

2C:41-1

LEGISLATIVE HISTORY CHECKLIST  
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(Child pornography--racketeering)

NJSA: 2C:41-1  
LAWS OF: 1995 CHAPTER: 110  
BILL NO: A39  
SPONSOR(S): Corodemus and Solomon  
DATE INTRODUCED: June 9, 1994  
COMMITTEE: ASSEMBLY: Judiciary  
SENATE: Judiciary  
AMENDED DURING PASSAGE: No  
DATE OF PASSAGE: ASSEMBLY: June 20, 1995  
SENATE: May 11, 1995  
DATE OF APPROVAL: June 1, 1995  
FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:  
SPONSOR STATEMENT: Yes  
COMMITTEE STATEMENT: ASSEMBLY: Yes  
SENATE: Yes  
FISCAL NOTE: No  
VETO MESSAGE: No  
MESSAGE ON SIGNING: No  
FOLLOWING WERE PRINTED:  
REPORTS: No  
HEARINGS: No

See newspaper clippings--~~attached~~:

"State's child pornography laws strengthened," 6-2-94, Star Ledger.

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1 interest in property.

2 c. "Enterprise" includes any individual, sole proprietorship,  
3 partnership, corporation, business or charitable trust, association,  
4 or other legal entity, any union or group of individuals associated  
5 in fact although not a legal entity, and it includes illicit as well  
6 as licit enterprises and governmental as well as other entities.

7 d. "Pattern of racketeering activity" requires

8 (1) Engaging in at least two incidents of racketeering conduct  
9 one of which shall have occurred after the effective date of this  
10 act and the last of which shall have occurred within 10 years  
11 (excluding any period of imprisonment) after a prior incident of  
12 racketeering activity; and

13 (2) A showing that the incidents of racketeering activity  
14 embrace criminal conduct that has either the same or similar  
15 purposes, results, participants or victims or methods of  
16 commission or are otherwise interrelated by distinguishing  
17 characteristics and are not isolated incidents.

18 e. "Unlawful debt" means a debt

19 (1) Which was incurred or contracted in gambling activity  
20 which was in violation of the law of the United States, a state or  
21 political subdivision thereof; or

22 (2) Which is unenforceable under State or federal law in whole  
23 or in part as to principal or interest because of the laws relating  
24 to usury.

25 f. "Documentary material" includes any book, paper,  
26 document, writing, drawing, graph, chart, photograph,  
27 phonorecord, magnetic or recording or video tape, computer  
28 printout, other data compilation from which information can be  
29 obtained or from which information can be translated into  
30 useable form or other tangible item.

31 g. "Attorney General" includes the Attorney General of New  
32 Jersey, his assistants and deputies. The term shall also include a  
33 county prosecutor or his designated assistant prosecutor if a  
34 county prosecutor is expressly authorized in writing by the  
35 Attorney General to carry out the powers conferred on the  
36 Attorney General by this chapter.

37 h. "Trade or commerce" shall include all economic activity  
38 involving or relating to any commodity or service.

39 (cf: P.L.1987, c.106, s.7)

40 2. This act shall take effect immediately.

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#### 43 STATEMENT

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45 This bill would add crimes involving trafficking in child  
46 pornography to the offenses defined as "racketeering activity"  
47 under New Jersey anti-racketeering statutes (N.J.S.2C:41-1 et  
48 seq.)

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53 Includes trafficking in child pornography as a form of  
54 racketeering.

ASSEMBLY JUDICIARY, LAW AND PUBLIC SAFETY  
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 39

STATE OF NEW JERSEY

DATED: JUNE 13, 1994

The Assembly Judiciary, Law and Public Safety Committee reports favorably Assembly Bill No. 39.

This bill would add crimes involving trafficking in child pornography to the offenses defined as "racketeering activity" under New Jersey anti-racketeering statutes (N.J.S.2C:41-1 et seq.) The bill amends the definitional section, N.J.S.2C:41-1, to include a reference to certain violations of subsection b. of N.J.S.2C:24-4. The bill excludes subparagraph (b) of paragraph (5) of subsection b. which pertains to knowingly possessing or viewing certain photographs or films.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 39

STATE OF NEW JERSEY

DATED: NOVEMBER 3, 1994

The Senate Judiciary Committee reports favorably Assembly, No. 39.

This bill would add crimes involving trafficking in child pornography to the offenses defined as "racketeering activity" under New Jersey anti-racketeering statutes (N.J.S.2C:41-1 et seq.).