc., vested in State Municipal Aid Administration, 1940, c. 183.

State Municipal Aid Administration, 1940, c. 151.

Sec. 24 of above amended 1942, c. 101.

Sec. 26 " " " 1941, c. 149.

Sec. 29 " " " 1941, c. 2.

Administration of State aid for relief law (1941) 1941, c. 28.

Sec. 12 of above amended 1942, c. 170.

Sec. 13 " " " 1941, c. 406, s. 1.

Sec. 14 " " " 1941, c. 406, s. 2.

Sec. 16 " " " 1941, c. 375, s. 1.

Sec. 17 " " " 1941, c. 375, s. 2.

Protection, welfare and financial assistance to needy persons, administration, etc., 1940, c. 130.

Sec. 4 of above amended 1941, c. 132; 1942, c. 69.

Sec. 10 " " repealed 1941, c. 357, s. 48.  
to 15

Sec. 21 " " " 1941, c. 357, s. 48.  
to 24

Local assistance boards continued, suppl., 1940, c. 188.

Hospitalization costs of certain relief cases in county maternity hospital; payment from State funds, suppl., 1941, c. 34.

**Chapter 8A. (new) LEGAL SETTLEMENT OF NEEDY PERSONS.****Article 1. (new) Legal Settlement for Emergency Relief and Outdoor Poor Relief.**

Legal settlement law relating to public assistance (1941), 1941, c. 357.

**Title 45. PROFESSIONS AND OCCUPATIONS.**

**Note:** For business of selling, etc., motor fuels, etc., at retail, regulated, see 1938, c. 163, as amended by 1938, c. 401; for business of selling, trading in, receiving, installing or repairing condemned, rebuilt or used weighing machines, regulated, see 1938, c. 182; for licenses to superintendents, operators, etc., of water purification, treatment and supply plants, etc., and sewerage plants, see 1938, c. 206; for stands maintained in public buildings by blind, regulated, see 1938, c. 349; for sales at retail at less than cost, prohibited, see 1938, c. 204; for tourist and trailer camps and overnight lodging places regulated, see 1939, c. 254; for liens for repairs to jewelry, watches, etc., see 1940, c. 61; for regulation of business of selling, trading-in, receiving, installing or repairing condemned, rebuilt or used weighing or measuring devices, see 1938, c. 182; for business of dealing in poultry regulated and licensing of dealers and brokers provided for, see 1942, c. 248.

**Subtitle 1. PROFESSIONS AND OCCUPATIONS REGULATED BY STATE BOARDS OF REGISTRATION AND EXAMINATION.****Chapter 3. ARCHITECTS.**

R. S. 45:3-1	amended 1938, c. 277, s. 1.
R. S. 45:3-2	" 1938, c. 277, s. 2.
R. S. 45:3-3	" 1939, c. 239, s. 1.
R. S. 45:3-4	" 1939, c. 239, s. 2.
R. S. 45:3-5	" 1939, c. 239, s. 3.
R. S. 45:3-6	" 1939, c. 239, s. 4.
R. S. 45:3-7	" 1939, c. 239, s. 5.

**Chapter 4. BARBERS.****Additional Legislation.**

Regulation of barbering, licensing of barbers and creation of State Board of Barber Examiners, etc., 1938, c. 197.

**Chapter 4A. BEAUTY CULTURE.**

**Note:** For regulation of opening and closing of beauty parlors by municipal ordinance, see 1938, c. 249.

R. S. 45:4A-5	amended 1939, c. 76, s. 1.
R. S. 45:4A-6	" 1939, c. 76, s. 2.
R. S. 45:4A-8	" 1938, c. 120, s. 1; 1939, c. 76, s. 3; 1939, c. 376 (title amended 1941, c. 266).
R. S. 45:4A-9	" 1939, c. 76, s. 4.
R. S. 45:4A-10	" 1939, c. 76, s. 5.
R. S. 45:4A-12	" 1939, c. 76, s. 6.
R. S. 45:4A-14	" 1938, c. 120, s. 2.
R. S. 45:4A-15	" 1939, c. 76, s. 7.

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R. S. 45:4A-18	amended 1938, c. 120, s. 3; 1939, c. 76, s. 8.
R. S. 45:4A-21	"        1939, c. 76, s. 9.
R. S. 45:4A-24	"        1938, c. 120, s. 4.
R. S. 45:4A-25 to 45:4A-29	repealed 1938, c. 120, s. 6.
R. S. 45:4A-26.1 (added)	Proof of violation, 1939, c. 76, s. 10.
R. S. 45:4A-30	amended 1938, c. 120, s. 5.
R. S. 45:4A-31 to 45:4A-34	repealed 1938, c. 120, s. 6.
R. S. 45:4A-35	amended 1938, c. 120, s. 5.

**Chapter 5. CHIROPODY.**

R. S. 45:5-7	amended 1942, c. 107, s. 1.
R. S. 45:5-8	"        1942, c. 107, s. 2.
R. S. 45:5-10	"        1942, c. 107, s. 3.
R. S. 45:5-11	"        1942, c. 107, s. 4.
R. S. 45:5-12	"        1942, c. 107, s. 5.
R. S. 45:5-15	"        1942, c. 107, s. 6.

**Chapter 6. DENTISTS.**

R. S. 45:6-1	amended 1938, c. 277, s. 3.
R. S. 45:6-3	"        1939, c. 108, s. 1.
R. S. 45:6-7	"        1941, c. 316, s. 1.
R. S. 45:6-10	"        1941, c. 316, s. 1; 1942, c. 62.
R. S. 45:6-19	"        1941, c. 316, s. 2; 1942, c. 38.

**Additional Legislation.**

Injunction to prevent illegal practice, authorized, suppl., 1942,  
c. 78.

**Chapter 7. EMBALMERS AND FUNERAL DIRECTORS.**

R. S. 45:7-1	amended 1938, c. 277, s. 4.
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**Chapter 8. ENGINEERS, PROFESSIONAL, AND LAND SURVEYORS.**

R. S. 45:8-1 repealed 1938, c. 342, s. 23.  
to 45:8-26

**Additional Legislation.**

Practice of professional engineering and land surveying, regulated (Revision, 1938), 1938, c. 342.

Sec. 3 of above amended 1939, c. 339, s. 1.

Sec. 4 " " " 1939, c. 339, s. 2.

Sec. 5 " " " 1939, c. 339, s. 3.

Sec. 6 " " " 1939, c. 339, s. 4.

Sec. 7 " " " 1939, c. 339, s. 5.

Sec. 11 " " " 1939, c. 339, s. 6.

Sec. 20 " " " 1939, c. 302.

**Chapter 9. MEDICINE AND SURGERY.****Article 1. Practice of Medicine and Surgery in General.**

R. S. 45:9-1 amended 1938, c. 277, s. 5; 1939, c. 115, s. 1.

R. S. 45:9-2 " 1939, c. 115, s. 2.

R. S. 45:9-3 " 1939, c. 115, s. 3.

R. S. 45:9-5 " 1938, c. 277, s. 6; 1939, c. 115, s. 4.

R. S. 45:9-5.1 Additional definitions, suppl., 1939, c. 115, s. 5.  
(added)

R. S. 45:9-6 amended 1939, c. 115, s. 6.

R. S. 45:9-7 " 1939, c. 115, s. 7.

R. S. 45:9-8 " 1939, c. 115, s. 8; 1941, c. 108.

R. S. 45:9-9 " 1939, c. 115, s. 9.

R. S. 45:9-10 " 1939, c. 115, s. 10.

R. S. 45:9-11 " 1939, c. 115, s. 11.

R. S. 45:9-12 " 1939, c. 115, s. 12.

R. S. 45:9-13 " 1939, c. 115, s. 13.

R. S. 45:9-14 " 1939, c. 115, s. 14.

R. S. 45:9-14.1 " 1939, c. 115, s. 15.

R. S. 45:9-14.2 repealed 1939, c. 115, s. 16.

R. S. 45:9-14.3 Osteopathy defined, suppl., 1939, c. 115, s. 17.  
(added)

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- R. S. 45:9-14.4    Certain licenses to practice osteopathy saved, suppl.,  
(added)            1939, c. 115, s. 18, amended 1939, c. 361.
- R. S. 45:9-14.5    Chiropractic defined, suppl., 1939, c. 115, s. 19.  
(added)
- R. S. 45:9-14.6    Certain licenses to practice chiropractic saved,  
(added)            suppl., 1939, c. 115, s. 20.
- R. S. 45:9-14.7    Certain chiropractors eligible for examination,  
(added)            suppl., 1939, c. 115, s. 21.
- R. S. 45:9-14.8    Veterans' licenses, suppl., 1939, c. 115, s. 22.  
(added)
- R. S. 45:9-14.9    Qualifications for and examinations; certain cases,  
(added)            suppl., 1939, c. 115, s. 23.
- R. S. 45:9-14.10   Certain limited licenses saved, suppl., 1939, c. 115,  
(added)            s. 24.
- R. S. 45:9-15       amended 1939, c. 115, s. 25.
- R. S. 45:9-16       "        1939, c. 115, s. 26.
- R. S. 45:9-17       "        1939, c. 115, s. 27.
- R. S. 45:9-21       "        1939, c. 115, s. 28.
- R. S. 45:9-22       "        1939, c. 115, s. 29.
- R. S. 45:9-23       "        1939, c. 115, s. 30.
- R. S. 45:9-26       "        1939, c. 115, s. 31.
- R. S. 45:9-27.1    Chancery proceedings to prevent certain violations,  
(added)            suppl., 1939, c. 115, s. 32.

**Additional Legislation.**

Qualifications for certain applicants for license to practice  
medicine and surgery, suppl., 1938, c. 121.

**Article 2. Limited Licenses.**

**Note:** For types, etc., of licenses which may be issued, see Article 1 of  
this chapter as amended, etc.

- R. S. 45:9-28       repealed 1939, c. 115, s. 34.  
to 45:9-37

**Article 3. Practice of the Science of Chiropractic.**

**Note:** For types, etc., of licenses which may be issued, see Article 1 of  
this chapter as amended, etc.

- R. S. 45:9-38       repealed 1939, c. 115, s. 35.  
to 45:9-41

**Chapter 12. OPTOMETRY.**

- R. S. 45:12-2 amended 1938, c. 277, s. 7.  
R. S. 45:12-18 " 1938, c. 277, s. 8.

