

COMMITTEE STATEMENT:	ASSEMBLY:	Yes
	SENATE:	No
FLOOR AMENDMENT STATEMENTS:		No
LEGISLATIVE FISCAL ESTIMATE:		No
VETO MESSAGE:		No
GOVERNOR'S PRESS RELEASE ON SIGNING:		No

FOLLOWING WERE PRINTED:

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REPORTS:	No
HEARINGS:	No
NEWSPAPER ARTICLES:	Yes

"Electronic stalking now illegal under new measure," 8-25-2001 Philadelphia Inquirer, p. B2

SENATE, No. 853

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED JANUARY 31, 2000

Sponsored by:

Senator SHARPE JAMES

District 29 (Essex and Union)

Senator WAYNE R. BRYANT

District 5 (Camden and Gloucester)

SYNOPSIS

Creates the offense of tampering with electronic device installed in police patrol cars.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning police tampering with electronic equipment and
2 supplementing chapter 28 of Title 2C.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. A law enforcement officer commits a crime of the fourth degree
8 if he alters, destroys, conceals, removes or disables any camera or
9 other monitoring device installed in a patrol vehicle including any
10 videotape or film used for such a device.

11

12 2. This act shall take effect immediately.

13

14

15

STATEMENT

16

17 This bill makes it a crime of the fourth degree for a law
18 enforcement officer to alter, conceal, destroy, remove or disable a
19 camera or other monitoring device installed in a patrol vehicle
20 including any videotape, or film used for such a device. A crime of the
21 fourth degree is punishable by up to 18 months imprisonment, a fine
22 of up to \$10,000 or both.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

SENATE, No. 853

STATE OF NEW JERSEY

DATED: NOVEMBER 13, 2000

The Senate Judiciary Committee reports favorably Senate Bill No. 853.

This bill makes it a crime of the fourth degree for a law enforcement officer to alter, conceal, destroy, remove, or disable a camera or other monitoring device installed in a patrol vehicle including any videotape or film used for such a device.

STATEMENT TO
SENATE, No. 853

with Senate Floor Amendments
(Proposed By Senator JAMES)

ADOPTED: DECEMBER 18, 2000

As introduced S853 would have made it a crime of the fourth degree for a law enforcement officer to alter, conceal, destroy, remove, or disable a camera or other monitoring device installed in a patrol vehicle including any videotape or film used for such a device. These amendments would amend N.J.S.2C:28-7 and make the offense applicable to any person who purposely and unlawfully tampers with a monitoring device installed in a patrol car.

[First Reprint]

SENATE, No. 853

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JANUARY 31, 2000

Sponsored by:

Senator SHARPE JAMES

District 29 (Essex and Union)

Senator WAYNE R. BRYANT

District 5 (Camden and Gloucester)

Co-Sponsored by:

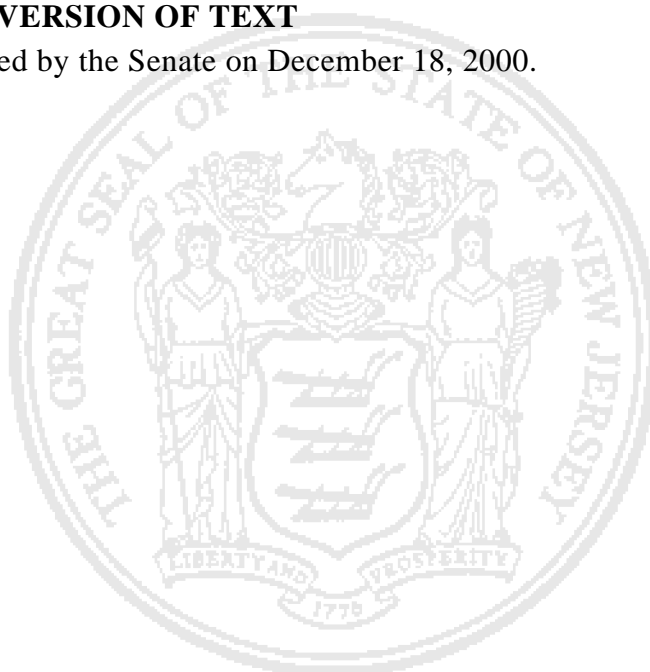
Assemblyman Stanley

SYNOPSIS

Makes it a crime of the fourth degree to tamper with electronic device installed in police patrol cars.

CURRENT VERSION OF TEXT

As amended by the Senate on December 18, 2000.



