

ASSEMBLY, No. 119

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblyman PARKER SPACE

District 24 (Morris, Sussex and Warren)

Assemblywoman CLEOPATRA G. TUCKER

District 28 (Essex)

Assemblyman ALEX SAUICKIE

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Co-Sponsored by:

Assemblyman Wirths

SYNOPSIS

Provides for retained eligibility for members of NJ National Guard or reserve component called to active federal military service who met fire department maximum age requirement at closing date of civil service examination.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 9/22/2022)

1 **AN ACT** concerning placement of certain members of the military
2 on civil service active open competitive employment lists and
3 amending P.L.2012, c.49.

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

7
8 1. Section 1 of P.L.2012, c.49 (C.11A:5-6.1) is amended to
9 read as follows:

10 1. a. Any member of the New Jersey National Guard or of the
11 Reserve Component of the United States Armed Forces placed on
12 an active open competitive employment list who is called to active
13 federal military service prior to the expiration of the list shall,
14 within twelve months from the date of the expiration of that list,
15 submit to the Civil Service Commission sufficient proof of military
16 service and an application to be placed on an active open
17 competitive employment list for the same title and jurisdiction,
18 provided that the same test mode was used or test modes were
19 reconciled, as the list the person was on immediately prior to being
20 called to active federal military service, for prospective
21 appointment only, based upon the score obtained on the original
22 list, after disabled veterans and veterans as provided in chapter 5 of
23 Title 11A of the New Jersey Statutes. The person shall meet all
24 current eligibility requirements at the time of application for
25 placement on a list for the same title and jurisdiction. The applicant
26 shall be able to request placement on a maximum of two
27 consecutive lists. If the first list that the applicant is placed on
28 expires in less than 12 months, then the applicant shall be placed on
29 a second list, if requested, if the placement can occur within 12
30 months after the filing of the application, otherwise the applicant
31 shall be placed on only one list. The Civil Service Commission
32 shall develop regulations for reconciling test modes, for the best
33 interest of the applicant, in order to enable the placement of the
34 applicant on the list. No fee shall be charged by the Civil Service
35 Commission to the applicant for placement on the list or for
36 placement on the first of two lists, as appropriate.

37 b. Upon returning from military leave, if the person receives
38 status as a veteran as defined in N.J.S.11A:5-1, he or she shall
39 receive veteran status for the purposes of subsection a. of this
40 section if a list is generated after the person is granted veteran
41 status.

42 c. Any person meeting the requirements of subsection a. of this
43 section who met the maximum age requirement for appointment as
44 a member or officer of the police department or force in a
45 municipality established by N.J.S.40A:14-127 at the announced

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 closing date of the civil service examination from which the first
2 list of eligibles is or was compiled shall be deemed to have met that
3 maximum age requirement on the date on which the person's name
4 is placed on a subsequent eligible list pursuant to subsection a. of
5 this section.

6 d. Any person meeting the requirements of subsection a. of this
7 section who met the maximum age requirement for appointment as
8 a member of the fire department in a municipality established by
9 N.J.S.40A:14-12 or 40A:14-42 through 40A:14-44, as appropriate,
10 at the announced closing date of the civil service examination from
11 which the first list of eligibles is or was compiled shall be deemed
12 to have met that maximum age requirement on the date on which
13 the person's name is placed on a subsequent eligible list pursuant to
14 subsection a. of this section.

15 (cf: P.L.2017, c.54, s.1)

16
17 2. This act shall take effect on the first day of the fourth month
18 following the date of enactment.

19
20
21 STATEMENT

22
23 This bill provides that any member of the New Jersey National
24 Guard or of a reserve component of the United States Armed Forces
25 who is placed on a civil service active open competitive
26 employment list, and who is called to active federal military service
27 prior to the expiration of the list, would be deemed to have met that
28 maximum age requirement on the date on which the person's name
29 is placed on a subsequent eligible list if the person met the
30 maximum age requirement for appointment as a member of the fire
31 department in a municipality at the announced closing date of the
32 civil service examination from which the first list of eligibles is or
33 was compiled. This same provision already applies to members and
34 officers of the police department.