**Chapter 13. OSTEOPATHY.**

Note: For types, etc., of licenses which may be issued, see Article 1 of chapter 9 of this Title as amended, etc.

- R. S. 45:13-1 repealed 1939, c. 115, s. 33.  
to 45:13-5

**Chapter 14. PHARMACY.**

- R. S. 45:14-7 amended 1939, c. 85, s. 1.  
R. S. 45:14-33 " 1939, c. 85, s. 2.  
R. S. 45:14-34 " 1939, c. 85, s. 3.

**Chapter 15. REAL ESTATE BROKERS, SALESMEN AND AUCTIONEERS.**

- R. S. 45:15-9 amended 1938, c. 227, s. 1.  
R. S. 45:15-20 " 1938, c. 227, s. 2.  
R. S. 45:15-30 " 1939, c. 103; 1941, c. 93, s. 1.  
R. S. 45:15-33 " 1941, c. 93, s. 2.

**Chapter 15B. (new) SHORTHAND REPORTING.**

State Board of Shorthand Reporting; licenses for shorthand reporters, examinations, etc., 1940, c. 175.

**Chapter 15C. (new) TREE EXPERTS.**

Tree Expert Act, 1940, c. 100.

**Chapter 16. VETERINARY MEDICINE, SURGERY AND DENTISTRY.**

- R. S. 45:16-1 amended 1938, c. 277, s. 9.  
R. S. 45:16-6 " 1942, c. 236, s. 1.  
R. S. 45:16-7 " 1942, c. 236, s. 2.  
R. S. 45:16-8 " 1942, c. 236, s. 3.  
R. S. 45:16-8.1 Definition of practicing veterinary medicine estab-  
(added) lished, suppl., 1942, c. 236, s. 4.  
R. S. 45:16-9 amended 1942, c. 236, s. 5.  
R. S. 45:16-10 repealed 1942, c. 236, s. 6.  
R. S. 45:16-11 amended 1942, c. 236, s. 7.

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**Subtitle 2. OCCUPATIONS SUBJECT TO OTHER REGULATION.**

**Chapter 19. DETECTIVES.**

R. S. 45:19-1        repealed 1939, c. 368.  
to 45:19-7

**Additional Legislation.**

Private Detective Act of 1939, 1939, c. 369.

**Chapter 22. PAWNBROKERS AND DEALERS IN SECONDHAND GOODS.**

**Additional Legislation.**

Sale of used or secondhand watches, regulated, 1939, c. 55.



**Title 46. PROPERTY.****Subtitle 2. REAL PROPERTY ONLY.****Chapter 3. ESTATES AND INTERESTS IN REAL PROPERTY AND  
ALIENATION THEREOF IN GENERAL.****Additional Legislation.**

Creation, descent, transfer, etc., of estates, rights and interests  
in areas above surface of ground, suppl., 1938, c. 370.

**Chapter 8. LEASEHOLD ESTATES; LANDLORD AND TENANT.****Additional Legislation.**

Holding over after monthly or longer term, by tenant, monthly  
term created, 1941, c. 317.

**Subtitle 3. SIGNATURES, SEALS, ACKNOWLEDGMENTS  
AND PROOFS.****Chapter 13. SEALS.****Additional Legislation.**

Instruments executed by attorney in fact of Federal instru-  
mentality or agency valid without seal, 1942, c. 147.

**Chapter 14. ACKNOWLEDGMENTS AND PROOFS.**

**Note:** For acknowledgment or proof of deeds, etc., by persons in military  
or naval service, taking before commissioned officer, authorized, see  
1941, c. 333.

R. S. 46:14-7      amended 1938, c. 170.

R. S. 46:14-8      “      1939, c. 166.

**Subtitle 4. RECORDING, REGISTRATION, FILING AND  
INDEXING OF DEEDS AND OTHER INSTRUMENTS.****Chapter 16. INSTRUMENTS ENTITLED TO RECORD.****Additional Legislation.**

Certified copies of final decrees of Court of Chancery affecting  
title to real estate, in county clerk's or register of deed's  
office, recording authorized, 1939, c. 170.

Records, etc., of bankruptcy proceedings, recording authorized,  
1941, c. 389.

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**Chapter 18. RECORD OF AND RECORD ENTRIES AS TO INSTRUMENTS  
AFFECTING MORTGAGES.**

R. S. 46:18-8.1    amended 1939, c. 370.

**Subtitle 6. PERSONAL PROPERTY ONLY.**

**Note:** For deposit by employee with employer as trust fund; certain cases, see 1939, c. 117; for effect of contributory negligence of owner, etc., of special property in goods, etc., in suit for damages to same, see 1939, c. 53.

**Chapter 33. CONDITIONAL SALES, LEASES, LOANS OR MORTGAGES  
OF RAILROAD OR STREET RAILWAY EQUIPMENT AND ROLLING  
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TRANSPORTATION COMPANIES.**

R. S. 46:33-1    amended 1940, c. 10.

**Chapter 35. (new) TRUST RECEIPTS.**

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**Title 47. PUBLIC RECORDS.**

**Chapter 1. RECORDS AND RECORDING OFFICES GENERALLY.**

R. S. 47:1-5      amended 1939, c. 346.

**Chapter 2. PUBLIC RECORD OFFICE.**

R. S. 47:2-2      amended 1941, c. 30.

**Chapter 3. DESTRUCTION AND UNLAWFUL POSSESSION OF  
PUBLIC RECORDS.**

R. S. 47:3-2      amended 1941, c. 77.

**Additional Legislation.**

Destruction of cancelled, etc., scrip issued by municipalities and  
counties, suppl., 1938, c. 329; amended 1939, c. 147.

**Title 48. PUBLIC UTILITIES.****Chapter 2. BOARD OF PUBLIC UTILITY COMMISSIONERS.**

R. S. 48:2-19      supplemented 1939, c. 80.

**Chapter 4. AUTOBUSES.****Additional Legislation.**

Temporary bus permits to provide emergency transportation facilities, etc., authorized, 1941, c. 390, amended 1942, c. 100; 1942, c. 49.

**Chapter 9. GAS COMPANIES.****Additional Legislation.**

Change of character or heating quality of gas, control by commission, suppl., 1941, c. 148.

**Chapter 12. RAILROADS.**

**Note:** For extension of time for completion of certain railroads, see 1939, c. 15.

R. S. 48:12-13	amended 1941, c. 411.
R. S. 48:12-15	"      1941, c. 200.
R. S. 48:12-63	"      1939, c. 152.
R. S. 48:12-74	"      1939, c. 153.
R. S. 48:12-85	"      1942, c. 238.
R. S. 48:12-150	"      1939, c. 49.

**Additional Legislation.**

Use, sale, etc., of different levels of railroad property for other than railroad purposes, suppl., 1938, c. 369.

**Chapter 13. SEWERAGE COMPANIES.****Additional Legislation.**

Abandonment of sewerage system without consent of board of public utility commissioners prohibited; extension of corporate existence of certain sewerage companies, suppl., 1939, c. 138.

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### Chapter 15. STREET RAILWAYS.

R. S. 48:15-41 amended 1941, c. 131, s. 1.

R. S. 48:15-42 " 1941, c. 131, s. 2.

R. S. 48:15-43.2 " 1941, c. 131, s. 3.

R. S. 48:15-43.3 " 1941, c. 131, s. 4.

### Additional Legislation.

Resumption of operation of street railways heretofore suspended, authorized, suppl., 1942, c. 40.

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## Title 49. SALE OF SECURITIES.

### Chapter 2. (new) SALE OF SECURITIES, ETC., IN GENERAL.

Agents to sell and issue Federal obligations, during emergency, provided for, 1942, c. 125.

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## Title 50. SHELLFISH.

### Chapter 1. BOARD OF SHELL FISHERIES.

R. S. 50:1-3 amended 1942, c. 259.

### Chapter 2. GENERAL REGULATORY PROVISIONS.

R. S. 50:2-5 amended 1939, c. 242.

### Chapter 5. PENALTIES AND RECOVERY THEREOF; FORFEITURE.

R. S. 50:5-1 amended 1942, c. 99.

## **Title 51. STANDARDS, WEIGHTS, MEASURES AND CONTAINERS.**

### **Chapter 1. WEIGHTS, MEASURES AND CONTAINERS.**

**Note:** For business of dealing in poultry regulated and licensing of dealers and brokers provided for, see 1942, c. 248.

#### **Article 2. Standards.**

##### **B. 1. (new) ICE CREAM AND FROZEN PRODUCTS.**

#### **Additional Legislation.**

Containers for sale of ice cream, sherbets, ices, etc., capacities, markings, etc., regulated, 1941, c. 278.

#### **Article 4. Penalties; Evidence; Enforcement.**

R. S. 51:1-103	amended 1939, c. 390, s. 1.
R. S. 51:1-104	" 1939, c. 390, s. 2.
R. S. 51:1-105	" 1939, c. 390, s. 3.
R. S. 51:1-106	" 1939, c. 390, s. 4.
R. S. 51:1-107	" 1939, c. 390, s. 5.
R. S. 51:1-108	" 1939, c. 390, s. 6.

#### **Article 5. (new) Secondhand Measuring or Weighing Devices.**

#### **Additional Legislation.**

Regulation of business of selling, trading-in, receiving, installing or repairing condemned, rebuilt or used weighing or measuring devices, 1938, c. 182.

### **Chapter 3. STANDARD MERIDIAN LINE; LAND DESCRIPTIONS.**

#### **Additional Legislation.**

New Jersey System of Plane Co-ordinates; continuation of by Department of Conservation and Development, 1938, c. 225.

### **Chapter 7. ANTHRACITE.**

R. S. 51:7-2	amended 1938, c. 242, s. 1.
R. S. 51:7-4	" 1938, c. 242, s. 2.
R. S. 51:7-5	" 1938, c. 242, s. 3.
R. S. 51:7-6	" 1938, c. 242, s. 4.
R. S. 51:7-7	" 1938, c. 242, s. 5.
R. S. 51:7-9	" 1938, c. 242, s. 6.

