

# ***NEW JERSEY LEGISLATIVE DIGEST***

*for March 29, 2004*

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

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**Vol. XVI No. 16**

**211th Legislature • First Annual Session**

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

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

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

Carmen Messano, of Jersey City.  
Philip H. Mizzone, of West Paterson.  
Kathryn Brock, of Summit.  
James Ciancia, of Stockton.  
Estela Maria De La Cruz, of Allendale.  
Ronald Freeman, of Cherry Hill.  
Vincent Le Blon, of East Brunswick.  
Scott Moynihan, of Scotch Plains.  
Edward Neafsey, of Avon-by-the-Sea.  
Susan Reisner, of Metuchen.  
George Sabbath, of Pequannock.  
Francis Schultz, of Secaucus.

##### **TO BE A JUDGE OF THE TAX COURT:**

Marie Lihotz, of Moorestown.

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

Mayor Deborah C. Whitcraft, of Beach Haven, to replace Marcia Force.  
Lieutenant Michael F. Grennier, of South Plainfield, to replace John Blazakis.

##### **TO BE A MEMBER OF THE ADVISORY BOARD ON CARNIVAL AMUSEMENT RIDE SAFETY:**

Geoffrey M. Rogers, of Wildwood Crest, to replace O. Jackson Meyer, III.

##### **TO BE A MEMBER OF THE BLUE CROSS AND BLUE SHIELD, INC. OF NEW JERSEY - BOARD OF DIRECTORS:**

Daniel J. McCarthy, Esq., of Cranford, to replace Priscilla Anderson.

##### **TO BE A MEMBER OF THE COMMISSION ON RADIATION PROTECTION:**

Julie Ellen Kelter Timins, M.D., of Morristown.  
Mohan Makhija, M.D., of Ocean, to replace Henry Powsner, resigned.  
John J. Mauro, Ph.D., of Red Bank, to replace Daniel Wartenberg, Ph.D., resigned.

##### **TO BE A MEMBER OF THE DELAWARE AND RARITAN CANAL COMMISSION:**

John Loos, of Franklin Park, to replace Frank J. Torpey, deceased.

##### **TO BE A MEMBER OF THE EMPLOYMENT SECURITY COUNCIL:**

J. Roger Simonds, Jr., of Phillipsburg, to replace Ellis Vieser, resigned.

##### **TO BE A MEMBER OF THE HEALTH CARE ADMINISTRATION BOARD:**

Mary Kathryn Roberts, Esq., of Brielle, to replace Lawrence Chiaravallo.

##### **TO BE A MEMBER OF THE NEW JERSEY HISTORIC TRUST:**

Councilman Joseph J. Alessandrino, Jr., of Ocean City.

##### **TO BE A MEMBER OF THE NEW JERSEY REDEVELOPMENT AUTHORITY:**

William F. Whelan, of Bridgeton, to replace Angelo Valente.

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

TO BE A MEMBER OF THE NEW JERSEY STATE BOARD OF MEDIATION:  
Robert C. Angelo, Ed.D, of East Brunswick, to replace Thomas Lazzio.

TO BE A MEMBER OF THE PUBLIC HEALTH COUNCIL:  
Riki E. Jacobs, Esq., of Highland Park, to replace Mukesh Roy.

TO BE A MEMBER OF THE STATE HEALTH PLANNING BOARD:  
Susan E. Olszewski, of Plainfield.

TO BE A WORKERS' COMPENSATION JUDGE:  
Ronald J. Allen, of Woodcliff Lake.

TO BE THE CHAIR OF THE NEW JERSEY MOTOR VEHICLE COMMISSION:  
Sharon Anne Harrington, of Trenton, to replace Diane M. Legreide, resigned.

TO BE THE DIRECTOR OF THE DIVISION OF PURCHASE AND PROPERTY:  
John V. Naiman, Jr., of Mount Olive, to replace Hope R. Blackburn, Esq., resigned.

**Nominations Reported from Committee:**

TO BE A JUDGE OF THE SUPERIOR COURT:  
Philip H. Mizzone, of West Paterson.

