LEGISLATIVE HISTORY CHECKLIST

NJSA: 9:17B-1 (Drinking age - increases to 21) LAWS OF: 1982 CHAPTER: 215 Bill No.: S885 Sponsor(s): Graves Date Introduced: Jan. 19, 1982 Committee: Assembly: Senate: Law, Public Safety and Defense Amended during passage Yes // Amendments during passage denoted by asterisks. Substituted for A691 (OCR, Assembly statement & sponsor's statement attached) Date of Passage: Assembly: <u>Dec. 13, 1982</u> Senate: <u>June 10, 1982</u> Date of Approval: Dec. 28, 1982 Following statements are attached if available: Yes // (Below) Sponsor statement: Attached: Senate amendments, adopted 6-3-82 with 2 differing statements)

Committee statement: Assembly /// No Senate Yes // Fiscal Note: /// No Veto Message /// No Yes // Message on Signing: Following were printed: Yes // Reports: /// No Hearings:

(over)

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(547 - 1980)

Sponsor's statement:

The purpose of this bill is to raise the age at which a person can buy or consume alcoholic beverages from 19 to 20. Upon enactment of a law in the State of New York raising New York's drinking age from 18 to 21 years, this bill would raise New York to 21 years. Jersey's drinking age to 21.

974.90 L767 1982	New Jersey. Dept. of Law and Public Safety. Raising the drinking age: report of a special committee to study and report on the drinking age question. January 18, 1982. Trenton, 1982.
974 .9 0 L767 1981a	New Jersey. Div. of Motor Vehicles. At issue, the minimum legal drinking age in New Jersey. August 17, 1981. Trenton, 1981.

See newspaper clipping files "N.J. - Liquor Laws - 1982" in New Jersey Reference Department

CHAPTER 215 LAWS UF N. J. 1982 APPROVED 12-28-82

[SECOND OFFICIAL COPY REPRINT] SENATE, No. 885

STATE OF NEW JERSEY

INTRODUCED JANUARY 19, 1982

By Senator GRAVES

Referred to Committee on Law, Public Safety and Defense

An Acr to amend **[*and supplement*]** "An act concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes," approved July 5, 1972 (P. L. 1972, c. 81).

- . 1 BE IT ENACTED by the Senate and General Assembly of the State
- . 2 of New Jersey:
 - 1 •1. Section 1 of P. L. 1972, c. 81 (C. 9:17B-1) is amended to
 - 2 read as follows:
 - 3 1. The Legislature finds and declares and by this act intends,
 - 4 pending the revision and amendment of the many statutory pro-
- 5 visions involved, to:
- . 6 a. Extend to persons 18 years of age and older the basic civil
- 7 and contractual rights and obligations heretofore applicable only to
- 8 persons 21 years of age or older, including the right to contract,
- 9 sue, be sued and defend civil actions, apply for and be appointed
- 10 to public employment, apply for and be granted a license or au-
- 11 thority to engage in a business or profession subject to State regu-
- 12 lation, serve on juries, marry, adopt children, attend and partici-
- 13 pate in horse race meetings and parimutuel betting and other
- 14 legalized games and gaming, sell alcoholic beverages, act as an
- 15 incorporator, registered agent or director of a corporation, consent
- 16 to medical and surgical treatment, execute a will, and to inherit,
- 17 purchase, mortgage or otherwise encumber and convey real and
- 18 personal property.
- 19 b. Extend to persons [19] **[20]** **21** years of age and
- 20 older*[, heretofore applicable only to persons]* [18] *[19 years

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.
- **-Senste amendments adopted June 3, 1982.

