

**11A:5-6.1**  
**LEGISLATIVE HISTORY CHECKLIST**  
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**LAWS OF:** 2012                   **CHAPTER:** 49  
**NJSA:** 11A:5-6.1 (Concerns adding names of certain veterans to certain civil service eligibility lists)  
**BILL NO:** A1400               (Substituted for S1879)  
**SPONSOR(S)** Wilson and others  
**DATE INTRODUCED:** January 10, 2012  
**COMMITTEE:**           **ASSEMBLY:** Military and Veterans Affairs  
   **SENATE:** ---  
**AMENDED DURING PASSAGE:** Yes  
**DATE OF PASSAGE:**           **ASSEMBLY:** June 25, 2012  
   **SENATE:** June 28, 2012  
**DATE OF APPROVAL:** September 19, 2012

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (Second reprint enacted)

**A1400**

**SPONSOR'S STATEMENT:** (Begins on page 2 of original bill)           Yes  
**COMMITTEE STATEMENT:**   **ASSEMBLY:**           Yes  
   **SENATE:**               No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**   Yes

**LEGISLATIVE FISCAL ESTIMATE:**   No

**S1879**

**SPONSOR'S STATEMENT:** (Begins on page 2 of original bill)           Yes  
**COMMITTEE STATEMENT:**   **ASSEMBLY:**           No  
   **SENATE:**               Yes

**FLOOR AMENDMENT STATEMENT:**   Yes

**LEGISLATIVE FISCAL ESTIMATE:**   No

(continued)

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

**OTHER:**

LAW/KR

§1 - C.11A:5-6.1

§2 - T&E

§3 - Note

P.L.2012, CHAPTER 49, *approved September 19, 2012*  
Assembly, No. 1400 (*Second Reprint*)

1 AN ACT concerning adding the names of certain veterans to certain  
2 civil service eligibility lists and supplementing Title 11A of the  
3 New Jersey Statutes.

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

7  
8 1. a. Any member of the New Jersey National Guard <sup>1</sup>or of the  
9 Reserve Component of the United States Armed Forces<sup>1</sup> placed on  
10 an active open competitive employment list who is called to active  
11 federal military service prior to the expiration of the list shall,  
12 within <sup>1</sup>[two years] twelve months<sup>1</sup> from the date of the expiration  
13 of that list, submit to the Civil Service Commission sufficient proof  
14 of military service and an application to be placed on an active open  
15 competitive employment list <sup>1</sup>[identical to] for the same title and  
16 jurisdiction, provided that the same test mode was used or test  
17 modes were reconciled, as<sup>1</sup> the list the person was on immediately  
18 prior to being called to active federal military service, for  
19 prospective appointment only, based upon the score obtained on the  
20 original list, after disabled veterans and veterans as <sup>1</sup>[per P.L.1986,  
21 c.112 (C.11A:5-6)] provided in chapter 5 of Title 11A of the New  
22 Jersey Statutes. <sup>2</sup>The person shall meet all current eligibility  
23 requirements at the time of application for placement on a list for  
24 the same title and jurisdiction.<sup>2</sup> The applicant shall be able to  
25 request placement on a maximum of two consecutive lists<sup>2</sup>, if it is  
26 in the best interest of the applicant] . If the first list that the  
27 applicant is placed on expires in less than 12 months, then the  
28 applicant shall be placed on a second list, if requested, if the  
29 placement can occur within 12 months after the filing of the  
30 application, otherwise the applicant shall be placed on only one  
31 list<sup>2</sup>. The Civil Service Commission shall develop regulations for  
32 reconciling test modes, for the best interest of the applicant, in order  
33 to enable the placement of the applicant on the list<sup>1</sup>. <sup>2</sup>No fee shall  
34 be charged by the Civil Service Commission to the applicant for  
35 placement on the list or for placement on the first of two lists, as  
36 appropriate.<sup>2</sup>

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:

<sup>1</sup>Assembly AMV committee amendments adopted June 14, 2012.