TO BE THE CHAIR OF THE NEW JERSEY MOTOR VEHICLE COMMISSION:  
Sharon Anne Harrington, of Trenton, to replace Diane M. Legreide, resigned.

**Bills Introduced:**

S1 Smith,B/Martin,R Highlands Water Prot. & Planning Act REF SEN  
S1376 Cardinale,G Health care supplies-exemp sales tax REF SHH  
S1377 Cardinale,G Rehab.-estab. as parole condition REF SLP  
S1378 Cardinale,G Govt spending, reduce-Constit convention REF SJU  
S1379 Vitale,J/Rice,R Lead screening-HMOs report, req. REF SHH  
S1380 Ciesla,A/Kyrillos,J+1 Vets.-concern qualifications REF SSG  
S1381 Sarlo,P PFRS deferred retir. option prog.-create REF SSG  
S1382 Ciesla,A/Connors,L Rents received, charitable org-not taxed REF SWT  
S1383 Connors,L/McNamara,H+1 Health Benf. Prov. Network Study Comm. REF SHH  
S1384 Ciesla,A/Connors,L Vet. Home Health Care Demo. Prog.;\$1M REF SHH  
S1385 Ciesla,A/Kyrillos,J+1 Vet benef.-extends cert. elig. REF SSG  
S1386 Ciesla,A/Connors,L PFRS-incr. cert. benef REF SSG  
S1387 Asselta,N/Singer,R Polling place accessibility-concerns REF SSG  
S1388 Ciesla,A WAVES-paid leave to attend conventions REF SSG  
S1389 Connors,L/Ciesla,A Polling place accessibility-improve REF SSG  
S1390 Connors,L/McNamara,H+1 Patient infections-report cert. info REF SHH  
S1391 Cunningham,G/Karcher,E+1 Lifeline benef.-prov cost of living incr. REF SEG  
S1392 Lance,L Govt. spending-St. constit. convention REF SJU  
S1393 Connors,L/Ciesla,A Pub. fd, stolen-garnish pension contrib. REF SSG  
S1394 Connors,L/Ciesla,A Campaign contrib.-limits to \$100 per yr. REF SSG  
S1395 Rice,R Vet., St. emp.-post retir. med. benef. REF SSG  
S1396 Rice,R/James,S Leave for parents, cert.-auth. REF SLA  
S1397 Singer,R/Turner,S Sch. bus drivers-mandates training REF SED  
S1398 Lance,L Police, mun.-concerns appt. REF SCU  
S1399 McNamara,H Vol FF/emerg svc-MVC give time off w/pay REF STR  
S1401 Palaia,J Leg., info. received, possessed-concerns REF SSG  
S1402 Scutari,N Sch. fac. proj.-address health hazard REF SED  
S1403 Inverso,P Student finan. mgmt prog.-prov. REF SCM  
S1404 Inverso,P Vet. prop. tax deduction-extend elig. REF SCU  
S1405 Inverso,P Contrib. by entities doing St. bus-proh REF SSG  
S1406 Singer,R Vet. prop. tax deductions-extend elig. REF SCU  
S1407 Baer,B/Cardinale,G Med. diagnostic x-ray equip.-concerns REF SHH  
S1408 Lesniak,R Wineries, NJ-elim. direct shipping REF SLP  
S1409 Sarlo,P/Buono,B+1 Mammograms, women under 40-insur cover REF SHH  
S1410 Coniglio,J Voting Accessibility Advis. Comm.-estab. REF SSG

