

32:14-4.1 and 32:14-4.2

LEGISLATIVE HISTORY CHECKLIST

NJSA 32:14-4.1 and 32:14-4.2 (Palisades Interstate Park Commission--
chief of police--provide for appointment)

LAWS 1981 CHAPTER 93

Bill No. S1345

Sponsor(s) Feldman and others

Date Introduced June 12, 1980

Committee: Assembly State Govt., Federal & Interstate Relations & Veterans Affairs
Senate State Govt., Federal & Interstate Relations & Veterans Affairs

Amended during passage Yes No Senate Committee substitute enacted

Date of Passage: Assembly March 5, 1981
Senate Feb. 2, 1981

Date of approval March 31, 1981

Following statements are attached if available:

Sponsor statement	Yes	<input checked="" type="checkbox"/> No
Committee Statement: Assembly	<input checked="" type="checkbox"/> Yes	No
Senate	Yes	<input checked="" type="checkbox"/> No
Fiscal Note	<input checked="" type="checkbox"/> Yes	No
Veto Message	<input checked="" type="checkbox"/> Yes	No
Message on signing	<input checked="" type="checkbox"/> Yes	No

Following were printed:

Reports	<input checked="" type="checkbox"/> Yes	No
Hearings	<input checked="" type="checkbox"/> Yes	No

EJ
6/22/81

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1345

STATE OF NEW JERSEY

ADOPTED JANUARY 26, 1981

AN ACT concerning the appointment of a chief of police by the Palisades Interstate Park Commission and supplementing Title 32 of the Revised Statutes.

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

1 1. Any other law, rule, or regulation to the contrary notwith-
2 standing, the commission may, by resolution, appoint a chief of
3 police, who shall have served as a superior police officer and shall
4 possess at least 5 years' administrative and supervisory police
5 experience. The chief of police shall be in the unclassified service
6 of the Civil Service and shall receive such salary as shall be au-
7 thorized by the commission.

1 2. The commission may remove any person appointed pursuant
2 to the provisions of this act after notice and an opportunity to be
3 heard.

1 3. This act shall take effect immediately.

SENATE, No. 1345

STATE OF NEW JERSEY

INTRODUCED JUNE 12, 1980

By Senators FELDMAN, HERBERT, HAGEDORN and SCARDINO

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans Affairs

AN ACT concerning the chief of police of the Palisades Interstate
Park Commission and amending R. S. 11:4-4.

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

1 1. R. S. 11:4-4 is amended to read as follows:

2 11:4-4. The positions held by the following officers and employees
3 shall not be within the classified service:

4 a. Officers elected by popular vote;

5 b. Department heads, members of boards and commissions and
6 other officers appointed by the Governor with or without the con-
7 sent of one or both branches of the Legislature;

8 c. Employees of the Governor, including domestic employees in
9 the Governor's household and paid by the State;

10 d. Officers and employees of both branches of the Legislature;

11 e. Officers, noncommissioned officers, enlisted men, and other
12 persons employed in the military or naval service of the State and
13 under military or naval discipline and control;

14 f. Members of district boards of elections; employees in voting
15 machine departments and the chief deputy, chief clerk, secretary,
16 clerical and other assistants or employees appointed by the super-
17 intendants of elections and commissioners of registration in coun-
18 ties of the first class having less than 800,000 inhabitants, and by
19 the county boards of elections in all other counties and such of
20 said officers, assistant and employees as are appointed by superin-
21 tendents of elections in counties of the first class having more than
22 800,000 inhabitants to serve for terms of 6 months or less in any
23 1 year;

24 g. Judges, jurors, **[masters in chancery,]** judges of compensa-
25 tion, referees, arbiters, and persons employed by a court to conduct
26 a judicial investigation or inquiry, or to exercise judicial functions,

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

27 except referees, and adjusters employed by the Department of
28 Labor and Industry, [the Workmen's Compensation Commission
29 and the Rehabilitation Commission] and the Division of Workers'
30 Compensation;

31 l. Assistant Attorneys General, legal assistants and special
32 counsel to State departments by or with the authorization of the
33 Attorney General;

34 i. Members of the advisory boards for State institutions who
35 serve without pay;

36 j. Superintendents, teachers and instructors in the public schools,
37 the agricultural experiment station, [normal schools] State col-
38 leges, State institutions, when certified teachers are employed
39 under the supervision of and qualified by the State Department of
40 Education, and other institutions maintained wholly or in part by
41 the State;

42 k. Students in educational institutions employed less than half
43 time;

44 l. The deputy or deputies of each department head in the State
45 Government when the law provides for such deputy or deputies
46 authorized to act generally for and in place of the department head
47 during his absence or disability;

48 m. One clerk or secretary and one confidential employee or agent
49 to each justice of the supreme court, the Chancellor, each Vice-
50 Chancellor, judge, principal executive officer and each State
51 department, board or commission, when such justice, Chancellor,
52 Vice-Chancellor, judge, principal executive officer, department
53 head, board or commission certifies to the commission that such
54 clerk or secretary and such additional confidential employee or
55 agent is essential to the work of the court, department, board or
56 commission. Each certification and appointment hereunder shall
57 be recorded in the minutes of the commission;

58 n. Persons engaged in public work for the State but employed
59 by contractors when the performance of the contract is authorized
60 by the Legislature or other competent authority;

