

NEW JERSEY LEGISLATIVE DIGEST

for October 28, 2002

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Vol. XIV No. 45

210th Legislature • First Annual Session

Sean T. Kean was sworn in as a member of the General Assembly for the 11th Legislative District.

SENATE ACTION (QUORUM)

Nominations Reported from Committee:

TO BE A JUDGE OF WORKERS' COMPENSATION:

Christopher V. Dietz, of Titusville.

TO BE A MEMBER AND CHAIR OF THE CASINO CONTROL COMMISSION:

Linda M. Kassekert, of Pennsauken, to replace James Hurley, resigned.

TO BE A MEMBER OF THE BROWNFIELDS REDEVELOPMENT TASK FORCE:

George P. Kelley, P.E., P.P., of Montclair, to replace Farouk Ahmad.

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

Lorraine M. Shields, of Thorofare, to replace Edith Paterson.

TO BE A MEMBER OF THE INTERSTATE ENVIRONMENTAL COMMISSION:

John M. Scagnelli, Esq., of Warren, to replace Wayne DeFeo.

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

Jack Alter, of Fort Lee, to replace Herbert Tate, resigned.

TO BE A MEMBER OF THE NEW JERSEY HISTORIC TRUST:

Barbara Haney Irvine, of Cinnaminson, to replace Frank Moya.

Chris Perks, of Camden, to replace Jerome Raymond.

TO BE A MEMBER OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY:

Scott A. Kobler, of Essex Fells, to replace Daniel Becht.

TO BE A MEMBER OF THE NEW JERSEY STATE MUSEUM BOARD OF TRUSTEES:

Jane Burgio, of North Caldwell.

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

Ernest James Scheidemann, of Clifton, to replace Matthew Trella, Esq.

TO BE A MEMBER OF THE PINELANDS COMMISSION:

Edward Lloyd, Esq., of South Orange, to replace Theodore Gordon.

Rev. Dr. Guy Campbell, Jr., of Moorestown, to replace Candace McKee Ashmun.

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

Clarence C. Hoover, III, of Vineland, to replace Rhea Levine, Ph.D., deceased.

TO BE A MEMBER OF THE STATE EMPLOYMENT AND TRAINING COMMISSION:

Gail Davis, of Newark, to replace Robert L. Bildner, resigned.

TO BE THE DIRECTOR OF THE DIVISION OF GAMING ENFORCEMENT:

Thomas N. Auriemma, of Chatham Township, to replace John Peter Suarez, Esq., resigned.

Nominations Reported from Committee: (cont'd)

TO BE THE DIRECTOR OF THE DIVISION OF PENSIONS AND BENEFITS:
Frederick J. Beaver, of Philadelphia, PA, to replace Thomas Bryan, Esq.

Bills Introduced:

S2014 Inverso,P PERS, TPAF-concerns survivor benef. REF SSG
S2015 Palaia,J St. contractors-prov. emp. info. REF SLA
S2016 Turner,S Cable tv customers-estab. cert prot. req REF SCM
S2017 Singer,R Guardianship law-amends REF SJU
S2018 Charles,J Adult Literacy grants;\$2M REF SLA
S2019 Charles,J NJ City Univ.;\$185.376K REF SED
S2020 James,S/Charles,J Babyland Family Svcs., Inc.;\$250K REF SHH
S2021 Allen,D/Palaia,J Better Ed. Savings Trust-concerns REF SED
S2022 Lance,L Tax exemp., short term-concerns REF SCU
S2023 Codey,R Electronic Death Regis. Sys.-mandates REF SHH
S2024 Bennett,J Midwifery-concerns practice REF SHH
S2025 Palaia,J/Bennett,J Thomas S. Smith Sr St. Off. Bldg.-desig. REF SSG
S2026 Inverso,P Sch. emp.-concerns emergent hiring REF SED
SCR79 Matheussen,J/Vitale,J Blood bank reg.-concerns REF SHH

