

**NOTICE OF PENDING ORDINANCE**

**ORDINANCE NO. 09-1262**

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Tinton Falls, in the County of Monmouth, State of New Jersey, held on Tuesday, January 20, 2009. This Ordinance will be further considered for adoption, after the public hearing is held thereon, at a meeting of the Borough Council to be held on Tuesday, February 17, 2009, in the Municipal Center, 556 Tinton Avenue, Tinton Falls, NJ beginning at 7:30 o'clock P.M. During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office to the members of the public who shall request the same.

KAREN MOUNT-TAYLOR, RMC, CMC

PLEASE PUBLISH IN FULL ON: JANUARY 22, 2009

**AN ORDINANCE OF THE BOROUGH OF TINTON FALLS, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING ORDINANCE NO. 07-1228 FOR BOROUGH VOLUNTEER RECREATION PERSONNEL FOR CRIMINAL HISTORY BACKGROUND CHECKS.**

**WHEREAS**, the Borough Council of the Borough of Tinton Falls adopted Ordinance No. 07-1228 on September 18, 2007, providing for the establishment of criminal history background checks for persons involved in recreation and volunteer activities within the Borough of Tinton Falls, and;

**WHEREAS**, the Borough Administrator of the Borough of Tinton Falls has recommended certain changes to that Ordinance to allow the criminal background checks without the need for fingerprinting, as a more cost effective means for performing such background checks, and'

**WHEREAS**, the Borough Council of the Borough of Tinton Falls deems it in the best interest of the Borough of Tinton Falls to amend the originating Ordinance to allow for such alternative background checks,

**NOW, THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Tinton Falls that Ordinance No. 07-1228, in the applicable portions, is hereby amended as follows (in bold print):

**Section 1.**

**CRIMINAL HISTORY RECORD BACKGROUND CHECK-** A determination of whether a person has a criminal record by cross-referencing that person's name and fingerprints, *if applicable*, with those on file with the Federal Bureau of Investigation Division and the State Bureau of identification in the Division of State Police.

**Section 4: SUBMISSION AND EXCHANGE OF BACKGROUND INFORMATION PERTAINING TO VOLUNTEER COACHES.**

A. Prospective or current volunteer coaches of nonprofit youth-serving organizations for cosponsored programs shall submit their names, addresses, fingerprints *(if requested by the Borough)*, written consent, and any other necessary information to the organization for the criminal history record background check to be performed. The organization shall submit this documentation to the Director of Recreation, who shall coordinate the background check and refer the information to the State Bureau of Investigation for the background check. The Director of Recreation or designee shall be responsible for obtaining the above information for all prospective and current volunteer coaches for all nonprofit youth-serving organizations, both sponsored and cosponsored programs. Thereafter, all information required for subsequent background checks shall be submitted to the Borough of Tinton Falls Division of Recreation, who shall coordinate criminal background checks every 24 to 36 months, not to exceed 36 months after the date of the initial check.

All other portions of the Ordinance are hereby ratified and deemed in full force and effect. This Ordinance shall take effect upon its final passage and publication as provided by law.

**This Ordinance shall become effective twenty (20) days after it has been adopted and published in accordance with applicable law.**