

# ***NEW JERSEY LEGISLATIVE DIGEST***

*for October 22, 1998*

## OFFICE OF LEGISLATIVE SERVICES — OFFICE OF PUBLIC INFORMATION

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**Vol. X No. 43**

**208th Legislature • First Annual Session**

### ***SENATE ACTION (SESSION)***

#### **Nominations Advise and Consent:**

**TO BE A JUDGE OF THE SUPERIOR COURT:**

Edward V. Gannon, of Morristown.  
Gerald C. Escala, of Demarest.  
Steven L. Lefelt, of Highland Park.  
Mark M. Russello, of North Arlington.  
Anne McDonnell, of Sewell.

**TO BE A MEMBER OF THE CASINO CONTROL COMMISSION:**

Diane Legreide, of Point Pleasant Beach.

**TO BE A MEMBER OF THE ADVISORY COUNCIL ON ADOLESCENT PREGNANCY:**

Joseph A. Clemente, M.D., of Warren.

**TO BE A MEMBER OF THE ADVISORY COUNCIL ON CORRECTIONS:**

Thomas M. Kaczka, Esq., of Mountain Lakes.

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

Steven R. Wymbs, of Bridgeton, to replace Robert E. Fabricant, Esq., resigned.

**TO BE A MEMBER OF THE ATLANTIC CITY CONVENTION CENTER AUTHORITY:**

Leroy Robinson, of Maplewood, to replace John B. Canuso.

**TO BE A MEMBER OF THE BOARD OF GOVERNORS-RUTGERS UNIVERSITY:**

Frederick D. Desanti, of Brookside, to replace Anthony S. Cicatiello.

**TO BE A MEMBER OF THE DOMESTIC COMPANION ANIMAL COUNCIL:**

Roseann Trezza, of Aberdeen, to replace Terrence J. Clark, resigned.

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

Edith K. Patterson, of Woodbury.

**TO BE A MEMBER OF THE LOCAL FINANCE BOARD:**

Patricia A. Migliaccio, of Mercerville.  
James Thomas Mullins, of Toms River.

**TO BE A MEMBER OF THE MARINE FISHERIES COUNCIL:**

Gary Dickerson, of Brick, to replace Hansel S. Torriero.  
Frances E. Puskas, of Barnegat Light.

**TO BE A MEMBER OF THE NEW JERSEY ADVISORY COMMISSION ON THE STATUS OF WOMEN:**

Deborah Shaw, of Chester Township.  
Iris Quinones, M.Ed., of East Brunswick.

**Nominations Advise and Consent: (cont'd)**

TO BE A MEMBER OF THE NEW JERSEY COMMISSION ON HIGHER EDUCATION:  
Nancy S. Cole, Ph.D., of Princeton.

TO BE A MEMBER OF THE NEW JERSEY HISTORIC TRUST:  
Thomas E. Carroll, of Cape May.  
Stephanie B. Stevens, of Whitehouse Station, to replace Timothy A. Brill.

TO BE A MEMBER OF THE NEW JERSEY INSTITUTE OF TECHNOLOGY-BOARD OF TRUSTEES:  
William Eventoff, Ph.D., of Toms River.  
Anthony J. Knapp, Jr., of Somerville.

TO BE A MEMBER OF THE NEW JERSEY STATE BOARD OF COSMETOLOGY AND HAIRSTYLING:  
Frances Tomeo Gray, of Oxford.  
Andrew Angrisane, of Minotola, to replace Mary Dell Sheard.  
Carlo M. Melini, of Petersburg.

TO BE A MEMBER OF THE NEW JERSEY STATE COMMISSION ON AGING:  
Maryann G. Carroll, of Asbury Park, to replace Steven M. Levine, D.O., resigned.

TO BE A MEMBER OF THE PAROLE ADVISORY BOARD:  
Chief Robert L. Herndon, of Allendale.

TO BE A MEMBER OF THE PINELANDS COMMISSION:  
Linda M. Eckenhoff, of Southampton, to replace Thomas B. Darlington.

TO BE A MEMBER OF THE POLICE TRAINING COMMISSION:  
John R. Sette, of Morristown.

TO BE A MEMBER OF THE SALEM COUNTY BOARD OF TAXATION:  
Joseph H. Davenport, of Salem.

TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:  
Louis T. Toscano, of Atlantic City.

