

NEW JERSEY LEGISLATIVE DIGEST

for December 15, 1997

OFFICE OF LEGISLATIVE SERVICES — OFFICE OF PUBLIC INFORMATION

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Vol. IX No. 34

207th Legislature • Second Annual Session

SENATE ACTION (SESSION)

Nominations Advise and Consent:

TO BE A JUDGE OF THE ADMINISTRATIVE LAW COURT:

Ken Springer, of New Providence.

TO BE A JUDGE OF THE SUPERIOR COURT:

JoAnne B. Spatola, of Westfield.

Ross R. Anzaldi, of Summit.

Thomas W. Cavanagh, Jr., of Oceanport.

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

Donald Bryan, Esq., of Burlington.

Stanley R. Lane, M.D., of Moorestown, to replace Elissa Ann Favata, M.D., resigned.

TO BE A MEMBER OF THE COMMUNITY FINANCIAL SERVICES ADVISORY BOARD:

Mary Dehaven Myers, of Lambertville.

TO BE A MEMBER OF THE NEW JERSEY COMMISSION ON NATIVE AMERICAN AFFAIRS:

Chief Roy Crazy Horse, of Rancocas.

TO BE A MEMBER OF THE NEW JERSEY EDUCATIONAL FACILITIES AUTHORITY:

Susan F. Bateman, Esq., of Neshanic Station, to replace Stephen E. Lampf, Esq.

TO BE A MEMBER OF THE NEW JERSEY HISTORICAL COMMISSION:

Linda L. Dator, of Mahwah, to replace Harris I. Effross, Ph.D..

TO BE A MEMBER OF THE NEW JERSEY INSTITUTE OF TECHNOLOGY UNIVERSITY BOARD OF TRUSTEES:

John N. Bain, Esq., of Bernardsville.

TO BE A MEMBER OF THE NEW JERSEY STATE COMMISSION ON AGING:

Evelyn M. Comer, of Tenafly.

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 RAMAPO COLLEGE OF NEW JERSEY - BOARD OF TRUSTEES:

Emily Kosstrin Mann, of Englewood, to replace Millicent Anisfield.

TO BE A MEMBER OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS:

Haidren Simmons, of Newark.

TO BE A MEMBER OF THE STATE BOARD OF HUMAN SERVICES:

Salud Olessi Montano, of Lawrenceville, to replace Manuel Perez, resigned.

TO BE A MEMBER OF THE STATE SCHOOL FOR THE ARTS BOARD OF TRUSTEES:

Deborah Allen, of Medford.

Nominations Advise and Consent: (cont'd)

TO BE A MEMBER OF THE UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY BOARD OF TRUSTEES:
Roger S. Fine, Esq., of Milltown, to replace Charles C. Carella, Esq., resigned.

TO BE THE SOMERSET COUNTY PROSECUTOR:
Wayne J. Forrest, of Somerville.

TO BE THE SUSSEX COUNTY PROSECUTOR:
Dolores M. Blackburn, of Sparta.

Nominations Received and Referred to SJU:

TO BE A MEMBER OF THE BERGEN COUNTY BOARD OF TAXATION:
Paul Pintel, of Fair Lawn, to replace John DiLascio.

Bills Introduced:

S2338 Matheussen,J Drug dealers-estab. civil action REF SJU
S2340 Zane,R/McGreevey,J Counties, cert.-50% sales tax exemp. REF SCO
S2341 Singer,R/Adler,J Nutritionist Lic. Act REF SCM
S2342 LaRossa,D/Inverso,P Timed-growth ordinances-auth. REF SCO
S2343 Kenny,B/Kyrillos,J+2 Housing auth. exec. dir.-ed. req. exemp. REF SCO
S2344 Palaia,J Nonpub. sch. students-remedial prog. REF SED
S2345 Palaia,J Bds. of ed.-jt. self-insur. prog. REF SED
S2346 Cafiero,J/Singer,R Eels, juv. Amer.-reg. taking REF SEN
S2347 Sinagra,J Megavoltage radiation-cert. of need req. REF SHH
S2350 LaRossa,D Correctional facilities, expansion;\$8.9M REF SBA
S2358 Littell,R/Inverso,P+3 Hosp. charity care-prov. REF SBA
SR112 Adler,J/McGreevey,J Language arts-replace w/English standard REF SED
SR113 Kosco,L Teteboro Airport, noise-memor. FAA REF STR

Bills Passed:

