

[Third Reprint]

ASSEMBLY, No. 4889

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED NOVEMBER 21, 2022

Sponsored by:

Assemblyman CRAIG J. COUGHLIN

District 19 (Middlesex)

Assemblyman JOHN DIMAIO

District 23 (Hunterdon, Somerset and Warren)

Senator NICHOLAS P. SCUTARI

District 22 (Middlesex, Somerset and Union)

Senator NELLIE POU

District 35 (Bergen and Passaic)

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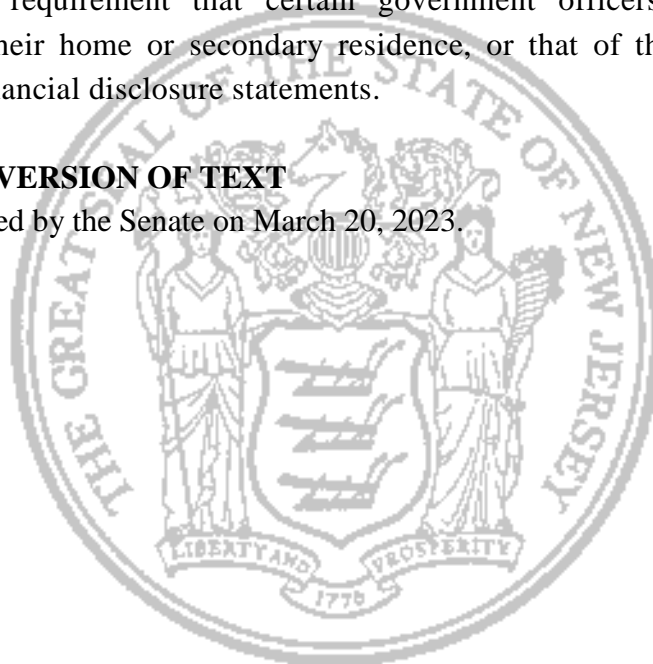
Assemblywoman McKnight

SYNOPSIS

Removes requirement that certain government officers disclose the address of their home or secondary residence, or that of their immediate family on financial disclosure statements.

CURRENT VERSION OF TEXT

As amended by the Senate on March 20, 2023.



(Sponsorship Updated As Of: 3/30/2023)

1 AN ACT removing the requirement that local government officers
 2 disclose their ¹**["property addresses"]** home address¹ in certain
 3 financial disclosure statements and amending P.L.1991, c.29.

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

7
 8 1. Section 6 of P.L.1991, c.29 (C.40A:9-22.6) is amended to read
 9 as follows:

10 6. a. Local government officers shall annually file a financial
 11 disclosure statement.

12 ³**["²As part of the financial disclosure statement, an officer who**
 13 holds an elective public office shall certify that the officer is a resident
 14 of the appropriate county, municipality, district, ward, or other
 15 jurisdiction in which such residency by the holder of that elective
 16 public office is required by law.

17 As part of the financial disclosure statement, an officer who does
 18 not hold an elective public office shall certify that the officer is a
 19 resident of the appropriate county, municipality, district, ward, or other
 20 jurisdiction in which such residency by the holder of that public
 21 position is required by law and that the officer is in compliance with
 22 the provisions of R.S.52:14-7.²"]³

23 All financial disclosure statements filed pursuant to P.L.1991, c.29
 24 shall include the following information which shall specify, where
 25 applicable, the name and address of each source and the local
 26 government officer's job title ³, except that where a specified address
 27 would be the address, lot, or block number of the local government
 28 officer's home or principal residence or a secondary residence where
 29 the local government officer or their immediate family, as defined in
 30 P.L.2021, c.371 (C.47:1B-1 et seq.), may also reside, a brief
 31 description, including the county and municipality where located, of
 32 the source shall be included in lieu of the address³ :

33 (1) Each source of income, earned or unearned, exceeding \$2,000
 34 received by the local government officer or a member of his
 35 immediate family during the preceding calendar year. Individual
 36 client fees, customer receipts or commissions on transactions received
 37 through a business organization need not be separately reported as
 38 sources of income. If a publicly traded security is the source of
 39 income, the security need not be reported unless the local government
 40 officer or member of his immediate family has an interest in the
 41 business organization;

42 (2) Each source of fees and honorariums having an aggregate
 43 amount exceeding \$250 from any single source for personal
 44 appearances, speeches or writings received by the local government

EXPLANATION – Matter enclosed in bold-faced brackets **["thus"]** in the above bill is
 not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ASL committee amendments adopted December 12, 2022.

²Senate SCU committee amendments adopted March 2, 2023.

³Senate floor amendments adopted March 20, 2023.

