

# SENATE, No. 1692

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED JUNE 14, 2004

**Sponsored by:**

**Senator NICHOLAS ASSELTA**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman JOHN C. GIBSON**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman BRIAN E. RUMPF**

**District 9 (Atlantic, Burlington and Ocean)**

**Assemblyman JEFF VAN DREW**

**District 1 (Cape May, Atlantic and Cumberland)**

**Co-Sponsored by:**

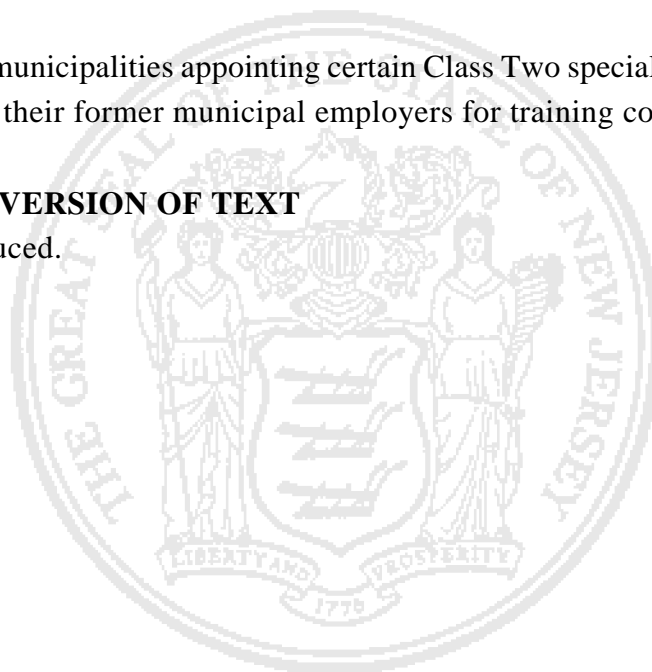
**Assemblymen Conover, Blee, Azzolina, Thompson, Connors and Bramnick**

**SYNOPSIS**

Requires municipalities appointing certain Class Two special police officers to reimburse their former municipal employers for training costs.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 3/15/2005)**

**S1692 ASSELTA**

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1 **AN ACT** concerning certain costs incurred in the training and hiring of  
2 certain law enforcement employees and supplementing chapter 14  
3 of Title 40A of the New Jersey Statutes.

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

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8 1. a. If a person appointed as a Class Two special resigns or  
9 refuses reappointment after serving less than 30 days with the  
10 municipality that incurred the costs of examining, training and initially  
11 hiring him and, within 120 days of that resignation, accepts an  
12 appointment as a Class Two special with another municipal law  
13 enforcement agency, that appointing municipality shall be liable to the  
14 officer's former municipal employer for the total certified costs  
15 incurred by the former employer in the examination, hiring, and  
16 training of the officer.

17 b. If a person appointed as a Class Two special resigns or refuses  
18 reappointment after serving less than two years with the municipality  
19 that incurred the costs of examining, training and initially hiring him  
20 and, within 120 days of that resignation or refusal of reappointment,  
21 accepts an appointment as a Class Two special with another municipal  
22 law enforcement agency, that appointing municipality shall be liable to  
23 the officer's former municipal employer for one-half of the total  
24 certified costs incurred by the former employer in the examination,  
25 hiring, and training of the officer.

26 c. Upon the appointment of a Class Two special subject to the  
27 provisions of this act, the appointing municipal law enforcement  
28 agency shall notify the officer's former employer immediately upon  
29 appointment and shall reimburse the former employer within 120 days  
30 of the receipt of the certified costs.

31 d. As used in this act:

32 "Class Two special" means a special law enforcement officer,  
33 appointed pursuant to P.L.1985, c.439 (C.40A:14-146.8 et seq.), who  
34 is authorized to exercise full powers and duties similar to those of a  
35 permanent, regularly appointed full-time law enforcement officer.

36 "Examination costs" means and includes, but is not limited to, the  
37 costs of all qualifying examinations and the public advertisements for  
38 these examinations; and

39 "Training costs" means the police training course fees and the base  
40 salary, if any, received while attending the police training course, as  
41 required by P.L.1961, c.56 (C.52:17B-66 et seq.) and P.L.1985, c.439  
42 (C.40A:14-146.8 et seq.).

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44 2. This act shall take effect immediately.

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STATEMENT

Under current law, if a permanent, full-time law enforcement officer is hired by another law enforcement agency within two years of his initial appointment, the agency that hired him must reimburse the law enforcement agency that incurred the examination and training costs associated with that officer's initial hiring.

The hiring agency's reimbursement liability depends upon the officer's length of service before resignation. If, for example, the officer serves 30 or less days with the agency that paid the examination and training costs associated with the officer's initial employment, the hiring agency is liable for 100% of those examination and training costs. If the officer serves more than 30 days, but less than two years, the hiring agency is liable for one-half of the officer's examination and training costs. The statute further stipulates that the hiring agency must reimburse the officer's former employer within 120 days of receiving notice of its reimbursement liability.

This bill would extend that reimbursement responsibility to include Class Two special law enforcement officers who resign or refuse reappointment with the municipality that initially hired them in order to take positions with different municipalities. The hiring municipality would be required to reimburse the municipality which initially hired the Class Two special for 100% of the costs that local unit incurred in examination and training costs if the officer served 30 or less days and, within 120 days, took a job with another municipality. Similarly, the hiring municipality would be liable for one-half of the costs associated with an officer's examination and training if that Class Two special served for less than two years and, within 120 days, took a job with another municipality.

As stipulated in the current law, this bill provides that the hiring municipality must reimburse the Class Two special's former employer within 120 days of receiving notice of its reimbursement liability.

Class Two specials are authorized to exercise full police powers and duties similar to those of a permanent, regularly appointed full-time law enforcement officer.