

# *NEW JERSEY LEGISLATIVE DIGEST*

*for February 10, 1997*

## OFFICE OF LEGISLATIVE SERVICES — OFFICE OF PUBLIC INFORMATION

Legislative Information and Bill Room • State House Annex, Room B-01, CN-068, Trenton, NJ 08625-0068  
(609) 292-4840/ Toll-free in NJ (800) 792-8630 • TDD for the hearing impaired (609) 777-2744/ Toll-free in NJ (800) 257-7490  
Web Site: <http://www.njleg.state.nj.us>

**Vol. IX No. 6**

**207th Legislature • Second Annual Session**

### *SENATE ACTION (QUORUM)*

#### **Nominations Received and Referred to SJU:**

**TO BE A MEMBER OF THE ADVISORY COUNCIL ON SOLID WASTE MANAGEMENT:**

Thomas J. Blanchet, of Freehold.  
George P. Luciano, of Vineland.  
Robert E. Fabricant, Esq., of Brick, to replace Alan S. Ashkinaze, Esq.

**TO BE A MEMBER OF THE BLUE CROSS AND BLUE SHIELD, INC. OF NEW JERSEY - BOARD OF DIRECTORS:**

John G. Hansbury, of Titusville.

**TO BE A MEMBER OF THE BURLINGTON COUNTY BOARD OF TAXATION:**

Katharine M. Krassan, of Eastampton, to replace John L. Aloï, resigned.

**TO BE A MEMBER OF THE COLLEGE OF NEW JERSEY - BOARD OF TRUSTEES:**

Robert A. Gladstone, Esq., of Belle Mead.

**TO BE A MEMBER OF THE DEVELOPMENTAL DISABILITIES COUNCIL:**

Francis L. Nardi, of Newfoundland.

**TO BE A MEMBER OF THE GLOUCESTER COUNTY BOARD OF TAXATION:**

Edward J. Burek, of Williamstown, to replace Rudolph L. Marcucci, deceased.

**TO BE A MEMBER OF THE LEGALIZED GAMES OF CHANCE CONTROL COMMISSION:**

Alfred Peskoe, of Little Silver, to replace Russel S. Lupo.

**TO BE A MEMBER OF THE LICENSED LENDERS ADVISORY BOARD:**

Mary Majewski, Esq., of Hopatcong.

**TO BE A MEMBER OF THE NEW JERSEY BOARD OF PUBLIC UTILITIES:**

Honorable Willie B. Brown, of Newark, to replace Edward H. Salmon, resigned.

**TO BE A MEMBER OF THE NEW JERSEY TURNPIKE AUTHORITY:**

Raymond M. Pocino, of Point Pleasant Beach.

**TO BE A MEMBER OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION:**

Helen R. Macri, of Hoboken, to replace Alfred R. Restaino.

**TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:**

James Michael Dwyer, of Petersburg, to replace Reverend Horace E. Burton, Sr., resigned.

**TO BE A MEMBER OF THE U.S.S NEW JERSEY BATTLESHIP COMMISSION:**

Stuart L. Chalkley, of Piscataway.  
Christopher Von Zwehl, of Wayne.  
Daniel W. Byles, Esq., of Nutley.  
George Reider, of Scotch Plains.  
Thomas J. Gorman, of Lincroft.

**Nominations Received and Referred to SJU: (cont'd)**

TO BE A MEMBER OF THE WARREN COUNTY BOARD OF TAXATION:

John E. Joyce, Jr., of Alpha, to replace Eugene Bleiweiss.  
Walter S. Orcutt, of Blairstown, to replace Carolyn Simonetti.

**Nominations Reported from Committee:**

TO BE A MEMBER OF THE POLICE TRAINING COMMISSION:

John R. Sette, of Morristown, to replace Leslie Z. Celentano, Esq., resigned.

TO BE A MEMBER OF THE DELAWARE RIVER AND BAY AUTHORITY:

B. Harold Smick, Jr., of Salem.  
John A. Kugler, of Woodstown, to replace Clarence McCormick, Jr..

TO BE A MEMBER OF THE HISTORIC SITES COUNCIL:

Leonard A. Luizzi, of Hoboken, to replace John H. Reisner, III, Esq.  
Deborah Marquis Kelly, of Crosswicks.  
Luann De Cunzo, Ph. D., of Bridgeton, to replace Jane R. Zdancewic, resigned.

TO BE A MEMBER OF THE NEW JERSEY AUTOMOBILE INSURANCE RISK EXCHANGE BOARD:

Debra R. Berney, of East Brunswick, to replace William S. Gibson, resigned.