TO BE A MEMBER OF THE STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS:  
Edward Vernick, of Cherry Hill, to replace Pushpavati Amin.

TO BE A MEMBER OF THE STATE EMPLOYMENT AND TRAINING COMMISSION:  
Jody Levinson, of Somerville.

TO BE A MEMBER OF THE TIDELANDS RESOURCE COUNCIL:  
Jay A. Davidson, of Brick.

TO BE A MEMBER OF THE WETLANDS MITIGATION COUNCIL:  
Edmund Bennett, Jr., of Mantoloking.  
Gary M. Lavorgna, Ph.D., of Toms River, to replace Robert L. Simpson, Ph.D.

TO BE A MEMBER OF THE WILLIAM PATERSON UNIVERSITY OF NEW JERSEY - BOARD OF TRUSTEES:  
Vincent J. Mazzola, of Mendham Borough, to replace Sol Hoffman, resigned.

TO BE THE CHAIR OF THE CASINO CONTROL COMMISSION:  
Honorable James R. Hurley, of Millville.

TO BE THE INSURANCE FRAUD PROSECUTOR:  
Edward M. Neafsey, Esq., of Avon.

**Nominations Received and Referred to SJU:**

TO BE A WORKERS' COMPENSATION JUDGE:  
Elaine B. Goldsmith, of Somerville.  
Terry J. Dailey, of Linwood.  
Arcides Cruz, of East Brunswick.

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

**TO BE AN ADMINISTRATIVE LAW JUDGE:**

Robert W. Scott, of Woodbury.  
Lillard E. Law, of Surf City.  
John R. Tassini, of Brielle.  
M. Kathleen Duncan, of Lawrenceville.  
Steven C. Reback, of Lawrenceville.  
Richard McGill, of Eatontown.  
Arnold Samuels, of Glen Rock.  
Joseph Lavery, of Lawrenceville.  
Irene Jones, of South Orange.  
Bernard Goldberg, of Titusville.  
John R. Futey, of Jacobstown.  
Elinor R. Reiner, of Montclair.  
Jeffrey A. Gerson, of West Orange.  
Stephen G. Weiss, of North Caldwell.  
Linda Jo Baer, of Englewood.

**Bills Introduced:**

S1458 Cardinale,G/Singer,R+1 Prescription drug plans, cert.-concerns REF SHH  
S1459 Bark,M SHBP-reduce cert. surcharges REF SGB  
S1460 Connors,L+3 Sr., disab., cert.-incr homestead rebate REF SBA  
S1461 Singer,R/Kosco,L+1 Korean Vet. Mem. Fd.;\$250K REF SSV  
S1462 Bryant,W Assault on sch. bus drivers-upgrades REF SJU  
S1463 Bark,M/Codey,R Judicial Retir. Sys.-prov. max. pension REF SGB  
S1464 Rice,R Depository accts., minors-disclose info. REF SGB  
S1465 Connors,L St. entities, independent-pension benf. REF SGB  
S1466 Palaia,J Sch. dist.-apportionment of cost method REF SED  
S1467 Zane,R Writs of execution, cert.-valid, 2 yrs. REF SJU  
S1468 Codey,R Cert. of Need Study Comm.-memb. appt. REF SHH  
S1469 Vitale,J Perth Amboy limited access rd.;\$2.4M REF STR  
S1470 Vitale,J Air pollution sources-conduct study REF SEN  
S1471 Vitale,J/Turner,S Domestic viol. shelters-allows tax cred. REF SWF  
S1472 Lipman,W Child abuse, foster care statute-changes REF SWF  
S1488 Bark,M/Zane,R+11 Sen C. William Haines Ecological Preserv REF SEN  
SCR89 Kyrillos,J/Kenny,B+6 Medicaid fac. reimb.-not leg. intent REF SLO  
SCR90 Matheussen,J Charity Care Subsidy Leg. Task Force REF SHH  
SR59 Connors,L Honesty in Sweepstakes Act-Cong. enact REF SCM

