

[First Reprint]  
ASSEMBLY, No. 2287

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 16, 1996

By Assemblyman ROCCO, Assemblywoman ALLEN and  
Assemblyman DeSopo

1 AN ACT concerning the New Jersey Youth Corps, amending the title  
2 and body of P.L.1984, c.198 and P.L.1985, c.158 and  
3 supplementing P.L.1984, c.198.

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

7  
8 1. The title of P.L.1984, c.198 is amended to read as follows:

9 AN ACT to authorize the establishment of the New Jersey Youth  
10 Corps in the Department of [Community Affairs] Human Services  
11 and prescribing the purposes and organization thereof.  
12 (cf: P.L.1984, c.198, title)

13  
14 2. Section 3 of P.L.1984, c.198 (C.9:25-3) is amended to read as  
15 follows:

16 3. For the purposes of this act:

17 a. "Corps" means the New Jersey Youth Corps created by section  
18 4 of this act.

19 b. "Administrator" means the Commissioner of the Department of  
20 [Community Affairs] Human Services or any community service  
21 project sponsor under an agreement pursuant to section 5 of this act.

22 c. "Community Service Project" means any undertaking designed  
23 to provide, or assist in providing, services to promote public health,  
24 education and welfare among the general population or segments  
25 thereof having identifiable needs or deficiencies in those areas. The  
26 term includes, without limiting the generality of the foregoing,  
27 projects for the rehabilitation of substandard housing; the repair,  
28 restoration and maintenance of public facilities and amenities;  
29 assisting in the organization and delivery of educational and health  
30 services and other social services required by various segments 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.**

**Matter enclosed in superscript numerals has been adopted as follows:**

**<sup>1</sup> Assembly ACO committee amendments adopted February 3, 1997.**

1 urban populations.

2 d. "Eligible youth" means any person who (1) is between such  
3 ages as may be specified by rule or regulation adopted pursuant to  
4 section 9 of this act, but in any event is not less than 16 nor more than  
5 25 years of age, (2) is in compliance with section 6 of this act, and  
6 who (3) is unable, through lack of employable skills or unavailability  
7 of job opportunities appropriate to the nature or level of his skills, to  
8 obtain socially worthwhile and reasonably remunerative employment  
9 in or near the municipality of his residence; or (4) possesses skills and  
10 interests peculiarly appropriate to a particular community service  
11 project or projects in which he is recruited to serve.

12 e. "Community service project sponsor" means any county,  
13 municipality or school district, or public or private non-profit  
14 corporations.

15 (cf: P.L.1984, c.198, s.3)

16

17 3. Section 4 of P.L.1984, c.198 (C.9:25-4) is amended to read as  
18 follows:

19 4. a. The Commissioner of the Department of [Community  
20 Affairs] Human Services is hereby authorized to create the New  
21 Jersey Youth Corps within the <sup>1</sup>[Division of Family Development in  
22 the]<sup>1</sup> Department of [Community Affairs] Human Services. The  
23 function of the corps shall be to recruit, train and employ eligible  
24 youth in community service projects designated by the administrator,  
25 so as to accomplish the purposes set forth in section 2 of this act.

26 b. The commissioner or person administering the office of  
27 commissioner of that department shall be the administrator of the  
28 corps, and all personnel, budgetary and other administrative services  
29 necessary or incidental to its proper functioning shall be provided by  
30 and through that department.

31 c. The administrator may enter into agreements with the  
32 Department of Education or the Department of Labor, or with any  
33 public or private educational institution approved for the purpose and  
34 for the design, provision or supervision of educational,  
35 vocational-training or apprenticeship programs necessary or expedient  
36 to the implementation of this act. Approval of any public or private  
37 educational institution for purposes of this subsection shall be, in all  
38 cases, by the Commissioner of Education and, in regard to programs  
39 involving job training by the Commissioner of Labor.

