

ASSEMBLY, No. 2058

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Co-Sponsored by:

Assemblywomen B.DeCroce, Vainieri Huttie, Murphy and Downey

SYNOPSIS

Requires disclosure by applicants for State employment of previous or ongoing criminal investigations.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning the hiring of State employees and
2 supplementing Title 11A of the New Jersey Statutes.

3

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

6

7 1. The commission shall create a form to be issued, in a manner
8 consistent with P.L.2014, c.32 (C.34:6B-11 et seq.), to every applicant
9 for public employment in the classified, unclassified, and senior
10 executive service of State government who has received a first
11 interview. The form shall inquire of the applicant whether the
12 applicant is or has ever been the subject of an investigation by any law
13 enforcement agency in this State for the commission of a crime under
14 Title 2C of the New Jersey Statutes; whether the investigation
15 concerns or concerned an accusation levied by another employee of
16 the State agency to which the applicant is applying; whether the
17 applicant was arrested, charged, indicted, or convicted pursuant to
18 such investigation; and the result of any subsequent appellate filings
19 concerning the applicant in relation thereto. The form shall further
20 inquire whether the applicant has ever been arrested, charged, indicted,
21 or convicted under N.J.S.2C:14-2 or N.J.S.2C:14-3.

22 For purposes of this section, “law enforcement agency” means a
23 county or municipal police department or force, a county corrections
24 department, a county sheriff's office, the police department of a State
25 agency, the State Department of Corrections, and the State Police.
26 “State agency” means any of the principal departments in the
27 Executive Branch of the State Government, and any division, board,
28 bureau, office, commission or other instrumentality within or created
29 by such department, and any independent State authority, commission,
30 instrumentality or agency.

31

32 2. This act shall take effect on the 60th day following
33 enactment.

34

35

36

STATEMENT

37

38 This bill requires the Civil Service Commission to create a form
39 pertaining to criminal investigations of applicants for State
40 employment that will be issued to every applicant for public
41 employment in the classified, unclassified, and senior executive
42 service of State government who has received a first interview.

43 The form must be included in the application process in a
44 manner consistent with “The Opportunity to Compete Act,” and
45 will ask the following: whether the applicant is or has ever been the
46 subject of a criminal investigation by any law enforcement agency
47 in this State; whether the investigation concerns or concerned an
48 accusation levied by another employee of the same State agency to

1 which the applicant is applying; whether the applicant was arrested,
2 charged, indicted, or convicted pursuant to that investigation; and
3 the result of any subsequent appellate filings. The form must also
4 inquire whether the applicant has ever been arrested, charged,
5 indicted, or convicted under N.J.S.2C:14-2 (Sexual Assault or
6 Aggravated Sexual Assault) and N.J.S.2C:14-3 (Criminal Sexual
7 Contact or Aggravated Criminal Sexual Contact).