

40:69A-166

December 28, 1970

LEGISLATIVE HISTORY OF R.S.40:69A-166  
(Rehabilitated convict Municipality may employ)

(1970 amendment)

*F. M. ...*  
*...*

Related bill introduced:

1970-A781

L.1970 - Ch.82 - A817

March 16 - Introduced by Dennis, Kaltenbacher, Wilson.  
Bill had statement (copy enclosed).  
Not amended during passage.

No hearings or reports were located.

For related clipping and article, see Legislative  
History of R.S.11:23-2

RSL/EH  
Enclosure

ASSEMBLY, No. 817

STATE OF NEW JERSEY

INTRODUCED MARCH 16, 1970

By Assemblymen DENNIS, KALTENBACHER and WILSON

Referred to Committee on County and Municipal Government

AN ACT to amend the "Optional Municipal Charter Law," approved June 8, 1950 (P. L. 1950, c. 210).

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

1 1. Section 17-17 of P. L. 1950, chapter 210 (C. 40:69A-166) is  
2 amended to read as follows:

3 17-17. Any person convicted of a crime or offense involving  
4 moral turpitude shall be ineligible to assume any municipal office,  
5 position or employment in a municipality governed pursuant to  
6 this act, and upon conviction thereof while in office shall forfeit  
7 his office; provided, however, any person convicted of such an  
8 offense [other than a high misdemeanor] who has achieved a de-  
9 gree of rehabilitation which in the opinion of the appointing au-  
10 thority and the Civil Service Commission, as to employment subject  
11 to the Civil Service law, indicates his employment would not be  
12 incompatible with the welfare of society and the aims and objec-  
13 tives of the governmental agency, may be considered eligible to  
14 apply for employment or be continued in employment. Any person  
15 who shall violate any of the provisions of sections 17-14, 17-15,  
16 or 17-16 of this article shall upon conviction thereof in a court  
17 of competent jurisdiction forfeit his office.

1 2. This act shall take effect immediately.

STATEMENT

This bill would permit the employment by certain municipalities of persons convicted of high misdemeanors who have been rehabilitated. This would be consistent with State and Federal Government practice.

The bill contains the safeguard that the State Civil Service

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

Commission and the local appointing authority must concur that the individual has achieved an appropriate degree of rehabilitation. The bill would not permit the employment of such persons in police and fire departments.

An additional effect of the bill would permit the employment of former drug addicts in county rehabilitation programs. In this regard, the program is recommended by the Bureau of Drug Abuse Activities in addition to the Department of Civil Service. This is a companion bill to Assembly Bill No. 816 providing similarly for counties, municipalities, and school districts.