

NEW JERSEY LEGISLATIVE DIGEST

for January 29, 1997

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Vol. IX No. 4

207th Legislature • Second Annual Session

The Members of both Houses of the 207th Legislature met in Joint Session to receive the Annual Budget Message from Christine Todd Whitman, Governor of the State of New Jersey.

Nelida "Nellie" Pou was sworn in as Assemblywoman for the 35th Legislative District.

SENATE ACTION (QUORUM)

Nominations Advise and Consent:

TO BE A MEMBER OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY:
John J. Haley, Jr., of Hoboken, to replace Frank J. Wilson, resigned.

Nominations Reported from Committee:

TO BE A MEMBER OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY:
John J. Haley, Jr., of Hoboken, to replace Frank J. Wilson, resigned.

Nominations Received and Referred to SJU:

TO BE THE BERGEN COUNTY PROSECUTOR:
William H. Schmidt, of Paramus.

Bills Introduced:

S1823 Inverso,P Managed Health Care Consumer Prot. Act REF SHH
S1825 Littell,R/Martin,R Sussex Branch Trail, bridge repair;\$350K REF SBA
S1826 LaRossa,D/Singer,R+2 Correctional fac. renovations;\$10.470M REF SLP
S1827 Bassano,C Managed health svcs. org.-cert. of auth. REF SHH
S1828 Lesniak,R Interest, dividends-income tax excl. REF SBA
S1829 Casey,J Sch. dist.-suppl. stabilization aid REF SED
S1830 Lesniak,R Haz. waste disposal capacity-analysis REF SEN
S1831 MacInnes,G Co., mun constr-related fees-remove proh REF SCO
S1832 Martin,R Special Civil Part court fee laws-amends REF SJU
S1833 Cardinale,G/Cafiero,J PIP claims-prov. info. to med. providers REF SCM
S1834 Sacco,N/Cafiero,J+4 Clergy-special lic. plates REF SLP
S1835 Matheussen,J/Zane,R Writs of execution, cert.-valid, 2 yrs. REF SJU
S1836 Gormley,W/O'Connor,E Superior Court-investment of moneys REF SJU
S1837 Casey,J St.-admin. retir. sys.-reduce contrib. REF SSM
S1838 Scott,J/Sacco,N Green Acres-St. water access sites;\$4M REF SEN
S1843 Scott,J Downtown bus. improve. zones-mun. estab. REF SEG
SCR111 Rice,R Full time Leg.-amends NJ Constit. REF SSG

Bills Withdrawn:

S1634 MacInnes,G Constr. permit pymt.-removes prohibition FROM SCO

Co-Sponsors Added:

S1581 (Bennett,J)
S1625 (Bennett,J)
S1826 (Lipman,W; Rice,R)
S1834 (O'Connor,E; Kenny,B; Girgenti,J; Scott,J)

Co-Prime Sponsors Added:

S983 (MacInnes,G)
S1771 (Bark,M)

The Senate adjourned at 5:05 P.M. to meet on Monday, February 10, 1997 (QUORUM, Committee Groups "1" and "2" scheduled to meet).

ASSEMBLY ACTION (SESSION)

Bills Introduced:

A2670 Arnone,M Families First-estab. lic. plate REF ATC
A2671 Arnone,M Mun., cert.-elim tax distrib restriction REF APR
A2672 Barnes,P/Buono,B MV viol. in sch. zone-double fines REF ALP
A2673 Barnes,P/Buono,B PFRS-addl. retir. benef. for cert. memb. REF ASG
A2674 Romano,L Tenure, teachers-prov. expedited hearing REF AED
A2675 Geist,G No-fault insur. repeal-voter approve;\$5K REF AIN
A2676 Lance,L Superior Court-investment of moneys REF AJU
A2677 Bucco,A/Augustine,A+6 PFRS-cert. ex-spouse receive pension REF ASG
A2678 Malone,J/Roberts,J Clothes dryers-exemp. timers from reg. REF ACP
A2679 Wolfe,D+1 Garden St Scholarship Prog.-lottery fds. REF AED
A2680 Corodemus,S/Wolfe,D Monmouth Co.-lake restoration proj;\$375K REF AES
A2681 Corodemus,S Nonpub elementary pupil-proh bus tickets REF AED
A2682 Augustine,A/Bagger,R+5 Heating oil, home-DEP cleanup req. REF AAW
A2683 Malone,J Correctional fac. renovations, cert.;\$7M REF AAP
A2684 Gibson,J/Bagger,R Tobacco prod.-proh. possession by minor REF AHL
A2685 Cohen,N Telecommunication svcs-tax rate for bus. REF AAP
A2686 Geist,G/Caraballo,W+10 Loc-St. Bus. Incentive Promo Prog.-estab REF ACV
A2687 Malone,J/Asselta,N+22 Export Finan. Opportunities Act;\$11M REF ACV
A2688 Garrett,E/Corodemus,S+20 Export finan. co.-limited liab. corp. REF ACV
AJR57 Malone,J/Cottrell,M Thomas Paine Bridge-desig. Rt 295 bridge REF ATC
AJR58 Corodemus,S/Smith,T Coastal area infill devel.-amend reg. REF AES