40 d. The administrator may enter into agreements with recognized  
41 labor unions, or any member or representative thereof, for provision  
42 of supervisory services on any project, or of vocational training or  
43 apprenticeship programs, or, where appropriate, a combination of  
44 supervisory and training services in connection with any project, and  
45 may provide for just compensation for such services. The agreements

1 shall be subject to approval by the Commissioner of Labor.  
2 (cf: P.L.1984, c.198, s.4)

3

4 4. Section 1 of P.L.1985, c.158 (C.9:25-4.1) is amended to read as  
5 follows:

6 1. The Commissioner of [Community Affairs] Human Services is  
7 authorized to appoint a supervisor and an assistant supervisor of the  
8 New Jersey Youth Corps created pursuant to P.L.1984, c.198, and,  
9 within the limit of funds appropriated or otherwise made available for  
10 the purpose, to fix their compensation and other terms and conditions  
11 of employment. The supervisor and assistant supervisor of the New  
12 Jersey Youth Corps shall serve at the pleasure of the commissioner,  
13 and their positions shall not be in the classified service of the Civil  
14 Service, notwithstanding any provision of Title [11 of the Revised]  
15 11A of the New Jersey Statutes or of any other law to the contrary.  
16 (cf: P.L.1985, c.158, s.1)

17

18 5. Section 5 of P.L.1984, c.198 (C.9:25-5) is amended to read as  
19 follows:

20 5. a. The Commissioner of [Community Affairs] Human Services  
21 is authorized to enter into agreements with sponsors of community  
22 service projects for the employment of the corps in these projects.  
23 The agreement may delegate to the sponsor the recruitment of eligible  
24 youth into the corps for employment in the project or provision for  
25 recruitment of their training or both. The sponsor may be required to  
26 contribute a portion of the cost. Any eligible youth employed or  
27 assigned pursuant to the provisions of this act shall be so employed or  
28 assigned without regard to the provisions of Title [II or the Revised]  
29 11A of the New Jersey Statutes where otherwise applicable.

30 b. An agreement under subsection a. of this section shall set forth:

31 (1) A general description of each community service project  
32 designated.

33 (2) The number of corps members to be assigned to each project;  
34 a description of the nature and duration of their employment.

35 (3) The amount of funds required to sustain each project,  
36 distinguishing between the amounts required for corps members'  
37 stipends and the amounts required for other purposes.

38 (4) A statement of the amount and purpose of State funds to be  
39 contributed toward the expenses set forth in paragraph (3), above, and  
40 the manner and timing of their disbursement.

41 (5) A further description of projects or budgetary detail as the  
42 Commissioner of [Community Affairs] Human Services may require.

43 c. No disadvantaged youth shall be employed or assigned pursuant  
44 to the provisions of this act for a period in excess of 52 weeks unless  
45 the commissioner shall find, in the exercise of his discretion, that a  
46 longer period is required, if appropriate.

1 d. Each community service project sponsor shall submit to the  
2 commissioner, within 60 days of the termination of each community  
3 service project for which a grant has been received, a report on the  
4 accomplishments of the goals and objectives of the project and may  
5 be required to submit an audit of the project conducted by an  
6 independent certified public accountant, according to regulations  
7 specified by the commissioner.

8 e. It is lawful for the governing body of a municipality to  
9 appropriate funds of the municipality, or to receive and expend money  
10 or anything of value made available to it for the purpose from any  
11 public or private source, for the support of any activities or projects  
12 of the corps within the municipality, pursuant to delegation of  
13 administrative authority under this section.

14 (cf: P.L.1984, c.198, s.5)

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16 6. Section 7 of P.L.1984, c.198 (C.9:25-7) is amended to read as  
17 follows:

18 7. a. Members of the corps while engaged in community service  
19 projects shall receive reasonably remunerative stipends, to be  
20 determined in accordance with guidelines promulgated by the  
21 Commissioner of **[Community Affairs] Human Services**.

