

11:22-2

**LEGISLATIVE HISTORY CHECKLIST**

**NJSA:** 11:22-2 (County Civil Services--  
unclassified positions--  
additional)

**LAWS OF:** 1985 **CHAPTER:** 320

**BILL NO:** A3855

**Sponsor(s):** Bryant and Gorman

**Date Introduced:** June 20, 1985

**Committee: Assembly:** -----

**Senate:** -----

**Amended during passage:** No Substituted for S3102 (attached)

**Date of Passage:** **Assembly:** June 24, 1985

**Senate:** June 27, 1985

**Date of Approval:** August 28, 1985

**Following statements are attached if available:**

**Sponsor statement:** Yes (Below)

**Committee statement:** **Assembly** No

**Senate** No

**Fiscal Note:** No

**Veto Message:** No

**Message on Signing:** Yes

**Following were printed:**

**Reports:** No

**Hearings:** No

**Sponsors' statement:**

This bill provides for certain additional unclassified positions in the civil service. Its purpose is to increase professionalism in government and to permit a more efficient and effective approach to hiring in certain positions.

[OFFICIAL COPY REPRINT]  
**SENATE, No. 3102**

**STATE OF NEW JERSEY**

INTRODUCED JUNE 17, 1985

By Senators LYNCH and ORECHIO

(Without reference)

AN ACT concerning the unclassified service of civil service and amending R. S. 11:22-2.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. R. S. 11:22-2 is amended to read as follows:

2 11:22-2. The unclassified service shall not be subject to the pro-  
3 visions of this subtitle and shall include the following:

4 a. Officers elected by popular vote;

5 b. Members of district boards of elections; employees in voting  
6 machine departments and the chief deputy, chief clerk, secretary,  
7 clerical and other assistants or employees appointed by the super-  
8 intendants of elections and commissioners of registration in coun-  
9 ties of the first class having less than 800,000 inhabitants, and by  
10 the county boards of elections in all other counties and such of said  
11 officers, assistants and employees as are appointed by superinten-  
12 dents of elections in counties of the first class having more than  
13 800,000 inhabitants, to serve for terms of six months or less in any  
14 one year;

15 c. Appointments of the mayor;

16 d. Heads of municipal departments, the members of commissions  
17 and boards elected by the board of aldermen, common council or  
18 other governing body of any county, municipality or school district  
19 operating under this subtitle;

20 e. Heads of such county departments as are created by the ad-  
21 ministrative code of any county organized pursuant to any of the  
22 plans contained in the "Optional County Charter Law" (P. L. 1972,

**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 printed in italics *thus* is new matter.**

**Matter enclosed in asterisks or stars has been adopted as follows:**

**\*—Senate amendments adopted June 24, 1985.**

23 c. 154; C. 40:41A-1 et seq.) *or by the organization or reorganization*  
24 *resolution of any other county \*of the second class with a popula-*  
25 *tion of at least 470,000\**, which departments shall not exceed 12 in  
26 number, and the heads of any divisions created within such depart-  
27 ments; provided, however, that the total number of positions  
28 created pursuant to this subsection by the administrative code *or*  
28A *organization or reorganization resolution* shall not exceed 20 in  
29 numbers;

30 f. Law officers of a county, municipality or school district operat-  
31 ing under this subtitle;

32 g. Teaching staff members, as defined in N. J. S. 18A:1-1, in  
33 the public schools and county superintendents and members and  
34 business managers of boards of education;

35 h. Police magistrates appointed by the mayor or other head  
36 officer of the municipality operating under this subtitle;

37 i. Officers and employees of county park commissioners in coun-  
38 ties of the second class, appointed under the provisions of R. S.  
39 40:37-96 to R. S. 40:37-174;

40 j. The superintendent of a county hospital for persons suffering  
41 from communicable diseases, appointed under the provisions of  
42 R. S. 30:9-61 and R. S. 30:9-69; **[and]**

43 k. The deputy or first assistant of principal executive officers  
44 authorized by law to act generally for and in place of his princi-  
45 pal;

46 l. The legal assistants of the law departments of the counties,  
47 municipalities or school districts operating under this subtitle ex-  
48 cept as herein otherwise provided;

49 m. One secretary, clerk or executive director of each department,  
50 appointed board or commission authorized by law to appoint a  
51 secretary, clerk or executive director;

52 n. One secretary or confidential aide, if so provided in the admin-  
53 istrative code of any county organized pursuant to any of the plans  
54 contained in the "Optional County Charter Law," *or by the organi-*  
55 *zation or reorganization resolution of any other county \*of the*  
56 *second class with a population of at least 470,000\**, to be appointed  
57 by each head of any county department or of any designated divi-  
58 sion within such department, when the head of any such division  
58A is an unclassified position *pursuant to \*the\* provisions of sub-*  
59 *section e. above. The total number of these appointments shall not*  
60 *exceed 20 in any county;*

61 o. One private secretary or clerk or stenographer of each judge  
62 or principal executive officer;

63 p. All officials of county or municipal institutions who must of  
64 necessity be physicians;

65 q. Offices or positions whose incumbents by specific statute serve  
66 for fixed terms, or whose incumbents by specific statute serve at the  
67 pleasure of the appointing authority;

68 r. One council secretary to the municipal council, appointed by  
69 the council in any city of the first class with a population of less  
70 than 300,000;

71 s. All directors of municipal free public libraries in cities of the  
72 first class having a population of not less than 300,000 inhabitants;