of age and older,]* the right to purchase and consume alcoholic 21 22 beverages" [, except that any one attaining the age of [18] 19 years prior to the effective date of this act shall be able to 23purchase and consume alcoholic beverages. Upon the effective 24date of a law in the State of New York extending to persons 25 21 years of age and older the right to purchase and consume 26 alcoholic beverages, the right to purchase and consume alcoholic 27 27A beverages in this State shall be extended to persons 21 years of age and older, except that anyone attaining the age of 20 28 years prior to the effective date of the law in the State of New York 29 30 extending to persons 21 years of age and older the right to purchase and consume alcoholic beverages shall be able to purchase and con-31 sume alcoholic beverages * on January 1, 1983 ** and extend to 32persons 21 years of age and older the right to purchase and 33 consume alcoholic beverages on January 1, 1984]**, provided that 34 anyone attaining the age to purchase and consume alcoholic 35 beverages legally prior to January 1, ** [1984] ** **1983**, shall 36 retain that right*. Nothing in this act shall preclude any licensee 37 under R. S. 33:1-1 et seq. from making purchases in the regular 38 38A course of his licensed activities.

39 c. Abolish the right of a person between the ages of 18 and 40 21 years to disaffirm and be relieved of contractual obligations by 41 reason of age.

•

- 1 **[*2. (New section) Any person less than 21 years of age who 2 has attained the right to purchase and consume alcoholic beverages 3 legally prior to January 1, 1984, and who is convicted of a violation 4 of subsection (a) of R. S. 39:4-50, shall, notwithstanding the pen-
- 5 alties prescribed therein, be subject, for a first offense, to a fine of
- 6 \$500.00 and to forfeiture of his right to operate a motor vehicle
 7 over the highways of this State for a period of 2 years.**
- 1 *[2.]* **[*3.*]** **2.** This act shall take effect immediately.

SENATE, No. 885

STATE OF NEW JERSEY

INTRODUCED JANUARY 19, 1982

By Senator GRAVES

Referred to Committee on Law, Public Safety and Defense

An Act to amend "An Act concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes," approved July 5, 1972 (P. L. 1972, c. 81).

- BE IT ENACTED by the Senate and General Assembly of the State
- 2 of New Jersey:
- 1-3 1. The Legislature finds and declares and by this act intends,
- 4 pending the revision and amendment of the many statutory pro-
- 5 visions involved, to:
- a. Extend to persons 18 years of age and older the basic civil
- 7 and contractual rights and obligations heretofore applicable only to
- 8 persons 21 years of age or older, including the right to contract,
- 9 sue, be sued and defend civil actions, apply for and be appointed
- 10 to public employment, apply for and be granted a license or au-
- 11 thority to engage in a business or profession subject to State regu-
- 12 lation, serve on juries, marry, adopt children, attend and partici-
- 13 pate in horse race meetings and parimutuel betting and other
- 14 legalized games and gaming, sell alcoholic beverages, act as an
- 15 incorporator, registered agent or director of a corporation, consent
- 16 to medical and surgical treatment, execute a will, and to inherit,
- 17 purchase, mortgage or otherwise encumber and convey real and
- 18 personal property.
- b. Extend to persons [19] 20 years of age and older, heretofore
- 20 applicable only to persons [18] 19 years of age and older, the right
- 21 to purchase and consume alcoholic beverages, except that any one
- 22 attaining the age of [18] 19 years prior to the effective date of this
- 23 act shall be able to purchase and consume alcoholic beverages. Upon
- 24 the effective date of a law in the State of New York extending to
- 25 persons 21 years of age and older the right to purchase and consume
- 26 alcoholic beverages, the right to purchase and consume alcoholic

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

- 27 beverages in this State shall be extended to persons 21 years of age
- 28 and older, except that anyone attaining the age of 20 years prior
- 29 to the effective date of the law in the State of New York extending
- 30 to persons 21 years of age and older the right to purchase and
- 31 consume alcoholic beverages shall be able to purchase and consume
- 32 alcoholic beverages. Nothing in this act shall preclude any licensee
- 33 under R. S. 33:1-1 et seq. from making purchases in the regular
- 34 course of his licensed activities.
- 35 c. Abolish the right of a person between the ages of 18 and
- 36 21 years to disaffirm and be relieved of contractual obligations by
- 37 reason of age.
- 1 2. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to raise the age at which a person can buy or consume alcoholic beverages from 19 to 20. Upon enactment of a law in the State of New York raising New York's drinking age from 18 to 21 years, this bill would raise New Jersey's drinking age to 21.

