

NEW JERSEY LEGISLATIVE DIGEST

for December 20, 2010

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Vol. XXII No. 51

214th Legislature \$ First Annual Session

SENATE ACTION (SESSION)

Nominations Advise and Consent:

TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:

Maurice Hill, of Toms River, to replace James Uzcategui-Gaymon.

Nominations Received and Referred to SJU:

TO BE A MEMBER OF THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS:

Anthony L. Anzelone, of Cape May Court House, to replace James H. Flaherty.

TO BE A MEMBER OF THE BURLINGTON COUNTY BOARD OF TAXATION:

Joseph Lisnak, of Riverton, to replace John Frances Drinkard.

TO BE A MEMBER OF THE DOMESTIC COMPANION ANIMAL COUNCIL:

Kathleen Schatzmann, of Colts Neck.

TO BE A MEMBER OF THE HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL:

Honorable Bruce James, of Clifton, to replace Honorable Tahesha Way, Esq., resigned.

TO BE A MEMBER OF THE NEW JERSEY AUTOMOBILE INSURANCE RISK EXCHANGE BOARD OF DIRECTORS:

John J. McBride, of Cherry Hill, to replace Russell R. Shaner, resigned.

Kevin J. Curry, of Delran, to replace Peter Eckhardt, resigned.

Mary Bernadette Corrigan, CPCU, of North Plainfield.

TO BE A MEMBER OF THE NEW JERSEY MARITIME PILOT AND DOCKING PILOT COMMISSION:

Brian McEwing, Esq., of North Cape May, to replace Richard Amster, Esq., resigned.

TO BE A MEMBER OF THE NEW JERSEY TRANSIT CORPORATION:

James C. Finkle, Jr., Esq., of Hoboken, to replace Susan L. Hayes, resigned.

TO BE A MEMBER OF THE PALISADES INTERSTATE PARK COMMISSION:

Philip H. White, of Englewood.

TO BE A MEMBER OF THE PASSAIC COUNTY BOARD OF TAXATION:

Louis J. Batelli, of Wayne, to replace Jay Schwartz, resigned.

TO BE A MEMBER OF THE STATE REAL ESTATE APPRAISER BOARD:

John A. Young, Jr., of Jersey City, to replace Eileen Mannion, resigned.

TO BE A MEMBER OF THE TIDELANDS RESOURCE COUNCIL:

Honorable Martin L. Pagliughi, II, of Avalon, to replace Frank McDonough, Esq., resigned.

TO BE COMMISSIONER OF THE DEPARTMENT OF EDUCATION:

Christopher D. Cerf, of Montclair, to replace Bret Schundler.

Nominations Reported from Committee:

TO BE A MEMBER OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY:
Maurice Hill, of Toms River, to replace James Uzcategui-Gaymon.

Bills Introduced:

S2565 Rice,R St. Comptroller-mun. compliance audit REF SCU
S2566 Stack,B St. emp. pay check direct deposit-info. REF SSG
S2567 Beach,J Green bldg. loan-qualifications REF SBA
S2568 Kyrillos,J/Girgenti,J MV out-of-St. driv. sch-change lic. req. REF STR
S2569 Kyrillos,J Parent Empowerment and Choice Act REF SED
S2570 Doherty,M Hist. bldgs.-estab. prog. auth. lease REF SSG
S2571 O'Toole,K Child-proh. unauth photos or videotaping REF SJU
S2572 Pennacchio,J/Kean,T Ambulatory care fac-gross receipt assess REF SHH
S2573 Pennacchio,J/Kean,T Ambulatory care fac.-deduct medicare REF SHH
S2574 Gordon,R Health claims-concerns REF SCM
S2575 Gordon,R Hydraulic fracturing-proh. memb. support REF SEN
S2576 Gordon,R Hydraulic fracturing-proh. technique REF SEN
S2577 Codey,R Surgical procedures-limits settings REF SHH
S2578 Kean,S Workers Comp. Judges-change retire. age REF SLA
S2579 Greenstein,L Curb repair-mun. impose assessment REF SCU
S2580 Turner,S Unemp claim-specific filing instructions REF SLA
S2581 Turner,S Out-of-St police-possess cert ammunition REF SLP
S2582 Gordon,R Hydraulic fracturing-estab. moratorium REF SEN
S2583 Vitale,J Healthcare Transparency, Disclosure Act REF SCM
S2584 Sarlo,P News production expenses-bus. tax credit REF SBA
S2585 Greenstein,L Unemp. insur.-monitor workplace training REF SBA
SCR140 Scutari,N/Whelan,J Medical marijuana prog-not leg. intent REF SHH
SJR59 Gordon,R Hydraulic fracturing-NY, PA disapprove REF SEN
SJR60 Gordon,R Hydraulic fracturing-NY, PA disapprove REF SEN
SR98 Gordon,R Fracturing Respon. Awareness Act-enact REF SEN
SR99 Turner,S College football-proh. cert. contact REF SED