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

S1411 Rice,R/Lesniak,R Vol. assn reg student activities-concern REF SED  
S1412 Turner,S Devel. Subsidy Job Goals Acct. Act REF SLA  
S1413 Turner,S Homestead Prop Tax Reimb prog-restore fd REF SCU  
S1414 Turner,S Kinship Legal Guardianship Notification REF SHH  
S1415 Turner,S Rental asst.-estab. prog. REF SCU  
S1416 Turner,S Historic Prop. Reinvestment Act REF SWT  
S1417 Turner,S Armed svcs. spouses-prov. unemp. benef. REF SLA  
S1418 Singer,R TPAF vet. retirees-paid health benef. REF SSG  
S1419 Martin,R Teachers, nonprofit priv. sch.-concerns REF SED  
S1420 Adler,J Sch. dist.-concerns St. matching fds. REF SED  
S1421 Karcher,E/Smith,B Pub. Utility Svc. Extension Act REF SEN  
S1423 Buono,B Amer. former POW-GSP, memor. hwy. REF STR  
S1424 Baer,B/Coniglio,J Electricians-concerns qual. journeymen REF SCM  
S1425 Connors,L/McNamara,H+1 Sodium azide-removal from airbag req. REF SEN  
S1426 Connors,L/Ciesla,A St. Rev Forecasting Integrity Comm-estab REF SBA  
S1427 Cunningham,G Loc. bd. of health-concerns auth. REF SHH  
S1428 Sarlo,P Prescription legend drugs-concerns REF SJU  
S1429 Sarlo,P Luring or enticing another-crime REF SJU  
S1430 Rice,R/Buono,B+1 Health Enterprise Zones-creates REF SHH  
S1431 Rice,R Sch. dist. monitoring-concerns REF SED  
S1432 Littell,R St-funded ads-proh. Gov appearance REF SSG  
S1433 Cunningham,G Vacant prop.-concerns taxation REF SCU  
S1434 Sweeney,S UI benef. during training-concerns REF SLA  
S1435 Sweeney,S Absentee ballots-concerns REF SSG  
S1436 Sweeney,S UEZ, Salem City-create REF SEG  
S1437 Sweeney,S Anabolic androgenic steroids-proh, minor REF SHH  
S1438 Sweeney,S Interdist. pub. sch.-restrict enrollment REF SED  
S1439 Coniglio,J/Sarlo,P+2 Vendors collecting sales tax-concerns REF SBA  
S1440 Lance,L Adoption expenses-income tax cred. REF SHH  
S1441 Lance,L Pol. contrib.-proh. by out-of-St casinos REF SSG  
S1442 Lance,L Land appraisals-incl. farmland preserv. REF SEG  
S1443 Lance,L Sch dist budget cap adjustment-concerns REF SED  
S1444 Vitale,J/Gill,N Elim Health Disparities Initiative-estab REF SHH  
S1445 Vitale,J/Girgenti,J Alt. to Discipline Prog., nurses-estab. REF SCM  
S1446 Vitale,J/Rice,R+1 Children Palliative Care Network;\$170K REF SHH  
S1447 Madden,F/Vitale,J Defibrillators-req. in nursing homes REF SHH  
S1448 Palaia,J Child support overpymts-estab. procedure REF SJU  
S1449 Inverso,P Amer. Revolution Museum-constr.;\$50K REF SWT  
S1450 Martin,R Insur. fd commissioners-auth appt. REF SCU  
S1451 Connors,L/Ciesla,A Charities-renewal of regis. REF SCM  
SCR77 Cardinale,G Pub. ed.-various changes to sys. REF SED  
SCR78 Cardinale,G Sr., disab. prop tax deduct-income limit REF SCU  
SCR79 Lance,L Prop tax reform-propose statutory change REF SJU  
SCR80 Connors,L/Ciesla,A+1 Prop. assessment reduct-amends constit. REF SCU  
SJR40 Adler,J St. Mandate Study Comm.-creates REF SCU  
SR48 Cardinale,G Cable tv programming options-regulate REF SEG  
SR49 Cardinale,G Cable tv industry-reg. REF SEG

**Motions:**

A50 AcsAaSca (ACS/2R) Roberts,J/Cohen,N+12 Med. Care Access & Patients First Act To Sa (Allen)  
A50 AcsAaSca (ACS/2R) Roberts,J/Cohen,N+12 Med. Care Access & Patients First Act To Table (21-16) (Bryant)  
S119 Inverso,P/Adler,J+10 Camp. contrib.-concerns 24 hour notice Rule 12:6 (Inverso)  
S120 Inverso,P/Kyrillos,J Leg.-proh emp. of cert. relatives 24 hour notice Rule 12:6 (Inverso)  
S449 Kean,T/Kyrillos,J Leg memb-proh more than one elective off 24 hour notice Rule 12:6 (Kean,T.)  
S463 McNamara,H+1 Sports fac, prof-voter approval, St. fds 24 hour notice Rule 12:6 (McNamara)