5 885

[OFFICIAL COPY REPRINT] SENATE, No. 885

STATE OF NEW JERSEY

INTRODUCED JANUARY 19, 1982

By Senator GRAVES

Referred to Committee on Law, Public Safety and Defense

An Act to amend *and supplement* "An act concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes," approved July 5, 1972 (P. L. 1972, c. 81).

- BE IT ENACTED by the Senate and General Assembly of the State
- 2 of New Jersey:
- 1 *1. Section 1 of P. L. 1972, c. 81 (C. 9:17B-1) is amended to
- 2 read as follows:
- 3 1. The Legislature finds and declares and by this act intends,
- 4 pending the revision and amendment of the many statutory pro-
- 5 visions involved, to:
- 6 a. Extend to persons 18 years of age and older the basic civil
- 7 and contractual rights and obligations heretofore applicable only to
- 8 persons 21 years of age or older, including the right to contract,
- 9 sue, be sued and defend civil actions, apply for and be appointed
- 10 to public employment, apply for and be granted a license or au-
- 11 thority to engage in a business or profession subject to State regu-
- 12 lation, serve on juries, marry, adopt children, attend and partici-
- 13 pate in horse race meetings and parimutuel betting and other
- 14 legalized games and gaming, sell alcoholic beverages, act as an
- 15 incorporator, registered agent or director of a corporation, consent
- 16 to medical and surgical treatment, execute a will, and to inherit,
- 17 purchase, mortgage or otherwise encumber and convey real and
- 18 personal property.
- b. Extend to persons [19] 20 years of age and older*[, heretofore
- 20 applicable only to persons * [18] *[19 years of age and older,] * the

EXPLANATION—Matter enclosed in bold-faced brackets Ithus 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.

right to purchase and consume alcoholic beverages*[, except that 2122any one attaining the age of [18] 19 years prior to the effective date of this act shall be able to purchase and consume alcoholic bever-2324ages. Upon the effective date of a law in the State of New York extending to persons 21 years of age and older the right to purchase 25 and consume alcoholic beverages, the right to purchase and consume 2627alcoholic beverages in this State shall be extended to persons 21 28years of age and older, except that anyone attaining the age of 20 years prior to the effective date of the law in the State of New York 29extending to persons 21 years of age and older the right to purchase 30 31 and consume alcoholic beverages shall be able to purchase and consume alcoholic beverages ** on January 1, 1983 and extend to per-3233 sons 21 years of age and older the right to purchase and consume alcoholic beverages on January 1, 1984, provided that anyone at-3435 taining the age to purchase and consume alcoholic beverages legally 36 prior to January 1, 1984, shall retain that right*. Nothing in this 37 act shall preclude any licensee under R. S. 33:1-1 et seq. from mak-38 ing purchases in the regular course of his licensed activities.

- c. Abolish the right of a person between the ages of 18 and 21 years to disaffirm and be relieved of contractual obligations by reason of age.
- *2. (New section) Any person less than 21 years of age who has attained the right to purchase and consume alcoholic beverages legally prior to January 1, 1984, and who is convicted of a violation of subsection (a) of R. S. 39:4-50, shall, notwithstanding the penalties prescribed therein, be subject, for a first offense, to a fine of \$500.00 and to forfeiture of his right to operate a motor vehicle over the highways of this State for a period of 2 years.*
- 1 *[2.] *3.* This act shall take effect immediately.

