

[First Reprint]

ASSEMBLY, No. 3937

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED MAY 10, 2018

Sponsored by:

Assemblyman WAYNE P. DEANGELO

District 14 (Mercer and Middlesex)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

Assemblyman ANTHONY S. VERRELLI

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

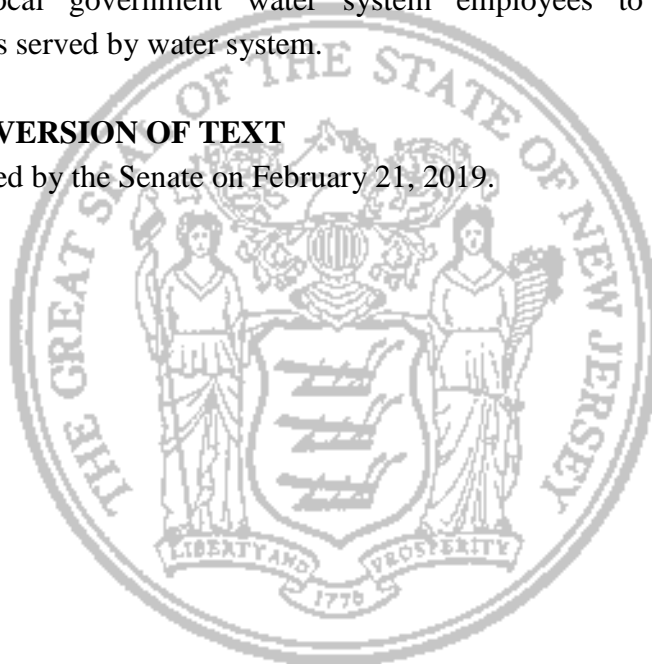
Assemblywoman Murphy

SYNOPSIS

Allows local government water system employees to reside in all municipalities served by water system.

CURRENT VERSION OF TEXT

As amended by the Senate on February 21, 2019.



(Sponsorship Updated As Of: 6/19/2019)

1 AN ACT concerning local government water system employees ¹**[and]**
2 ² supplementing various parts of the statutory law ¹, and amending
3 P.L.1987, c.441¹.
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. Any ¹ordinance, resolution, rule, regulation, order, or directive
9 establishing, as may be permitted by law, a residency requirement for
10 employees of a municipal authority operating a water system that
11 serves more than one municipality shall provide that any¹ person
12 employed ¹or to be hired¹ by ¹**[a]** the¹ municipal authority in relation
13 to the operation of its water system may reside within any municipality
14 served by the water system ¹, and shall further provide that a non-
15 resident of the municipalities served by the water system may be hired
16 if the municipal authority is unable to hire a qualified resident¹. Any
17 ¹provision of an¹ ordinance, resolution, rule, regulation, order, or
18 directive to the contrary shall be void and have no force or effect.

19 ¹Nothing in this section shall be construed as prohibiting a
20 municipal authority from employing or hiring a non-resident of the
21 municipalities served by its water system if no residency requirement
22 is established.¹
23

24 2. Any ¹ordinance, resolution, rule, regulation, order, or directive
25 establishing, as may be permitted by law, a residency requirement for
26 employees of a municipality operating a water system that serves more
27 than one municipality shall provide that any¹ person employed ¹or to
28 be hired¹ by ¹**[a]** the¹ municipality in relation to the operation of its
29 water system may reside within any municipality served by the water
30 system ¹, and shall further provide that a non-resident of the
31 municipalities served by the water system may be hired if the
32 municipality is unable to hire a qualified resident¹. Any ¹provision of
33 an¹ ordinance, resolution, rule, regulation, order, or directive to the
34 contrary shall be void and have no force or effect.

35 ¹Nothing in this section shall be construed as prohibiting a
36 municipality from employing or hiring a non-resident of the
37 municipalities served by its water system if no residency requirement
38 is established.¹
39

40 3. Any ¹ordinance, resolution, rule, regulation, order, or directive
41 establishing, as may be permitted by law, a residency requirement for
42 employees of a commission operating a water system that serves more
43 than one municipality shall provide that any¹ person employed ¹or to
44 be hired¹ by ¹**[a]** the¹ commission may reside within any municipality

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:

¹Senate floor amendments adopted February 21, 2019.

1 served by the water system ¹, and shall further provide that a non-
2 resident of the municipalities served by the water system may be hired
3 if the commission is unable to hire a qualified resident¹. Any
4 ¹provision of an¹ ordinance, resolution, rule, regulation, order, or
5 directive to the contrary shall be void and have no force or effect.

6 ¹Nothing in this section shall be construed as prohibiting a
7 commission from employing or hiring a non-resident of the
8 municipalities served by its water system if no residency requirement
9 is established.¹

10

11 4. Any ¹ordinance, resolution, rule, regulation, order, or directive
12 establishing, as may be permitted by law, a residency requirement for
13 employees of a local unit operating a water system that serves more
14 than one municipality shall provide that any¹ person employed ¹or to
15 be hired¹ by ¹[a] the¹ local unit in relation to the operation of its
16 water system may reside within any municipality served by the water
17 system ¹, and shall further provide that a non-resident of the
18 municipalities served by the water system may be hired if the local
19 unit is unable to hire a qualified resident¹. Any ¹provision of an¹
20 ordinance, resolution, rule, regulation, order, or directive to the
21 contrary shall be void and have no force or effect.

22 ¹Nothing in this section shall be construed as prohibiting a local
23 unit from employing or hiring a non-resident of the municipalities
24 served by its water system if no residency requirement is established.¹

25

26 ¹5. Section 1 of P.L.1987, c.441 (C.40A:9-1.15) is amended to
27 read as follows:

28 1. Any municipal ordinance which requires that employees of a
29 municipal water works be municipal residents shall include a provision
30 which permits the municipality to hire a non-resident if the
31 municipality is unable to hire a qualified resident. If the municipal
32 water works serves more than one municipality, the ordinance shall
33 comply with the provisions of P.L. , c. (C.) (pending before
34 the Legislature as this bill).¹

35 (cf: P.L.1987, c.441, s.1)

36

37 ¹[5.] 6.¹ This act shall take effect immediately.