

P.L. 1997, CHAPTER 45, *approved March 27, 1997*
Assembly, No. 1465 (*Second Reprint*)

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:
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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.
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20 2. The foundation shall be governed by a board of directors. ²No
21 more than nine such directors shall also serve as members of the
22 U.S.S. New Jersey Battleship Commission, and of those directors
23 serving on both, at least three directors may also be officers of the
24 foundation. Up to six members of the foundation may also be
25 appointed as members of the commission because of their fundraising
26 ability and other activities on behalf of the foundation.² The number
27 of ²all other² directors and their terms and manner of selection shall be
28 determined upon the incorporation of the foundation.
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30 3. The foundation's board of directors shall be authorized, within
31 the limits of its own funds, to employ an executive director and

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.

² Senate SSG committee amendments adopted October 7, 1996.

1 professional, technical and administrative personnel. Employees of
2 the foundation shall not be construed to be employees of the State of
3 New Jersey. The board shall also be authorized to contract for such
4 professional and administrative services as it shall deem necessary.

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6 4. Upon the incorporation of the foundation and the establishment
7 of the first board of directors, the board shall adopt bylaws setting
8 forth the structure, offices, powers and duties of the foundation.

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10 5. All funds received by the foundation, other than those necessary
11 to pay the expenses of the foundation, shall be used exclusively for the
12 support and promotion of the U.S.S. New Jersey Battleship
13 Commission.

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

17 3. a. There is hereby established in the Department of
18 Environmental Protection a U.S.S. New Jersey Battleship Commission
19 consisting of [15] ²[20] 22² members as follows:

20 (1) The State Treasurer [and], the Commissioner of Environmental
21 Protection, and the Commissioner of Transportation, ex officio, or
22 their designees;

23 (2) [Thirteen] ²[Seventeen] Nineteen² citizens of the State to be
24 appointed by the Governor with the advice and consent of the Senate.

25 b. The Governor shall designate five of the initial 13 citizen
26 members to serve for terms of 1 year, five to serve for 3 years, and
27 three to serve for 5 years. Of the ²[four] six² citizen members initially
28 appointed pursuant to P.L. , c. (now pending before the
29 Legislature as this bill), two shall serve terms which expire on October
30 6, 2000, ²[one] two² shall serve ²[a term] terms² which ²[expires]
31 expire² on October 6, 2001 and ²[one] two² shall serve ²[a term]
32 terms² which ²[expires] expire² on October 6, 2003. The terms of all
33 members thereafter appointed, except those appointed to fill unexpired
34 terms, shall run for 5 years from the date of [expiry] expiration of the
35 terms of their predecessors. Members may be appointed to succeed
36 themselves.

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

40 d. Members of the commission shall not receive compensation for
41 their services as members but shall be entitled to reimbursement by the
42 commission for expenses necessarily incurred in the performance of
43 their duties.

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

46 f. As soon as may be after the appointment of its members the

1 commission shall meet and organize by the election of a chairman and
2 vice chairman and shall elect such other officers as it shall determine,
3 all from among its membership.¹

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

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6 ¹[6.] 7¹ This act shall take effect immediately.

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11 Authorizes U.S.S. New Jersey Battleship Commission to establish a
12 fund-raising foundation; increases membership of commission