

40A: 9-117.5 and 40A: 9-117.5a

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40A:9-117.5 and 40A:9-117.5a

(Chief warrant officer - allow appointment of sheriff without Civil Service Exam)

LAWS OF: 1983

CHAPTER: 286

Bill No: A3074

Sponsor(s): Bryant and others

Date Introduced: January 31, 1983

Com mittee: **Assembly:** County Government

Senate: County and Municipal Government

A mended during passage: YES

Substituted for S2011 (OCR & Senate Com mitte Statement attached)

Date of Passage: **Assembly:** May 5, 1983

Senate: July 11, 1983

Date of Approval: July 29, 1983

Following statements are attached if available:

Sponsor statement:

YES

(Below) Also attached:
Assembly Com mittee
amendments, adopted
4/11/83 (with statements)

Com mittee statement:

Assembly

YES

Senate

NO

Fiscal Note:

NO

Veto Message:

NO

Message on Signing:

NO

Following were printed:

Reports:

NO

Hearings:

NO

Sponsor's state ment:

This bill would permit a sheriff in any county to appoint a chief warrant officer without the officer taking a civil service examination. The chief warrant officer shall have full police officer status if he has completed an approved police training course.

286 83
7-29-83

[OFFICIAL COPY REPRINT]
ASSEMBLY, No. 3074

STATE OF NEW JERSEY

INTRODUCED JANUARY 31, 1983

By Assemblymen BRYANT, KELLY, NAPLES,
WATSON and GORMAN

AN ACT to amend the title of "An act permitting appointment of a chief warrant officer in certain counties of the first class and giving such officer full police officer status without having to take a civil service examination," approved September 7, 1976 (P. L. 1976, c. 85), so that the same shall read "An act permitting appointment without civil service examination of a chief warrant officer, and providing for limitations on the powers thereof," and to amend and supplement the body of that act.

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

1 1. The title of P. L. 1976, c. 85 is amended to read as follows:

2 An act permitting appointment *without civil service examination*
3 of a chief warrant officer [in certain counties of the first class and
4 giving such officer full police officer status without having to take
5 a civil service examination], *and providing for limitations on the*
6 *powers thereof.*

1 2. Section 1 of P. L. 1976, c. 85 (C. 40A:9-117.5) is amended to
2 read as follows:

3 1. [In counties of the first class with a population of less than
4 700,000, according to the latest federal decennial census, the] *A*
5 sheriff may appoint a chief warrant officer to serve for a term of
6 one year without having to take a civil service examination. The
7 chief warrant officer shall have [such] full police officer status as
8 is granted to other sheriff's officers, [and shall attain tenure upon
9 completion of the second consecutive appointment] *provided that*

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 printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Assembly committee amendments adopted April 11, 1983.

10 *the officer has been certified by the Police Training Commission as*
11 **[completing]* *having completed* a police training course at an*
12 *approved school, pursuant to P. L. 1961, c. 56 (C. 52:17B-66*
13 *et seq.).*

1 3. (New section) This act shall not adversely affect tenure
2 attained by a chief warrant officer **prior to the effective date*
3 *thereof** pursuant to the provisions of P. L. 1976, c. 85 (C.
4 40A:9-117.5).

1 4. This act shall take effect immediately.

ASSEMBLY COUNTY GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3074

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: APRIL 11, 1983

Assembly Bill No. 3074 amends and supplements P. L. 1976, c. 85 (C. 40A:9-117.5) to permit the sheriff of any county to appoint a chief warrant officer for a one-year term without the officer taking a civil service examination. Currently, P. L. 1976, c. 85 permits such appointments only in a county of the first class with a population of less than 700,000.

This bill also places limits on the power of a chief warrant officer by requiring that, before that officer is granted full police officer status, the State Police Training Commission must certify that he has completed a police training course.

In addition, the bill deletes from P. L. 1976, c. 85 the requirement that a chief warrant officer be granted tenure after two consecutive appointments. This deletion, however, would not adversely affect tenure attained by a chief warrant officer prior to the effective date of Assembly Bill No. 3074.

The Assembly committee amendments are technical and clarifying in nature.

