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LAW/RWH

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P.L.2011, CHAPTER 192, *approved January 17, 2012*

Senate, No. 2411 (*First Reprint*)

1 AN ACT concerning certain emergency medical technicians and
2 supplementing Title 40A of the New Jersey Statutes.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. a. The provisions of any other law to the contrary
8 notwithstanding, the appointing authority of a municipality which
9 employs emergency medical technicians may appoint as a member
10 thereof any person who:

11 (1) was employed as a emergency medical technician by any
12 municipality;

13 (2) has satisfactorily completed a working test period in an
14 emergency medical technician title in a municipality which has
15 adopted Title 11A, Civil Service, of the New Jersey Statutes or
16 satisfactorily completed a comparable, documented probationary
17 period in an emergency medical technician title in a municipality
18 which has not adopted Title 11A, Civil Service;

19 (3) was, for reasons of economy, terminated as an emergency
20 medical technician within 60 months prior to the appointment; and

21 (4) was, at the time of termination in good standing with the
22 municipal employer.

23 b. A municipality may employ such a person notwithstanding
24 that:

25 (1) Title 11A, Civil Service, of the New Jersey Statutes is
26 operative in that municipality;

27 (2) the municipality has available to it an eligible or regular
28 reemployment list of persons eligible for such appointments; and

29 (3) the appointed person is not on any eligible list. A
30 municipality which has adopted Title 11A, Civil Service, may not
31 employ such a person if a special reemployment list is in existence
32 for the emergency medical technician title to be filled.

33 c. If a municipality determines to appoint a person pursuant to
34 the provisions of this act, it shall give first priority in making such
35 appointments to residents of the municipality and second priority to
36 residents of the county not residing in the municipality.

37 ¹d. The seniority, seniority-related privileges and, if applicable,
38 promotion title above the entry level title that an emergency

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:

¹Senate floor amendments adopted December 13, 2010.

1 medical technician possessed with the employer who terminated the
2 emergency medical technician's employment for reasons of
3 economy shall not be transferable to a new position when the
4 emergency medical technician is appointed to a position pursuant to
5 the provisions of this section.¹
6

7 2. a. The provisions of any other law to the contrary
8 notwithstanding, the appointing authority of a municipality which
9 employs emergency medical technicians may **'[appoint] reappoint'**
10 as a member thereof any person who:

11 (1) did not hold a permanent appointment, but, in the case of a
12 municipality which has adopted Title 11A, Civil Service, was
13 fulfilling a working test period in an emergency medical technician
14 title **'in that municipality'** or, in the case of a municipality which
15 has not adopted Title 11A, Civil Service, was serving a
16 probationary period in an emergency medical technician title;

17 (2) was, for reasons of economy, terminated as an emergency
18 medical technician within 60 months prior to the appointment; and

19 (3) was, at the time of termination, in good standing.

20 b. A municipality may **'[employ] reemploy'** such a person
21 notwithstanding that:

22 (1) Title 11A, Civil Service, of the New Jersey Statutes is
23 operative in that municipality;

24 (2) the municipality has available to it an eligible or regular
25 reemployment list of persons eligible for such appointments; and

26 (3) the appointed person is not on any eligible list. A
27 municipality which has adopted Title 11A, Civil Service, may not
28 **'[employ] re-employ'** such a person if a special reemployment list
29 is in existence for the emergency medical technician title to be
30 filled.

31 c. If a municipality determines to **'[appoint] reappoint'** a
32 person pursuant to the provisions of this act, it shall give first
33 priority in making such appointments to residents of the
34 municipality and second priority to residents of the county not
35 residing in the municipality.

36 d. An emergency medical technician **'[appointed]**
37 **reappointed'** pursuant to this section shall complete any
38 probationary or working test period not completed at the time of his
39 termination for reasons of economy.
40

41 3. This act shall take effect immediately.
42

43 _____
44
45 Permits appointment of certain EMTs laid off for reasons of
46 economy to vacant paid positions.

SENATE, No. 2411

STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED NOVEMBER 15, 2010

Sponsored by:

Senator DONALD NORCROSS
District 5 (Camden and Gloucester)
Senator M. TERESA RUIZ
District 29 (Essex and Union)

SYNOPSIS

Permits appointment of certain EMTs laid off for reasons of economy to vacant paid positions.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/23/2010)

1 AN ACT concerning certain emergency medical technicians and
2 supplementing Title 40A of the New Jersey Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. a. The provisions of any other law to the contrary
8 notwithstanding, the appointing authority of a municipality which
9 employs emergency medical technicians may appoint as a member
10 thereof any person who:

11 (1) was employed as a emergency medical technician by any
12 municipality;

13 (2) has satisfactorily completed a working test period in an
14 emergency medical technician title in a municipality which has
15 adopted Title 11A, Civil Service, of the New Jersey Statutes or
16 satisfactorily completed a comparable, documented probationary
17 period in an emergency medical technician title in a municipality
18 which has not adopted Title 11A, Civil Service;

19 (3) was, for reasons of economy, terminated as an emergency
20 medical technician within 60 months prior to the appointment; and

21 (4) was, at the time of termination in good standing with the
22 municipal employer.