Motions:

S2024 Kyrillos,J+2 Emp reconciliation plan-sub. layoff plan To Relieve from SCU (Kyrillos)
S2024 Kyrillos,J+2 Emp reconciliation plan-sub. layoff plan To Table (23-14) (Buono)
S2025 Kyrillos,J+2 Co. superintendent-implement shared svcs To Relieve from SED (Kyrillos)
S2025 Kyrillos,J+2 Co. superintendent-implement shared svcs To Table (23-14) (Buono)
S2026 Kean,T+2 St. Coll. Law-remove cert emp, civil svc To Relieve from SED (Kean,T.)
S2026 Kean,T+2 St. Coll. Law-remove cert emp, civil svc To Table (24-14) (Buono)
S2027 Kean,T+2 Higher ed instit-collective negotiations To Relieve from SED (Kean,T.)
S2027 Kean,T+2 Higher ed instit-collective negotiations To Table (24-14) (Buono)
S2039 Bateman,C+1 Civil svc. law-makes various changes To Relieve from SSG (Bateman)
S2039 Bateman,C+1 Civil svc. law-makes various changes To Table (24-13) (Buono)
S2043 Kyrillos,J+1 Sch. emp.-collective negotiations To Relieve from SLA (Kyrillos)
S2043 Kyrillos,J+1 Sch. emp.-collective negotiations To Table (23-14) (Buono)
S2172 Bateman,C+2 St. coll, nontenured fac memb.-probation To Relieve from SED (Bateman)
S2172 Bateman,C+2 St. coll, nontenured fac memb.-probation To Table (24-13) (Buono)
S2202 Oroho,S St. govt. spending-estab. 2% cap To Relieve from SBA (Oroho)
S2202 Oroho,S St. govt. spending-estab. 2% cap To Table (24-14) (Buono)

Bills On Emergency Resolution:

A444 Sa (1R) Green,J/Bramnick,J+23 Bd. of ed. memb.-background check (36-0) (Allen)
A2501 AcaAa (2R) Chivukula,U/McKeon,J+9 Soil restoration measures-adopt standard (37-0) (Smith)

Bills Passed:

A444 Sa (1R) Green,J/Bramnick,J+23 Bd. of ed. memb.-background check (36-0)
A823 AaSca (2R) Albano,N/Milam,M+8 Saltwater fishing, free reg.-estab. (36-0)
A2501 AcaAa (2R) Chivukula,U/McKeon,J+9 Soil restoration measures-adopt standard (35-3)
A3094 Sca (1R) Coughlin,C/Wisniewski,J+3 Hwys.-contract w/co, prevent pub hazards (38-0)
A3273 Vainieri Huttle,V/Greenstein,L+10 Family planning-expand Medicaid coverage (26-12)
A3415 Aca (1R) McKeon,J/Jasey,M+5 Barnegat Bay-adopt total max daily loads (38-0)
A3606 McKeon,J/Chivukula,U+5 Barnegat Bay watershed-stormwater basins (38-0)
S11 SaSa (2R) Sweeney,S/Whelan,J AC Tourism Dist.-estab. (24-9)

Bills Passed: (cont'd)