A81 Kavanaugh,W/Crecco,M+3 Alimony statute-amends (39-0)
A547 Turner,S/Impeveduto,A+2 Tattoo parlors-reg. sanitary conditions (39-0)
A665 AaSca (2R) Bagger,R/Weingarten,J+1 Rahway Riv. Intergovernmental Coop. Comm (22-13)
A867 ScaSa (2R) Malone,J/Arnone,M+2 Tort Claims Act-clarify cert. immunities (36-3)
A1535 AcaSca (2R) Bateman,C/Kavanaugh,W+4 Highlands area, acquire land;\$2.3M (37-0)
A1831 Gibson,J/Asselta,N+10 Seasonal use, rental prop.-definition (32-7)
A2188 AcaSa (2R) DeCrocce,A/Charles,J Real prop.-limits on actions for damages (34-5)
A2407 Aca (1R) Heck,R+1 Electrology Practice Act (33-2)
A2484 Steele,A/Friscia,A Antishoplifting countermeasure-proh. use (39-0)
A2493 Aca (1R) Crecco,M Tattooing/body piercing-parental consent (34-1)
A2519 AcaSca (2R) Azzolina,J+5 Sexual Assault Nurse Examiner Prog.;\$90K (34-0)
A2654 Cruz-Perez,N+1 Ethnic group-deletes offensive reference (38-0)
A3014 Aca (1R) Impeveduto,A/Moran,J+1 Home Inspection Prof. Lic. Act (29-4)
S302 ScaSa (2R) Bennett,J+1 Sch. buses-use liquefied petroleum gas (38-0)
S928 ScaAcaAaAa (4R) Bubba,J+2 Mortgage loans-use of good fds. req. (38-0)
S1126 Zane,R Prop. tax appeal-"freeze act" provisions (38-0)
S1547 ScaAa w/GR (3R) Martin,R/Bassano,C+5 St. psych. hosp. patients-req cert tests (39-0)
S1947 ScaSa (2R) Littell,R/Inverso,P+3 Sch. Transp. Study Comm.-estab.;\$10K (38-0)
S2028 ScaSa (2R) Inverso,P Letters of cred.-revises law (39-0)
S2270 Matheussen,J Health care claims fraud-crim. offense (39-0)
S2272 Sca (1R) Bark,M Pineland Devel Cred Bank-extend exp date (39-0)
S2273 Connors,L/Ciesla,A+1 Correctional Fac., Ocean Co.;\$540K (36-2)
S2274 Sca (1R) Ciesla,A/Connors,L Navigation dredging proj.;\$3.8M (39-0)
S2299 Codey,R Foster Grandparents Prog.;\$400K (36-0)
SJR58 Bassano,C Hepatitis C Awareness Mo.-desig. March (38-0)
SR109 Kosco,L/Kyrillos,J Safe Driver Awareness Weeks-estab. (Voice)

Conditional Veto Override:

A2409 Sca (1R) Farragher,C/Kelly,J+36 Abortions, partial-birth-proh. cert. (27-13)

Bills Returned Second Reading/Amended:

A80 AcaAaSa (3R) Kavanaugh, W/Cohen, N+1 Child support-retroactive modification (31-0) (Bryant)
A697 AaSa (2R) Zisa, C/Roma, P+1 Resisting arrest-upgrades penal. (35-0) (Martin)
A2821 AaSa (2R) Rocco, J/DeSopo, C+1 Hepatitis B immunization-req. for sch. (31-2) (Ewing)
S913 SaSa (2R) Kyriillos, J Constr. contract disputes-arbitration (35-0) (Kyriillos)
S1928 ScaSca SaSaSa (5R) Singer, R/Sacco, N+2 Econ. growth areas, devel.-issue bonds (18-17) (Singer)
S1962 ScaSa (2R) Bassano, C/Singer, R Cert. of need application fees-reduces (34-0) (Bassano)
S2137 ScaSa (2R) Kyriillos, J/Bennett, J+2 Co. Coll. Capital Proj. Fd. Act (33-0) (DiFrancesco)
S2316 ScaSa (2R) Connors, L Real Estate Appraisers Act-revises prov. (32-0) (Connors)

Bills Substituted:

