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IS 2/15/08

P.L. 2005, CHAPTER 333, *approved January 12, 2006*  
Senate, No. 2161 (*First Reprint*)

1 AN ACT concerning domestic violence and amending N.J.S.2C:29-9.

2

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

5

6 1. N.J.S.2C:29-9 is amended to read as follows:

7 2C:29-9. Contempt. a. A person is guilty of a crime of the fourth  
8 degree if he purposely or knowingly disobeys a judicial order or  
9 hinders, obstructs or impedes the effectuation of a judicial order or the  
10 exercise of jurisdiction over any person, thing or controversy by a  
11 court, administrative body or investigative entity.

12 b. Except as provided below, a person is guilty of a crime of the  
13 fourth degree if that person purposely or knowingly violates any  
14 provision in an order entered under the provisions of the "Prevention  
15 of Domestic Violence Act of 1991," P.L.1991, c.261 (C.2C:25-17 et  
16 al.) or an order entered under the provisions of a substantially similar  
17 statute under the laws of another state or the United States when the  
18 conduct which constitutes the violation could also constitute a crime  
19 or a disorderly persons offense. In all other cases a person is guilty of  
20 a disorderly persons offense if that person knowingly violates an order  
21 entered under the provisions of this act <sup>1</sup>or an order entered under the  
22 provisions of a substantially similar statute under the laws of another  
23 state or the United States<sup>1</sup>. Orders entered pursuant to paragraphs  
24 (3), (4), (5), (8) and (9) of subsection b. of section 13 of P.L.1991,  
25 c.261 (C.2C:25-29) <sup>1</sup>or substantially similar orders entered under the  
26 laws of another state or the United States<sup>1</sup> shall be excluded from the  
27 provisions of this subsection.

28 As used in this subsection, "state" means a state of the United  
29 States, the District of Columbia, Puerto Rico, the United States Virgin  
30 Islands, or any territory or insular possession subject to the jurisdiction  
31 of the United States. The term includes an Indian tribe or band, or  
32 Alaskan native village, which is recognized by a federal law or  
33 formally acknowledged by a state.

34 (cf: P.L.1991, c.261, s.18)

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 is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Senate SJU committee amendments adopted February 28, 2005.

1

2

3 Provides that violation of domestic violence order issued in another

4 jurisdiction would constitute contempt of a domestic violence order in

5 New Jersey.

**SENATE, No. 2161**

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**STATE OF NEW JERSEY**  
**211th LEGISLATURE**

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INTRODUCED DECEMBER 13, 2004

**Sponsored by:**

**Senator ELLEN KARCHER**

**District 12 (Mercer and Monmouth)**

**Senator FRED MADDEN**

**District 4 (Camden and Gloucester)**

**SYNOPSIS**

Provides that violation of domestic violence order issued in another jurisdiction would constitute contempt of a domestic violence order in New Jersey.

**CURRENT VERSION OF TEXT**

As introduced.



S2161 KARCHER, MADDEN

2

1 AN ACT concerning domestic violence and amending N.J.S.2C:29-9.

2

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

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6 1. N.J.S.2C:29-9 is amended to read as follows:

7 2C:29-9. Contempt. a. A person is guilty of a crime of the fourth  
8 degree if he purposely or knowingly disobeys a judicial order or  
9 hinders, obstructs or impedes the effectuation of a judicial order or the  
10 exercise of jurisdiction over any person, thing or controversy by a  
11 court, administrative body or investigative entity.

12 b. Except as provided below, a person is guilty of a crime of the  
13 fourth degree if that person purposely or knowingly violates any  
14 provision in an order entered under the provisions of the "Prevention  
15 of Domestic Violence Act of 1991," P.L.1991, c.261 (C.2C:25-17 et  
16 al.) or an order entered under the provisions of a substantially similar  
17 statute under the laws of another state or the United States when the  
18 conduct which constitutes the violation could also constitute a crime  
19 or a disorderly persons offense. In all other cases a person is guilty of  
20 a disorderly persons offense if that person knowingly violates an order  
21 entered under the provisions of this act. Orders entered pursuant to  
22 paragraphs (3), (4), (5), (8) and (9) of subsection b. of section 13 of  
23 P.L.1991, c.261 (C.2C:25-29) shall be excluded from the provisions  
24 of this subsection.

25 As used in this subsection, "state" means a state of the United  
26 States, the District of Columbia, Puerto Rico, the United States Virgin  
27 Islands, or any territory or insular possession subject to the jurisdiction  
28 of the United States. The term includes an Indian tribe or band, or  
29 Alaskan native village, which is recognized by a federal law or  
30 formally acknowledged by a state.

