

P.L. 2003, CHAPTER 29, *approved March 14, 2003*

Senate, No. 412 (*Second Reprint*)

1 AN ACT concerning the State Police and supplementing Title 53 of the
2 Revised Statutes.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. a. The Superintendent shall prepare, or cause to be prepared,
8 and regularly update a catalogue which:

9 (1) Identifies each employment title and position ¹for enlisted
10 members¹ in the division; and

11 (2) Sets forth a job description for each such title and position,
12 including any special qualifications or skills that are necessary for
13 appointment to a particular title or position.

14 b. The catalogue prepared pursuant to subsection a. of this section,
15 shall, as are the lists of State and local employment titles and
16 positions, be made available to the public at designated locations.

17 c. ¹**[Whenever]** Except as provided in subsection d. of this section,
18 whenever¹ the superintendent shall determine that the effective
19 operation of the division, or one of its particular duties or
20 responsibilities, necessitates the establishment of a title or position,
21 either on a temporary or permanent basis, which is not set forth in the
22 catalogue prepared pursuant to subsection a. of this section, no
23 appointment to that special title or position shall be made until notice
24 of that special title or position shall be ¹**[conspicuously posted]** made
25 readily available to enlisted members¹ at division headquarters, each
26 troop headquarters and all other division facilities and adequate time
27 is given to permit interested and qualified ¹**[officers and troopers]**
28 enlisted members¹ to apply. The notice shall include, but not be
29 limited to, a description of the special title or position and the special
30 qualifications or skills that are necessary for appointment. ²The
31 requirements of this subsection shall not apply to titles or positions on
32 the Superintendent's executive staff which involve managerial
33 executive functions. For purposes of this section, "managerial
34 executive functions" means the formulation of management policies
35 and the direction of the effectuation of such management policies on
36 behalf of the Superintendent.²

37 ¹d. This section shall not apply to titles or positions established on
38 a temporary basis in order to respond to an emergency situation in

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SJU committee amendments adopted May 16, 2002.

² Assembly ALP committee amendments adopted October 21, 2002.

1 which immediate action is warranted in order to provide for or
2 maintain the public safety and to titles or positions where public
3 disclosure would jeopardize the safety of any person or jeopardize any
4 investigation in progress or be otherwise inappropriate based on a
5 bona fide law enforcement purpose or the public safety.¹

6 ²e. The information set forth in the catalogue prepared or updated
7 pursuant to subsection a. and in any notices provided pursuant to
8 subsection c. shall not be subject to collective negotiation or collective
9 bargaining. Nothing in this act shall be deemed to affect or impair any
10 rights which are subject to collective negotiation or collective
11 bargaining.²

12
13 2. This act shall take effect on the first day of the ¹[fourth] sixth¹
14 month following enactment.

15

16

17

18

19 _____
19 Requires superintendent to prepare list of State Police employment
20 titles, positions and qualifications; thereafter requires postings for
21 certain specially created titles and positions.