

ASSEMBLY, No. 1025

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

Assemblywoman CLEOPATRA G. TUCKER

District 28 (Essex)

Co-Sponsored by:

Assemblymen Karabinchak and Dancer

SYNOPSIS

Changes definition of veteran for civil service hiring preference.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning the definition of veteran for civil service hiring
2 preference and amending N.J.S.11A:5-1.

3

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

6

7 1. N.J.S.11A:5-1 is amended to read as follows
8 11A:5-1. As used in this chapter:

9 a. "Disabled veteran" means any veteran who is eligible to be
10 compensated for a service-connected disability from war service by
11 the United States Veterans Administration or who receives or is
12 entitled to receive equivalent compensation for a service-connected
13 disability which arises out of military or naval service as set forth in
14 this chapter and who has submitted sufficient evidence of the record
15 of disability incurred in the line of duty to the Adjutant General of
16 the Department of Military and Veterans' Affairs and received a
17 determination of status no later than eight days prior to the issuance
18 of an employment list, for which that individual received a passing
19 score on an examination;

20 b. "Veteran" means any honorably discharged soldier, sailor,
21 marine or nurse who served in any army or navy of the allies of the
22 United States in World War I, between July 14, 1914 and November
23 11, 1918, or who served in any army or navy of the allies of the
24 United States in World War II, between September 1, 1939 and
25 September 2, 1945 and who was inducted into that service through
26 voluntary enlistment, and was a citizen of the United States at the
27 time of the enlistment, and who did not renounce or lose his or her
28 United States citizenship; or any soldier, sailor, marine, airman,
29 nurse or army field clerk, who has served in the active military or
30 naval service of the United States and who has been discharged or
31 released under other than dishonorable conditions from that service
32 in any of the following wars or conflicts, and who has presented to
33 the Adjutant General of the Department of Military and Veterans'
34 Affairs sufficient evidence of the record of service and received a
35 determination of status no later than eight days prior to the issuance
36 of an employment list, for which that individual received a passing
37 score on an examination:

38 (1) World War I, between April 6, 1917 and November 11,
39 1918;

40 (2) World War II, on or after September 16, 1940, who shall
41 have served **【at least 90 days】** beginning on or before December 31,
42 1946 in **【such】** active service**【,** exclusive of any period of
43 assignment for a course of education or training under the Army
44 Specialized Training Program or the Navy College Training
45 Program, which course was a continuation of a civilian course and

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.

1 was pursued to completion, or as a cadet or midshipman at one of
2 the service academies; except that any person receiving an actual
3 service-incurred injury or disability shall be classed a veteran
4 whether or not that person has completed the 90-day service】;

5 (3) Korean conflict, on or after June 23, 1950, who shall have
6 served 【at least 90 days】 beginning on or before January 31, 1955,
7 in active service【, exclusive of any period of assignment for a
8 course of education or training under the Army Specialized
9 Training Program or the Navy College Training Program, which
10 course was a continuation of a civilian course and was pursued to
11 completion, or as a cadet or midshipman at one of the service
12 academies; except that any person receiving an actual service-
13 incurred injury or disability shall be classed as a veteran, whether or
14 not that person has completed the 90-day service】;

15 (4) Lebanon crisis, on or after July 1, 1958, who has served in
16 Lebanon or on board any ship 【actively engaged】 in 【patrolling】
17 the territorial waters of that nation 【for a period, continuous or in
18 the aggregate, of at least 14 days】 commencing on or before
19 November 1, 1958 or the date of termination of that conflict, as
20 proclaimed by the President of the United States or Congress,
21 whichever date of termination is the latest, in such active
22 service【; provided, that any person receiving an actual service-
23 incurred injury or disability shall be classed as a veteran whether or
24 not that person has completed the 14 days' service as herein
25 provided】;

