

ASSEMBLY, No. 309

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman BODINE and Assemblywoman BARK

1 AN ACT concerning the appointment of employees of certain fire  
2 districts and amending N.J.S.11A:3-5.

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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. N.J.S.11A:3-5 is amended to read as follows:

8 11A:3-5. Political subdivision unclassified service. The political  
9 subdivision unclassified service shall not be subject to the provisions  
10 of this title unless otherwise specified and shall include the following:

11 a. Elected officials;

12 b. One secretary and one confidential assistant to each mayor;

13 c. Members of boards and commissions authorized by law;

14 d. Heads of institutions;

15 e. Physicians, surgeons and dentists;

16 f. Attorneys of a county, municipality or school district operating  
17 under this title;

18 g. Teaching staff, as defined in N.J.S.18A:1-1, in the public schools  
19 and county superintendents and members and business managers of  
20 boards of education;

21 h. Principal executive officers;

22 i. One secretary, clerk or executive director to each department,  
23 board and commission authorized by law to make the appointment;

24 j. One secretary or clerk to each county constitutional officer,  
25 principal executive officer, and judge;

26 k. One deputy or first assistant to a principal executive officer who  
27 is authorized by statute to act for and in place of the principal  
28 executive officer;

29 l. No more than 12 county department heads and the heads of  
30 divisions within such departments; provided that the total number of  
31 unclassified positions created by the county administrative code  
32 pursuant to this subsection shall not exceed 20;

33 m. One secretary or confidential assistant to each unclassified

**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 department or division head established in subsection l.;
- 2 n. Employees of county park commissions, appointed pursuant to  
3 R.S.40:37-96 through R.S.40:37-174, in counties of the second class;
- 4 o. Directors of free public libraries in cities of the first class having  
5 a population of more than 300,000;
- 6 p. One secretary to the municipal council in cities of the first class  
7 having a population of less than 300,000;
- 8 q. One secretary and one confidential aide for each member of the  
9 board of freeholders other than the director, and one secretary and two  
10 confidential aides for the freeholder director, of any county of the  
11 second class with a population of at least 470,000 which has not  
12 adopted the provisions of the "Optional County Charter Law,"  
13 P.L.1972, c.154 (C.40:41A-1 et seq.) and one secretary or confidential  
14 aide for each member of the board of freeholders of any other county  
15 which has not adopted the provisions of the "Optional County Charter  
16 Law";
- 17 r. In school districts organized pursuant to N.J.S.18A:17-1 et seq.,  
18 the executive controller, public information officer and the executive  
19 directors of board affairs, personnel, budget, purchasing, physical  
20 facilities, data processing, financial affairs, and internal audit;
- 21 s. The executive director, assistant executive director, director of  
22 staff operations, director of administration, director of redevelopment  
23 and the urban initiatives coordinator of a local housing authority;
- 24 t. The sheriff's investigators of any county appointed pursuant to  
25 P.L.1987, c.113 (C.40A:9-117a);
- 26 u. Any title as provided by statute or as the board may determine  
27 in accordance with criteria established by rule; [and]
- 28 v. One confidential aide for each county clerk, in addition to the  
29 titles included under subsection j. of this section; and
- 30 w. In fire districts established pursuant to N.J.S.40A:14-70, the  
31 executive director and assistant executive director or the director of  
32 administration and assistant director of administration, as the case may  
33 be, and one secretary, clerk or confidential assistant to each executive  
34 director, assistant executive director, director of administration or  
35 assistant director of administration.  
36 (cf: P.L.1991, c.494, s.1)

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38 2. This act shall take effect immediately.

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43 Assigns employees of certain fire districts to the unclassified service  
44 of the civil service.