

[Third Reprint]

SENATE, No. 3672

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED APRIL 26, 2021

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Senator Greenstein, Assemblymen Webber and McClellan

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
 11 as follows:

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

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

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

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

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.

1 c. ¹(1)¹ A municipal or county police department may hire a
2 person, exempt from the requirement to take an examination for an
3 entry-level law enforcement ¹officer¹ position pursuant to
4 subsection a. of this section, upon adoption of an ordinance or
5 resolution by the governing body authorizing such hiring by the
6 police department and the adoption of a conflict of interest and
7 nepotism policy.

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

15 (3) A county correctional facility ², except one under the control
16 or supervision of a county sheriff,² may hire a person, exempt from
17 the requirement to take an examination for an entry-level county
18 correctional police officer position pursuant to subsection a. of this
19 section, upon adoption of an ordinance or a resolution by the
20 governing body authorizing such hiring by the county correctional
21 facility and the adoption of a conflict of interest and nepotism
22 policy.¹ ²A county correctional facility that is under the control or
23 supervision of a county sheriff may hire a person, exempt from the
24 requirement to take an examination for an entry-level county
25 correctional police officer position pursuant to subsection a. of this
26 section, upon the adoption by the county sheriff of a conflict of
27 interest and nepotism policy, without the need for an ordinance or a
28 resolution by the governing body²

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

34 d. ¹~~A county correctional facility may hire a person, exempt~~
35 ~~from the requirement to take an examination for an entry-level~~
36 ~~county correctional police officer position pursuant to subsection a.~~
37 ~~of this section, upon adoption of a resolution by the governing body~~
38 ~~authorizing such hiring by the correctional facility and the adoption~~
39 ~~of a conflict of interest and nepotism policy.]~~ ²~~A municipal or~~
40 ~~county police department, county sheriff's department, or county~~
41 ~~correctional facility shall not utilize the provisions of this section to~~
42 ~~circumvent the intergovernmental transfer process regulations~~
43 ~~established by the Civil Service Commission requiring written~~
44 ~~authorization from the departing authority]~~ Permanent entry-level
45 officers and entry-level officers serving in a working test period
46 who are employed by a municipal or county police department,
47 county sheriff's department, or ³State or³ county correctional

1 facility shall not be appointed by a different municipal or county
2 police department, county sheriff's department, or ³State or³ county
3 correctional facility utilizing the provisions of this section and
4 municipal or county police departments, county sheriff's
5 departments, or ³State or³ county correctional facilities may not
6 utilize the provisions of this section to circumvent the
7 intergovernmental transfer process regulations established by the
8 Civil Service Commission for officers which requires written
9 authorization from the departing authority² ³, including, but not
10 limited to, the New Jersey Department of Corrections³.

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

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

20 ³[²f. No sheriff's investigator shall be hired as a sheriff's officer
21 in accordance with provisions of this section.²] g. A sheriff's
22 investigator in a sheriff's department shall be eligible for
23 appointment in accordance with this section through transfer to a
24 sheriff's officer position in that same department provided that:

25 (1) the investigator has completed at least one year in the
26 position of sheriff's investigator in that sheriff's department or has
27 served at least one year as a police officer or sheriff's officer in a
28 municipal or county police or sheriff's department in this State; and

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

32 Beginning on January 1, 2023, a sheriff shall not appoint
33 sheriff's investigators in accordance with this section to more than
34 50 percent of open sheriff's officer positions in any calendar year.³
35 (cf: P.L.2021, c.7, s.1)
36

37 ³2. There shall be appropriated from the State General Fund to
38 the Department of Corrections \$10,300,000 for the purpose of
39 increasing salaries for State correctional officers, to be distributed
40 in amounts determined by the Commissioner of Corrections and the
41 Chairperson of the Civil Service Commission.³
42

43 ³[2.] ³ This act shall take effect six months following
44 enactment, except the Civil Service Commission may take any
45 anticipatory administrative action in advance as shall be necessary
46 for the implementation of this act.