



Legislation Details (With Text)

**File #:** 18-1172      **Version:** 1      **Name:** Group Affidavit for Budget EEOC 2018  
**Type:** Resolution      **Status:** Adopted  
**File created:** 7/16/2018      **In control:** Municipal Council and City Clerk  
**On agenda:** 7/17/2018      **Final action:** 7/17/2018  
**Title:** Dept/ Agency: Offices of Municipal Council/City Clerk  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Declaring Compliance  
Purpose: The Newark, New Jersey Municipal Council certification that hiring practices of the City of Newark are in compliance with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012).  
City Budget Year: 2018 Annual Budget  
Sponsor:  
Additional Information:  
N.J.S.A. 40A:4-5, P.L. 2017, C.183  
**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
7/17/2018	1	Municipal Council	Adopt	Pass

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**Sponsor:**  
**Additional Information:**  
N.J.S.A. 40A:4-5, P.L. 2017, C.183

**WHEREAS,** N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

**WHEREAS**, the Members of the Governing Body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

**NOW, THEREFORE BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, STATE OF NEW JERSEY, AS FOLLOWS:**

The Municipal Council of the City of Newark, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

The individual members of the Municipal Council shall execute the Group Affidavit Form for Municipalities and Counties.

**STATEMENT**

Resolution certifying compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012).