<sup>2</sup>Assembly floor amendments adopted June 21, 2012.

1       b. Upon ~~retuning~~ returning<sup>1</sup> from military leave, if the  
2 person receives status as a veteran as defined in ~~['N.J.S.A.]~~  
3 N.J.S. 11A:5-1, he or she shall receive veteran status for the  
4 purposes of subsection a. of this section if a list is generated after  
5 the person is granted veteran status<sup>1</sup>.

6       <sup>2</sup>~~c.~~ The Adjutant General of the Department of Military and  
7 Veterans' Affairs shall be responsible for determining whether any  
8 person seeking to be added to an active open competitive  
9 employment list as ~~per~~ provided in<sup>1</sup> subsection a. of this section,  
10 meets the criteria set forth therein in that the person was called to  
11 active federal military leave<sup>1</sup> and for adjudicating an appeal from  
12 any person disputing this determination. The determination of the  
13 Adjutant General shall apply only prospectively from the date of  
14 initial determination or date of determination from an appeal, as  
15 appropriate, and shall be binding upon the Civil Service  
16 Commission.]<sup>2</sup>

17  
18       2. The Civil Service Commission shall make all necessary  
19 determinations to effectuate the purposes of this act.

20  
21       3. This act shall take effect 30 days after enactment.

22  
23  
24  
25  
26       Concerns adding names of certain veterans to certain civil  
27 service eligibility lists.

# ASSEMBLY, No. 1400

## STATE OF NEW JERSEY 215th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2012 SESSION

**Sponsored by:**

**Assemblyman GILBERT "WHIP" L. WILSON**

**District 5 (Camden and Gloucester)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex)**

**Assemblyman CHRISTOPHER J. BROWN**

**District 8 (Atlantic, Burlington and Camden)**

**Assemblywoman DIANNE C. GOVE**

**District 9 (Atlantic, Burlington and Ocean)**

**SYNOPSIS**

Concerns adding names of certain veterans to certain civil service eligibility lists.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



**(Sponsorship Updated As Of: 6/15/2012)**

1 AN ACT concerning adding the names of certain veterans to certain  
2 civil service eligibility lists and supplementing Title 11A of the  
3 New Jersey Statutes.

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

7  
8 1. a. Any member of the New Jersey National Guard placed on  
9 an active open competitive employment list who is called to active  
10 federal military service prior to the expiration of the list shall,  
11 within two years from the date of the expiration of that list, submit  
12 to the Civil Service Commission sufficient proof of military service  
13 and an application to be placed on an active open competitive  
14 employment list identical to the list the person was on immediately  
15 prior to being called to active federal military service, for  
16 prospective appointment only, based upon the score obtained on the  
17 original list, after disabled veterans and veterans as per P.L.1986,  
18 c.112 (C.11A:5-6).

19 b. Upon returning from military leave, if the person receives  
20 status as a veteran as defined in N.J.S.A.11A:5-1, he or she shall  
21 receive veteran status for the purposes of subsection a. of this  
22 section.

23 c. The Adjutant General of the Department of Military and  
24 Veterans' Affairs shall be responsible for determining whether any  
25 person seeking to be added to an active open competitive  
26 employment list as per subsection a. of this section, meets the  
27 criteria set forth therein and for adjudicating an appeal from any  
28 person disputing this determination. The determination of the  
29 Adjutant General shall apply only prospectively from the date of  
30 initial determination or date of determination from an appeal, as  
31 appropriate, and shall be binding upon the Civil Service  
32 Commission.

33  
34 2. The Civil Service Commission shall make all necessary  
35 determinations to effectuate the purposes of this act.

36  
37 3. This act shall take effect 30 days after enactment.