1 officer or a member of his immediate family during the preceding
2 calendar year;

3 (3) Each source of gifts, reimbursements or prepaid expenses
4 having an aggregate value exceeding \$400 from any single source,
5 excluding relatives, received by the local government officer or a
6 member of his immediate family during the preceding calendar year;

7 (4) The name and address of all business organizations in which
8 the local government officer or a member of his immediate family had
9 an interest during the preceding calendar year ³, or, if the business
10 organization is located at the local government officer's home or
11 principal residence or a secondary residence where the local
12 government officer or their immediate family, as defined in P.L.2021,
13 c.371 (C.47:1B-1 et seq.), may also reside, the name and a brief
14 description, including the county and municipality where located, of
15 such business organization³; ²~~and~~² ³and³

16 (5) ~~【The address and】~~ ¹~~【A】~~ ²~~【The address, except the address, lot,~~
17 ~~or block number of the local government officer's home or principal~~
18 ~~residence and any secondary address where the local government~~
19 ~~officer and immediate family, as defined in P.L.2021, c.371 (C.47:1B-~~
20 ~~1 et seq.), may also reside, and a~~¹ ~~brief description, including the~~
21 ~~county and municipality where located, of all real property in the~~
22 ~~State, including a description of the local government officer's home~~
23 ~~or principal residence and any secondary address where the local~~
24 ~~government officer and immediate family, as defined in P.L.2021,~~
25 ~~c.371 (C.47:1B-1 et seq.), may also reside,~~¹ ~~】 The address~~ ³, ~~except~~
26 ~~the address, lot, or block number of the local government officer's~~
27 ~~home or principal residence or a secondary residence where the local~~
28 ~~government officer or their immediate family, as defined in P.L.2021,~~
29 ~~c.371 (C.47:1B-1 et seq.), may also reside,~~³ ~~and a brief description,~~
30 ~~including the county and municipality where located, of all real~~
31 ~~property in the State~~² ³, ~~including a description of the local~~
32 ~~government officer's home or principal residence or a secondary~~
33 ~~residence where their immediate family, as defined in P.L.2021, c.371~~
34 ~~(C.47:1B-1 et seq.), may also reside,~~³ ~~in which the local government~~
35 ~~officer or a member of his immediate family held an interest during the~~
36 ~~preceding calendar year~~ ³~~【~~², ~~excluding the address, description,~~
37 ~~county, and municipality of the principal or secondary residence of the~~
38 ~~officer or of a member of the officer's immediate family; and~~

39 (6) ~~The address and brief description, including the county and~~
40 ~~municipality where located, of all real property in the State from which~~
41 ~~the officer or a member of the officer's immediate family derived~~
42 ~~income, including any such property where the officer or a member of~~
43 ~~the officer's immediate family resided for any period of time during~~
44 ~~the preceding calendar year~~²³.

45 b. The Local Finance Board shall prescribe a financial disclosure
46 statement form for filing purposes. For counties and municipalities
47 which have not established ethics boards, the board shall transmit

1 sufficient copies of the forms to the municipal clerk in each
2 municipality and the county clerk in each county for filing in
3 accordance with this act. The municipal clerk shall make the forms
4 available to the local government officers serving the municipality.
5 The county clerk shall make the forms available to the local
6 government officers serving the county.

7 For counties and municipalities which have established ethics
8 boards, the Local Finance Board shall transmit sufficient copies of the
9 forms to the ethics boards for filing in accordance with this act. The
10 ethics boards shall make the forms available to the local government
11 officers within their jurisdiction.

12 For local government officers serving the municipality, the original
13 statement shall be filed with the municipal clerk in the municipality in
14 which the local government officer serves. For local government
15 officers serving the county, the original statement shall be filed with
16 the county clerk in the county in which the local government officer
17 serves. A copy of the statement shall be filed with the board. In
18 counties or municipalities which have established ethics boards a copy
19 of the statement shall also be filed with the ethics board having
20 jurisdiction over the local government officer. Local government
21 officers shall file the initial financial disclosure statement within 90
22 days following the effective date of this act. Thereafter, statements
23 shall be filed on or before April 30th each year, except that each local
24 government officer shall file a financial disclosure statement within 30
25 days of taking office.

26 c. All financial disclosure statements filed shall be public records.

27 d. The Division of Local Government Services in the Department
28 of Community Affairs may establish an electronic filing system for
29 financial disclosure statements required to be filed pursuant to this
30 section.

31 (cf: P.L.2015, c.95, s.22)

32

33 ³2. For filings due by April 30, 2023, the Local Finance Board
34 may extend the deadline by up to 60 days if necessary to allow for
35 the implementation of the provisions of this act,
36 P.L. , c. (C.) (pending before the Legislature as this bill).³

37

38 ³[2.] 3.³ This act shall take effect immediately and apply to
39 financial disclosure statements filed in 2023 and thereafter.