TO BE A MEMBER OF THE NEW JERSEY HISTORIC TRUST:

Jerome E. Raymond, Esq., of Glen Ridge.

TO BE A MEMBER OF THE NEW JERSEY HISTORICAL COMMISSION:

Joseph Simpson Weisberg, Ed.D., of Parsippany, to replace Remigio U. Pane.  
Elizabeth W. Holdsworth, of Green Village.  
Arijit Singh Mahal, of Perth Amboy.

TO BE A MEMBER OF THE NEW JERSEY REDEVELOPMENT AUTHORITY:

Timothy J. Losch, of Lambertville.

TO BE A MEMBER OF THE PENSION AND HEALTH BENEFITS REVIEW COMMISSION:

Michael M. Horn, Esq., of Morristown.

TO BE A MEMBER OF THE STATE AGRICULTURE DEVELOPMENT COMMITTEE:

John D. Polhemus, of Belvidere.

TO BE A MEMBER OF THE STATE TRANSFER OF DEVELOPMENT RIGHTS BANK BOARD OF DIRECTORS:

William H. Pettitt, of Juliustown.

TO BE A MEMBER OF THE WETLANDS MITIGATION COUNCIL:

David B. Fisher, of Toms River, to replace Edmund Bennett.

TO BE THE BERGEN COUNTY PROSECUTOR:

William H. Schmidt, Esq., of Paramus.

TO BE THE COMMISSIONER OF THE DEPARTMENT OF TRANSPORTATION:

John J. Haley, Jr., of Hoboken, to replace Frank J. Wilson, resigned.

**Bills Introduced:**

S1839 MacInnes,G Mun. gov. body memb.-impose cert limits REF SCO  
S1840 Rice,R Hemophilia-insur. cover home treatment REF SHH  
S1841 Sinagra,J Playground safety-DCA promulgate regs. REF SCO  
S1842 Martin,R Tuition Aid Grant prog.-expands REF SED  
SR76 McGreevey,J Tech-based area code desig-FCC approve REF STR

**Bills Received from Assembly:**

A362 Blee,F/Malone,J+6 Hist. preserv. proj., southern NJ;\$6.3M  
A385 Smith,T/Bucco,A+4 Hist. preserv. proj., northern NJ;\$4.4M  
A671/495 AcsAcs (ACS) Bagger,R/Roma,P+7 Med savings acct.-estab. cert. standards  
A1535 Aca (1R) Bateman,C/Kavanaugh,W+2 Highlands area, acquire land;\$2.3M  
A1762/1834/949 AcsSaSaAa (ACS/3R) Holzapfel,J/Heck,R+7 Lawenforce. off,retired-carry handguns  
A2295 Felice,N/DiGaetano,P+2 Adult cardiac surgery prog.-Mercer Co.  
A2361 Cohen,N/Bateman,C+2 JRS-optional contrib. death benef.

**Bills Received from Assembly/Concurrence w/Assembly Amendments/Given Second Reading:**

S201 ScaAca (2R) Singer,R/Palaia,J Charity Racing Day for Horse Park of NJ  
S250 ScaAca (2R) Kosco,L/Matheussen,J+5 Murder, sex offense of child-life term

**Bills Received from Assembly/Referred to Committee:**

A461 O'Toole,K+1 Inmates, AIDS status-disclose to off. REF SLP  
A1385 Aca (1R) Steele,A/Improveduto,A+1 Wheelchair lift fees-exemp. non-profits REF SCO  
A2018 Bateman,C/Cohen,N Banks acting as fiduciary-concerns fees REF SSM  
A2123 Aca (1R) Augustine,A/Bagger,R+5 Pedestrian right-of-way sign-mun install REF SLP  
A2269 Gibson,J/Bark,M+4 Birds, cert.-desig. as agric. livestock REF SEG  
A2370 AcsAca (ACS/1R) Bodine,F/Geist,G+2 S. Jersey Port Corp. fac-transfer to EDA REF SBA  
A2549 Kavanaugh,W/DiGaetano,P St tax, mv surcharge indebtedness-sell REF SBA

**Bills Received from Assembly/Without Reference/Given Second Reading:**

A49 Aca (1R) Murphy,C/Gibson,J+1 Cult. ctrs. expansion/renovation;\$8.36M  
A2164 AcaAa (2R) Bateman,C/Cohen,N Home repairs-prov. open-end finan.  
A2624 Aca (1R) Bagger,R/Kramer,P Deferred comp.-held in trust  
ACR11 Aca (1R) Gibson,J/Murphy,C Green Acres cultural proj.-approves