SENATE LAW, PUBLIC SAFETY AND DEFENSE COMMITTEE

STATEMENT TO

SENATE, No. 885

with Senate committee amendments

STATE OF NEW JERSEY

DATED: MAY 24, 1982

As introduced, this bill would raise the age at which a person can buy or consume alcoholic beverages from 19 to 20. Upon enactment of a law in the State of New York raising New York's drinking age from 18 to 21 years, this bill would raise New Jersey's drinking age to 21.

As amended, the bill would raise the age at which a person can buy or consume alcoholic beverages from 19 to 20 on January 1, 1983 and to 21 on January 1, 1984. Any person who had attained the age to purchase and consume alcoholic beverages legally prior to January 1, 1984 would retain that right.

The bill, as amended, would also establish harsher penalties for persons under 21 years old who had attained the right to drink prior to January 1, 1984, if they were convicted of drunk driving (R. S. 39:4-50). For a first offense of drunk driving, these persons would be subject to forfeiture of their right to operate a motor vehicle for 2 years and to a \$500.00 fine.

[SECOND OFFICIAL COPY REPRINT]

ASSEMBLY, No. 691

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 8, 1982

By Assemblymen HERMAN, PANKOK and Assemblywoman COSTA

Referred to Committee on Judiciary, Law, Public Safety and Defense

An Act to amend **["An act concerning the lawful age for selling, purchasing and consuming alcoholic beverages, amending P. L. 1972, c. 81," approved January 2, 1980 (P. L. 1979, c. 260.)]**

"An act concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes," approved July 5, 1972 (P. L. 1972, c. 81).

- 1 BE IT ENACTED by the Senate and General Assembly of the State
- 2 of New Jersey:
- 1 1. Section 1 of P. L. 1972, c. 81 (C. 9:17B-1) is amended to read
- 2 as follows:
- 3 1. The Legislature finds and declares and by this act intends,
- 4 pending the revision and amendment of the many statutory pro-
- 5 visions involved, to:
- 6 a. Extend to persons 18 years of age and older the basic civil
- 7 and contractual rights and obligations, heretofore applicable only to
- 8 persons 21 years of age or older, including the right to contract,
- 9 sue, be sued and defend civil actions, apply for and be appointed
- 10 to public employment, apply for and be granted a license or au-
- 11 thority to engage in a business or profession subject to State regu-
- 12 lation, serve on juries, marry, adopt children, attend and partici-
- 13 pate in horse race meetings and parimutuel betting and other
- 14 legalized games and gaming, sell alcoholic beverages, act as an
- 15 incorporator, registered agent or director of a corporation, consent
- to medical and surgical treatment, execute a will, and to inherit,

 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 May 20, 1982.
- **—Assembly amendments adopted June 14, 1982.

- 17 purchase; mortgage or otherwise encumber and convey real and 18 personal property.
- 19 b. Extend to persons [19] *[21]* **[*20*]** **21** years of
- 20 age and older , heretofore applicable only to persons 18 years of
- 21 age and older, the right to purchase and consume alcoholic bev-
- 22 erages , except that any one attaining the age of 18 years prior
- 23 to the effective date of this act shall be able to purchase and con-
- 24 sume alcoholic beverages] *on January 1, 1983 ** and extend to
- 25 persons 21 years of age and older the right to purchase and con-
- 26 sume alcoholic beverages on January 1, 1984 **, provided that
- 27 anyone attaining the age to purchase and consume alcoholic bever-
- 28 ages legally prior to January 1 ** [1984] ** **1983**, shall retain
- 29 that right*. Nothing in this act shall preclude any licensee under
- 30 R. S. 33:1-1 et seq. from making purchases in the regular course of
- 31 his licensed activities
- 32 c. Abolish the right of any person between the ages of 18 and 21
- 33 years to disaffirm and be relieved of contractual obligations by
- 34 reason of age.
 - 1 2. This act shall take effect immediately.