(Sponsorship Updated As Of: 6/29/2001)

1 AN ACT concerning police tampering with electronic equipment and
2 ¹[supplementing chapter 28 of Title 2C] amending N.J.S.2C:28-7¹.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 ¹[1. A law enforcement officer commits a crime of the fourth
8 degree if he alters, destroys, conceals, removes or disables any camera
9 or other monitoring device installed in a patrol vehicle including any
10 videotape or film used for such a device.]¹

11

12 ¹1. N.J.S.2C:28-7 is amended to read as follows:

13 2C:28-7. Tampering with public records or information. a. Offense
14 defined. A person commits an offense if he:

15 (1) Knowingly makes a false entry in, or false alteration of, any
16 record, document or thing belonging to, or received or kept by, the
17 government for information or record, or required by law to be kept
18 by others for information of the government;

19 (2) Makes, presents, offers for filing, or uses any record, document
20 or thing knowing it to be false, and with purpose that it be taken as a
21 genuine part of information or records referred to in paragraph (1);
22 or

23 (3) Purposely and unlawfully destroys, conceals, removes,
24 mutilates, or otherwise impairs the verity or availability of any such
25 record, document or thing.

26 b. Grading. An offense under [this section] subsection a. is a
27 disorderly persons offense unless the actor's purpose is to defraud or
28 injure anyone, in which case the offense is a crime of the third degree.

29 c. A person commits a crime of the fourth degree if he purposely
30 and unlawfully alters, destroys, conceals, removes or disables any
31 camera or other monitoring device including any videotape, film or
32 other medium used to record sound or images that is installed in a
33 patrol vehicle.¹

34 (cf: N.J.S.2C:28-7).

35

36 2. This act shall take effect immediately

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate floor amendments adopted December 18, 2000.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 853

STATE OF NEW JERSEY

DATED: JUNE 21, 2001

The Assembly Appropriations Committee reports favorably Senate Bill No. 853 (1R).

Senate Bill No. 853 (1R) makes it a crime of the fourth degree for any person to purposely and unlawfully alter, destroy, conceal, remove or disable any camera or other monitoring device including any videotape, film or other medium used to record sound or images that is installed in a patrol vehicle. A crime of the fourth degree is punishable by up to 18 months imprisonment, a fine of up to \$10,000 or both.

As reported by the committee, the bill is identical to Assembly Bill No. 943, as amended and reported by the committee.

FISCAL IMPACT:

This bill was not certified as requiring a fiscal note. It has no necessary effect on State or local revenue or expenditures. It is not anticipated that the increased incarceration, if any, will have an appreciable effect on corrections costs or that the fines imposed, if any, will have an appreciable fiscal impact.

ASSEMBLY, No. 943

STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblyman CRAIG A. STANLEY

District 28 (Essex)

SYNOPSIS

Creates the offense of tampering with electronic device installed in police patrol cars.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning police tampering with electronic equipment and
2 supplementing chapter 28 of Title 2C.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. A law enforcement officer commits a crime of the fourth degree
8 if he alters, destroys, conceals, removes or disables any camera or
9 other monitoring device installed in a patrol vehicle including any
10 videotape, or film used for such a device.

11

12 2. This act shall take effect immediately.

13

14

15

STATEMENT

16

17 This bill makes it a crime of the fourth degree for a law
18 enforcement officer to alter, conceal, destroy, remove or disable a
19 camera or other monitoring device installed in a patrol vehicle
20 including any videotape, or film used for such a device. A crime of the
21 fourth degree is punishable by up to 18 months imprisonment, a fine
22 of up to \$10,000 or both.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 943

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: JUNE 21, 2001

The Assembly Appropriations Committee reports favorably Assembly Bill No. 943 with committee amendments.

Assembly Bill No. 943, as amended, makes it a crime of the fourth degree for any person to purposely and unlawfully alter, destroy, conceal, remove or disable any camera or other monitoring device including any videotape, film or other medium used to record sound or images that is installed in a patrol vehicle. A crime of the fourth degree is punishable by up to 18 months imprisonment, a fine of up to \$10,000 or both.

As amended and reported by the committee, the bill is identical to Senate Bill No. 853 (1R), as also reported by the committee.

FISCAL IMPACT:

This bill was not certified as requiring a fiscal note. It has no necessary effect on State or local revenue or expenditures. It is not anticipated that the increased incarceration, if any, will have an appreciable effect on corrections costs or that the fines imposed, if any, will have an appreciable fiscal impact.

COMMITTEE AMENDMENTS:

The amendments make the offense applicable to any person; as introduced, the bill was limited to the actions of law enforcement officers.

This bill was prefiled for introduction in the 2000 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

[First Reprint]

ASSEMBLY, No. 943

STATE OF NEW JERSEY
209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblyman CRAIG A. STANLEY

District 28 (Essex)

SYNOPSIS

Makes it a crime of the fourth degree to tamper with electronic device installed in police patrol cars.

CURRENT VERSION OF TEXT

As reported by the Assembly Appropriations Committee on June 21, 2001, with amendments.



