

R.S. 11:23-2

LEGISLATIVE FACT SHEET

ON

N.J.R.S. 11:23-2 (Rehab. con. - C. mun. emp.)
(1966 Amendment)

LAWS OF 1966

CHAPTER 201

SENATE

ASSEMBLY 265

INTRODUCED Jan 31, 1966

BY Farrington, Sweeney, Woodson

STATEMENT

YES

NO

AMENDED DURING PASSAGE

YES

NO

HEARING

VETO

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ASSEMBLY, No. 265

STATE OF NEW JERSEY

INTRODUCED JANUARY 31, 1966

By Assemblymen FARRINGTON, SWEENEY and WOODSON

Referred to Committee on Judiciary

AN ACT relating to the civil service in counties, municipalities and school districts and amending section 11:23-2 of the Revised Statutes.

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

1 1. Section 11:23-2 of the Revised Statutes is amended to read as follows:

2 11:23-2. The commission may refuse to examine an applicant, or after
3 examination to certify an eligible who:

4 a. Lacks any of the established preliminary requirements for examination
5 or position or employment for which he applies; or

6 b. Is so physically disabled as to be rendered unfit for the performance
7 of the duties of the position to which he seeks employment; or

8 c. Is addicted to the habitual use of intoxicating liquors to excess; or

9 d. Has been guilty of a crime or of infamous or notoriously disgraceful
10 conduct; or

11 e. Has been dismissed from the public service for delinquency or mis-
12 conduct; or

13 f. Has made false statements of any material fact, or practiced or at-
14 tempted to practice deception or fraud in his application, examination or
15 in securing his eligibility or appointment.

16 **[When the commission refuses to examine an applicant or after exam-
17 ination to certify an eligible, it shall, upon request of such person, grant a
18 hearing upon the cause of such refusal.]**

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

19 *If, however, it shall appear that any such person, who is ineligible under*
20 *subparagraphs d, e and f hereof **for any reason other than the commission*
20A *of a high misdemeanor**, has achieved a degree of rehabilitation that*
21 *indicates that his or her employment would not be incompatible with the*
22 *welfare of society and the aims and objectives to be accomplished by the*
23 *agency of government where such person is to be employed, then the chief*
24 *examiner and secretary may*[, provided that the appointing authority of the*
25 *employing agency shall concur therein,]* admit such person to appropriate*
26 *tests, and subsequently certify such person as eligible for employment.*

27 *An applicant or eligible may appeal to the commission from the action*
28 *of the chief examiner and secretary in accordance with the rules established*
29 *under this subtitle.*

1 2. This act shall take effect immediately.