

2A:153-4.1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2A:153-4.1 (Graffiti-- detection and apprehension-- allow municipality to offer rewards)

CHAPTER 45

Laws Of: 1987

Bill No: S1140/A1996

Sponsor(s): Lesniak and Girgenti

Date Introduced: Pre-filed

Committee: **Assembly:** Municipal Government
Senate: County and Municipal Government

Amended during passage: Yes Senate committee substitute (OCR) enacted.

Date of Passage: **Assembly:** December 11, 1986
Senate: September 29, 1986

Date of Approval: February 19, 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: Yes

Following were printed:

Reports: No

Hearings: No

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 SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1140 and ASSEMBLY, No. 1996
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STATE OF NEW JERSEY

ADOPTED: SEPTEMBER 8, 1986

By Senator LESNIAK and Assemblyman GIRGENTI

AN ACT concerning acts of graffiti and supplementing chapter 153
 of Title 2A of the New Jersey Statutes.

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

1 1. The governing body of any municipality may, by ordinance,
 2 provide for the offering of rewards not exceeding \$500.00 each, for
 3 the detection and apprehension of any person guilty of purposely
 4 or knowingly damaging tangible property **of another** by an act
 5 of graffiti **in violation of N. J. S. 2C:17-3**. A reward is to be pay-
 6 able after conviction out of those funds of the municipality made
 7 available therefor. The reward shall be paid to any person who
 8 the governing body, acting upon the recommendation of the mu-
 9 nicipal chief of police or other principal municipal law enforcement
 10 officer, may deem entitled thereto, but no reward shall be paid to
 11 any public employee whose duty it is to investigate or to enforce
 12 the law or to the employee's spouse, child or parent, living in the
 12A same household.

13 For the purposes of this act, "act of graffiti" means the drawing,
 14 painting or the making of any inscription on a bridge, building,
 15 public transportation vehicle, rock, wall, sidewalk, street or other
 16 exposed surface on public or private property without the permis-
 17 sion of the owner.

1 2. This act shall take effect immediately.

CRIME—INVESTIGATION, ARREST, PROSECUTION

Permits municipalities to offer reward for detection and apprehen-
 sion of graffiti offenders.

Matter printed in italics *thus* is new matter.

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

*—Assembly committee amendments adopted October 20, 1986.

ASSEMBLY, No. 1996

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 13, 1986

By Assemblymen GIRGENTI and MARSELLA

AN ACT concerning acts of graffiti and supplementing chapter 153
of Title 2A of the New Jersey Statutes.

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

1 1. The governing body of any municipality may, by ordinance,
2 provide for the offering of rewards not exceeding \$100.00 each,
3 for the detection and apprehension of any person guilty of pur-
4 posely or knowingly damaging tangible property by an act of
5 graffiti. A reward is to be payable after conviction, out of those
6 funds of the municipality as may be applicable thereto. The reward
7 shall be paid to any person who the governing body, acting upon
8 a recommendation of the municipal chief of police or other principal
9 law enforcement officer of the municipality, may deem entitled
10 thereto, but no reward shall be paid to any public employee whose
11 duty is to investigate or to enforce the law or to the employee's
12 spouse, child or parent, living in the same household.

13 For the purposes of this act, "act of graffiti" means the draw-
14 ing, painting or the making of any inscription on a bridge, building,
15 public transportation vehicle, wall, sidewalk, street or other ex-
16 posed surface on public or private property without the permission
17 of the owner.

1 2. This act shall take effect immediately.

STATEMENT

This bill permits the governing body of any municipality to offer
a reward of up to \$100.00 for the detection and apprehension of
persons guilty of acts of graffiti.

CRIME—INVESTIGATION, ARREST, PROSECUTION

Rewards for arrest, graffiti.

Permits municipalities to offer a \$100.00 reward for detection and apprehension of graffiti offenders.

SENATE, No. 1140

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

By Senator LESNIAK

SENATE, No. 2805

STATE OF NEW JERSEY

INTRODUCED MARCH 7, 1985

By Senator LESNIAK

Referred to Committee on County and Municipal Government

AN ACT concerning acts of graffiti and supplementing chapter 153
of Title 2A of the New Jersey Statutes.

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

1 1. The governing body of any municipality may by ordinance
2 provide for the offering of rewards not exceeding \$500.00 for the
3 detection and apprehension of any person guilty of purposely or
4 knowingly damaging tangible property by an act of graffiti; the
5 reward is to be payable after conviction out of those funds of the
6 municipality as may be applicable thereto. The reward shall be
7 paid to any person who the governing body may deem entitled
8 thereto, but no reward may be paid to any public employee whose
9 duty it is to investigate or to enforce the law or to the employee's
10 spouse, child or parent, living in the same household.