1 AN ACT concerning police tampering with electronic equipment and
2 ¹[supplementing chapter 28 of Title 2C] amending N.J.S.2C:28-7¹.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 ¹[1. A law enforcement officer commits a crime of the fourth
8 degree if he alters, destroys, conceals, removes or disables any camera
9 or other monitoring device installed in a patrol vehicle including any
10 videotape, or film used for such a device.]¹

11
12 ¹1. N.J.S.2C:28-7 is amended to read as follows:

13 2C:28-7. Tampering with public records or information. a. Offense
14 defined. A person commits an offense if he:

15 (1) Knowingly makes a false entry in, or false alteration of, any
16 record, document or thing belonging to, or received or kept by, the
17 government for information or record, or required by law to be kept
18 by others for information of the government;

19 (2) Makes, presents, offers for filing, or uses any record, document
20 or thing knowing it to be false, and with purpose that it be taken as a
21 genuine part of information or records referred to in paragraph (1);
22 or

23 (3) Purposely and unlawfully destroys, conceals, removes,
24 mutilates, or otherwise impairs the verity or availability of any such
25 record, document or thing.

26 b. Grading. An offense under [this section] subsection a. is a
27 disorderly persons offense unless the actor's purpose is to defraud or
28 injure anyone, in which case the offense is a crime of the third degree.

29 c. A person commits a crime of the fourth degree if he purposely
30 and unlawfully alters, destroys, conceals, removes or disables any
31 camera or other monitoring device including any videotape, film or
32 other medium used to record sound or images that is installed in a
33 patrol vehicle.¹

34 (cf: N.J.S.2C:28-7).

35
36 2. This act shall take effect immediately.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AAP committee amendments adopted June 21, 2001.

P.L. 2001, CHAPTER 219, *approved August 24, 2001*

Senate, No. 853 (*First Reprint*)

1 AN ACT concerning police tampering with electronic equipment and
2 ¹[supplementing chapter 28 of Title 2C] amending N.J.S.2C:28-7¹.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 ¹[1. A law enforcement officer commits a crime of the fourth
8 degree if he alters, destroys, conceals, removes or disables any camera
9 or other monitoring device installed in a patrol vehicle including any
10 videotape or film used for such a device.]¹

11

12 ¹1. N.J.S.2C:28-7 is amended to read as follows:

13 2C:28-7. Tampering with public records or information. a. Offense
14 defined. A person commits an offense if he:

15 (1) Knowingly makes a false entry in, or false alteration of, any
16 record, document or thing belonging to, or received or kept by, the
17 government for information or record, or required by law to be kept
18 by others for information of the government;

19 (2) Makes, presents, offers for filing, or uses any record, document
20 or thing knowing it to be false, and with purpose that it be taken as a
21 genuine part of information or records referred to in paragraph (1);
22 or

23 (3) Purposely and unlawfully destroys, conceals, removes,
24 mutilates, or otherwise impairs the verity or availability of any such
25 record, document or thing.

26 b. Grading. An offense under [this section] subsection a. is a
27 disorderly persons offense unless the actor's purpose is to defraud or
28 injure anyone, in which case the offense is a crime of the third degree.

29 c. A person commits a crime of the fourth degree if he purposely
30 and unlawfully alters, destroys, conceals, removes or disables any
31 camera or other monitoring device including any videotape, film or
32 other medium used to record sound or images that is installed in a
33 patrol vehicle.¹

34 (cf: N.J.S.2C:28-7).

35

36 2. This act shall take effect immediately

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38

39

40

41 Makes it a crime of the fourth degree to tamper with electronic device
42 installed in police patrol cars.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate floor amendments adopted December 18, 2000.

CHAPTER 219

AN ACT concerning police tampering with electronic equipment and amending N.J.S.2C:28-7.

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

1. N.J.S.2C:28-7 is amended to read as follows:

Tampering with public records or information.

2C:28-7. Tampering with public records or information. a. Offense defined. A person commits an offense if he:

(1) Knowingly makes a false entry in, or false alteration of, any record, document or thing belonging to, or received or kept by, the government for information or record, or required by law to be kept by others for information of the government;

(2) Makes, presents, offers for filing, or uses any record, document or thing knowing it to be false, and with purpose that it be taken as a genuine part of information or records referred to in paragraph (1); or

(3) Purposely and unlawfully destroys, conceals, removes, mutilates, or otherwise impairs the verity or availability of any such record, document or thing.

b. Grading. An offense under subsection a. is a disorderly persons offense unless the actor's purpose is to defraud or injure anyone, in which case the offense is a crime of the third degree.

c. A person commits a crime of the fourth degree if he purposely and unlawfully alters, destroys, conceals, removes or disables any camera or other monitoring device including any videotape, film or other medium used to record sound or images that is installed in a patrol vehicle.

2. This act shall take effect immediately

Approved August 24, 2001.