

February 5, 1970

LEGISLATIVE HISTORY OF R.S. 2A:90-4
(Assault and battery upon law enforcement officer)

COPY NO. I

Previous bills introduced:

- 1961 - #738 - Introduced August 28, 1961 by entire Democratic delegation.
No action on the bill.
- 1961 - S240 - Introduced August 28 by Ridolfi, Waddington, Weber, Grossi, Cowgill, Lynch.
Died in Senate Committee.
- 1962 - A48 - Introduced January 16 by Assemblyman Brady (and 7 others)
Passed Assembly.
Reached 2d reading in Senate.

The bill which became law was:

- L. 1962 - Chapter 39, S74
Introduced January 22 by Senators Waddington, Lynch, Cowgill, Grossi and Ridolfi.
No Statement.
Not amended during passage.

No hearings or reports were located on the bill.

We searched the following without success:

Clipping file
New Jersey Law Journal
New Jersey Judicial Conference, 1961, 1962
New Jersey Municipalities, 1960, 1961, 1962

You may be interested in the following 1964 bill which passed both houses and was vetoed by the Governor.

- 1964 - A638
Introduced April 13, 1964 by Fisher, Keith and Hiering.
Bill had statement. (copy enclosed)
Veto message. (copy enclosed)

1967 Amendments.

- L. 1967 - C.183 - S.481 (copy enclosed)
Introduced by Ridolfi.
Approved July 27, 1967, Chapter 183.
Not amended during passage.
No statement on the bill.

974.905 (15) Legislative Bulletin
L51 May 10, 1967,
p. 7

- L. 1967 - C.262 - S.528 (copy enclosed)
Introduced by Hughes.
Approved January 8, 1968, Chapter 262.
Not amended during passage.
Statement reads as follows:

This bill would add firemen and ambulance, first-aid, and medical personnel to the categories of public servants (now limited to law enforcement officers), an assault and battery upon whom during the performance of their duties constitutes a high misdemeanor. A high misdemeanor is punishable under section 2A:85-6 of the New Jersey Statutes by a fine of not more than \$2,000.00, or imprisonment for not more than 7 years, or both.

We searched the following without success:

New Jersey Judicial Conference - 1966, 1967.
New Jersey Law Journal - 1967.
New Jersey Municipalities - 1967.

JH/EH

CHAPTER 183 LAWS OF N. J. 1967

APPROVED 7-27-67

SENATE, No. 481

STATE OF NEW JERSEY

INTRODUCED APRIL 24, 1967

By Senator RIDOLFI

(Without Reference)

AN ACT to amend "An act concerning crimes and supplementing chapter 90 of Title 2A of the New Jersey Statutes," approved May 10, 1962 (P. L. 1962, c. 39).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 1 of the act of which this act is amendatory is amended
2 to read as follows:

3 1. Any person who commits an assault and battery upon any
4 State, county or municipal officer, *or any public school law enforce-*
5 *ment officer*, or *any* other law enforcement officer, acting in the per-
6 formance of his duties while in uniform or exhibiting evidence of
7 his authority, is guilty of a high misdemeanor.

1 2. This act shall take effect immediately.

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 20, 1967

By Senator HUGHES

(Without Reference)

AN ACT to amend "An act concerning crimes and supplementing chapter 90 of Title 2A of the New Jersey Statutes," approved May 10, 1962 (P. L. 1962, c. 39).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 1 of the act of which this act is amendatory is amended
2 to read as follows:

3 Any person who commits an assault and battery upon:

4 a. Any State, county or municipal police officer, or any public
5 school law enforcement officer, or any other law enforcement officer,
6 acting in the performance of his duties while in uniform or
7 exhibiting evidence of his authority **[.]**; or

8 b. *Any paid or volunteer fireman acting in the performance of*
9 *his duties while in uniform, or while riding in or upon a fire engine,*
10 *hook and ladder truck or other fire-fighting apparatus or equip-*
11 *ment, or while actively engaged in abating or quelling a fire, or*
12 *while otherwise clearly identifiable as being engaged in the per-*
13 *formance of the duties of a fireman; or*

14 c. *Any member of an ambulance, rescue, first-aid, or emergency*
15 *squad or corps; or any physician, nurse, medical assistant, or em-*
16 *ployee of a hospital, clinic, or ambulance service; acting in the*
17 *performance of his duties while in uniform; or while wearing an*
18 *armband or other clearly visible identification indicating his status*
19 *as a person engaged in emergency, first-aid, or medical services;*
20 *or while riding in or upon, or entering or leaving, any clearly*
21 *identifiable ambulance or other emergency vehicle—*

22 Is guilty of a high misdemeanor.

1 2. This act shall take effect immediately.

EXPLANATION—Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

STATEMENT

This bill would add firemen and ambulance, first-aid, and medical personnel to the categories of public servants (now limited to law enforcement officers), an assault and battery upon whom during the performance of their duties constitutes a high misdemeanor. A high misdemeanor is punishable under section 2A:85-6 of the New Jersey Statutes by a fine of not more than \$2,000.00, or imprisonment for not more than 7 years, or both.