**Bills Passed:**

A63 Acs (ACS) Blee,F/LeFevre,K+48 PAAD prescriptions-restore language (38-0)  
A262 AaSca w/GR (3R) Murphy,C/Bagger,R+1 Mun. electric util.-exemp. cert. taxes (37-0)  
A747 Aca w/GR (2R) Asselta,N/Gibson,J+17 Downtown bus improve zones-mun estab;\$5M (36-0)  
A1115 Azzolina,J/Kelly,J House type trailers-width restrictions (31-5)  
A1586 Sca (1R) Luongo,G/Crecco,M+5 Child custody/visitation rights-concerns (36-0)  
A1799 Sa (1R) Farragher,C/Corodemus,S+5 Police-co estab crisis intervention prog (36-0)  
A1801 AcaSa (2R) Farragher,C/Corodemus,S+6 Law Enforce Crisis Intervention hotline (37-0)  
A1987 Aca (1R) Myers,C/Geist,G+1 Vet. memorials-annual co./mun. approp. (38-0)  
A2128 Aca (1R) Bateman,C/Garrett,E+11 Chartered credit union-change memb field (38-0)  
S75 ScaAca (2R) Ciesla,A/Gormley,W+6 High Tech Crime, Computer Prot Act;\$150K (38-0)  
S88 Sa w/GR (2R) Palaia,J/Turner,S+4 Carbon monoxide detector-req resid. prop (37-0)  
S168 ScsSa (SCS/1R) Bennett,J/Allen,D+13 Nurse, sch.-prov. sch. health svc. (30-4)  
S294 Sca (1R) Kosco,L/Zane,R Motorcycle helmet law-cert. exemp. (23-12)  
S539 Gormley,W/Cafiero,J+1 Body vest, unlawful use-incr. penal. (36-0)  
S778 Scs (SCS) Vitale,J/Gormley,W+2 Crime victims, injured-prov. VCCB awards (38-0)  
S835 ScaSca (2R) Matheussen,J/Bucco,A+6 NJ Task Force One Search & Rescue;\$1.5M (38-0)  
S912 Palaia,J/Bark,M Fire marshal, co.-auth. cert. changes (37-0)  
S972 ScaAca (2R) Bennett,J/DiFrancesco,D+6 Child abuse pamphlet-distrib. to parents (37-0)  
S1009 Sa (1R) Martin,R Sch. elections, special-cert. dates (37-0)  
S1092 Cardinale,G Storm sys. map-emerg. approp. ordinance (25-6)  
S1238 Sca (1R) Kenny,B/Palaia,J+1 Nonpub. sch. emp-crim. history checks (37-0)

**Bills Passed: (cont'd)**

S1243 Sca (1R) Bassano,C/Codey,R Health svc. corp.-concern investments (37-0)  
S1272 Schluter,W+1 Co. executive vacancies-change method (22-14)  
S1338 Cafiero,J/Zane,R+18 Correctional fac. changes-pub. hearing (36-1)  
S1350 Kavanaugh,W Ticket Brokering Study Comm-incr. memb. (35-2)  
S1399 DiFrancesco,D/Bennett,J Children Relief Fd-lowers threshold elig (37-0)  
S1418 Littell,R/Bennett,J+1 Income tax contrib.-incr. amounts (38-0)  
SJR10 Bucco,A/Allen,D Pearl Harbor Remembrance Day-December 7 (38-0)  
SJR28 Sca (1R) Vitale,J/Sinagra,J+2 Nat'l Organ Donor Awareness-3rd wk April (38-0)  
SJR39 Allen,D/Bark,M Domestic Viol. Awareness Month-Oct. 1998 (38-0)  
SR40 Connors,L/Bassano,C+1 Chesimard, Joanne-supports return reward (Voice)  
SR49 Turner,S/Ciesla,A Train arrival posting sys-NJT install (Voice)  
SR53 Furnari,G/Kavanaugh,W+8 St. entities-prov grant info on Internet (Voice)  
SR58 Kyriillos,J/Bucco,A Nonprofit Sector Appreciation Wk-Oct. 19 (Voice)

