

**SENATE, No. 2106**

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**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

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INTRODUCED MARCH 5, 2018

**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.

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

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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; create a comprehensive  
6 public webpage for women veterans that includes, but is not limited  
7 to, the following information: veterans' legal rights, benefits,  
8 medical and insurance issues, education, the transition from active  
9 service to civilian life, and other resources available to veterans.
- 10 (z) Develop and administer the New Jersey Homeless Veterans  
11 Grant Program established pursuant to section 3 of P.L.2013, c.239  
12 (C.38A:3-6.2b).
- 13 (aa) Encourage and facilitate the registration of each service  
14 member residing in New Jersey with the United States Department  
15 of Veterans Affairs, or its successor agency. Registration shall take  
16 place, as appropriate, when the service member returns from  
17 deployment on federal active duty or is discharged or as soon as  
18 possible thereafter. The term "service member" shall mean  
19 members of the New Jersey National Guard and members of the  
20 United States Armed Forces, or a Reserve component thereof, when  
21 the information on each member is made available to the  
22 department.
- 23 (bb) Develop and coordinate a volunteer-based program  
24 comprised of former servicemembers to assist and mentor veterans  
25 who become involved with the criminal justice system, while  
26 criminal proceedings are pending and afterward, in accessing  
27 assistance to resolve the underlying problems that led or contributed  
28 to the veteran's involvement with the criminal justice system  
29 including, but not limited to, offering support and guidance,  
30 securing housing, employment linkages, job training, education,  
31 transportation, disability compensation claims, discharge status,  
32 health care and other linkages available at the local, State and  
33 federal level that can ease the challenge of reentry into civilian life.  
34 In addition, the Adjutant General shall develop a registry of  
35 volunteer mentors and make the registry available pursuant to  
36 P.L.2017, c.42 (C.2C:43-23 et al.).
- 37 (cc) Prepare and disseminate a directory of Veterans Diversion  
38 Resource Program entities currently available within New Jersey  
39 pursuant to P.L.2017, c.42 (C.2C:43-23 et al.).
- 40 (dd) Create a comprehensive public webpage for Gold Star  
41 family members that includes, but is not limited to, the following  
42 information: State benefits; State and county liaisons; a list of  
43 service members from New Jersey killed in action; links to other  
44 Gold Star family organizations; and such other information and  
45 resources as the Adjutant General deems necessary and beneficial to  
46 a Gold Star family member. A "Gold Star family member" means  
47 the spouse, domestic partner, partner in a civil union, parent,

1 brother, sister, child, legal guardian, or other legal custodian,  
2 whether of the whole or half blood, or by adoption.

3 (ee) Identify each New Jersey resident who enrolls in the United  
4 States Military Academy, United States Naval Academy, United  
5 States Coast Guard Academy, United States Merchant Marine  
6 Academy, or United States Air Force Academy, and issue a New  
7 Jersey State flag to that individual.

8 (cf: P.L.2017, c.58, s.1)

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10 2. This act shall take effect immediately.

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### STATEMENT

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15 This bill requires the Adjutant General to identify each New  
16 Jersey resident who enrolls in the United States Military Academy,  
17 United States Naval Academy, United States Coast Guard  
18 Academy, United States Merchant Marine Academy, or United  
19 States Air Force Academy, and issue a New Jersey State flag to that  
20 individual.

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