ASSEMBLY, No. 691

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 8, 1982

By Assemblymen HERMAN, PANKOK and Assemblywoman COSTA

Referred to Committee on Judiciary, Law, Public Safety and Defense

An Act to amend "An act concerning the lawful age for selling, purchasing and consuming alcoholic beverages, amending P. L. 1972, c. 81," approved January 2, 1980 (P. L. 1979, c. 260.).

- 1 Be it enacted by the Senate and General Assembly of the State
- 2 of New Jersey:
- 1. Section 1 of P. L. 1972, c. 81 (C. 9:17B-1) is amended to read
- 2 as follows:
- 3 1. The Legislature finds and declares and by this act intends,
- 4 pending the revision and amendment of the many statutory pro-
- 5 visions involved, to:
- a. Extend to persons 18 years of age and older the basic civil
- 7 and contractual rights and obligations, heretofore applicable only to
- 8 persons 21 years of age or older, including the right to contract,
- 9 sue, be sued and defend civil actions, apply for and be appointed
- 10 to public employment, apply for and be granted a license or au-
- 11 thority to engage in a business or profession subject to State regu-
- 12 lation, serve on juries, marry, adopt children, attend and partici-
- 13 pate in horse race meetings and parimutuel betting and other
- 14 legalized games and gaming, sell alcoholic beverages, act as an
- 15 incorporator, registered agent or director of a corporation, consent
- 16 to medical and surgical treatment, execute a will, and to inherit,
- 17 purchase, mortgage or otherwise encumber and convey real and
- 18 personal property.
- b. Extend to persons [19] 21 years of age and older [,heretofore
- 20 applicable only to persons 18 years of age and older, the right to

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.

- 21 purchase and consume alcoholic beverages [, except that any one
- 22 attaining the age of 18 years prior to the effective date of this act
- 23 shall be able to purchase and consume alcoholic beverages].
- 24 Nothing in this act shall preclude any licensee under R. S. 33:1-1
- 25 et seq. from making purchases in the regular course of his licensed
- 26 activities.
- 27 c. Abolish the right of a person between the ages of 18 and 21
- 28 years to disaffirm and be relieved of contractual obligations by
- 29 reason of age.
- 1 2. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to restore the lawful age for purchasing and consuming alcoholic beverages to persons 21.

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND DEFENSE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 691

 $with \ Assembly \ committee \ amendments$

STATE OF NEW JERSEY

DATED: MAY 20, 1982

This bill, as amended, would raise the legal age to 20 for purchasing and consuming alcoholic beverages on January 1, 1983 and to 21 on January 1, 1984.

[OFFICIAL COPY REPRINT]

ASSEMBLY, No. 691

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 8, 1982

By Assemblymen HERMAN, PANKOK and Assemblywoman COSTA

Referred to Committee on Judiciary, Law, Public Safety and Defense

An Acr to amend "An act concerning the lawful age for selling, purchasing and consuming alcoholic beverages, amending P. L. 1972, c. 81," approved January 2, 1980 (P. L. 1979, c. 260.).

- Be it enacted by the Senate and General Assembly of the State 1
- $\mathbf{2}$ of New Jersey:
- 1. Section 1 of P. L. 1972, c. 81 (C. 9:17B-1) is amended to read 1
- as follows: 2
- 1. The Legislature finds and declares and by this act intends, 3
- pending the revision and amendment of the many statutory pro-
- visions involved, to: 5
- a. Extend to persons 18 years of age and older the basic civil 6
- and contractual rights and obligations, heretofore applicable only to 7
- persons 21 years of age or older, including the right to contract,
- sue, be sued and defend civil actions, apply for and be appointed 9
- to public employment, apply for and be granted a license or au-10
- thority to engage in a business or profession subject to State regu-11
- lation, serve on juries, marry, adopt children, attend and partici-
- pate in horse race meetings and parimutuel betting and other
- legalized games and gaming, sell alcoholic beverages, act as an 14
- incorporator, registered agent or director of a corporation, consent 15
- to medical and surgical treatment, execute a will, and to inherit, 16
- purchase, mortgage or otherwise encumber and convey real and 17
- personal property. 18

13

- 19 b. Extend to persons [19] *[21]* *20* years of age and older[,
- 20 heretofore applicable only to persons 18 years of age and older,

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 May 20, 1982.

