

**EXECUTIVE ORDER NO. 25**

WHEREAS, all workers in New Jersey should receive fair compensation and workplace protections based on the nature of the work they perform; and

WHEREAS, there are well-established legal standards that clearly differentiate between an "employee" and an "independent contractor," a distinction that carries significant legal and practical ramifications; and

WHEREAS, the misclassification of employees as independent contractors deprives New Jersey workers of important legal rights and protections as well as certain employment-related benefits, including unemployment insurance, workers' compensation, and disability benefits; and

WHEREAS, an employer who misclassifies an employee as an independent contractor potentially violates a number of State and federal laws, including labor, employment, tax, insurance and occupational safety laws; and

WHEREAS, misclassification further harms law-abiding businesses who follow the rules by enabling non-compliant employers to gain an unfair competitive advantage; and

WHEREAS, this practice harms the State's economy in many ways, including the loss of State and federal payroll taxes, with some audits suggesting that misclassification deprives New Jersey of over \$500 million in tax revenue every year; and

WHEREAS, another effect of misclassification is that independent contractors are not covered under the National Labor Relations Act, making it more difficult for them to organize and collectively bargain; and

WHEREAS, while New Jersey's laws are intended to safeguard against employee misclassification, the effectiveness of these laws will be enhanced through the facilitation of coordinated and

efficient enforcement efforts by State agencies and departments to ensure compliance;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the Task Force on Employee Misclassification ("Task Force"), which shall be responsible for providing advice and recommendations to the Governor's Office and Executive Branch departments and agencies on strategies and actions to combat employee misclassification, including but not limited to the following:

a. Examining and evaluating existing misclassification enforcement by executive departments and agencies;

b. Developing best practices by departments and agencies to increase coordination of information and efficient enforcement;

c. Developing recommendations to foster compliance with the law, including by educating employers, workers, and the public about misclassification; and

d. Conducting a review of existing law and applicable procedures related to misclassification.

2. The Task Force shall consist of not less than twelve (12) members, as follows: three representatives from the Department of Labor and Workforce Development; three representatives from the Department of the Treasury; and one representative each from the Department of Law and Public Safety, the Department of Agriculture, the Department of Banking and Insurance, the Department of Human Services, the Department of Transportation, and the Economic

Development Authority. The Commissioner or head of each department shall select the department's representative or representatives. All members shall serve at the pleasure of the appointing department and without compensation.

3. The Governor may, as determined to be appropriate, appoint additional members to the Task Force, who shall serve at the pleasure of the Governor.

4. The Task Force shall be authorized to call upon any department, office, division, or agency of this State to supply it with information or other assistance as the Task Force determines to be necessary to discharge its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force within the limits of its statutory authority and to furnish the Task Force with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. The Task Force may consult with experts or other knowledgeable individuals in the public or private sector with respect to any aspect of its mission.

5. The Task Force shall organize and meet as soon as practicable to begin performing the charges set forth in this Order.

6. Nothing in this Order shall be construed to supersede any federal, State, or local law.

7. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor

exercises executive authority, as determined by the Attorney General.

8. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
3<sup>rd</sup> day of May,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Second.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**Executive Order #26**

WHEREAS, on May 17, 2018, a teacher and a student from Paramus's East Brook Middle School were killed when a school bus headed to historic Waterloo Village on a field trip collided with a truck on Interstate Route 80 in Mount Olive; and

WHEREAS, 43 of 45 adults and students aboard the bus, as well as the truck driver, were rushed to local hospitals after the crash, and several remain in critical condition and are undergoing surgery; and

WHEREAS, it is appropriate to recognize and honor the devastating passing of Jennifer Marie Williamson-Kennedy, a veteran educator of more than 20 years in Paramus, and a fifth-grade student of East Brook Middle School who had a bright, promising future; and

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Monday, May 21, 2018, in recognition and mourning of the passing of the deceased in Mount Olive, New Jersey.
2. This Order shall take effect immediately.

GIVEN, under my hand and seal this 18th day of May, Two Thousand and Eighteen and of the Independence of the United States the Two Hundred and Forty-Second.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 27**

WHEREAS, Brian McNally joined the New Jersey State Police as a graduate of the 154<sup>th</sup> class of the New Jersey State Police Academy on August 29, 2014, and was assigned to Washington Station as a member of Troop "B"; and

WHEREAS, Trooper McNally graduated from Morristown High School in 2006 and then earned a degree in Criminal Justice from the Citadel, the Military College of South Carolina, in 2010; and

WHEREAS, Trooper McNally accepted a commission with the United States Marine Corps as a Second Lieutenant in 2010 and rose to the rank of Captain in Kilo Company, 3<sup>rd</sup> Battalion, 25<sup>th</sup> Marines; and

WHEREAS, Trooper McNally served with exceptional courage, professionalism, and commitment to the finest ideals and traditions of the United States Marine Corps and the New Jersey State Police; and

WHEREAS, Trooper McNally served proudly as part of the finest State Police Force in the nation; and

WHEREAS, Trooper McNally was a loving son and brother, whose memory lives in the hearts of his family, friends, fellow members of the New Jersey State Police, and all law enforcement officers; and

WHEREAS, Trooper McNally lived a life of service and sacrifice where he sought to protect the freedoms of our nation and to keep our communities safe, and therefore it is appropriate and fitting for the State of New Jersey to mark his passing and to honor his memory; and

WHEREAS, it is with deep sadness that we mourn the loss of Trooper McNally, and extend our sincere sympathy to his family, friends, and fellow members of the New Jersey State Police;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, May 29, 2018, in recognition and mourning of a brave and loyal hero, New Jersey State Trooper Brian McNally, Badge 7664.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
22<sup>nd</sup> day of May,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Second.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 28**

WHEREAS, the international scientific and political communities have widely accepted that human activity is the main driver of global climate change and its corresponding deleterious impacts on our natural environment; and

WHEREAS, traditional methods of energy production that rely on the burning of fossil fuels release harmful emissions of carbon dioxide and other greenhouse gases, which in turn contribute to global climate change; and

WHEREAS, in order to curtail the serious impacts of global climate change caused by greenhouse gas emissions, New Jersey must shift away from its reliance on fossil fuels as a primary energy source and turn to clean energy sources; and

WHEREAS, my administration has already taken several steps to move New Jersey in this direction, including Executive Order No. 7 (2018), which directed New Jersey to begin the process of re-entering the Regional Greenhouse Gas Initiative, and Executive Order No. 8 (2018), which emphasized the vital importance of offshore wind energy to the State of New Jersey; and

WHEREAS, by law, N.J.S.A. 52:27F-14, et seq., the State of New Jersey, through the Energy Master Plan Committee, is required to prepare an Energy Master Plan and revise and update that plan at least once every three (3) years; and

WHEREAS, New Jersey's Energy Master Plan is intended to set forth a strategic vision for the production, distribution, consumption, and conservation of energy in the State of New Jersey; and

WHEREAS, the Energy Master Plan was last updated in 2015; and

WHEREAS, in order to achieve appropriate reductions in dangerous greenhouse gases, New Jersey must overhaul the 2015 Energy Master Plan and adopt an innovative Energy Master Plan that recognizes the need for significant investment and support for clean energy sources, particularly the considerable opportunity for the development of wind

energy in New Jersey, and that aims to shift New Jersey's energy production profile away from reliance on outdated technologies that contribute to global climate change and towards clean energy sources;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The President of the Board of Public Utilities shall convene the Energy Master Plan Committee within thirty (30) days of the date of this Order, and shall also designate a senior staff member of the Board of Public Utilities to serve on the Energy Master Plan Committee. That designee shall serve as the chairperson of the Committee.

2. The heads of the following principal departments of the Executive Branch of State government shall designate a senior staff member from their respective departments to serve on the Energy Master Plan Committee: 1) Department of Community Affairs; 2) Economic Development Authority; 3) Department of Environmental Protection; 4) Department of Health; 5) Department of Human Services; 6) Department of Transportation; and 7) Department of the Treasury.

3. The Energy Master Plan Committee shall prepare, complete and deliver a new Energy Master Plan, consistent with the provisions of N.J.S.A. 52:27F-14, et seq., and this Order on or before June 1, 2019.

This 2019 Energy Master Plan (the "2019 Plan") shall provide a comprehensive blueprint for the total conversion of the State's energy production profile to 100% clean energy sources on or before January 1, 2050, and shall further provide specific proposals to be implemented over the next ten (10) years in order to achieve the January 1, 2050 goal.

4. The 2019 Plan shall incorporate the offshore wind development goals set forth in Executive Order No. 8 (2018) and also shall include recommendations consistent with the provisions of the Offshore Wind Strategic Plan.

In addition to wind energy development, the 2019 Plan shall include provisions guiding the continued development of solar energy in New Jersey, including community solar projects.

5. The 2019 Plan also shall include recommendations to position New Jersey as a leader in clean energy storage, including the establishment of goals of 600 MW of energy storage by January 1, 2021 and 2000 MW of storage by January 1, 2030. The 2019 Plan shall also provide specific proposals to be implemented over the next ten (10) years in order to achieve the January 1, 2030 goal.

The 2019 Plan shall also explore methods to incentivize the use of clean, efficient energy and electric technology alternatives in New Jersey's transportation sector and at New Jersey's ports.

6. Should any part of this Order be declared to be invalid or unenforceable, or should the enforcement of or compliance with any part of this Order be suspended, restrained or barred by the final judgment of a court of competent jurisdiction, the remainder of this Order shall remain in full force and effect.

7. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
23<sup>rd</sup> day of May,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Second.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 29**

WHEREAS, New Jersey is committed to protecting the legal rights of all of its residents, regardless of immigration status; and

WHEREAS, New Jersey has benefited economically and socially from our large and thriving immigrant community; and

WHEREAS, as the home of Ellis Island, New Jersey has been the door through which countless immigrants have traveled seeking a better life for themselves and their families; and

WHEREAS, the Trump administration instituted a "zero tolerance" policy in the spring of 2018 to intimidate undocumented immigrants and to deter border crossings; and

WHEREAS, this policy has led to the forced separation of more than 2,000 children from their parents or legal guardians; and

WHEREAS, the Trump administration has no apparent system for reuniting families, meaning some parents have been deported without their children and some children have been deported without their parents; and

WHEREAS, intentionally separating children from parents who are seeking a better life for their families is inhumane and cruel; and

WHEREAS, the American Psychological Association has stated that the Trump administration's forced separations "threaten[] the mental and physical health of both the children and their caregivers"; and

WHEREAS, the Trump administration's forced-separation policy is an affront to our values as New Jerseyans and as Americans;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. No State entity may use any state resources, including but not limited to monies, equipment, or personnel, for the purpose of separating any child from his or her parent or legal guardian on the sole ground that such child, parent, or legal guardian is present in the United States in violation of federal immigration laws.

a. Examples of circumstances where this provision would not apply include the following:

i. A State court, authorized under State law, determines that it is in the best interests of the child to be removed from his or her parent or legal guardian, or makes any similar determination that is legally authorized under State law;

ii. An authorized individual, including, but not limited to, a law enforcement officer or designated employee of Probation or Child Protection and Permanency, makes a determination that the child's life, safety or health is in imminent danger and the child must be removed from his or her parent or legal guardian pursuant to N.J.S.A. 9:6-8.29; or

iii. Law enforcement officials have probable cause to believe that the child is a victim, or is at significant risk of becoming a victim, of human trafficking as defined in N.J.S.A. 2C:13-8, or is a danger to themselves or others.

2. For purposes of this Order, "State entity" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

3. Nothing in this Order shall be construed to supersede any state or federal law. Nothing in this Order shall be construed to cause interference with routine state law enforcement activities, even if such activity results in independent federal law enforcement involvement and enforcement of federal immigration laws.

4. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
19<sup>th</sup> day of June,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Second.

/s/ Philip D. Murphy  
Governor

Attest:

/s/ Matthew J. Platkin  
Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 30**

WHEREAS, on June 28, 2018, five employees of the Capital Gazette, a daily newspaper that has been published since 1884, were tragically killed by a gunman in Annapolis, Maryland; and

WHEREAS, it is appropriate to recognize and honor the devastating passing of all five dedicated members of The Capital newsroom: Gerald Fischman, editorial page editor who had been with the paper since 1992; Rob Hiaasen, assistant editor who had been with the paper since 2010; John McNamara, who held multiple roles with the paper and published two books on University of Maryland sports; Rebecca Smith, a sales assistant who worked in healthcare before joining the paper; and Wendi Winters, who covered local news for the paper and wrote a popular column entitled "Home of the Week"; and

WHEREAS, this attack underscores the dangers that journalists face on a daily basis and highlights the need for all Americans to stand firmly in support of a free press, which serves as a vital safeguard for our democracy and our liberties; and

WHEREAS, the Capital Gazette's publication of a newspaper the day after this heartbreakingly tragic was an extraordinary example of resilience and commitment that inspired many around the world; and

WHEREAS, the continuing reminder of the toll of gun violence must only strengthen our resolve to take action at the state level to keep New Jersey residents safe;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, July 10, 2018, in recognition and mourning of the passing of the deceased in Annapolis, Maryland.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
6<sup>th</sup> day of July,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 31**

WHEREAS, New Jersey's state government, local government, and school employees deserve health care coverage that delivers quality health outcomes while being a good value for enrollees and taxpayers; and

WHEREAS, the State Health Benefits Plan ("SHBP") and the School Employees' Health Benefits Plan ("SEHBP") together cover over 800,000 active and retired members in New Jersey, nearly one-tenth of the State's population; and

WHEREAS, these employee and retiree health benefit costs are projected to be approximately 8.4 percent of the State's overall FY 2019 Budget, at \$3.2 billion; and

WHEREAS, New Jersey is committed to producing fiscally responsible budgets that continue to invest in the health and welfare of a strong public workforce, while also ensuring resources are available for vital new initiatives such as modernizing our transit system, strengthening our schools, and making higher education more affordable; and

WHEREAS, to achieve these goals, New Jersey seeks to support public employees and be a good steward of state resources, while identifying new ways to get the best value for our health care dollars; and

WHEREAS, unions representing public employees are rightfully concerned with ensuring that health care coverage for their members is sufficiently comprehensive, and should be seen as partners in the effort to maximize the value of health care expenditures; and

WHEREAS, a comprehensive review of employee and retiree health benefits programs is necessary to identify strategies to improve the value of our state government, local government, and school employee health care investments to achieve better health outcomes and better management of the costs of employee and retiree health benefits; and

WHEREAS, such a review should be conducted by State officials and stakeholders who represent a variety of perspectives and who have the expertise to develop innovative solutions; and

WHEREAS, this review will provide the State Health Benefits Commission ("SHBC") and the School Employees' Health Benefits Commission ("SEHBC") Plan Design Committees with opportunities for the State to be a leader in the broader effort to design, purchase, and deliver health care services more efficiently and effectively;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby created the State Health Benefits Quality and Value Task Force (the "Task Force") that will evaluate the employee and retiree health benefits systems and make recommendations to provide quality and value in the State's health benefits in a cost-effective manner.

2. The Task Force shall be composed of at least 16 members, including the State Treasurer or a designee, serving ex officio; the Commissioner of Banking and Insurance or a designee, serving ex officio; the State Comptroller or a designee, serving ex officio; the Commissioner of Human Services or a designee, serving ex officio; and 12 public members, who shall be appointed by the Governor and shall serve at his or her pleasure, as follows: four individuals who have experience, knowledge or expertise in the areas of health policy and/or procurements; six representatives from six different employee organizations; one representative from the New Jersey League of Municipalities; and one representative from the New Jersey School Boards Association. The Governor shall select a chairperson from among the members of the Task Force.

All public members of the Task Force shall serve without compensation.

3. The Governor may, as determined to be appropriate, appoint additional members to the Task Force, who shall serve at the pleasure of the Governor.

4. The Task Force shall organize as soon as practicable after the appointment of its members, and shall convene as often as practicable and as requested by the Governor or chairperson.

5. The Task Force is authorized to call upon any department, office, division or agency of this State to supply it with data and any other information or assistance available to such agency as the Task Force deems necessary to discharge its duties under this Order. Each department, office, division or agency of this State is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force within the limits of its statutory authority and to furnish it with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. The Task Force may consult with experts or other knowledgeable individuals in the public or private sector on any aspect of its mission.

6. The Department of the Treasury shall provide staffing for the Task Force to the extent permitted by law and within existing appropriations.

7. The objectives of the Task Force shall include, but not be limited to, the following:

a. Examining the current and future costs of employee and retiree health benefits to State and local government workers and to the State and local governments;

b. Identifying opportunities for short-term improvements, including best practices in health management,

potential efficiencies to improve health outcomes, and plan design opportunities; and

c. Exploring long-term reforms for the broader employee and retiree health benefits system.

8. The Task Force shall be purely advisory in nature, and shall release recommendations as appropriate.

9. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
20th day of July,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 32**

WHEREAS, in 2012, the "New Jersey Medical and Health Sciences Education Restructuring Act", P.L.2012, c.45 ("Restructuring Act"), among other things, established University Hospital, which had previously been a component of the University of Medicine and Dentistry of New Jersey ("UMDNJ"); and

WHEREAS, pursuant to N.J.S.A. 18A:64G-6.1a, University Hospital is an instrumentality of the State, and is established as a body corporate and politic of the State and treated and accounted for as a separate legal entity; and

WHEREAS, N.J.S.A. 18A:64G-6.1a further provides that the exercise by University Hospital of its powers shall be deemed to be public and essential governmental functions necessary for the welfare and health of the State and the people of New Jersey; and

WHEREAS, University Hospital is one of three Level 1 Trauma Centers in New Jersey; and

WHEREAS, in 1968, in connection with the transfer of the hospital from Newark to UMDNJ, Newark and UMDNJ entered into "Agreements Reached Between Community and Government Negotiators Regarding New Jersey College of Medicine and Dentistry and Related Matters of April 30, 1968" ("1968 Agreement") to provide a comprehensive health program to the community in Newark, including ensuring access to all essential health care services provided by the hospital are upheld, as referenced in N.J.S.A. 18A:64G-6.1b; and

WHEREAS, pursuant to N.J.S.A. 18A:64G-6.1a (d), University Hospital receives appropriations from the State pursuant to the annual Appropriations Act, which are intended to be sufficient to maintain the level of community services provided on the effective date of the Restructuring Act, which was August 22, 2012, and to maintain University Hospital as an acute care facility and trauma center; and

WHEREAS, N.J.S.A. 18A:64G-6.1b(a) established a nine-member advisory board, to be designated as the University Hospital Community Oversight Board ("Oversight Board"), to ensure that the mission of the hospital and the intent of the 1968 Agreement are upheld; and