Bills Reported from Committee/Given 2nd Reading:

A2378 AcaAa (2R) Sarlo,P/Van Drew,J+8 Human remains, desecrate-crime REP
S314 Sca (1R) Matheussen,J/Palaia,J+8 Sexual assault, minor-mand life sentence REP/SCA
S408 Sca (1R) Smith,B/Palaia,J Sick leave banks-sch. emp. REP/SCA
S491 Scs (SCS) Vitale,J/Codey,R SCI-propose series of statute amendments REP/SCS
S493 Vitale,J/Matheussen,J St.-owned resid vet fac.-sales tax exemp. REP
S558 Lance,L Child of St inmate-concerns tuition cost REP
S950 Sca (1R) Turner,S Nannies-crim. background checks REP/SCA
S1117 Sca (1R) Vitale,J/Girgenti,J Drunk driv.-incr. addl. penal assessment REP/SCA
S1587 Sca (1R) Adler,J Constr. code inspection-concerns REP/SCA
S1591 Sca (1R) Coniglio,J Host mun. benef.-sewerage auth. REP/SCA
S1644 Sca (1R) Sweeney,S Driving while fatigued-recklessness REP/SCA
S1679 Sca (1R) Rice,R/Charles,J+1 Housing constr.-bus. receiving St. fds REP/SCA
S1733 Sca (1R) Allen,D/Palaia,J Three Strikes law-amends REP/SCA
S1795 Sca (1R) Bucco,A+1 Shower rails-sr. low income rental proj. REP/SCA
S1797 Allen,D/Palaia,J Homestead Rebate Pymt Prot. Act REP
S1826 Coniglio,J/Sweeney,S Deceptive practices-crime REP
S1840 Sca (1R) Girgenti,J/Gormley,W Human remains, desecrate-crime REP/SCA
S1903 Sca (1R) Palaia,J/Cafiero,J Will registry-estab. REP/SCA
S1926 Sca (1R) Bennett,J Trusts, cert.-concerns deferred distrib. REP/SCA
S1945 Bagger,R+2 Fair Housing Act-protects cert. mun. REP

Bills Referred/SBA:

S558 Lance,L Child of St inmate-concerns tuition cost
S950 Sca (1R) Turner,S Nannies-crim. background checks
S1117 Sca (1R) Vitale,J/Girgenti,J Drunk driv.-incr. addl. penal assessment
S1797 Allen,D/Palaia,J Homestead Rebate Pymt Prot. Act

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

A1558 AcaScaAaAa (4R) Greenwald,L/Guear,G+35 Amber's Plan-estab. abducted child alert
S166 ScaAca (2R) Bagger,R/Allen,D+17 Interst. Compact for Adult Offender-prov
S412 ScaAca (2R) Bryant,W/James,S+4 St. Police employment titles-req. list
S495 ScaAcaAa (3R) Vitale,J/Matheussen,J+14 Collaborating Ctr. for Nursing-estab.
S1038 ScaSaAa (3R) Bark,M/Caraballo,W+6 Racing Comm.-reconstitutes memb.
S1341 ScaAca (2R) Matheussen,J/Allen,D+15 Sr. Prop. Tax Freeze Prot. Act-desig.
S1415 Aca (1R) Gill,N/Cohen,N Workers' comp case-concerns witness fees

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

A2678 Diegnan,P/Conners,J+26 Bingo proceeds-capital improvements
A2714 AcaAca (2R) Green,J Redevel. plans-concerns land use

Bills Received from Assembly/Referred to Committee:

