

P.L. 2007, CHAPTER 115, *approved July 18, 2007*
Senate, No. 2430 (*First Reprint*)

1 AN ACT concerning civil service examinations and proof of
2 **‘[veterans]’** status **‘[for certain active duty members of the**
3 **federal Armed Forces and reserve component thereof and**
4 **supplementing Title 11A of the New Jersey Statutes] as a**
5 **disabled veteran or veteran and amending N.J.S.11A:5-1**¹.
6

7 **BE IT ENACTED** *by the Senate and General Assembly of the State*
8 *of New Jersey:*
9

10 **‘[1. An active duty member of the Armed Forces of the United**
11 **States or a reserve component thereof who has been called to active**
12 **duty by order of the President of the United States or the Secretary**
13 **of the United States Department of Defense, shall receive veteran’s**
14 **preference under chapter 5 of Title 11A of the New Jersey Statutes,**
15 **for prospective appointment only, if that active duty member**
16 **submits proof of veteran status within three days for examinations**
17 **held in the year 2006 and within seven days each year thereafter, of**
18 **the date an open competitive eligible list, for which that member**
19 **received a passing score, is promulgated.]’**¹
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21 ¹1. N.J.S.11A:5-1 is amended to read as follows:

22 11A:5-1. As used in this chapter: a. “Disabled veteran” means
23 any veteran who is eligible to be compensated for a service-
24 connected disability from war service by the United States Veterans
25 Administration or who receives or is entitled to receive equivalent
26 compensation for a service-connected disability which arises out of
27 military or naval service as set forth in this chapter and who has
28 submitted sufficient evidence of the record of disability incurred in
29 the line of duty to the Adjutant General of the Department of
30 Military and Veterans' Affairs **[on or before the closing date for**
31 **filing an application for an examination] and received a**
32 **determination of status no later than eight days prior to the issuance**
33 **of an employment list, for which that individual received a passing**
34 **score on an examination;**

35 b. “Veteran” means any honorably discharged soldier, sailor,
36 marine or nurse who served in any army or navy of the allies of the
37 United States in World War I, between July 14, 1914 and November
38 11, 1918, or who served in any army or navy of the allies of the
39 United States in World War II, between September 1, 1939 and
40 September 2, 1945 and who was inducted into that service through

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:

¹Assembly AMV committee amendments adopted March 12, 2007.

1 voluntary enlistment, and was a citizen of the United States at the
2 time of the enlistment, and who did not renounce or lose his or her
3 United States citizenship; or any soldier, sailor, marine, airman,
4 nurse or army field clerk, who has served in the active military or
5 naval service of the United States and has been discharged or
6 released under other than dishonorable conditions from that service
7 in any of the following wars or conflicts and who has presented to
8 the Adjutant General of the Department of Military and Veterans'
9 Affairs sufficient evidence of the record of service **[on or before the**
10 **closing date for filing an application for an examination]** and
11 received a determination of status no later than eight days prior to
12 the issuance of an employment list, for which that individual
13 received a passing score on an examination:

14 (1) World War I, between April 6, 1917 and November 11,
15 1918;

16 (2) World War II, on or after September 16, 1940, who shall
17 have served at least 90 days beginning on or before December 31,
18 1946 in such active service, exclusive of any period of assignment
19 for a course of education or training under the Army Specialized
20 Training Program or the Navy College Training Program, which
21 course was a continuation of a civilian course and was pursued to
22 completion, or as a cadet or midshipman at one of the service
23 academies; except that any person receiving an actual service-
24 incurred injury or disability shall be classed a veteran whether or
25 not that person has completed the 90-day service;

26 (3) Korean conflict, on or after June 23, 1950, who shall have
27 served at least 90 days beginning on or before January 31, 1955, in
28 active service, exclusive of any period of assignment for a course of
29 education or training under the Army Specialized Training Program
30 or the Navy College Training Program, which course was a
31 continuation of a civilian course and was pursued to completion, or
32 as a cadet or midshipman at one of the service academies; except
33 that any person receiving an actual service-incurred injury or
34 disability shall be classed as a veteran, whether or not that person
35 has completed the 90-day service;