A80 AcaAa (2R) Kavanaugh, W/Cohen, N+1 Child support-retroactive modification SUB FOR S944 (1R)
A81 Kavanaugh, W/Crecco, M+3 Alimony statute-amends SUB FOR S708
A547 Turner, S/Imprevuduto, A+2 Tattoo parlors-reg. sanitary conditions SUB FOR S1654 (1R)
A1535 AcaSca (2R) Bateman, C/Kavanaugh, W+4 Highlands area, acquire land;\$2.3M SUB FOR S1670 (2R)
A1831 Gibson, J/Asselta, N+10 Seasonal use, rental prop.-definition SUB FOR S1057
A2407 Aca (1R) Heck, R+1 Electrology Practice Act SUB FOR S1719 (1R)
A2654 Cruz-Perez, N+1 Ethnic group-deletes offensive reference SUB FOR S2121
A3014 Aca (1R) Improveduto, A/Moran, J+1 Home Inspection Prof. Lic. Act SUB FOR S335 (SCS)
S335 Scs (SCS) Martin, R Home inspectors-lic., reg. SUB BY A3014 (1R)
S708 Cafiero, J/Martin, R+1 Equitable distribution statute-amends SUB BY A81
S944 Sca (1R) Matheussen, J Child support-retroactive modification SUB BY A80 (2R)
S1057 Cafiero, J/Connors, L+4 Seasonal use, rental prop.-definition SUB BY A1831
S1654 Sca (1R) Sinagra, J/Ewing, J Tattoo parlors-reg. sanitary conditions SUB BY A547
S1670 ScaSca (2R) McNamara, H/Martin, R Highlands area, acquire land;\$3.3M SUB BY A1535 (2R)
S1719 Sca (1R) Kyriillos, J Electrology Practice Act SUB BY A2407 (1R)
S2121 MacInnes, G Ethnic group-deletes offensive reference SUB BY A2654

Motions:

A665 AaSca (2R) Bagger, R/Weingarten, J+1 Rahway Riv. Intergovernmental Coop. Comm To Sa Lost (14-21) (Rice)
A2493 Aca (1R) Crecco, M Tattooing/body piercing-parental consent To Sa Lost (14-21) (Bryant)

Bills Reported from Committee/Given 2nd Reading:

A3 AcaAca (2R) Collins, J/Smith, T+46 PAAD-qual. sr.-homestead prop. tax reimb REP (FROM SCO)
A3 AcaAca (2R) Collins, J/Smith, T+46 PAAD-qual. sr.-homestead prop. tax reimb REP (FROM SBA)
A671/495 AcsAcsScaScaSca (ACS/3R) Bagger, R/Roma, P/Vandervalk, C+7 Med savings acct.-estab. cert. standards REP/SCA
A1353 Aca (1R) Stuhltrager, G Purchasing off., co.-5 yr. reappt. REP
A2157 Sca (1R) Collins, J+13 Cigarette tax incr., \$0.25-sch. finan. REP/SCA
A2323 Aa (1R) Augustine, A/Bateman, C Modified mortgage loan-concerns priority REP
S1372 Sca (1R) Cardinale, G/Kosco, L Sr. cit. prop. tax relief-prov. REP/SCA
S2062 Sca (1R) Scott, J/Bryant, W Rental-purch. agreements-regulate REP/SCA
S2064 Sca (1R) Ciesla, A/Kyriillos, J Duses, St.-owned-rehabilitate;\$15M REP/SCA
S2117 Sca (1R) Cafiero, J St. retir. sys.-svc. cred. for prior emp REP/SCA
S2179 Sca (1R) Connors, L/DiFrancesco, D+6 PAAD-qual. sr.-homestead prop. tax reimb REP/SCA (FROM SCO)
S2179 Sca (1R) Connors, L/DiFrancesco, D+6 PAAD-qual. sr.-homestead prop. tax reimb REP (FROM SBA)
S2269 DiFrancesco, D/Sinagra, J+2 Children's Health Care Coverage Act REP
S2311 Casey, J Burlington Island-modifies charter REP
S2327 Schluter, W Freeholders, addl-estab. terms of office REP without recommendation
S2331 DiFrancesco, D Waterfront Comm of NY-longshoremen regis REP
S2332 DiFrancesco, D Stevedores-extends lic. duration REP
S2333 Sca (1R) Martin, R/Littell, R Mun. electric util.-exemp. cert. taxes REP/SCA
S2334 Scs (SCS) Kyriillos, J/Kenny, B PFRS, PERS retirees, cert.-prov. SHBP REP/SCS
S2336 Sca (1R) Singer, R/Adler, J Interior designers-concerns REP/SCA
S2358 Littell, R/Inverso, P+3 Hosp. charity care-prov. REP

Bills Referred/SBA:

A3 AcaAca (2R) Collins,J/Smith,T+46 PAAD-qual. sr.-homestead prop. tax reimb
S2179 Sca (1R) Connors,L/DiFrancesco,D+6 PAAD-qual. sr.-homestead prop. tax reimb

