

2C: 21-2.2

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2C:21-2.2

(Law enforcement-- badges-- certain-- prohibit sale, purchase or borrowing)

CHAPTER 29

Laws Of: 1987

Bill No: A1739

Sponsor(s): Pelly

Date Introduced: Pre-filed

Committee: Assembly: Law, Public Safety, Defense and Corrections

Senate: Law, Public Safety & Defense

Amended during passage: Yes

Date of Passage: Assembly: October 20, 1986

Senate: December 18, 1986

Date of Approval: January 27, 1987

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

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[OFFICIAL COPY REPRINT]
ASSEMBLY, No. 1739

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman PELLY

AN ACT prohibiting the sale ***[and]*** *,* purchase*, *giving or lending** of certain law enforcement agency badges and supplementing chapter 21 of Title 2C of the New Jersey Statutes.

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

1 1. It shall be a disorderly persons offense to:

2 a. Sell a law enforcement agency badge, the prescribed form of
3 which is presently in use or has been in use in New Jersey during
4 any of the five years preceding the sale, to a person other than
5 a member of a law enforcement agency who presents a letter
6 authorizing the purchase, signed by the commanding officer of
7 that law enforcement agency; ***[or]***

8 b. Purchase a law enforcement agency badge, described in sub-
9 section a. of this section, unless the purchaser is a member of a
10 law enforcement agency who presents a letter authorizing the pur-
11 chase, signed by the commanding officer of that law enforcement
12 agency***[.]*** *; *or**

13 **c. Give or lend a law enforcement agency badge described in*
14 *subsection a. of this section, unless the person to whom a badge was*
15 *given or loaned is a member of a law enforcement agency who pre-*
16 *sents a letter authorizing the transfer, signed by the commanding*
17 *officer of that law enforcement agency.**

1 2. This act shall take effect immediately.

LAW AND PUBLIC SAFETY—GENERAL

Prohibits transfer of certain law enforcement badges without authorization.

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

Matter printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Assembly committee amendments adopted September 29, 1986.

ASSEMBLY, No. 1739

Introduced Pending Technical Review by Legislative Counsel
PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman PELLY

ASSEMBLY, No. 3455

STATE OF NEW JERSEY

INTRODUCED APRIL 29, 1985

By Assemblymen PELLY and PATERNITI

AN ACT prohibiting the sale and purchase of certain law enforcement agency badges and supplementing chapter 21 of Title 2C of the New Jersey Statutes.

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

1 1. It shall be a disorderly persons offense to:

2 a. Sell a law enforcement agency badge, the prescribed form of
3 which is presently in use or has been in use in New Jersey during
4 any of the five years preceding the sale, to a person other than
5 a member of a law enforcement agency who presents a letter
6 authorizing the purchase, signed by the commanding officer of
7 that law enforcement agency; or

8 b. Purchase a law enforcement agency badge, described in sub-
9 section a. of this section, unless the purchaser is a member of a
10 law enforcement agency who presents a letter authorizing the pur-
11 chase, signed by the commanding officer of that law enforcement
12 agency.

1 2. This act shall take effect immediately.

STATEMENT

The possession, by persons other than law enforcement personnel, of official badges poses a threat to the public safety. This bill would make the sale and purchase of law enforcement agency badges to or by persons other than members of law enforcement agencies who are authorized in writing to purchase these badges, a disorderly persons offense. It is not, however, the intent of the bill to extend this prohibition to antique dealers and collectors of police memorabilia as long as these persons are dealing in badges whose designs are out of date.

ASSEMBLY LAW, PUBLIC SAFETY, DEFENSE AND
CORRECTIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1739

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 29, 1986

The Assembly Law, Public Safety, Defense and Corrections Committee favorably reports Assembly Bill No. 1739 with amendments.

As amended, Assembly Bill No. 1739 prohibits the sale, purchase, giving or lending of law enforcement badges by persons other than authorized law enforcement officers. Law enforcement badges which are presently in use, or which have been in use during the five years preceding a sale, may only be transferred to a law enforcement officer who presents a letter of authorization from his commanding officer. A violation of the provisions of this bill would be a disorderly persons offense.

The committee amended the bill to include within its prohibition the giving or lending of a law enforcement badge.

This bill was pre-filed for introduction in the 1986 session pending technical review. As reported the bill includes the changes required by technical review which has been performed.

SENATE LAW, PUBLIC SAFETY AND DEFENSE
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1739

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STATE OF NEW JERSEY

DATED: NOVEMBER 17, 1986

The Senate Law, Public Safety and Defense Committee favorably reports Assembly Bill No. 1739 OCR.

This bill prohibits the sale, purchase, giving or lending of law enforcement agency badges currently in use or in use in New Jersey during any of the five years preceding the transaction unless the person to whom the badge is sold, lent, or given or the person by whom the badge is purchased is a member of a law enforcement agency who presents a letter signed by the commanding officer of that law enforcement agency and authorizing the transaction.

A violation of the bill's provisions is a disorderly persons offense, which carries a penalty of imprisonment for up to six months, a fine of up to \$1,000.00, or both.