36 (4) Lebanon crisis, on or after July 1, 1958, who has served in
37 Lebanon or on board any ship actively engaged in patrolling the
38 territorial waters of that nation for a period, continuous or in the
39 aggregate, of at least 14 days commencing on or before November
40 1, 1958 or the date of termination of that conflict, as proclaimed by
41 the President of the United States or Congress, whichever date of
42 termination is the latest, in such active service; provided, that any
43 person receiving an actual service-incurred injury or disability shall
44 be classed as a veteran whether or not that person has completed the
45 14 days' service as herein provided;

46 (5) Vietnam conflict, on or after December 31, 1960, who shall
47 have served at least 90 days beginning on or before May 7, 1975, in
48 active service, exclusive of any period of assignment for a course of

1 education or training under the Army Specialized Training Program
2 or the Navy College Training Program, which course was a
3 continuation of a civilian course and was pursued to completion, or
4 as a cadet or midshipman at one of the service academies, and
5 exclusive of any service performed pursuant to the provisions of
6 section 511(d) of Title 10, United States Code, or exclusive of any
7 service performed pursuant to enlistment in the National Guard or
8 the Army Reserve, Naval Reserve, Air Force Reserve, Marine
9 Corps Reserve, or Coast Guard Reserve; except that any person
10 receiving an actual service-incurred injury or disability shall be
11 classed as a veteran, whether or not that person has completed the
12 90-day service as provided;

13 (6) Lebanon peacekeeping mission, on or after September 26,
14 1982, who has served in Lebanon or on board any ship actively
15 engaged in patrolling the territorial waters of that nation for a
16 period, continuous or in the aggregate, of at least 14 days
17 commencing on or before December 1, 1987 or the date of
18 termination of that mission, as proclaimed by the President of the
19 United States or Congress, whichever date of termination is the
20 latest, in such active service; provided, that any person receiving an
21 actual service-incurred injury or disability shall be classed as a
22 veteran whether or not that person has completed the 14 days'
23 service as herein provided;

24 (7) Grenada peacekeeping mission, on or after October 23,
25 1983, who has served in Grenada or on board any ship actively
26 engaged in patrolling the territorial waters of that nation for a
27 period, continuous or in the aggregate, of at least 14 days
28 commencing on or before November 21, 1983 or the date of
29 termination of that mission, as proclaimed by the President of the
30 United States or Congress, whichever date of termination is the
31 latest, in such active service; provided, that any person receiving an
32 actual service-incurred injury or disability shall be classed as a
33 veteran whether or not that person has completed the 14 days'
34 service as herein provided;

35 (8) Panama peacekeeping mission, on or after December 20,
36 1989 or the date of inception of that mission, as proclaimed by the
37 President of the United States or Congress, whichever date of
38 inception is earliest, who has served in Panama or on board any ship
39 actively engaged in patrolling the territorial waters of that nation for
40 a period, continuous or in the aggregate, of at least 14 days
41 commencing on or before January 31, 1990 or the date of
42 termination of that mission, as proclaimed by the President of the
43 United States or Congress, whichever date of termination is the
44 latest, in such active service; provided, that any person receiving an
45 actual service-incurred injury or disability shall be classed as a
46 veteran whether or not that person has completed the 14 days'
47 service as herein provided;

1 (9) Operation "Desert Shield/Desert Storm" mission in the
2 Arabian peninsula and the Persian Gulf, on or after August 2, 1990
3 or the date of inception of that operation, as proclaimed by the
4 President of the United States or Congress, whichever date of
5 inception is earliest, who has served in the Arabian peninsula or on
6 board any ship actively engaged in patrolling the Persian Gulf for a
7 period, continuous or in the aggregate, of at least 14 days
8 commencing on or before the date of termination of that mission, as
9 proclaimed by the President of the United States or Congress,
10 whichever date of termination is the latest, in such active service;
11 provided, that any person receiving an actual service-incurred injury
12 or disability shall be classed as a veteran whether or not that person
13 has completed the 14 days' service as herein provided;

14 (10) Operation Northern Watch and Operation Southern Watch,
15 on or after August 27, 1992, or the date of inception of that
16 operation, as proclaimed by the President of the United States,
17 Congress or United States Secretary of Defense, whichever date of
18 inception is earliest, who served in the theater of operation,
19 including in the Arabian peninsula and the Persian Gulf, and in
20 direct support of that operation for a period, continuously or in the
21 aggregate, of at least 14 days in such active service commencing on
22 or before the date of termination of that operation, as proclaimed by
23 the President of the United States, Congress or United States
24 Secretary of Defense, whichever date of termination is the latest;
25 provided, that any person receiving an actual service-incurred injury
26 or disability while engaged in such service shall be classed as a
27 veteran whether or not that person has completed the 14 days'
28 service as herein provided;

