

ASSEMBLY, No. 306

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman BODINE

1 AN ACT concerning the employment of certain special law
2 enforcement officers by a county or municipality and amending
3 P.L.1991, c.299.

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

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8 1. Section 1 of P.L.1991, c.299 (C.40A:14-180) is amended to
9 read as follows:

10 1. a. The provisions of any other law to the contrary
11 notwithstanding, the appointing authority of a county or municipality
12 which, pursuant to N.J.S.40A:14-106, in the case of a county, or
13 N.J.S.40A:14-118, in the case of a municipality, has established and
14 maintains a police force may appoint as a member or officer of the
15 county or municipal police department any person who is certified as
16 a class two special law enforcement officer and whose training as a
17 class two special law enforcement officer qualifies as training required
18 for a permanent appointment as a police officer under section 3 of
19 P.L.1961, c.56 (C.52:17B-68), or who:

20 (1) was serving as a law enforcement officer in good standing in
21 any State, county or municipal law enforcement department or agency;

22 (2) satisfactorily completed a working test period in a State law
23 enforcement title or in a law enforcement title in a county or
24 municipality which has adopted Title 11A, Civil Service, of the New
25 Jersey Statutes or satisfactorily completed a comparable, documented
26 probationary period in a law enforcement title in a county or
27 municipality which has not adopted Title 11A, Civil Service; and

28 (3) was, for reasons of economy, terminated as a law enforcement
29 officer within 36 months prior to the appointment.

30 b. A county or municipality may employ such a person
31 notwithstanding that:

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 (1) Title 11A, Civil Service, of the New Jersey Statutes is
2 operative in that county or municipality;

3 (2) the county or municipality has available to it an eligible or
4 regular reemployment list of persons eligible for such appointments;
5 and

6 (3) the appointed person is not on any eligible list. A county or
7 municipality which has adopted Title 11A, Civil Service, may not
8 employ such a person if a special reemployment list is in existence for
9 the law enforcement title to be filled.

10 c. If a county determines to appoint a person pursuant to the
11 provisions of this act, it shall give first priority in making such
12 appointments to residents of the county. A municipality making such
13 an appointment shall give first priority to residents of the municipality
14 and second priority to residents of the county not residing in the
15 municipality.

16 d. The seniority, seniority-related privileges and rank a law
17 enforcement officer possessed with the employer who terminated the
18 officer's employment for reasons of economy shall not be transferable
19 to a new position when the officer is appointed to a law enforcement
20 position pursuant to the provisions of this section.

21 (cf: P.L.1993, c.187, s.1)

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23 2. This act shall take effect immediately.

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STATEMENT

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28 This bill permits a county or municipality that has established and
29 maintains a police force to appoint as a member or officer of that force
30 a person who is a certified class two special police officer whose
31 training as a class two special police officer qualifies as the training
32 required for permanent appointment as a police officer. The bill
33 permits such an appointment notwithstanding that Title 11A (Civil
34 Service) is operative in the county or municipality; the county or
35 municipality has available to it an eligible or regular reemployment list
36 of persons eligible for such appointments; and the appointed person is
37 not on any eligible list.

38 This bill will enable counties and municipalities to hire officers who
39 are fully trained, in order to save them the costs of training.

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44 Permits counties and municipalities to hire certain special police
45 officers.