

2A:151-43

LEGISLATIVE HISTORY CHECKLIST

NJSA 2A:151-43 (Marine patrolmen--weapons)

Laws of 1968 Chapter 41

Bill No. A387

Sponsor(s) Brown & 20 others

Date Introduced February 13, 1968

Committee: Assembly Law, Public Safety & Defense

Senate " "

Amended during passage Yes ~~No~~ Amendments during passage denoted by asterisks.

Date of passage: Assembly March 18

Senate April 18

Date of approval May 9, 1968

Following statements are attached if available:

Sponsor statement Yes ~~No~~ (below)

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

Sponsors' statement:

This bill gives full-time marine patrolmen in the employ of the Bureau of Navigation the power of arrest and the right to carry weapons.

10/4/76

KJB 6/77

Do Not Remove From Library  
DEPOSITORY COPY

CHAPTER 41  
APPROVED 5-9-68  
[OFFICIAL COPY REPRINT]

ASSEMBLY, No. 387

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 13, 1968

By Assemblymen BROWN, MABIE, VREELAND, COBB, Assemblywoman MARGETTS, Assemblymen W. L. SMITH, DIGIAMMO, DOYLE, FRIEDLAND, SUMINSKI, ESPOSITO, McLEON, FEKETY, DODD, SCHLUTER, SELECKY, TODD, EWING, BLACK, AIKINS and COLEMAN

Referred to Committee on Law, Public Safety and Defense

AN ACT concerning the powers of the members of the marine police force in the Bureau of Navigation of the Department of Conservation and Economic Development, amending section 17 of the "New Jersey Boat Numbering Act of 1962" (P. L. 1962, c. 73) and section 2A:151-43 of the New Jersey Statutes.

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

3 1. Section 17 of chapter 73 of the laws of 1962 is amended to  
4 read as follows:

5 17. The department shall be responsible for the enforcement of  
6 this act.

7 A supervisory force of marine patrolmen shall be formed and  
8 their appointments, rank and pay shall be regulated by the Civil  
9 Service Commission in compliance with the provisions of Title 11\***[**;  
10 *members of the marine patrol force shall have the power of arrest***]**.\*  
11 Harbor Masters and Power Vessel Inspectors shall hereafter be  
12 known as marine patrolmen and those appointed in accordance  
13 with Title 12 of the Revised Statutes will serve in accordance with  
14 rules and regulations to be promulgated by the commission. \**In*  
15 *addition to any other powers provided by law, marine patrolmen*  
16 *shall have the same powers as conferred upon harbor masters by*  
17 *Revised Statutes 12:6-6.\**

1 2. Section 2A:151-43 of the New Jersey Statutes is amended  
2 to read as follows:

3 2A:151-43. Section 2A:151-41 of this Title does not apply to:

4 a. The United States Marshal or his deputies;

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

- 5     b. Members of the Armed Forces of the United States or of the  
6 National Guard when on duty;
- 7     c. Any sheriff, undersheriff, county prosecutor, assistant prose-  
8 cutor or prosecutor's detective;
- 9     d. The regularly employed members, including detectives, of  
10 the police department of any county or municipality or of any  
11 State, interstate, municipal or county park police force or of any  
12 county boulevard police force at all times, while within the State  
13 of New Jersey, or any special policeman appointed by the govern-  
14 ing body of any county or municipality or by the commission or  
15 other board or body having control of any county park police  
16 force or any county boulevard police force while engaged in the  
17 actual performance of his official duties and when specifically au-  
18 thorized by the governing body to carry firearms;
- 19     e. Any member of the State Police, or any motor vehicle in-  
20 spector;
- 21     f. Any jailer, constable, railway police, or any other peace officer,  
22 when in discharge of his duties;
- 23     g. The members of the Fish and Game Council, or conservation  
24 officers, or full-time employees of the Division of Shell Fisheries  
25 having the power of arrest and authorized to carry weapons;
- 26     h. Any \***[person]**\* \*prison\* or jail wardens or their deputies, or  
27 any guard or keeper of any penal institution in this State, while  
28 engaged in the actual performance of the duties of their positions  
29 and when so required by their superior officers to carry firearms;
- 30     i. Any court attendant serving as such under appointment by  
31 the sheriff of the county or by the judge of or magistrate of any  
32 court of this State while in the performance of his duties;
- 33     j. (Deleted by amendment.)
- 34     k. Any guard in the employ of any railway express company,  
35 banking or building and loan or savings and loan institution of  
36 this State while in the performance of his duties;
- 37     l. Any officer of the society for the prevention of cruelty to  
38 animals *\*while in the performance of his duties\**;
- 39     m. Any legally recognized military organization when under  
40 orders, or any member thereof when going to or from the place  
41 of meeting of the organization, carrying the weapons prescribed  
42 for drill, exercise or parade;
- 43     n. Persons having a hunter's license in going to or from places  
44 of hunting as set forth in section 2A :151-42;
- 45     o. Members of government or civilian rifle or pistol clubs duly

46 organized in accordance with the rules prescribed by the National  
47 Board for the Promotion of Rifle Practice, in going to or from  
48 their several places of target practice and carrying weapons nec-  
49 essary for such practice; provided further that a copy of the char-  
50 ter is filed with the superintendent and a list of the members of  
51 the club is submitted annually to the superintendent;

52 p. The director, deputy directors, inspectors and investigators  
53 of the Division of Alcoholic Beverage Control in the Department  
54 of Law and Public Safety;

55 q. Employees of public utility corporations actually engaged in  
56 the transportation of explosives;

57 r. Any civil employee of the United States Government under  
58 the supervision of the commanding officer of any post, camp, sta-  
59 tion, base or other military or naval installation located within  
60 this State who is required, in the performance of his official duties,  
61 to carry firearms, and who is authorized to carry such firearms by  
62 said commanding officer, while such civil employee is engaged in  
63 the actual performance of his official duties; or

64 s. Law enforcement officers employed by governmental agencies  
65 outside of the State of New Jersey who are engaged in their official  
66 duties provided that they have first notified the chief law enforce-  
67 ment officer of the municipality or the county prosecutor of the  
68 county in which they are engaged or the superintendent.

69 t. *The full-time members of the marine patrol force of the*  
70 *Bureau of Navigation in the Department of Conservation and*  
71 *Economic Development* \***[having the power of arrest]**\* *while in*  
72 *the performance of their duties*.\*

1 3. This act shall take effect immediately.