Bills Passed:

A49 Aca (1R) Murphy,C/Gibson,J+1 Cult. ctrs. expansion/renovation;\$8.36M (65-9-0)
A362 Blee,F/Malone,J+6 Hist. preserv. proj., southern NJ;\$6.3M (78-0-0)
A385 Smith,T/Bucco,A+4 Hist. preserv. proj., northern NJ;\$4.4M (78-0-0)
A461 O'Toole,K+1 Inmates, AIDS status-disclose to off. (72-1-5)
A671/495 AcsAcs (ACS) Bagger,R/Roma,P+7 Med savings acct.-estab. cert. standards (78-0-0)
A1385 Aca (1R) Steele,A/Improveduto,A+1 Wheelchair lift fees-exemp. non-profits (78-0-0)
A1451 AcaAcaSca (3R) Gibson,J/Asselta,N+5 PFRS, PERS, cert. emp.-transfer to SPRS (71-4-0)
A1535 Aca (1R) Bateman,C/Kavanaugh,W+2 Highlands area, acquire land;\$2.3M (77-0-0)
A2018 Bateman,C/Cohen,N Banks acting as fiduciary-concerns fees (78-0-0)
A2123 Aca (1R) Augustine,A/Bagger,R+5 Pedestrian right-of-way sign-mun install (78-0-0)
A2163 Sca (1R) Gill,N/Cohen,N+5 Conspiracy-upgrades penal. (78-0-0)
A2164 AcaAa (2R) Bateman,C/Cohen,N Home repairs-prov. open-end finan. (78-0-0)
A2213 Sca (1R) DiGaetano,P/Improveduto,A Wrestling, prof.-Athletic Control Bd. (78-0-0)
A2269 Gibson,J/Bark,M+4 Birds, cert.-desig. as agric. livestock (65-9-3)
A2295 Felice,N/DiGaetano,P+2 Adult cardiac surgery prog.-Mercer Co. (76-1-0)
A2361 Cohen,N/Bateman,C+2 JRS-optional contrib. death benef. (76-0-0)

Bills Passed: (cont'd)

A2370 AcsAca (ACS/1R) Bodine,F/Geist,G+2 S. Jersey Port Corp. fac-transfer to EDA (78-0-0)
A2549 Kavanaugh,W/DiGaetano,P St tax, mv surcharge indebtedness-sell (58-15-3)
A2624 Aca (1R) Bagger,R/Kramer,P Deferred comp.-held in trust (78-0-0)
ACR11 Aca (1R) Gibson,J/Murphy,C Green Acres cultural proj.-approves (78-0-0)
AR9 DeCroce,A/Wisniewski,J+1 Airport security-Cong./FAA take action (Voice)
AR134 Smith,T+11 Black History Mo.-declares February 1997 (77-0-0)
S201 ScaAca (2R) Singer,R/Palaia,J Charity Racing Day for Horse Park of NJ (78-0-0)
S250 ScaAca (2R) Kosco,L/Matheussen,J+5 Murder, sex offense of child-life term (78-0-0)
S505 Bassano,C+2 Judicial Retir. Sys.-permits loans (78-0-0)
S590 Bennett,J Medication, self administer-allow pupils (78-0-0)
S1006 Sca (1R) Cardinale,G/Kosco,L+1 Lemon law-exemp. cert. leased veh. (65-5-8)
S1092 Sca (1R) Inverso,P+1 Fiduciaries-cert trust estate investment (78-0-0)
S1152/A1604 Ss (SS) Kosco,L/Bubba,J+4 PERS retiree-resume emp. w/ benef. (78-0-0)
S1212/A548Ss (SS) Bennett,J/Sinagra,J+6 Breast feeding-permit in pub. places (73-2-1)
S1331 Bubba,J+3 Uncollected tax reserve-permit reduction (73-2-1)
S1348 ScaSca (2R) Palaia,J/Codey,R+3 Racing Comm.-prov. funding (78-0-0)
S1674 Matheussen,J/Casey,J+2 Sr. cit., disab., vet.-tax deduct. prog. (77-0-0)
S1784 Martin,R+2 Fire dist., cert. proceedings-validates (76-0-0)