### **Chapter 8. SOLID FUEL.**

R. S. 51:8-5	amended 1938, c. 44, s. 1; 1939, c. 41.
R. S. 51:8-12	" 1938, c. 44, s. 2.

### **Chapter 9. LIQUID FUEL.**

R. S. 51:9-1	amended 1938, c. 323.
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**Title 52. STATE GOVERNMENT, DEPARTMENTS  
AND OFFICERS.**

**Note:** For discrimination against applicants for employment, for age, see 1938, c. 295; for maintenance of stands by blind in State buildings, see 1938, c. 349.

**Subtitle 1. GENERAL PROVISIONS.**

**Chapter 2. GREAT SEAL.**

**Note:** For unauthorized use of State Seal, prohibited, see 1941, c. 218.

**Chapter 3. FLAGS.**

**Additional Legislation.**

Display of State flag regulated, 1938, c. 86.

Historic flags, preservation and repair, 1938, c. 129.

**Chapter 9C. NEW JERSEY COUNCIL.**

R. S. 52:9C-2 amended 1939, c. 393.

**Chapter 9F. (new) COMMISSION ON URBAN COLORED POPULATION.**

Commission established, powers, etc., 1941, c. 192.

**Subtitle 2. LEGISLATURE.**

**Chapter 10. APPORTIONMENT AND ELECTION OF MEMBERS OF  
GENERAL ASSEMBLY.**

R. S. 52:10-1 amended 1941, c. 310.

**Subtitle 3. EXECUTIVE AND ADMINISTRATIVE DEPARTMENTS,  
OFFICERS AND EMPLOYEES.**

**Chapter 14. GENERAL PROVISIONS.**

**Note:** For leave of absence for State employees for military service, see 1941, c. 119.

**Additional Legislation.**

Salary and tenure, etc., rights of person in State employ appointed to office by Governor, saved, 1941, c. 276.

**Chapter 15. GOVERNOR.**

**Additional Legislation.**

Examination and investigation of State departments, boards, bureaus or commissions by Governor; authorized, 1941, c. 16; amended 1941, c. 315.

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**Chapter 17. ATTORNEY GENERAL.**

**Note:** For act placing legal assistants under civil service, see 1939, c. 101.

**Chapter 18. STATE TREASURER.**

R. S. 52:18-18    amended 1938, c. 173; 1938, c. 244.

**Additional Legislation.**

Assistant to act as deputy during illness or absence of State Treasurer, 1939, c. 29.

**Chapter 19. STATE COMPTROLLER.**

**Note:** For act placing chief auditor under civil service, see 1939, c. 219.

**Article 3. (new) Auditing and Preauditing Force.**

**Additional Legislation.**

Auditing and preauditing force under tenure of office, 1939, c. 222.

**Chapter 20. STATE HOUSE COMMISSION.**

**Note:** For State House supervisor of mails under Civil Service, see 1940, c. 15; for convening and voting of State House Commission on voting machines, see 1940, c. 197, s. 2.

**Additional Legislation.**

Compensation of chief and members of State Capitol police force, 1938, c. 389, suppl., 1939, c. 77.

**Chapter 22. STATE BUDGET AND STATE BUDGET COMMISSIONER.**

R. S. 52:22-4    amended 1940, c. 80.

R. S. 52:22-11    "    1941, c. 407.

R. S. 52:22-20    "    1938, c. 13.

**Additional Legislation.**

Transfer by Comptroller of certain appropriations, etc., 1940, c. 35.

**Chapter 23. COMMISSIONER OF FINANCE.**

R. S. 52:23-16    amended 1942, c. 67.

**Chapter 24. STATE AUDITOR.**

**Note:** For transfer of powers and duties of State Auditor to State Department of Local Government, see 1938, c. 158.

R. S. 52:24-12    repealed 1938, c. 159, s. 29.  
to 52:24-18

R. S. 52:24-20    "    1938, c. 159, s. 29.  
to 52:24-27



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**Chapter 25. STATE PURCHASING DEPARTMENT.**

R. S. 52:25-10 amended 1942, c. 175.

**Additional Legislation.**

Bidders required to show financial responsibility and ability to furnish materials, etc., suppl., 1942, c. 176.

**Chapter 27. MUNICIPAL FINANCE COMMISSION.**

**Article 1. Organization and Personnel.**

**Note:** For personnel and powers of commission, see 1938, c. 158.

**Article 3. Funding of Municipal Indebtedness; Issuance and Sale of Notes and Bonds.**

R. S. 52:27-20 amended 1941, c. 50, s. 1.

R. S. 52:27-23.1 " 1938, c. 202, s. 1; 1939, c. 47, s. 1.

**Additional Legislation.**

Issuance of scrip or tax anticipation notes or bonds by municipalities under Municipal Finance Commission without approval, prohibited, suppl., 1938, c. 169.

**Article 4. Taxes and Assessments.**

R. S. 52:27-29.1 amended 1938, c. 202, s. 2.

**Article 5. Expenses of Commission.**

R. S. 52:27-31 amended 1941, c. 50, s. 2.

**Article 8. Readjustment of Debts Under Federal Municipal Bankruptcy Act.**

R. S. 52:27-40 amended 1938, c. 243, s. 1.

R. S. 52:27-42 " 1938, c. 243, s. 2.

R. S. 52:27-44 " 1938, c. 243, s. 3.

**Additional Legislation.**

Readjustment of debt; issuance of funding or refunding warrants, etc.; bankrupt municipalities, 1939, c. 56.

Issuance of warrants of different denominations in exchange for warrants previously issued, suppl., 1941, c. 62.

**Article 9. Fund or Refunding Indebtedness of School Districts.**

R. S. 52:27-51 amended 1939, c. 47, s. 2.

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**Chapter 27A. (new) STATE DEPARTMENT OF LOCAL GOVERNMENT.**

**Note:** For changes in local budget law to conform with establishment of State Department of Local Government, see 1938, c. 128.

**Article 1. (new) In General.**

Local Government Act (1938), 1938, c. 158.

Sec. 11 of above amended 1942, c. 39.

Powers, etc., Funding Commission, vested in Local Government Board, 1939, c. 384.

Powers, etc., Municipal Finance Commission vested in Local Government Board, 1939, c. 385.

**Article 2. (new) Fiscal Administration in Local Governments.**

Fiscal administration in local governments regulated, 1938, c. 159.

**Article 3. (new) Municipalities in Unsound Financial Condition.**

Supervision over certain municipalities; State Department of Local Government, 1938, c. 127.

Title      of above amended 1939, c. 364, s. 1.

Sec. 3      "      "      "      1939, c. 364, s. 2;  
1941, c. 95, s. 1.

Sec. 4      "      "      "      1941, c. 95, s. 2.

Sec. 5      "      "      "      1939, c. 364, s. 3;  
1941, c. 95, s. 3.

Sec. 6      "      "      "      1939, c. 364, s. 4;  
1941, c. 95, s. 4.

Sec. 6 (a) Limitation upon counties, suppl., 1939, c. 364,  
(added)      s. 5; amended 1941, c. 95, s. 5.

Sec. 8      of above amended 1939, c. 364, s. 6;  
1941, c. 95, s. 6.

Sec. 11      "      "      "      1939, c. 364, s. 7;  
1941, c. 95, s. 7.

Sec. 11 (a) Municipalities under the Municipal Finance  
(added)      Commission, suppl., 1939, c. 364, s. 8.

Municipalities in unsound fiscal condition; control of revenues  
and of finances, provided for, suppl., 1941, c. 75.

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**Article 4. (new) Limitation of School Debt and Appropriations in  
School Districts.**

Limitation of school debt and appropriations in school districts;  
municipalities subject to supervision State Department  
of Local Government, 1939, c. 265.

**Subtitle 5. PUBLIC WORKS, CONTRACTS AND PRINTING.**

**Chapter 34. CONTRACTS IN EXCESS OF ONE THOUSAND DOLLARS.**

R. S. 52:34-3 amended 1942, c. 178.

**Chapter 35. CLASSIFICATION OF BIDDERS.**

**Note:** For bidders required to show financial responsibility and ability to  
furnish materials, etc., see 1942, c. 176.

**Chapter 36. PUBLIC PRINTING.**

R. S. 52:36-3 amended 1942, c. 177.

**Title 53. STATE POLICE.**

**Note:** For reports of thefts of motor vehicles and registration plates and of recovery of same to be made to superintendent of State Police, see 1938, c. 352.

**Chapter 1. ORGANIZATION AND PERSONNEL.**

- R. S. 53:1-2      amended 1941, c. 193.  
R. S. 53:1-7      "      1941, c. 283.  
R. S. 53:1-12      "      1940, c. 103, s. 1 (title amended 1941, c. 271).  
R. S. 53:1-24      "      1940, c. 103, s. 2 (title amended 1941, c. 271).  
R. S. 53:1-25      "      1940, c. 103, s. 3 (title amended 1941, c. 271).

**Additional Legislation.**

Appointment of additional troopers authorized, 1940, c. 191.

Identification of criminals, reports and file of criminal proceedings, suppl., 1939, c. 78.

Notice of release, etc., of prisoners to bureaus of identification, police departments, etc., required (suppl. to 1939, c. 78), 1940, c. 65.

**Chapter 2. POWERS AND DUTIES.**

- R. S. 53:2-1      amended 1940, c. 198.

**Chapter 3. HOUSING, EQUIPMENT, AND EXPENSES.**

- R. S. 53:3-9      amended 1940, c. 103, s. 4 (title amended 1941, c. 271).

**Title 54. TAXATION.**

**Note:** For exemption of credit unions from chapters 4, 33, 34, 35, 36 and 37 of this Title, see 1938, c. 293.

**Subtitle 1. DEPARTMENT AND BOARDS FOR THE REVIEW,  
ASSESSMENT AND COLLECTION OF TAXES.**

**Chapter 1. STATE TAX DEPARTMENT AND COMMISSIONER.**

- R. S. 54:1-15      see          1939, c. 167.  
R. S. 54:1-35      amended 1938, c. 279.

**Chapter 2. STATE BOARD OF TAX APPEALS.**

**Note:** For credit for reduction in taxes paid by mortgagee before or pending appeal, see 1938, c. 152

- R. S. 54:2-16      amended 1941, c. 143, s. 1.  
R. S. 54:2-18      "          1941, c. 143, s. 2.

**Chapter 3. COUNTY BOARDS OF TAXATION.**

**Note:** For credit for reduction in taxes by mortgagee before or pending appeal, see 1938, c. 152.

- R. S. 54:3-2      amended 1940, c. 113, s. 1.  
R. S. 54:3-3      "          1940, c. 113, s. 2; 1941, c. 142.  
R. S. 54:3-6      "          1939, c. 217.  
R. S. 54:3-27      "          1938, c. 151.

