

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 1640 and 1822

STATE OF NEW JERSEY
218th LEGISLATURE

ADOPTED MAY 14, 2018

Sponsored by:

Senator TROY SINGLETON

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Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

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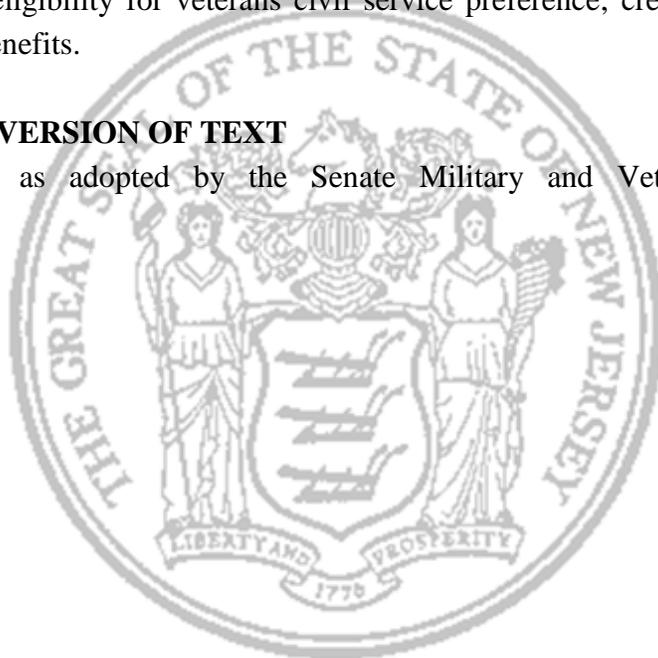
Senators Pennacchio and A.R.Bucco

SYNOPSIS

Expands eligibility for veterans civil service preference; creates additional preference benefits.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate Military and Veterans' Affairs Committee.



(Sponsorship Updated As Of: 5/14/2019)

1 AN ACT concerning veterans civil service preference for peacetime
2 veterans and supplementing chapter 5 of Title 11A of the New
3 Jersey Statutes.

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

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8 1. a. In addition to the veterans preferences provided for in
9 N.J.S.11A:5-1 et seq.:

10 (1) Any individual who does not meet the definition of disabled
11 veteran pursuant to subsection a. of N.J.S.11A:5-1 but was
12 separated from federal active duty in the Armed Forces of the
13 United States under conditions other than dishonorable and (a)
14 received a service-connected injury or (b) is receiving disability
15 benefits or disability retirement benefits under laws administered by
16 the United States Department of Veterans Affairs, or its successor
17 agency, and receives a passing score on an open competitive
18 examination taken after the effective date of P.L. , c. (C.)
19 (pending before the Legislature as this bill), shall be entitled to ten
20 additional points above the individual's earned score.

21 (2) Any individual who does not meet the definition of veteran
22 pursuant to subsection b. of N.J.S.11A:5-1 but was separated from
23 the Armed Forces of the United States following at least six months
24 of federal active duty under conditions other than dishonorable and
25 receives a passing score on an open competitive examination taken
26 after the effective date of P.L. , c. (C.) (pending
27 before the Legislature as this bill), shall be entitled to five
28 additional points above the individual's earned score.

29 (3) a. In cases when evaluation of education, training, or
30 experience is used in lieu of a written or physical examination, the
31 commission shall refer disabled veterans or veterans who qualify
32 under subsections (1) and (2), respectively, of this section to the
33 employing official under the provisions of N.J.S.11A:5-1 et seq., as
34 long as the veteran or disabled veteran meets the competencies and
35 other requirements for the position.

36 b. The disabled veterans qualified under subsection (1) of this
37 section, followed by veterans qualified under subsection (2) of this
38 section, shall be placed at the top of the list immediately after
39 veterans who meet the definition of veteran under N.J.S.11A:5-1.

40 c. At no time shall this section supersede the veterans
41 preferences provided in N.J.S.11A:5-4 and N.J.S.11A:5-5.

42 d. The Adjutant General of the Department of Military and
43 Veterans Affairs shall be responsible for determining whether any
44 person seeking to be considered a "disabled veteran" or a "veteran"
45 under this section, P.L. , c. (C.) (pending before the
46 Legislature as this bill), for the purpose of receiving civil service
47 preference, meets the criteria set forth therein and adjudicating an
48 appeal from any person disputing this determination. The

1 determination of the Adjutant General shall apply only
2 prospectively from the date of initial determination or date of
3 determination from an appeal, as appropriate, and shall be binding
4 upon the commission.

5

6 2. This act shall take effect six months from the date of
7 enactment or six months after approval of a Constitutional
8 Amendment and shall apply to examinations taken after that date,
9 except the Civil Service Commission and the Department of
10 Military and Veterans Affairs may take any anticipatory
11 administrative action in advance as shall be necessary for the
12 implementation of this act. This act shall only apply if an
13 amendment to the State constitution is approved by the voters to
14 permit such veterans to receive the benefit.