

EXECUTIVE ORDERS

periodically updated and said plan has proven to be inadequate to effectively meet the housing needs of the citizenry of New Jersey; and

WHEREAS, Each of the above Executive Orders No. 3, 8, 12, 13, 20, 25, 26, 27, 58, 59, 69, 72, 73, 76, 81, 83, 85, 87, 88, 89, 90 and 92 are no longer necessary due to the completion of the designated work or the expiration of the stated emergency; and

WHEREAS, Executive Orders No. 35 and 46 have proven inadequate and ineffective in meeting their stated goal;

NOW, THEREFORE, I, Thomas H. Kean, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and statutes of this State, do hereby ORDER and DIRECT that: Executive Orders No. 3, 8, 12, 13, 20, 25, 26, 27, 58, 69, 72, 73, 76, 81, 83, 85, 87, 88, 89, 90, 35 and 46 of Governor Brendan Byrne are rescinded, and any regulations adopted and promulgated thereunder shall be null and void.

Issued May 4, 1982.

EXECUTIVE ORDER No. 7

WHEREAS, Substantial portions of the annual budgets of the State and its political subdivisions consist of appropriations to fund the various retirement systems established by law for the benefit of public employees and their beneficiaries; and

WHEREAS, The State bears an especially large burden with respect to the funding of public employee pension liabilities, being responsible for employer pension contributions on behalf of approximately 87,500 State workers, 137,000 schoolteachers, 300 judges and many other active and retired public employees; and

WHEREAS, The State Treasurer has estimated that for fiscal year 1983 State contributions to the Teachers' Pension and Annuity Fund and the Public Employees' Retirement System alone, exclusive of payments to fund cost-of-living adjustments to retirees and beneficiaries under those retirement systems, will increase from fiscal year 1982 by approximately 21 percent, with a combined cost of \$294 million; and

WHEREAS, Forecasts for expenditures suggest regular increases of the same magnitude; and

WHEREAS, It is incumbent upon State and local governments to maintain the integrity of their pension funds;

NOW, THEREFORE, I, Thomas H. Kean, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and statutes of this State, do hereby ORDER and DIRECT that:

1. There is hereby created a Pension Systems Review Commission to consist of 11 members. The members of the Commission shall be the Treasurer or his designee; a member of the State Investment Council, to be appointed by the Governor; two elected members of the boards of trustees of the State-administered retirement systems, to be appointed by the Governor; and three public members, to be appointed by the Governor; and four members of the Legislature, two appointed by the Speaker of the General Assembly, representing different political parties, and two appointed by the President of the Senate, representing different political parties. The Governor shall designate one of the three public members to be chairman of the commission. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made. All members of the commission shall serve without compensation, except that the trustee members and public members shall be reimbursed for their expenses actually incurred in the performance of their duties, subject to the availability of funds.

2. The commission shall organize as soon as practicable following the appointment of its members. The commission shall select a vice-chairman from among its members and a secretary, who need not be a member of the commission.

3. It shall be the duty of the commission to study the financing, administration and operation, benefit structures, and investment policies of the State-administered public employee pension systems established under the laws of this State, together with any other matters relating thereto which the commission deems worthy of investigation. In the course of its study, the commission shall consider by what means, consistent with the secure provision of fair and adequate retirement and survivorship benefits to public employees and their beneficiaries, the cost of funding these benefits may best be managed.

4. The commission shall be entitled to incur any traveling and other miscellaneous expenses as it deems necessary in order to perform its duties and as may be within the limits of funds appropriated or otherwise made available to it for these purposes.

5. The Office of the Treasurer shall serve as staff to the commission and shall be responsible for coordinating the research and administrative endeavors of the commission. The commission shall be entitled to call to its assistance and avail itself of the services of any employees of any State, county or municipal department, board, bureau, commission or agency as it requires and as may be available to it for its purposes. The commission may make use of existing studies, surveys, plans, data or other materials in the possession of any agency of the State or of any political subdivision and such agencies are authorized to make the same available to the commission.

6. The officers and personnel of any agency of the State or of any political subdivision of the State may serve at the request of the commission upon any advisory committees which the commission may create, and those officers and personnel may serve upon the committees without forfeiture of office or employment and with no loss or diminution of the compensation, status, rights and privileges which they otherwise enjoy.

7. The commission may conduct public hearings in furtherance of its general purposes at any place or places it designates, and it may request the appearance at these hearings of officials of any State agency and solicit the testimony of interested groups and the general public.

8. The commission shall submit a report of its findings to the Governor and to the Legislature on or before December 1, 1983, accompanying the report with any recommendations and legislative proposals it deems appropriate. The commission may make interim reports concerning its study as it shall determine.

9. This Order shall take effect immediately.

Issued May 4, 1982.