Bills Passed Concurring w/Amendment by Amendment:

A1762/1834/949AcsSaSaAa (ACS/3R) Holzapfel,J/Heck,R+7 Lawenforce. off, retired-carry handguns
To Concur by Aa (67-1-7) (Holzapfel)

Bills Returned Second Reading/Amended:

A172 Aa (1R) Gibson,J/LeFevre,K+4 Women in Mil. Svc. for America Mem.-\$34K (Gibson)
A677 AcaAa (2R) Bagger,R/Doria,J Motor fuel sale-permits discount coupons (Bagger)
A932 AcaAaAa (3R) Kramer,P/Wright,B DWI-recognizes out-of-state convictions (Kramer)
A1947 AcsAcaAa (ACS/2R) Kelly,J/Roberts,J+2 Tenants' Prop. Tax Rebate Act-amends (Kelly)
A2094 AcsAa (ACS/1R) Roma,P/Allen,D Safety and Health Jt. Comm.-concerns (Allen)
A2322 AcaAa (2R) Augustine,A/Bateman,C Real estate closing-use of good fds. req (Augustine)
A2471 AcaAa (2R) Murphy,C Bond anticipation notes-repymt. period (Murphy)
S928 ScaAcaAa (3R) Bubba,J Mortgage loans-use of good fds. req. (Augustine)

Bills Substituted:

A468 Aca (1R) Roma,P/Heck,R+8 Murder, sex offense of child-life term SUB BY S250 (2R)
A940 AcaAa (2R) Kramer,P Fiduciaries-cert trust estate investment SUB BY S1092 (1R)
A2143 AcaAca (2R) Arnone,M/Roberts,J+1 Racing Comm.-prov. funding SUB BY S1348 (2R)
A2285 Cohen,N/Bateman,C Judicial Retir. Sys.-permits loans SUB BY S505
A2355 Aca (1R) Arnone,M Charity Racing Day for Horse Park of NJ SUB BY S201 (2R)
A2468 Roma,P/Kelly,J Uncollected tax reserve-permit reduction SUB BY S1331
A2536 DeSopo,C/Allen,D+2 Sr. cit., disab., vet.-tax deduct. prog. SUB BY S1674
A2625 Murphy,C/Weingarten,J+3 Fire dist., cert. proceedings-validates SUB BY S1784
S201 ScaAca (2R) Singer,R/Palaia,J Charity Racing Day for Horse Park of NJ SUB FOR A2355 (1R)
S250 ScaAca (2R) Kosco,L/Matheussen,J+5 Murder, sex offense of child-life term SUB FOR A468 (1R)
S505 Bassano,C+2 Judicial Retir. Sys.-permits loans SUB FOR A2285
S1092 Sca (1R) Inverso,P+1 Fiduciaries-cert trust estate investment SUB FOR A940 (2R)
S1331 Bubba,J+3 Uncollected tax reserve-permit reduction SUB FOR A2468
S1348 ScaSca (2R) Palaia,J/Codey,R+3 Racing Comm.-prov. funding SUB FOR A2143 (2R)
S1674 Matheussen,J/Casey,J+2 Sr. cit., disab., vet.-tax deduct. prog. SUB FOR A2536
S1784 Martin,R+2 Fire dist., cert. proceedings-validates SUB FOR A2625

Motions:

A49 Aca (1R) Murphy,C/Gibson,J+1 Cult. ctrs. expansion/renovation;\$8.36M To Aa (Romano)
A49 Aca (1R) Murphy,C/Gibson,J+1 Cult. ctrs. expansion/renovation;\$8.36M To Table Aa (DiGaetano) (44-30-1)
A1535 Aca (1R) Bateman,C/Kavanaugh,W+2 Highlands area, acquire land;\$2.3M To Aa (Gusciora)
A1535 Aca (1R) Bateman,C/Kavanaugh,W+2 Highlands area, acquire land;\$2.3M To Table Aa (DiGaetano) (45-29-1)

