

ASSEMBLY, No. 5626

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED JUNE 17, 2019

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Co-Sponsored by:

**Assemblywomen B.DeCroce, Schepisi, Vainieri Huttle, Murphy, Pinkin
and Downey**

SYNOPSIS

Requires disclosure by applicants for State employment of previous or ongoing criminal investigations.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/21/2019)

1 AN ACT concerning the hiring of State employees and
2 supplementing Title 11A of the New Jersey Statutes.

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

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7 1. The commission shall create a form to be included, in a
8 manner consistent with P.L.2014, c.32 (C.34:6B-11 et seq.), with
9 every application for public employment in the classified,
10 unclassified, and senior executive service of State government. The
11 form shall inquire of the applicant whether the applicant is or has
12 ever been the subject of an investigation by any law enforcement
13 agency in this State for the commission of a crime under Title 2C of
14 the New Jersey Statutes; whether the investigation concerns or
15 concerned an accusation levied by another employee of the State
16 agency to which the applicant is applying; whether the applicant
17 was arrested, charged, indicted, or convicted pursuant to such
18 investigation; and the result of any subsequent appellate filings
19 concerning the applicant in relation thereto. The form shall further
20 inquire whether the applicant has ever been arrested, charged,
21 indicted, or convicted under N.J.S.2C:14-2 or N.J.S.2C:14-3.

22 For purposes of this section, “law enforcement agency” means a
23 county or municipal police department or force, a county
24 corrections department, a county sheriff’s office, the police
25 department of a State agency, the State Department of Corrections,
26 and the State Police. “State agency” means any of the principal
27 departments in the Executive Branch of the State Government, and
28 any division, board, bureau, office, commission or other
29 instrumentality within or created by such department, and any
30 independent State authority, commission, instrumentality or agency.

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32 2. This act shall take effect on the 60th day following
33 enactment.

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STATEMENT

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38 This bill requires the Civil Service Commission to create a form
39 pertaining to criminal investigations of applicants for State
40 employment that will be included with every application for public
41 employment in the classified, unclassified, and senior executive
42 service of State government.

43 The form must be included in the application process in a
44 manner consistent with “The Opportunity to Compete Act,” and
45 will ask the following: whether the applicant is or has ever been the
46 subject of a criminal investigation by any law enforcement agency
47 in this State; whether the investigation concerns or concerned an
48 accusation levied by another employee of the same State agency to

1 which the applicant is applying; whether the applicant was arrested,
2 charged, indicted, or convicted pursuant to that investigation; and
3 the result of any subsequent appellate filings. The form must also
4 inquire whether the applicant has ever been arrested, charged,
5 indicted, or convicted under N.J.S.2C:14-2 (Sexual Assault or
6 Aggravated Sexual Assault) and N.J.S.2C:14-3 (Criminal Sexual
7 Contact or Aggravated Criminal Sexual Contact).