S12 SaSa (2R) Whelan,J/Lesniak,R Casino industry reg.-revises (22-13)
S212 ScaAcaAa (3R) Whelan,J/Milam,M+3 Wind dependent energy fac-allows constr. (36-0)
S441 Sa (1R) Turner,S/Gordon,R+1 Shared svc. agreement-limit annual incr. (38-0)
S581 Beach,J GPS navigation devices-concerns (37-0)
S736 ScaScaAca (3R) Sacco,N/Cryan,J+4 Motorcycle safety provisions-estab. new (34-4)
S748 Sca (1R) Beck,J Marlboro Psych. Hosp.-improve sewerage (37-0)
S1026 ScaSca (2R) Connors,C/Buono,B+5 Vet mental health treatment-bus tax cred (37-0)
S1189 ScaAca (2R) Van Drew,J/Connors,C+11 Vets' Hospital Task Force-estab. (37-0)
S1446 Aca (1R) Cardinale,G/Girgenti,J Sanitation veh-auth flashing amber light (36-0)
S1730 ScsAca (SCS/1R) Norcross,D/O'Toole,K+7 Pub. off. and emp.-reside in NJ (23-10)
S1791/1922 ScsSa (SCS/1R) Turner,S/Gill,N+1 Emp. discrim., based on credit-proh. (25-12)
S1795 ScaAca (2R) Weinberg,L/Johnson,G Bd. of Med. Examiners-investigate lic. (37-0)
S1877 Sca (1R) Beach,J/Van Drew,J+4 Vet-hiring preference, non-civil svc mun (38-0)
S1882 Sca (1R) Kean,T Museum Unclaimed Loan Act (37-0)
S2064 Sca (1R) Norcross,D Plumbers, cert.-perform propane svcs. (38-0)
S2164 ScaSa (2R) Sweeney,S Emp. leasing companies-concerns (37-0)
S2175 Ss (SS) Whelan,J/Singer,R Cigarettes, contraband-destroy procedure (37-0)
S2181 Sca (1R) Codey,R/Girgenti,J+2 Talking, texting while driving-incr fine (30-7)
S2295 Sca (1R) Lesniak,R Solid waste lic-prov. disclosure exemp. (34-0)
S2411 Sa (1R) Norcross,D/Ruiz,M EMTs, cert.-permits appt. (37-0)
SJR47 Sweeney,S Histiocytosis Awareness Mo.-desig. Sept. (38-0)

Bills Substituted:

A444 Sa (1R) Green,J/Bramnick,J+23 Bd. of ed. memb.-background check SUB FOR S295
A823 AaSca (2R) Albano,N/Milam,M+8 Saltwater fishing, free reg.-estab. SUB FOR S1122 (1R)
A2501 AcaAa (2R) Chivukula,U/McKeon,J+9 Soil restoration measures-adopt standard SUB FOR S1410 (1R)
A3094 Sca (1R) Coughlin,C/Wisniewski,J+3 Hwys.-contract w/co, prevent pub hazards SUB FOR S2180 (1R)
A3273 Vainieri Huttel,V/Greenstein,L+10 Family planning-expand Medicaid coverage SUB FOR S2393
A3415 Aca (1R) McKeon,J/Jasey,M+5 Barnegat Bay-adopt total max daily loads SUB FOR S2341 (1R)
A3606 McKeon,J/Chivukula,U+5 Barnegat Bay watershed-stormwater basins SUB FOR S2275 (1R)
S295 Allen,D/Buono,B+2 Bd. of ed. memb.-background check SUB BY A444 (1R)
S1122 Sca (1R) Van Drew,J/Beck,J+4 Saltwater fishing registry-estab. free SUB BY A823 (2R)
S1410 Sca (1R) Smith,B/Bateman,C+3 Soil restoration measures-adopt standard SUB BY A2501 (2R)
S2180 Sca (1R) Vitale,J Hwys.-contract w/co, prevent pub hazards SUB BY A3094 (1R)
S2275 Sca (1R) Smith,B/Bateman,C+1 Barnegat Bay watershed-stormwater basins SUB BY A3606
S2341 Sa (1R) Smith,B/Bateman,C+1 Barnegat Bay-adopt total max daily loads SUB BY A3415 (1R)
S2393 Weinberg,L/Sarlo,P+2 Family planning-expand Medicaid coverage SUB BY A3273