31 (cf: P.L.1991, c.261, s.18)

32

33 2. This act shall take effect immediately.

34

35

36 STATEMENT

37

38 This bill would provide that persons who violate domestic violence  
39 orders issued by other states would be guilty of the offense of  
40 contempt of a domestic violence order in this State.

41 Under the provisions of N.J.S.A.2C:29-9, a person is guilty of a  
42 crime of the fourth degree if that person purposely or knowingly  
43 violates any provision in an order entered under the provisions of the

**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 underlined thus is new matter.**

**S2161 KARCHER, MADDEN**

3

1 Domestic Violence Act (N.J.S.A.2C:25-17 et al.) when the conduct  
2 which constitutes the violation could also constitute a crime or a  
3 disorderly persons offense. The statute provides that in all other cases  
4 the person is guilty of a disorderly persons offense.

5 This bill would amend N.J.S.A.2C:29-9 to provide that violation of  
6 an order entered under the provisions of a substantially similar statute  
7 under the laws of another state or the United States would also  
8 constitute contempt of a domestic violence order.

ASSEMBLY JUDICIARY COMMITTEE

STATEMENT TO

[First Reprint]

**SENATE, No. 2161**

**STATE OF NEW JERSEY**

DATED: DECEMBER 8, 2005

The Assembly Judiciary Committee reports favorably Senate Bill No. 2161 (1R).

This bill would provide that persons who violate domestic violence orders issued by other states would be guilty of the offense of contempt of a domestic violence order in this State.

Currently, under the provisions of N.J.S.A.2C:29-9, a person is guilty of a crime of the fourth degree if that person purposely or knowingly violates any provision in an order entered under the provisions of the "Prevention of Domestic Violence Act of 1991," N.J.S.A.2C:25-17 et al., when the conduct which constitutes the violation could also constitute a crime or a disorderly persons offense. The statute also provides that in all other cases the person is guilty of a disorderly persons offense. In addition, the statute provides that it is inapplicable to certain orders, such as orders pertaining to parenting time and orders requiring defendant to pay compensation.

This bill would amend subsection b. of N.J.S.A.2C:29-9 to provide that violation of an order entered under the provisions of a substantially similar statute under the laws of another state or the United States would also constitute contempt of a domestic violence order.

This bill is identical to Assembly Bill No. 3919.



# SENATE JUDICIARY COMMITTEE

## STATEMENT TO

### **SENATE, No. 2161**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: FEBRUARY 28, 2005

The Senate Judiciary Committee reports favorably and with committee amendments Senate Bill No. 2161.

This bill would provide that persons who violate domestic violence orders issued by other states would be guilty of the offense of contempt of a domestic violence order in this State.

Under the provisions of N.J.S.A.2C:29-9, a person is guilty of a crime of the fourth degree if that person purposely or knowingly violates any provision in an order entered under the provisions of the "Prevention of Domestic Violence Act of 1991," N.J.S.A.2C:25-17 et al. when the conduct which constitutes the violation could also constitute a crime or a disorderly persons offense. The statute provides that in all other cases the person is guilty of a disorderly persons offense.

This bill would amend N.J.S.A.2C:29-9 to provide that violation of an order entered under the provisions of a substantially similar statute under the laws of another state or the United States would also constitute contempt of a domestic violence order.

The committee amended the bill to include two additional references to "substantially similar orders under the laws of another state or the United States" to make sure subsection b. of N.J.S.A. 2C:29-9 reads uniformly.

# ASSEMBLY, No. 3919

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED MARCH 10, 2005

**Sponsored by:**

**Assemblyman DAVID R. MAYER**

**District 4 (Camden and Gloucester)**

**Assemblywoman BONNIE WATSON COLEMAN**

**District 15 (Mercer)**

**Co-Sponsored by:**

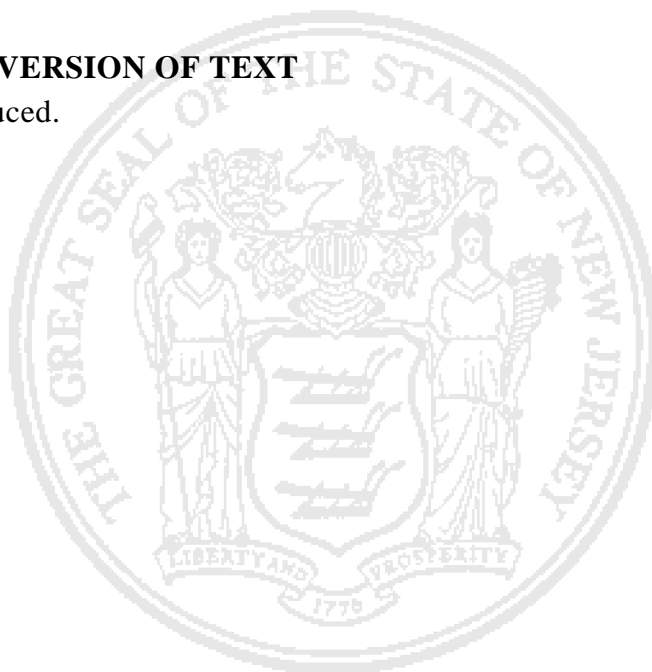
**Assemblymen Connors, Manzo and Stack**