38  
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40 STATEMENT

41

42 The purpose of this legislation is to allow a member of the New  
43 Jersey National Guard who is called to active federal military  
44 service and who was on an active open competitive employment list  
45 prior to deployment which expired prior to returning home, to be  
46 placed on an active open competitive employment list that is  
47 identical to the list the person was on prior to being called to active

**A1400 WILSON, COUTINHO**

3

1 federal military service. The servicemember will have two years  
2 from the date of expiration of the original list they were placed on  
3 to submit proof of service and an application to be placed on a new  
4 list. Placement on the new list will be for prospective  
5 appointments, based upon the score on the original list, and the  
6 servicemember will be listed after disabled veterans and veterans.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS  
COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 1400**

with committee amendments

**STATE OF NEW JERSEY**

DATED: JUNE 14, 2012

The Assembly Military and Veterans' Affairs Committee reports favorably and with committee amendments Assembly Bill No. 1400.

The purpose of this legislation is to allow a member of the New Jersey National Guard and Reserves who is called to active federal military service and who was on an active open competitive employment list prior to deployment which expired prior to returning home, to be placed on an active open competitive employment list that is for the same title and jurisdiction, with the same test mode, to the list the person was on prior to being called to active federal military service. As amended, the servicemember will have one year from the date of expiration of the original list he or she was placed on to submit proof of service and an application to be placed on a new list. Placement on the new list will be for prospective appointments only, and the servicemember may request placement on a maximum of two consecutive lists. Placement on the new list will be based upon the score on the original list and the servicemember will be listed after disabled veterans and veterans.

This bill was pre-filed for introduction in the 2012-2013 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

COMMITTEE AMENDMENTS

The committee amended the bill to add members of the Reserve Component of the United States Armed Forces to the bill as well as to specify that the new list must be of the same title, jurisdiction and test mode as the original list and that the Adjutant General will determine whether the person was called to active federal military service. There were additional amendments to provide that the Civil Service Commission will develop regulations for reconciling test modes in order to enable the placement of the applicant on a list. The amendments also provide that the applicant will have twelve months from the date of expiration of the list to apply for placement on a new list with placement on a maximum of two consecutive lists if it is in



the best interest of the applicant. Finally, there are amendments to correct a typographical error and to modify certain language.

STATEMENT TO  
[First Reprint]  
**ASSEMBLY, No. 1400**

with Assembly Floor Amendments  
(Proposed by Assemblyman WILSON )

ADOPTED: JUNE 21, 2012

These floor amendments:

provide that an applicant may be placed on two lists if the first list expires in less than 12 months and the placement on a second list occurs within 12 months after the filing of the application, otherwise the applicant may be placed on only one list;

require that the applicant meet all current eligibility requirements at the time of application for placement on a list for the same title and jurisdiction;

provide that no fee can be charged by the Civil Service Commission to the applicant for placement on the list or for placement on the first of two lists, as appropriate; and

remove subsection c. of the bill that gave the Adjutant General of the Department of Military and Veterans' Affairs the responsibility for determining whether any person seeking to be added to an active open competitive employment list meets the criteria and for adjudicating an appeal from any person disputing this determination.

# SENATE, No. 1879

## STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED MAY 3, 2012

**Sponsored by:**

**Senator DONALD NORCROSS**

**District 5 (Camden and Gloucester)**

**Senator DIANE B. ALLEN**

**District 7 (Burlington)**

**SYNOPSIS**

Concerns adding names of certain veterans to certain civil service eligibility lists.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 6/5/2012)

S1879 NORCROSS, ALLEN

2

1 AN ACT concerning adding the names of certain veterans to certain  
2 civil service eligibility lists and supplementing Title 11A of the  
3 New Jersey Statutes.

4

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

7

8 1. a. Any member of the New Jersey National Guard placed on  
9 an active open competitive employment list who is called to active  
10 federal military service prior to the expiration of the list shall,  
11 within two years from the date of the expiration of that list, submit  
12 to the Civil Service Commission sufficient proof of military service  
13 and an application to be placed on an active open competitive  
14 employment list identical to the list the person was on immediately  
15 prior to being called to active federal military service, for  
16 prospective appointment only, based upon the score obtained on the  
17 original list, after disabled veterans and veterans as per P.L.1986,  
18 c.112 (C.11A:5-6).

