

SENATE, No. 545

STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

Sponsored by:

Senator SANDRA B. CUNNINGHAM

District 31 (Hudson)

Senator GERALD CARDINALE

District 39 (Bergen)

Co-Sponsored by:

Senator Bateman

SYNOPSIS

Exempts veterans from \$15 fee for open and competitive civil service examinations and from local residency requirements.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning civil service employment preference for certain
2 veterans and amending various parts of the statutory law.

3

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

6

7 1. Section 1 of P.L.1992, c.197 (C.11A:4-1.1) is amended to
8 read as follows:

9 1. a. Except as provided in subsection b. of this section
10 concerning law enforcement officer and firefighter examinations,
11 the Commissioner of the Department of Personnel shall establish a
12 \$15 fee for each application for an open competitive or promotional
13 examination. Persons receiving public assistance benefits pursuant
14 to P.L.1947, c.156 (C.44:8-107 et seq.), P.L.1973, c.256 (C.44:7-85
15 et seq.), or P.L.1997, c.38 (C.44:10-55 et seq.), and persons meeting
16 the definition of disabled veteran or veteran pursuant to
17 N.J.S.11A:5-1, shall not be required to pay this fee if they apply for
18 an open competitive examination. Receipts derived from
19 application fees established by this subsection shall be appropriated
20 to the department.

21 b. The commissioner shall establish a fee for each application
22 for an open competitive or promotional examination for a law
23 enforcement officer or firefighter title. The fee shall not exceed the
24 cost of developing, procuring and administering the examination,
25 including the processing of any appeals or reviews associated with
26 the examination. Persons receiving public assistance benefits
27 pursuant to P.L.1947, c.156 (C.44:8-107 et seq.), P.L.1973, c.256
28 (C.44:7-85 et seq.), or P.L.1997, c.38 (C.44:10-55 et seq.), and
29 persons meeting the definition of disabled veteran or veteran
30 pursuant to N.J.S.11A:5-1, shall not be required to pay this fee if
31 they apply for an open competitive examination. Receipts derived
32 from application fees established by this subsection shall be
33 appropriated to the department for use in developing, procuring and
34 administering law enforcement officer and firefighter examinations,
35 including the processing of any appeals or reviews associated with
36 those examinations.

37 c. In addition to the fees established in subsections a. and b. of
38 this section, the commissioner shall establish a \$15 fee for each
39 application for an open competitive or promotional examination for
40 a position in State service. Persons receiving public assistance
41 benefits pursuant to P.L.1947, c.156 (C.44:8-107 et seq.), P.L.1973,
42 c.256 (C.44:7-85 et seq.), or P.L.1997, c.38 (C.44:10-55 et seq.),
43 and persons meeting the definition of disabled veteran or veteran
44 pursuant to N.J.S.11A:5-1, shall not be required to pay this fee if
45 they apply for an open competitive examination. Receipts derived

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.

1 from the application fee established pursuant to this subsection shall
2 be appropriated annually to the department for the costs of the
3 displaced workers pool program. This fee shall not be assessed and
4 collected unless the commissioner implements a displaced workers
5 pool program. If the displaced workers pool program is terminated
6 at any time by the commissioner, the assessment and collection of
7 this additional fee shall also be terminated.
8 (cf: P.L.2002, c.34, s.11)
9

10 2. N.J.S.11A:4-3 is amended to read as follows:

11 11A:4-3. Admission to examinations.

12 a. If it appears that an eligible list is not likely to provide full
13 certification for existing or anticipated vacancies from among
14 qualified residents of this State, or of political subdivisions where
15 required by law, the commissioner may admit other qualified
16 nonresident applicants. Where residency preference is provided
17 pursuant to any other statute, the commissioner may limit applicants
18 to such classes as are necessary to establish a sufficient pool of
19 eligibles.

20 b. Notwithstanding any law, rule, regulation, ordinance, or
21 resolution to the contrary, a person meeting the definition of
22 disabled veteran or veteran pursuant to N.J.S.11A:5-1 shall be
23 exempt from any local residency requirement and shall be admitted
24 to any examination and ranked on an eligible list for employment
25 anywhere in the State without regard to that person's local
26 residency.

27 (cf: N.J.S.11A:4-3)
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29 3. This act shall take effect immediately.
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STATEMENT

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34 This bill amends various provisions of Title 11A, civil service,
35 regarding veterans' preference in employment with the State or
36 political subdivisions that have adopted the provisions of that Title.

37 Specifically, this bill exempts disabled veterans or veterans, as
38 determined by the Adjutant General of the State's Department of
39 Military and Veterans' Affairs, from the \$15 fee required to be paid
40 for open and competitive examinations. This bill also exempts
41 those veterans from any local residency requirement established by
42 a municipality, county, or local government entity in connection
43 with an examination and ranking for local employment.