- 21 the right to purchase and consume alcoholic beverages , except that
- 22 any one attaining the age of 18 years prior to the effective date of
- 23 this act shall be able to purchase and consume alcoholic beverages
- 24 *on January 1, 1983 and extend to persons 21 years of age and older
- 25 the right to purchase and consume alcoholic beverages on January
- 26 1, 1984, provided that anyone attaining the age to purchase and
- 27 consume alcoholic beverages legally prior to January 1, 1984, shall
- 28 retain that right*. Nothing in this act shall preclude any licensee
- 29 under R. S. 33:1-1 et seq. from making purchases in the regular
- 30 course of his licensed activities.
- 31 c. Abolish the right of any person between the ages of 18 and 21
- 32 years to disaffirm and be relieved of contractual obligations by

A Section 1997
 A Section 2007
 A Section 2007</l

- 33 reason of age.
- 1 2. This act shall take effect immediately.

about &

Omit "20" insert "21"

omit "and extend to per-" on the 32, om the

....33 omit 33 and

Omit "alcoholic beverages on January 1, 1984" on lne3

Omit "1984" insert "1983"

Omit "1984" insert "1983"

STATEMENT

This amendment increases the minimum eligible age for the purchase and consumption of alcoholic beverages to 21 commencing January 1, 1983.

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Lenater Graves

Senate Bill No. 885 OCR (Proposed by Senator Graves)

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Amend:

Amend.	,		\cdot
Page	Sec.	Line	
1	Fitle	1	Omit "and supplement"
\rightarrow ₂	2	1-7	Omit in their entirety
2	3	ı	Omit "3" insert "2"
,			STATEMENT
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \			This amendment deletes section 2 from the
	i		bill. The section concerns additional penalties
			for person under 21 years of age who are con-
			victed of operating a vehicle while under the
			influence of alcohol or drugs.
		,	
		-	
		19	Omit "20" must "21"
	i .	32-34	Omit "and to extend to per-" on line 32, omit
			line 33, and omet " alcoholic beverages on January
. 2	1	36	1984" on line 34 Omit "1984" Misert "1983"
			Printers and - their penal profer magnite the 2nd set of flow amendments put the first your convenience.

RELEASE: IMMEDIATE

CONTACT: CARL GOLDEN

TUESDAY, DECEMBER 28, 1982

Governor Thomas H. Kean today signed legislation to increase New Jersey's legal drinking age to 21 years and praised the new law as "an effective tool to reduce the tragic increase in alcohol related traffic accidents among teen-agers."

Kean signed the bill, <u>S-885</u>, during a ceremony in the Senate chamber.

The new law takes effect on Saturday, but includes a so-called grandfather clause which will permit anyone who reaches his or her 19th birthday prior to Saturday to continue to purchase and consume alcoholic beverages.

The Governor pointed out that statistical data compiled since the legal drinking age was established at 18 years in 1973 "has proven conclusively and dramatically that highway fatalities among the 18 to 21 year old age group have skyrocketed."

"The State Police as well as other law enforcement agencies have submitted documentation which argues both forcefully and eloquently for an increase in the drinking age," Kean said.

The Governor also praised various civic groups which organized and worked "very effectively in behalf of re-establishing the drinking age at 21 years."

"Members of these groups told stories of deep personal tragedies resulting from drunk driving, especially among teen-agers," Kean said. "These individuals will carry sorrowful memories for the rest of their lives. Hopefully, this new law will help to avoid similar memories from being repeated over and over."