23 b. A municipality may employ such a person notwithstanding
24 that:

25 (1) Title 11A, Civil Service, of the New Jersey Statutes is
26 operative in that municipality;

27 (2) the municipality has available to it an eligible or regular
28 reemployment list of persons eligible for such appointments; and

29 (3) the appointed person is not on any eligible list. A
30 municipality which has adopted Title 11A, Civil Service, may not
31 employ such a person if a special reemployment list is in existence
32 for the emergency medical technician title to be filled.

33 c. If a municipality determines to appoint a person pursuant to
34 the provisions of this act, it shall give first priority in making such
35 appointments to residents of the municipality and second priority to
36 residents of the county not residing in the municipality.

37

38 2. a. The provisions of any other law to the contrary
39 notwithstanding, the appointing authority of a municipality which
40 employs emergency medical technicians may appoint as a member
41 thereof any person who:

42 (1) did not hold a permanent appointment, but, in the case of a
43 municipality which has adopted Title 11A, Civil Service, was
44 fulfilling a working test period in an emergency medical technician
45 title or, in the case of a municipality which has not adopted Title
46 11A, Civil Service, was serving a probationary period in an
47 emergency medical technician title;

S2411 NORCROSS, RUIZ

1 (2) was, for reasons of economy, terminated as an emergency
2 medical technician within 60 months prior to the appointment; and

3 (3) was, at the time of termination, in good standing.

4 b. A municipality may employ such a person notwithstanding
5 that:

6 (1) Title 11A, Civil Service, of the New Jersey Statutes is
7 operative in that municipality;

8 (2) the municipality has available to it an eligible or regular
9 reemployment list of persons eligible for such appointments; and

10 (3) the appointed person is not on any eligible list. A
11 municipality which has adopted Title 11A, Civil Service, may not
12 employ such a person if a special reemployment list is in existence
13 for the emergency medical technician title to be filled.

14 c. If a municipality determines to appoint a person pursuant to
15 the provisions of this act, it shall give first priority in making such
16 appointments to residents of the municipality and second priority to
17 residents of the county not residing in the municipality.

18 d. An emergency medical technician appointed pursuant to this
19 section shall complete any probationary or working test period not
20 completed at the time of his termination for reasons of economy.

21

22 3. This act shall take effect immediately.

23

24

25 STATEMENT

26

27 This bill establishes a special reemployment list which would
28 permit municipalities which employ emergency medical technicians
29 (EMT) to hire an EMT who has been laid off for reasons of
30 economy.

31 Under the provisions of the bill, municipalities with paid EMTs
32 would be permitted to appoint permanent status EMTs who were
33 laid off for reasons of economy to vacant EMT positions.

34 To be eligible for appointment, a laid off EMT must have
35 successfully completed either a working test period or probationary
36 period in an EMT title and been in good standing at the time of his
37 lay off.

38 The bill affords laid off EMTs a priority status for
39 reemployment. This priority status is in effect for 60 months.

40 The bill also permits municipalities that employ EMTs to hire
41 EMTs who have been laid-off for reasons of economy before
42 completing their working test or probation period and granted
43 permanent employment status.

44 The bill provides that a nonpermanent EMT appointed under this
45 program must complete the remainder of any probationary or field
46 work test period not completed at the time of his termination.

47 This bill would afford nonpermanent EMTs a priority status for
48 reemployment. This priority status would remain in effect for 60

S2411 NORCROSS, RUIZ

4

- 1 months following the date of termination. Only EMTs who had
- 2 permanent status at the time of their layoff would have a higher
- 3 priority for reappointment.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 2411

STATE OF NEW JERSEY

DATED: DECEMBER 6, 2010

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 2411.

This bill establishes a special reemployment list which would permit municipalities that employ emergency medical technicians (EMT) to hire an EMT who has been laid off for reasons of economy.

Under the provisions of the bill, municipalities with paid EMTs would be permitted to appoint permanent status EMTs who were laid off for reasons of economy to vacant EMT positions.