26 (5) Vietnam conflict, on or after December 31, 1960【, who shall
27 have served at least 90 days】 beginning on or before May 7, 1975,
28 in active service【, exclusive of any period of assignment for a
29 course of education or training under the Army Specialized
30 Training Program or the Navy College Training Program, which
31 course was a continuation of a civilian course and was pursued to
32 completion, or as a cadet or midshipman at one of the service
33 academies, and exclusive of any service performed pursuant to the
34 provisions of section 511(d) of Title 10, United States Code, or
35 exclusive of any service performed pursuant to enlistment in the
36 National Guard or the Army Reserve, Naval Reserve, Air Force
37 Reserve, Marine Corps Reserve, or Coast Guard Reserve; except
38 that any person receiving an actual service-incurred injury or
39 disability shall be classed as a veteran, whether or not that person
40 has completed the 90-day service as provided】;

41 (6) Lebanon peacekeeping mission, on or after September 26,
42 1982, who has served in Lebanon or in another area in the region, or
43 on board any ship 【actively engaged】 in 【patrolling】 the territorial
44 waters of that nation 【for a period, continuous or in the aggregate,
45 of at least 14 days】 commencing on or before December 1, 1987 or
46 the date of termination of that mission, as proclaimed by the

1 President of the United States or Congress, whichever date of
2 termination is the latest, in such active service【; provided, that any
3 person receiving an actual service-incurred injury or disability shall
4 be classed as a veteran whether or not that person has completed the
5 14 days' service as herein provided】;

6 (7) Grenada peacekeeping mission, on or after October 23,
7 1983, who has served in Grenada or in another area in the region, or
8 on board any ship 【actively engaged】 in 【patrolling】 the territorial
9 waters of that nation 【for a period, continuous or in the aggregate,
10 of at least 14 days】 commencing on or before November 21, 1983
11 or the date of termination of that mission, as proclaimed by the
12 President of the United States or Congress, whichever date of
13 termination is the latest, in such active service【; provided, that any
14 person receiving an actual service-incurred injury or disability shall
15 be classed as a veteran whether or not that person has completed the
16 14 days' service as herein provided】;

17 (8) Panama peacekeeping mission, on or after December 20,
18 1989 or the date of inception of that mission, as proclaimed by the
19 President of the United States or Congress, whichever date of
20 inception is earliest, who has served in Panama or in another area in
21 the region, or on board any ship 【actively engaged】 in 【patrolling】
22 the territorial waters of that nation 【for a period, continuous or in
23 the aggregate, of at least 14 days】 commencing on or before
24 January 31, 1990 or the date of termination of that mission, as
25 proclaimed by the President of the United States or Congress,
26 whichever date of termination is the latest, in such active
27 service【; provided, that any person receiving an actual service-
28 incurred injury or disability shall be classed as a veteran whether or
29 not that person has completed the 14 days' service as herein
30 provided】;

31 (9) Operation "Desert Shield/Desert Storm" mission in the
32 Arabian peninsula and the Persian Gulf, on or after August 2, 1990
33 or the date of inception of that operation, as proclaimed by the
34 President of the United States or Congress, whichever date of
35 inception is earliest, who has served in the Arabian peninsula or on
36 board any ship 【actively engaged】 in 【patrolling】 the Persian Gulf
37 【for a period, continuous or in the aggregate, of at least 14 days】
38 commencing on or before the date of termination of that mission, as
39 proclaimed by the President of the United States or Congress,
40 whichever date of termination is the latest, in such active
41 service【; provided, that any person receiving an actual service-
42 incurred injury or disability shall be classed as a veteran whether or
43 not that person has completed the 14 days' service as herein
44 provided】;

45 (10) Operation Northern Watch and Operation Southern Watch,
46 on or after August 27, 1992, or the date of inception of that

1 operation, as proclaimed by the President of the United States,
2 Congress or United States Secretary of Defense, whichever date of
3 inception is earliest, who served in the theater of operation,
4 including in the Arabian peninsula and the Persian Gulf, and in
5 **【direct】** support of that operation **【for a period, continuously or in**
6 **the aggregate, of at least 14 days】** in such active service
7 commencing on or before the date of termination of that operation,
8 as proclaimed by the President of the United States, Congress or
9 United States Secretary of Defense, whichever date of termination
10 is the latest**【**; provided, that any person receiving an actual service-
11 incurred injury or disability while engaged in such service shall be
12 classed as a veteran whether or not that person has completed the 14
13 days' service as herein provided**】**;