A1305 AcsAa (ACS/1R) Payne,W/Johnson,G+4 St. Police mv stops-quarterly studies REF SJU
A1560 Aca (1R) Russo,D+3 Tobacco, smokeless-proh use in pub. sch. REF SHH
A2233/1912 Acs (ACS) Sarlo,P/Ahearn,M+48 Terrorist attack victim-exemp income tax REF SBA
A2385 Aca (1R) Stender,L/Cohen,N+1 Public works contracts-concerns REF SCU
A2399 Aca (1R) Johnson,G/Steele,A+4 St. Police-maintain cert. records REF SJU
A2471 Merkt,R/Barnes,P+2 Electric assist mobility device-concerns REF SLA
A2672 McKeon,J/Hackett,M+2 Hairstylist lic.-remove home address REF SCM
A2728 Aca (1R) Gusciora,R/Cruz-Perez,N+1 Printer/printer devices, cert-proh. sale REF SCM
A2736 Ahearn,M/Improveduto,A+4 Dental hygienists-concerns ed. REF SCM

Co-Sponsors Added:

S493 (Girgenti,J)
S1112 (Smith,B)
S1251 Sca (1R) (Coniglio,J)
S1429 (Sweeney,S)
S1434 Sca (1R) (Coniglio,J)
S1795 Sca (1R) (Coniglio,J)
S1891 (Ciesla,A)
S1920 (Connors,L)
S1945 (Adler,J)

Co-Prime Sponsors Added:

S844 (Martin,R)
S1603 Sca (1R) (Coniglio,J)
S1660 (Bucco,A)
S1734 (Bennett,J)
S1789 Sca (1R) (Buono,B)
S1903 Sca (1R) (Cafiero,J)

Note to the October 24, 2002 Legislative Digest:

Co-Sponsors Added:

S1524 (Coniglio,J)
S1545 (Coniglio,J)

The Senate President has made the following appointment:

***Effective October 24, 2002**

Advisory Council to Promote the Profession of Nursing:

Senator John O. Bennett (12)

The Senate adjourned at 5:29 P.M. to meet on Thursday, October 31, 2002 (SESSION).

ASSEMBLY ACTION (SESSION)

Bills Introduced:

A2946 Friscia,A/Quigley,J+1 Apparel acquisition-concerns REF ALA
A2947 Azzolina,J/Heck,R Cell phone use while driv.-penal. REF ATR
A2948 Guear,G Min. wage, failure to pay-crim. penal. REF ALA
A2949 Egan,J Pub contract bids-release prior to date REF AHO
A2950 Conaway,H+1 Death penal.-concerns REF AJU
A2951 Greenstein,L/Guear,G Sch. emp.-concerns emergent hiring REF AED
A2952 Garrett,E World language graduation req-concerns REF AED
A2953 Van Drew,J Deceptive practices-crime REF ACO
A2954 Doherty,M Vol FF, first aid squad-prov. tax deduc REF ALP
A2955 Cohen,N Banks-prov. suspicious transaction REF ABI
ACR138 Diegnan,P Gov, acting--proh granting clemency REF ASG
AR201 Van Drew,J Nuclear accident-concerns iodide pills REF AHS

Bills Passed:

