

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2C:39-14

(Training in certain activities for furtherance of illegal activities - prohibit)

LAWS OF: 1983

CHAPTER: 229

Bill No: S971

Sponsor(s): Feldman

Date Introduced: Feb. 8, 1982

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

Senate: Law, Public Safety and Defense

Amended during passage: Yes // Amendments during passage denoted by asterisks

Date of Passage: Assembly: April 11, 1983

Senate: June 7, 1982

Date of Approval: June 29, 1983

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, No. 971

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 8, 1982

By Senator FELDMAN

Referred to Committee on Law, Public Safety and Defense

AN ACT prohibiting the instruction or training in certain activities for use in, or furtherance of, **\*\*[a civil disorder]\*\*** *\*\*an illegal activity\*\** and supplementing *\*chapter 39 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.** As used in this act:

2 a. "Civil disorder" means any public disturbance involving acts  
3 of violence by assemblages of three or more persons, which causes  
4 an immediate danger of or results in damage or injury to the  
5 property or person of any other individual.

6 b. "Destructive device" means any device, instrument or object  
7 as defined in N. J. S. 2C:39-1c.

8 c. "Explosive" means any chemical compound or mixture as de-  
9 fined in N. J. S. 2C:39-1e.

10 d. "Firearm" means any weapon as defined in N. J. S.  
11 2C:39-1f.]\*

1 **\*[2.]\* \*1.\*** a. Any person who teaches or demonstrates to any  
2 other person the use, application, or making of any firearm, explo-  
3 sive or destructive device, or technique capable of causing injury or  
4 death to a person, knowing or having reason to know or intending  
5 that it will be employed for use in, or in furtherance of, **\*\*[a civil**  
6 **disorder]\*\*** *\*\*an illegal activity\*\** is guilty of a crime of the third  
6A degree.

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:

\*—Senate committee amendments adopted May 24, 1982.

\*\*—Assembly committee amendments adopted September 30, 1982.

7 b. Any person who assembles with one or more persons for the  
8 purpose of training with, practicing with, or being instructed in  
9 the use of any firearm, explosive or destructive device, or technique  
10 capable of causing injury or death to a person, intending to unlaw-  
11 fully employ it for use in, or in furtherance of, **\*\*[a civil dis-**  
12 **order]\*\*** *\*\*an illegal activity\*\** is guilty of a crime of the third  
13 degree.

14 **\*\*[\*c. "Civil disorder" means any public disturbance involving**  
15 *acts of violence by assemblages of three or more persons, which*  
16 *causes an immediate danger of or results in damage or injury to the*  
17 *property or person of any other individual.\*]\*\**

1 **\*[3.]\* \*2.\*** This act shall take effect immediately.

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## STATEMENT

The purpose of this bill is to ban so-called paramilitary training camps operated by the Ku Klux Klan or other extremist groups. To accomplish this, the bill makes the teaching of the use of a firearm, explosive device or any technique capable of causing injury with the knowledge that such firearm, device or technique will be employed in connection with civil disorder, a crime of the third degree. The bill also classifies as a crime of the third degree assembling to learn the use of a firearm, explosive device or technique capable of causing injury with the intent to employ such firearm, device or technique in civil disorder. Crimes of the third degree are punishable by between 3 and 5 years imprisonment (presumptive sentence 4 years) and/or a fine of up to \$7,500.00.

S 971 (1982)

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND  
DEFENSE COMMITTEE

STATEMENT TO

**SENATE, No. 971**

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with committee amendments

**STATE OF NEW JERSEY**

DATED: SEPTEMBER 21, 1982

This bill, as amended, would make it a crime of the third degree for a person to provide instruction in the use of a firearm, explosive device, or any technique capable of causing injury or death, if the person intended it to be used in connection with an illegal activity.

The bill would also make it a crime of the third degree for a person to assemble with others for the purpose of receiving instruction in the use of a firearm, explosive device, or any technique capable of causing injury or death if the person intended to employ it in an illegal activity.

A crime of the third degree is punishable by imprisonment for 3 to 5 years, with a presumptive term of 4 years, and/or a fine of up to \$7,500.00.

The committee, in amending this bill by eliminating the civil disorder definition and adding the illegal activity requirement, intends to prohibit any type of training that would result in the commission of a crime and does not intend to infringe on the rights of law enforcement officers to bear arms.

SENATE LAW, PUBLIC SAFETY AND DEFENSE  
COMMITTEE

STATEMENT TO

**SENATE, No. 971**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: MAY 24, 1982

The purpose of this bill, as amended, is to prohibit so-called paramilitary training camps operated by the Ku Klux Klan or other extremist groups from establishing themselves in New Jersey.

The bill would make it a crime of the third degree for a person to provide instruction in the use of a firearm, explosive device, or any technique capable of causing injury or death, if the person intended it to be used in connection with a civil disorder.

The bill would also make it a crime of the third degree for a person to assemble with others for the purpose of receiving instruction in the use of a firearm, explosive device, or any technique capable of causing injury or death if the person intended to employ it in a civil disorder.

A crime of the third degree is punishable by imprisonment for 3 to 5 years, with a presumptive term of 4 years, and/or a fine of up to \$7,500.00.

The amendments are technical in nature. The purpose of the amendments is to conform the bill with definitions that appear in chapter 39 of Title 2C, the Criminal Code.

BILLS

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JUNE 29, 1983

S-971, sponsored by State Senator Matthew Feldman, D-Bergen, which bars paramilitary training camps by making it illegal to teach the use of firearms, explosives and other harm-causing techniques with the knowledge that the techniques will be used in connection with an illegal activity.

S-449, sponsored by State Senator Richard J. Codey, D-Essex, which exempts ambulances owned by non-profit organizations from motor vehicle registration fees.

SJR-3019, sponsored by State Senator Daniel J. Dalton, D-Camden, which directs the Governor to exercise an existing statute which requires automatic retaliation against taxes imposed by other states on New Jersey residents. The tax in this case is a Pennsylvania motor vehicles tax of \$36 per axle on trucks above 26,000 pounds. That law, effective April 1, 1983, falls heavily on truck owners who are not residents of Pennsylvania. The retaliation would be in the form of a similar tax imposed on vehicles registered in Pennsylvania.

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