14 (11) Operation "Restore Hope" in Somalia, on or after
15 December 5, 1992, or the date of inception of that operation as
16 proclaimed by the President of the United States or the Congress,
17 whichever date is earliest, who has served in Somalia or in another
18 area in the region, or on board any ship **【actively engaged】** in
19 **【patrolling】** the territorial waters of that nation **【for a period,**
20 **continuously or in the aggregate, of at least 14 days】** in such active
21 service commencing on or before March 31, 1994**【**; provided that
22 any person receiving an actual service-incurred injury or disability
23 shall be classed as a veteran whether or not that person has
24 completed the 14-day service as herein provided**】**;

25 (12) Operations "Joint Endeavor" and "Joint Guard" in the
26 Republic of Bosnia and Herzegovina, on or after November 20,
27 1995, who served in such active service in **【direct】** support of one
28 or both of the operations **【for at least 14 days, continuously or in**
29 **the aggregate,】** commencing on or before June 20, 1998, and (1)
30 was deployed in that nation or in another area in the region, or (2)
31 was on board a United States naval vessel operating in the Adriatic
32 Sea, or (3) operated in airspace above the Republic of Bosnia and
33 Herzegovina**【**; provided that any person receiving an actual service-
34 incurred injury or disability shall be classed as a veteran whether or
35 not that person completed the 14-day service requirement**】**;

36 (13) Operation "Uphold Democracy" in Haiti, on or after
37 September 19, 1994, who served in Haiti or on board any ship
38 **【actively engaged】** in **【patrolling】** the territorial waters of that
39 nation **【for a period, continuously or in the aggregate, of at least 14**
40 **days】** in such active service commencing on or before March 31,
41 1995, and who received an Armed Forces Expeditionary Medal for
42 such service**【**; provided, that any person receiving an actual service-
43 incurred injury or disability shall be classed as a veteran whether or
44 not that person has completed the 14 days' service as herein
45 provided or received an Armed Forces Expeditionary Medal**】**;

1 (14) Operation "Enduring Freedom", on or after September 11,
2 2001, who served in a theater of operation and in **【direct】** support
3 of that operation **【for a period, continuously or in the aggregate, of**
4 at least 14 days**】** in such active service commencing on or before
5 the date the President of the United States or the United States
6 Secretary of Defense designates as the termination date of that
7 operation**【**; provided, that any person receiving an actual service-
8 incurred injury or disability while engaged in such service shall be
9 classed as a veteran whether or not that person has completed the 14
10 days' service as herein provided**】**; and

11 (15) Operation "Iraqi Freedom", on or after the date the
12 President of the United States or the United States Secretary of
13 Defense designates as the inception date of that operation, who
14 served in Iraq or in another area in the region in **【direct】** support of
15 that operation **【for a period, continuously or in the aggregate, of at**
16 least 14 days**】** in such active service commencing on or before the
17 date the President of the United States or the United States
18 Secretary of Defense designates as the termination date of that
19 operation**【**; provided, that any person receiving an actual service-
20 incurred injury or disability while engaged in such service shall be
21 classed as a veteran whether or not that person has completed the 14
22 days' service as herein provided**】**;

23 c. "War service" means service by a veteran in any war or
24 conflict described in this chapter during the periods specified.
25 (cf: P.L.2007, c.115, s.1)

26

27 2. This act shall take effect on the 30th day after the date of
28 enactment.

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STATEMENT

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33 Under current law, a veteran is eligible for a civil service hiring
34 preference, if the person served during specified dates or in
35 specified locations, and in some instances, for a specific length of
36 time.

37 This bill changes the definition of veteran for the civil service
38 hiring preference by removing the requirement of service for
39 specific lengths of time and broadens the specified locations for
40 eligibility.