

40A:9-116

**LEGISLATIVE HISTORY CHECKLIST**

**NJSA:** 40A:9-116

(Undersheriffs-allow  
3 in all counties)

**LAWS OF:** 1984

**CHAPTER:** 211

**Bill No:** A676

**Sponsor(s):** Rod

**Date Introduced:** Pre-filed

**Committee:** **Assembly:** County Government and Regional Authorities; Housing and Urban Policy

**Senate:** County and Municipal Government

**Amended during passage:** Yes Substituted for S1319 (not attached since identical to A676.) Amendments during passage denoted by asterisks.

**Date of Passage:** **Assembly:** June 28, 1984

**Senate:** October 18, 1984

**Date of Approval:** December 10, 1984

**Following statements are attached if available:**

**Sponsor statement:** Yes

**Committee statement:** **Assembly** Yes 2-6-84 & 9-13-84

**Senate** No

**Fiscal Note:** No

**Veto Message:** No

**Message on Signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

211 84  
12 10-84

[SECOND OFFICIAL COPY REPRINT]  
**ASSEMBLY, No. 676**

**STATE OF NEW JERSEY**

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblyman ROD

AN ACT concerning the appointment of undersheriffs and amending  
N. J. S. 40A :9-116.

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

1 1. N. J. S. 40A :9-116 is amended to read as follows :

2 40A :9-116. Limitation on number of undersheriffs.

3 In all counties the sheriff may appoint not more than **[2]** **\*[3]\***  
4 **\*\*[\*two\*]\*\*** **\*\*three\*\*** undersheriffs **\*\*[\*and, if it is within the**  
5 *confines of the sheriff's budget allocation set by the governing body,*  
6 *he may appoint one additional undersheriff\*]\*\**. All such under-  
7 sheriffs shall hold office during the pleasure of the sheriff making  
8 the appointment, or his successor. The undersheriffs shall be in-  
9 cluded in the unclassified service of the civil service.

1 2. This act shall take effect immediately.

**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 committee amendments adopted September 13, 1984.

\*\*—Senate amendments adopted September 20, 1984.

**ASSEMBLY, No. 676**

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4 sheriffs. All such undersheriffs shall hold office during the pleasure  
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6 sheriffs shall be included in the unclassified service of the civil  
7 service.

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**STATEMENT**

This bill would permit the sheriff of any county to appoint up to three undersheriffs. Under current law, a sheriff may not appoint more than two undersheriffs.

During recent years, the responsibilities of county sheriffs have expanded greatly. The imposition of more severe penalties for certain criminal offenses has increased both the number of inmates in county jails and the number of participants in work-release programs, all of whom require processing and supervision. In addition, the growing number of civil and criminal trials has increased the demand for security and support personnel to serve the court system. Finally, a number of sheriffs have added or expanded a

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wide variety of divisions within their offices, including modernized communications departments and missing persons bureaus.

The sheriff and his undersheriffs are responsible for planning and overseeing all of the operations of their office. Because of the substantial growth of those operations, an additional administrative officer is needed in the sheriff's office. This bill would authorize the appointment of that officer.

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ASSEMBLY COUNTY GOVERNMENT AND  
REGIONAL AUTHORITIES COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 676**

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**STATE OF NEW JERSEY**

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DATED: FEBRUARY 6, 1984

Assembly Bill No. 676 permits a sheriff to appoint three under-sheriffs. Currently, a sheriff may only appoint two.

ASSEMBLY HOUSING AND URBAN POLICY  
COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 676**  
with Senate committee amendments

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**STATE OF NEW JERSEY**

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DATED: SEPTEMBER 13, 1984

Assembly Bill No. 676 with Senate committee amendments would amend N. J. S. 40A:9-116 to increase from two to three the maximum number of undersheriffs which may be appointed pursuant to that section. According to the sponsor, the responsibilities of sheriffs have greatly expanded in recent years and have created the need for an additional administrative officer. Among the causes cited by the sponsor for this expansion are the increasing volume of civil and criminal trials and the assumption of new or expanded functions within sheriffs' offices, such as the operation of missing persons bureaus.

The Senate County and Municipal Government Committee amended the bill to specify that the county governing body would have the discretion to fund the newly-authorized position or to leave it unfunded.