[OFFICIAL COPY REPRINT]
SENATE, No. 2011

STATE OF NEW JERSEY

INTRODUCED DECEMBER 16, 1982

By Senator CONNORS

Referred to Committee on County and Municipal Government

AN ACT ***[**concerning chief warrant officers in certain counties of the fifth class, and amending P. L. 1976, c. 85]**]*** **to amend the title of "An act permitting appointment of a chief warrant officer in certain counties of the first class and giving such officer full police officer status without having to take a civil service examination," approved September 7, 1976 (P. L. 1976, c. 85), so that the same shall read "An act permitting appointment without civil service examination of a chief wararnt officer, and providing for limitations on the powers thereof," and to amend and supplement the body of that act**.

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

1 *1. The title of P. L. 1976, c. 85 is amended to read as follows:

2 An act permitting appointment *without civil service examination*
3 of a chief warrant officer **[***in certain counties of the first class and*
4 *giving such officer full police officer status without having to take*
5 *a civil service examination***]**, *and providing for limitations on the*
6 *powers thereof.**

1 ***[1.]*** *2.* Section 1 of P. L. 1976, c. 85 (C. 40A:9-117.5) is
2 amended to read as follows:

3 1. ***[***In counties of the first class with a population of less than*
4 *700,000, and in counties of the fifth class with a population over*
5 *340,000 but less than 500,000, according to the latest federal*
6 *decennial census, the***]*** *A* sheriff may appoint a chief warrant
7 officer to serve for a term of one year without having to take a civil
8 service examination. The chief warrant officer shall have ***[such]***

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 printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted June 23, 1983.

9 full police officer status as is granted to other sheriff's officers, ***[and**
10 shall attain tenure upon completion of the second consecutive
11 appointment]* **provided that the officer has been certified by the*
12 *Police Training Commission as having completed a police training*
13 *course at an approved school, pursuant to P. L. 1961, c. 56 (C.*
14 *52:17B-66 et seq.)*.*

1 **3. (New section) This act shall not adversely affect tenure*
2 *attained by a chief warrant officer prior to the effective date thereof*
3 *pursuant to the provisions of P. L. 1976, c. 85 (C. 40A:9-117.5).**

1 ***[2.]* *4.*** This act shall take effect immediately.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO

SENATE, No. 2011

with Senate committee amendments

STATE OF NEW JERSEY

DATED: JUNE 23, 1983

Senate Bill No. 2011 amends and supplements P. L. 1976, c. 85 (C. 40A:9-117.5) to permit the sheriff of any county to appoint a chief warrant officer for a one-year term without the officer taking a civil service examination. Currently, P. L. 1976, c. 85 permits such appointments only in a county of the first class with a population of less than 700,000.

This bill also places limits on the power of a chief warrant officer by requiring that, before that officer is granted full police officer status, the State Police Training Commission must certify that he has completed a police training course.

In addition, the bill deletes from the P. L. 1976, c. 85 the requirement that a chief warrant officer be granted tenure after two consecutive appointments. This deletion, however, would not adversely affect tenure attained by a chief warrant officer prior to the effective date.

The Senate committee amendments conform the bill with Assembly Bill No. 3074 OCR. As received by the committee this bill would have extended the provisions of P. L. 1976, c. 85 only to certain fifth class counties.

SENATE, No. 2011

STATE OF NEW JERSEY

INTRODUCED DECEMBER 16, 1982

By Senator CONNORS

Referred to Committee on County and Municipal Government

AN ACT concerning chief warrant officers in certain counties of the fifth class, and amending P. L. 1976, c. 85.

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

1 1. Section 1 of P. L. 1976, c. 85 (C. 40A:9-117.5) is amended to
2 read as follows:

3 1. In counties of the first class with a population of less than
4 700,000, *and in counties of the fifth class with a population over*
5 *340,000 but less than 500,000*, according to the latest federal
6 decennial census, the sheriff may appoint a chief warrant officer to
7 serve for a term of 1 year without having to take a civil service
8 examination. The chief warrant officer shall have such full police
9 officer status as is granted to other sheriff's officers, and shall attain
10 tenure upon completion of the second consecutive appointment.

1 2. This act shall take effect immediately.

STATEMENT

This bill would allow the sheriff in certain counties to appoint a chief warrant officer without the officer having to take a civil service examination.

Matter printed in italics *thus* is new matter.

4-5-83 - R-66

Assembly
Committee Amendments

U/M

ADOPTED
APR 11 1983

to
Assembly Bill No. 3074

Sec.	Line	
2	11	Omit "completing" insert "having completed"
3	1	After "This" insert "amendatory and supplementary"
3	2	After "officer" insert "prior to the effective date thereof"

STATEMENT

These amendments are technical and clarifying in nature.