

# ***NEW JERSEY LEGISLATIVE DIGEST***

*for September 30, 1999*

## OFFICE OF LEGISLATIVE SERVICES — OFFICE OF PUBLIC INFORMATION

Legislative Information and Bill Room • State House Annex, Room B-01, P.O. Box 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. XI No. 32**

**208th Legislature • Second Annual Session**

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

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

- TO BE A MEMBER OF THE ATHLETIC TRAINING ADVISORY COMMITTEE:  
Richard S. Goldweit, M.D., of Tenafly, to replace Joseph P. Zawadsky, M.D.
- TO BE A MEMBER OF THE ATLANTIC STATES MARINE FISHERIES COMMISSION:  
John W. Connell, of Freehold.
- TO BE A MEMBER OF THE BOAT REGULATION COMMISSION:  
Gerald C. Nelson, of Wall Township.
- TO BE A MEMBER OF THE CATASTROPHIC ILLNESS IN CHILDREN RELIEF FUND COMMISSION:  
Isabel Roach, of Verona, to replace Monsignor Harrold A. Murray.
- TO BE A MEMBER OF THE COLLEGE OF NEW JERSEY-BOARD OF TRUSTEES:  
Jose F. Sosa, of Westampton.
- TO BE A MEMBER OF THE EMPLOYMENT SECURITY COUNCIL:  
Joseph A. Hoffman, Esq., of Annandale.
- TO BE A MEMBER OF THE FISH AND GAME COUNCIL:  
George P. Howard, of Pittstown.  
Elwood Woody Knight, of Mount Laurel.
- TO BE A MEMBER OF THE HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION:  
Eleanore S. Nissley, of Ridgewood.
- TO BE A MEMBER OF THE INTERSTATE SANITATION COMMISSION:  
John E. Walsh, of Point Pleasant Beach.
- TO BE A MEMBER OF THE MERIT SYSTEM BOARD:  
Honorable Leo R. Vartan, Esq., of Kearny, to replace Julius J. Mastro, Ph.D., deceased.
- TO BE A MEMBER OF THE NEW JERSEY AUTOMOBILE INSURANCE RISK EXCHANGE BOARD:  
Linda S. Alliston, of Green Brook.  
Thomas G. Myers, of Holmdel.
- TO BE A MEMBER OF THE NEW JERSEY CITY UNIVERSITY-BOARD OF TRUSTEES:  
Wanda Webster Stansbury, of Trenton, to replace Willie Mae Coram, Ph.D.
- TO BE A MEMBER OF THE NEW JERSEY STATE BOARD OF MEDIATION:  
Reverend Felicia Yvonne Thomas, of Princeton, to replace Lucille C. Foley.
- TO BE A MEMBER OF THE STATE AGRICULTURE DEVELOPMENT COMMITTEE:  
Noble F. McNaughton, of Tabernacle, to replace John D. Polhemus.  
Andrew Borisuk, Jr., of Vernon.  
William Fox, of Jackson, to replace Peggy D. McNeill.  
Frank P. Baitinger, III, of Bridgeton, to replace Richard S. Brown.

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

TO BE A MEMBER OF THE STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS:  
Albert N. Faraldi, of Point Pleasant.

TO BE A MEMBER OF THE STATE EMPLOYMENT AND TRAINING COMMISSION:  
Gail O. Mellow, Ph.D., of Wenonah, to replace Martine Hammond-Paludan, Ph.D., resigned.

TO BE A MEMBER OF THE STATE LOTTERY COMMISSION:  
Stephen T. Boswell, Ph.D., of Wyckoff.

TO BE A MEMBER OF THE STATE PLANNING COMMISSION:  
Anthony L. Marchetta, of Princeton, to replace Richard T. Fritzky.

TO BE A MEMBER OF THE THOMAS A. EDISON STATE COLLEGE-BOARD OF TRUSTEES:  
Ida B. Hammond, of Willingboro.

TO BE A MEMBER OF THE UNION COUNTY BOARD OF TAXATION:  
Peter B. Lijoi, of Summit, to replace James M. Bennett, Esq., resigned.

TO BE AN ADMINISTRATIVE LAW JUDGE:  
Kathryn A. Clark, of Hamilton.  
Arnold Samuels, of Glen Rock.

TO BE THE SUPERINTENDENT OF THE STATE POLICE:  
Carson J. Dunbar, Jr., of Ramsey.

**Nominations Reported from Committee:**

TO BE A JUDGE OF THE SUPERIOR COURT.:  
John F. Richardson, of Green Brook.

