

[First Reprint]

ASSEMBLY, No. 1465

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 5, 1996

By Assemblyman AZZOLINA

1 AN ACT authorizing the U.S.S. New Jersey Battleship Commission to
2 establish the Foundation for the U.S.S. New Jersey Battleship ¹,
3 increasing the membership of the commission,¹ and ¹amending
4 and¹ supplementing ¹[Title 13 of the Revised Statutes] P.L.1979,
5 c.440¹.

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

9
10 1. The U.S.S. New Jersey Battleship Commission is authorized to
11 establish a nonprofit, educational and charitable organization to be
12 known as the Foundation for the U.S.S. New Jersey Battleship,
13 hereinafter referred to as "the foundation." The foundation shall be
14 devoted to the sponsoring of activities and the raising of funds for the
15 support and promotion of the commission and its several purposes.
16 The foundation shall be incorporated, organized and operated in such
17 manner as to be eligible under applicable federal law for tax-exempt
18 status and for the receipt of tax-deductible contributions.

19
20 2. The foundation shall be governed by a board of directors. The
21 number of directors and their terms and manner of selection shall be
22 determined upon the incorporation of the foundation.

23
24 3. The foundation's board of directors shall be authorized, within
25 the limits of its own funds, to employ an executive director and
26 professional, technical and administrative personnel. Employees of the
27 foundation shall not be construed to be employees of the State of New
28 Jersey. The board shall also be authorized to contract for such
29 professional and administrative services as it shall deem necessary.

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31 4. Upon the incorporation of the foundation and the establishment

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ACV committee amendments adopted February 15, 1996.

1 of the first board of directors, the board shall adopt bylaws setting
2 forth the structure, offices, powers and duties of the foundation.

3
4 5. All funds received by the foundation, other than those necessary
5 to pay the expenses of the foundation, shall be used exclusively for the
6 support and promotion of the U.S.S. New Jersey Battleship
7 Commission.

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9 ¹ 6. Section 3 of P.L.1979, c.440 (C.13:15A-3) is amended to read
10 as follows:

11 3. a. There is hereby established in the Department of
12 Environmental Protection a U.S.S. New Jersey Battleship Commission
13 consisting of ~~[15]~~ 20 members as follows:

14 (1) The State Treasurer ~~[and]~~ , the Commissioner of Environmental
15 Protection, ~~and the Commissioner of Transportation~~, ex officio, or
16 their designees;

17 (2) ~~[Thirteen]~~ Seventeen citizens of the State to be appointed by the
18 Governor with the advice and consent of the Senate.

19 b. The Governor shall designate five of the initial 13 citizen
20 members to serve for terms of 1 year, five to serve for 3 years, and
21 three to serve for 5 years. Of the four citizen members initially
22 appointed pursuant to P.L. , c. (now pending before the
23 Legislature as this bill), two shall serve terms which expire on
24 October 6, 2000, one shall serve a term which expires on October 6,
25 2001 and one shall serve a term which expires on October 6, 2003.
26 The terms of all members thereafter appointed, except those appointed
27 to fill unexpired terms, shall run for 5 years from the date of ~~[expiry]~~
28 expiration of the terms of their predecessors. Members may be
29 appointed to succeed themselves.

30 c. A vacancy in the membership of the commission occurring
31 otherwise than by expiration of term shall be filled in the same manner
32 as the original appointment, but for the unexpired term only.

33 d. Members of the commission shall not receive compensation for
34 their services as members but shall be entitled to reimbursement by the
35 commission for expenses necessarily incurred in the performance of
36 their duties.

37 e. A member of the commission may be removed from office by the
38 Governor for cause after a public hearing.

39 f. As soon as may be after the appointment of its members the
40 commission shall meet and organize by the election of a chairman and
41 vice chairman and shall elect such other officers as it shall determine,
42 all from among its membership.¹

43 (cf: P.L.1979, c. 440, s. 3).

1 ¹[6.] 7.1 This act shall take effect immediately.

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6 Authorizes U.S.S. New Jersey Battleship Commission to establish a

7 fund-raising foundation; increases membership of commission