

40A: 9-119.2

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40A: 9-119.2

(Sheriff-appoint director of narcotics-certain circumstances)

LAWS OF: 1984

CHAPTER: 167

Bill No: S1049

Sponsor(s): Orechio

Date Introduced: January 23, 1984

Committee: Assembly: County Government and Regional Authorities

Senate: County and Municipal Government

Amended during passage: Yes A amendments denoted by asterisks according to Governor's recommendations

Date of Passage: Assembly: June 28, 1984 Re-enacted 10-11-84

Senate: March 1, 1984 Re-enacted 9-21-84

Date of Approval: October 18, 1984

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: Yes

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

LEGISLATIVE HISTORY - ASSEMBLY COPY

167

84

10-18-84

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SENATE, No. 1049

# STATE OF NEW JERSEY

INTRODUCED JANUARY 23, 1984

By Senator ORECHIO

Referred to Committee on County and Municipal Government

AN Act permitting the appointment of a director of the bureau of narcotics in the county sheriff's office without civil service examination under certain circumstances and supplementing chapter 9 of Title 40A of the New Jersey Statutes.

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

1 1. The sheriff of any county may appoint any person who, at the  
2 time of his appointment, has a. served for **\*[20]\* \*10\*** years or  
3 more as a law enforcement official\*, *three years of which shall have*  
4 *been in a supervisory position that included responsibilities for*  
5 *narcotics investigation or control activities,\** and b. has been  
6 certified by the Police Training Commission as having completed a  
7 police training course at an approved police training school,  
8 pursuant to P. L. 1961, c. 56 (C. 52:17B-66 et seq.), as director of  
9 the bureau of narcotics to serve for a term of one year without  
10 having to take a civil service examination. The director of the  
11 bureau of narcotics shall have full police office status as is granted  
12 to other sheriff's officers.

1 2. This act shall take effect immediately.

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 amendments adopted in accordance with Governor's recommendations September 13, 1984.

SENATE, No. 1049

STATE OF NEW JERSEY

INTRODUCED JANUARY 23, 1984

By Senator ORECHIO

Referred to Committee on County and Municipal Government

AN ACT permitting the appointment of a director of the bureau of narcotics in the county sheriff's office without civil service examination under certain circumstances and supplementing chapter 9 of Title 40A of the New Jersey Statutes.

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

1 1. The sheriff of any county may appoint any person who, at the  
2 time of his appointment, has a. served for 20 years or more as  
3 a law enforcement official and b. has been certified by the Police  
4 Training Commission as having completed a police training course  
5 at an approved police training school, pursuant to P. L. 1961, c. 56  
6 (C. 52:17B-66 et seq.), as director of the bureau of narcotics to  
7 serve for a term of one year without having to take a civil service  
8 examination. The director of the bureau of narcotics shall have  
9 full police office status as is granted to other sheriff's officers.

1 2. This act shall take effect immediately.

STATEMENT

This bill permits a sheriff to appoint a director of the bureau of narcotics for a one year term without civil service examination provided the appointee has 20 years of experience as a law enforcement official and has been certified by the Police Training Commission as having completed a police training course at an approved police training school. The bill further provides that any person so appointed as director shall exercise full police powers.

ASSEMBLY COUNTY GOVERNMENT AND  
REGIONAL AUTHORITIES COMMITTEE

STATEMENT TO

**SENATE, No. 1049**

**STATE OF NEW JERSEY**

DATED: JUNE 18, 1984

Senate Bill No. 1049 permits a sheriff to appoint a director of the bureau of narcotics for a one year term without civil service examination. In order to be appointed, a person must have 20 years of experience as a law enforcement official and must be certified by the Police Training Commission as having completed a police training course at an approved training school. The bill further provides that any person so appointed as director shall exercise full police powers.

Senate Bill No. 1049 was reported out of the Senate County and Municipal Government Committee on February 6, 1984 and passed in the Senate by a vote of 28-1 on March 1, 1984.

SENATE COUNTY AND MUNICIPAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**SENATE, No. 1049**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 6, 1984

Senate Bill 1049 would authorize sheriffs to appoint persons possessing certain qualifications to the position of director of the bureau of narcotics for a one-year term without meeting the civil service examination requirement.

Appointees would have to have served for 20 years or longer as a law enforcement officer and have been certified by the Police Training Commission as having completed the specified training. Once appointed, these individuals would have full police officer status, equal to that granted to other sheriff's officers.

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT  
SENATE BILL NO. 1049

September 13, 1984

To the Senate:

Pursuant to Article V, Section I, paragraph 14 of the Constitution, I herewith return Senate Bill No. 1049 with my recommendations for reconsideration.

Senate Bill No. 1049 permits the sheriff of any county to appoint a director of the bureau of narcotics to serve for a term of one year. I certainly applaud the intent of the bill which is to create a position to oversee narcotics investigation and control activities on a county level. Currently, only Essex County has a county Bureau of Narcotics. However, other counties may decide at some future time that a county-level bureau would aid in the war against the distributors of controlled dangerous substances in their area.

Senate Bill No. 1049 establishes a rather arbitrary job qualification standard of 20 years or more as a law enforcement official with no assurance of past expertise in narcotics control. I propose to amend the bill to establish a prerequisite of 10 years' experience as a law enforcement official, three years of which shall have been in a supervisory function that included responsibilities for narcotics investigation or control activities. It is felt that this revision would allow for more flexibility in choosing an individual for the position while ensuring that the person would have some supervisory experience including responsibility for narcotics law enforcement.

Accordingly, I herewith return Senate Bill No. 1049 and recommend that it be amended as follows:

- Page 1, Section 1, line 2: Omit "20"  
Page 1, Section 1, line 2: After "for" insert "10"  
Page 1, Section 1, line 3: After "official" insert ", 3 years of which shall have been in a supervisory position that included responsibilities for narcotics investigation or control activities,"

Respectfully,  
/s/ Thomas H. Kean  
GOVERNOR

[seal]

Attest:

/s/ W. Cary Edwards  
Chief Counsel