WHEREAS, N.J.S.A. 18A:64G-6.1 established an eleven-member Board of University Hospital ("UH Board") that, among other things, has the power and duty to exercise general oversight over the affairs of University Hospital, including the power to direct and control expenditures of Hospital funds, and hire, fire and fix salaries for all employees of University Hospital; and

WHEREAS, in December 2017, University Hospital expressed to the New Jersey Department of Health ("DOH") its intent to close its Emergency Pediatric Unit ("EPU") and Pediatric Intensive Care Unit ("PICU"); and

WHEREAS, pursuant to N.J.A.C. 8:33-1.1 et seq., a hospital must receive written approval from DOH before it may reduce or eliminate essential healthcare services; and

WHEREAS, representatives from DOH advised University Hospital that to close its EPU and PICU, the facility must apply for DOH's approval and provide justification as to why the units should cease operations; and

WHEREAS, on April 2, 2018, DOH received University Hospital's application for closure of the PICU; and

WHEREAS, while University Hospital's application was pending before DOH and without approval from DOH, University Hospital took steps to dramatically reduce the number of EPU beds on site and transfer those services to Newark Beth Israel Medical Center, an affiliate of RWJBarnabas Health, and to consolidate the PICU beds into the adult Intensive Care Unit; and

WHEREAS, as part of the Spring 2018 announcement of hospital safety reports by The Leapfrog Group, University Hospital was given a grade of "F," the only one in New Jersey, for failing to prevent infections, patient falls, surgical deficiencies, medical errors, and staff communication and responsiveness; and

WHEREAS, University Hospital entered into a Loan Agreement, dated December 1, 2015, with the New Jersey Health Care Facilities Financing Authority ("Authority") by which the Authority loaned the Hospital the proceeds of its Revenue and Refunding Bonds, University Hospital Issue, Series 2015A ("Bonds"), and the Hospital granted a security interest to the Authority in its gross receipts, including funds appropriated to the Hospital by the State Legislature subject to certain exceptions; and

WHEREAS, in connection with the issuance of the Bonds, a lockbox arrangement ("Lockbox") was instituted pursuant to which all State appropriations flow to the Trustee for the Bonds who deducts amounts required for debt service for the Bonds prior to releasing the remaining appropriated funds to University Hospital for its operations; and

WHEREAS, in July 2018, Fitch Ratings downgraded the Bonds to "BB-," a four-notch downgrade, citing the Hospital's pension liability, "weak leverage profile," and "thin operating performance" as the basis for this lowered rating; and

WHEREAS, at the June 26, 2018 meeting of the UH Board, the members voted to renew the employment contract of the Chief Executive Officer for a three-year term, and increased his salary to \$900,000 per year, in spite of the fact that University Hospital remains in poor financial condition; and

WHEREAS, pursuant to the Fiscal Year 2019 Appropriations Act, the State Legislature: (1) appropriated \$43,341,000 as a grant-in-aid for institutional support to University Hospital based on 2,923 State-funded staff; (2) appropriated \$10,000,000 for the University Hospital Self-Insurance Reserve Fund; and (3) included a provision which states that, in addition to the amounts herein appropriated for University Hospital, there are appropriated such additional amounts as are necessary to maintain the core operating functions of the Hospital, subject to the approval of the Director of the Division of Budget and Accounting (collectively, the "FY 2019 UH Appropriations"); and

WHEREAS, pursuant to N.J.S.A. 52:27B-31, the Governor may impound certain funds by freezing or prescribing the terms upon which a spending agency may expend State funds to ensure that appropriations are not used to support waste, mismanagement or extravagance; and

WHEREAS, University Hospital has mismanaged its appropriated funds because it failed to comply with the State statutes and regulations governing healthcare facilities when it took steps to close its EPU and PICU without DOH's approval, thereby depriving the City of Newark of essential healthcare services; received the only failing grade in New Jersey for patient safety by the nationally-recognized Leapfrog Group; suffered a bond rating downgrade during this time as a result of its lack of financial stability; and executed a contract with its CEO for \$900,000 while these financial struggles continue to grow; and

WHEREAS, it is necessary to preserve the security of the Bonds while at the same time putting conditions on the use of the FY 2019 Appropriations by University Hospital to ensure that the Hospital complies with its statutory mission;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, determine based on the facts above and by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Upon the release by the Trustee of the FY 2019 Appropriations to University Hospital, after deducting such amounts as are required for debt service on the Bonds, such amounts are subject to the conditions set forth below:

a. DOH shall appoint a Monitor who will be assigned to work directly with University Hospital and shall be responsible for assessing the level and quality of care provided to the community.

b. The Monitor shall also assess the financial health of the hospital and any other matters related to the hospital's functions that arise during the course of this review.

c. In carrying out these responsibilities, the monitor shall: i) have full access to any and all records and information at University Hospital in order to gain an understanding of the prior and current level of care provided, as well as the financial decisions of the Hospital, ii) have full access to the senior management team and staff to determine, among other things, how strategic and patient care decisions are made, such as the attempted closure of the pediatric services, iii) attend all meetings of the UH Board and have full access to brief these members as a group or individually, and iv) report to the Commissioner of Health to facilitate the regulatory relationship.

d. University Hospital shall consult with the Oversight Board as required by the Restructuring Act and shall report the findings of the Oversight Board to DOH.

2. Until such time as this current state of affairs at University Hospital is resolved, I reserve the right to take such additional actions as may be necessary, including placing more conditions on the FY 2019 Appropriations, in order to ensure that University Hospital fulfills its mission as required by the Restructuring Act.

3. This Order shall take effect immediately and shall remain in full force and effect until rescinded, modified, or supplemented in response to the ongoing situation at University Hospital.

GIVEN, under my hand and seal this  
27<sup>th</sup> day of July,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Mary K. E. Maples

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 33**

WHEREAS, beginning on August 11, 2018, the State of New Jersey was impacted by major rain storms that caused severe weather conditions, including heavy rains and flooding, particularly in Bergen, Essex, and Passaic Counties; and

WHEREAS, major rain storms continued to impact the State on August 12, 2018, and again on August 13, 2018, where, in a matter of hours, between five and eight inches of rain fell in Monmouth and Ocean Counties; and

WHEREAS, the National Weather Service has issued Flood Warnings and Flash Flood Watches throughout New Jersey; and

WHEREAS, the storms have caused power outages, made roadways impassable, and produced widespread damage and flooding that have displaced residents in badly-affected communities; and

WHEREAS, municipal and county governments have mobilized resources to assist homeowners forced from their homes, cleared roadways impacted by flooding, and, in some instances, conducted evacuations; and

WHEREAS, the National Weather Service predicts that approaching severe storms may compound the already hard-hit areas in Bergen, Essex, Monmouth, Ocean, and Passaic Counties beginning on August 14; and

WHEREAS, the potential for additional significant rainfall could impede current recovery efforts, produce hazardous travel conditions on roadways, generate more damaging flooding, and exhaust municipal and county resources deployed to alleviate the situation; and

WHEREAS, these severe weather conditions may make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this situation constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State, specifically including Bergen, Essex, Monmouth, Ocean, and Passaic Counties; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services, including in Bergen, Essex, Monmouth, Ocean, and Passaic Counties, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App.A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:2-4 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists in Bergen, Essex, Monmouth, Ocean, and Passaic Counties, effective at 10:00 a.m., Eastern Standard Time, on August 14, 2018; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plan as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9- 33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State

Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Executive Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any

such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App.A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with N.J.S.A. App.A:9-34 and N.J.S.A. App.A:9- 51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9- 40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or his or her deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 10:00 a.m., Eastern Standard Time, on August 14, 2018, and shall remain in effect until such time as it is determined by me that an emergency no longer exists.

GIVEN, under my hand and seal this  
14<sup>th</sup> day of August,  
Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 34**

WHEREAS, New Jersey is home to abundant and diverse wildlife, including many threatened and endangered species and species that are critical to the State's varied ecosystems; and

WHEREAS, among those species is the American black bear (*Ursus americanus*), which is found primarily in the northern part of the State but has been sighted statewide; and

WHEREAS, the State of New Jersey, through the Department of Environmental Protection ("DEP") and its predecessors, has long authorized hunting and trapping of certain species in New Jersey for several purposes, including recreation and wildlife management; and

WHEREAS, there has been considerable debate over the last several decades as to whether New Jersey should authorize a black bear hunt; and

WHEREAS, in 2010, despite considerable public outcry against a hunt, the New Jersey Fish and Game Council (the "Council") published a Comprehensive Black Bear Management Plan ("CBBMP") which recommended the reintroduction of a black bear hunt to take place every year in December; and

WHEREAS, the Council also promulgated regulations through the New Jersey Game Code authorizing and setting forth the parameters of a black bear hunt to take place beginning in 2010; and

WHEREAS, a new CBBMP was finalized in 2015 that continued the recommendation to permit a black bear hunt; and

WHEREAS, as a result of the 2010 and 2015 CBBMPs and corresponding authorizations in the Game Code, a black bear hunt has been held in New Jersey for the past eight years; and

WHEREAS, the Council has refused to reconsider its authorization of a black bear hunt for 2018 despite a clear call to action by the Governor; and

WHEREAS, in light of the significant opposition to the black bear hunt and continuing debate about techniques for management of the black bear population, and in an effort to promote public safety on public lands, it is appropriate to limit the use of State lands for the black bear hunt; and

WHEREAS, the intent of this Order is to exercise the full extent of the legal authority of the Governor and the Commissioner of Environmental Protection ("Commissioner") to limit the black bear hunt in order to promote the public safety and welfare while protecting important wildlife; and

WHEREAS, the authority over the black bear hunt rests with the Council and several court decisions have made it clear that neither the Governor nor the Commissioner have the authority to unilaterally alter or cancel the black bear hunt; and

WHEREAS, while neither the Governor nor the Commissioner can unilaterally prevent a black bear hunt, the Commissioner has clear authority to direct and coordinate the use of all public lands under DEP's jurisdiction, including instituting a ban on hunting on said lands;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, do hereby ORDER and DIRECT:

1. The Commissioner shall take all necessary and appropriate actions within the Commissioner's authority to protect black bears on lands controlled by the State of New Jersey, including deciding whether to close said lands to the hunting of black bears pursuant to the Commissioner's authority at N.J.S.A.