**Additional Legislation.**

Fee for filing petition of appeal, certain cases; first class counties, 1940, c. 71.  
Hearing before single member of board, 1940, c. 113, s. 3.

**Subtitle 2. TAXATION OF REAL AND PERSONAL PROPERTY  
IN GENERAL.**

**Chapter 4. ASSESSMENT AND COLLECTION OF TAXES.**

**Note:** For payment of taxes pending appeal, see R. S. 54:3-27 as amended 1938, c. 151; for exemption of certain assets of credit unions from taxes, see 1939, c. 293, s. 46; for exemption of funds of hospital service corporations from certain taxes, see 1938, c. 366, s. 18; for act limiting school debt and appropriations in certain school districts, see 1939, c. 265; for extension of time for collection, installment payments, etc., of certain delinquent municipal taxes and liens, see 1938, c. 139; 1939, c. 88; 1940, c. 14.

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**Article 2. Persons and Property Exempt from Taxation.**

- R. S. 54:4-3.6    amended 1941, c. 243.  
R. S. 54:4-3.12    see        1940, c. 39.  
R. S. 54:4-3.23    amended 1938, c. 390.

**Additional Legislation.**

- Exemption under R. S. 54:4-3.12 limited to certain bona fide residents, suppl., 1940, c. 39.  
Exemption under R. S. 54:4-3.12 extended to residents serving in armed forces during present war, 1942, c. 70.  
Exemption from taxation extended to certain charitable organizations, suppl., 1942, c. 10.

**Article 3. Rebates and Deductions.**

**Additional Legislation.**

- Rebate to municipality for county and State taxes paid on account of public or quasi public agency or federal government corporation, 1940, c. 170.

**Article 4. Assessment of Personal Property.**

- R. S. 54:4-22    amended 1938, c. 245.

**Article 6. Completion and Review of Assessments.**

- R. S. 54:4-49    amended 1942, c. 79.  
R. S. 54:4-52    "        1938, c. 384; 1941, c. 293, s. 3.

**Additional Legislation.**

- Addition of second-class railroad assessments and taxes to assessment lists and duplicates; inclusion of valuations in municipal valuations; provided for, suppl., 1941, c. 293, ss. 1-2.

**Article 6A. (new) Added Assessment of Real Estate.**

**Additional Legislation.**

- Additional assessment for building improvements made after October 1st of each year, suppl., 1941, c. 397.

**Article 7. Collection, Abatement and Compromise.**

- R. S. 54:4-76    amended 1940, c. 21.  
R. S. 54:4-122    Compromise, adjustment or cancellation of certain  
(added)        assessments against cemeteries, suppl., 1938, c. 16.

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**Additional Legislation.**

Credit, etc., for reduction in taxes when paid by mortgagee before or pending appeal, 1938, c. 152.

Credit on taxes due for amount of reduction granted; allowance of by tax collector; certain cases, 1940, c. 229.

**Article 8. (new) Collection of Taxes, Bonds and Devices to Safeguard.**

**Additional Legislation.**

Collectors, etc., of taxes; bonds, verification of accounts and safeguarding of funds, tax bill receipting machines, official tax receiving agencies, relief of sureties on bonds, etc., 1940, c. 257, ss. 1-13, 15.

**Article 9. (new) Collection by Receivership.**

**Additional Legislation.**

Collection of delinquent real estate taxes by receivership proceedings, 1939, c. 362.

Sec. 6 of above amended 1940, c. 32.

**Chapter 5. CREATION, ENFORCEMENT AND COLLECTION OF LIENS FOR UNPAID TAXES AND OTHER MUNICIPAL LIENS ON REAL PROPERTY.**

R. S. 54:5-33 amended 1942, c. 193.

R. S. 54:5-36 repealed 1942, c. 37.

R. S. 54:5-46 amended 1939, c. 93.

R. S. 54:5-62 " 1941, c. 84.

R. S. 54:5-79 " 1942, c. 73.

**Additional Legislation.**

Fees or charges on redemption of tax sale certificate, exaction of excessive, prohibited, 1941, c. 83.

Municipal purchaser at tax sale entitled to possession, etc., suppl., 1942, c. 54.

Municipal purchaser at tax sale, additional methods of sale of certificate, provided for, 1941, c. 232.

Municipal purchaser at tax sale, conveyance to State of certain lands acquired under Tax Sale Law for Forest Park Reservation, exempt from tax, 1940, c. 73.

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Tax, etc., lien foreclosures, certain beneficiaries, etc., under trust, etc., need not be made parties defendant to, suppl., 1938, c. 264; suppl., 1939, c. 151.

Tax lien foreclosures of vacant lands, joinder of actions or causes of action by municipalities, authorized, suppl., 1940, c. 84.

Tax, etc., sale certificates, execution by successor to deceased collector, etc., authorized, 1939, c. 165.

Tax sale certificate, lost or destroyed, issuance of duplicate to replace, suppl., 1940, c. 90.

**Subtitle 3. TAXATION OF STOCK OF STATE AND NATIONAL BANKS AND TRUST COMPANIES.**

**Chapter 9. IMPOSITION AND COLLECTION OF TAX.**

R. S. 54:9-4      amended 1940, c. 69.

R. S. 54:9-5      "      1941, c. 318; 1942, c. 235.

**Subtitle 4. PARTICULAR TAXES ON CORPORATIONS AND OTHERS.**

**Note:** For certificate of authority of merged foreign corporations to do business in State withheld until prior taxes paid, see 1938, c. 180.

**Part 2. CAPITAL STOCK AND GROSS RECEIPTS TAXES ON CERTAIN CORPORATIONS.**

**Chapter 13. ASSESSMENT.**

R. S. 54:13-1      amended 1939, c. 137, s. 1.

R. S. 54:13-2      "      1938, c. 186; 1939, c. 137, s. 2.

R. S. 54:13-4      "      1939, c. 137, s. 3.

R. S. 54:13-7      "      1939, c. 137, s. 4.

R. S. 54:13-8      "      1939, c. 137, s. 5.

R. S. 54:13-9      repealed 1939, c. 137, s. 6.

R. S. 54:13-10      "      1939, c. 137, s. 7.

**Chapter 14. COLLECTION AND ENFORCEMENT.**

R. S. 54:14-1      amended 1939, c. 137, s. 8.

**Chapter 15. REVIEW, CORRECTION AND REFUND.**

R. S. 54:15-5      repealed 1938, c. 132.



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**Part 3. TAXATION OF INSURANCE COMPANIES OTHER  
THAN LIFE.**

**Chapter 17. FOREIGN INSURANCE COMPANIES GENERALLY.**

R. S. 54:17-1 amended 1938, c. 56.

**Part 4. TAXATION OF RAILROAD AND CANAL COMPANIES.**

**Chapter 19. DEFINITIONS AND GENERAL PROVISIONS.**

R. S. 54:19-1 repealed 1941, c. 291, s. 75.  
to 54:19-3

**Chapter 20. PROPERTY TAXABLE.**

R. S. 54:20-1 repealed 1941, c. 291, s. 75.  
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**Chapter 21. DEDUCTIONS; EXEMPTIONS AND WAIVER THEREOF.**

R. S. 54:21-1 repealed 1941, c. 291, s. 75.  
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R. S. 54:21-9 1885, c. 91, repealed 1941, c. 291, s. 75.

**Chapter 22. EVALUATION AND CLASSIFICATION OF PROPERTY.**

R. S. 54:22-1 repealed 1941, c. 291, s. 75.  
to 54:22-6

**Chapter 23. ANNUAL REPORTS BY COMPANY.**

R. S. 54:23-1 repealed 1941, c. 291, s. 75.  
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R. S. 54:23-5 1886, c. 275, repealed 1941, c. 291, s. 75.

**Chapter 24. ASSESSMENT, LEVY AND DISPOSITION.**

R. S. 54:24-1 repealed 1941, c. 291, s. 75.  
to 54:24-13

**Chapter 25. ASSESSMENT OF OMITTED PROPERTY.**

R. S. 54:25-1 repealed 1941, c. 291, s. 75.  
to 54:25-7

**Chapter 26. HEARING AND REVIEW.**

R. S. 54:26-1 repealed 1941, c. 291, s. 75.  
to 54:26-13

R. S. 54:26-14 1933, c. 423, repealed 1941, c. 291, s. 75.

R. S. 54:26-15 repealed 1941, c. 291, s. 75.  
to 54:26-17

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**Chapter 27. COLLECTION; ESTABLISHMENT OF LIEN.**

R. S. 54:27-1      repealed 1941, c. 291, s. 75.  
to 54:27-8

**Chapter 28. ACTION TO ENFORCE COLLECTION; SALE AND REDEMPTION.**

R. S. 54:28-1      repealed 1941, c. 291, s. 75.  
to 54:28-6

**Chapter 29. ABATEMENT AND COMPROMISE.**

R. S. 54:29-1      repealed 1941, c. 291, s. 75.  
to 54:29-6

R. S. 54:29-7      1921, c. 333, repealed 1941, c. 291, s. 75.

**Chapter 29A. (new) TAXATION OF RAILROADS.**

**Note:** For addition of second-class railroad valuations and taxes to assessment lists and duplicates and inclusion of valuations in municipal valuations, provided for, see 1941, c. 293, ss. 1-2.

Railroad tax law (1941), 1941, c. 291.

Sec. 14 of above amended 1942, c. 169, s. 1.

Sec. 15    "        "        "        1942, c. 169, s. 2.

Sec. 27    "        "        "        1942, c. 169, s. 3.

Sec. 46    "        "        "        1941, c. 363; 1941, c. 371; 1941,  
c. 387; 1942, c. 1, s. 1; 1942,  
c. 17, s. 1; 1942, c. 115, s. 1.

Sec. 73    "        "        "        1942, c. 169, s. 4.

Sec. 74    "        "        "        1942, c. 169, s. 5.

Time for payment of taxes assessed for year 1942, suppl., 1942,  
c. 1, s. 2.

The above section amended 1942, c. 17, s. 2; 1942, c. 115,  
s. 2.

Distribution of railroad franchise tax among counties; when  
to be made, 1942, c. 3.