**Bills Substituted:**

A63 Acs (ACS) Blee,F/LeFevre,K+48 PAAD prescriptions-restore language SUB FOR S4/1358 (SCS)  
A1586 Sca (1R) Luongo,G/Crecco,M+5 Child custody/visitation rights-concerns SUB FOR S1187 (1R)  
A1799 Sa (1R) Farragher,C/Corodemus,S+5 Police-co estab crisis intervention prog SUB FOR S624 (2R)  
A1801 AcaSa (2R) Farragher,C/Corodemus,S+6 Law Enforce Crisis Intervention hotline SUB FOR S625 (2R)  
A2128 Aca (1R) Bateman,C/Garrett,E+11 Chartered credit union-change memb field SUB FOR S1137 (1R)  
S4/1358 Scs (SCS) Robertson,N/Singer,R+24 PAAD prescriptions-restore language SUB BY A63 (ACS)  
S624 ScaSa (2R) Kyriillos,J/Robertson,N+2 Police-co. crisis intervention prog. SUB BY A1799 (1R)  
S625 SaSa (2R) Kyriillos,J/Robertson,N+2 Law Enforce Crisis Intervention hotline SUB BY A1801 (2R)  
S1137 Sca (1R) Kavanaugh,W/Bryant,W+3 Chartered credit union-change memb field SUB BY A2128 (1R)  
S1187 Sca (1R) Allen,D/Bennett,J Child custody/visitation rights-concerns SUB BY A1586 (1R)

**Bills Returned Second Reading/Amended:**

A1514 AcaAa ScaSa (4R) Malone,J/Blee,F+1 Income tax return-contrib. to special fd (36-0) (Littell)  
A1773 AcaSa (2R) DiGaetano,P Grave robbing-upgrades crime (35-0) (Bucco)  
S212 Sa (1R) Sacco,N/Girgenti,J+1 Sr. cit., disab. reduced fares-all hrs. (37-0) (Sacco)  
S695 Sa (1R) Singer,R Pupils, reside on fed. prop.-concerns (37-0) (Bryant)  
S906 ScsSa (SCS/1R) Zane,R Lic. plate, personalized-addl. charge (37-0) (Zane)  
S1021 Sa (1R) Allen,D/Codey,R Law and Mental Health Instit-estab.;\$95K (36-0) (Allen)  
S1143 Sa (1R) Bucco,A/Kavanaugh,W+1 Mun. liens search fee-permit incr. (27-5) (Bucco)  
S1147 Sa (1R) Sinagra,J Bicycle paths-req., Transp. Trust Fd. (37-0) (Sinagra)  
S1176 Sa (1R) Martin,R/Baer,B Athletic trainers, pub. sch. dist.-cert. (36-0) (Martin)  
S1227 SaSsSa (SS/1R) Lynch,J/Kavanaugh,W Nomination petition-changes deadline (32-1) (Lynch)

**Bills Recommited/SBA:**

S887 Inverso,P/Sinagra,J+1 Deferred comp.-income tax excl.

**Bills Given Second Reading w/Governor's Recommendation:**

S891 ScaSa w/GR (3R) Martin,R/Bassano,C+6 Inmates, cert.-mental health treatment (38-0)

**Bills Transferred:**

S1357 Sacco,N Oxygen, in resid.-notify fire dept. FROM SHH TO SLP  
S1456 Singer,R/Sinagra,J+1 Defibrillators-civil liab. immunity FROM SLP TO SHH

**Co-Sponsors Added:**

S4/1358 Scs (SCS) (Gormley,W; Kyriillos,J; Allen,D; Sinagra,J; Bennett,J; Kosco,L; Bryant,W)  
S68 (Sacco,N; Lipman,W)  
S75 ScaAca (2R) (DiFrancesco,D)

**Co-Sponsors Added: (cont'd)**

S117 (Schluter,W)  
S168 ScsSa (SCS/1R) (Singer,R)  
S174 (Allen,D)  
S382 (O'Connor,E)  
S539 (DiFrancesco,D)  
S613 (Ciesla,A)  
S624 ScaSa (2R) (Allen,D; DiFrancesco,D)  
S625 SaSa (2R) (Allen,D)  
S722 (Lesniak,R)  
S778 Scs (SCS) (Allen,D; DiFrancesco,D)  
S835 ScaSca (2R) (Allen,D; DiFrancesco,D)  
S1039 Sca (1R) (Bucco,A)  
S1184 Sca (1R) (Baer,B; Turner,S)  
S1213 Sca (1R) (Girgenti,J; Bucco,A)  
S1272 (Bassano,C)  
S1309 Sca (1R) (Rice,R; Bryant,W)  
S1329 (Palaia,J)  
S1338 (Rice,R)  
S1364 (Cafiero,J; Kyrillos,J)  
S1403 (Vitale,J)  
S1418 (DiFrancesco,D)  
S1458 (Furnari,G)  
S1460 (Robertson,N; Bucco,A; Rice,L)  
S1461 (Littell,R)  
SCR89 (Gormley,W; Bassano,C; Bucco,A; Inverso,P; Singer,R; Adler,J)  
SJR28 Sca (1R) (Palaia,J)

