

**ASSEMBLY, No. 1025**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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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, Dancer, Assemblywoman Gove and**

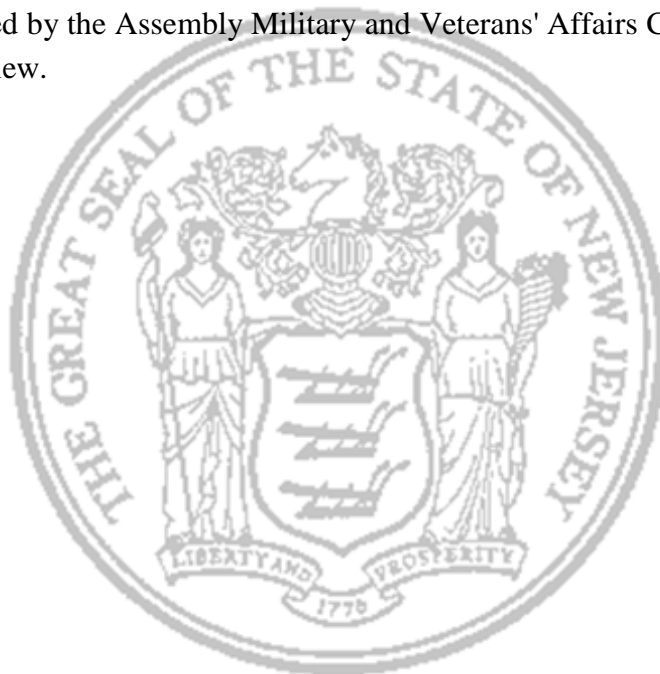
**Assemblyman Rumpf**

**SYNOPSIS**

Changes definition of veteran for civil service hiring preference.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Military and Veterans' Affairs Committee with technical review.



**(Sponsorship Updated As Of: 3/1/2021)**

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.