13:1B-5 et seq., as clarified and confirmed in Safari Club

International v. New Jersey Department of Environmental Protection, 373 N.J. Super. 515 (App. Div. 2004).

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
20<sup>th</sup> day of August,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

/s/ Philip D. Murphy  
Governor

Attest:

/s/ Matthew J. Platkin  
Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 35**

WHEREAS, Senator John McCain was born John Sidney McCain III on August 29, 1936 at Coco Solo Naval Air Station in the Panama Canal Zone; and

WHEREAS, like his father and grandfather, Senator McCain chose to serve his country and become a naval officer, graduating from the U.S. Naval Academy at Annapolis in 1958; and

WHEREAS, Senator McCain began his twenty-three year military career in 1958 when he was commissioned as an ensign; and

WHEREAS, in 1967, Senator McCain began combat duty as a naval pilot during the bombing campaign Operation Rolling Thunder during the Vietnam War; and

WHEREAS, on October 26, 1967, while on his 23rd bombing mission, Senator McCain's fighter aircraft was shot down by a missile over Hanoi; and

WHEREAS, Senator McCain ejected from the aircraft, and after nearly drowning, he was pulled ashore and captured by the North Vietnamese; and

WHEREAS, Senator McCain was held by the North Vietnamese for five-and-a-half years and was brutally tortured during his period in captivity, leaving physical injuries that would last for the remainder of his life; and

WHEREAS, when Senator McCain's father was named commander of all U.S. forces in the Vietnamese theater in 1968, the North Vietnamese offered to release Senator McCain for propaganda purposes and Senator McCain, despite his inhumane and barbaric treatment, refused release unless every prisoner of war captured before him was also released, as provided in the military Code of Conduct; and

WHEREAS, Senator McCain was finally released on March 14, 1973, and after grueling physical therapy, continued his military career, which lasted until he retired as a captain in 1981; and

WHEREAS, for his brave and distinguished military service, Senator McCain received the Silver Star, two Legions of Merits, the

Distinguished Flying Cross, three Bronze Stars, two Purple Hearts, two Navy and Marine Corps Commendation Medals, and the Prisoner of War Medal; and

WHEREAS, Senator McCain began his political career in 1982, when he was elected to represent Arizona's 1st congressional district in the U.S. House of Representatives; and

WHEREAS, Senator McCain served two terms in the U.S. House of Representatives before being elected in 1986 to represent Arizona in the U.S. Senate, where he would serve for over thirty-one years; and

WHEREAS, Senator McCain worked with Senator John Kerry on the Senate Select Committee on POW/MIA Affairs to investigate whether any U.S. service personnel remained in captivity from the Vietnam War, and later helped normalize diplomatic relations with Vietnam; and

WHEREAS, Senator McCain earned a reputation in the Senate as a maverick, working across the aisle with Democrats on issues such as campaign finance reform and anti-smoking legislation; and

WHEREAS, Senator McCain launched his first bid for the presidency in the 2000 election, where, despite being vastly outspent, he won the New Hampshire Republican primary and primaries in six other states before succumbing to then-Texas Governor George W. Bush; and

WHEREAS, returning to the Senate, Senator McCain continued to be an independent voice, opposing tax cuts that favored the wealthy, passing landmark campaign finance reform legislation, supporting a cap-and-trade system, leading the fight for comprehensive immigration reform, and shaping national security policy in the war on terrorism, including passing an amendment to ban inhumane treatment of prisoners; and

WHEREAS, Senator McCain again declared his candidacy for president in the 2008 election, and this time prevailed over a crowded primary field and won the Republican nomination; and

WHEREAS, while Senator McCain was defeated in the general election by then-Illinois Senator Barack Obama, Senator McCain campaigned with remarkable civility, including several memorable moments where he publicly rebuffed false conspiracy theories that were being spread about Senator Obama; and

WHEREAS, throughout the Obama administration, Senator McCain continued to play a leading role in national security policy as ranking member and later Chairman of the Senate Armed Services Committee, where he often disagreed with the Obama administration but consistently fought for a strong American role in the world that would support democracy and human rights; and

WHEREAS, during this time, I served as the U.S. Ambassador to Germany and had the privilege both to get to know Senator McCain and to witness firsthand his commitment to Transatlantic partnerships between the United States and Europe; and

WHEREAS, after being diagnosed with brain cancer, Senator McCain returned to the Senate to cast the deciding vote against a proposed repeal of the Patient Protection and Affordable Care Act; and

WHEREAS, on August 25, 2018, after sixty years of tireless and dedicated service to his country, Senator McCain passed away at the age of 81; and

WHEREAS, Senator McCain leaves behind his wife Cindy of thirty-eight years, and his seven children, including his daughter Meghan, who has become a noted public figure in her own right; and

WHEREAS, Senator McCain is and always will be an American hero, one who displayed unthinkable physical courage in the face of unimaginable cruelty, and who was guided by a continuous and never-ending commitment to serving the greater good; and

WHEREAS, Senator McCain's lifetime of service will forever be an inspiration to the country that he loved and the world that he helped shape; and

WHEREAS, it is fitting and appropriate to extend our sincerest sympathies to Senator McCain's family and friends, and to honor and celebrate the life of a brave American patriot who will never be forgotten;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Wednesday, August 29, 2018, in recognition and mourning of an American hero, Senator John McCain.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
27<sup>th</sup> day of August,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 36**

WHEREAS, Americans across the country are currently engaged in an extraordinary week-long series of tributes to honor the life and service of Senator John McCain, culminating with his burial at the U.S. Naval Academy in Annapolis on Sunday, September 2; and

WHEREAS, earlier today, I signed Executive Order No. 35, ordering U.S. and New Jersey flags to be lowered on Wednesday, August 29, 2018, on what would have been Senator McCain's 82nd birthday; and

WHEREAS, given the schedule of arrangements for Senator McCain, I believe it is appropriate that U.S. and New Jersey flags in the Garden State should be lowered throughout this mourning period and until Senator McCain is laid to rest;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Tuesday, August 28, 2018, through Sunday, September 2, 2018, in recognition and mourning of an American hero, Senator John McCain.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
27<sup>th</sup> day of August,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 37**

WHEREAS, Executive Order No. 33 (2018), declaring a State of Emergency in Bergen, Essex, Monmouth, Ocean, and Passaic Counties, was issued on August 14, 2018, because of severe weather events occurring from August 11, 2018 through August 13, 2018; and

WHEREAS, the severity of the conditions necessitating the declaration of a State of Emergency have eased;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The State of Emergency declared in Executive Order No. 33 (2018) is terminated effective at 2:00 p.m., Eastern Standard Time, on September 4, 2018.

GIVEN, under my hand and seal this  
4th day of September,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 38**

WHEREAS, on September 11, 2001, unprecedented acts of terrorism were committed in New York, Washington, D.C., and Pennsylvania; and

WHEREAS, these barbaric attacks took the lives of almost 3,000 innocent people, nearly 700 of whom were residents of New Jersey; and

WHEREAS, many New Jerseyans, including thousands of police, fire, military, emergency, and construction personnel, bravely responded to this tragedy; and

WHEREAS, these attacks caused a tremendous loss of life, and further inflicted incalculable pain and anguish on the survivors of the attacks and the families who lost loved ones that day; and

WHEREAS, seventeen years later, many New Jerseyans continue to endure the devastating loss of a parent, spouse, child, or other loved one; and

WHEREAS, September 11, 2001, will be remembered by New Jerseyans across the State, both privately and at public remembrances and memorials, as we continue to display the patriotism and compassion that defines us as Americans and as New Jerseyans; and

WHEREAS, we remain grateful to our law enforcement officers, Armed Forces, and intelligence officers for their extraordinary sacrifices in the protection of our country and our State; and

WHEREAS, on this seventeenth anniversary of September 11, 2001, it is appropriate and fitting that this day be observed with full solemnity, in honor of the victims of the attacks;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, instrumentalities, and all public buildings during appropriate hours on Tuesday, September 11, 2018, in recognition and in mourning of the victims of the attacks of September 11, 2001, including those from our home State.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
10th day of September,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal

/s/ Philip D. Murphy  
Governor

Attest:

/s/ Parimal Garg  
Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 39**

WHEREAS, Assemblyman Peter J. Barnes, Jr. was a dedicated public servant who served his country and the State of New Jersey for over 70 years; and

WHEREAS, Assemblyman Barnes was born in 1928 in East Providence, Rhode Island and graduated from Providence College; and

WHEREAS, Assemblyman Barnes served honorably from 1946 to 1948 as a Private First Class in the United States Army Military Police Corps; and