**SYNOPSIS**

Provides that violation of domestic violence order issued in another jurisdiction would constitute contempt of a domestic violence order in New Jersey.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/10/2006)**

1 AN ACT concerning domestic violence and amending N.J.S.2C:29-9.

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

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7 2C:29-9. Contempt. a. A person is guilty of a crime of the fourth  
8 degree if he purposely or knowingly disobeys a judicial order or  
9 hinders, obstructs or impedes the effectuation of a judicial order or the  
10 exercise of jurisdiction over any person, thing or controversy by a  
11 court, administrative body or investigative entity.

12 b. Except as provided below, a person is guilty of a crime of the  
13 fourth degree if that person purposely or knowingly violates any  
14 provision in an order entered under the provisions of the "Prevention  
15 of Domestic Violence Act of 1991," P.L.1991, c.261 (C.2C:25-17 et  
16 al.) or an order entered under the provisions of a substantially similar  
17 statute under the laws of another state or the United States when the  
18 conduct which constitutes the violation could also constitute a crime  
19 or a disorderly persons offense. In all other cases a person is guilty of  
20 a disorderly persons offense if that person knowingly violates an order  
21 entered under the provisions of this act or an order entered under the  
22 provisions of a substantially similar statute under the laws of another  
23 state or the United States. Orders entered pursuant to paragraphs (3),  
24 (4), (5), (8) and (9) of subsection b. of section 13 of P.L.1991, c.261  
25 (C.2C:25-29) or substantially similar orders entered under the laws of  
26 another state or the United States shall be excluded from the  
27 provisions of this subsection.

28 As used in this subsection, "state" means a state of the United  
29 States, the District of Columbia, Puerto Rico, the United States Virgin  
30 Islands, or any territory or insular possession subject to the jurisdiction  
31 of the United States. The term includes an Indian tribe or band, or  
32 Alaskan native village, which is recognized by a federal law or  
33 formally acknowledged by a state.

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36 2. This act shall take effect immediately.

37

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39

#### STATEMENT

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42 orders issued by other states would be guilty of the offense of  
43 contempt of a domestic violence order in this State.

**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 underlined thus is new matter.**

1 Under the provisions of N.J.S.A.2C:29-9, a person is guilty of a  
2 crime of the fourth degree if that person purposely or knowingly  
3 violates any provision in an order entered under the provisions of the  
4 Domestic Violence Act (N.J.S.A.2C:25-17 et al.) when the conduct  
5 which constitutes the violation could also constitute a crime or a  
6 disorderly persons offense. The statute provides that in all other cases  
7 the person is guilty of a disorderly persons offense.

8 This bill would amend subsection b. of N.J.S.A.2C:29-9 to provide  
9 that violation of an order entered under the provisions of a  
10 substantially similar statute under the laws of another state or the  
11 United States would also constitute contempt of a domestic violence  
12 order.

ASSEMBLY JUDICIARY COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 3919**

**STATE OF NEW JERSEY**

DATED: DECEMBER 8, 2005

The Assembly Judiciary Committee reports favorably Assembly Bill No. 3919.

This bill would provide that persons who violate domestic violence orders issued by other states would be guilty of the offense of contempt of a domestic violence order in this State.

Currently, under the provisions of N.J.S.A.2C:29-9, a person is guilty of a crime of the fourth degree if that person purposely or knowingly violates any provision in an order entered under the provisions of the "Prevention of Domestic Violence Act of 1991," N.J.S.A.2C:25-17 et al., when the conduct which constitutes the violation could also constitute a crime or a disorderly persons offense. The statute also provides that in all other cases the person is guilty of a disorderly persons offense. In addition, the statute provides that it is inapplicable to certain orders, such as orders pertaining to parenting time and orders requiring defendant to pay compensation.

This bill would amend subsection b. of N.J.S.A.2C:29-9 to provide that violation of an order entered under the provisions of a substantially similar statute under the laws of another state or the United States would also constitute contempt of a domestic violence order.

This bill is identical to Senate Bill No. 2161 (1R).