

ASSEMBLY, No. 1367

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman STUHLTRAGER

1 AN ACT concerning the annual compensation of deputy surrogates and
2 deputy county clerks and amending N.J.S.2A:5-16 and
3 N.J.S.40A:9-77.

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

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8 1. N.J.S.2A:5-16 is amended to read as follows:

9 2A:5-16. The surrogate of each county shall select and appoint the
10 deputy surrogate, any special deputy surrogate, executive clerk or
11 chief clerk and engage all other employees, who shall receive such
12 compensation as shall be recommended by the surrogate and approved
13 by the board of chosen freeholders of the county. The annual
14 compensation of the deputy surrogate shall not exceed **[3/4] 90%** of
15 the annual salary of the surrogate and the annual compensation of any
16 executive clerk or chief clerk in the surrogate's office shall not exceed
17 3/4 of the annual salary of the surrogate; provided, that nothing herein
18 shall be construed to reduce the salary of any executive clerk or chief
19 clerk holding such position on July 27, 1948. The annual
20 compensation of any special deputy surrogate shall be such sum, over
21 and above his regular salary, not exceeding \$1,000.00 as the surrogate
22 shall fix and the board of chosen freeholders approve provided,
23 however, that in counties of the first class such sum over and above his
24 regular salary shall not exceed \$2,000.00 when so fixed and approved.
25 The compensation so fixed shall be paid semimonthly by the proper
26 county disbursing officer on warrants approved by the surrogates.
27 (cf: P.L.1961, c. 100, s.1)

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29 2. N.J.S.40A:9-77 is amended to read as follows:

30 40A:9-77. The annual compensation of the deputy county clerk
31 shall not exceed **[3/4] 90%** of the annual compensation of the county
32 clerk. The annual compensation of any chief clerk in the office of

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

Matter underlined thus is new matter.

1 county clerk shall not exceed $\frac{3}{5}$ of the annual compensation of the
2 county clerk. The said compensations and that of all other personnel
3 in the office of the county clerk shall be fixed by the board of chosen
4 freeholders of the county upon the recommendation of the county
5 clerk. The compensation of the personnel in the office of the county
6 clerk shall be paid at the same time and in the same manner as county
7 officers and employees are paid. The limitations of the salaries set
8 herein shall not be construed to restrict any of said employees from
9 participating in or benefiting from any cost of living bonus or longevity
10 program provided for or established in the county.

11 (cf: N.J.S.40A:9-77)

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13 3. This act shall take effect immediately.

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STATEMENT

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18 This bill would readjust the maximum annual compensation that a
19 deputy surrogate and a deputy county clerk can receive. Under
20 current law, the annual compensation of a deputy surrogate may not
21 exceed 75% of the annual salary of the surrogate. This bill would
22 allow the deputy surrogate to receive annual compensation not to
23 exceed 90% of the annual compensation of the surrogate. Similarly,
24 current law limits the annual compensation of a deputy county clerk to
25 75% of the annual compensation of the county clerk. This bill would
26 authorize a deputy county clerk to receive annual compensation not to
27 exceed 90% of the annual compensation of the county clerk.

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33 Authorizes salaries of deputy county clerk and deputy surrogate at
90% of salaries of county clerk and surrogate respectively.