11 For the purposes of this act, "act of graffiti" means the draw-
12 ing, painting or the making of any inscription on a bridge, build-
13 ing, public transportation vehicle, rock, wall or other exposed
14 surface on public or private property without the permission of
15 the owner.

1 2. This act shall take effect immediately.

STATEMENT

This bill permits the governing body of any municipality to offer a reward of up to \$500.00 for the detection and apprehension of persons guilty of acts of graffiti under certain circumstances.

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE
STATEMENT TO
SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1140 and ASSEMBLY, No. 1996
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with Assembly committee amendment

STATE OF NEW JERSEY

DATED: OCTOBER 20, 1986

The Assembly Municipal Government Committee favorably reports Senate Bill No. 1140 and Assembly Bill No. 1996 (OCR) with Aca.

This bill permits a municipality, by ordinance, to offer rewards not exceeding \$500.00 each, for the detection and apprehension of any person guilty of purposely or knowingly damaging tangible property of another by an act of graffiti. The reward is to be paid after conviction, and upon recommendation of the principal municipal law enforcement officer.

An “act of graffiti” is defined in the bill as “the drawing, painting or making of any inscription on a bridge, building, public transportation vehicle, rock, wall, sidewalk, street or other exposed surface on public or private property without permission of the owner.”

The committee amended the bill to specify the particular section of the code of criminal justice under which an “act of graffiti,” as defined in the bill, would be found. That section is N. J. S. 2C:17-3, criminal mischief. This amendment is necessary because by itself an act of graffiti does not constitute a violation of the law; therefore no conviction for that particular act could be obtained. As amended, the bill provides for the payment of an award after conviction of the offense of criminal mischief, in violation of N. J. S. 2C:17-3, by means of an act of graffiti.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO
SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1140 and ASSEMBLY, No. 1996
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STATE OF NEW JERSEY

DATED: SEPTEMBER 8, 1986

The Senate County and Municipal Government Committee reports favorably the Senate Committee Substitute for Senate Bill No. 1140 and Assembly Bill No. 1996 OCR.

Senate Committee Substitute for Senate Bill No. 1140 and Assembly Bill No. 1996 OCR permits the governing body of any municipality to offer a reward of up to \$500.00 for the detection and apprehension of persons guilty of acts of graffiti.

Under the provisions of the committee substitute, the governing body may pay the reward upon conviction of a person for an act of graffiti. However, no reward shall be paid to any public employee whose responsibility it is to investigate or enforce the law or to any member of the public employee's household.



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Release: WED., FEB. 25, 1987

Governor Thomas H. Kean signed the following legislation:

AJR-14, sponsored by Assemblyman Joseph Palaia, R-Monmouth, establishes a 14 member commission to study the services and programs available to hearing impaired children.

The 14 member commission, to be organized by the Director of the Division of the Deaf, will be made up of two members of the Senate, two members of the Assembly, six public members appointed by the Governor, two of whom shall be hearing impaired and two who shall be advocates for services to the hearing impaired, the Director of the Division of the Deaf and the Commissioners of Education, Health and Human Services.

There are approximately 1,800 school age children in New Jersey who are classified by public school districts as suffering from hearing impairment.

The resolution is effective immediately.

S-1140/A-1996, sponsored by Senator Raymond Lesniak, D-Union and Assemblyman John Girgenti, D-Passaic, permits the governing body of any municipality to offer a reward of up to \$500 for the detection and apprehension of any person guilty of criminal mischief by means of an act of "graffiti."

It is hoped that this law will assist law enforcement in the difficult task of apprehending those who deface the property of others.

The bill shall take effect immediately.

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S-1148, sponsored by Senator Raymond Lesniak, D-Union and Assemblyman Charles Catrillo, R-Hudson, creates a "rebuttable presumption" that a person charged with operating a motor vehicle without insurance was actually uninsured at the time of the offense unless he fails to produce at trial a valid insurance identification card or insurance policy in force at the time of the offense.

The legislation is effective immediately.

A-1646, sponsored by Assemblyman Harry McEnroe, D-Essex, establishes a procedure for the reimbursement of counties and municipalities that incur the costs of training police personnel who are subsequently hired by another county or municipality.

The legislation is effective immediately.

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