A1305 AcsAa (ACS/1R) Payne,W/Johnson,G+4 St. Police mv stops-quarterly studies (42-30-4)
A1560 Aca (1R) Russo,D+3 Tobacco, smokeless-proh use in pub. sch. (77-1-0)
A2233/1912 Acs (ACS) Sarlo,P/Ahearn,M+48 Terrorist attack victim-exemp income tax (78-0-0)
A2385 Aca (1R) Stender,L/Cohen,N+1 Public works contracts-concerns (78-0-0)
A2399 Aca (1R) Johnson,G/Steele,A+4 St. Police-maintain cert. records (78-0-0)
A2471 Merkt,R/Barnes,P+2 Electric assist mobility device-concerns (77-0-0)
A2672 McKeon,J/Hackett,M+2 Hairstylist lic.-remove home address (78-0-0)
A2678 Diegnan,P/Conners,J+26 Bingo proceeds-capital improvements (78-0-0)
A2714 AcaAca (2R) Green,J Redevel. plans-concerns land use (52-25-1)
A2728 Aca (1R) Gusciora,R/Cruz-Perez,N+1 Printer/printer devices, cert-proh. sale (78-0-0)
A2736 Ahearn,M/Impreveduto,A+4 Dental hygienists-concerns ed. (78-0-0)
AR121 Weinberg,L/Stender,L+28 Breast Cancer Awareness Mo.-Oct. 2002 (78-0-0)
AR174 Van Drew,J/Hackett,M In God We Trust-disply in pub bldgs (75-0-1)
S137 Scs (SCS) Buono,B/Matheussen,J+8 Sch. Integrated Pest Mgmt. Act (78-0-0)
S166 ScaAca (2R) Bagger,R/Allen,D+17 Interst. Compact for Adult Offender-prov (78-0-0)
S380 Sacco,N/Bucco,A+2 Oxygen, in resid.-notify fire dept. (78-0-0)
S412 ScaAca (2R) Bryant,W/James,S+4 St. Police employment titles-req. list (78-0-0)
S495 ScaAcaAa (3R) Vitale,J/Matheussen,J+14 Collaborating Ctr. for Nursing-estab. (78-0-0)
S1038 ScaSaAa (3R) Bark,M/Caraballo,W+6 Racing Comm.-reconstitutes memb. (71-4-1)
S1341 ScaAca (2R) Matheussen,J/Allen,D+15 Sr. Prop. Tax Freeze Prot. Act-desig. (78-0-0)
S1415 Aca (1R) Gill,N/Cohen,N Workers' comp case-concerns witness fees (48-30-0)
S1479 Sca (1R) Cardinale,G/Cohen,N Fiduciaries-employ/compensate accountant (76-0-1)
S1626 Kenny,B/Martin,R Higher Ed Capital Improvement Fd-incr (78-0-0)
SJR32 Bagger,R/Kean,T+6 UNICEF Day-desig. October 31st each yr. (78-0-0)

Bills Passed Concurring w/Amendment by Amendment:

A1558 AcaScaAaAa (4R) Greenwald,L/Guear,G+35 Amber's Plan-estab. abducted child alert To Concur by Aa (Greenwald) (78-0-0)

Bills Substituted:

A1740 Aca (1R) Stanley,C+2 St. Police employment titles-req. list SUB BY S412 (2R)
A1836 AcaAca (2R) Cohen,N/Wisniewski,J Workers' comp case-concerns witness fees SUB BY S1415 (1R)
A2163/1993 Acs (ACS) Johnson,G/Watson Coleman,B+9 Adult Offender Supervision-compact SUB BY S166 (2R)
A2282/2161 Acs (ACS) Eagler,P/Edwards,W+10 Sr. Prop. Tax Freeze Prot. Act-desig. SUB BY S1341 (2R)
A2301 Aca (1R) Cohen,N/Impreveduto,A Fiduciaries-concerns SUB FOR S1479 (1R)
A2637 Impreveduto,A/Watson Coleman,B Higher Ed Capital Improvement Fd-incr SUB BY S1626
A2841 Roberts,J/Stender,L+4 Sch. Integrated Pest Mgmt. Act SUB BY S137 (SCS)
A2939 Aca (1R) Sires,A/Roberts,J+1 Oxygen, in resid.-notify fire dept. SUB BY S380
AJR13 Kean,T/Munoz,E+4 UNICEF Day-desig. October 31st each yr. SUB BY SJR32
S137 Scs (SCS) Buono,B/Matheussen,J+8 Sch. Integrated Pest Mgmt. Act SUB FOR A2841
S166 ScaAca (2R) Bagger,R/Allen,D+17 Interst. Compact for Adult Offender-prov SUB FOR A2163/1993 (ACS)
S380 Sacco,N/Bucco,A+2 Oxygen, in resid.-notify fire dept. SUB FOR A2939 (1R)
S412 ScaAca (2R) Bryant,W/James,S+4 St. Police employment titles-req. list SUB FOR A1740 (1R)
S1341 ScaAca (2R) Matheussen,J/Allen,D+15 Sr. Prop. Tax Freeze Prot. Act-desig. SUB FOR A2282/2161 (ACS)