29 (11) Operation "Restore Hope" in Somalia, on or after December
30 5, 1992, or the date of inception of that operation as proclaimed by
31 the President of the United States or the Congress, whichever date
32 is earliest, who has served in Somalia or on board any ship actively
33 engaged in patrolling the territorial waters of that nation for a
34 period, continuously or in the aggregate, of at least 14 days in such
35 active service commencing on or before March 31, 1994; provided
36 that any person receiving an actual service-incurred injury or
37 disability shall be classed as a veteran whether or not that person
38 has completed the 14-day service as herein provided;

39 (12) Operations "Joint Endeavor" and "Joint Guard" in the
40 Republic of Bosnia and Herzegovina, on or after November 20,
41 1995, who served in such active service in direct support of one or
42 both of the operations for at least 14 days, continuously or in the
43 aggregate, commencing on or before June 20, 1998, and (1) was
44 deployed in that nation or in another area in the region, or (2) was
45 on board a United States naval vessel operating in the Adriatic Sea,
46 or (3) operated in airspace above the Republic of Bosnia and
47 Herzegovina; provided that any person receiving an actual service-

1 incurred injury or disability shall be classed as a veteran whether or
2 not that person completed the 14-day service requirement;

3 (13) Operation "Uphold Democracy" in Haiti, on or after
4 September 19, 1994, who served in Haiti or on board any ship
5 actively engaged in patrolling the territorial waters of that nation for
6 a period, continuously or in the aggregate, of at least 14 days in
7 such active service commencing on or before March 31, 1995, and
8 who received an Armed Forces Expeditionary Medal for such
9 service; provided, that any person receiving an actual service-
10 incurred injury or disability shall be classed as a veteran whether or
11 not that person has completed the 14 days' service as herein
12 provided or received an Armed Forces Expeditionary Medal;

13 (14) Operation "Enduring Freedom", on or after September 11,
14 2001, who served in a theater of operation and in direct support of
15 that operation for a period, continuously or in the aggregate, of at
16 least 14 days in such active service commencing on or before the
17 date the President of the United States or the United States
18 Secretary of Defense designates as the termination date of that
19 operation; provided, that any person receiving an actual service-
20 incurred injury or disability while engaged in such service shall be
21 classed as a veteran whether or not that person has completed the 14
22 days' service as herein provided; and

23 (15) Operation "Iraqi Freedom", on or after the date the President
24 of the United States or the United States Secretary of Defense
25 designates as the inception date of that operation, who served in
26 Iraq or in another area in the region in direct support of that
27 operation for a period, continuously or in the aggregate, of at least
28 14 days in such active service commencing on or before the date the
29 President of the United States or the United States Secretary of
30 Defense designates as the termination date of that operation;
31 provided, that any person receiving an actual service-incurred injury
32 or disability while engaged in such service shall be classed as a
33 veteran whether or not that person has completed the 14 days'
34 service as herein provided.

35 c. "War service" means service by a veteran in any war or
36 conflict described in this chapter during the periods specified.¹

37 (cf: P.L.2005, c.64, s.1)

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39 ¹2. (New section) Notwithstanding the provision of any other
40 law to the contrary, status as a disabled veteran or veteran for the
41 purposes of chapter 5 of Title 11A of the New Jersey Statutes with
42 regard to the 2006 Law Enforcement Examination may be
43 established as follows:

44 a. status as a disabled veteran or veteran established by the
45 Adjutant General of the Department of Military and Veterans'
46 Affairs for a candidate on or after March 30, 2006, the closing date
47 for that examination, and by December 16, 2006 shall be recognized

1 and applied to all certifications issued or to be issued for that
2 examination; and

3 b. status as a disabled veteran or veteran established by the
4 Adjutant General of the Department of Military and Veterans'
5 Affairs for a candidate on or after December 17, 2006 and by the
6 60th day after the date of enactment of P.L. , c. (pending before
7 the Legislature as this bill) shall be recognized and applied to all
8 certifications issued for that examination after the 60th day of
9 enactment.¹

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11 ¹[2.] 3.¹ This act shall take effect ¹the 60th day after
12 enactment, except that section 2 shall take effect¹ immediately.

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17 Changes when proof of veteran status is required for civil service
18 examinations for certain veterans.