TO BE A MEMBER OF THE EMPLOYMENT SECURITY COUNCIL:  
Joseph E. Gonzalez, Jr., of Princeton.

TO BE A MEMBER OF THE NEW JERSEY AUTOMOBILE INSURANCE RISK EXCHANGE BOARD:  
William J. Clarke, of Princeton.

TO BE A MEMBER OF THE NEW JERSEY HEALTH CARE FACILITIES FINANCING AUTHORITY:  
Carmen Saginario, Jr., Esq., of Clinton Township, to replace Robert J. Rahl, C.P.A., resigned.

TO BE A MEMBER OF THE NEW JERSEY STATE COMMISSION ON CANCER RESEARCH:  
Lynn William Enquist, Ph.D., of Princeton.  
Anna Marie Skalka, Ph.D., of Princeton.

TO BE A MEMBER OF THE STATE PAROLE BOARD:  
Joseph Constance, of West Trenton.

**Bills Introduced:**

S2131 Connors,L/Bark,M+2 Emerg. electric power plan-req. REF SEG  
S2132 Connors,L/Bark,M+4 Electric power outages-customer cred. REF SEG  
S2133 Connors,L/Bassano,C+1 Dock constr./alteration-auth. loc review REF SEN  
S2134 Connors,L/Bark,M Human eggs, sperm and embryos-proh. sale REF SHH  
S2135 Bark,M Health benef-physician negotiate contract REF SHH  
S2136 McNamara,H/Ciesla,A+1 Nursing Home Resid. Rights-post REF SHH  
S2137 Lynch,J/Vitale,J ATM users-prov. additional safety REF SGB  
S2138 Rice,R Auto insur. rate incr.-req pub. of info. REF SCM  
S2139 Inverso,P Leases between cert. bus-exemp sales tax REF SBA  
S2140 Inverso,P+1 Lead screening-HMOs report, req. REF SHH  
S2141 Ciesla,A Providence House, Ocean co.;\$50K REF SCU  
S2142 Gormley,W Drug-related crimes-clarify procedures REF SJU  
S2143 Matheussen,J Hindering a prosecution-clarify crime REF SJU  
S2144 Turner,S Hurricane Floyd victims-UI benef. REF SCM  
S2176 DiFrancesco,D Fd.-raising, charitable org.-elig. req. REF SBA  
S2177 DiFrancesco,D/Lynch,J+15 Emerg. Disaster Relief Act of 1999; \$80M REF SBA

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

S2178 Schluter,W Truck ban-extend to 96-inch wide trucks REF STR  
S2179 Schluter,W/Ciesla,A+3 Truck Law Enforcement Study Comm.-estab. REF STR  
S2181 Furnari,G/Cafiero,J+1 Alco. treatment prog.-mv surcharges REF SLP  
S2182 Bucco,A Drunk driv., cert.-conditional lic. REF SLP  
S2183 Kosco,L/Girgenti,J+2 Drunk driv.-criminalizes 3rd offense REF SLP  
S2184 Bucco,A/Kosco,L+1 Miranda rights-concerns REF SLP  
SCR134 Connors,L/Bark,M+4 Peak Energy Use Crisis Task Force-estab. REF SEG  
SJR59 Bark,M Seeing Eye Dog Day-desig. January 29th REF SGB  
SJR60 Connors,L/Bassano,C+1 Sandy Hook-reject dredged material REF SEN  
SJR61 DiFrancesco,D/Codey,R+4 Drunk Driv. Comm.-creates permanent REF SLP

