

# ***NEW JERSEY LEGISLATIVE DIGEST***

*for November 26, 2001*

## **OFFICE OF LEGISLATIVE SERVICES — OFFICE OF PUBLIC INFORMATION**

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**Vol. XIII No. 39**

**209th Legislature • Second Annual Session**

**David Himelman was sworn in as a member of the Senate for the 18th Legislative District.**

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

#### **Nominations Notice of Intention:**

TO BE A JUDGE OF THE SUPERIOR COURT:

Fred H. Kumpf, of Bridgewater.  
Ronald E. Hoffman, of Island Heights.

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

TO BE A JUSTICE OF THE SUPREME COURT:

James H. Coleman, Jr., of Scotch Plains.

TO BE A JUDGE OF THE SUPERIOR COURT:

Ronald L. Reisner, of Oceanport.  
Martin Cronin, of Westfield.  
Paul A. Kapalko, of West Long Branch.  
Thomas F. Scully, of Fair Haven.

TO BE A JUDGE OF WORKERS COMPENSATION:

Leslie A. Berich, of Red Bank.

TO BE A MEMBER OF THE 9-1-1 COMMISSION:

Thomas J. Selleck, of North Massapequa, N.Y.  
Karen M. Moran, of Woodbridge.

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

Joseph A. Clemente, M.D., of Warren.  
Linda Jones-Hicks, D.O., of Edgewater park.  
Kathleen Roe, of Roebling.

TO BE A MEMBER OF THE ADVISORY COUNCIL ON CORRECTIONS:

James T. Plousis, of Ocean City.

TO BE A MEMBER OF THE BANKING ADVISORY BOARD:

Thomas J. Rafferty, of Asbury, to replace Suzy M.C. Chichester.

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

Rev. Wayne Rodney Griffith, of Hamilton, to replace Alfred Y. Cho, Ph.D., resigned.

TO BE A MEMBER OF THE COMMISSION ON RADIATION PROTECTION:

Robert J. Tokarz, of Piscataway, to replace Robert P. Douglas.

TO BE A MEMBER OF THE COMMISSIONERS OF PILOTAGE:

Stanley Ezechiele Wiklinski, of Old Tappan.

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

TO BE A MEMBER OF THE COMMUNITY FINANCIAL SERVICES BOARD:  
Susan Martin Zellman, of Stanhope.

TO BE A MEMBER OF THE COUNCIL ON UNDOCUMENTED ALIENS:  
Barbara Jo DeCarlo, of East Brunswick.

TO BE A MEMBER OF THE CREDIT UNION ADVISORY COUNCIL:  
Robert S. Vaccaro, of Trenton, to replace Ronald J. Suback.

TO BE A MEMBER OF THE DEVELOPMENTAL DISABILITIES COUNCIL:  
Robert R. Amos, Jr., of Mantua, to replace Colleen L. Fraser, deceased.  
Stanley G. Soden, Sr., of Long Branch, to replace Clifford Sanders.  
Barbara W. Nicodemo, of Mount Holly, to replace Serge Sobolevitch, Ph.D., deceased.  
Beverly L. Dairsow, of Bridgeton, to replace Nancy D. Orlando.

TO BE A MEMBER OF THE FISH AND GAME COUNCIL:  
W. Scott Ellis, of Yardville.  
John M. Messeroll, of East Brunswick, to replace William S. Martin.

TO BE A MEMBER OF THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE:  
Nicholas R. Demauro, of Allentown.

TO BE A MEMBER OF THE KEAN UNIVERSITY-BOARD OF TRUSTEES:  
Richard J. Kinney, of Spring Lake, to replace Peter N. Britton, Jr., Ph.D., deceased.

TO BE A MEMBER OF THE MARINE FISHERIES COUNCIL:  
Joseph M. Rizzo, of Mayetta, to replace John Cole.

TO BE A MEMBER OF THE MIDDLESEX COUNTY BOARD OF TAXATION:  
Michael E. Lachs, of Edison.

TO BE A MEMBER OF THE MONMOUTH COUNTY BOARD OF TAXATION:  
Hope G. Brodsky, Esq., of Atlantic Highlands.

TO BE A MEMBER OF THE NEW JERSEY ADVISORY COMMISSION ON THE STATUS OF WOMEN:  
Evelyn Justesen, of Pequannock, to replace Deborah Rosado Shaw.

