

GOVERNOR'S PRESS RELEASE ON SIGNING:

No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government
Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

LAW

P.L. 2008, CHAPTER 42, *approved July 15, 2008*
Senate, No. 1493 (*First Reprint*)

1 AN ACT concerning law enforcement powers of United States Park
2 Police, supplementing chapter 154 of Title 2A of the New Jersey
3 Statutes, and amending P.L.1983, c.268.

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

7
8 1. (New section) Full-time law enforcement officers employed
9 by the Department of the Interior as park police who are
10 empowered to effect an arrest with or without a warrant for
11 violations of the United States Code and who are authorized to
12 carry firearms in the performance of their duties shall be
13 empowered to act as an officer for the arrest of offenders against the
14 laws of this State:

15 a. where the person reasonably believes that a crime of the
16 first, second, or third degree is or is about to be committed or
17 attempted in his presence; and

18 b. where the person reasonably believes that a crime of the
19 fourth degree, a disorderly persons offense, a petty disorderly
20 persons offense, or a violation of Title 39 of the Revised Statutes is
21 or is about to be committed or attempted in his presence on
22 ¹[property contiguous to] Ellis Island or in Liberty State Park
23 within 500 feet of the ferry terminal serving passengers bound for¹
24 the Statue of Liberty National Monument ¹[and] or¹ Ellis Island ¹or
25 in Liberty State Park within 500 feet of the access bridge to Ellis
26 Island¹ while that officer is in performance of his ¹[officials]
27 official¹ duties.

28
29 2. Section 1 of P.L.1983, c.268 (C.2A:154-5) is amended to
30 read as follows:

31 1. The following persons employed as full-time law
32 enforcement officers by the Federal Government, who are
33 empowered to effect an arrest with or without warrant for violations
34 of the United States Code and who are authorized to carry firearms
35 in the performance of their duties, shall be empowered to act as an
36 officer for the arrest of offenders against the laws of this State
37 where the person reasonably believes that a crime of the first,
38 second or third degree is or is about to be committed or attempted
39 in his presence:

40 Federal Bureau of Investigation special agents;

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:

¹Senate SLP committee amendments adopted May 5, 2008.

S1493 [1R]

2

1 United States Secret Service special agents;
2 Immigration and Naturalization Service special agents,
3 investigators and patrol officers;
4 United States Marshal Service deputies;
5 Drug Enforcement Administration special agents;
6 United States Postal inspectors;
7 United States Postal police officers while in the performance of
8 their official duties;
9 United States Customs Service special agents, inspectors and
10 patrol officers;
11 United States General Services Administration special agents;
12 United States Department of Agriculture special agents;
13 Bureau of Alcohol, Tobacco and Firearms special agents;
14 Internal Revenue Service special agents and inspectors;
15 Department of the Interior special agents, investigators, [park
16 police] and park rangers;
17 Federal Reserve law enforcement officers while in the
18 performance of their official duties; and
19 United States Department of Defense police officers.
20 (cf: P.L.2004, c.10, s.1)

21

22 3. This act shall take effect immediately.

23

24

25

26

27 Expands State law enforcement powers of United States Park
28 Police.

SENATE, No. 1493

STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED MARCH 6, 2008

Sponsored by:

Senator LEONARD LANCE

District 23 (Warren and Hunterdon)

Senator ANTHONY R. BUCCO

District 25 (Morris)

SYNOPSIS

Expands State law enforcement powers of United States Park Police.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/6/2008)

1 AN ACT concerning law enforcement powers of United States Park
2 Police, supplementing chapter 154 of Title 2A of the New Jersey
3 Statutes, and amending P.L.1983, c.268.

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

7
8 1. (New section) Full-time law enforcement officers employed
9 by the Department of the Interior as park police who are
10 empowered to effect an arrest with or without a warrant for
11 violations of the United States Code and who are authorized to
12 carry firearms in the performance of their duties shall be
13 empowered to act as an officer for the arrest of offenders against the
14 laws of this State:

15 a. where the person reasonably believes that a crime of the
16 first, second, or third degree is or is about to be committed or
17 attempted in his presence; and

18 b. where the person reasonably believes that a crime of the
19 fourth degree, a disorderly persons offense, a petty disorderly
20 persons offense, or a violation of Title 39 of the Revised Statutes is
21 or is about to be committed or attempted in his presence on property
22 contiguous to the Statue of Liberty National Monument and Ellis
23 Island while that officer is in performance of his officials duties.

24
25 2. Section 1 of P.L.1983, c.268 (C.2A:154-5) is amended to
26 read as follows:

27 1. The following persons employed as full-time law
28 enforcement officers by the Federal Government, who are
29 empowered to effect an arrest with or without warrant for violations
30 of the United States Code and who are authorized to carry firearms
31 in the performance of their duties, shall be empowered to act as an
32 officer for the arrest of offenders against the laws of this State
33 where the person reasonably believes that a crime of the first,
34 second or third degree is or is about to be committed or attempted
35 in his presence:

36 Federal Bureau of Investigation special agents;

37 United States Secret Service special agents;

38 Immigration and Naturalization Service special agents,
39 investigators and patrol officers;

40 United States Marshal Service deputies;

41 Drug Enforcement Administration special agents;

42 United States Postal inspectors;

43 United States Postal police officers while in the performance of
44 their official duties;

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.