To be eligible for appointment, a laid off EMT must have successfully completed either a working test period or probationary period in an EMT title and have been in good standing at the time of the lay off.

The bill affords laid off EMTs a priority status for reemployment. This priority status is in effect for 60 months.

The bill also permits municipalities that employ EMTs to appoint EMTs who were laid off for reasons of economy before completing their working test or probation period.

The bill provides that a nonpermanent EMT appointed under this program must complete the remainder of any probationary or field work test period not completed at the time of his termination.

This bill would afford nonpermanent EMTs a priority status for reemployment. This priority status would remain in effect for 60 months following the date of termination. Only EMTs who had permanent status at the time of their layoff would have a higher priority for reappointment.

STATEMENT TO
SENATE, No. 2411

with Senate Floor Amendments
(Proposed by Senator NORCROSS)

ADOPTED: DECEMBER 13, 2010

Senate Bill No. 2411 establishes a special reemployment list which would permit municipalities which employ emergency medical technicians (EMT) to hire an EMT who has been laid off for reasons of economy.

These floor amendments establish that seniority, seniority-related privileges and promotion title above an entry level position are not transferable when an emergency medical technician is appointed to a new position. The floor amendments also make clarifying changes to the bill.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 2411

STATE OF NEW JERSEY

DATED: MAY 19, 2011

The Assembly Law and Public Safety Committee reports favorably Senate Bill No. 2411 (1R).

Senate Bill No. 2411(1R) establishes a special reemployment list which would permit municipalities that employ emergency medical technicians (EMT) to hire certain EMTs who have been laid off for reasons of economy.

Under the provisions of the amended bill, municipalities with paid EMTs would be permitted to appoint permanent status EMTs who were laid off by any municipality for reasons of economy to vacant EMT positions. The amended bill affords laid-off EMTs a priority status for reemployment. This priority status is in effect for 60 months.

To be eligible for appointment, a laid-off EMT must have successfully completed either a working test period or probationary period in an EMT title and have been in good standing at the time of the layoff.

Also under the amended bill, seniority, seniority-related privileges, and promotion title above an entry-level position would not be transferable when an emergency medical technician is appointed to a new position. This provision was not in the introduced bill.

The amended bill also permits municipalities that employ EMTs to reappoint EMTs who were laid off by that municipality for reasons of economy before completing their working test or probation period.

The amended bill provides that a nonpermanent EMT reappointed under this program must complete the remainder of any probationary or field work test period not completed at the time of termination.

Under the amended bill, nonpermanent EMTs would be afforded a priority status for reemployment. This priority status would remain in effect for 60 months following the date of termination. Only EMTs who had permanent status at the time of their layoff would have a higher priority for reappointment.

As reported by the committee, this bill is identical to Assembly Bill No. 3484, as amended and reported by the committee on this same date.

ASSEMBLY, No. 3484

STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED NOVEMBER 15, 2010

Sponsored by:

Assemblyman RALPH R. CAPUTO

District 28 (Essex)

SYNOPSIS

Permits appointment of certain EMTs laid off for reasons of economy to vacant paid positions.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning certain emergency medical technicians and
2 supplementing Title 40A of the New Jersey Statutes.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. a. The provisions of any other law to the contrary
8 notwithstanding, the appointing authority of a municipality which
9 employs emergency medical technicians may appoint as a member
10 thereof any person who:

11 (1) was employed as a emergency medical technician by any
12 municipality;

13 (2) has satisfactorily completed a working test period in an
14 emergency medical technician title in a municipality which has
15 adopted Title 11A, Civil Service, of the New Jersey Statutes or
16 satisfactorily completed a comparable, documented probationary
17 period in an emergency medical technician title in a municipality
18 which has not adopted Title 11A, Civil Service;

19 (3) was, for reasons of economy, terminated as an emergency
20 medical technician within 60 months prior to the appointment; and

21 (4) was, at the time of termination in good standing with the
22 municipal employer.

23 b. A municipality may employ such a person notwithstanding
24 that:

25 (1) Title 11A, Civil Service, of the New Jersey Statutes is
26 operative in that municipality;

27 (2) the municipality has available to it an eligible or regular
28 reemployment list of persons eligible for such appointments; and

29 (3) the appointed person is not on any eligible list. A
30 municipality which has adopted Title 11A, Civil Service, may not
31 employ such a person if a special reemployment list is in existence
32 for the emergency medical technician title to be filled.

33 c. If a municipality determines to appoint a person pursuant to
34 the provisions of this act, it shall give first priority in making such
35 appointments to residents of the municipality and second priority to
36 residents of the county not residing in the municipality.

