

ASSEMBLY, No. 4611

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED SEPTEMBER 14, 2020

Sponsored by:

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Assemblyman THOMAS P. GIBLIN

District 34 (Essex and Passaic)

SYNOPSIS

Mandates that certain personnel critical to certain State finance and revenue generating activities are essential employees during state of emergency or government shutdown.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/17/2020)

1 AN ACT mandating that certain personnel critical to preserve and
2 protect the State's finances and revenue generating operations
3 are essential employees during certain declared State government
4 emergencies, and supplementing P.L.1942, c.251 (C.App. A:9-33
5 et seq.).
6

7 BE IT ENACTED by the Senate and General Assembly of the State
8 of New Jersey:
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10 1. Notwithstanding any provision of law, rule, regulation or
11 order to the contrary, in the event of a state of emergency
12 declaration by the Governor or the failure of the Governor and the
13 Legislature to enact a general appropriation law by the beginning of
14 a State fiscal year, State employees of all departments, agencies and
15 commissions responsible for critical activities necessary to preserve
16 and protect the State's financial assets, resources, and revenue
17 generating operations that are licensed by the State shall be
18 determined by the head of each department, agency and commission
19 to be essential employees. Employees so designated shall report to
20 work and perform such duties and responsibilities as the respective
21 department, agency or commission head shall direct.
22

23 2. This act shall take effect immediately.
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26 STATEMENT
27

28 This bill clarifies the authority of the Executive under the
29 emergency management act to determine that personnel critical to
30 preserving and protecting the State's financial assets and resources,
31 and State revenue generating activities that are licensed by the State
32 are essential employees during a state of emergency or when the
33 State fails to meet its constitutional obligation to enact a State
34 budget act for a fiscal year.

35 This bill ensures that, in the event of a state of emergency or a
36 State government shutdown, State personnel that are critical to
37 preserve and protect the State's financial assets, resources, and
38 revenue generating operations that are licensed by the State will
39 continue to work. This will ensure that all tax liabilities that arise
40 from State licensed activities will be appropriately collected and
41 safeguarded. This bill will avoid uncertainties concerning the
42 continued operation of such activities and ensure that State revenue
43 collections essential to reestablishing the functioning of State
44 government at the conclusion of a state of emergency or any budget
45 impasse will be fully functioning.