Bills Recommitted:

A12 AcaAa (2R) Wisniewski,J/Vandervalk,C+3 Work First NJ Act TO APR
A13 Aca (1R) Vandervalk,C/OToole,K+3 Work First NJ prog.-impose time limits TO APR
A2562 Aca (1R) DiGaetano,P/Bucco,A Recycling taxes & tax credits-extends TO AAP

Bills Referred/APR:

S35 ScaSa (2R) Bassano,C/Bryant,W+18 Work First NJ prog.-impose time limits
S36 ScaSaSa (2R) Bryant,W/Bassano,C+28 Work First NJ Act

Bills Received from Senate/Concurrence w/Governor's Recommendation/Given Second Reading:

S1110/1158 ScsScaAa w/GR (SCS/3R) Kyrillos,J/Ciesla,A+1 Open space, farmland tax laws-revises

Bills Received from Senate/Concurrence w/Senate Amendments/Given Second Reading:

A1465 AcaSca (2R) Azzolina,J+1 Battleship USS NJ-fd-raising foundation
A1589 AaSca (2R) Bagger,R/Cohen,N Trademark counterfeiting-crim. offense
A2130 AcaSca (2R) Wright,B/Vandervalk,C+3 Home health care-administer prescription
A2163 Sca (1R) Gill,N/Cohen,N+5 Conspiracy-upgrades penal.

Bills Received from Senate/Referred to Committee:

S119 ScaSca (2R) Palaia,J+6 TPAF, PERS-deductions for dental insur. REF ASG
S670 Sa (1R) Adler,J/Inverso,P Co. improvement auth-econ devel activity REF ALG
S824 SaSa (2R) Schluter,W/Inverso,P Mun. Land Use Law-modifies REF ALG
S1536 ScaSa (2R) Rice,R Housing auth. police force-mun. estab. REF AHO
S1558 Cafiero,J/Kosco,L+1 Driv. lic.-upgrades crime of simulating REF ALP
S1708 Scs (SCS) LaRossa,D/Rice,R DCA-renames REF ALG
S1739 Kosco,L/Girgenti,J+1 Auto insur. ID card, phony-crime REF AJU
SCR86 Bassano,C/Codey,R Boggs, Elizabeth Monroe-postal stamp REF ACO
SJR34 Cafiero,J Peace Around the World Day-desig. Aug 28 REF ASG

Bills Received from Senate/Without Reference/Given Second Reading:

S1268 Sca (1R) O'Connor,E/Bennett,J+4 Housing auth.-changes study options;\$90K
S1619 Sca (1R) Cardinale,G/Connors,L+1 Multiple dwellings, new-rent control
S1674 Matheussen,J/Casey,J+2 Sr. cit., disab., vet.-tax deduct. prog.
S1704 Sca (1R) Inverso,P/Sinagra,J+9 Mastectomy-72 hr. inpatient care
S1705 Sca (1R) Inverso,P/Matheussen,J+7 Breast surgery, inpatient care-SHBP prov
S1783 Matheussen,J/Inverso,P+3 Breastsurgery, cert.-health insur cover
S1784 Martin,R+2 Fire dist., cert. proceedings-validates

Bills Transferred:

A2605 Allen,D/DeSopo,C+1 Racism, Racial Viol. Comm-rename, expand TRANS FROM ASG TO ACO
S504 Sca (1R) Kosco,L+4 Disab. parking-proh. snow obstruction TRANS FROM ATC TO ACO
S1729 Sa (1R) Kyrillos,J/Cafiero,J Recycling taxes & tax credits-extends TRANS FROM AAW TO AAP

Bills Withdrawn From The Files:

A2464 Garcia,R Police, cert.-removes test period req. FROM 2RA

Co-Sponsors Added:

A49 Aca (1R) (Asselta,N)