**Bills Passed:**

A194 AcaAaSca (3R) Geist,G/Luongo,G+10 Drug-related cases, cert.-addl. penal. (38-0)  
A677 AcaAca (2R) Gibson,J/Asselta,N+7 Water, contaminated-HMFA loan prog. (39-0)  
A983 AcaAa (2R) LeFevre,K/Blee,F+2 Gambling, shipboard-proh within the St. (26-6)  
A1334 Murphy,C+2 Guide dog instructors-right-of-way (38-0)  
A1512 Sca (1R) Malone,J/Cottrell,M+8 Sr. Cit. Fraudulent Claims Act (38-0)  
A1566 Merkt,R/Malone,J+2 Mun. util. auth. memb.-staggered terms (38-0)  
A2233 Aca (1R) Luongo,G/Wisniewski,J+2 Driv. ed course contract-pub. ad process (38-0)  
A2312 Heck,R/Wolfe,D+8 Sch. dist.-concerns stabilized aid (36-0)  
A2826 Acs (ACS) Holzapfel,J/Kramer,P+21 Handgun sale-trigger locking device req. (37-0)  
A2953 Thompson,S+4 Physical Fitness & Sports Council-estab. (39-0)  
A3049 Aca (1R) Azzolina,J/Gregg,G+13 Battle monuments at Gettysburg:\$55,335 (39-0)  
A3278 Aca (1R) Gibson,J/Stuhltrager,G+10 Watershed stormwater mgmt.-approp. money (38-0)  
ACR66 Aca (1R) DiGaetano,P Passaic riv.-desig. Amer. Heritage Riv. (38-0)  
S216 Sca (1R) Sacco,N/Adler,J Loc. Pub. Contracts Law-priv. agencies (37-0)  
S394 Sca (1R) Bryant,W/Matheussen,J Child support-health insur. coverage (38-0)  
S478 Sca (1R) Bassano,C Prop. tax penal-mun. refund after appeal (32-7)  
S554 Connors,L Ad. w/ guarantee, deceptive-proh. (39-0)  
S643 Sca (1R) Inverso,P/Allen,D+1 Domestic viol. shelters-not pub. record (39-0)  
S905 Zane,R Lic plates, personalized-allow duplicate (39-0)  
S949 ScsSca (SCS/1R) Bryant,W/Gormley,W+2 Body Armor Replacement fd.-concerns (38-0)  
S1116 Sa (1R) Littell,R Rural electrical co-op-exemp. sales tax (36-2)  
S1412 Sca (1R) Singer,R Police, co./mun.-clarify arrest powers (33-3)  
S1433 Cafiero,J/Allen,D+1 Sexual abuse-civil action procedures (38-1)  
S1485 Sca (1R) Bennett,J/Allen,D+1 Child support, delinquent-community svc. (36-1)  
S1555 Rice,R+1 Mun. cash deficit-permits 10 yr. plan (25-9)  
S1622 Scs (SCS) Rice,R/Girgenti,J Parking fines-concerns pymt. (25-10)  
S1697 Sca (1R) Gormley,W/Bryant,W Restraining order issuance-procedures (38-0)  
S1788 Sca (1R) McNamara,H/DiFrancesco,D Greenwood Lake Comm., bi-state-creates (38-0)  
S1825 Scs (SCS) Littell,R/Zane,R+2 Farming process-exemp. sales tax (38-0)  
S1893 Sca (1R) Martin,R Child labor laws-exemp. cert. minors (39-0)  
SR81 Sca (1R) Kyrillos,J/Bucco,A Small Manufacturer-desig. Nov., 1999 (Voice)

**Bills Returned Second Reading/Amended:**

A2511 AcaSa (2R) Arnone,M/Garcia,R+31 Computer failure, cert.-civil immunity (32-0) (Robertson)  
S292 ScsSa (SCS/1R) Kosco,L/Matheussen,J+1 Life sentence w/out parole elig.-prov. (35-0) (Kosco)

**Bills Returned Second Reading/Substitute:**

S171 Ss (SS) Bennett,J Sch. elections-changes law re admin. (36-0) (Bennett)

**Bills Substituted:**

A194 AcaAaSca (3R) Geist,G/Luongo,G+10 Drug-related cases, cert.-addl. penal. SUB FOR S920 (2R)  
A677 AcaAca (2R) Gibson,J/Asselta,N+7 Water, contaminated-HMFA loan prog. SUB FOR S582 (SCS)  
A983 AcaAa (2R) LeFevre,K/Blee,F+2 Gambling, shipboard-proh within the St. SUB FOR S1962  
A1334 Murphy,C+2 Guide dog instructors-right-of-way SUB FOR S1915  
A1512 Sca (1R) Malone,J/Cottrell,M+8 Sr. Cit. Fraudulent Claims Act SUB FOR S2105  
A1566 Merkt,R/Malone,J+2 Mun. util. auth. memb.-staggered terms SUB FOR S244

