

56:8-2.7

LEGISLATIVE HISTORY CHECKLIST

NJSA 56:8-2.7

Laws of 1975 Chapter 293

Bill No. S1501

Sponsor(s) Menza & Others

Date Introduced Nov. 25, 1974

Committee: Assembly Commerce, Industry & Professions

Senate Law, Public Safety & Defense

Amended during passage Yes No

Date of passage: Assembly Nov. 24, 1975

Senate Feb. 10, 1975

Date of approval Jan. 19, 1976

Following statements are attached if available:

Sponsor statement Yes ~~No~~

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

Cited in Sponsors' Statement:

974.90 N. J. Commn. of Investigation.
I62 Final report and recommendations on the investigation of profit-
1974b oriented companies operating in a pseudo-charitable manner.
Sept., 1974. (Proposed supplement to 56:8-1 et seq. at page 99
of above report.)

10/4/76

JUN 1977

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SENATE, No. 1501

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 25, 1974

By Senators MENZA, SCARDINO, FAY and DUNN

Referred to Committee on Law, Public Safety and Defense

A SUPPLEMENT to "An act concerning consumer fraud, its prevention, and providing penalties therefor," approved June 9, 1960 (P. L. 1960, c. 39, C. 56:8-1 et seq.).

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

1 1. It shall be an unlawful practice for any person to solicit funds
2 or a contribution of any kind, or to sell or offer for sale any goods,
3 wares, merchandise or services, by telephone or otherwise, where
4 it has been falsely represented by such person or where the con-
5 sumer has been falsely led to believe that such person is soliciting
6 by or on behalf of any charitable or nonprofit organization, or
7 that a contribution to or purchase from such person shall sub-
8 stantially benefit handicapped persons.

1 2. This act shall take effect immediately.

STATEMENT

This bill is one of two bills based upon the recommendations of the State Commission of Investigation with the aim of protecting the public against false representation of an organization as being charitable, philanthropic or nonprofit.

SENATE LAW, PUBLIC SAFETY AND DEFENSE
COMMITTEE

STATEMENT TO
SENATE, No. 1501

STATE OF NEW JERSEY

DATED: JANUARY 27, 1975

This bill prohibits an organization from misrepresenting itself as charitable or non-profit or for the benefit of the handicapped in the course of soliciting funds or selling goods.

JANUARY 19, 1976

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

DICK CAMPBELL

Governor Brendan Byrne signed into law today two bills designed to strengthen and clarify the state's consumer fraud laws.

One bill, A-1034, sponsored by Assemblyman Byron M. Baer, D-Bergen, makes it clear that real estate is covered by the law which prohibits and provides penalties for misleading, deceptive or fraudulent advertising.

The other measure, S-1501, sponsored by Senator Alexander Menza, D-Union, is intended to protect the public against the false representation of an organization as being charitable, philanthropic or non-profit.

The bill makes it illegal to sell or offer for sale any merchandise where it has been falsely represented that the sale or solicitation is being made on behalf of a charitable or non-profit organization, or that a purchase will substantially benefit handicapped persons.

Baer said his bill will increase the protection of home owners and tenants by extending to real estate the broad and strong provisions of the consumer fraud law.

"This gives jurisdiction over real estate fraud to the Division of Consumer Affairs so that disputes will no longer be decided by a board composed of real estate professionals," he said.

Previously, he pointed out, complaints concerning real estate have been heard by the State Real Estate Commission.

Baer said the new law also broadens the protection and increases the penalties for violations because the jurisdiction of the Division is greater and the penalties of the consumer fraud law are higher than those of the Commission.

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