WHEREAS, Assemblyman Barnes accumulated a distinguished record of public service as a Special Agent in the Federal Bureau of Investigation, stationed in California and New Jersey; and

WHEREAS, Assemblyman Barnes faithfully served the towns of Edison and East Brunswick as Director of Public Safety; and

WHEREAS, Assemblyman Barnes represented the 18<sup>th</sup> Legislative District in the New Jersey General Assembly from 1996 to 2007, serving as Majority Whip for five years, as Chairman of the Law and Public Safety Committee, and as a member of the Regulatory Oversight and Human Services Committees; and

WHEREAS, I had the privilege of serving alongside Assemblyman Barnes from 2004 to 2007 and was proud to call him a colleague and friend; and

WHEREAS, Assemblyman Barnes was the primary sponsor of 62 bills that became law and contributed significantly to many important causes during his time in the Assembly, including criminal justice issues; and

WHEREAS, after his time in the Assembly, Assemblyman Barnes continued to serve our State as Chairman of the New Jersey State Parole Board; and

WHEREAS, Assemblyman Barnes was a beloved husband, father, and grandfather who earned the enduring respect of his colleagues during his career in public service; and

WHEREAS, Assemblyman Barnes will be dearly missed by those who knew him, and the people of New Jersey who he so ably served; and

WHEREAS, it is with great sadness that we mourn the passing of Assemblyman Barnes, and extend our deepest sympathy to his family, friends, and colleagues; and

WHEREAS, it is appropriate to honor the exemplary service, character, and achievements of Assemblyman Barnes, and to mark his passing;

NOW, THEREFORE, I, SHEILA Y. OLIVER, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, September 14, 2018, in recognition and mourning of a dedicated and tireless public servant, Assemblyman Peter J. Barnes, Jr.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
13<sup>th</sup> day of September,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

/s/ Sheila Y. Oliver

Acting Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 40**

WHEREAS, Trenton has played a central role in the history of New Jersey and the nation over the last two centuries and its historical significance as the turning point of the American Revolution continues to draw people from around the world; and

WHEREAS, Trenton briefly served as the capital of the United States in 1784, and has been New Jersey's State capital since the construction of the State House in 1792; and

WHEREAS, today, through the Department of the Treasury, the State is the largest landowner in Trenton, controlling buildings, parking garages, and surface parking lots; and

WHEREAS, the State is Trenton's largest employer, with more than 16,000 State workers traveling to the State's capital every day; and

WHEREAS, Trenton's strategic location on the Delaware River led to its prominence as a manufacturing center in the 19<sup>th</sup> century and as a hub of innovation producing technological advances in the wire, rubber, textile, and ceramic industries; and

WHEREAS, the strength of Trenton's economy declined after World War II due to domestic and global competition and the loss of residents resulting from the growth of the suburbs; and

WHEREAS, Trenton's economy continues to face challenges and the City's financial health and ability to provide basic services is hindered by declining property values as well as the significant portion of properties that are owned by government and non-profit entities that are exempt from tax; and

WHEREAS, the 2017 revaluation indicates that the State of New Jersey owns more than \$1 billion of property in Trenton, well over one-third of all tax-exempt property in the City; and

WHEREAS, State government can and should play an active role in achieving the City's vision of revitalization and prosperity as set forth in the Trenton 250 plan, the comprehensive master plan that is intended to guide the City of Trenton's development from now until 2042; and

WHEREAS, the Trenton 250 plan calls for the redevelopment of the City in a manner that preserves open space, conserves natural resources, increases multi-modal transportation options, provides housing opportunities, and promotes its cultural, historical and recreational assets; and

WHEREAS, efforts to achieve the goals of the Trenton 250 plan and the priorities of Mayor Gusciora's new administration require coordinated and interdependent efforts among various State departments and offices; and

WHEREAS, the establishment of a New Jersey State Capital Partnership will provide an effective and efficient mechanism for the State to join with City and Mercer County government to create and execute strategies for the City's economic development;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established a New Jersey State Capital Partnership ("the Partnership").

2. The Department of the Treasury shall initiate the convening of the members of the Partnership and establish a framework for aligning State resources with the City of Trenton's plans for development. The Partnership shall be facilitated by the Treasurer, the Treasurer's designee, or another individual so designated by the Governor. The facilitator shall be supported by

appropriate staff from the various executive departments in fulfillment of the Partnership's responsibilities, to the extent permitted by law and within existing appropriations.

3. The Partnership shall consist of at least the Department of Community Affairs, the Department of the Treasury, the Department of Environmental Protection, the Department of Transportation, NJ Transit, the New Jersey Economic Development Authority, and the Department of Law and Public Safety. The Governor may, as determined to be appropriate, direct other State agencies to participate in the Partnership.

4. The Partnership will meet as often as practicable, and shall be purely advisory in nature.

5. In consultation with the Mayor of Trenton and Mercer County Executive, the objectives and responsibilities of the Partnership shall include, but not be limited to the following:

- a. Reviewing priorities of the Trenton 250 plan and identifying funding and other resources to implement initiatives;
- b. Creating an action plan for the redevelopment of State properties in downtown Trenton and around transit centers that support a mix of residential, office, and/or retail uses;
- c. Developing initiatives to support new market-rate housing in downtown Trenton;
- d. Aligning State resources to implement Trenton's vision for the Capital Park and access to the waterfront;
- e. Supporting public safety initiatives;
- f. Reviewing and recommending incentives targeted to attract private capital into Trenton's Opportunity Zones designated pursuant to the federal Tax Cuts and Jobs Act of 2017, in consultation with the Department of Community Affairs and the Economic Development Authority;

g. Recommend to the Governor that certain State departments, agencies, or authorities enter into Memorandums of Understanding with City and County governments in support of attracting federal grant funding to implement Trenton's infrastructure plans;

h. Integrating institutions of higher education within Mercer County into revitalization and workforce development strategies; and

i. Collaborating with public and private stakeholders and coordinating efforts to better utilize arts and cultural and historical assets to attract visitors to downtown Trenton.

6. All Executive branch departments and agencies are hereby required, to the extent not inconsistent with law, to cooperate fully with the Department of the Treasury or any other designated facilitator and to furnish the facilitator with such information, personnel and assistance as is necessary to accomplish the purposes of this order.

7. This order shall take effect immediately.

GIVEN, under my hand and seal this  
26<sup>th</sup> day of September,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal] /s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin  
Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 41**

WHEREAS, automation, big data, robotics, machine learning, artificial and collective intelligence, and other technological innovations are changing the nature of the global economy; and

WHEREAS, emerging technologies will significantly transform the availability and conditions of work; and

WHEREAS, these innovations will displace certain jobs in some sectors and create other jobs, leading to the growth of new employment opportunities; and

WHEREAS, while there is no consensus on the exact scope of job loss and job creation, it is clear that there will be significant disruptions to the State's businesses and workers; and

WHEREAS, New Jersey must prepare for and understand how technological advancements will shape the future availability, conditions, and nature of work and the composition of the workforce; and

WHEREAS, in order to anticipate the impact of technological innovation, my administration is actively seeking input from leading policymakers and thinkers on the future of work; and

WHEREAS, this input will provide the State with a basis to answer key questions surrounding which technologies will impact the availability, conditions, and nature of work in New Jersey, which groups will be most impacted by these changes, and how best to prepare for and ensure a stronger and fairer economy that will continue to ensure good-paying and meaningful jobs well into the future;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby created the Future of Work Task Force (the "Task Force") that will evaluate how technological advancements will shape the future of New Jersey's economy and workforce.

2. The Task Force shall be composed of no more than 25 members, who shall be appointed by and serve at the pleasure of the Governor. The Governor shall select a chairperson from among the members of the Task Force. All public members of the Task Force shall serve without compensation.

3. The Task Force shall organize as soon as practicable after the appointment of its members, and shall convene as often as practicable and as requested by the Governor or chairperson.

4. The Task Force is authorized to call upon any department, office, division or agency of this State to supply it with data and any other information or assistance available to such agency as the Task Force deems necessary to execute its duties under this Order. Each department, office, division or agency of this State is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force within the limits of its statutory authority and to furnish it with such assistance on as timely a basis as is necessary to accomplish the purpose of this Order. The Task Force may, and is expected to, consult with experts and other knowledgeable individuals in the public or private sector on any aspect of its mission.

5. The objectives of the Task Force shall include, but not be limited to, the following:

a. To determine which technologies will impact work in New Jersey, and in particular which industries and sectors will be affected and to what extent;

b. To identify the groups of residents in New Jersey likely to be most affected by these changes and how effects will vary based on differing demographics, including gender, race, income, location, and education;

c. To explore the ways in which the same innovative technologies might improve workplace conditions, create different jobs, and grow the State's economy;

d. To devise innovative, impactful, and cost-effective strategies for what State government, universities, private corporations, non-profits and individuals can do to prepare for these changes and ensure a prosperous and equitable future; and

e. To produce an evidence-based policy roadmap for New Jersey to prepare for the future of work.