Bills Returned Second Reading/Amended:

A444 Sa (1R) Green,J/Bramnick,J+23 Bd. of ed. memb.-background check (34-0) (Allen)

Bills Reported from Committee/Given 2nd Reading:

A823 AaSca (2R) Albano,N/Milam,M+8 Saltwater fishing, free reg.-estab. REP
A1851 AcaAcaSca (3R) Gusciora,R/Jasey,M+38 Hist. Property Reinvestment Act REP
A2501 AcaAa (2R) Chivukula,U/McKeon,J+9 Soil restoration measures-adopt standard REP
S6/1914 Scs (SCS) Sarlo,P Bus. permits, econ devel proj-streamline REP/SCS
S659 ScaSca (2R) Buono,B/Turner,S+14 Historic Prop. Reinvestment Act REP/SCA
S680 Sca (1R) Sarlo,P/Bucco,A+3 Limo svc.-removes sales tax imposition REP/SCA
S690 Sca (1R) Sarlo,P/Kean,T+4 Garden St. Film & Digital Media Jobs Act REP/SCA
S1020 Sca (1R) Kean,T/Oroho,S Urban Transit Hub Tax Cred. Act-expands REP/SCA
S1122 Sca (1R) Van Drew,J/Beck,J+4 Saltwater fishing registry-estab. free REP
S1128 Scs (SCS) Van Drew,J Agric. tourism locations-concerns signs REP/SCS
S1216 Weinberg,L/Greenstein,L Small, women, minority-owned bus-concern REP
S1410 Sca (1R) Smith,B/Bateman,C+3 Soil restoration measures-adopt standard REP
S1815 ScaSca (2R) Smith,B Ocean Co. Stormwater Mgmt. Sys. Demo Act REP/SCA
S1856 Sca (1R) Smith,B Stormwater runoff control-auth. measures REP
S1964 Sca (1R) Lesniak,R/Ruiz,M+1 Prop, not needed pub. purpose-auth. sale REP/SCA
S2013 Oroho,S/O'Toole,K St. agency rule-making-expiration date REP
S2014 Sca (1R) Oroho,S/O'Toole,K Admin. Procedure Act-estab new procedure REP/SCA
S2065 Norcross,D/Greenstein,L Bulletin NJ, bidding emp data base-level REP
S2130 Sarlo,P/O'Toole,K Streamlined Sales Tax Agreement-revises REP
S2170 Ruiz,M/Kean,T Benf. corp.-create REP
S2234 Sca (1R) Kyriillos,J/Kean,S Prop assess demo prog, Monmouth Co-estab REP/SCA
S2314 Sca (1R) Connors,C/Beach,J+3 St. contract, vet. owned bus-create prog REP

Bills Reported from Committee/Given 2nd Reading: (cont'd)

S2345 Sweeney,S/Madden,F Qual. tax payers-expand tax excl. REP
S2373 Sca (1R) Vitale,J/Whelan,J+2 Bus tax cred.-wages paid to qual interns REP/SCA
S2464 Sca (1R) Gordon,R Non-resid. prop. owners, cert-tax relief REP/SCA
S2480 Greenstein,L/Beach,J Small bus. finan asst application-create REP
S2492 Sca (1R) Sarlo,P/Gill,N Corp opportunity doctrine-renounce right REP/SCA
S2493 Sarlo,P/Gill,N Corp. off.-indemnification rights REP
S2496 Sca (1R) Greenstein,L/Gordon,R Back to Work NJ Prog.-creates REP/SCA
S2498 Sca (1R) Greenstein,L/Beach,J Unemp. beneficiary-allow access to claim REP/SCA
S2544 Sca (1R) Vitale,J/Weinberg,L+1 Workforce Shortage Loan Redemption Prog. REP/SCA
S2545 Sca (1R) Madden,F/Girgenti,J+1 Econ. devel. proj.-estab. closing fd. REP/SCA
S2556 Cunningham,S Prisoner re-entry emp. set-aside prog. REP
S2558/2567 Scs (SCS) Smith,B/Sarlo,P Green bldg. loan-qualifications REP/SCS
S2584 Sarlo,P News production expenses-bus. tax credit REP
S2585 Greenstein,L Unemp. insur.-monitor workplace training REP
SR911 Weinberg,L/Sarlo,P+4 James Zadroga 9/11 Health and Comp. Act REP