**Part 5. TAXATION OF CERTAIN PUBLIC UTILITIES.**

**Chapter 30A. (new) FRANCHISE AND GROSS RECEIPTS TAXES.**

**Tax** for use, etc., of public streets, etc., under franchise, etc.,  
except by street railway, traction, gas and electric light,  
heat and power and municipal corporations and railroad  
and canal companies, and except for operation of auto-  
buses and taxicabs, 1938, c. 7.

Sec. 7 of above amended 1938, c. 122.

**Tax for use, etc., of public streets, etc., under franchise, etc., except by street railway, traction, gas and electric light, heat and power and municipal corporations and railroad and canal companies, and except for operation of automobiles and taxicabs, 1940, c. 4.**

Title of above amended 1941, c. 400, s. 1.

Sec. 2 of above amended 1941, c. 20, s. 1.

Sec. 3 " " " 1941, c. 20, s. 2; 1941, c. 400, s. 2.

Sec. 4 " " " 1941, c. 20, s. 3.

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**Tax on property and franchises of street railway, traction, gas and electric light, heat and power corporations, using, etc., public streets, etc., 1938, c. 8.**

**Tax on property and franchises of street railway, traction, gas and electric light, heat and power corporations, using, etc., public streets, etc., 1940, c. 5.**

Sec. 2 of above amended 1941, c. 21, s. 1.

Sec. 6 " " " 1941, c. 21, s. 2; 1941, c. 401, s. 1.

Sec. 7 " " " 1941, c. 21, s. 3.

Sec. 13 " " " 1941, c. 401, s. 2.

**Chapter 31. FRANCHISE TAX ON OCCUPANCY OF STREETS;  
GROSS RECEIPTS.**

R. S. 54:31-1 repealed 1938, c. 7, s. 15 (see Chapter 30A supra).  
to 54:31-15

R. S. 54:31-16 " 1938, c. 8, s. 18 (see Chapter 30A supra).  
to 54:31-28

**Chapter 32. TAX IN LIEU OF LOCAL TAXATION OF CERTAIN  
PROPERTY; GROSS RECEIPTS.**

R. S. 54:32-1 repealed 1938, c. 8, s. 18 (see Chapter 30A supra).  
to 54:32-7

**Subtitle 5. TRANSFER INHERITANCE AND ESTATE TAXES.**

**Part 1. TRANSFER INHERITANCE TAX.**

**Chapter 33. GENERAL PROVISIONS.**

**Additional Legislation.**

County district supervisor, appointment; one year's residence  
in county required, 1940, c. 220.

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R. S. 54:34-4      amended 1939, c. 303; 1941, c. 422.

**Chapter 35. COLLECTION AND ENFORCEMENT OF TAX; REFUNDS.**

R. S. 54:35-9      amended 1938, c. 278.

**Additional Legislation.**

Issuance of consent to transfer assets of resident decedent prohibited, unless will probated or administration had originally in New Jersey, suppl., 1939, c. 122.

**Subtitle 6. TAX UPON SALE OF MOTOR FUELS.**

**Chapter 39. IMPOSITION AND COLLECTION OF TAX.**

R. S. 54:39-2      amended 1939, c. 209, s. 1.  
R. S. 54:39-5      "      1939, c. 209, s. 2.  
R. S. 54:39-6      "      1939, c. 209, s. 3.  
R. S. 54:39-7      "      1938, c. 283, s. 1 (title amended 1941, c. 268).  
R. S. 54:39-30      "      1938, c. 166, s. 1.  
R. S. 54:39-31      "      1939, c. 209, s. 4.  
R. S. 54:39-41      "      1938, c. 283, s. 2 (title amended 1941, c. 268); 1939, c. 209, s. 5.  
R. S. 54:39-45      "      1938, c. 283, s. 3 (title amended 1941, c. 268).  
R. S. 54:39-50      repealed 1938, c. 166, s. 2.  
R. S. 54:39-53      amended 1938, c. 283, s. 4 (title amended 1941, c. 268).  
R. S. 54:39-64      "      1939, c. 209, s. 6.  
R. S. 54:39-66      "      1940, c. 169.  
R. S. 54:39-67      "      1938, c. 283, s. 5 (title amended 1941, c. 268).  
R. S. 54:39-71      "      1938, c. 166, s. 3.

**Subtitle 7. TAXATION OF BILLBOARDS AND LICENSING OF OUTDOOR ADVERTISING.**

**Chapter 40. IMPOSITION AND COLLECTION OF TAX.**

R. S. 54:40-1      repealed 1942, c. 168, s. 29.  
to 54:40-19

**Additional Legislation.**

Billboard and outdoor license law (1942), 1942, c. 168.

**Subtitle 8. ALCOHOLIC BEVERAGE TAX.****Chapter 41. DEFINITIONS AND GENERAL PROVISIONS.**

R. S. 54:41-2 amended 1938, c. 319, s. 1 (title amended 1941, c. 267); 1942, c. 171, s. 1.

**Chapter 42. POWERS OF COMMISSIONER.**

R. S. 54:42-1 amended 1938, c. 319, s. 2 (title amended 1941, c. 267).

R. S. 54:42-2 " 1938, c. 319, s. 3 (title amended 1941, c. 267); 1942, c. 171, s. 2.

R. S. 54:42-3 " 1938, c. 319, s. 4 (title amended 1941, c. 267); 1942, c. 171, s. 3.

R. S. 54:42-4 " 1938, c. 319, s. 5 (title amended 1941, c. 267).

R. S. 54:42-6 " 1938, c. 391, s. 1.

R. S. 54:42-7 " 1938, c. 391, s. 2.

**Chapter 43. IMPOSITION OF TAX.**

R. S. 54:43-1 amended 1938, c. 319, s. 6 (title amended 1941, c. 267); 1940, c. 168; 1942, c. 171, s. 4.

R. S. 54:43-2 " 1938, c. 319, s. 7 (title amended 1941, c. 267); 1942, c. 171, s. 5.

R. S. 54:43-4 " 1938, c. 319, s. 8 (title amended 1941, c. 267).

R. S. 54:43-5 " 1938, c. 319, s. 8A (title amended 1941, c. 267).

**Additional Legislation.**

Exemption from taxes of alcoholic beverages sold to certain voluntary army or navy organizations, provided for, suppl., 1941, c. 327.

Tax on alcoholic beverages involved in violation of law, suppl., 1941, c. 209.

**Chapter 44. COLLECTION OF TAX.**

R. S. 54:44-1 amended 1938, c. 319, s. 9 (title amended 1941, c. 267).

R. S. 54:44-2 " 1938, c. 319, s. 10 (title amended 1941, c. 267).

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| R. S. 54:44-2.1<br>(added) | Enforcement of lien by warrant, etc., suppl., 1938,<br>c. 319, s. 14 (title amended 1941, c. 267). |
| R. S. 54:44-3              | amended 1938, c. 319, s. 11 (title amended 1941,<br>c. 267).                                       |
| R. S. 54:44-4              | " 1938, c. 319, s. 12 (title amended 1941,<br>c. 267); 1942, c. 171, s. 6.                         |
| R. S. 54:44-5              | " 1938, c. 319, s. 13 (title amended 1941,<br>c. 267); 1942, c. 171, s. 7.                         |

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| R. S. 54:45-1            | amended 1938, c. 319, s. 15 (title amended 1941, c. 267); 1939, c. 357.      |
| R. S. 54:45-2            | " 1938, c. 319, s. 16 (title amended 1941, c. 267).                          |
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- R. S. 54:46-1      amended 1938, c. 319, s. 20 (title amended 1941,  
                                c. 267); 1942, c. 171, s. 8.
- R. S. 54:46-2         “      1938, c. 319, s. 21 (title amended 1941,  
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- R. S. 54:47-7 amended 1938, c. 319, s. 22 (title amended 1941, c. 267).

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Revocation or suspension of license for bribery or attempted bribery, authorized, suppl., 1942, c. 171, s. 9.

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**Chapter 49. PROCEDURE.**

- R. S. 54:49-12 amended 1939, c. 175, s. 1.  
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- R. S. 54:50-8 amended 1939, c. 175, s. 2.  
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**Title 55. TENEMENT HOUSES AND PUBLIC HOUSING.**

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**Chapter 1. DEFINITIONS.**

R. S. 55:1-12      amended 1941, c. 205, s. 1.

**Chapter 2. CONVERTED BUILDINGS; ALTERATIONS; TENEMENTS UNDER CONSTRUCTION; TIME FOR COMPLIANCE.**

R. S. 55:2-1      amended 1938, c. 193, s. 1.

R. S. 55:2-3      "      1938, c. 193, s. 2.

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R. S. 55:3-1      amended 1938, c. 193, s. 4.

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79		33	1	124		2	180
80		40	11	125		2	176
81		App. A	3	126		37	1
82		4	3	127		52	27A(new)
83		27	6	128		40	2
84		27	6	129		52	3
85		27	6	130		34	15
86		52	3	131		40	47
87		40	61	132		54	15
88		*		133		3	21
89		*		134		27	6
90		*		135		11	20
91		*		136		App. A	5
92		App. A	1	137		54	49
93		*		138		2	183
94		*		139		*	
95		*		140		3	13
96		*		141		Val.	
97		2	7	142		43	9
98		34	2	143		27	6
99		Val.		144		18	5
100		*		145		18	5
101		App. A	2	146		13	4
102		23	4	147		33	1
103		20	2	148		Val.	
104		43	16	149		40	46
105		26	3	150		9	13
106		2	29	151		54	3
107		2	29	152		54	4
108		3	10	153		*	
109		*		154		*	
110		App. A	7	155		18	8