6. The Task Force shall be purely advisory in nature, and shall release recommendations as appropriate.

7. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
5<sup>th</sup> day of October,  
[seal] Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 42**

WHEREAS, through a partnership led by the Juvenile Justice Commission ("JJC") and the Judiciary, New Jersey is recognized as a national leader in the Juvenile Detention Alternatives Initiative ("JDAI") as a result of successfully, sustainably, and safely reducing its incarcerated youth population; and

WHEREAS, while in 2003, the year before the JJC launched JDAI, there were approximately 12,000 youth admitted to county detention centers pending the resolution of their court cases, that number has dropped by almost 80% and, today, approximately 2,500 youth are admitted to such facilities pending the resolution of their cases; and

WHEREAS, a major focus of JDAI has been to reduce the disparate use of pretrial detention for minority youth, with youth of color accounting for 80% of the approximately 9,500-person reduction in youth incarcerated pending the outcomes of their cases; and

WHEREAS, while in 2003, the courts committed approximately 1,200 young people to the care of the JJC, by 2017, this number was reduced by 85%, to approximately 176 statewide, with youth of color accounting for 85% of this reduction; and

WHEREAS, the JJC has not only led efforts to impact meaningful legislative change and amend state regulations, but also has reevaluated its own classification process and the criteria used in placement decisions for community residential homes, to allow the transfer of more youth from secure care to residential programs; and

WHEREAS, as a result of these changes, the percentage of JJC's youth in a community residential home instead of a secure facility has increased from 26% to 37% since September 2017; and

WHEREAS, through its partnership with the Annie E. Casey Foundation, a national leader in improving outcomes for young people, the JJC is committed to safely and significantly reducing out of home placement and incarceration, particularly for youth of color, in the most difficult cases; and

WHEREAS, for example, reforms in Camden, including changes to diversion practices that narrow the prison pipeline, enhanced community-based programs, and innovative probation practices, have reduced out of home placements between 2014 and 2017 by 33%, with youth of color accounting for 92% of the decrease; and

WHEREAS, in 2017, New Jersey committed to closing the New Jersey Training School for Boys, known as Jamesburg, and replacing it with smaller, regional facilities; and

WHEREAS, New Jersey is now the only state to be designated as a national model for juvenile detention reform by the Annie E. Casey Foundation; and

WHEREAS, although New Jersey is making significant strides, there is still significant work to be done, as the State, despite the efforts of all involved, currently has extreme racial disparities in youth incarceration rates, with a black child significantly more likely to be detained or committed than a white child, even though research shows black and white youth commit most offenses at similar rates; and

WHEREAS, the effectiveness and transparency of county Youth Services Commissions in creating impactful community-based programs varies across counties, and certain mandatory preventive and diversionary programs, such as the Attorney General Directive on Stationhouse Adjustments, are not being uniformly implemented across law enforcement agencies;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the Task Force for the Continued Transformation of Youth Justice in New Jersey (the "Task Force"), which shall be responsible for providing recommendations to

the Governor's Office, the Department of Law and Public Safety, other Executive Branch departments and agencies, and the Legislature on strategies and actions to continue the reform of New Jersey's Youth Justice System, including but not limited to the following:

- a. Racial Disparities: Exploring an innovative and multifaceted approach to addressing New Jersey's severe racial disparities, drawing upon national best practices and community input;
- b. Stationhouse Adjustments: Reviewing stationhouse adjustment data and developing standards to increase uniformity and accountability;
- c. Youth Services Commissions and Community-Based Programs: Evaluating the current Youth Services Commission scheme and identifying areas to be strengthened and strategies to increase accountability, including funding, community member involvement, and data reporting;
- d. Residential Facilities: Engaging in a comprehensive review of JJC non-secure facilities to ensure that those facilities are appropriate placements for youth and evaluating how they can more effectively be used as rehabilitative settings;
- e. Reinvesting Funds into the Creation of a Community-Based System of Care: Conducting a fiscal analysis to determine the potential reinvestment of current youth incarceration funds into community-based programming, particularly programs in those communities most impacted by youth incarceration. The Task Force shall analyze funding streams and costs to provide for an appropriate reinvestment plan that reflects the realities of our current Youth Justice system, including the possibility of creating a dedicated funds lockbox for innovative community-based programs;
- f. Facility Closure: Developing a deadline for the closure of the New Jersey Training School for Boys and the Female

Secure Care and Intake Facility, and making recommendations on subsequent land use after the facilities have closed, and assessing the potential for closure of the Juvenile Medium Security Facility;

g. New Youth Facilities: Conducting a comprehensive review of national best practices in the development of secure youth facilities and making recommendations that will inform the creation of the new youth rehabilitation centers; and

h. The System of Granting Juvenile Parole: Conducting an analysis of national models for granting early release to youth in state custody, analyzing current practice in New Jersey, and making related recommendations.

2. Members of the Task Force will be appointed as follows:

a. A representative from the JJC, appointed by the Governor;

b. The Attorney General, or his designee;

c. A representative of the New Jersey Institute for Social Justice, appointed by the Governor;

d. A representative from the Division of Criminal Justice, appointed by the Governor;

e. A representative from the County Prosecutors Association of New Jersey who is actively and presently involved in juvenile matters, appointed by the Governor;

f. A representative from the New Jersey Juvenile Officers Association, appointed by the Governor;

g. One representative each from the Annie E. Casey Foundation and Vera Institute of Justice, both appointed by the Governor;

h. The Public Defender, or his designee;

i. The Commissioner of the Department of Children and Families, or her designee;

j. The Commissioner of Education, or his designee;

k. A current Family Court Judge, to be chosen by the Administrative Director of the Administrative Office of the Courts;

l. The Chair of the Governor's Juvenile Justice Delinquency and Prevention Committee;

m. Two members appointed by the Governor upon the recommendation of the President of the Senate;

n. Two members appointed by the Governor upon the recommendation of the Speaker of the General Assembly;

o. A representative of the NAACP New Jersey State Conference, appointed by the Governor;

p. A representative of Salvation and Social Justice, appointed by the Governor;

q. A representative from the faith-based/ethical community in New Jersey, appointed by the Governor;

r. A representative from the County Youth Services Commission Administrators, appointed by the Governor;

s. A representative of an employee organization representing employees who work at juvenile justice facilities, appointed by the Governor; and

t. Three representatives who have been involved with the New Jersey juvenile justice system, appointed by the Governor, including at least one representative of a non-profit organization that deals with juvenile justice issues and at least one individual who has been subject to the custody of the juvenile justice system.

3. All appointees by the Governor shall serve at the pleasure of the Governor. The Governor may, as determined to be appropriate, appoint additional members to the Task Force, who shall also serve at the pleasure of the Governor.

4. The Governor shall select a chairperson from among the members of the Task Force.

5. Task Force members shall be appointed within 30 days of this Order and the first meeting of the Task Force shall occur within 60 days of this Order.

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

7. The Task Force shall hold no less than three public hearings, with no less than one public hearing each in the northern, central, and southern regions of the State.

8. The Task Force shall be authorized to call upon any department, office, division, or agency of this State to supply it with information or other assistance as the Task Force determines to be necessary to discharge its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force within the limits of the department or agency's statutory authority and to furnish the Task Force with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. The Task Force may consult with experts or other knowledgeable individuals in the public or private sector with respect to any aspect of its mission.

9. The Task Force shall issue a report of its findings and recommendations to the Governor, the Attorney General, and the Legislature no later than six months after the effective date of this Order. The report shall be made available to the public at the same time.

10. Nothing in this Order shall be construed to supersede any federal, State, or local law.

11. Nothing in this Order shall be construed to halt progress on any reforms currently underway under the purview of the Juvenile Justice Commission.

12. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

13. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
26<sup>th</sup> day of October,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 43**

WHEREAS, on October 27, 2018, 11 people were killed and 6 people were injured at the Tree of Life Synagogue in the Squirrel Hill neighborhood of Pittsburgh, Pennsylvania, in a horrific act of gun violence; and

WHEREAS, the gunman was heavily armed and entered the house of worship with a semiautomatic AR-15 and several handguns and was seemingly motivated by his religious and ethnic animus toward the Jewish people to commit mass murder; and

WHEREAS, Jewish advocacy groups have declared that the mass shooting at the Tree of Life Synagogue was the worst attack on the Jewish community in U.S. history; and

WHEREAS, the mass shooting at the Tree of Life Synagogue tragically joins Emanuel AME in Charleston, South Carolina, First Baptist Church in Sutherland Springs, Texas, and the Sikh Temple in Oak Creek, Wisconsin, as the most recent houses of worship to be terrorized by gun violence; and

WHEREAS, houses of worship are places of community, solace, and reflection where no person should fear for their safety; and

WHEREAS, New Jersey is one of the most religiously diverse states in the nation and is strengthened by this diversity; and

WHEREAS, religious tolerance is a bedrock principle of the Constitution of the United States and bigotry and prejudice have no place in the State of New Jersey or anywhere else in this nation; and

WHEREAS, it is appropriate to recognize the victims at the Tree of Life Synagogue in Pittsburgh, Pennsylvania, to honor their memories, and to mark their passing; and

WHEREAS, it is also appropriate to commemorate the heroism and bravery of the law enforcement officers who responded to the scene and disabled the gunman after a firefight that left four officers wounded, with two of them suffering critical injuries; and

WHEREAS, my administration is committed not only to mourning the victims and their families but also to doing everything we can both to prevent these senseless and heartbreaking mass shootings from happening in our state and to end the epidemic of gun violence that plagues far too many of our communities, as we again witnessed this weekend with the multiple shootings in Jersey City that resulted in the tragic death of Jade Saunders, a 17-year-old girl, and injuries to a 20-year-old woman and a 2-year-old boy;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Tuesday, October 30, 2018, through Sunday, November 4, 2018, in recognition and mourning of the passing of the victims at the Tree of Life Synagogue in Pittsburgh, Pennsylvania.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
29<sup>th</sup> day of October,  
Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 44**

WHEREAS, the integrity of elections is a top priority for the State of New Jersey and my administration; and

WHEREAS, we have entered into a new era in which the security of elections infrastructure is subject to cybersecurity threats from actors both foreign and domestic; and

WHEREAS, these cybersecurity threats present a serious and continuing concern regarding the execution of free and fair elections in our country; and

WHEREAS, statewide leadership and coordination is required to effectively ensure that elections infrastructure in New Jersey is protected from cybersecurity threats; and

WHEREAS, the New Jersey Office of Homeland Security and Preparedness ("NJOHSP") is the central State agency for coordinating the State's counterterrorism and preparedness efforts, which includes cybersecurity; and

WHEREAS, the New Jersey Cybersecurity and Communications Integration Cell ("NJCCIC") is a component organization within the NJOHSP and is the central State civilian interface for coordinating cybersecurity information sharing, performing cybersecurity threat analysis, and promoting shared and real-time situational awareness between and among the public and private sectors;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, do hereby ORDER and DIRECT:

1. The NJCCIC shall, to the extent not inconsistent with law, coordinate all cybersecurity efforts necessary to protect and secure the State's elections infrastructure from cybersecurity threats.