73 t. The following positions in school districts which have been re-  
74 organized pursuant to P. L. 1975, c. 169 (~~C. 18A:17-1~~ C.  
75 *18A:17A-1* et seq.) :

76 Executive director of board affairs;

77 Executive director of personnel;

78 Executive director of the budget

79 Executive director of purchasing;

80 Executive director of physical facilities;

81 Executive director of data processing;

82 Executive director of financial affairs;

83 Executive controller;

84 Executive director of internal audit; and

85 Public information officer;

86 u. One ~~confidential~~ secretary *and one confidential aide*, for  
87 each member of the board of freeholders *other than the director*,  
88 *and one secretary and two confidential aides for the freeholder*  
89 *director*, of any county *\*of the second class with a population of at*  
90 *least 470,000\** which has not adopted the provisions of the "Op-  
91 tional County Charter Law" (P. L. 1972, c. 154; C. 40A:41A-1  
92 et seq.) *\*and one confidential secretary for each member of the*  
93 *board of freeholders of any other county which has not adopted the*  
94 *provisions of the "Optional County Charter Law"\**; provided how-  
94A ever, that this subsection shall not be construed so as to authorize  
94B a board of chosen freeholders to increase the number of secretaries  
94C attached to such board of chosen freeholders upon the effective  
94D date of this amendatory act;

95 v. The following positions in local housing authorities:

96 Executive director;

97 Assistant executive director;

98 Personnel officer;

99 Director of staff operations;

100 Director of administration;

101 Director or redevelopment; and

102 Urban initiatives coordinator;

103 w. Those management and executive positions in county hospitals  
104 in counties of the first class having less than 850,000 but more than  
105 800,000 inhabitants, which have been designated pursuant to a  
106 management plan which has met the approval of the hospital board  
107 of managers, the governing body of the county, and the Com-  
108 missioner of Health; and

109 x. Such other officers and positions not now included in the un-  
110 classified service by this section or by any other statute, as the  
111 Civil Service Commission shall, from time to time, determine,  
112 according to law, to be in the unclassified service.

1 2. This act shall take effect immediately.

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**SENATE, No. 3102**

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**STATE OF NEW JERSEY**

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INTRODUCED JUNE 17, 1985

By Senators LYNCH and ORECHIO

(Without reference)

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amending R. S. 11:22-2.

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7 clerical and other assistants or employees appointed by the super-  
8 intendants of elections and commissioners of registration in coun-  
9 ties of the first class having less than 800,000 inhabitants, and by  
10 the county boards of elections in all other counties and such of said  
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12 dents of elections in counties of the first class having more than  
13 800,000 inhabitants, to serve for terms of six months or less in any  
14 one year;

15 c. Appointments of the mayor;

16 d. Heads of municipal departments, the members of commissions  
17 and boards elected by the board of aldermen, common council or  
18 other governing body of any county, municipality or school district  
19 operating under this subtitle;

20 e. Heads of such county departments as are created by the ad-  
21 ministrative code of any county organized pursuant to any of the  
22 plans contained in the "Optional County Charter Law" (P. L. 1972,

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.**

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23 c. 154; C. 40:41A-1 et seq.) *or by the organization or reorganization*  
 24 *resolution of any other county*, which departments shall not exceed  
 25 12 in number, and the heads of any divisions created within such  
 26 departments; provided, however, that the total number of positions  
 27 created pursuant to this subsection by the administrative code *or*  
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 55 *zation or reorganization resolution of any other county*, to be ap-  
 56 pointed by each head of any county department or of any desig-  
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87 each member of the board of freeholders *other than the director*,  
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90 "Optional County Charter Law" (P. L. 1972, c. 154; C. 40A:41A-1  
91 et seq.); provided however, that this subsection shall not be con-  
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111 Civil Service Commission shall, from time to time, determine,  
112 according to law, to be in the unclassified service.

1 2. This act shall take effect immediately.

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#### STATEMENT

This bill provides for certain additional unclassified positions in the civil service. Its purpose is to increase professionalism in government and to permit a more efficient and effective approach to hiring in certain positions. These amendments are consistent with the trend of reforms promoted by the civil service.

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A-1444, sponsored by Assemblyman Willie Brown, D-Essex, to permit State regulated institutions and public agencies to purchase securities issued by the African Development Bank. It prohibits the public or private purchase of investment from the bank which would be used in the Republic of South Africa. It was noted that this prohibition is unnecessary since South Africa is not a member of the Development Bank.

S-2610, sponsored by Senator Wynona Lipman, D-Essex, to designate the plaza in front of the Garden State Arts Center as "Count Basie Plaza" in recognition of his contributions to to the field of music.

S-2836, sponsored by Senator Edward O'Connor, D-Hudson, to provide for two additional Superior Court judges in Hudson County.

A-3855, sponsored by Assemblyman Wayne Bryant, D-Camden, to permit Camden and Middlesex counties to hire additional unclassified employees.

A-588, sponsored by Assemblyman Joseph Bocchini, D-Mercer, to establish certain rights of tenants with respect to the termination of leases before their expiration, as the result of the death or disability of the leasee or the leasee's spouse.

A-337, sponsored by Assemblyman Dennis Riley, D-Camden, to mandate that whenever a sewerage authority requires a person to deposit an amount of money exceeding \$5,000 for professional services, for inspection fees, or to satisfy performance guarantee requirements, that the money be deposited in an interest bearing account and that at least two-thirds of the interest be returned to the depositor.