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1938 STATUTES 1029

Pamphlet Laws 1938		Allocation in Table of Contents		Pamphlet Laws 1938		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
156		24	18	194		44	4
157		23	12(new)	195		24	10
158		52	27A(new)	196		3	16
159	1 to 28	52	27A(new)	197		45	4
	29	52	24	198		34	15
160		30	5	199		Val.	
161		30	5	200		2	24
162		17	6	201		8	3
163		56	6(new)	202		52	27
164	1	39	4	203		40	61
	2	39	5	204		56	6(new)
165		56	4	205		2	8
166		54	39	206		58	11
167		40	25	207		38	25A(new)
168		27	6	208		33	1
169		52	27	209		33	1
170		46	14	210		55	14A(added)
171		Val.		211		55	14B(added)
172		22	2	212		App. A	7
173		52	18	213		44	8
174		26	8	214		*	
175		2	47	215		43	14
176		40	18	216		27	6
177		27	6	217		*	
178		14	15	218		17	4
179		4	16	219		17	6
180		14	15	220		App. A	7
181		*		221		43	3
182		51	1	222		17	2
183		27	6	223		Val.	
184		30	6A	224		58	12
185		17	4	225		51	3
186		54	13	226		17	4
187		2	50	227		45	15
188		2	50	228		Val.	
189		2	27	229		40	56
190		2	80	230		43	14
191		2	50	231		4	11
192		11	2	232		17	35
193	1 to 3	55	2	233		2	27
	4 to 11	55	3	234		2	50
	12	55	4	235		2	50
	13 to 15	55	5	236		App. A	4
	16	55	8	237		Val.	
	17 to 19	55	10	238		27	6

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1030 TABLE OF ALLOCATION OF 1938 STATUTES

Pamphlet Laws 1938				Allocation in Table of Contents				Pamphlet Laws 1938				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter					Chapter	Sec.	Title	Chapter				
239		30	4					278		54	35				
240		23	9					279		54	1				
241		Val.						280		19	8				
242		51	7					281		19	8				
243		52	27					282		*					
244		52	18					283		54	39				
245		54	4					284		*					
246		*						285		33	3				
247		18	5					286		*					
248		2	85					287		40	75				
249		40	48					288		18	13				
250		58	11					289	1 to 5	17	17				
251		Val.							6 to 8	17	18				
252		43	16						9	17	24				
253		40	62						10	17	32				
254		17	34					290		14	13				
255		17	34					291		*					
256		54	50					292		Val.					
257		40	47					293		17	13				
258		27	7					294		46	35(new)				
259		17	27					295		10	3(new)				
260		40	47					296		33	1				
261		18	20					297		33	1				
262		18	14					298		40	47				
263		Val.						299		27	6				
264		54	5					300		40	60				
265		4	5					301		Val.					
266		2	145					302		40	109				
267		2	145					303		14	13				
268		40	21					304		23	4				
269		27	6					305		14	12				
270		Val.						306		12	7				
271		2	182					307		18	15				
272		*						308		19	3				
273	1	2	85					309		2	60				
	2 to 4	2	192					310		43	12				
274		9	4					311		18	5				
275	1	30	2					312		43	21				
	2	30	9					313		*					
276		40	47					314		43	21				
277	1, 2	45	3					315		2	65				
	3	45	6					316		*					
	4	45	7					317		App. A	2				
	5, 6	45	9					318		23	5				
	7, 8	45	12												
	9	45	16												

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1938 STATUTES 1031

Pamphlet Laws 1938				Allocation in Table of Contents				Pamphlet Laws 1938				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
319	1	54	41					358		2	182				
	2 to 5	54	42					359		17	24				
	6 to 8A	54	43					360		39	4				
	9 to 14	54	44					361		44	7				
	15 to 19	54	45					362		27	15				
	20, 21	54	46					363		*					
	22	54	47					364		*					
320		Val.						365		App. A	3				
321		17	16					366		17	48(new)				
322		17	16A(new)					367		27	6				
323		51	9					368		17	24				
324		40	171					369		48	12				
325		Val.						370		46	3				
326		9	20					371		*					
327		43	18					372		*					
328		35	1					373		2	27				
329		47	3					374		27	6				
330		43	10					375		*					
331		*						376		*					
332		39	3					377		40	62				
333		2	26					378		Val.					
334		*						379		32	13A				
335		18	5					380		30	4				
336		40	11					381		11	27				
337		2	149					382		44	7				
338		*						383		40	1				
339		Val.						384		54	4				
340		*						385		40	47				
341		27	6					386		40	46				
342		45	8					387		3	42				
343		2	202					388		2	8				
344		40	146					389		52	20				
345		27	6					390		54	4				
346		*						391		54	42				
347		3	17					392		2	220				
348		2	164					393		*					
349		30	6					394		56	4				
350		33	1					395		2	6				
351		Val.						396		43	21				
352		39	3					397		43	10				
353		2	181					398		58	11				
354		*						399		19	19				
355		9	3					400		30	5				
356		*						401		56	6(new)				
357		*						402		*					

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# 1032 TABLE OF ALLOCATION OF 1938 STATUTES

Pamphlet Laws 1938		Allocation in Table of Contents		Pamphlet Laws 1938		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
403		27	15	418		12	3
404		40	1	419		34	15
405		Val.		420		*	
406		9	13	421		*	
407		27	12	422		*	
408		*		423		*	
409		*		424		9	13
410		40	174	425		30	9
411		Val.		426		32	13B(new)
412		Val.		427		27	15
413		*		428		*	
414		*		429		33	1
415		Val.		430		*	
416		Val.		431		17	4
417		*					

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.



## SCHEDULE 2

### TABLE OF ALLOCATION OF 1939 STATUTES IN CUMULATIVE TABLE OF CONTENTS

Pamphlet Laws 1939				Allocation in Table of Contents				Pamphlet Laws 1939				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
1		40	2					36		40	2				
2		18	5					37		App. A	4				
3		18	5					38		40	62				
4		40	1					39		*					
5		2	181					40		4	1				
6		4	16					41		51	8				
7		40	2					42		23	4				
8		*						43		*					
9		App. A	1					44		40	37				
10		27	7					45		*					
11		*						46		40	43				
12		*						47		52	27				
13		*						48		Val.					
14		*						49		48	12				
15		*						50		43	14				
16		*						51		23	3				
17		*						52		3	16				
18		*						53		2	68A (new)				
19		2	6					54		Val.					
20		2	88					55		45	22				
21		*						56		52	27				
22		*						57		App. A	5				
23		40	2					58		18	10				
24		38	17					59		2	8				
25		17	6					60		*					
26		17	6					61		33	1				
27		17	6					62		56	6 (new)				
28		40	2					63		56	6 (new)				
29		52	18					64		*					
30		*						65		2	130				
31		*						66		40	60				
32		40	2					67		Val.					
33		40	2					68		34	15				
34		2	181					69		23	4				
35		32	2					70		Val.					

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1034 TABLE OF ALLOCATION OF 1939 STATUTES

Pamphlet Laws 1939				Allocation in Table of Contents				Pamphlet Laws 1939				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
71		*						112		Val.					
72		*						113		18	8				
73		4	1					114		9	20				
74		17	28					115	1 to 32	45	9				
75		27	1						33	45	13				
76		45	4A						34, 35	45	9				
77		52	20					116		24	11				
78		53	1					117		34	18(new)				
79		39	3					118		Val.					
80		48	2					119		*					
81		19	6					120		23	4				
82		App. A	8					121		3	7				
83		*						122		54	35				
84		32	13A					123		17	16				
85		45	14					124		2	26				
86		18	14					125		3	10				
87		33	1					126		17	12				
88		*						127		17	12				
89		18	6					128		App. A	7				
90		Val.						129		17	12				
91		1	9					130		17	12				
92		*						131		17	12				
93		54	5					132		17	12				
94		43	21					133		40	37				
95	1 to 6	38	3					134		3	11				
	7	38	12					135		38	25A(new)				
	8	38	13					136		4	10				
	9	38	3					137	1 to 7	54	13				
96		Val.							8	54	14				
97		*						138		48	13				
98		2	157B					139		3	2				
99		43	14					140		2	20				
100		23	3					141		*					
101		11	4					142		43	14				
102		*						143		43	15				
103		45	15					144		43	14				
104		4	6					145		*					
105		27	6					146		32	20(new)				
106		23	10					147		47	3				
107		2	89					148		18	5				
108		45	6					149		43	14				
109		8	2					150		40	17				
110		40	60					151		54	5				
111		11	4					152		48	12				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1939 STATUTES 1035

Pamphlet Laws 1939		Allocation in Table of Contents		Pamphlet Laws 1939		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
153		48	12	195		13	14
154		Val.		196		*	
155		Val.		197		*	
156		43	6	198		27	6
157		*		199		Val.	
158		32	13A	200		27	6
159		Val.		201		26	4
160		30	6	202		17	6
161		2	88	203		*	
162		2	6	204		*	
163		Val.		205		17	8
164		3	17	206		43	10
165		54	5	207		2	42
166		46	14	208		17	12
167		40	146	209		54	39
168		23	4	210		2	157B
169		Val.		211		39	4
170		46	16	212		*	
171		33	1	213		30	5
172		23	4	214		Val.	
173		33	1	215		Val.	
174		2	32	216		39	5
175	1	54	49	217		54	3
	2, 3	54	50	218		43	12
176		40	1	219		11	4
177		33	1	220		43	3
178		Val.		221		2	99
179		Val.		222		52	19
180		*		223		40	38
181		40	101	224		40	21
182		40	97	225		33	1
183		2	32	226		43	12
184		22	2	227		37	1
185		24	10	228		33	1
186		43	10	229		*	
187		Val.		230		44	5
188		17	49(new)	231		16	19
189		32	2	232		11	24A(new)
190		*		233		11	14
191	1 to 29	32	14	234		33	1
	30 to 33	32	15	235		33	1
	34 to 40	32	16	236		40	190
192		13	8	237		2	8
193		12	3	238		*	
194		Val.		239		45	3

\* Omitted from Table as not being general or permanent legislation  
Val. Indicates validating act listed in Schedule 6 following.

## 1036 TABLE OF ALLOCATION OF 1939 STATUTES

Pamphlet Laws 1939		Allocation in Table of Contents		Pamphlet Laws 1939		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
240		15	2	285		40	87
241		14	14	286		40	46
242		50	2	287		34	15
243		27	6	288		*	
244		40	18	289		43	21
245		30	5	290		*	
246		13	9	291		34	15
247		2	65	292		43	14
248		26	2	293		23	4
249		14	2	294		18	14
250		2	206	295		18	5
251		3	17	296		18	14
252		23	4	297		43	14
253		40	62	298		Val.	
254		29	4(new)	299		18	14
255		17	12	300		*	
256		3	5	301		30	4
257		3	21	302		45	8
258		40	52	303		54	34
259		30	4	304		40	62
260		Val.		305	1 to 8	17	38
261		26	2		8	17	18
262		*		306		40	87
263		44	4	307		2	181
264		27	6	308		*	
265		52	27A(new)	309		43	21
266		*		310		40	1
267		*		311		44	7
268		*		312		*	
269		2	6	313		2	26
270		39	10	314		App. A	4
271		2	182	315		4	22
272		*		316		2	60
273		*		317		27	6
274		39	4	318		40	47
275		2	202	319		8	2
276		41	2	320	1 to 3	24	1
277		9	6		4	24	2
278		23	4		5 to 9	24	3
279		2	188		10 to 14	24	4
280		26	2		15 to 30	24	5
281		33	1		31 to 33	24	6
282		*			34	24	17
283		2	192		35	24	6A
284		2	199	321		2	176

\* Omitted from Table as not being general or permanent registration.  
Val. Indicates validating act listed in Schedule 6 following.