19 b. Upon returning from military leave, if the person receives  
20 status as a veteran as defined in N.J.S.A.11A:5-1, he or she shall  
21 receive veteran status for the purposes of subsection a. of this  
22 section.

23 c. The Adjutant General of the Department of Military and  
24 Veterans' Affairs shall be responsible for determining whether any  
25 person seeking to be added to an active open competitive  
26 employment list as per subsection a. of this section, meets the  
27 criteria set forth therein and for adjudicating an appeal from any  
28 person disputing this determination. The determination of the  
29 Adjutant General shall apply only prospectively from the date of  
30 initial determination or date of determination from an appeal, as  
31 appropriate, and shall be binding upon the Civil Service  
32 Commission.

33

34 2. The Civil Service Commission shall make all necessary  
35 determinations to effectuate the purposes of this act.

36

37 3. This act shall take effect 30 days after enactment.

38

39

40

STATEMENT

41

42 The purpose of this legislation is to allow a member of the New  
43 Jersey National Guard who is called to active federal military  
44 service and who was on an active open competitive employment list  
45 prior to deployment which expired prior to returning home, to be  
46 placed on an active open competitive employment list that is  
47 identical to the list the person was on prior to being called to active  
48 federal military service. The servicemember will have two years

**S1879 NORCROSS, ALLEN**

3

1 from the date of expiration of the original list they were placed on  
2 to submit proof of service and an application to be placed on a new  
3 list. Placement on the new list will be for prospective  
4 appointments, based upon the score on the original list, and the  
5 servicemember will be listed after disabled veterans and veterans.

SENATE MILITARY AND VETERANS' AFFAIRS  
COMMITTEE

STATEMENT TO

**SENATE, No. 1879**

with committee amendments

**STATE OF NEW JERSEY**

DATED: JUNE 4, 2012

The Senate Military and Veterans' Affairs Committee reports favorably and with committee amendments Senate Bill No. 1879.

As amended, the purpose of this legislation is to allow a member of the New Jersey National Guard who is called to active federal military service and who was on an active open competitive employment list prior to deployment which expired prior to returning home, to be placed on an active open competitive employment list that is identical to the list the person was on prior to being called to active federal military service. The servicemember will have two years from the date of expiration of the original list they were placed on to submit proof of service and an application to be placed on a new list. Placement on the new list will be for prospective appointments, based upon the score on the original list, and the servicemember will be listed after disabled veterans and veterans.

COMMITTEE AMENDMENTS

The committee amended the bill to correct a typographical error and to modify certain language.

STATEMENT TO  
[First Reprint]  
**SENATE, No. 1879**

with Senate Floor Amendments  
(Proposed by Senator NORCROSS)

ADOPTED: JUNE 21, 2012

These floor amendments:

add members of the Reserve Component of the United States Armed Forces to the bill so that they may also apply for placement on a new active open competitive employment list;

specify that the new list must be for the same title, jurisdiction and test mode as the original list;

provide that the Civil Service Commission will develop regulations for reconciling test modes in order to enable the placement of the applicant on a list;

provide that the applicant will have twelve months from the date of expiration of the original list to apply for placement on a new list;

provide that an applicant may request placement on two consecutive active open competitive employment lists;

provide that if the first list expires in less than 12 months, then the applicant can be placed on a second list if placement can occur within 12 months after the filing of the application, otherwise the applicant may be placed on only one list;

require that the applicant meet all current eligibility requirements at the time of application for placement on a list for the same title and jurisdiction;

provide that no fee can be charged by the Civil Service Commission to the applicant for placement on the list or for placement on the first of two lists, as appropriate; and

remove subsection c. of the bill that gave the Adjutant General of the Department of Military and Veterans' Affairs the responsibility for determining whether any person seeking to be added to an active open competitive employment list meets the criteria and for adjudicating an appeal from any person disputing this determination.