1 United States Customs Service special agents, inspectors and
2 patrol officers;
3 United States General Services Administration special agents;
4 United States Department of Agriculture special agents;
5 Bureau of Alcohol, Tobacco and Firearms special agents;
6 Internal Revenue Service special agents and inspectors;
7 Department of the Interior special agents, investigators, [park
8 police] and park rangers;
9 Federal Reserve law enforcement officers while in the
10 performance of their official duties; and
11 United States Department of Defense police officers.
12 (cf: P.L.2004, c.10, s.1)

13

14 3. This act shall take effect immediately.

15

16

17

STATEMENT

18

19 This bill allows United States Park Police to make arrests while
20 on duty for fourth degree crimes, disorderly and petty disorderly
21 persons offenses, as well as for motor vehicle violations, on
22 property contiguous to the Statue of Liberty National Monument
23 and Ellis Island.

24 Currently, these federal officers are only authorized to make
25 arrests on State property for crimes of the first, second or third
26 degree.

27 The United States Park Police in the federal Department of the
28 Interior is the oldest uniformed federal law enforcement agency.
29 These officers secure and protect the Statue of Liberty National
30 Monument and Ellis Island and the visitors to these national
31 treasures. They serve as patrol officers, marine police, SWAT team
32 members, explosives experts and terrorism detectives.

33 United States Park Police officers often encounter persons
34 committing lesser degree crimes and offenses, as well as motor
35 vehicle violations, on check points and bridges leading to the Statue
36 of Liberty and Ellis Island, but they have no jurisdiction under
37 current State law to make arrests for these crimes or offenses or to
38 issue summonses for the illegal conduct.

SENATE LAW AND PUBLIC SAFETY AND VETERANS'
AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 1493

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 5, 2008

The Senate Law and Public Safety and Veterans' Affairs Committee reports favorably and with committee amendments Senate Bill No. 1493.

As amended, Senate Bill No. 1493 allows United States Park Police to make arrests while on duty for fourth degree crimes, disorderly and petty disorderly persons offenses, as well as for motor vehicle violations, on Ellis Island or in Liberty State Park within 500 feet of the ferry terminal serving passengers bound for the Statue of Liberty National Monument and Ellis Island or in Liberty State Park within 500 feet of the access bridge to Ellis Island.

Currently, these federal officers are only authorized to make arrests on State property for crimes of the first, second or third degree.

The United States Park Police in the federal Department of the Interior is the oldest uniformed federal law enforcement agency. These officers secure and protect the Statue of Liberty National Monument and Ellis Island and the visitors to these national treasures. They serve as patrol officers, marine police, SWAT team members, explosives experts and terrorism detectives.

United States Park Police officers often encounter persons committing lesser degree crimes and offenses, as well as motor vehicle violations, on check points and bridges leading to the Statue of Liberty and Ellis Island, but they have no jurisdiction under current State law to make arrests for these crimes or offenses or to issue summonses for the illegal conduct.

As introduced, the bill permitted United States Park Police to make arrests while on duty for fourth degree crimes, disorderly and petty disorderly persons offenses, as well as for motor vehicle violations, on property contiguous to the Statue of Liberty National Monument and Ellis Island.

ASSEMBLY, No. 210

STATE OF NEW JERSEY

213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblyman JON M. BRAMNICK

District 21 (Essex, Morris, Somerset and Union)

Co-Sponsored by:

Assemblymen Albano and Milam

SYNOPSIS

Expands State law enforcement powers of United States Park Police.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 2/8/2008)

1 AN ACT concerning law enforcement powers of United States Park
2 Police, supplementing chapter 154 of Title 2A of the New Jersey
3 Statutes, and amending P.L.1983, c.268.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. (New section) Full-time law enforcement officers employed
9 by the Department of the Interior as park police who are
10 empowered to effect an arrest with or without a warrant for
11 violations of the United States Code and who are authorized to
12 carry firearms in the performance of their duties shall be
13 empowered to act as an officer for the arrest of offenders against the
14 laws of this State:

15 a. where the person reasonably believes that a crime of the first,
16 second, or third degree is or is about to be committed or attempted
17 in his presence; and

18 b. where the person reasonably believes that a crime of the
19 fourth degree, a disorderly persons offense, a petty disorderly
20 persons offense, or a violation of Title 39 of the Revised Statutes is
21 or is about to be committed or attempted in his presence on property
22 contiguous to the Statue of Liberty National Monument and Ellis
23 Island while that officer is in performance of his official duties.
24

25 2. Section 1 of P.L.1983, c.268 (C.2A:154-5) is amended to
26 read as follows:

27 1. The following persons employed as full-time law
28 enforcement officers by the Federal Government, who are
29 empowered to effect an arrest with or without warrant for violations
30 of the United States Code and who are authorized to carry firearms
31 in the performance of their duties, shall be empowered to act as an
32 officer for the arrest of offenders against the laws of this State
33 where the person reasonably believes that a crime of the first,
34 second or third degree is or is about to be committed or attempted
35 in his presence:

36 Federal Bureau of Investigation special agents;

37 United States Secret Service special agents;

38 Immigration and Naturalization Service special agents,
39 investigators and patrol officers;

40 United States Marshal Service deputies;

41 Drug Enforcement Administration special agents;

42 United States Postal inspectors;

43 United States Postal police officers while in the performance of

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.