**Bills Referred/SBA:**

S491 Sca (1R) Palaia,J Sch. Bus. Off. Assn.-pymt. of dues  
S1756 Sca (1R) McNamara,H/Bennett,J Underground Storage Tank Remediation Fd  
S1776 Sca (1R) Bennett,J/Adler,J+3 Watershed Prot. & Mgmt. Act of 1997  
S1790 Ciesla,A/Singer,R Toms River basin-estab. study group  
S1794 Ewing,J Special ed., priv. sch.-tuition pymt.  
S1843 Sca (1R) Scott,J+1 Downtown bus. improve. zones-mun. estab.

**Bills Recommended:**

S801 ScaScsSa (SCS/1R) Haines,C Tolls, electronic collection-clarify law TO STR

**Bills Reported from Committee/Given 2nd Reading:**

A364 Sca (1R) Holzapfel,J/Blee,F Bail-commit crime on release, incr penal REP/SCA  
A1609 Aca (1R) Wright,B Physical exam-sch. accept from nurse REP  
S34 Sca (1R) DiFrancesco,D/O'Connor,E+2 Dredging/econ. devel-expenditure process REP/SCA  
S122 Sca (1R) Palaia,J Treasurer of Sch. Moneys-revises duties REP/SCA  
S187 Sca (1R) Lesniak,R/McGreevey,J Safety statute viol.-criminal offense REP/SCA  
S235 ScaSca (2R) Inverso,P/Matheussen,J+3 Parole off.-hire add.;\$7M REP/SCA  
S254 ScaSca (2R) Kosco,L/Girgenti,J+3 Parole laws-proposes amendments REP/SCA  
S338 ScaSca (2R) Martin,R/Bennett,J+5 Parole-incr. min which inmate must serve REP/SCA  
S339 Sca (1R) Martin,R/Zane,R+2 Parole elig.-modify review procedures REP/SCA  
S426 Sca (1R) Matheussen,J/Martin,R+5 Parolee transfers-AG approve REP  
S486 Sca (1R) Ewing,J/Lynch,J Pub. emp. salary increments-exemp. REP/SCA  
S491 Sca (1R) Palaia,J Sch. Bus. Off. Assn.-pymt. of dues REP/SCA  
S524 ScaScs (SCS) Bassano,C/O'Connor,E Sex offender, ADTC-aftercare treatment REP/SCS

**Bills Reported from Committee/Given 2nd Reading: (cont'd)**

S538 ScaSca (2R) Bassano,C Police, Correction off-complete training REP/SCA  
S589 Sca (1R) Bennett,J+2 Physical exam-sch. accept from nurse REP/SCA  
S685 Sca (1R) Singer,R Alco. and Drug Counselor Lic. Act;\$95K REP/SCA  
S691 Sca (1R) Singer,R Probation off.-grants police powers REP/SCA  
S731 Sca (1R) Bubba,J Vet. preference-higher ed. student loans REP/SCA  
S838 Sca (1R) Bubba,J Fishing lic., free-sr. cit. and disab. REP/SCA  
S1179 Martin,R Comprehensive enforcement prog.-amends REP  
S1240 Sca (1R) Connors,L/Bassano,C+1 Ad. w/guarantee, deceptive-proh. REP/SCA  
S1283 Scs (SCS) Ewing,J/Cafiero,J Student aid-selective svc. regis. REP/SCS  
S1338 Sca (1R) Ciesla,A Bail-committ crime on release, incr penal REP/SCA  
S1467 Schluter,W/Ewing,J Audiovisual ed. ctrs.-revise operations REP  
S1559 Cafiero,J Point reduction-defensive driving course REP  
S1594 Kyrillos,J Auto insur. coverage, out-of-st.-clarify REP  
S1616 Sca (1R) Cafiero,J/Littell,R UI acct.-elim. charges against cert. emp REP/SCA  
S1649 Sca (1R) Kyrillos,J/Ciesla,A+6 Shore prot. proj.-estab. priority list REP/SCA  
S1747 Singer,R/Gormley,W+10 Children's Privacy Prot. Act REP  
S1756 Sca (1R) McNamara,H/Bennett,J Underground Storage Tank Remediation Fd REP/SCA  
S1776 Sca (1R) Bennett,J/Adler,J+3 Watershed Prot. & Mgmt. Act of 1997 REP/SCA  
S1790 Ciesla,A/Singer,R Toms River basin-estab. study group REP  
S1792 Girgenti,J/Ewing,J Pub. sch.-proh. cert. org. REP  
S1794 Ewing,J Special ed., priv. sch.-tuition pymt. REP  
S1824 Scs (SCS) Gormley,W/Sinagra,J+35 Co. Prosecutors' Code of Ethics-estab. REP/SCS  
S1843 Sca (1R) Scott,J+1 Downtown bus. improve. zones-mun. estab. REP/SCA  
SCR97/96 Scs (SCS) Matheussen,J/Gormley,W+2 Death penal.-post-conviction procedures REP/SCS