61 o. Persons temporarily employed or designated by the Legis-
62 lature or by a legislative committee or commission or other com-
63 petent authority to make or conduct a special inquiry, investiga-
64 tion, examination or installation;

65 p. Superintendents or directors of State institutions;

66 q. All superintendents, directors or other employees in the State
67 Government, who of necessity must be licensed physicians, surgeons
68 or dentists;

69 r. Persons engaged in public work undertaken by the State,
70 jointly or in cooperation with other states, or counties or munici-
71 palities of other states or the Federal Government;

72 s. Agents, investigators or special officers in the office of the
73 *county* prosecutors **【of the pleas】** not in excess of 12 in counties
74 having a population of more than 300,000, 6 in counties having a
75 population in excess of 160,000 and not more than 300,000, and 2 in
76 other counties;

77 t. The engineering, professional and other employees and assist-
78 ants of the South Jersey Port District and the South Jersey Port
79 **【Commission】** *Corporation*;

80 u. *The chief of police of the Palisades Interstate Park Com-*
81 *mission; and,*

82 **【u.】** v. Such other offices and positions not now included in the
83 unclassified service by this section or by any other statute, as the
84 Civil Service Commission shall, from time to time, determine, ac-
85 cording to law, to be in the unclassified service.

1 2. This act shall take effect immediately.

STATEMENT

The purpose of this amendatory bill is to make the chief of police of the Palisades Interstate Park Commission a member of the unclassified service. All other changes are purely technical and serve only to make the law consistent with the current structure of State and local governments.

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO
SENATE COMMITTEE SUBSTITUTE FOR

SENATE, No. 1345

STATE OF NEW JERSEY

DATED: JANUARY 26, 1981

This bill, as originally drafted, amended R. S. 11:4-4 to add the chief of police of the Palisades Interstate Park Commission to the list of those State employees who are in the unclassified service of the Civil Service. The bill is now in the form of a committee substitute supplementing Title 32 (Interstate and Port Authorities and Commissions).

Pursuant to the law governing the Palisades Interstate Park Commission (R. S. 32:14-1 et seq.), all employees are to be subject to the civil service statutes "of the party states." The commission is a multi-jurisdictional, interstate agency. The commission police force is split into two jurisdictions -- New York and New Jersey -- with each force having its own chief of police. It is the understanding of staff that there is no present plan by New York to place the police chief of the New York force in the unclassified service. Mr. Nash Castro, general manager for the commission, points out that the New York "side" of the commission is under the jurisdiction of the New York State Office of Parks and Recreation, which controls several police forces throughout the state. The commission, therefore, had a long eligibility list from which to select the police chief for the New York force. The eligibility list for the New Jersey police chief is only seven men.

It is the position of the commission that the placement of the job title of police chief in the unclassified service will give the commission "the widest latitude from which to make the selection."

The total New Jersey police force for the commission numbers 30, although 36 positions are authorized. Of that force, two are lieutenants, six are sergeants and the remainder are patrolmen. The two lieutenants and five of the sergeants are eligible to take the examination for promotion to chief.

The Civil Service Commission is empowered by law to place positions on the unclassified list. The Palisades Interstate Park Commission requested this action; however, their appeal has been denied by the Civil Service Commission.

SENATE COMMITTEE SUBSTITUTE

The sponsor has agreed to a committee substitute for the bill. As originally drafted, Senate Bill No. 1345 amended R. S. 11:4-4 to provide that a single individual with a specific title be in the unclassified service of the Civil Service. The statute amended establishes general categories of job titles which are in the unclassified service. The bill would have placed a particular individual among these categories.

The committee substitute supplements Title 32 to give the authority to the Palisades Interstate Park Commission to appoint a chief of police, who shall be in the unclassified service of Civil Service. The police chief so appointed would be required to have served as a superior police officer and have at least 5 years administrative and supervisory police experience. There is a precedent for this substitute in P. L. 1979, c. 163 (C. 40:69A-60.7), which gives this authority to the governing body of certain cities of the first class.

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S-1333, sponsored by Senator Wynona M. Lipman (D-Essex), which permits Essex County, as a first class county with a 1970 population exceeding 900,000 to appoint certain temporary employees to permanent positions without examination. The bill favors employees whose salaries are now paid by federal funds under the Federal Housing and Community Development Act, and who have held their positions for 18 months preceding the effective date of the act. The employees must meet minimum job qualifications and have a satisfactory job performance rating. The bill will affect four or five persons.

S-1345, sponsored by Senator Matthew Feldman (D-Bergen), which places the position of police chief of the Palisades Interstate Park Commission, New Jersey force, in the unclassified service of the Civil Service. The chief must have at least five years of administrative and supervisory police experience.

S-1599, sponsored by Senator Wynona Lipman (D-Essex), which extends the life of the Commission on Sex Discrimination in the statutes to January 10, 1984. The commission issued its first report, "Sex Discrimination in the Employment Statutes," in October 1979. The legislation implementing the employment recommendations was signed into law in August, 1980. Currently the commission is studying the marriage and family statutes.

A-1166, sponsored by Assemblyman C. Louis Bassano (R-Union), which regulates bulk purchases of precious metals, which are defined as gold, silver, platinum and their alloys.

According to the bill, the buyer must identify himself to the seller, weigh the precious metals in the seller's presence, test the metal, and indicate the price being paid per standard measure of weight and fineness. Certain record keeping of purchases is mandated, and the bulk buyer must obtain a bond in an amount and form prescribed by the Office of Weights and Measures.

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