

**AN ORDINANCE OF THE TOWNSHIP OF DEPTFORD AMENDING SECTION 19-8.4
WITHIN THE CODE OF THE TOWNSHIP OF DEPTFORD**

WHEREAS, the Township Council of the Township of Deptford, a municipal corporation in the County of Gloucester, State of New Jersey, finds that an amendment to Section 19-8.4 of the Deptford Township Code concerning leaves for injury in line of duty is appropriate; and

WHEREAS, Section 19-8.4 contains repealed statutes and authorities that require amendments to reflect the current statutory laws applicable as well as specification to medical verification requirements and duration of benefits.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of Deptford, in the County of Gloucester and State of New Jersey, as follows:

Section 1. 19-8.4 shall now be replaced in its entirety to read as follows:

§ 19-8.4 Leaves for injury in line of duty.

a. The Township Council shall, pursuant to N.J.S.A. 40A:9-7 and N.J.S.A. 40A:14-137, and subject to the terms and conditions hereinafter set forth, provide for an employee a leave absence of up to six (6) months, with a rate of pay corresponding to the coverage afforded by the Employer's applicable insurance provider(s), for those who shall be injured, ill or disabled resulting from or arising in the line of duty, provided that the examining physician appointed by the Township, shall certify to such injury, illness or disability. Such leave shall exclude those injuries which result from employee activities which would give rise to cause for either suspension or removal as enumerated in this chapter or as provided in N.J.S.A. 40A:9-22, et seq. and Rule 4:16 of the Civil Service Regulations.

b. In the event that the employee shall receive any temporary disability pursuant to the statutes governing the Workmen's Compensation Laws of the State of New Jersey, or elsewhere, such amounts received shall be deducted from the employee's weekly pay in order to determine the entitlement of that employee

c. The Township shall be subrogated to the extent of any recovery received by an employee as a result of this injury from a third party (excepting therefrom workmen's compensation award for permanent disability) or other policies of insurance, of any nature whatsoever, which in effect duplicate any payments made by the Township to the employee during the period of this injury.

d. A contract shall be executed between the employee and the Township, setting forth that the employee shall reimburse the Township from moneys he or she may receive in the form of workmen's compensation temporary benefits for a period of time which the Township may have already compensated him or her for, or from possible legal settlement from a

judgment against the person or persons responsible for the injury, and for any other recovery as outlined in paragraphs b. and c. herein.

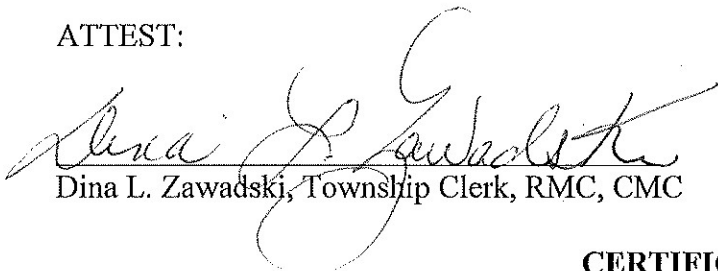
Section 2. All remaining provisions and requirements contained in Section 19 of the Deptford Township Code shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

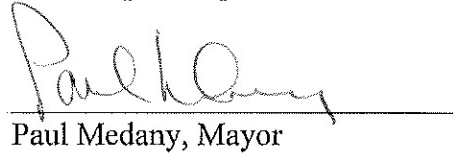
Section 4. If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The governing body of the Township of Deptford declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses, or phrases may be declared unconstitutional or invalid.

Section 5. The ordinance shall take effect immediately upon passage and publication according to law.

ATTEST:



 Dina L. Zawadski, Township Clerk, RMC, CMC

Township of Deptford


 Paul Medany, Mayor

CERTIFICATION

The foregoing Ordinance was introduced at a Work Session Meeting of Township Council of the Township of Deptford held on the 27th day of June, 2022 and will be considered for final passage and adoption at a Council Meeting at which time any person interested therein will be given an opportunity to be heard. Said meeting to be held on the 11th day of July, 2022 at the Municipal Building, 1011 Cooper Street, Deptford, New Jersey.


 Dina L. Zawadski, Township Clerk, RMC, CMC

RECORD OF VOTE – Introduction O.12.22				
Council Member	Yes	No	Abstain	Absent
Medany	✓			
Hufnell	✓			
Barnshaw	✓			
Belling	✓			
Lamb	✓			
Love	✓			
Schocklin	✓			

RECORD OF VOTE – Adoption O.12.22				
Council Member	Yes	No	Abstain	Absent
Medany	✓			
Hufnell	✓			
Barnshaw	✓			
Belling	✓			
Lamb	✓			
Love	✓			
Schocklin	✓			