2. The NJCCIC shall provide assistance to State, county, and local organizations as needed, including providing cybersecurity training, conducting threat assessments, and recommending best practices on the cybersecurity of the State's elections infrastructure.

3. The Director of the NJOHSP shall activate the NJCCIC's operations center, which is located at the New Jersey Regional Operations and Intelligence Center ("ROIC"), to provide a central State location from which to monitor and coordinate the response to any identified cybersecurity threats against State elections infrastructure. The operations center shall be activated throughout Election Day, Tuesday, November 6, 2018, to accomplish the purposes of this Order.

4. The NJCCIC operations center shall accommodate NJCCIC, and other Federal, State, county, and local elections security personnel including, but not limited to, members of the New Jersey National Guard, the Federal Bureau of Investigation, New Jersey Division of Elections, and the United States Department of Homeland Security, as necessary.

5. The NJCCIC is authorized to call upon any department, office, division, or agency of this State to supply it with expertise and assistance, including information and personnel, available to such agency as the NJCCIC deems necessary to discharge its duties under this Order. Each department, office, division or agency of this State is hereby required, to the extent not inconsistent with law, to cooperate fully with the NJCCIC within the limits of its statutory authority and available appropriations and to furnish it with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order.

6. The NJCCIC is authorized to draw upon the assistance of any county or local governmental agency, or any independent state authority, as is necessary to accomplish the purposes of this Order.

7. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
1<sup>st</sup> day of November,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 45**

WHEREAS, November 11 is observed every year as Veterans Day in the United States; and

WHEREAS, November 11 was originally selected as a day of reflection for those who served in World War I because it marked the end of that conflict, but has since been expanded to recognize and honor all veterans who have served in the U.S. armed forces and sacrificed for our country; and

WHEREAS, November 11, 2018, marks the 100<sup>th</sup> anniversary of the end of World War I; and

WHEREAS, World War I was an unprecedented global conflict that is estimated to have caused up to 19 million deaths around the world, both military and civilian, including over 3,400 U.S. servicemembers from New Jersey; and

WHEREAS, while many hoped at the time that this type of global calamity would never be repeated, earning World War I the temporary moniker of "the war to end all wars," the world was plunged into an even greater conflict that led to more human suffering less than two decades later; and

WHEREAS, as the U.S. Ambassador to the Federal Republic of Germany, I observed firsthand the lasting effects of these conflicts, and the need to promote global peace and stability in order to prevent similar conflicts from happening in the future; and

WHEREAS, it is appropriate to recognize the 100<sup>th</sup> anniversary of the end of World War I, and remember all of those who served in that conflict and in the century since, including those who have made the ultimate sacrifice on behalf of this nation; and

WHEREAS, it is also appropriate to recommit ourselves to the ideals of democracy, freedom, and peace that our world has too often failed to live up to in the last 100 years, but must continue to strive for;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, instrumentalities, and all public buildings during appropriate hours on Monday, November 12, 2018, in recognition of Veterans Day and the 100<sup>th</sup> anniversary of the end of World War I.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
11<sup>th</sup> day of November,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal] /s/ Philip D. Murphy  
Governor

Attest:

/s/ Matthew J. Platkin  
Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 46**

WHEREAS, Atlantic City and its residents have faced longstanding operational, economic, and social challenges; and

WHEREAS, my Administration is committed to working with local officials to promote the revitalization of Atlantic City; and

WHEREAS, this past February, I appointed a team, led by James E. Johnson as a special counsel on Atlantic City matters, to provide recommendations for fostering continuing progress and prosperity in light of the above challenges; and

WHEREAS, for the next six months, Special Counsel Johnson engaged in a meaningful review of the City's present status and its future potential in order to identify opportunities for growth; and

WHEREAS, on September 20, Lieutenant Governor Oliver and I received a series of recommendations in a report entitled *Atlantic City: Building a Foundation for a Shared Prosperity*, prepared by Special Counsel Johnson and his team; and

WHEREAS, the report makes recommendations and proposals in numerous critical areas that would require significant support from State departments and agencies; and

WHEREAS, efforts to promote the goals outlined in the report will necessitate coordinated efforts among those departments and agencies; and

WHEREAS, the establishment of an Atlantic City Coordinating Council will provide an effective mechanism for such coordination, and will allow for the implementation of the report's recommendations with respect to the synchronization of state efforts and the identification of individuals and available resources essential to Atlantic City's revitalization;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the Atlantic City Coordinating Council, hereinafter referred to as "the Council."

2. The Council shall consist of at least 19 members, including the Lieutenant Governor, the Commissioners of the Departments of Agriculture, Children and Families, Corrections, Education, Health, Human Services, Labor and Workforce Development, and Transportation, or their respective designees, the Deputy Commissioner of the Department of Community Affairs, or his designee, the Director of the Division of Local Government Services, or her designee, the Attorney General, or his designee, the Treasurer, or her designee, the Secretary of Higher Education, or her designee, the Executive Director of the NJ Housing and Mortgage Finance Agency, or his designee, the Chief Executive Officer of the New Jersey Economic Development Authority, or his designee, the Executive Director of NJ Transit, or his designee, the Director of the Authorities Unit, or his designee, and the Chair of the New Jersey State Council on the Arts, or her designee.

3. The Governor may, as determined to be appropriate, appoint additional members to the Council, who shall serve at the pleasure of the Governor.

4. The Council shall be chaired by the Lieutenant Governor. The Chairperson shall establish such rules of operation as the Council may require.

5. Neither the Chairperson nor any member of the Council shall be compensated in addition to the compensation received, if any, as an employee or officer of the State.

6. The Council shall meet as often as practicable and as requested by the Governor or Chairperson.

7. The objectives of the Council shall include, but not be limited to, the following:

a. Developing and advising the Governor on coordinated initiatives to support revitalization in key areas, including, but not limited to, the following:

- i. Economic Development;
- ii. Jobs;
- iii. Public Safety;

- iv. Public Health and Social Services;
  - v. Land Use Planning and Development;
  - vi. Youth Outcomes; and
  - vii. Government Effectiveness and Accountability.
- b. Formulating a strategy for ensuring various state efforts across these areas are aligned;
- c. Identifying subject matter experts to assist with initiatives in the City; and
- d. Identifying any available resources to further the Council's goals and support the revitalization of the City.

8. The Council shall be purely advisory in nature, and shall report to the Governor at least once every six months, outlining specific recommendations as directed in this Order.

9. Each department, office, division, and agency of this State is hereby required, to the extent not inconsistent with law and consistent with budgetary constraints, to cooperate fully with the Council and to furnish the Council with such assistance on a timely basis as is necessary to accomplish the purposes of this Order. Any named member of the Council who intends to appoint a designee shall do so within 30 days.

10. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
15<sup>th</sup> day of November,  
[seal] Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 47**

WHEREAS, President George H.W. Bush was born George Herbert Walker Bush on June 12, 1924, in Milton, Massachusetts, to Prescott Sheldon Bush and Dorothy Walker Bush; and

WHEREAS, on his eighteenth birthday in 1942, only six months after the attack on Pearl Harbor, President Bush enlisted in the United States Navy; and

WHEREAS, on June 9, 1943, President Bush was commissioned as an ensign in the U.S. Naval Reserve, making him one of the youngest aviators in the U.S. Navy, if not the youngest; and

WHEREAS, President Bush flew 58 combat missions during World War II in the Pacific Theater; and

WHEREAS, during one of these combat missions, which took place on September 2, 1944, President Bush's aircraft was hit by enemy fire, setting the engine ablaze; and

WHEREAS, despite his aircraft's condition, President Bush completed the attack on the specified target, before ejecting himself from the aircraft; and

WHEREAS, President Bush landed in the Pacific Ocean and floated on a raft for hours before being rescued by a U.S. Navy submarine; and

WHEREAS, for his bravery and heroism during this incident, President Bush received the Distinguished Flying Cross, and also received three Air Medals and a Presidential Unit Citation for his service during World War II; and

WHEREAS, after his marriage to Barbara Pierce and his discharge from the military, President Bush enrolled at Yale University, where he was captain of the baseball team and received a degree in economics in two-and-a-half years, graduating Phi Beta Kappa; and

WHEREAS, after his graduation from Yale, President Bush and his family moved to West Texas, where he co-founded an oil exploration business that led to financial success; and