**Bills Combined:**

SCR96 Casey,J Death penal.-post-conviction procedures COMB/W SCR97

**Bills Transferred:**

S1785 Martin,R MV towing/storage charge-expand mun auth FROM SCM TO SCO

**Co-Sponsors Added:**

S950 (Casey,J)  
S1519 (Palaia,J)  
S1726 (Adler,J)  
S1749 Sca (1R) (Adler,J)  
S1752 (DiFrancesco,D)  
S1776 Sca (1R) (McGreevey,J; Baer,B)  
S1843 Sca (1R) (Bark,M)

**Co-Prime Sponsors Added:**

S1411 (MacInnes,G)

**The Senate President and Assembly Speaker have made the following joint appointment:**

**\*Effective January 23, 1997**

**New Jersey Fire Safety Commission**

**Gary C. Lewis, of Wayne.**

**The Senate President has made the following appointments:**

**\*Effective February 4, 1997**

**New Jersey Railroad and Transportation Museum Commission**

Senator Andrew R. Ciesla (10), to replace Senator C. William Haines (8), deceased.

**New Jersey 9-1-1 Advisory Commission**

Senator John O. Bennett (12), to replace Senator C. William Haines (8), deceased.

\*Effective February 5, 1997

**Regionalization Advisory Panel**

Virginia L. Hardwick, of Westfield.

J. Gordon Stanley, of Wyckoff.

Michael C. Bibb, Esq., of Sicklerville.

**New Jersey Commission on Aging**

Senator C. Louis Bassano (21) as an Ex-Officio member, to replace Senator Robert W. Singer (30), resigned.

**The Senate adjourned at 6:30 P.M. to meet on Monday, March 3, 1997 (QUORUM, Committee Groups "3" and "4" scheduled to meet).**

***ASSEMBLY ACTION (QUORUM)***

**Bills Introduced:**

A2702 Roberts,J Loc. govern body-permitted to make pymts REF ALG  
A2722 Rocco,J/Roberts,J Regional sch. dist.-apportionment costs REF AED  
A2723 Pou,N Prop. owner-mun. req. address regis. REF ALG  
A2724 DiGaetano,P Site remediation-various changes in law REF AAW  
A2725 DiGaetano,P Rape drugs, possession-criminalizes REF AJU  
A2726 Turner,S/Gusciora,R St.-admin. retir. sys.-reduce contrib. REF ASG

**Bills Reported from Committee/Given 2nd Reading:**

A12 AcaAaAca (3R) Wisniewski,J/Vandervalk,C+3 Work First NJ Act REP/ACA  
A13 AcaAca (2R) Vandervalk,C/O'Toole,K+3 Work First NJ prog.-impose time limits REP/ACA  
A287 Aca (1R) Rooney,J Pet shops, kennels-req. loc. inspection REP/ACA  
A351 Aca (1R) Quigley,J/Impreduto,A+1 Sex offenders-pay cost of DNA testing REP/ACA  
A1071 Aca (1R) Vandervalk,C/Roberts,J+18 Health care prof.-concerns REP/ACA  
A1244 Azzolina,J Animals, impounded-testing, incr. penal. REP  
A1434 Moran,J/Vandervalk,C Psych., Bd. of Exam.-scope of practice REP  
A1675 Pascrell,W/Arnone,M+1 Jury duty-excl. indictable offenses REP  
A1887 Weingarten,J/O'Toole,K Firearms, repeat offenders-extended term REP  
A1951 Aca (1R) Mattison,J/Brown,W Rats, killing-exemp. from animal cruelty REP/ACA  
A2106 Pascrell,W/Steele,A+3 Prof. counselor-modify lic. req. REP  
A2251 Aca (1R) Geist,G/DeSopo,C+1 Domestic animal cruelty-civil action REP/ACA  
A2252 Acs (ACS) Geist,G/Allen,D+1 Domestic companion animal theft-crime REP/ACS  
A2519 Aca (1R) Azzolina,J+3 Sexual Assault Nurse Examiner Prog. REP/ACA  
A2543 Holzapfel,J/Crecco,M Resisting arrest-clarifies REP  
A2676 Aca (1R) Lance,L Superior Court-investment of moneys REP/ACA  
A2700 Aca (1R) Gregg,G/Stanley,C Rental-purch. agreements-regulate REP/ACA  
A2721 Russo,D Ice dislodged from veh.-penalty REP  
AR129 Acs (ACS) DiGaetano,P General Assembly Rules-amends REP/ACS  
S35 ScaSaAca (3R) Bassano,C/Bryant,W+18 Work First NJ prog.-impose time limits REP/ACA  
S36 ScaSaSaAca (4R) Bryant,W/Bassano,C+28 Work First NJ Act REP/ACA  
S74 Bassano,C Firearms, repeat offenders-extended term REP

