

SENATE, No. 2455

STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED OCTOBER 9, 2014

Sponsored by:

Senator ANTHONY R. BUCCO

District 25 (Morris and Somerset)

SYNOPSIS

Requires Adjutant General of DMVA to issue State flag to resident enrolling in federal service academy.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning New Jersey residents who enroll in a federal
2 service academy, and amending N.J.S.38A:3-6.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. N.J.S.38A:3-6 is amended to read as follows:

8 38A:3-6. Under the direction of the Governor, the Adjutant
9 General shall:

10 (a) Exercise control over the affairs of the Department of
11 Military and Veterans' Affairs and in connection therewith make
12 and issue such regulations governing the work of the Department of
13 Military and Veterans' Affairs and the conduct of its employees as
14 may, in his judgment, be necessary or desirable.

15 (b) Be the request officer of the Department of Military and
16 Veterans' Affairs within the meaning of such term as defined in
17 section 1 of P.L.1944, c.112 (C.52:27B-1).

18 (c) (Deleted by amendment, P.L.1988, c.138.)

19 (d) Command the organized militia of the State, with
20 responsibility for recruiting, mobilization, administration, training,
21 discipline, equipping, supply and general efficiency thereof. He
22 may issue such regulations and delegate such command functions as
23 he shall deem necessary. The regulations so issued shall, insofar as
24 possible, conform to the federal laws and regulations concerning the
25 same.

26 (e) Maintain the archives and be the custodian of the records
27 and papers required, by laws or regulations, to be filed with the
28 Department of Military and Veterans' Affairs.

29 (f) Supervise, administer and coordinate those activities of the
30 selective service system for which the Governor is responsible.

31 (g) Acquire by gift, grant, purchase, exchange, eminent domain,
32 or in any other lawful manner, in the name of and for the use of the
33 State of New Jersey, all those parcels of land as shall be necessary
34 for armories and other militia facilities, and supervise the design,
35 construction, alteration, maintenance and repair of said property.

36 (h) Establish and maintain such headquarters as may be required
37 for the militia.

38 (i) Exercise the powers vested in him and perform such other
39 duties and functions as required of him by the Governor and by
40 federal and State laws and regulations.

41 (j) Exercise all of the functions, powers and duties heretofore
42 vested in the Director of the Division on Veterans' Programs and
43 Special Services.

44 (k) Appoint and remove officers and other personnel employed
45 within the department, subject to the provisions of N.J.S.38A:3-8

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 and Title 11A of the New Jersey Statutes and other applicable
2 statutes, except as herein otherwise specifically provided.

3 (l) Have authority to organize and maintain an administrative
4 division and to assign to employment therein secretarial, clerical
5 and other assistants in the department or the Adjutant General's
6 Office for the purpose of providing centralized support to all
7 segments of the department, including budgeting, personnel
8 administration and oversight of equal opportunity programs.

9 (m) Perform, exercise and discharge the functions, powers and
10 duties of the department through such divisions as may be
11 established by this act or otherwise by law.

12 (n) Organize the work of the department in divisions not
13 inconsistent with the provisions of this act and in bureaus and other
14 organizational units as the Adjutant General may determine to be
15 necessary for efficient and effective operation.

16 (o) Adopt, issue and promulgate, in the name of the department,
17 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
18 (C.52:14B-1 et seq.), such rules and regulations as may be
19 authorized by law.

20 (p) Institute, or cause to be instituted, legal proceedings or
21 processes as necessary to properly enforce and give effect to any of
22 the Adjutant General's powers or duties.

23 (q) Make an annual report to the Governor and to the
24 Legislature of the department's operations, and render other reports
25 as the Governor shall from time to time request or as may be
26 required by law.

27 (r) Coordinate the activities of the department, and the several
28 divisions and other agencies therein, in a manner designed to
29 eliminate overlapping and duplicative functions.

30 (s) Integrate within the department, so far as practicable, all
31 staff services of the department and of several divisions and other
32 agencies therein.

33 (t) Request access to all relevant files and records of other State
34 agencies, which may be made available to the Adjutant General by
35 the head of a State agency, and request, subject to the permission of
36 the head of the State agency, any officer or employee therein to
37 provide information as necessary to assist in the performance of the
38 functions of the department.

39 (u) Supervise and operate the New Jersey Veterans' Memorial
40 Home-Menlo Park, the New Jersey Veterans' Memorial Home-
41 Vineland, the New Jersey Veterans' Memorial Home-Paramus and
42 the New Jersey Veterans' Memorial Cemetery-Arneytown.

43 (v) Supervise and operate the liaison office and the field offices
44 which serve the federal Veterans' Affairs Medical Centers.

45 (w) Make application for federal grants and programs, other than
46 education grants or funds.

1 (x) Administer the federally-funded training and rehabilitation
2 programs, except for the administration of federally-funded
3 education and training programs set forth in 38 U.S.C. s.36 et seq.

4 (y) Provide current information to the general public on State
5 and federal veterans' programs and benefits.

6 (z) Develop and administer the New Jersey Homeless Veterans
7 Grant Program established pursuant to section 3 of P.L.2013, c.239

8 (aa) Identify each New Jersey resident who enrolls in the United
9 States Military Academy, United States Naval Academy, United
10 States Coast Guard Academy, United States Merchant Marine
11 Academy, or United States Air Force Academy, and issue a new
12 Jersey State flag to that individual.

13 (cf: P.L. 2013, c.239, s.2)

14
15 2. This act shall take effect immediately.

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18 STATEMENT

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20 This bill requires the Adjutant General to identify each New
21 Jersey resident who enrolls in the United States Military Academy,
22 United States Naval Academy, United States Coast Guard
23 Academy, United States Merchant Marine Academy, or United
24 States Air Force Academy, and issue a New Jersey State flag to that
25 individual.

26 This bill honors each resident of New Jersey who enrolls in a
27 federal service academy for that individual's commitment to the
28 defense of New Jersey and the United States of America. These
29 distinguished New Jersey residents have dedicated themselves to a
30 life of military service, and have each demonstrated superior
31 academic ability and integrity.