**Bills Passed:**

A50 AcsAaSca (ACS/2R) Roberts,J/Cohen,N+12 Med. Care Access & Patients First Act (21-15)  
A437 Impreveduto,A/Chivukula,U+3 Biotech. Permit Acceleration Task Force (34-0)  
A1047 Wolfe,D/Kean,S+20 Sept. 11 Memor. Bridge-Rt. No. 70 bridge (37-0)  
A1630 AcaSa (2R) Chivukula,U/Barnes,P+3 MV abstract, DWI offenders-concerns (37-0)  
A2052 AcaAa (2R) Cohen,N/Impreveduto,A+6 Contractors' Regis. Act (24-11)  
A2259 Aca (1R) Smith,R/Weinberg,L+3 Drunk driv. offenses-clarify sentencing (37-0)  
AJR68 Stanley,C/Mayer,D+11 Study Attendance in Pub. Sch. Task Force (36-0)

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

S70 ScaSa (2R) Rice,R/Cunningham,G+15 Inmate Ed. & Voc. Training Study Comm. (37-0)  
S96 James,S/Asselta,N Performing art ctrs-remove support limit (37-0)  
S206 Scs (SCS) Smith,B/Lance,L Commercial nonagric. activities-concerns (30-5)  
S261 Sca (1R) Palaia,J Reflex Sympathetic Dystrophy Ed/Prog Act (37-0)  
S318 Sca (1R) Bark,M Energy Star products-req. St. to purch. (37-0)  
S319 Bark,M Life-cycle costs-concerns (37-0)  
S334 Ss (SS) Sarlo,P Crime against pub util emp-upgrade penal (37-0)  
S488 Sca (1R) Buono,B/Vitale,J Temp disab. benf-emp notification req. (37-0)  
S530 Girgenti,J DOC investigators-attend police training (37-0)  
S543 ScaSa (2R) Vitale,J Emerg. warning lights, sirens-concerns (37-0)  
S557 ScsAca (SCS/1R) Vitale,J/Girgenti,J+6 Patient Safety Act (36-0)  
S559 Adler,J/Asselta,N Masonry-proh. dry cutting and grinding (35-0)  
S675 Sca (1R) Connors,L Emerg svc vol length of svc award-revise (37-0)  
S708 Sa (1R) Adler,J/Bryant,W Wills and estates-revises (37-0)  
S1002 Codey,R Motor bus owners-concerns med. coverage (21-9)  
S1037 Scs (SCS) Coniglio,J E-mail messages, cert.-crim, civil penal (36-0)  
S1192 ScaSa (2R) Bryant,W/Codey,R+16 Scholarships for co coll. students-estab (37-0)  
SR19 Connors,L Workers' comp/SS benf-modify limits (Voice)  
SR20 Martin,R Medicare-concerns coverage determination (Voice)

**Bills Substituted:**

A50 AcsAaSca (ACS/2R) Roberts,J/Cohen,N+12 Med. Care Access & Patients First Act SUB FOR S50/551 (SCS)  
A2052 AcaAa (2R) Cohen,N/Impeveduto,A+6 Contractors' Regis. Act SUB FOR S167 (1R)  
A2259 Aca (1R) Smith,R/Weinberg,L+3 Drunk driv. offenses-clarify sentencing SUB FOR S863 (1R)  
AJR68 Stanley,C/Mayer,D+11 Study Attendance in Pub. Sch. Task Force SUB FOR SJR25 (1R)  
S50/551 Scs (SCS) Vitale,J/Lesniak,R+1 Med. Care Access & Patients First Act SUB BY A50 (ACS/2R)  
S167 Sca (1R) Bryant,W/Sarlo,P+2 Contractors' Regis. Act SUB BY A2052 (2R)  
S863 Sa (1R) Vitale,J/Karcher,E+1 Drunk driv.-clarifies sentencing prov. SUB BY A2259 (1R)  
SJR25 Sca (1R) Turner,S Study Attendance in Pub. Sch. Task Force SUB BY AJR68