TABLE OF ALLOCATION OF 1939 STATUTES 1037

Pamphlet Laws 1939		Allocation in Table of Contents		Pamphlet Laws 1939		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
322		11	10	357		54	45
323		*		358		40	171
324		*		359		Val.	
325		*		360		40	37
326		13	12	361		45	9
327		23	5	362		54	4
328		44	8	363		14	14
329		App. A	1	364		52	27A (new)
330		*		365		*	
331		*		366		*	
332		App. A	2	367		*	
333		40	1	368		45	19
334		40	1	369		45	19
335		2	182	370		46	18
336		Val.		371		Val.	
337		Val.		372		Val.	
338		44	7	373		40	1
339		45	8	374		*	
340		30	9	375		Val.	
341		18	5	376		45	4A
342		*		377		30	5
343	1 to 21	40	43	378		26	2
	22 to 26	19	38	379		1	3
	27 to 38	40	43	380		27	15
	39	18	5	381		*	
		19	38	382		*	
		40	43	383		*	
	40	40	43	384		52	27A (new)
344		40	60	385		52	27A (new)
345		*		386		18	7
346		47	1	387		2	160
347		*		388		2	206
348		*		389		40	109
349		*		390		51	1
350		23	3	391		*	
351		17	4	392		*	
352		14	5	393		52	9C
353		17	16A (new)	394		43	10
354	1	19	15	395		App. A	2
	2	19	23	396		40	2
355		9	3	397		*	
356		*		398		22	2

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.



**SCHEDULE 3**  
**TABLE OF ALLOCATION OF 1940 STATUTES**  
**IN CUMULATIVE TABLE OF CONTENTS**

Pamphlet Laws 1940				Allocation in Table of Contents				Pamphlet Laws 1940				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter					Chapter	Sec.	Title	Chapter				
1		Val.						37		17	9				
2		Val.						38		Val.					
3		Val.						39		54	4				
4		54	30A(new)					40		22	2				
5		54	30A(new)					41		Val.					
6		*						42		Val.					
7		30	9					43		18	13				
8		*						44		40	75				
9		*						45		3	7				
10		46	33					46		40	154				
11		*						47		18	5				
12		*						48		Val.					
13		*						49		Val.					
14		*						50		40	37				
15		11	4					51		40	1				
16		40	1					52		12	6A(new)				
17		5	5					53		19	31				
18		19	31					54		19	31				
19		19	31					55		44	1				
20		40	11					56		44	4				
21		54	4					57		44	7				
22		2	97					58		3	16				
23		22	2					59		*					
24		40	23					60		17	12				
25		38	23					61		2	60				
26		*						62		17	12				
27		*						63		33	1				
28		*						64		App. A	5				
29		App. A	4					65		53	1				
30		22	1					66		Val.					
31	1	19	31					67		*					
	2 to 4	19	32					68		*					
32		54	4					69		54	9				
33		40	32					70		2	8				
34		*						71		54	3				
35		52	22					72		*					
36		43	12					73		54	5				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

1040 TABLE OF ALLOCATION OF 1940 STATUTES

Pamphlet Laws 1940		Allocation in Table of Contents		Pamphlet Laws 1940		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
74		17	48A(new)	119		44	1
75		39	10	120		*	
76		Val.		121		*	
77		*		122		*	
78		2	199	123		*	
79		Val.		124		*	
80		52	22	125		*	
81		9	20	126		*	
82		17	26	127		*	
83		33	1	128		*	
84		54	5	129		*	
85		36	1	130		44	8
86		*		131		44	8
87		Val.		132		3	16
88		*		133		34	15
89		*		134		30	8
90		54	5	135	1	19	23
91		17	18		2 to 4	19	31
92		17	28	136		19	6
93		*		137		19	49
94		5	1	138		2	60
95		27	6	139		39	5
96		*		140		40	60
97		43	21	141		43	14
98		34	6	142		43	14
99		*		143		30	4
100		45	15C(new)	144		30	4
101		26	5	145		40	60
102		*		146		4	13
103	1 to 3	53	1	147		39	4
	4	53	3	148		3	26
104		17	38	149		18	14
105		*		150		11	21
106		Val.		151		44	8
107		Val.		152		19	48
108		34	15	153	1 to 22	34	2
109		3	17		21	18	14
110		*				34	2
111		*		154		18	14
112		Val.		155		19	31
113		54	3	156		40	60
114		Val.		157		40	22
115		Val.		158		*	
116		*		159		40	1
117		18	13	160		*	
118		30	5				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.



TABLE OF ALLOCATION OF 1940 STATUTES 1041

Pamphlet Laws 1940		Allocation in Table of Contents		Pamphlet Laws 1940		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
161		40	68	201		2	212
162		*		202		*	
163		*		203		*	
164		17	4	204		*	
165	1	19	31	205	2	135	
	2, 3	19	32	206	5	5	
	4	19	45	207	2	135	
166		23	3	208	17	34	
167		*		209		*	
168		54	43	210	9	3	
169		54	39	211	17	12	
170		54	4	212	39	5	
171		2	71	213	17	12	
172		3	11	214	17	4	
173		18	20	215	26	8	
174		43	10	216		*	
175		45	15B(new)	217		*	
176		34	15	218	27	15	
177		*		219	2	103	
178		11	22	220	54	33	
179		40	62	221		*	
180		Val.		222		*	
181		40	11	223	40	81	
182		13	5A(new)	224	40	81	
183		44	8	225		*	
184		27	6	226		*	
185		App. A	2	227		*	
186		44	7	228	43	14	
187		44	4	229	54	4	
188		44	8	230	56	4	
189		*		231	4	5	
190		40	1	232	Val.		
191		53	1	233	23	3	
192		*		234	33	1	
193		43	21	235	15	8	
194		19	54(new)	236		*	
195		*		237		*	
196		19	18	238	App. A	9(new)	
197		19	48	239		*	
198		53	2	240	40	1	
199	1, 2	19	32	241	Val.		
	3 to 10	19	34	242		*	
200	1 to 3	2	212	243		*	
	4	2	213	244		*	
	5	2	214	245	40	2	

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1042 TABLE OF ALLOCATION OF 1940 STATUTES

Pamphlet Laws 1940		Allocation in Table of Contents		Pamphlet Laws 1940		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
246		39	3	256		4	9
247		43	21	257	1 to 13, 15	54	4
248		*			,14	40	46
249		App. A	4	258		*	
250		40	1	259		2	185
251		*		260		*	
252		43	21	261		*	
253		16	8A(new)	262		40	1
254		*		263		*	
255		Val.					

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# SCHEDULE 4

## TABLE OF ALLOCATION OF 1941 STATUTES IN CUMULATIVE TABLE OF CONTENTS

Pamphlet Laws 1941				Allocation in Table of Contents				Pamphlet Laws 1941				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter					Chapter	Sec.	Title	Chapter				
1		*						34		44	8				
2		44	8					35		*					
3		*						36		*					
4		58	5					37		30	9				
5		Val.						38		27	6				
6		40	62					39		17	4				
7		*						40		2	98				
8		40	1					41		17	6				
9		18	7					42		24	10				
10		40	2					43		40	23				
11		App. A	9(new)					44		19	54(new)				
12		*						45		App. A	9(new)				
13		27	6					46		App. A	9(new)				
14		40	48					47		App. A	9(new)				
15		2	29					48		40	5				
16		52	15					49		Val.					
17		*						50		52	27				
18		Val.						51		*					
19		1	3					52		30	9				
20		54	30A(new)					53		Val.					
21		54	30A(new)					54		2	206				
22		*						55		27	6				
23		2	160					56		App. A	4				
24		Val.						57		2	32				
25		40	186					58		23	9				
26		23	9					59		Val.					
27		21	1A(new)					60		39	5				
28		44	8					61		8	2				
29		40	75					62		52	27				
30		47	2					63		26	8				
31		39	3					64		27	6				
32		27	6					65		*					
33		40	60					66		Val.					

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1044 TABLE OF ALLOCATION OF 1941 STATUTES

Pamphlet Laws 1941		Allocation in Table of Contents		Pamphlet Laws 1941		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
67		40	54	109	1	38	1
68		3	17		2 to 4	38	2
69		2	60		5 to 17	38	5
70		2	178		18	38	7
71		27	19		19 to 21	38	11
72		Val.			22, 23	38	12
73		*			24 to 26	38	13
74		32	13B(new)		27	38	14
75		52	27A(new)	110		*	
76		App. A	4	111		4	7
77		47	3	112		4	1
78		43	16	113		*	
79		App. A	7	114		43	21
80		2	61A(new)	115		38	14A(new)
81		2	98	116		2	98
82		2	134	117		*	
83		54	5	118	1, 3	17	22
84		54	5		2	17	33
85		34	15	119		38	23
86		43	16	120		Val.	
87		Val.		121		*	
88		2	97	122		*	
89		2	180B(new)	123		3	42
90		40	1	124		*	
91		11	4	125		*	
92		40	52	126		*	
93		45	15	127		40	22
94		*		128		Val.	
95		52	27A(new)	129		*	
96		*		130		44	4
97		33	1	131		48	15
98	1, 4, 5	55	14A(added)	132		44	8
	2, 3	Val.		133		40	46
99		58	14	134		18	5
100		34	13A(new)	135		17	34
101		*		136		*	
102		17	6	137		5	5
103		*		138		3	13
104		40	60	139		34	2
105		27	6	140		40	47
106		17	9	141		*	
107		App. A	2	142		54	3
108		45	9	143		54	2

