

A NEW JERSEY LEGISLATIVE SELECT OVERSIGHT COMMITTEE RESOLUTION authorizing the issuance of subpoenas and such other action as is necessary to further the Committee's review of the appropriateness of the Hudson County Prosecutor's actions to oversee the handling of the certain allegations of sexual assault and all aspects of the policies and procedures regarding the screening of prospective employees and continued employment in the public sector of certain persons.

WHEREAS, On October 29, 2018, pursuant to Senate Concurrent Resolution No. 148 (1R), the Senate and General Assembly constituted the New Jersey Legislative Select Oversight Committee as a special committee to review: a. upon completion of Attorney General's review but not later than January 5, 2019, the appropriateness of the Hudson County Prosecutor's actions to oversee the handling of the certain allegations of sexual assault by a government official who was a member of the Governor's transition team and was subsequently hired to serve in the Governor's administration; and b. all aspects of the policies and procedures regarding the screening of prospective employees and continued employment in the public sector of persons with questionable backgrounds, including any operations or practices concerning the handling of claims of sexual assault, abuse, or harassment; and

WHEREAS, The committee was conferred with all the powers pursuant to chapter 13 of Title 52 of the Revised Statutes, including, but not limited to, the power to issue subpoenas, to compel the attendance and testimony of persons and the production of books, papers, correspondence, other documents and materials, and electronic records and data, and to use any and all reasonable means of interviewing or fact gathering, including, but not limited to, preliminary conferences or interviews, provided that that no subpoena shall be issued by the committee without the written consent of both co-chairs, both vice co-chairs, the President of the Senate, and the Speaker of the General Assembly; now, therefore,

Be It Resolved by the New Jersey Legislative Select Oversight Committee:

1. a. The committee authorizes, upon the written consent of both co-chairs, both vice co-chairs, the President of the Senate, and the Speaker of the General Assembly, and in accordance with the Code of Fair Procedure, the issuance of subpoenas to compel the production of relevant documents and other information and to compel the attendance and testimony before the committee of any individuals with information relevant to the investigation.

b. Any documents and other information received by the committee shall be held in a secure central repository in the exclusive custody and control of the co-chairs. Upon notification of the other co-chair, and to the extent not inconsistent with any other law, such documents and other information shall only be released upon written consent of a co-chair. The President of the Senate and the Speaker of the General Assembly shall be granted access to documents and other information received by the committee.

2. The committee shall adhere to the General Assembly Rules, adopted on January 9, 2018. This resolution shall not be construed as a limitation on either the powers of the committee or its co-chairs under the General Assembly Rules and specifically under Senate Concurrent Resolution No. 148 (1R) of 2018, which authorized this investigation and granted subpoena powers.

3. To aid the committee in carrying out its investigation, the co-chairs of the committee are authorized, on behalf of the committee to:

a. engage the assistance of the Office of Legislative Services;

b. with the approval of the President of the Senate and the Speaker of the General Assembly, engage any outside resources or services, including but not limited to, legal counsel and process servers, and to incur miscellaneous expenses related thereto;

c. pursue any legal redress available pursuant to Senate Concurrent Resolution No. 148 (1R) for noncompliance with a subpoena;

d. agree to conditions on evidence gathering as necessary and appropriate;

e. respond to any judicial or other process, or to make application to the courts of this State, any other state, or the United States;

f. respond to Open Public Records Act requests;

g. report possible violations of any law to appropriate federal, State, or local authorities; and

h. report possible violations of any ethics rules, regulations, or codes to the appropriate body.

4. A copy of this resolution shall be delivered to the Secretary of the Senate and the Clerk of the General Assembly.

Adopted November 8, 2018.