37

38 2. a. The provisions of any other law to the contrary
39 notwithstanding, the appointing authority of a municipality which
40 employs emergency medical technicians may appoint as a member
41 thereof any person who:

42 (1) did not hold a permanent appointment, but, in the case of a
43 municipality which has adopted Title 11A, Civil Service, was
44 fulfilling a working test period in an emergency medical technician
45 title or, in the case of a municipality which has not adopted Title
46 11A, Civil Service, was serving a probationary period in an
47 emergency medical technician title;

1 (2) was, for reasons of economy, terminated as an emergency
2 medical technician within 60 months prior to the appointment; and

3 (3) was, at the time of termination, in good standing.

4 b. A municipality may employ such a person notwithstanding
5 that:

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7 operative in that municipality;

8 (2) the municipality has available to it an eligible or regular
9 reemployment list of persons eligible for such appointments; and

10 (3) the appointed person is not on any eligible list. A
11 municipality which has adopted Title 11A, Civil Service, may not
12 employ such a person if a special reemployment list is in existence
13 for the emergency medical technician title to be filled.

14 c. If a municipality determines to appoint a person pursuant to
15 the provisions of this act, it shall give first priority in making such
16 appointments to residents of the municipality and second priority to
17 residents of the county not residing in the municipality.

18 d. An emergency medical technician appointed pursuant to this
19 section shall complete any probationary or working test period not
20 completed at the time of his termination for reasons of economy.

21

22 3. This act shall take effect immediately.

23

24

25 STATEMENT

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27 This bill establishes a special reemployment list which would
28 permit municipalities which employ emergency medical technicians
29 (EMT) to hire an EMT who has been laid off for reasons of
30 economy.

31 Under the provisions of the bill, municipalities with paid EMTs
32 would be permitted to appoint permanent status EMTs who were
33 laid off for reasons of economy to vacant EMT positions.

34 To be eligible for appointment, a laid off EMT must have
35 successfully completed either a working test period or probationary
36 period in an EMT title and been in good standing at the time of his
37 lay off.

38 The bill affords laid off EMTs a priority status for
39 reemployment. This priority status is in effect for 60 months.

40 The bill also permits municipalities that employ EMTs to hire
41 EMTs who have been laid-off for reasons of economy before
42 completing their working test or probation period and granted
43 permanent employment status.

44 The bill provides that a nonpermanent EMT appointed under this
45 program must complete the remainder of any probationary or field
46 work test period not completed at the time of his termination.

47 This bill would afford nonpermanent EMTs a priority status for
48 reemployment. This priority status would remain in effect for 60

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- 1 months following the date of termination. Only EMTs who had
- 2 permanent status at the time of their layoff would have a higher
- 3 priority for reappointment.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3484

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 19, 2011

The Assembly Law and Public Safety Committee reports favorably and with committee amendments Assembly Bill No. 3484.

As amended and reported by the committee, Assembly Bill No. 3484 establishes a special reemployment list which would permit municipalities that employ emergency medical technicians (EMT) to hire certain EMTs who have been laid off for reasons of economy.

Under the provisions of the amended bill, municipalities with paid EMTs would be permitted to appoint permanent status EMTs who were laid off by any municipality for reasons of economy to vacant EMT positions. The amended bill affords laid-off EMTs a priority status for reemployment. This priority status is in effect for 60 months.

To be eligible for appointment, a laid-off EMT must have successfully completed either a working test period or probationary period in an EMT title and have been in good standing at the time of the layoff.

Also under the amended bill, seniority, seniority-related privileges, and promotion title above an entry-level position would not be transferable when an emergency medical technician is appointed to a new position. This provision was not in the introduced bill.

The amended bill also permits municipalities that employ EMTs to reappoint EMTs who were laid off by that municipality for reasons of economy before completing their working test or probation period.

The amended bill provides that a nonpermanent EMT reappointed under this program must complete the remainder of any probationary or field work test period not completed at the time of termination.

Under the amended bill, nonpermanent EMTs would be afforded a priority status for reemployment. This priority status would remain in effect for 60 months following the date of termination. Only EMTs who had permanent status at the time of their layoff would have a higher priority for reappointment.

As amended and reported by the committee, this bill is identical to Senate Bill No. 2411(1R), also reported by the committee on this same date.

COMMITTEE AMENDMENTS:

The committee amended the bill to:

- Establish that seniority, seniority-related privileges, and promotion title above an entry-level position are not transferable when a previously laid-off permanent status emergency medical technician is appointed to a new position;
- Clarify that nonpermanent emergency medical technicians only have priority status for reappointment in the municipality from which they were laid off for reasons of economy; and
- Make clarifying amendments to the bill.