WHEREAS, President Bush began his political career in 1963, when he was elected to chair the Republican Party in Harris County, Texas; and

WHEREAS, following an unsuccessful bid for the United States Senate, President Bush was elected to the United States House of Representatives in 1966, where he served two terms; and

WHEREAS, during his tenure in the U.S. House of Representatives, despite substantial political opposition in his district, President Bush voted in favor of the Fair Housing Act, which made it unlawful to refuse to sell or rent a dwelling to any person because of their race, color, religion, or national origin; and

WHEREAS, after another unsuccessful campaign for the U.S. Senate, President Bush was appointed as Ambassador to the United Nations in 1971, and held this post for two years; and

WHEREAS, in the aftermath of the Watergate break-in, President Bush was asked by President Richard M. Nixon to chair the Republican National Committee, which he did for two years; and

WHEREAS, in September 1974, President Bush was asked by President Gerald R. Ford to serve as Chief of the U.S. Liaison Office to the People's Republic of China, where he acted as the unofficial Ambassador to China, which had not yet been formally recognized by the United States; and

WHEREAS, in January 1976, President Bush was appointed as Director of Central Intelligence, and served in this role for the remainder of the Ford administration; and

WHEREAS, President Bush made his first bid for the presidency in 1980, when he won the Iowa caucuses before eventually succumbing to Ronald W. Reagan, the former Governor of the State of California; and

WHEREAS, President Bush was asked by then-Governor Reagan to be his running mate, and, after the Reagan-Bush ticket won the 1980 presidential election, President Bush served as Vice President of the United States from 1981 to 1989; and

WHEREAS, President Bush again ran for the presidency in 1988, and this time won the Republican nomination and was elected President of the United States, winning 40 out of 50 states; and

WHEREAS, President Bush carefully navigated the United States through the end of the Cold War, with the fall of the Berlin Wall and the dissolution of the Soviet Union occurring during his term in office; and

WHEREAS, President Bush signed the first Strategic Arms Reduction Treaty between the United States and the Soviet Union in July 1991, which eventually resulted in the removal of 80 percent of all strategic nuclear weapons then in existence, and signed the second Strategic Arms Reduction Treaty in January 1993; and

WHEREAS, President Bush was an unwavering supporter of German reunification, and his efforts led to a unified Germany becoming a full member of NATO and a key partner in the trans-Atlantic alliance; and

WHEREAS, President Bush led the worldwide opposition to Saddam Hussein's invasion and occupation of Kuwait, and successfully assembled a global coalition to expel Iraqi forces from Kuwait; and

WHEREAS, after obtaining a United Nations Security Council resolution authorizing "all necessary means" to force Iraq out of Kuwait and securing approval from the U.S. Congress, President Bush ordered the commencement of Operation Desert Storm; and

WHEREAS, following a six-week bombing campaign and four days of tactical ground operations that forced Iraq to withdraw from Kuwait, President Bush declared a ceasefire on February 28, 1991, and announced the liberation of Kuwait; and

WHEREAS, in domestic matters, President Bush signed several landmark pieces of legislation, including a reauthorized and strengthened Clean Air Act and the Americans with Disabilities Act; and

WHEREAS, President Bush achieved a reasonable compromise with the Democratic-controlled Congress that raised taxes on the wealthiest Americans, paving the way for the balanced budgets of the late 1990s; and

WHEREAS, after unsuccessfully seeking re-election, President Bush served as a well-respected elder statesman, lending his support to numerous worthy humanitarian causes; and

WHEREAS, President Bush memorably joined with President William J. Clinton, the man who had defeated him in the 1992 election, to raise funds for the victims of the 2004 tsunami in Asia and Hurricane Katrina, and the two formed a deep friendship that served as an inspiring example of the ability to move beyond partisan differences; and

WHEREAS, during his post-presidency, I had the privilege of getting to know President Bush, particularly during the twentieth anniversary of the fall of the Berlin Wall, when I, as our Ambassador to Germany, hosted President Bush during his final overseas trip and had his portrait hung in the German Senate; and

WHEREAS, throughout his political career and life, President Bush was a devoted husband and father, with his marriage to Barbara lasting over 73 years until her passing earlier this year; and

WHEREAS, President Bush and Barbara had six children, and enjoyed the privilege of seeing one of their sons, George W. Bush, also be elected President of the United States, and another son, Jeb Bush, serve two terms as Governor of Florida; and

WHEREAS, on November 30, 2018, President George H.W. Bush passed away at the age of 94; and

WHEREAS, President Bush dedicated his life to public service, as a soldier, elected official, diplomat, President, and statesman; and

WHEREAS, President Bush's personal decency, civility, and integrity are a reminder that we in public life can disagree without being disagreeable; and

WHEREAS, President Bush leaves behind a world that is safer and more prosperous because of his lifetime of public service; and

WHEREAS, it is fitting and appropriate to extend our sincerest sympathies to President Bush's family and friends, and to honor and celebrate his life;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities until sunset on Sunday, December 30, 2018, consistent with federal law and directives, in recognition and mourning of the passing of President George H.W. Bush.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
2<sup>nd</sup> day of December,  
Two Thousand and Eighteen, and  
of the Independence of the  
United States, the Two Hundred  
and Forty-Third.

[seal] /s/ Philip D. Murphy  
Governor

Attest:

/s/ Parimal Garg  
Deputy Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 48**

WHEREAS, Senator John Dorsey was born John H. Dorsey on December 26, 1937, in Newark, New Jersey, and was a longtime resident of Boonton; and

WHEREAS, Senator Dorsey graduated from Yale College and Yale Law School, served six years as a member of the United States Army Reserves, and worked as an Assistant Morris County Counsel; and

WHEREAS, Senator Dorsey was elected to the New Jersey General Assembly in 1975 and served as an Assemblyman from 1976 to 1978, during which time he served on the Assembly Taxation Committee; and

WHEREAS, Senator Dorsey was elected to the New Jersey Senate in 1977 and served there from 1978 to 1994; and

WHEREAS, Senator Dorsey spent portions of his time in the Senate leading the Republican caucus, both as Minority Leader and Majority Leader; and

WHEREAS, Senator Dorsey advanced many important causes during his time as a public servant, including consumer safety; and

WHEREAS, Senator Dorsey founded a law firm, Dorsey & Semrau LLC; and

WHEREAS, Senator Dorsey remained involved in his community through his private legal practice as an advisor to several government agencies and municipalities, with particularly noteworthy relationships with Hanover and Mount Olive Townships and the Morris County Municipal Joint Insurance Fund; and

WHEREAS, Senator Dorsey was a beloved husband and father, whose presence will be missed by his family, his friends, his colleagues, and by the people of New Jersey whom he served well; and

WHEREAS, it is with immense sadness that we mourn Senator Dorsey's passing, and extend our deepest sympathy to his family, friends, and colleagues; and

WHEREAS, it is appropriate to honor the exemplary character, outstanding achievements, and cherished memory of Senator John H. Dorsey, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, December 21, 2018, in recognition and mourning of a committed public servant, Senator John H. Dorsey.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
20<sup>th</sup> day of December,  
Two Thousand and Eighteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal] /s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin  
Chief Counsel to the Governor

**EXECUTIVE ORDER NO. 49**

WHEREAS, Assemblyman Albert Burstein was born Albert S. Burstein on November 22, 1922, in Jersey City and was a longtime resident of Tenafly; and

WHEREAS, Assemblyman Burstein graduated from Columbia College and Columbia Law School and served in the United States Army during World War II; and

WHEREAS, Assemblyman Burstein was named to the French Legion of Honor and received a Bronze Star for his bravery on the battlefield; and

WHEREAS, Assemblyman Burstein served as executive director of and counsel to the Jersey City Charter Commission; and

WHEREAS, Assemblyman Burstein was elected to the New Jersey General Assembly in 1971 and served there until January 1982; and

WHEREAS, Assemblyman Burstein was elected to serve as the Assembly Majority Leader following the 1976 election cycle; and

WHEREAS, Assemblyman Burstein advanced many important causes during his time as a public servant, including legislation to reform New Jersey's election and public financing laws and efforts to make the State's school funding system more equitable; and

WHEREAS, Assemblyman Burstein chaired the New Jersey Election Law Revision Committee and the Law Revision Commission; and

WHEREAS, Assemblyman Burstein co-founded and practiced law at Herten Burstein LLC, which merged with Archer PC in 2011; and

WHEREAS, the New Jersey Commission on Professionalism in the Law honored Assemblyman Burstein as "Lawyer of the Year" in 1999 and awarded him its Daniel J. O'Hern Professionalism Award in 2006; and

WHEREAS, Assemblyman Burstein was known as a noteworthy jazz pianist and tennis player; and

WHEREAS, Assemblyman Burstein was a beloved husband, father, and grandfather, whose presence will be missed by his family, his friends, his colleagues, and by the people of New Jersey whom he served well; and

WHEREAS, it is with immense sadness that we mourn Assemblyman Burstein's passing, and extend our deepest sympathy to his family, friends, and colleagues; and

WHEREAS, it is appropriate to honor the exemplary character, outstanding achievements, and cherished memory of Assemblyman Albert Burstein, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Monday, January 7, 2019, in recognition and mourning of a committed public servant, Assemblyman Albert S. Burstein.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this  
4<sup>th</sup> day of January,  
Two Thousand and Nineteen,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Third.

[seal]

/s/Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Platkin

Chief Counsel to the Governor