

2C:48-4

LEGISLATIVE HISTORY CHECKLIST

NJSA 2C:48-4 (Criminal Disposition Commission--require annual report)

LAWS 1981 CHAPTER 110

Bill No. A1847

Sponsor(s) Bate

Date Introduced June 23, 1980

Committee: Assembly Judiciary, Law, Public Safety and Defense

Senate Judiciary

Amended during passage Yes ~~No~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly Oct. 16, 1980

Senate Feb. 23, 1981

Date of approval April 2, 1981

Following statements are attached if available:

Sponsor statement Yes ~~No~~ Also attached: Senate amendment, adopted 2-19-81 (with statement)

Committee Statement: Assembly Yes ~~No~~

Senate Yes ~~No~~

Fiscal Note Yes ~~No~~

Veto Message Yes ~~No~~

Message on signing Yes ~~No~~

Following were printed:

Reports Yes ~~No~~

Hearings Yes ~~No~~

110

81

4-2-81

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ASSEMBLY, No. 1847

STATE OF NEW JERSEY

INTRODUCED JUNE 23, 1980

By Assemblyman BATE

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

AN ACT concerning the Criminal Disposition Commission and  
amending N. J. S. 2C:48-4.

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

1 1. N. J. S. 2C:48-4 is amended to read as follows:

2 2C:48-4. The commission shall file **[biannually]** **\*[biennially]\***  
3 **\*annually\*** with the Governor and the legislature a report contain-  
4 ing its findings and recommendations concerning the disposition of  
5 criminal offenders.

1 2. This act shall take effect immediately.

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

ASSEMBLY, No. 1847

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STATEMENT

This bill changes the frequency of the reports required of the Criminal Disposition Commission from twice yearly to once every 2 years. It is the commission's duty to study and review all aspects of the criminal justice system relating to the disposition of criminal offenders, including terms of imprisonment, fines and other monetary punishments, parole, probation and supervisory treatment.

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

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND  
DEFENSE COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 1847

STATE OF NEW JERSEY

DATED: JUNE 26, 1980

This bill changes the frequency of the reports required of the Criminal Disposition Commission from twice yearly to once every 2 years. It is the commission's duty to study and review all aspects of the criminal justice system relating to the disposition of criminal offenders, including terms of imprisonment, fines and other monetary punishments, parole, probation and supervisory treatment. The bill conforms the reporting requirement to what was initially intended and what is actually needed for purposes of legislative oversight of the criminal sentencing process.

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SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1847

**STATE OF NEW JERSEY**

DATED: JANUARY 26, 1981

This bill changes the frequency of the reports required of the Criminal Disposition Commission from twice yearly to once every 2 years.

SENATE AMENDMENT TO  
**ASSEMBLY, No. 1847**

**STATE OF NEW JERSEY**

ADOPTED FEBRUARY 19, 1981

Amend page 1, section 1, line 2, delete "biennially", insert "annually".

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STATEMENT

This amendment will require that the commission file annual reports.

4-3-81

A-1847, sponsored by Assemblyman William Bate (D-Passaic) which requires the Criminal Disposition Commission to report its findings annually rather than every six months, as the original legislation establishing the Commission required.

The Criminal Disposition Commission is a statutory agency composed of representatives of all sectors of the criminal justice system and the Legislature. Its purpose is to study and review all aspects of the system relating to the disposition of criminal offenders, including, but not limited to, terms of imprisonment, fines and other monetary punishments, parole, probation and supervisory treatment..

A-2068, sponsored by Assemblyman Martin Herman (D-Gloucester) which increases the maximum amount of local bonds which may be sold at a private sale from \$20,000 to \$100,000.

The \$20,000 figure was set in 1960, and this adjustment reflects increased costs due to inflation. In addition, the maximum larger offering results in a smaller overall percentage of the aggregate being used for advertising and legal costs of the sale.

A-2151, sponsored by Assemblyman Thomas Deverin (D-Union) which permits prosecuting agencies to donate forfeited weapons of military value to the National Guard Military Museum of New Jersey at Sea Girt.

A-844, also sponsored by Assemblyman Herman, which permits Special Agents of the Division of Taxation to carry guns while on duty only.

The agents enforce the laws against cigarette smuggling and can encounter dangerous situations. The agents had the right to carry guns on duty before the enactment of the new Penal Code, but due to a technical oversight in the writing of the code, that right was eliminated when the Code became effective.

✓ Governor Byrne stressed when signing the bill that the agents were not permitted to carry guns off duty. They may carry guns while on duty only.

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