Bills Transferred:

S2194 Martin,R/Ciesla,A+1 St. contracts, cert.-not publicly bid TRANS FROM SSM TO STR

Co-Sponsors Added:

S1928 ScaSca SaSaSa (4R) (McGreevey,J)
S2179 Sca (1R) (McGreevey,J)
S2298 (Ciesla,A)
S2335 (Zane,R)
S2343 (O'Connor,E; Sacco,N)
S2358 (Kyrillos,J; Kenny,B; Lipman,W)

Co-Sponsors Added to Bills Substituted:

A80 AcaAaSa (3R) (Matheussen,J)
A1535 AcaSca (2R) (McNamara,H; Martin,R)

The Senate adjourned at 8:30 P.M. (Tuesday, December 16, 1997) to meet on Thursday, December 18, 1997 (SESSION).

ASSEMBLY ACTION (QUORUM)

Bills Introduced/Without Reference/Given Second Reading:

AR5 Collins,J/Doria,J+1 Battleship NJ-released to this St.

Bills Introduced:

A3302 LeFevre,K/Blee,F Vet., surviving spouse-prop. tax deduct. REF ACV
A3303 Vandervalk,C Health care svcs.-concerns financing REF AAP
A3304 Gregg,G/Lance,L Fish, Game/Wildlife Div-use cert weapons REF AES
A3305 Gregg,G/Lance,L Hunting, fishing lic. fees-revises REF AAP
ACR134 LeFevre,K/Blee,F Vet., surviving spouse-prop. tax deduct REF ACV
AR187 Wisniewski,J Telephone nos-change method of assigning REF ATC

Bills Reported from Committee/Given 2nd Reading:

A475 Aca (1R) Vandervalk,C/Garrett,E+2 Farmers, "pick your own"-liab. immunity REP/ACA
A1270 Acs (ACS) Collins,J/Stuhltrager,G Farmer-exemp. deer hunting lic. fee REP/ACS
A1529 Corodemus,S+1 Season ticket, cancel event-pay interest REP
A1652 Aca (1R) Stuhltrager,G/Geist,G+5 Haz. substance in sch.-proh. cert. REP/ACA
A2090 Aca (1R) Carroll,M/Kramer,P+3 Conventions-loc. emp. paid leave not req REP/ACA
A2202 Aca (1R) Arnone,M Elevator devices-alternate testing REP/ACA without recommendation
A2727/1843 Acs (ACS) Greenwald,L/Bodine,F Sample ballot-send to reg voter's resid. REP/ACS without recommendation
A2758/2749 Acs (ACS) LeFevre,K/Blee,F Co. prosecutors-conflict of interest law REP/ACS
A2856 Aca (1R) Lance,L/Bagger,R Juv. offenses-mun. court jurisdiction REP/ACA
A3009 Doria,J/Impreveduto,A Housing auth. exec. dir.-ed. req. exemp. REP
A3034 Aca (1R) Corodemus,S Liquefied Petroleum Gas Ed/Safety Bd. REP/ACA
A3129 Moran,J/Impreveduto,A Architecture-expands org. forms REP
A3132 Wisniewski,J Ads & contracts-print 10-point bold type REP
A3214 Aca (1R) Felice,N Cert. of need-change application fees REP/ACA
A3216 Heck,R/DeCrocce,A BPU-issue orders in written form REP
A3257 Zecker,G/Crecco,M+3 Children's Health Care Coverage Act REP
A3262 Talarico,G/Wright,B+2 Health care claims fraud-crim. offense REP
A3266 Augustine,A Safety prof., cert.-proh. advertising REP
A3270 Vandervalk,C Physician assistants-prescribe drugs REP
A3273 Aca (1R) Moran,J/Impreveduto,A Interior designers-concerns REP/ACA
AJR53 LeFevre,K/Blee,F Coastal area, infill devel-DEP amend reg REP
AJR69 Vandervalk,C/Blee,F Hepatitis C Awareness Mo.-desig. March REP
S246 ScaAca (2R) Zane,R+3 Haz. substance in sch.-proh. cert. REP/ACA
S492 Sca (1R) Bennett,J Elevator devices-alternate testing REP without recommendation
S1569 ScaAca (2R) O'Connor,E+2 Juv. offenses-mun. court jurisdiction REP/ACA
S1824 ScaAca (SCS/1R) Gormley,W/Sinagra,J+35 Co. prosecutors-conflict of interest law REP/ACA
S2007 Sca (1R) Littell,R Fish, Game/Wildlife Div-use cert weapons REP
SJR32 Adler,J/Cafiero,J Coastal area infill devel.-amend reg. REP
SJR34 Cafiero,J Peace Around the World Day-desig. Aug 28 REP