A362 (Asselta,N)
A468 Aca (1R) (Gregg,G; Weingarten,J)
A671/495 AcsAcs (ACS) (Heck,R; Gregg,G)
A672 (Lance,L)
A833 (LeFevre,K)
A861 Aca (1R) (Felice,N)
A891 (Buono,B)
A997 Aca (1R) (Blee,F)
A1071 (Quigley,J; Roberts,J; Greenwald,L; Doria,J)
A1387 (Frischia,A)
A1388 (Frischia,A)
A1541 (Farragher,C)
A1543 (LeFevre,K)
A1857 (Bodine,F; Caraballo,W; Garcia,R; Quigley,J; Turner,S)
A2052 Aca (1R) (LeFevre,K)
A2117 (LeFevre,K)
A2143 AcaAca (2R) (Jones,L)
A2256 (Blee,F)
A2305 (Buono,B)
A2313 (Blee,F)
A2500 (Bucco,A)
A2516 (Blee,F)
A2523 (Bucco,A)
A2539 (Blee,F; LeFevre,K)
A2569 (Turner,S)
A2587 (Bateman,C)
A2605 (LeFevre,K)
A2627 (Turner,S)
A2664 (Bucco,A)
AR9 (Heck,R)
AR134 (Cruz-Perez,N; Steele,A; Stanley,C; Green,J; Pou,N; Jones,L; Garcia,R; Charles,J; Caraballo,W; Brown,W; Turner,S; Gill,N)

Co-Sponsors Withdrawn:

A170 (Gregg,G)

Prime Sponsors Added:

A461 (O'Toole,K)

Second Prime Sponsors Added:

A332 (Frischia,A)
A1071 (Roberts,J)
A1181 (Smith,J)
A2018 (Cohen,N)
A2164 AcaAa (2R) (Cohen,N)
A2585 (LeFevre,K)
A2637 (Bucco,A)

Prime Sponsors Withdrawn:

A2585 (Gibson,J)

Co-Sponsors Added to Passed Both Houses Bills:

S505 (Bateman,C; Cohen,N)
S1092 Sca (1R) (Kramer,P)
S1331 (Kelly,J)
S1348 ScaSca (2R) (Roberts,J; Arnone,M)
S1674 (Allen,D; DeCroce,A)
S1784 (Weingarten,J; Murphy,C)

The Assembly Speaker has made the following appointments:

***Effective January 21, 1997**

Korean Veterans' Memorial Committee

Assemblywoman Nilsa Cruz-Perez (5)

New Jersey Commission on Holocaust Education

Philip Kirschner, Esq., of Trenton.

The Assembly adjourned at 5:30 P.M. to meet on Monday, February 3, 1997 (QUORUM, Committee Groups "A" and "B" scheduled to meet).

Bills Passed Both Houses/Sent To Governor:

A1451 AcaAcaSca (3R) Gibson,J/Asselta,N+5 PFRS, PERS, cert. emp.-transfer to SPRS
A2163 Sca (1R) Gill,N/Cohen,N+5 Conspiracy-upgrades penal.
A2213 Sca (1R) DiGaetano,P/Improveduto,A Wrestling, prof.-Athletic Control Bd.
S505 Bassano,C+2 Judicial Retir. Sys.-permits loans
S590 Bennett,J Medication, self administer-allow pupils
S1006 Sca (1R) Cardinale,G/Kosco,L+-1 Lemon law-exemp. cert. leased veh.
S1092 Sca (1R) Inverso,P+1 Fiduciaries-cert trust estate investment
S1152/A1604 Ss (SS) Kosco,L/Bubba,J+4 PERS retiree-resume emp. w/ benf.
S1212/A548Ss (SS) Bennett,J/Sinagra,J+6 Breast feeding-permit in pub. places
S1331 Bubba,J+3 Uncollected tax reserve-permit reduction
S1348 ScaSca (2R) Palaia,J/Codey,R+3 Racing Comm.-prov. funding
S1674 Matheussen,J/Casey,J+2 Sr. cit., disab., vet.-tax deduct. prog.
S1784 Martin,R+2 Fire dist., cert. proceedings-validates

Bills Signed Into Law Since Last Session (1/27/97):

P.L.1997, c.10. A970 Asselta,N/Blee,F+4 1/27/97 Tourism Advis. Council-eco-tourism rep.
P.L.1997, c.11. A1732 Aca (1R) DiGaetano,P/Doria,J+2 1/27/97 Passaic Valley-sewer overflow proj;\$2.2M
P.L.1997, c.12. A2007 AcaSca (2R) Bateman,C/Augustine,A 1/27/97 Market Rate Consumer Loan Act-changes
P.L.1997, c.13. A14 Aca (1R) Charles,J/Vandervalk,C+17 1/29/97 Welfare reform-enacts various provisions
P.L.1997, c.14. A15 Aca (1R) Vandervalk,C/Weingarten,J+16 1/29/97 Welfare reform-enacts various provisions