Bills Combined:

S1914 Kyrillos,J+1 Bus. permits, econ devel proj-streamline COMB/W S6 (SCS)
S2567 Beach,J Green bldg. loan-qualifications COMB/W S2558 (SCS)

Bills Transferred:

S680 Sca (1R) Sarlo,P/Bucco,A+3 Limo svc.-removes sales tax imposition FROM STR TO SBA
S1020 Sca (1R) Kean,T/Oroho,S Urban Transit Hub Tax Cred. Act-expands FROM SEG TO SBA
S2464 Sca (1R) Gordon,R Non-resid. prop. owners, cert-tax relief FROM SCU TO SBA

Bills Withdrawn From The Files:

S2326 Kean,S Workers' comp judge-incr mand retire age FROM SJU

Co-Sponsors Added:

S212 ScaAcaAa (3R) (Turner,S) Wind dependent energy fac-allows constr.
S295 (Addiego,D) Bd. of ed. memb.-background check
S441 Sa (1R) (Beach,J) Shared svc. agreement-limit annual incr.
S539 (Weinberg,L) Dog fighting-estab. crime
S690 Sca (1R) (Beach,J; Buono,B; Greenstein,L; Madden,F) Garden St. Film & Digital Media Jobs Act
S918 (Whelan,J) Constr. permit surcharge fees-concerns
S958 (Scutari,N) Syringes w/out prescription-limit sale
S1026 ScaSca (2R) (Beach,J; Gordon,R; Madden,F; Whelan,J) Vet mental health treatment-bus tax cred
S1122 Sca (1R) (Beach,J; Madden,F; Norcross,D) Saltwater fishing registry-estab. free
S1189 ScaAca (2R) (Beach,J; Gordon,R; Madden,F) Vets' Hospital Task Force-estab.
S1446 Aca (1R) (Sarlo,P) Sanitation veh-auth flashing amber light
S1646 (Bucco,A) Corp. bus. taxpayers-modify allocation
S1730 ScsAca (SCS/1R) (Addiego,D; Beach,J) Pub. off. and emp.-reside in NJ
S1877 Sca (1R) (Gordon,R; Madden,F; Norcross,D; Whelan,J) Vet-hiring preference, non-civil svc mun
S2174 (Oroho,S) PERS-bars cert. pub agency participation
S2181 Sca (1R) (Scutari,N; Turner,S) Talking, texting while driving-incr fine
S2250 (Addiego,D; Bateman,C; Beck,J; Kyrillos,J; Pennacchio,J) Global Warming Response Act-repeal
S2275 Sca (1R) (Gordon,R) Barnegat Bay watershed-stormwater basins
S2341 Sa (1R) (Gordon,R) Barnegat Bay-adopt total max daily loads
S2387 Sca (1R) (Turner,S) St bldgs repair contracts-cert labor req
S2393 (Gordon,R; Norcross,D) Family planning-expand Medicaid coverage
SCR30 (Bucco,A) Hunting, fishing-preserve peoples' right
SCR131 (Vitale,J) Priv pub svcs contracts-set min standard
SR89 (Pennacchio,J) Civil War 150th Anniv. Committee-commend
SR91 (Oroho,S) Airports-terminate pat down searches
SR911 (Gordon,R; Cunningham,S; Greenstein,L; Ruiz,M) James Zadroga 9/11 Health and Comp. Act

Prime Sponsors Added:

SJR52 (Kean,T) Dystonia Awareness Day-desig. October 21

Co-Prime Sponsors Added:

S1020 Sca (1R) (Oroho,S) Urban Transit Hub Tax Cred. Act-expands
S2013 (O'Toole,K) St. agency rule-making-expiration date
S2014 Sca (1R) (O'Toole,K) Admin. Procedure Act-estab new procedure
S2065 (Greenstein,L) Bulletin NJ, bidding emp data base-level
S2130 (O'Toole,K) Streamlined Sales Tax Agreement-revises
S2181 Sca (1R) (Girgenti,J) Talking, texting while driving-incr fine
S2187 (Whelan,J) Homeowners' assn.-concerns memb.
S2234 Sca (1R) (Kean,S) Prop assess demo prog, Monmouth Co-estab
S2246 (Bucco,A) Eviction proceedings-req. conclusion
S2341 Sa (1R) (Bateman,C) Barnegat Bay-adopt total max daily loads
S2345 (Madden,F) Qual. tax payers-expand tax excl.
S2460 (Bucco,A) Ignition interlock device-install req.
S2462 (Bucco,A) Criminal impersonation-clarifies
S2465 (Beach,J) Mun. Consolidation Study Comm.
S2480 (Beach,J) Small bus. finan asst application-create
S2498 Sca (1R) (Beach,J) Unemp. beneficiary-allow access to claim

Third Prime Sponsors Added:

S2345 (Greenstein,L) Qual. tax payers-expand tax excl.
S2393 (Vitale,J) Family planning-expand Medicaid coverage

Co-Sponsors Added to Bills Substituted:

A444 Sa (1R) (Allen,D; Buono,B; Oroho,S; Addiego,D) Bd. of ed. memb.-background check
A823 AaSca (2R) (Van Drew,J; Beck,J; Kean,S; Beach,J; Madden,F; Norcross,D) Saltwater fishing, free reg.-estab.
A2501 AcaAa (2R) (Smith,B; Bateman,C; Singer,R; Connors,C; Kean,S) Soil restoration measures-adopt standard
A3094 Sca (1R) (Vitale,J) Hwys.-contract w/co, prevent pub hazards
A3273 (Weinberg,L; Sarlo,P; Vitale,J; Gordon,R; Norcross,D) Family planning-expand Medicaid coverage
A3415 Aca (1R) (Smith,B; Bateman,C; Gordon,R) Barnegat Bay-adopt total max daily loads
A3606 (Smith,B; Bateman,C; Gordon,R) Barnegat Bay watershed-stormwater basins

The Senate adjourned at 5:38 P.M. to meet again on Thursday, January 6, 2011 (SESSION).

ASSEMBLY ACTION

The Assembly did not meet. The Assembly will meet on Thursday, January 6, 2011 (SESSION).

Bills Passed Both Houses/Sent To Governor:

A2501 AcaAa (2R) Chivukula,U/McKeon,J+9 Soil restoration measures-adopt standard
A3273 Vainieri Huttel,V/Greenstein,L+10 Family planning-expand Medicaid coverage
A3415 Aca (1R) McKeon,J/Jasey,M+5 Barnegat Bay-adopt total max daily loads
A3606 McKeon,J/Chivukula,U+5 Barnegat Bay watershed-stormwater basins
S212 ScaAcaAa (3R) Whelan,J/Milam,M+3 Wind dependent energy fac-allows constr.
S736 ScaScaAca (3R) Sacco,N/Cryan,J+4 Motorcycle safety provisions-estab. new
S1189 ScaAca (2R) Van Drew,J/Connors,C+11 Vets' Hospital Task Force-estab.
S1446 Aca (1R) Cardinale,G/Girgenti,J Sanitation veh-auth flashing amber light
S1730 ScsAca (SCS/1R) Norcross,D/O'Toole,K+7 Pub. off. and emp.-reside in NJ
S1795 ScaAca (2R) Weinberg,L/Johnson,G Bd. of Med. Examiners-investigate lic.

Bills Signed Into Law Since Last Session (12/13/2010):

P.L.2010, c.104. A3604 Acs (ACS) Greenwald,L/DeCroce,A+2 12/17/2010 Pub. Broadcasting Sys. Transfer Act