1 their official duties;
2 United States Customs Service special agents, inspectors and
3 patrol officers;
4 United States General Services Administration special agents;
5 United States Department of Agriculture special agents;
6 Bureau of Alcohol, Tobacco and Firearms special agents;
7 Internal Revenue Service special agents and inspectors;
8 Department of the Interior special agents, investigators, [park
9 police] and park rangers;
10 Federal Reserve law enforcement officers while in the
11 performance of their official duties; and
12 United States Department of Defense police officers.
13 (cf: P.L.2004, c.10, s.1)

14
15 3. This act shall take effect immediately.

16

17

18

STATEMENT

19

20 This bill allows United States Park Police to make arrests while
21 on duty for fourth degree crimes, disorderly and petty disorderly
22 persons offenses, as well as for motor vehicle violations, on
23 property contiguous to the Statue of Liberty National Monument
24 and Ellis Island.

25 Currently, these federal officers are only authorized to make
26 arrests on State property for crimes of the first, second or third
27 degree.

28 The United States Park Police in the federal Department of the
29 Interior is the oldest uniformed federal law enforcement agency.
30 These officers secure and protect the Statue of Liberty National
31 Monument and Ellis Island and the visitors to these national
32 treasures. They serve as patrol officers, marine police, SWAT team
33 members, explosives experts and terrorism detectives.

34 United States Park Police officers often encounter persons
35 committing lesser degree crimes and offenses, as well as motor
36 vehicle violations, on check points and bridges leading to the Statue
37 of Liberty and Ellis Island, but they have no jurisdiction under
38 current State law to make arrests for these crimes or offenses or to
39 issue summonses for the illegal conduct.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 210

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 10, 2008

The Assembly Law and Public Safety Committee reports favorably and with committee amendments Assembly Bill No. 210.

As amended, Assembly Bill No. 210 allows United States Park Police to make arrests while on duty for fourth degree crimes, disorderly and petty disorderly persons offenses, as well as for motor vehicle violations, on Ellis Island or in Liberty State Park or on the waters contiguous to the Statue of Liberty National Monument and Ellis Island. Also as amended, these officers are authorized to make these arrests on Sandy Hook and the contiguous waters.

Currently, these federal officers are only authorized to make arrests on State property for crimes of the first, second or third degree.

The United States Park Police in the federal Department of the Interior is the oldest uniformed federal law enforcement agency. These officers secure and protect the Statue of Liberty National Monument and Ellis Island and the visitors to these national treasures. They serve as patrol officers, marine police, SWAT team members, explosives experts and terrorism detectives.

United States Park Police officers often encounter persons committing lesser degree crimes and offenses, as well as motor vehicle violations, on check points and bridges leading to the Statue of Liberty and Ellis Island, but they have no jurisdiction under current State law to make arrests for these crimes or offenses or to issue summonses for the illegal conduct.

This bill was pre-filed for introduction in the 2008-2009 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:

- (1) add Sandy Hook and the contiguous waters to the bill; and
- (2) clarify that the bill's provisions apply to Ellis Island and Liberty State Park, as well as the waters contiguous to the Statue of Liberty and Ellis Island.

STATEMENT TO
[First Reprint]
ASSEMBLY, No. 210

with Assembly Floor Amendment
(Proposed By Assemblyman JOHNSON)

ADOPTED: JUNE 23, 2008

Assembly Bill No. 210 (1R) expands the State law enforcement powers of United States Park Police.

The bill authorizes these park police officers to make arrests while they are on duty for fourth degree crimes, disorderly and petty disorderly persons offenses, and motor vehicle violations if the offense or violation occurs on Sandy Hook and contiguous waters, on Ellis Island or in Liberty State Park or on the waters contiguous to the Statue of Liberty National Monument and Ellis Island.

Currently, these federal officers are only authorized to make arrests on State property for crimes of the first, second or third degree.

Under these Assembly amendments, United States park police officers would be authorized to make these arrests on Ellis Island or in Liberty State Park within 500 feet of the ferry terminal serving passengers bound for the Statue of Liberty National Monument or Ellis Island or in Liberty State Park within 500 feet of the access bridge to Ellis Island. The amendments also make a technical correction.

As amended, Assembly Bill No. 210 (1R) is identical to Senate Bill No. 1493 (1R).