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

A2233 Aca (1R) Luongo,G/Wisniewski,J+2 Driv. ed course contract-pub. ad process SUB FOR S1797  
A2312 Heck,R/Wolfe,D+8 Sch. dist.-concerns stabilized aid SUB FOR S1516 (2R)  
A2511 AcaSa (2R) Arnone,M/Garcia,R+31 Computer failure, cert.-civil immunity SUB FOR S1421 (1R)  
A2826 Acs (ACS) Holzapfel,J/Kramer,P+21 Handgun sale-trigger locking device req. SUB FOR S1686 (SCS)  
A2953 Thompson,S+4 Physical Fitness & Sports Council-estab. SUB FOR S1866  
A3049 Aca (1R) Azzolina,J/Gregg,G+13 Battle monuments at Gettysburg;\$55,335 SUB FOR S1741  
A3278 Aca (1R) Gibson,J/Stuhltrager,G+10 Watershed stormwater mgmt.-approp. money SUB FOR S2022  
S244 Bucco,A Mun. util. auth. memb.-staggered terms SUB BY A1566  
S582 Scs (SCS) Cafiero,J/Bark,M+1 Water, contaminated-HMFA loan prog. SUB BY A677 (2R)  
S920 ScaSca (2R) Matheussen,J/Ciesla,A+7 Drug-related cases, cert.-addl. penal. SUB BY A194 (3R)  
S1421 Sca (1R) Connors,L/Matheussen,J+5 Computer failure, cert.-civil immunity SUB BY A2511 (1R)  
S1516 SaSa (2R) Martin,R/Allen,D Sch. dist.-concerns stabilized aid SUB BY A2312  
S1686 Scs (SCS) Ciesla,A/Matheussen,J Handgun sale-trigger lock/secure fac req SUB BY A2826 (ACS)  
S1741 Allen,D/Bassano,C+4 Gettysburg NJ battle monuments;\$55,335 SUB BY A3049 (1R)  
S1797 Kyrillos,J/Baer,B Driv. ed course contract-pub. ad process SUB BY A2233 (1R)  
S1866 Sinagra,J+1 Physical Fitness & Sports Council-estab. SUB BY A2953  
S1915 Bucco,A Guide dog instructors-right-of-way SUB BY A1334  
S1962 Gormley,W/Allen,D Gambling, shipboard-proh within the St. SUB BY A983 (2R)  
S2022 Matheussen,J/Bark,M+1 Watershed based stormwater mgt.;\$2.563M SUB BY A3278 (1R)  
S2105 Robertson,N+3 Sr. Cit. Fraudulent Claims Act SUB BY A1512 (1R)

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

S235 ScaAa w/GR (3R) Cafiero,J+2 Mortgages of record, cancellation-req. (38-0)  
S1112 ScaSaAca w/GR (4R) Cardinale,G Life insur.-filing of policy forms (38-0)

**Motions:**

A2826 Acs (ACS) Holzapfel,J/Kramer,P+21 Handgun sale-trigger locking device req. To Table Lost (15-17) (Codey)  
S1711 Scs (SCS) Codey,R/Palaia,J+4 Handguns, child-proof-mandates sale Order of Day Lost (17-19) (Codey)

**Bills Recommitted:**

A1850 ScaSa (2R) Wolfe,D/Wisniewski,J+22 Hepatitis B immunization-req. for sch. RCM SHH

**Bills Referred/SHH:**

S2129 Vitale,J/Sinagra,J Hepatitis B immunization-req. for sch.

**Bills Transferred:**

S1879 Bark,M Cigarette retailers-auth. cert. promos FROM SCM TO SEG

**Co-Sponsors Added:**

S129 (Turner,S)  
S161 (Ciesla,A)  
S313 (Bucco,A)  
S547 (McNamara,H)  
S643 (Matheussen,J)  
S707 (Sinagra,J)  
S920 ScaSca (2R) (Bucco,A; Sinagra,J)  
S949 ScsSca (SCS/1R) (Matheussen,J; Allen,D)  
S1421 Sca (1R) (Sinagra,J)  
S1433 (Bucco,A)  
S1485 Sca (1R) (Bucco,A)  
S1533 Sca (1R) (Turner,S)

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

S1573 (Cafiero,J)  
S1617 (Bucco,A)  
S1730 Sca (1R) (Sinagra,J)  
S1741 (Kyrillos,J; Robertson,N)  
S1825 Scs (SCS) (Bark,M; Matheussen,J)  
S1866 (Bucco,A)  
S1890 Sca (1R) (Turner,S)  
S1982 Sca (1R) (Sinagra,J; Matheussen,J)  
S2010 (Allen,D)  
S2011 (Girgenti,J)  
S2014 (Palaia,J)  
S2022 (Allen,D)  
S2036 (Cafiero,J)  
S2100 (Matheussen,J; Sinagra,J; Allen,D)  
S2103 (Allen,D)  
S2105 (Bucco,A; Allen,D; Matheussen,J)  
S2107 (Allen,D)  
S2109 (Allen,D; Sinagra,J)  
S2110 (Allen,D)  
S2112 (Sinagra,J; Allen,D)  
S2117 (Rice,R; Sinagra,J)  
S2119 (Sinagra,J)  
S2120 (Sinagra,J)  
S2125 (Allen,D)  
S2131 (Bassano,C; Ciesla,A)  
S2132 (Bassano,C; Allen,D; Ciesla,A; Matheussen,J)  
S2133 (Ciesla,A)  
S2136 (Matheussen,J)  
S2140 (Matheussen,J)  
SCR126 (Kyrillos,J)  
SCR134 (Bassano,C; Allen,D; Ciesla,A; Matheussen,J)  
SJR60 (Ciesla,A)  
SR106 (Sinagra,J)  
SR107 (Allen,D; Sinagra,J)