**Bills Returned Second Reading/Amended:**

S330 ScaSa (2R) Sarlo,P/Girgenti,J+1 Deputy sheriffs, uncomp.-concerns (36-0) (Sarlo)  
S409 Sa (1R) Bucco,A Worker's comp.-elim. during imprisonment (36-0) (Bucco)

**Bills Returned Second Reading/Substitute:**

S144 ScaSS (SS) Bryant,W/Allen,D+1 Physician-cultural competency training (33-0) (Bryant)

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

AJR68 Stanley,C/Mayer,D+11 Study Attendance in Pub. Sch. Task Force REP

**Co-Sponsors Added:**

S1 (Codey,R)  
S50 (Madden,F)  
S81 (Martin,R; Palaia,J; Vitale,J)  
S123 (Ciesla,A)  
S144 ScaSS (SS) (Baer,B)  
S214 (Littell,R)  
S377 (Ciesla,A)  
S641 (Kenny,B; Cunningham,G)  
S962 (Littell,R)  
S971 (Ciesla,A)  
S1189 (Vitale,J)  
S1192 ScaSa (2R) (Girgenti,J)  
S1261 (Vitale,J)  
S1368 (Scutari,N; Coniglio,J)  
S1380 (Connors,L)  
S1383 (Ciesla,A)

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

S1386 (Connors,L)  
S1390 (Ciesla,A)  
S1391 (Bryant,W)  
S1409 (Coniglio,J)  
S1425 (Ciesla,A)  
S1430 (Madden,F)  
S1439 (Baer,B; Sweeney,S)  
S1446 (Madden,F)  
SCR80 (James,S)

**Co-Prime Sponsors Added:**

S101 (Connors,L)  
S196 Sca (1R) (Vitale,J)  
S402 (Buono,B)  
S451 (Adler,J)  
S768 (Connors,L)  
S1069 (Littell,R)  
S1189 (Coniglio,J)  
SCR44 (Singer,R)

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

A50 AcsAaSca (ACS/2R) (Madden,F; Lesniak,R; Vitale,J)  
A2052 AcaAa (2R) (Madden,F; Rice,R; Sarlo,P; Bryant,W)  
A2259 Aca (1R) (Cunningham,G; Karcher,E; Vitale,J)  
AJR68 (Turner,S)

**The Senate President has made the following appointments:**

**\*Effective March 24, 2004**

**New Jersey Redevelopment Authority:**

**Michael Desaro of West Caldwell, to replace Henry Wierzbicki, resigned.**

**The Senate adjourned at 5:26 P.M. to meet again at a date and time to be announced.**

***ASSEMBLY ACTION***

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

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

A437 Impreveduto,A/Chivukula,U+3 Biotech. Permit Acceleration Task Force  
A1047 Wolfe,D/Kean,S+20 Sept. 11 Memor. Bridge-Rt. No. 70 bridge  
A2052 AcaAa (2R) Cohen,N/Impreveduto,A+6 Contractors' Regis. Act  
A2259 Aca (1R) Smith,R/Weinberg,L+3 Drunk driv. offenses-clarify sentencing  
AJR68 Stanley,C/Mayer,D+11 Study Attendance in Pub. Sch. Task Force  
S557 ScsAca (SCS/1R) Vitale,J/Girgenti,J+6 Patient Safety Act

**Bills Signed Into Law Since Last Session (3/22/2004):**

P.L.2004, c.1. A2370 Aca (1R) Wisniewski,J/Bodine,F+2 03/26/2004 NJT Corp.-concerns insur.  
P.L.2004, c.2. A2480 Roberts,J/Green,J+8 03/29/2004 Devel. rights-auth. transfer by mun.