

BOROUGH OF NEW PROVIDENCE
ORDINANCE 2018-09

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 79 OF THE CODE OF THE BOROUGH OF NEW PROVIDENCE ENTITLED ‘POLICE DEPARTMENT’”

BE IT ORDAINED by the Mayor and Council of the Borough of New Providence, in the County of Union and State of New Jersey as follows:

Section 1. Section 13 of Chapter 79, entitled “Powers, duties and compensation of special police officers” shall be amended to read in full as follows:

Special police officers shall be under the supervision and direction of the Chief of Police. They are not members of the Department and shall not be entitled to any rights or privileges of members of the Department. Special Police Officers are defined by the "Special Law Enforcement Officer Act," N.J.S.A. 40a:14-146.8 *et seq*, as amended by P.L. 2016, c.68, and will be appointed for a term not exceeding one year. The number of Special Class Two Officers appointed shall be limited to not more than twenty-five percent (25%) of the total number of regular police officers.

The Chief of Police may authorize Class One Special Law Enforcement Officers (SLEO1) to perform routine traffic detail, spectator control and similar duties and may also be authorized to issue summonses for disorderly person and petty disorderly persons offenses, violations of municipal ordinances, and violations of Title 39 of the Revised Statutes.

The Chief of Police may authorize Class Two Special Law Enforcement Officers (SLEO2) to exercise the same powers and authority as regular members of the Department, including the carrying of firearms and the power of arrest, while on-duty, provided such officers have been fully certified as successfully completing the appropriate training, to the extent permitted by statute.

The Chief of Police may authorize Class Three Special Law Enforcement Officers (SLEO3) to exercise full powers and duties similar to those of a permanent, regularly appointed full time police officer while providing security at a public or nonpublic school on the school premises during hours when the public or nonpublic school is normally in session or when it is occupied by public or nonpublic school students or their teachers or professors. While on duty in the jurisdiction of employment, an officer may respond to offenses or emergencies off school grounds if they occur in the officer's presence while traveling to a

school facility, but an officer shall not otherwise be dispatched or dedicated to any assignment off duty.

The powers, rights and duties of any special officer shall immediately cease at the expiration of the term for which they were appointed or upon the revocation of their appointment. The Mayor shall have the power to call upon special officers in cases of emergency or for any special duties and shall have the authority to appoint additional special or temporary officers in cases of emergency. Every special officer shall be fingerprinted and his/her fingerprints shall be filed with the Division of State Police and Federal Bureau of Investigation. The rate of compensation to be paid for services of special police officers shall be fixed by the Mayor and Council, from time to time, by ordinance.

Section 2. This Ordinance shall take effect twenty (20) days after final passage and publication in the manner as provided by law.

Introduced: August 13, 2018
Public Hearing: September 11, 2018
Adopted: September 11, 2018

BOROUGH OF NEW PROVIDENCE
COUNTY OF UNION
STATE OF NEW JERSEY

Attest:

Allen Morgan, Mayor

Wendi B. Barry, Clerk