**Co-Prime Sponsors Added:**

S394 Sca (1R) (Matheussen,J)  
S611 (Allen,D)  
S643 Sca (1R) (Allen,D)  
S1433 (Allen,D)  
S1516 SaSa (2R) (Allen,D)  
S1622 Scs (SCS) (Girgenti,J)  
S1751 Sca (1R) (James,S)  
S1962 (Allen,D)  
S2014 (Allen,D)  
S2055 (Robertson,N)  
S2103 (Adler,J)  
S2118 (Sinagra,J)  
S2119 (Allen,D)  
SR104 (Furnari,G)

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

A194 AcaAaSca (3R) (Ciesla,A; Palaia,J; Cafiero,J; Robertson,N; Inverso,P; Bennett,J; Bucco,A; Sinagra,J; Matheussen,J)  
A677 AcaAca (2R) (Bark,M; Matheussen,J; Cafiero,J)  
A983 AcaAa (2R) (Allen,D; Gormley,W)  
A1334 (Bucco,A)  
A1512 Sca (1R) (Robertson,N; Bucco,A; Allen,D; Matheussen,J)  
A1566 (Bucco,A)  
A2233 Aca (1R) (Baer,B; Kyrillos,J)  
A2312 (Allen,D; Martin,R)  
A2511 AcaSa (2R) (Connors,L; Matheussen,J; Cafiero,J; Bassano,C; Singer,R; Cardinale,G; Sinagra,J)

**Co-Sponsors Added to Bills Substituted:(cont'd)**

A2826 Acs (ACS) (Matheussen,J; Ciesla,A)  
A2953 (Sinagra,J; Bucco,A)  
A3049 Aca (1R) (Allen,D; Bassano,C; Ciesla,A; Inverso,P; Kyrillos,J; Robertson,N)  
A3278 Aca (1R) (Allen,D; Matheussen,J; Bark,M)

**Note to the September 23, 1999 Legislative Digest:**

**Co-Prime Sponsor Added:**

S1686 (Matheussen,J)

**Co-Sponsors Added:**

S1656 (Bucco,A; Sinagra,J)  
S1663 (Bucco,A)

**The Senate adjourned at 7:15 P.M to meet on Monday, October 18, 1999 (QUORUM, Committee Groups "3" and "4" scheduled to meet).**

***ASSEMBLY ACTION***

**The Assembly did not meet. The Assembly will meet at a time and date to be announced.**

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

A677 AcaAca (2R) Gibson,J/Asselta,N+7 Water, contaminated-HMFA loan prog.  
A983 AcaAa (2R) LeFevre,K/Blee,F+2 Gambling, shipboard-proh within the St.  
A1334 Murphy,C+2 Guide dog instructors-right-of-way  
A1566 Merkt,R/Malone,J+2 Mun. util. auth. memb.-staggered terms  
A2233 Aca (1R) Luongo,G/Wisniewski,J+2 Driv. ed course contract-pub. ad process  
A2312 Heck,R/Wolfe,D+8 Sch. dist.-concerns stabilized aid  
A2826 Acs (ACS) Holzapfel,J/Kramer,P+21 Handgun sale-trigger locking device req.  
A2953 Thompson,S+4 Pysical Fitness & Sports Council-estab.  
A3049 Aca (1R) Azzolina,J/Gregg,G+13 Battle monuments at Gettysburg.\$55,335  
A3278 Aca (1R) Gibson,J/Stuhltrager,G+10 Watershed stormwater mgmt.-approp. money

**Bills Signed Into Law Since Last Session (09/27/99):**

P.L.1999, c.227. S1391/A2391/ 2424/2919 ScaSaAcsAa (ACS/1R) Bassano,C/Cardinale,G+6 09/30/1999 Obscene material, under 18-crime