**Bills Reported from Committee/Given 2nd Reading: (cont'd)**

S226 Sca (1R) Sacco,N/Scott,J+4 Sex offenders-pay cost of DNA testing REP  
S264 Girgenti,J/Kosco,L Jury duty-excl. indictable offenses REP  
S465 ScsAca (SCS/1R) Lipman,W/Cardinale,G Rats, killing-exemp. from animal cruelty REP/ACA

S493 Bennett,J+1 Animals, impounded-testing, incr penal REP  
S671 Adler,J Prof. counselor-modify lic. req. REP  
S739 Scs (SCS) Bubba,J+1 Animal transp.-prov. proper ventilation REP  
S775 Adler,J/Martin,R Resisting arrest-clarifies REP  
S878 Sca (1R) Singer,R/Codey,R+7 Health care prof.-concerns REP  
S1213 Zane,R Confiscated animal-owner pay costs REP  
S1531 Lipman,W Hosp. caregivers-wear ID badges REP

**Bills Reported/Referred to AAP:**

A186 Acs (ACS) Rooney,J Dry Cleaning Bus. Asst. Act REP/ACS REF AAP  
A2720 Aca (1R) Russo,D/Caraballo,W Mun. pub. defender-req. appt. REP/ACA REF AAP

**Bills Withdrawn From The Files:**

A269 Bateman,C/Lance,L Co coll security-multi-yr. contracts FROM ASG  
A2527 Barnes,P/Buono,B+3 Alco. on pub. prop, under 21-suspend lic FROM ALP

**Co-Sponsors Added:**

A10/2551/2524/2575 Acs (ACS) (Felice,N)  
A55 (Zisa,C)  
A477 Acs (ACS) (Bucco,A)  
A962 (Blee,F)  
A1071 Aca (1R) (Caraballo,W)  
A1237 (Cohen,N)  
A1243 Acs (ACS) (Blee,F; Bucco,A)  
A1458 Aca (1R) (Kelly,J; Steele,A)  
A1465 AcaSca (2R) (Bucco,A)  
A1857 (Steele,A; Smith,R)  
A1913 Aca (1R) (Felice,N)  
A1921 (Bucco,A)  
A2365/2371 Acs (ACS) (Bateman,C)  
A2519 Aca (1R) (Blee,F; Felice,N)  
A2550/11 Acs (ACS) (Felice,N)  
A2667 (Bucco,A)  
A2712 (Zisa,C)

**Second Prime Sponsors Added:**

A2457 (Cohen,N)  
A2532 Aca (1R) (Murphy,C)  
A2629 (Roberts,J)  
A2674 (Garcia,R)

**The Senate President and Assembly Speaker have made the following joint appointment:**

**\*Effective January 23, 1997**

**New Jersey Fire Safety Commission**

**Gary C. Lewis, of Wayne.**

**The Assembly adjourned at 7:13 P.M. to meet on Thursday, February 20, 1997 (SESSION).**

**Note to the December 9, 1996 Legislative Digest:**

A14 Aca (1R) Co-Sponsor added should have been Assemblyman Joel Weingarten (21), not Assemblywoman Loretta Weinberg (37).

**Note to the December 16, 1996 Legislative Digest:**

**Nominations Received and Referred to SJU:**

TO BE THE HUNTERDON COUNTY PROSECUTOR:  
Stephen B. Rubin, of Flemington.

**Bills Passed Both Houses/Sent To Governor:**

None

**Bills Signed Into Law Since Last Session (02/03/97):**

None