

# SENATE, No. 4118

## STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 12, 2021

**Sponsored by:**

**Senator KRISTIN M. CORRADO**

**District 40 (Bergen, Essex, Morris and Passaic)**

**Senator ANTHONY M. BUCCO**

**District 25 (Morris and Somerset)**

**SYNOPSIS**

Establishes requirement that county prosecutor reside in county of appointment during term of appointment and until qualified successor is appointed.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT establishing a residency requirement for county  
2 prosecutors and amending N.J.S.2A:158-1.

3

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.2A:158-1 is amended to read as follows:

8 There shall be appointed, for each county, by the governor with  
9 the advice and consent of the senate to serve for a term of 5 years  
10 and until the appointment and qualification of his successor, some  
11 fit person who shall have been admitted to the practice of law in  
12 this state for at least 5 years, who shall be known as the county  
13 prosecutor and who, except as otherwise provided by law, shall  
14 prosecute the pleas of the state in such county and shall have all of  
15 the powers and perform all of the duties formerly had and  
16 performed by the prosecutor of the pleas of such county. As the  
17 term of the prosecutor of the pleas of any county shall expire there  
18 shall be appointed in his place and stead such county prosecutor.

19 During the term of appointment, and until the appointment and  
20 qualification of a successor, the county prosecutor shall reside in  
21 the county of the appointment.

22 (cf: P.L.1951 (1st SS), c.344, s.1)

23

24 2. This act shall take effect immediately.

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27 STATEMENT

28

29 This bill establishes a county residency requirement for each  
30 county prosecutor appointed to the position by the governor with  
31 the advice and consent of the Senate. Under the bill, a person  
32 appointed to the position of county prosecutor, shall, for the term of  
33 the appointment and until the appointment and qualification of a  
34 successor, reside in the county of the appointment.

**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.