Bills Substituted: (cont'd)

S1415 Aca (1R) Gill,N/Cohen,N Workers' comp case-concerns witness fees SUB FOR A1836 (2R)
S1479 Sca (1R) Cardinale,G/Cohen,N Fiduciaries-employ/compensate accountant SUB FOR A2301 (1R)
S1626 Kenny,B/Martin,R Higher Ed Capital Improvement Fd-incr SUB FOR A2637
SJR32 Bagger,R/Kean,T+6 UNICEF Day-desig. October 31st each yr. SUB FOR AJR13

Bills Returned Second Reading/Amended:

A438 AcaAcaAa (3R) Smith,R/Weinberg,L+11 Voluntary ballistics id prog.-estab. (Smith,R)
A2642 Aa (1R) Imprevduto,A/Moran,J+1 Veterinary medicine-concerns practice (Imprevduto)

Bills Transferred:

A1018 Connors,C/Moran,J+1 Mun. emp. health care waiver-auth ext. FROM ASG TO AHO

Bills Withdrawn From The Files:

A1519 Azzolina,J Child abuse, false reporting-crime FROM AFW

Co-Sponsors Added:

A90 (Heck,R)
A141 (Pennacchio,J)
A152 (Pennacchio,J)
A158 (Pennacchio,J)
A163 (Pennacchio,J)
A165 (Pennacchio,J)
A170 (Pennacchio,J)
A438 AcaAcaAa (3R) (Perez-Cinciarelli,E; Greenstein,L)
A1018 (Green,J)
A1191 Aca (1R) (Gusciora,R)
A1558 AcaScaAaAa (4R) (Perez-Cinciarelli,E; Van Drew,J; Stender,L; Previte,M; Chivukula,U; Gusciora,R; Connors,C; Blee,F;
D'Amato,P)
A1560 Aca (1R) (Connors,J; Gusciora,R)
A1740 Aca (1R) (Conaway,H; Chivukula,U)
A1987 (Chivukula,U)
A2163/1993 Acs (ACS) (Conaway,H; Connors,J; Weinberg,L)
A2190 (Heck,R)
A2211 (Chivukula,U)
A2233/1912 Acs (ACS) (Quigley,J; Stender,L; Perez-Cinciarelli,E; Gusciora,R; Greenstein,L; Conaway,H; Chivukula,U)
A2276 Aca (1R) (Eagler,P)
A2281 (Smith,R)
A2282/2161 Acs (ACS) (Conaway,H; Connors,J; Greenstein,L; Gusciora,R)
A2337 (Perez-Cinciarelli,E; Conaway,H; Cruz-Perez,N)
A2385 Aca (1R) (Chivukula,U)
A2399 Aca (1R) (Chivukula,U; Conaway,H)
A2471 (Chivukula,U; Connors,J)
A2539 Aca (1R) (McKeon,J)
A2543 (McKeon,J)
A2557 (Greenstein,L)
A2625 (Connors,J)
A2642 Aa (1R) (Perez-Cinciarelli,E)
A2667 (Gusciora,R)
A2672 (Eagler,P; Perez-Cinciarelli,E)
A2678 (Corodemus,S)
A2686 Acs (ACS) (Chivukula,U)
A2705 (Pennacchio,J)
A2728 Aca (1R) (Chivukula,U)
A2757 (Pennacchio,J)
A2762 (Heck,R)
A2814 (Pennacchio,J)
A2841 (Gusciora,R; Van Drew,J; Greenstein,L)
A2869 (Kean,S)
A2903 (Eagler,P)

Co-Sponsors Added: (cont'd)

A2904 (McKeon,J)
A2939 Aca (1R) (Conners,J)
A2942 (Heck,R)
A2944 (Friscia,A)
ACR132/103 Acs (ACS) (Heck,R)
AJR13 (Conners,J; Heck,R; Gusciora,R; Gregg,G)
AR23 (Pennacchio,J)
AR92 (Pennacchio,J)
AR121 (Chivukula,U; Conners,J; Corodemus,S; Gusciora,R)