Bills Reported Referred/AAP:

A3304 Gregg,G/Lance,L Fish, Game/Wildlife Div-use cert weapons REP REF AAP
S541 Sca (1R) Bassano,C Game fish lic. plate-support wildlife REP REF AAP

Bills Combined:

A1843 Stuhltrager,G Sch. election ballot-mail to residence COMB/W A2727
A2749 Barnes,P Co. Prosecutors' Code of Ethics-estab. COMB/W A2758

**Rescind Action of 12/11/97 Refer to ATC
Bill on Second Reading**

AR183 DeCroce,A/Bodine,F Safe Driver Awareness Weeks-estab.

Bills Received from Senate/Referred to Committee:

S1126 Zane,R Prop. tax appeal-"freeze act" provisions REF ALG
S1947 ScaSa (2R) Littell,R/Inverso,P+3 Sch. Transp. Study Comm.-estab.;\$10K REF AED
S2270 Matheussen,J Health care claims fraud-crim. offense REF AJU
S2299 Codey,R Foster Grandparents Prog.;\$400K REF AAP

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

S302 ScaSa (2R) Bennett,J+1 Sch. buses-use liquefied petroleum gas
S2028 ScaSa (2R) Inverso,P Letters of cred.-revises law
S2272 Sca (1R) Bark,M Pineland Devel Cred Bank-extend exp date
S2273 Connors,L/Ciesla,A+1 Correctional Fac., Ocean Co.;\$540K
S2274 Sca (1R) Ciesla,A/Connors,L Navigation dredging proj.;\$3.8M
SJR58 Bassano,C Hepatitis C Awareness Mo.-desig. March

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

S1547 ScaAa w/GR (3R) Martin,R/Bassano,C+5 St. psych. hosp. patients-req cert tests

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

A867 ScaSa (2R) Malone,J/Arnone,M+2 Tort Claims Act-clarify cert. immunities
A1535 AcaSca (2R) Bateman,C/Kavanaugh,W+4 Highlands area, acquire land;\$2.3M
A2188 AcaSa (2R) DeCroce,A/Charles,J Real prop.-limits on actions for damages
A2519 AcaSca (2R) Azzolina,J+5 Sexual Assault Nurse Examiner Prog.;\$90K

Co-Sponsors Added:

A1005 (Barnes,P)
A2841 (LeFevre,K)
A2846 (LeFevre,K)
A2847 (LeFevre,K)
A3143 (Barnes,P)
A3257 (Felice,N; O'Toole,K)
A3262 (O'Toole,K)

Second Prime Sponsors Added:

AJR69 (Blee,F)

The Assembly adjourned at 6:30 P.M. to meet on Thursday, December 18, 1997 (SESSION).

Co-Sponsors Added to Bills Passed Both Houses:

A81 (Cafiero,J; Martin,R; Ewing,J)
A547 (Sinagra,J; Ewing,J)
A1831 (Kyriillos,J; Cafiero,J; Ciesla,A; Palaia,J; Bennett,J; Connors,L)
A2407 Aca (1R) (Kyriillos,J)
A2654 (MacInnes,G)
A3014 Aca (1R) (Martin,R)

Bills Passed Both Houses/Sent To Governor:

A81 Kavanaugh,W/Crecco,M+3 Alimony statute-amends
A547 Turner,S/Impeveduto,A+2 Tattoo parlors-reg. sanitary conditions
A1831 Gibson,J/Asselta,N+10 Seasonal use, rental prop.-definition
A2407 Aca (1R) Heck,R+1 Electrology Practice Act
A2484 Steele,A/Friscia,A Antishoplifting countermeasure-proh. use
A2493 Aca (1R) Crecco,M Tattooing/body piercing-parental consent
A2654 Cruz-Perez,N+1 Ethnic group-deletes offensive reference
A3014 Aca (1R) Impeveduto,A/Moran,J+1 Home Inspection Prof. Lic. Act
S928 ScaAcaAaAa (4R) Bubba,J+2 Mortgage loans-use of good fds. req.

Bills *Passed/Not Approved into Law Since Last Session (12/11/97):

P.L.1997, c.262 A2409 Sca (1R) (CC) Farragher,C/Kelly,J+36 Abortions, partial birth-proh. cert.