22 b. Guidelines established for this purpose shall take into account:

23 (1) the necessity of offering sufficient inducement for participation  
24 in the corps by those persons whose enrollment will conduce to a  
25 realization of the aims and purposes set forth in section 2 of this act;

26 (2) the requirements, expressed in subsection e. of section 2 of this  
27 act, as to efficient operation and avoidance of unfair price and wage  
28 competition.

29 (cf: P.L.1984, c.198, s.7)

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31 7. Section 8 of P.L.1984, c.198 (C.9:25-8) is amended to read as  
32 follows:

33 8. The Commissioner of **[Community Affairs] Human Services**  
34 shall establish an advisory board to assist him in the formulation of  
35 policy and regulations incident to carrying out the terms and purposes  
36 of this act. The board shall consist of the Commissioners of  
37 Community Affairs, Education, and Labor, ex officio, and of at least  
38 five additional members, including at least one from each of the  
39 following categories: (1) mayors of urban municipalities, (2) persons  
40 of recognized leadership in volunteer civic service and community  
41 organization, (3) representatives of organized labor, (4) educators and  
42 specialists in vocational training and counseling; and (5) business  
43 leaders in the State of New Jersey.

44 (cf: P.L.1984, c.198, s.8)

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46 8. Section 9 of P.L.1984, c.198 (C.9:25-9) is amended to read as

1 follows:

2 9. The Commissioner of [Community Affairs] Human Services is  
3 authorized to adopt, in accordance with the "Administrative  
4 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), the rules and  
5 regulations necessary to carry this act into effect, and to enter into  
6 any agreements authorized under this act for that purpose.

7 (cf: P.L.1984, c.198, s.9)

8

9 9. Section 10 of P.L.1984, c.198 (C.9:25-10) is amended to read  
10 as follows:

11 10. The Commissioner of [Community Affairs] Human Services  
12 is authorized to expend such sums from the existing administrative  
13 and discretionary grant or aid accounts of the department and related  
14 agencies as he may deem required to establish and maintain the  
15 Volunteer Youth Corps.

16 (cf: P.L.1984, c.198, s.10)

17

18 10. Section 11 of P.L.1984, c.198 (C.9:25-11) is amended to read  
19 as follows:

20 11. The Commissioner of [Community Affairs] Human Services  
21 is authorized to receive and expend for the purpose of stipends or  
22 other expenses of the corps those sums as may from time to time be  
23 appropriated for those purposes by the Legislature or otherwise made  
24 available out of State funds, grants from the federal government or  
25 any of its agencies, or from any private or public source; but an  
26 amount not to exceed 10% of the aggregate of these sums may be  
27 utilized for administration of the program, subject to such constraints  
28 as may be imposed on particular funds by their source. For fiscal year  
29 1985, there is appropriated \$1,500,000.00 to enable the planning and  
30 initiation of the New Jersey Youth Corps Program. Unexpended  
31 funds may be carried over from one fiscal year to the next fiscal year.

32 (cf: P.L.1984, c.198, s.11)

33

34 11. (New section) a. All functions, powers and duties now vested  
35 in the New Jersey Youth Corps as established in the Department of  
36 Community Affairs pursuant to section 4 of P.L.1984, c.198 (C.9:25-  
37 4) and currently funded through the Department of Education are  
38 transferred to and assumed by the New Jersey Youth Corps in the  
39 Department of Human Services.

40 b. Whenever, in any law, rule, regulation, order, contract,  
41 document, judicial or administrative proceeding or otherwise,  
42 reference is made to the New Jersey Youth Corps, the same shall mean  
43 and refer to the New Jersey Youth Corps in the Department of  
44 Human Services.

45 c. This transfer shall be subject to the provisions of the "State  
46 Agency Transfer Act," P.L.1971, c.375 (C.52:14D-1 et seq.).

1       12. This act shall take effect immediately.

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6       Transfers New Jersey Youth Corps to DHS.