

52:17B-100

LEGISLATIVE HISTORY CHECKLIST

(Criminal Justice Division--unclassified
Civil Service--all non-secretarial & non-
clerical positions)

NJSA 52:17B-100

LAWS 1981

CHAPTER 187

Bill No. A2220

Sponsor(s) Herman

Date Introduced Nov. 24, 1980

Committee: Assembly Judiciary, Law, Public Safety and Defense

Senate Law, Public Safety and Defense

Amended during passage Yes

~~No~~ Amendments during passage
denoted by asterisks

Date of Passage: Assembly April 27, 1980

Senate June 15, 1981

Date of approval June 25, 1981

Following statements are attached if available:

Sponsor statement Yes ~~No~~

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

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187 LAWS OF N. J. 1981
APPROVED 6-25-81

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ASSEMBLY, No. 2220

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 24, 1980

By Assemblyman HERMAN

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

AN ACT to amend the "Criminal Justice Act of 1970," approved
May 21, 1970 (P. L. 1970, c. 74).

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

1 1. Section 4 of P. L. 1970, c. 74 (C. 52:17B-100) is amended to
2 read as follows:

3 4. a. The Attorney General shall organize the work of the division
4 in such bureaus and other organizational units as he may determine
5 to be necessary for efficient and effective operation and shall assign
6 to the division such employees in the Department of Law and
7 Public Safety as may be necessary to assist the director in the
8 performance of his duties.

9 b. *All employees of the division, except for secretarial and*
10 *clerical personnel, shall be in the unclassified service of the civil*
11 *service of the State. All *unclassified* employees of the division*
12 *shall be deemed confidential employees for the purposes of the*
13 *"New Jersey Employer-Employee Relations Act", P. L. 1941, c. 100*
14 *(C. 34:13A-1 et seq.).*

1 2. This act shall take effect immediately.

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STATEMENT

Presently, deputy attorneys general and State investigators are assigned to the unclassified service within the Division of Criminal Justice. In addition to its statutory authority for Statewide law enforcement and prosecutorial authority, the Division of Criminal Justice serves a coordinative and technical assistance function designed to effect the uniform and cooperative enforcement of the criminal laws and the administration of criminal justice within the State of New Jersey pursuant to statute (N. J. S. A. 52:17B-98). That goal cannot be accomplished with the assistance of deputy

attorneys general and investigators alone. Modern law enforcement draws upon many disciplines and, therefore, the division requires the ability to be able to appoint unclassified employees. The need for unclassified service for professional personnel is necessary to assure the confidentiality of all criminal justice programs. The unclassified service would also provide for the flexibility needed due to the changing nature of programs and priorities.

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND
DEFENSE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2220

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: MARCH 2, 1981

This bill provides that as a result of the nature of the duties performed by the law enforcement and prosecutorial personnel within the Division of Criminal Justice, there is a need for personnel, other than secretarial or clerical, to be accorded unclassified civil service status.

Presently, deputy attorneys general and State investigators are assigned to the unclassified service within the Division of Criminal Justice. In addition to its law enforcement and prosecutorial authority, the Division of Criminal Justice serves a coordinative and technical assistance function designed to effect the uniform and cooperative enforcement of the criminal laws within the State. That function requires professional personnel in addition to deputy attorneys general and investigators. The need for unclassified service for this type of professional personnel is necessary to assure the confidentiality of all criminal justice programs. The unclassified service would also provide for the flexibility needed due to the changing nature of programs and priorities.

The committee amendment makes clear that only unclassified employees shall be deemed confidential employees.

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SENATE LAW, PUBLIC SAFETY AND DEFENSE
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 2220

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STATE OF NEW JERSEY

DATED: MAY 14, 1981

This bill provides that all employees of the Division of Criminal Justice, except for secretarial and clerical personnel, shall be in the unclassified service of the civil service and that they shall be deemed confidential employees.

The Department of Civil Service supports the bill on the grounds that such professional employees hold policy and confidential positions that justify such allocation.

The Attorney General's Office supports the bill.