

[Third Reprint]

ASSEMBLY, No. 6009

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED NOVEMBER 15, 2021

Sponsored by:

Assemblyman WILLIAM F. MOEN, JR.

District 5 (Camden and Gloucester)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex)

Co-Sponsored by:

Assemblymen Webber and McClellana

SYNOPSIS

Permits exemption from civil service examination requirement for entry-level law enforcement officers, sheriff's officers, and State and county correctional police officers; permits hiring or appointment of such officers under certain conditions, and makes appropriation.

CURRENT VERSION OF TEXT

As reported by the Assembly Appropriations Committee on January 6, 2022, with amendments.

(Sponsorship Updated As Of: 1/10/2022)

1 **An Act** concerning civil service ¹**[law enforcement]**¹ examination
 2 requirement for ¹entry-level law enforcement officers, sheriff's
 3 officers, and¹ ³State or³ county correctional police officers,
 4 ³**[and]** and salaries for State correctional police officers,³
 5 amending P.L.2021, c.7³, and making an appropriation³.

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

9
 10 1. Section 1 of P.L.2021, c.7 (C.11A:4-1.3) is amended to read as
 11 follows:

12 1. a. The Civil Service Commission shall exempt from the
 13 requirement to take an examination for an entry-level law enforcement
 14 ¹officer¹ position¹, entry-level ²**[sheriff's]** sheriff's² officer position,¹
 15 or entry-level ³State or³ county correctional police officer position a
 16 person who ¹**[has]**¹ successfully ¹**[completed]** completes¹ a full Basic
 17 Course for Police Officers training course ¹or a full Basic Course for
 18 Correction Officers training course¹ at a school approved and
 19 authorized by the New Jersey Police Training commission ¹within nine
 20 months from the date of hire as a ³**[provisional]** temporary³ entry-
 21 level officer under the provisions of this section.

22 (1) Any person employed under the provisions of this section shall
 23 enroll in a training course approved by the New Jersey Police Training
 24 Commission, and such person shall be entitled to a leave of absence
 25 with pay during the period of the training course.

26 (2) Upon successful completion of the training course, any person
 27 employed under the provisions of this section shall be ³**[promoted]**
 28 from a provisional³ appointed from a temporary to a permanent³
 29 entry-level law enforcement police officer, ³**[provisional entry-level]**
 30 from a temporary³ ²**[sheriff's]** sheriff's² officer, or ³**[provisional]**
 31 temporary³ entry-level ³State or³ county correctional police officer to
 32 ³**[an]** a permanent³ entry-level law enforcement officer, entry-level
 33 sheriff's officer, or ³permanent³ entry-level ³State or³ county
 34 correctional police officer, as appropriate¹.

35 b. ¹**[The Civil Service Commission shall promulgate, pursuant to**
 36 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
 37 seq.), rules and regulations and establish administrative processes that
 38 are reasonable, necessary, and consistent with the provisions of this
 39 act.¹ (Deleted by amendment, P.L. , c. (C.) (pending before the
 40 Legislature as this bill)¹

41 c. ¹(1)¹ A municipal or county police department may hire a
 42 person, exempt from the requirement to take an examination for an
 43 entry-level law enforcement ¹officer¹ position pursuant to subsection a.
 44 of this section, upon adoption of an ordinance or resolution by the

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ASL committee amendments adopted December 9, 2021.

²Assembly AAP committee amendments adopted December 13, 2021.

³Assembly AAP committee amendments adopted January 6, 2022.

governing body authorizing such hiring by the police department and the adoption of a conflict of interest and nepotism policy.

¹(2) A county ²[sherrif's] sheriff's² department may hire a person, exempt from the requirement to take an examination for an entry-level sheriff's officer position pursuant to subsection a. of this section, upon ²[adoption of an ordinance or resolution by the governing body authorizing such hiring by the sheriff's department and]² the adoption ²by the county sheriff² of a conflict of interest and nepotism policy.

(3) A county correctional facility ², except one under the control or supervision of a county sheriff,² may hire a person, exempt from the requirement to take an examination for an entry-level county correctional police officer position pursuant to subsection a. of this section, upon adoption of an ordinance or a resolution by the governing body authorizing such hiring by the county correctional facility and the adoption of a conflict of interest and nepotism policy.¹

²A county correctional facility that is under the control or supervision of a county sheriff may hire a person, exempt from the requirement to take an examination for an entry-level county correctional police officer position pursuant to subsection a. of this section, upon the adoption by the county sheriff of a conflict of interest and nepotism policy, without the need for an ordinance or a resolution by the governing body²

³(4) A State correctional facility or department may hire a person, exempt from the requirement to take an examination for an entry-level State correctional police officer position pursuant to subsection a. of this section, upon authorization of the Commissioner of Corrections.³

d. ¹[A county correctional facility may hire a person, exempt from the requirement to take an examination for an entry-level county correctional police officer position pursuant to subsection a. of this section, upon adoption of a resolution by the governing body authorizing such hiring by the correctional facility and the adoption of a conflict of interest and nepotism policy.] ²[A municipal or county police department, county sheriff's department, or county correctional facility shall not utilize the provisions of this section to circumvent the intergovernmental transfer process regulations established by the Civil Service Commission requiring written authorization from the departing authority] Permanent entry-level officers and entry-level officers serving in a working test period who are employed by a municipal or county police department, county sheriff's department, or ³State or³ county correctional facility shall not be appointed by a different municipal or county police department, county sheriff's department, or ³State or³ county correctional facility utilizing the provisions of this section and municipal or county police departments, county sheriff's departments, or ³State or³ county correctional facilities may not utilize the provisions of this section to circumvent

1 the intergovernmental transfer process regulations established by the
2 Civil Service Commission for officers which requires written
3 authorization from the departing authority^{2 3}, including, but not
4 limited to, the New Jersey Department of Corrections³.

5 e. ³The starting salary of a State correctional police officer shall
6 be not less than \$48,000. Adjustments shall be made to the remaining
7 steps in the salary scale of a State correctional police officer.

8 f. ³The Civil Service Commission shall promulgate, pursuant to
9 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
10 seq.), rules and regulations and establish administrative processes that
11 are reasonable, necessary, and consistent with the provisions of this
12 section.¹

13 ³[²f. No sheriff's investigator shall be hired as a sheriff's officer
14 in accordance with provisions of this section.²] g. A sheriff's
15 investigator in a sheriff's department shall be eligible for appointment
16 in accordance with this section through transfer to a sheriff's officer
17 position in that same department provided that:

18 (1) the investigator has completed at least one year in the position
19 of sheriff's investigator in that sheriff's department or has served at
20 least one year as a police officer or sheriff's officer in a municipal or
21 county police or sheriff's department in this State; and

22 (2) the sheriff's investigator is not over 35 years of age at the time
23 of initial appointment in accordance with this section to the sheriff's
24 officer position.

25 Beginning on January 1, 2023, a sheriff shall not appoint sheriff's
26 investigators in accordance with this section to more than 50 percent
27 of open sheriff's officer positions in any calendar year.³

28 (cf: P.L.2021, c.7, s.1)

29
30 ³2. There shall be appropriated from the State General Fund to
31 the Department of Corrections \$10,300,000 for the purpose of
32 increasing salaries for State correctional officers, to be distributed
33 in amounts determined by the Commissioner of Corrections and the
34 Chairperson of the Civil Service Commission.³

35
36 ³[2.] 3.³ This act shall take effect six months following
37 enactment, except the Civil Service Commission may take any
38 anticipatory administrative action in advance as shall be necessary
39 for the implementation of this act.