

ASSEMBLY, No. 4389

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED SEPTEMBER 13, 2018

Sponsored by:

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

SYNOPSIS

Prohibits issuance of certain badges to NJT board members, PANYNJ commissioners, and local and State elected officials.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/25/2018)

1 AN ACT concerning law enforcement badges and badges that may
2 be mistaken as law enforcement badges and supplementing Titles
3 27 and 32 of the Revised Statutes, Title 40A of the New Jersey
4 Statutes, and Title 52 of the Revised Statutes.

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

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9 1. Notwithstanding any provision of law to the contrary, the
10 New Jersey Transit Corporation shall not issue a law enforcement
11 badge or badge that may be mistaken as a law enforcement badge to
12 any member of the corporation's board of directors.

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14 2. Notwithstanding any provision of law to the contrary, the
15 Port Authority of New York and New Jersey shall not issue a law
16 enforcement badge or badge that may be mistaken as a law
17 enforcement badge to any commissioner of the port authority.

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19 3. a. Notwithstanding any provision of law to the contrary, a
20 county shall not issue a law enforcement badge or a badge that may
21 be mistaken as a law enforcement badge to any county elected
22 official who is not elected as a law enforcement officer.

23 b. As used in this section, "law enforcement officer" means a
24 person who is empowered to act for the detection, apprehension,
25 arrest, conviction, detention, or rehabilitation of persons in violation
26 of the law.

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28 4. Notwithstanding any provision of law to the contrary, a
29 municipality shall not issue a law enforcement badge or a badge
30 that may be mistaken as a law enforcement badge to any municipal
31 elected official.

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33 5. Notwithstanding any provision of law to the contrary, a law
34 enforcement badge or a badge that may be mistaken as a law
35 enforcement badge shall not be issued to any State elected official.

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37 6. a. Section 2 of this act shall take effect upon the enactment
38 into law by the State of New York of legislation having an identical
39 effect as section 2, but if the State of New York shall have already
40 enacted such legislation, section 2 of this act shall take effect
41 immediately.

42 b. Section 1 and sections 3 through 5 of this act shall take
43 effect immediately.

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STATEMENT

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48 This bill prohibits the New Jersey Transit Corporation

1 (corporation) from issuing a law enforcement badge or a badge that
2 may be mistaken as a law enforcement badge to any member of the
3 corporation's board of directors. The bill also prohibits the Port
4 Authority of New York and New Jersey (port authority) from
5 issuing a law enforcement badge or a badge that may be mistaken as
6 law enforcement badge to any commissioner of the port authority.

7 The bill also prohibits a county from issuing a law enforcement
8 badge or a badge that may be mistaken as a law enforcement badge
9 to any county elected official who is not elected as a law
10 enforcement officer. Lastly, the bill prohibits a municipality and the
11 State from issuing a law enforcement badge or a badge that may be
12 mistaken as a law enforcement badge to any municipal or State
13 elected official.

14 The bill defines "law enforcement officer" to mean a person who
15 is empowered to act for the detection, apprehension, arrest,
16 conviction, detention, or rehabilitation of persons in violation of the
17 law.

18 The provisions of the bill take effect immediately, except that the
19 provision concerning the port authority is to take effect upon New
20 York enacting legislation with an identical effect. However, if New
21 York has already enacted legislation with an identical effect, that
22 provision is to take effect immediately.