Co-Sponsors Withdrawn:

A1624 (Van Drew,J; Asselta,N)
A2211 (Guear,G)
AR23 (Gusciora,R)

Prime Sponsors Added:

A2896 (Conaway,H)

Prime Sponsors Withdrawn:

A2204 (Steele,A)
A2896 (Impreveduto,A)

Second Prime Sponsors Added:

A1560 (Kean,S)
A1990 (Chivukula,U)
A2332 (Greenstein,L)
A2915 (Sarlo,P)
A2940 (Impreveduto,A)

Third Prime Sponsors Added:

A1624 (Van Drew,J)
A2841 (Sires,A)
A2896 (Malone,J)
AR23 (Gusciora,R)

Fourth Prime Sponsors Added:

A1624 (Asselta,N)
A2896 (Impreveduto,A)

Co-Sponsors Added to Bills Substituted:

S137 Scs (SCS) (Gusciora,R; Van Drew,J; Greenstein,L; Chatzidakis,L)
S166 ScaAca (2R) (Egan,J; Diegnan,P; Conners,J; Conaway,H; Barnes,P; Munoz,E; Previte,M; Chivukula,U; Weinberg,L)
S380 (Conners,J)
S412 ScaAca (2R) (Chivukula,U; Conaway,H)
S1341 ScaAca (2R) (Conaway,H; Van Drew,J; Wolfe,D; Holzapfel,J; Gusciora,R; Moran,J; Amone,M; Smith,R; Conners,J; Greenstein,L)
SJR32 (Gusciora,R; Gregg,G; Conners,J; Heck,R)

Prime Sponsors Added to Bills Substituted:

S137 Scs (SCS) (Roberts,J)
S166 ScaAca (2R) (Johnson,G)

Prime Sponsors Added to Bills Substituted: (cont'd)

S380 (Sires,A)
S412 ScaAca (2R) (Stanley,C)
S1341 ScaAca (2R) (Eagler,P)
S1415 Aca (1R) (Cohen,N)
S1479 Sca (1R) (Cohen,N)
S1626 (Impreveduto,A)
SJR32 (Kean,T)

Second Prime Sponsors Added to Bills Substituted:

S137 Scs (SCS) (Stender,L)
S166 ScaAca (2R) (Watson Coleman,B)
S380 (Roberts,J)
S1341 ScaAca (2R) (Edwards,W)
S1415 Aca (1R) (Wisniewski,J)
S1479 Sca (1R) (Impreveduto,A)
S1626 (Watson Coleman,B)
SJR32 (Munoz,E)

Third Prime Sponsors Added to Bills Substituted:

S137 Scs (SCS) (Sires,A)
S166 ScaAca (2R) (Kean,T)
S380 (Wisniewski,J)
S1341 ScaAca (2R) (Geist,G)

Fourth Prime Sponsors Added to Bills Substituted:

S1341 ScaAca (2R) (Connors,C)

The Assembly adjourned at 6:50 P.M. to meet on Thursday, November 7, 2002 (QUORUM, Committee Groups "A" and "B" scheduled to meet).

Bills Passed Both Houses/Sent To Governor:

S137 Scs (SCS) Buono,B/Matheussen,J+8 Sch. Integrated Pest Mgmt. Act
S380 Sacco,N/Bucco,A+2 Oxygen, in resid.-notify fire dept.
S1479 Sca (1R) Cardinale,G/Cohen,N Fiduciaries-employ/compensate accountant
S1626 Kenny,B/Martin,R Higher Ed Capital Improvement Fd-incr
SJR32 Bagger,R/Kean,T+6 UNICEF Day-desig. October 31st each yr.

Bills Signed Into Law Since Last Session (10/24/2002):

None