

SENATE, No. 549

STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

Sponsored by:

Senator SANDRA B. CUNNINGHAM

District 31 (Hudson)

Senator MICHAEL J. DOHERTY

District 23 (Warren and Hunterdon)

SYNOPSIS

Changes membership of, and election process for, NJSPCA board of trustees.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 5/14/2010)

1 AN ACT concerning the board of trustees of the New Jersey Society
2 for the Prevention of Cruelty to Animals and amending
3 P.L.2005, c.372.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. Section 2 of P.L.2005, c.372 (C.4:22-11.2) is amended to
9 read as follows:

10 2. a. (1) The New Jersey Society for the Prevention of Cruelty
11 to Animals is continued as a **[parent]** corporation for the purposes
12 of **[coordinating the functions of county societies for the prevention**
13 **of cruelty to animals, and of]** (a) promoting the interests of,
14 protecting and caring for, and doing any and all things to benefit or
15 that tend to benefit animals , and (b) working with the county
16 societies for the prevention of cruelty to animals to accomplish the
17 purposes set forth in subparagraph (a) of this paragraph .

18 (2) The New Jersey Society for the Prevention of Cruelty to
19 Animals shall be governed by a board of trustees consisting of **[15**
20 persons, of whom 12 shall be members of the society elected by the
21 membership thereof and three shall be persons appointed by the
22 Governor with the advice and consent of the Senate. Each trustee
23 shall serve a term of six years, except as provided otherwise
24 pursuant to paragraph (2) of this subsection. Of the 12 elected
25 trustees, at least one shall also be a member of a county society for
26 the prevention of cruelty to animals in the northern part of the State,
27 at least one shall also be a member of a county society for the
28 prevention of cruelty to animals in the central part of the State, and
29 at least one shall also be a member of a county society for the
30 prevention of cruelty to animals in the southern part of the State.

31 For the purposes of this paragraph: "northern" means the
32 counties of Bergen, Essex, Hudson, Morris, Passaic, Sussex, or
33 Union; "central" means the counties of Hunterdon, Mercer,
34 Middlesex, Monmouth, Somerset, or Warren; and "southern" means
35 the counties of Atlantic, Burlington, Camden, Cape May,
36 Cumberland, Gloucester, Ocean, or Salem.

37 (2) Notwithstanding any provision of paragraph (1) of this
38 subsection to the contrary, every trustee on the board governing the
39 New Jersey Society for the Prevention of Cruelty to Animals on the
40 day before the date of enactment of P.L.2005, c.372 (C.4:22-11.1 et
41 al.) shall complete the remainder of the trustee's respective assigned
42 term on the board created pursuant to paragraph (1) of this
43 subsection] one member of the New Jersey Society for the
44 Prevention of Cruelty to Animals elected annually by the

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 membership thereof, one member from each chartered county
2 society for the prevention of cruelty to animals elected annually by
3 the membership of the respective county society, and three persons
4 appointed by the Governor with the advice and consent of the
5 Senate. The trustees appointed by the Governor shall each serve a
6 term of six years. All members of the board of trustees shall have
7 full voting power. The board of trustees shall elect officers of the
8 board annually by majority vote of the full membership of the
9 board.

10 (3) No county society for the prevention of cruelty to animals
11 that is not in existence on the date of enactment of P.L. _____,
12 c. (pending before the Legislature as this bill) may elect a member
13 of that county society to sit on the board of trustees of the New
14 Jersey Society for the Prevention of Cruelty to Animals until one
15 full year has elapsed since the date upon which a charter is granted
16 to the county society .

17 b. The board of trustees of the New Jersey Society for the
18 Prevention of Cruelty to Animals shall prepare an annual report
19 concerning the law enforcement activity of the New Jersey Society
20 for the Prevention of Cruelty to Animals and the county societies,
21 and shall submit the report for each calendar year by June 1 of the
22 next following calendar year to the Attorney General and pursuant
23 to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature,
24 and shall make the report available to the public upon request.

25 c. The New Jersey Society for the Prevention of Cruelty to
26 Animals shall submit quarterly to the Attorney General statistical
27 information concerning its law enforcement activity during that
28 period, on a form developed in conjunction with the Attorney
29 General.

30 (cf: P.L.2005, c.372, s.2)

31

32 2. (New section) All members of the board of trustees of the
33 New Jersey Society for the Prevention of Cruelty to Animals,
34 except those appointed by the Governor, serving on the date of
35 enactment of P.L. _____, c. (pending before the Legislature as this
36 bill) shall resign from the board on or before a date or dates
37 determined by the Attorney General. If a trustee does not resign by
38 the date so designated, the person nevertheless shall no longer be
39 deemed to be a trustee as of that date unless the person is elected to
40 that position as provided pursuant to subsection a. of section 2 of
41 P.L.2005, c.372 (C.4:22-11.2) as amended by section 1 of P.L. _____,
42 c. (pending before the Legislature as this bill).

43

44 3. This act shall take effect immediately.

1 STATEMENT

2

3 This bill would change the membership of, and election process
4 for, the board of trustees of the New Jersey Society for the
5 Prevention of Cruelty to Animals (NJSPCA).

6 The bill provides that the board would consist of one member of
7 the NJSPCA elected annually by the membership thereof, one
8 member from each chartered county society for the prevention of
9 cruelty to animals elected annually by the membership of the
10 respective county society, and three persons appointed by the
11 Governor with the advice and consent of the Senate. The trustees
12 appointed by the Governor would each serve a term of six years.
13 All members of the board of trustees would have full voting power.
14 The board of trustees would elect officers of the board annually by
15 majority vote of the full membership of the board.

16 The bill also would provide that no county society for the
17 prevention of cruelty to animals that is not in existence on the date
18 of enactment of the bill into law may elect a member of that county
19 society to sit on the NJSPCA board of trustees until one full year
20 has elapsed since the date upon which a charter is granted to the
21 county society.

22 Finally, the bill would provide that all members of the NJSPCA
23 board of trustees, except those appointed by the Governor, serving
24 on the date of enactment of this bill into law must resign from the
25 board on or before a date or dates determined by the Attorney
26 General. If a trustee does not resign by the date so designated, the
27 bill would provide that the person nevertheless would no longer be
28 deemed to be a trustee as of that date unless the person is elected to
29 that position as provided pursuant to the bill.