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1941 STATUTES 1045

Pamphlet Laws 1941				Allocation in Table of Contents				Pamphlet Laws 1941				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
144			40	46			187			17	4				
145			43	16			188			22	2				
146			14	10			189			40	50				
147			35	1			190			17	16				
148			48	9			191			18	14				
149			44	8			192			52	9F(new)				
150			18	15			193			53	1				
151	1 to 29		4	19			194			34	15				
	28		40	52			195			17	4				
152			3	7			196			23	4				
153			3	3			197			34	1				
154			43	14			198			2	61				
155			34	16			199			40	54				
156			*				200			48	12				
157			*				201			*					
158			*				202			*					
159			*				203			*					
160			*				204			2	202				
161			18	13			205	1		55	1				
162			17	4				2 to 4		55	3				
163			19	49				5, 6		55	4				
164			19	31				7, 8		55	5				
165			19	31				9		55	8				
166	1		19	23				10		55	10				
	2, 3		19	14			206			*					
	4		19	48			207			40	65				
	5		19	49			208			40	65				
167			34	15			209			54	43				
168			13	6A(new)			210			54	44				
169			32	21(new)			211	1 to 13		23	5				
170			19	3				14		23	9				
171			3	26			212			3	15				
172		App. A	5				213			55	14C(new)				
173		40	62				214			43	9				
174		19	31				215			*					
175		Val.					216			2	181				
176		Val.					217			*					
177		19	31A(new)				218			2	173				
178		39	2				219			30	9				
179		App. A	9(new)				220			43	7				
180		App. A	9(new)				221			43	12				
181		App. A	9(new)				222			*					
182		App. A	9(new)				223			*					
183		*					224			2	82				
184		App. A	9(new)				225			43	21				
185		*					226			40	145				
186		Val.					227			8	3				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1046 TABLE OF ALLOCATION OF 1941 STATUTES

Pamphlet Laws 1941		Allocation in Table of Contents		Pamphlet Laws 1941		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
228		3	25	268		54	39
229		*		269		4	6
230		33	1	270		17	8
231		*		271		53	1
232		54	5			53	3
233		*		272		*	
234		58	11	273	1, 2	19	31
235		3	42		3	19	32
236		40	5	274		4	12A (new)
237		40	2	275	1, 2	19	14
238		43	15		3 to 7	19	23
239		2	112		8	19	31
240		3	10		9	19	45
241		3	10	276		52	14
242		40	56	277		40	47
243		54	4	278		51	1
244		23	9	279		2	8
245		*		280		*	
246		*		281		2	202
247		10	1	282		2	1
248		*		283		53	1
249		*		284		18	13
250		*		285		*	
251		26	8	286		11	4
252		26	8	287		18	15
253	1	22	2	288		2	8
	2	22	4	289		18	15
254		17	13	290		App. A	4
255		2	8	291	1 to 76	54	29A (new)
256		Val.			75	54	19
257		39	4		75	54	20
258		2	60		75	54	21
259		17	12		75	54	22
260		39	4		75	54	23
261		17	12		75	54	24
262		39	7		75	54	25
263		27	6		75	54	26
264		34	6		75	54	27
265		40	46		75	54	28
266		45	4A		75	54	29
267		54	41	292		18	10
		54	42	293		54	4
		54	43	294		*	
		54	44	295		33	1
		54	45	296		39	6
		54	46	297		App. A	4
		54	47	298		3	36

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1941 STATUTES 1047

Pamphlet Laws 1941				Allocation in Table of Contents				Pamphlet Laws 1941				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter					Chapter	Sec.	Title	Chapter				
299		34	13A(new)					345		39	4				
300		*						346		*					
301		23	3					347		*					
302		23	4					348		*					
303		*						349		*					
304		40	1					350		*					
305		18	7					351		*					
306		*						352		12	2				
307		2	2					353		30	4				
308		34	6					354		37	1				
309		*						355		*					
310		52	10					356		16	1				
311		*						357	1 to 48	44	8A(new)				
312		27	5A(new)						48	44	8				
313		*						358		*					
314		*						359		40	72				
315		52	15					360		*					
316		45	6					361		19	54(new)				
317		46	8					362		Val.					
318		54	9					363		54	29A(new)				
319		17	12					364		17	28				
320		17	12					365		2	8				
321		34	11					366		2	75				
322		Val.						367		2	21				
323		3	7					368		43	9				
324		19	45					369		43	9				
325		*						370		*					
326		33	1					371		54	29A(new)				
327		54	43					372		34	2				
328		*						373		18	23				
329		*						374		43	21				
330		40	2					375		44	8				
331		*						376		App. A	9(new)				
332		40	156A(new)					377		*					
333		38	23A(new)					378		19	31				
334		23	9					379		2	186A(new)				
335		43	11					380		Val.					
336		32	3					381		2	60				
337		2	8					382		3	7				
338		2	8					383		*					
339		*						384		*					
340		40	47					385		43	21				
341		39	3					386		*					
342		39	3					387		54	29A(new)				
343		39	3					388		43	21				
344		39	3					389		46	16				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# 1048 TABLE OF ALLOCATION OF 1941 STATUTES

Pamphlet Laws 1941		Allocation in Table of Contents		Pamphlet Laws 1941		Allocation in Table of Contents	
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
390		48	4	409		35	1
391		*		410		*	
392		*		411		48	12
393		App. A	9(new)	412		40	62
394		*		413		27	6
395		40	171	414		40	87
396		12	7	415		34	11
397		54	4	416		16	12
398		2	135	417		*	
399		43	9	418		*	
400		54	30A(new)	419		*	
401		54	30A(new)	420		17	16A(new)
402		2	29	421		17	13
403		Val.		422		54	34
404		*		423		16	8A(new)
405		33	1	424		26	4
406		44	8	425		18	6
407		52	22	426		17	16
408		17	12	427		37	1

\* Omitted from Table as not being general or permanent legislation  
Val. Indicates validating act listed in Schedule 6 following.



# SCHEDULE 5

## TABLE OF ALLOCATION OF 1942 STATUTES IN CUMULATIVE TABLE OF CONTENTS

Pamphlet Laws 1942				Allocation in Table of Contents				Pamphlet Laws 1942				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
1		54	29A (new)	35		2	206								
2		43	21	36		*									
3		54	29A (new)	37		54	5								
4		*		38		45	6								
5		40	2	39		52	27A (new)								
6		34	11	40		48	15								
7		1	1	41		26	4								
8		2	145	42		24	15A (new)								
9		*		43		24	15								
10		54	4	44		18	10								
11		*		45		8	3								
12		*		46		*									
13		*		47		18	5								
14		20	1	48		40	1								
15		App. A	9 (new)	49		48	4								
16		*		50	1 to 6a	19	13								
17		54	29A (new)		7	19	14								
18		19	54 (new)		8 to 12	19	23								
19		40	75		13	19	37								
20		40	75	51		40	21								
21		26	8	52		40	11								
22		27	7	53	1	40	46								
23		34	2		2	40	87								
24		58	1	54		54	5								
25		*		55		23	9								
26		*		56		19	52								
27		*		57	1	2	26								
28		40	72		2	2	32								
29		*		58		Val.									
30		*		59		Val.									
31		34	6	60		2	79								
32		Val.		61		2	193								
33		Val.		62		45	6								
34		Val.		63		Val.									

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

## 1050 TABLE OF ALLOCATION OF 1942 STATUTES

Pamphlet Laws 1942				Allocation in Table of Contents				Pamphlet Laws 1942				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
64		27	6					111		*					
65		11	20A(new)					112		40	48				
66		2	214					113		18	20				
67		52	23					114		10	1				
68		Val.						115		54	29A(new)				
69		44	8					116		*					
70		54	4					117		*					
71		4	1					118		*					
72		1	1					119		18	5				
73		54	5					120		*					
74		App. A	4					121		30	5				
75		2	32					122		2	8				
76		2	32					123		36	1				
77		27	6					124		14	3				
78		45	6					125		49	2(new)				
79		54	4					126		*					
80		40	21					127		*					
81		40	4					128		Val.					
82		4	5					129		*					
83		38	16					130		*					
84		11	27					131		1	1				
85		*						132		4	19				
86		17	34					133		40	66				
87		App. A	7					134		40	88				
88		Val.						135		55	14A(added)				
89		17	4					136		*					
90		2	26					137		11	27				
91		Val.						138		40	60				
92		*						139		40	54				
93		4	18					140		30	5				
94		58	1					141		Val.					
95		26	8					142		18	13				
96		*						143		33	1				
97		34	15					144		*					
98		*						145		43	14				
99		50	5					146		40	108				
100		48	4					147		46	13				
101		44	8					148		26	4				
102		55	10					149		40	145				
103		2	149					150		29	1				
104		2	98					151		58	14				
105		23	4					152		*					
106		19	50					153		13	4				
107		45	5					154		33	1				
108		9	20					155		33	1				
109		2	32					156		33	1				
110		23	5					157		33	1				

\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

# TABLE OF ALLOCATION OF 1942 STATUTES 1051

Pamphlet Laws 1942				Allocation in Table of Contents				Pamphlet Laws 1942				Allocation in Table of Contents			
Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter	Chapter	Sec.	Title	Chapter
158		33	1					200		*					
159		33	1					201		18	7				
160		3	7					202		40	2				
161		23	3					203		40	2				
162		17	17					204		Val.					
163		17	12					205		40	1				
164		8	1					206		*					
165		18	5					207		*					
166		3	16					208		14	1				
167		12	11					209		2	26				
168		54	40					210		*					
169		54	29A(new)					211		18	14				
170		44	8					212		*					
171	1	54	41					213		*					
	2, 3	54	42					214		*					
	4, 5	54	43					215		*					
	6, 7	54	44					216		*					
	8	54	46					217		*					
	9	54	47					218		18	5				
172		2	65					219		*					
173		44	7					220		39	4				
174		23	5					221		40	48				
175		52	25					222		18	7				
176		52	25					223		30	5				
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\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

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247		*		266		*	
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\* Omitted from Table as not being general or permanent legislation.  
Val. Indicates validating act listed in Schedule 6 following.

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24:5-11.1 .....	1939, c. 320	40:37-156A .....	1939, c. 44
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45:9-14.4 .....	1939, c. 115	55:14A-12 .....	1938, c. 19
45:9-14.5 .....	1939, c. 115	55:14A-13 .....	1938, c. 19
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