TO BE A MEMBER OF THE NEW JERSEY AUTOMOBILE INSURANCE RISK EXCHANGE BOARD OF DIRECTORS:  
Linda S. Alliston-Reina, of Green Brook.  
Thomas G. Myers, of Holmdel.

TO BE A MEMBER OF THE NEW JERSEY COMMISSION ON SPINAL CORD RESEARCH:  
Patricia Morton, Ph.D., of North Brunswick.

TO BE A MEMBER OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST-BOARD OF DIRECTORS:  
Eileen Swan, of Califon, to replace Ellis S. Vieser, deceased.

TO BE A MEMBER OF THE NEW JERSEY HISTORIC TRUST:  
Barbara J. Mitnick, Ph.D., of Morristown.  
Stephanie B. Stevens, of Whitehouse Station.

TO BE A MEMBER OF THE NEW JERSEY OFFICE OF MINORITY AND MULTICULTURAL HEALTH ADVISORY COMMISSION:  
Debbie Salas-Lopez, M.D., M.P.H., of South Plainfield, to replace Julane Miller.

TO BE A MEMBER OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY:  
Gale Kathleen Grossman, of Spring Lake, to replace Marilyn Ayres.

TO BE A MEMBER OF THE NEW JERSEY SMALL EMPLOYER HEALTH BENEFITS PROGRAM BOARD OF DIRECTORS:  
Thomas (Dutch) Vanderhoof, of Boonton.

TO BE A MEMBER OF THE NEW JERSEY STATE BOARD OF COSMETOLOGY AND HAIRSTYLING:  
Lynne Rasiewicz, of Lakewood, to replace Annie Kate Morton Anderson.

TO BE A MEMBER OF THE OCEAN COUNTY BOARD OF TAXATION:  
Anthony S. Graziano, MAI, CRE, of Lacey, to replace Arnold B. Goldman, Esq., resigned.  
Jeff J. Horn, Esq., of Toms River, to replace Lucille Foley.

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

TO BE A MEMBER OF THE POLICE TRAINING COMMISSION:

Catherine Frank-White, of Lambertville.  
John R. Sette, of Morristown.

TO BE A MEMBER OF THE PUBLIC HEALTH COUNCIL:

Herbert Yardley, of Newton, to replace William A. Frascella, Jr., O.D.

TO BE A MEMBER OF THE RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS:

Albert L. Gutierrez, C.H.E., R.T., of Egg Harbor Township, to replace Paul S.Cooper, resigned.  
Fred M. Palace, M.D., of Morristown.

TO BE A MEMBER OF THE ROWAN UNIVERSITY - BOARD OF TRUSTEES:

Lawrence M. Divietro, Jr., of Wenonah, to replace Hal Jonathan Shaffer, Esq.

TO BE A MEMBER OF THE SHELL FISHERIES COUNCIL:

Warren (Barney) Hollinger, of Port Norris, to replace William H. Bradway, Jr., resigned.

TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:

Stanley R. Glassey, of West Atlantic City.  
Louis R. Toscano, of Atlantic City.

TO BE A MEMBER OF THE STATE BOARD OF AGRICULTURE:

Neva R. Moore, of Tabernacle, to replace Abbott Lee.

TO BE A MEMBER OF THE STATE MOSQUITO CONTROL COMMISSION:

John P. Sarnas, of Kearny, to replace Ralph W. Evans.

TO BE A MEMBER OF THE STATE PAROLE BOARD:

William H. Thomas, of Toms River.

TO BE A MEMBER OF THE UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY BOARD-OF-TRUSTEES:

Lisa Gomez-Rivera, Esq., of Fredon, to replace Terri L. Freeman, Esq., resigned.

TO BE A MEMBER OF THE VICTIMS OF CRIME COMPENSATION BOARD:

Lois Johnson, of Mountain Lakes, to replace James O'Brien, resigned.  
Richard D. Pompelio, Esq., of Sparta, to replace William Hunt.

**Nominations Received and Referred to SJU:**

TO BE A JUSTICE OF THE SUPREME COURT:

James H. Coleman, Jr., of Scotch Plains.

TO BE A JUDGE OF THE SUPERIOR COURT:

John J. Coyle, Jr., of Stewartsville.  
John B. Dangler, of Morristown.  
Thomas J. Critchley, of Madison.

TO BE AN ADMINISTRATIVE LAW JUDGE:

Leslie Z. Celentano, of Bedminster.

