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AND

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REORGANIZATION PLAN

(961)

REORGANIZATION PLAN OF THE
DEPARTMENT OF LABOR

The Department of Labor, formerly known as the Department of Labor and Industry, is presently organized and administered pursuant to the provisions of the Reorganization Plan of the Department of Labor and Industry, which took effect in July 1972. Significant portions of the 1972 Plan have been superseded or obsoleted by the Department of Commerce and Economic Development Act, P. L. 1981, c. 122 (C. 52:27H-1 et seq.). That law among other things gave the Department of Labor its present name and transferred certain divisions, offices, commissions, authorities and public corporations to the newly created Department of Commerce and Economic Development from the Department of Labor and Industry. The provisions of the 1972 Plan do not fulfill the present needs of the Department of Labor for an organizational structure facilitating efficient operational and fiscal management. These needs, and proposals for meeting them, have been identified and recommended by various bodies that have had occasion in recent years to review the operations of this Department. The principal recommendations made by these reviewers, and incorporated in this Plan, are creation of the position of Deputy Commissioner to serve as the Department's chief operating officer, and establishment of the title of Assistant Commissioner for Finance and Controller to administer the Department's fiscal, business and tax functions. The creation of these positions, as well as the other provisions of this Plan, are deemed necessary to accomplish the purposes set forth in section 2 of the Executive Reorganization Act of 1969, P. L. 1969, c. 203 (C. 52:14C-2).

1. The executive and administrative head of the Department of Labor is the Commissioner. His administrative and executive powers shall be those set forth in P. L. 1948, c. 446, s. 3 (C. 34:1A-3), as these powers may be modified or supplemented by law.
2. There is hereby created an office of the Deputy Commissioner, who, under the direction and supervision of the Commissioner, shall be responsible for day-to-day operations of the Department, for long-term planning, budgeting and policy implementation, and for monitoring and evaluation of Department programs.
3. There is hereby created an office of Assistant Commissioner for Finance and Controller, who, under the supervision of the Deputy Commissioner, shall implement and administer the Department's fiscal, tax and budget operations.

4. There is hereby created an office of Assistant Commissioner for Administrative Services, who, under the supervision of the Deputy Commissioner, shall develop and implement policies and procedures governing the organization, administration and management of the Department, except for financial affairs.

5. There is hereby created an office of Assistant Commissioner for Human Resources, who, under the supervision of the Deputy Commissioner, shall implement and administer all employment, training and rehabilitation programs operated by the Department.

6. There is hereby created an office of Assistant Commissioner for Labor Relations and Workplace Standards, who, under the supervision of the Deputy Commissioner, shall implement and administer all wage and hour and workplace health and safety programs operated by the Department.

7. There is hereby created an office of Assistant Commissioner for Income Security, who, under the supervision of the Deputy Commissioner, shall implement and administer unemployment insurance, disability insurance and workers' compensation programs operated by the Department.

8. The Deputy Commissioner and the Assistant Commissioners shall be appointed by the Commissioner to serve at his pleasure. The Commissioner shall delegate to the Assistant Commissioners responsibility for specific programs or functions operated or performed by the Department.

9. The Commissioner shall have authority to delegate responsibility for the employment service program and the unemployment insurance program to the same Assistant Commissioner, if he shall deem this necessary to improve administrative efficiency of these programs in light of a recent similar consolidation of responsibility at the federal level by the United States Department of Labor.

10. All divisions, offices, bureaus, commissions, councils, boards, services and committees that shall be in, or in but not of, the Department of Labor at the time this Plan takes effect, whether created or continued by the 1972 Reorganization Plan of the Department of Labor and Industry or by administrative order, shall, consistent with law and the provisions of this Plan, continue in existence under this Plan as provided in the 1972 Plan or in such administrative order; provided that the Commissioner, pursuant to authority granted him by P. L. 1948, c. 446, s. 3 (C. 34:1A-3), shall

have power, consistent with law and the provisions of this Plan, to administer such divisions, offices, bureaus, commissions, councils, boards, services and committees, and to modify or rescind such administrative orders, as he may deem necessary or appropriate.

11. The 1972 Reorganization Plan of the Department of Labor and Industry is hereby abolished.

12. All acts and parts of acts inconsistent with any of the provisions of this Reorganization Plan are superseded to the extent of such inconsistencies.

13. Any provisions of this Plan that conflict with federal law shall be null and void, and shall be severable from the rest of the Plan.

Filed June 28, 1982.

