

2A: 154-4

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2A:154-4 (Investigators in Dept. of Corrections—exercise police powers)

LAWS 1982

CHAPTER: 230

Bill No.: A996

Sponsor(s): Doyle

Date Introduced: March 1, 1982

Committee:

Assembly: Judiciary, Law, Public Safety and Defense

Senate: Judiciary

Amended during passage Yes // Amendments during passage denoted by asterisks

Date of Passage: Assembly: Nov. 8

Senate: June 28

Date of Approval: Jan. 5, 1983

Following statements are attached if available:

Sponsor statement: Yes // (Below)

Committee statement: Assembly Yes //

Senate Yes //

Fiscal Note: /// No

Veto Message: /// No

Message on Signing: /// No

Following were printed:

Reports: /// No

Hearings: /// No

Sponsor's statement:

This bill authorizes investigators in the Department of Corrections and special agents of the Division of Taxation of the Department of Treasury to exercise police powers.

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1-5-83

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ASSEMBLY, No. 996

STATE OF NEW JERSEY

INTRODUCED MARCH 1, 1982

By Assemblyman DOYLE

Referred to Committee on Judiciary, Law, Public Safety and Defense

AN ACT to amend the title of "An act authorizing State correction officers to exercise police powers and supplementing chapter 154 of Title 2A of the New Jersey Statutes," approved January 27, 1969 (P. L. 1968, c. 427), so that the same shall read "An act authorizing State correction officers and ***[certain other State employees]*** **investigators in the Department of Corrections** to exercise police powers and supplementing chapter 154 of Title 2A of the New Jersey Statutes," and amending the body of said act.

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

1 1. The title of P. L. 1968, c. 427 is amended to read as follows:
2 An act authorizing State correction officers and ***[certain other**
3 *State employees]** **investigators in the Department of Correc-*
4 *tions** to exercise police powers and supplementing chapter 154 of
5 Title 2A of the New Jersey Statutes.

1 2. Section 1 of P. L. 1968, c. 427 (C. 2A:154-4) is amended to
2 read as follows:

3 1. All correction officers of the State of New Jersey***[,]*** **and**
4 *investigators in the Department of Corrections* ***[and special agents**
5 *of the Division of Taxation of the Department of the Treasury]**
6 who have been or who may hereafter be appointed *or employed,*
7 shall, by virtue of such appointment *or employment* and in addition
8 to any other power or authority, be empowered to act as officers
9 for the detection, apprehension, arrest and conviction of offenders
10 against the law.

1 3. 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 23, 1982.

**ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND
DEFENSE COMMITTEE**

**STATEMENT TO
ASSEMBLY, No. 996**

STATE OF NEW JERSEY

DATED: MAY 20, 1982

Investigations in the Department of Corrections work primarily in the internal affairs unit. They conduct institutional investigations of corrections officers accused of wrongdoing. They also are involved in intelligence gathering activities and in assisting other law enforcement agencies in apprehending escapees.

Prior to 1978, investigators were classified as corrections officers. As corrections officers, they had full police powers. In 1978, however, the Department of Civil Service ruled that in doing investigative work, corrections officers were working out of title. Therefore, the new title "investigator" was instituted.

This bill would clarify that investigators, like correction officers, have full police powers.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 996

STATE OF NEW JERSEY

DATED: SEPTEMBER 23, 1982

As amended by the committee, Assembly Bill No. 996 would grant full police powers to the Department of Corrections investigators.

Investigations in the Department of Corrections work primarily in the internal affairs unit. They conduct institutional investigations of corrections officers accused of wrongdoing. They also are involved in intelligence gathering activities and in assisting other law enforcement agencies in apprehending escapees. Prior to 1978, investigators were classified as corrections officers. As correction officers, they had full police powers. In 1978, however, the Department of Civil Service ruled that in doing investigative work, corrections officers were working out of title. Therefore, the new title "investigator" was instituted. Thus Assembly Bill No. 996 would restore police powers to those corrections officers presently classified as investigators.

As originally drafted, Assembly Bill No. 996 would have also granted full police powers to special agents of the Division of Taxation. At the suggestion of the Division of Taxation this provision was deleted. The division represented that its special agents did not have a need for full police powers.