**Nominations Reported from Committee:**

TO BE A JUSTICE OF THE SUPREME COURT:

James H. Coleman, Jr., of Scotch Plains.

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

Suzanne P. Conrad, R.N., of Stone Harbor.

TO BE A MEMBER OF THE NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY:

Rev. Msgr. William J. Linder, of Newark.

TO BE A MEMBER OF THE NEW JERSEY SPORTS AND EXPOSITION AUTHORITY:

Joseph J. Plumeri, II, of Scotch Plains.

TO BE A MEMBER OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY:

Anthony J. Sartor, Ph.D., of Scotch Plains.

**Nominations Reported from Committee: (cont'd)**

TO BE A MEMBER OF THE PUBLIC HEALTH COUNCIL:

Mukesh Roy, MBBS, MPH, of Fort Dix, to replace Audrey R. Gotsch, Ph.D.

TO BE A MEMBER OF THE RICHARD STOCKTON STATE COLLEGE-BOARD OF TRUSTEES:

Celeste Carpiano, of Colts Neck, to replace William U. Harris, resigned.

TO BE A MEMBER OF THE STATE BOARD OF EDUCATION:

Kathleen A. Dietz, of Hillsborough, to replace Daniel Moroney.

TO BE A MEMBER OF THE STATE LOTTERY COMMISSION:

Jesal Amin, of East Brunswick, to replace Marvin Schmelzer, resigned.

TO BE A MEMBER OF THE STATE PAROLE BOARD:

Laurie Fuchs, of Flemington.

**Nominations Corrected Copy:**

**Nominations Received and Referred to SJU:**

TO BE A MEMBER OF THE RICHARD STOCKTON STATE COLLEGE-BOARD OF TRUSTEES:

Celeste Carpiano, of Colts Neck, to replace William U. Harris, resigned **\*NOT\*** Milton Gelzer, Esq.

**Bills Introduced:**

S2577 Inverso,P Political contrib.-concerns limits REF SSG  
S2718 Palaia,J TPAF, PERS-exemp. retiree reenrollment REF SSG  
S2719 Ciesla,A Docks constr.-concerns permits REF SEN  
S2720 Ciesla,A Terrorist-relate crimes-No Early Release REF SLP  
S2721 Kavanaugh,W/Palaia,J Battleship Comm.-expands mission REF SEG  
S2722 Vitale,J Ticket broker practices, cert.-concerns REF SCM  
S2723 Singer,R/Rice,R+4 Ticket brokers-concerns resale req. REF SCM  
S2724 Singer,R Horsemen benefit;\$18M REF SEG  
S2725 Singer,R Chesterfield Twp., police veh.;\$75K REF SLP  
S2726 Adler,J Booster seat-changes req. REF SLP  
S2727 Inverso,P Redevel. Area Bond Finan. Law REF SBA  
S2728 Kavanaugh,W Leg. retirement allowance-incr. REF SSG  
S2729 Bucco,A Union Hill Fire Station-expansion;\$600K REF SCU  
S2730 Bucco,A Firefighters-mandates basic training REF SLP  
S2731 Bucco,A Fire station closing-req. pub. notice REF SLP  
S2732 Bucco,A Advanced life support-cert. paramedics REF SHH  
S2733 Bucco,A Law Enforcement Off Mem/Museum;\$2M REF SLP  
S2734 Bucco,A Small bus. health benef.-income tax cred. REF SCM  
S2735 Bucco,A Health care benef.-corp. bus. tax cred. REF SCM  
S2736 Bucco,A Emerg. veh.-estab. operating guidelines REF SLP  
S2737 Bucco,A Permit fees-refund, cert. circumstances REF SSG  
S2738 Bucco,A/Cafiero,J PERS police survivors-paid health benef. REF SSG  
S2741 Kosco,L Cigarette packages-revise tax stamp law REF SCM  
S2746 O'Toole,K Freeholder elections-concerns REF SCU  
S2751 Kyrillos,J/Inverso,P Olympic sport training fac.-allow constr REF SBA  
S2752 Ciesla,A Ciba Geigy lands, Ocean Co.;\$15M REF SBA  
S2753 McNamara,H Landfill fac.-concerns remediation REF SBA  
S2754 Bennett,J Crematorium constr-concerns mun approval REF SCU