**Co-Sponsors Withdrawn:**

S1324 Scs (SCS) (McNamara,H)

**Co-Prime Sponsors Added:**

S164 (Bryant,W)  
S168 ScsSa (SCS/1R) (Allen,D)  
S294 Sca (1R) (Zane,R)  
S1069 (Lynch,J)  
S1187 Sca (1R) (Bennett,J)  
S1324 Scs (SCS) (McNamara,H)  
S1387 Sca (1R) (Bennett,J)  
S1403 (Kenny,B)  
S1425 Scs (SCS) (Bennett,J)  
S1447 (Bennett,J)  
SCR84 (Bucco,A)  
SJR10 (Allen,D)

**Co-Sponsors Added to Bills Substituted:**

A63 Acs (ACS) (DiFrancesco,D; Robertson,N; Ciesla,A; Rice,R; Lipman,W; Sacco,N; Vitale,J; Bryant,W; Furnari,G; Gormley,W; Littell,R; Inverso,P; Martin,R; Bucco,A; Kavanaugh,W; Cafiero,J; Bassano,C; Turner,S; Singer,R; Lesniak,R; Kyrillos,J; Allen,D; Sinagra,J; Bennett,J; Kosco,L; Girgenti,J; Matheussen,J)  
A1586 Sca (1R) (Allen,D; Bennett,J)  
A1799 Sa (1R) (Allen,D; DiFrancesco,D; Robertson,N; Kyrillos,J)  
A1801 AcaSa (2R) (Robertson,N; Rice,R; Allen,D; Kyrillos,J)  
A2128 Aca (1R) (Lynch,J; Kavanaugh,W; Bryant,W; O'Connor,E; Bucco,A)

**Note to the September 28, 1998 Legislative Digest:**

**Nomination Notice of Intention:**

TO BE A JUDGE OF THE SUPERIOR COURT:  
Mark M. Russello, of North Arlington.

**Notes to the October 19, 1998 Legislative Digest:**

**Nomination Reported From Committee:**

TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:  
Louis T. Toscano, of Atlantic City.

**Nominations Received and Referred to Committee:**

TO BE A JUDGE OF THE SUPERIOR COURT:  
Edward V. Gannon, of Morristown.  
Gerald C. Escala, of Demarest.  
Steven L. Lefelt, of Highland Park.  
Mark M. Russello, of North Arlington.  
Anne McDonnell, of Sewell.

**The Senate adjourned at 6:30 P.M. to meet on Monday, November 16, 1998 (QUORUM, Committee Groups "1" and "2" scheduled to meet).**

***ASSEMBLY ACTION***

**The Assembly did not meet. The Assembly will meet on Thursday, October 29, 1998 (SESSION).**

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

A63 Acs (ACS) Blee,F/LeFevre,K+48 PAAD prescriptions-restore language  
A262 AaSca w/GR (3R) Murphy,C/Bagger,R+1 Mun. electric util.-exemp. cert. taxes  
A747 Aca w/GR (2R) Asselta,N/Gibson,J+17 Downtown bus improve zones-mun estab;\$5M  
A1115 Azzolina,J/Kelly,J House type trailers-width restrictions  
A1987 Aca (1R) Myers,C/Geist,G+1 Vet. memorials-annual co./mun. approp.  
A2128 Aca (1R) Bateman,C/Garrett,E+11 Chartered credit union-change memb field  
S75 ScaAca (2R) Ciesla,A/Gormley,W+6 High Tech Crime, Computer Prot Act;\$150K  
S972 ScaAca (2R) Bennett,J/DiFrancesco,D+6 Child abuse pamphlet-distrib. to parents

**Bills Signed Into Law Since Last Session (10/19/98):**

P.L.1998, c.113. A1981 Aca (1R) Weingarten,J/O'Toole,K+5 10/20/98 Holocaust restit.-excl from income tax  
P.L.1998, JR-5. SJR36 Ciesla,A/Connors,L+4 10/20/98 Little League World Champions Blvd-Rt 37  
P.L.1998, JR-6. AJR54 Holzapfel,J/Wolfe,D+2 10/20/98 Toms River Little League Champions Day