

[First Reprint]

SENATE, No. 1482

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

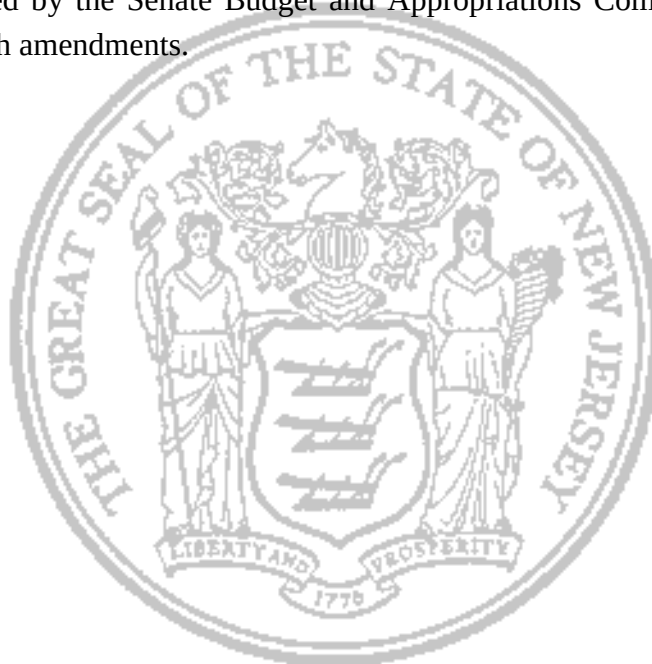
Senators Singleton, O'Scanlon, Greenstein and Ruiz

SYNOPSIS

Requires law enforcement agencies to provide internal affairs and personnel files of law enforcement officers to other agencies under certain circumstances.

CURRENT VERSION OF TEXT

As reported by the Senate Budget and Appropriations Committee on June 25, 2020, with amendments.



(Sponsorship Updated As Of: 6/25/2020)

1 AN ACT concerning law enforcement agencies and supplementing
2 Title 52 of the Revised Statutes.

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

6
7 1. a. ¹As used in this act, “law enforcement agency” means a
8 State, interstate, municipal, or county law enforcement agency; a law
9 enforcement agency of an educational institution that appoints law
10 enforcement officers pursuant to P.L.1970, c.211 (C.18A:6-4.2 et
11 seq.); or any other department, division, bureau, commission, board, or
12 other authority of this State or political subdivision thereof which
13 employs law enforcement officers.

14 b.¹ Prior to appointing an applicant who was previously employed
15 by another law enforcement agency in this State, every ¹**[State,**
16 **county, and municipal]**¹ law enforcement agency shall request the
17 files, including but not limited to internal affairs and personnel files, of
18 the applicant from each law enforcement agency that employed the
19 applicant. ¹Any confidential internal affairs files received by the law
20 enforcement agency that requested them shall remain confidential and
21 shall not be disclosed to any other party.¹

22 ¹**[b.] c.**¹ Every ¹**[State, county, and municipal]**¹ law enforcement
23 agency that receives a request pursuant to subsection ¹**[a.] b.**¹ of this
24 section shall provide the applicant’s files to the ¹**[State, county, or**
25 **municipal]**¹ law enforcement agency that requested them.

26 ¹**[c.] d.** Any provision of a contract entered into following the
27 effective date of this act that would prohibit a law enforcement agency
28 from providing files, including but not limited to internal affairs and
29 personnel files, to another law enforcement agency pursuant to this
30 section shall be deemed against public policy and unenforceable.

31 e.¹ The Attorney General shall issue ¹or amend¹ guidelines or
32 directives necessary to effectuate the provisions of this act.

33
34 2. This act shall take effect ¹**[on the first day of the fourth**
35 **month after enactment, but the Attorney General may take any**
36 **administrative action in advance of the effective date as may be**
37 **necessary]** immediately¹.

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SBA committee amendments adopted June 25, 2020.