**Bills Passed:**

A14 Aca (1R) Collins,J/Kelly,J+7 Operation Recognition-estab. (37-0)  
A1706 Aca (1R) Wisniewski,J+1 Elevators, resid.-accommodate stretchers (38-0)  
A2107 Sa (1R) Bagger,R+4 Emerg. Svcs. Length of Svc. Award-revise (36-0)  
A2633 Blee,F/Gibson,J+7 Prostate cancer-vol. contrib, income tax (38-0)  
A2645 Arnone,M/Biondi,P+1 Mun. ordinance, 1st viol.-incr. max fine (38-0)  
A2897 Heck,R/Pou,N+2 Children, endangering welfare-correction (37-0)  
A3035 AcaAca (2R) Lance,L+2 Landowners prov pub access-immunity (37-0)  
S58 Bucco,A/Kavanaugh,W Downhill skiing-makes cert. req. (32-1)  
S263 ScaSa (2R) Bennett,J/Cafiero,J+1 Disab. coll. students-degree req. (38-0)

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

S375 ScsSaAca w/GR (SCS/3R) Sinagra,J/Cardinale,G+17 Health benef. insur-reg. 3rd party admin. (38-0)  
S465 Singer,R/Bark,M Disab. Amer. Vet Dept, NJ-memb lic plate (36-0)  
S686 Sca (1R) Connors,L+2 Bronze Star-special lic. plate (37-0)  
S827 Inverso,P/Singer,R+2 Disab.-proh. NJT train ticket surcharge (38-0)  
S852 Sca (1R) James,S/Bryant,W Pub. Confidence-Police Integrity-hotline (37-0)  
S1247 Allen,D/Cardinale,G+1 Lemon Law-extend coverage period (38-0)  
S1495 Sca (1R) Vitale,J/Furnari,G+5 Contracts, cert-print 10-point bold type (37-0)  
S1714 ScsAca (SCS/1R) Littell,R/Bucco,A+46 Dam repair, lake dredging;\$135M (27-0)  
S1920 Sca (1R) Martin,R/O'Connor,E+3 DNA testing, postconviction-prov. (35-1)  
S2017 Cafiero,J Community Affairs Advis. Council-memb. (37-0)  
S2286 Martin,R/Allen,D Coll. bd. of trustees-req. layoff notice (38-0)  
S2353 Kosco,L/Cafiero,J+1 St. Police complaints, cert-concerns (37-0)  
S2477 Sca (1R) Bark,M/Gormley,W+3 Co. solid waste fac. bonds-refinan. (25-5)  
S2538 Cafiero,J Co., cert.-changes population req. (38-0)  
S2584 Littell,R/Inverso,P+1 Transp.-concerns finan. (37-0)  
S2691 Sca (1R) Cardinale,G Health svc corp bd of directors-memb (21-13)  
SCR81 Matheussen,J Laurel Springs Borough-former ZIP code (38-0)  
SR96 Allen,D/Bark,M+1 Mammography-incr. Medicare reimb. rates (Voice)

**Bills Substituted:**

A14 Aca (1R) Collins,J/Kelly,J+7 Operation Recognition-estab. SUB FOR S2509  
A1706 Aca (1R) Wisniewski,J+1 Elevators, resid.-accommodate stretchers SUB FOR S2658  
A2480 ScaSa (2R) DeCroce,A/Merkt,R+5 Transp. fac.-incr. penal., interference SUB FOR S2312/2638 (SCS)  
A2633 Blee,F/Gibson,J+7 Prostate cancer-vol. contrib, income tax SUB FOR S1604  
A2645 Arnone,M/Biondi,P+1 Mun. ordinance, 1st viol.-incr. max fine SUB FOR S2163  
A2897 Heck,R/Pou,N+2 Children, endangering welfare-correction SUB FOR S1845  
A3035 AcaAca (2R) Lance,L+2 Landowners prov pub access-immunity SUB FOR S1958 (1R)  
S1604 Singer,R/Inverso,P+1 Prostate cancer-vol. contrib, income tax SUB BY A2633  
S1845 Kosco,L/Bucco,A Children, endangering welfare-correction SUB BY A2897  
S1958 Sca (1R) Schluter,W Landowners prov pub access-immunity SUB BY A3035 (2R)  
S2163 Singer,R Mun. ordinance, 1st viol.-incr. max fine SUB BY A2645  
S2312 /2638 Scs (SCS) Ciesla,A/Allen,D+1 RR Prot. and Vandalism Prev. Act SUB BY A2480 (2R)  
S2509 Cafiero,J/Inverso,P+1 Operation Recognition-estab. SUB BY A14 (1R)  
S2658 Turner,S Elevators, resid.-accommodate stretchers SUB BY A1706 (1R)

**Bills Returned Second Reading/Amended:**

A1143 AcaScaSa (3R) Garrett,E Swimming in St. parks-w/o lifeguard (13-0) (Littell)  
A2480 ScaSa (2R) DeCroce,A/Merkt,R+5 Transp. fac.-incr. penal., interference (36-0) (Ciesla)  
S940 ScsSa SaSaSa (SCS/4R) Singer,R/Ciesla,A Quarries-concerns location/operation (16-0) (Singer)  
S1769 ScaSa (2R) Sinagra,J St.-univ. health benef. plans-concerns (28-0) (Adler)  
S1888 ScaSa (2R) Bark,M/Sinagra,J+1 Women's Health Off.-estab. in DHSS;\$95K (34-0) (Bark)  
S2369 Sa (1R) Bucco,A/Kosco,L+1 ASPIRA, Inc.-pay off mortgage;\$350K (37-0) (Bucco)

**Bills Referred/SBA:**

S2369 Sa (1R) Bucco,A/Kosco,L+1 ASPIRA, Inc.-pay off mortgage;\$350K

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

S2587 Sca (1R) Robertson,N Amer. flag discrim.-impose emp. liab. REP/SCA  
S2625 Kosco,L/Girgenti,J Worker's comp-excludes gratuities REP  
SR130 Allen,D/Zane,R Federal youth grants-DOL apply REP

**Co-Sponsors Added:**

S686 Sca (1R) (O'Connor,E)  
S827 (Himelman,D; Allen,D)  
S1247 (Himelman,D)  
S1495 Sca (1R) (Himelman,D; Allen,D)

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

S1559 (Inverso,P)  
S1920 Sca (1R) (Himelman,D; Allen,D; Sacco,N)  
S2353 (Allen,D)  
S2369 Sa (1R) (Rice,R)  
S2477 Sca (1R) (Robertson,N; Himelman,D)  
S2509 (Allen,D)  
S2536 (Zane,R; Palaia,J)  
S2543 (Kyrillos,J)  
S2556 (Turner,S)  
S2689 (Lynch,J)  
SR96 (Himelman,D)  
SR132 (Bennett,J; Gormley,W; Matheussen,J; Bucco,A)

**Co-Prime Sponsors Added:**

S1767 (Kavanaugh,W)  
S2286 (Allen,D)  
S2440 Sca (1R) (Singer,R)

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

A14 Aca (1R) (Inverso,P; Allen,D; Cafiero,J)  
A1706 Aca (1R) (Turner,S)  
A2480 ScaSa (2R) (Sacco,N; Ciesla,A; Turner,S; McNamara,H; Allen,D)  
A2633 (Singer,R; Inverso,P; Allen,D)  
A2645 (Singer,R)  
A2897 (Kosco,L; Bucco,A)  
A3035 AcaAca (2R) (Schluter,W)

**Note to the November 19, 2001 Legislative Digest:**

**Co-Sponsors Added:**

S2536 \*NOT\*S2356 (Girgenti,J; Singer,R)

**The Senate adjourned at 6:15 P.M. to meet on Thursday, November 29, 2001 (QUORUM, Committee Groups "3" and "4" scheduled to meet).**

***ASSEMBLY ACTION***

**The Assembly did not meet. The Assembly will meet on Thursday, November 29, 2001 (SESSION).**

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

A14 Aca (1R) Collins,J/Kelly,J+7 Operation Recognition-estab.  
A1706 Aca (1R) Wisniewski,J+1 Elevators, resid.-accommodate stretchers  
A2633 Blee,F/Gibson,J+7 Prostate cancer-vol. contrib, income tax  
A2645 Arnone,M/Biondi,P+1 Mun. ordinance, 1st viol.-incr. max fine  
A2897 Heck,R/Pou,N+2 Children, endangering welfare-correction  
A3035 AcaAca (2R) Lance,L+2 Landowners prov pub access-immunity  
S1714 ScsAca (SCS/1R) Littell,R/Bucco,A+46 Dam repair, lake dredging;\$135M

**Bills Signed Into Law Since Last Session (11/19/01):**

None