

2C:13-6

LEGISLATIVE HISTORY CHECKLIST
Compiled by the NJ State Law Library

(Luring child--penalties)

NJSA: 2C:13-6
LAWS OF: 1994 **CHAPTER:** 91
BILL NO: S869
SPONSOR(S): Bennett and others
DATE INTRODUCED: March 21, 1994
COMMITTEE: **ASSEMBLY:** ---
SENATE: Judiciary
AMENDED DURING PASSAGE: No
DATE OF PASSAGE: **ASSEMBLY:** June 20, 1994
SENATE: May 23, 1994
DATE OF APPROVAL: August 9, 1994

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes
COMMITTEE STATEMENT: **ASSEMBLY:** No
SENATE: Yes
FISCAL NOTE: No
VETO MESSAGE: No
MESSAGE ON SIGNING: Yes
FOLLOWING WERE PRINTED:
REPORTS: No
HEARINGS: No

See newspaper clippings--attached
KBG:pp

1 AN ACT concerning the offense of attempting to lure a child
2 under certain circumstances and amending P.L.1993, c.291.

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

6 1. Section 1 of P.L.1993, c.291 (C.2C:13-6) is amended to read
7 as follows:

8 1. A person commits a crime of the third degree if he
9 attempts to lure or entice a child into a motor vehicle, structure
10 or isolated area with a purpose to commit a criminal offense with
11 or against the child.

12 "Child" as used in this act means a person less than 18 years
13 old.

14 "Structure" as used in this act means any building, room, ship,
15 vessel or airplane and also means any place adapted for overnight
16 accomodation of persons, or for carrying on business therein,
17 whether or not a person is actually present.

18 Nothing herein shall be deemed to preclude, if the evidence so
19 warrants, an indictment and conviction for attempted kidnapping
20 under the provisions of N.J.S.2C:13-1.

21 (cf: P.L.1993,c.291)

22 2. This act shall take effect immediately.

23

24

25 STATEMENT

26

27 N.J.S.A. 2C:13-6 (enacted as P.L.1993, c.291), made it a crime
28 of the third degree to attempt to lure or entice a child into a
29 motor vehicle with purpose to commit a criminal offense
30 involving the child.

31 This bill would expand the provisions of N.J.S.A. 2C:13-6 to
32 also make it a crime of the third degree to attempt to lure or
33 entice a child into a structure or isolated area with purpose to
34 commit a criminal offense involving the child.

35 It is the sponsors' intent to close a gap in the law between the
36 crime of attempted kidnapping and the lesser offense of
37 harassment for those instances in which a person unsuccessfully
38 tries to lure a child into a structure or isolated area with a
39 criminal purpose.

40

41

42

43

44 Makes it a crime of the third degree to attempt to lure or
45 entice a child into a structure or isolated area.

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.

SENATE, No. 869

STATE OF NEW JERSEY

INTRODUCED MARCH 21, 1994

By Senators BENNETT, PALAIA
and Ciesla

1 AN ACT concerning the offense of attempting to lure a child
2 under certain circumstances and amending P.L.1993, c.291.

3

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

6 1. Section 1 of P.L.1993, c.291 (C.2C:13-6) is amended to read
7 as follows:

8 1. A person commits a crime of the third degree if he
9 attempts to lure or entice a child into a motor vehicle, structure
10 or isolated area with a purpose to commit a criminal offense with
11 or against the child.

12 "Child" as used in this act means a person less than 18 years
13 old.

14 "Structure" as used in this act means any building, room, ship,
15 vessel or airplane and also means any place adapted for overnight
16 accomodation of persons, or for carrying on business therein,
17 whether or not a person is actually present.

18 Nothing herein shall be deemed to preclude, if the evidence so
19 warrants, an indictment and conviction for attempted kidnapping
20 under the provisions of N.J.S.2C:13-1.

21 (cf: P.L.1993,c.291)

22 2. This act shall take effect immediately.

23

24

25 STATEMENT

26

27 N.J.S.A. 2C:13-6 (enacted as P.L.1993, c.291), made it a crime
28 of the third degree to attempt to lure or entice a child into a
29 motor vehicle with purpose to commit a criminal offense
30 involving the child.

31 This bill would expand the provisions of N.J.S.A. 2C:13-6 to
32 also make it a crime of the third degree to attempt to lure or
33 entice a child into a structure or isolated area with purpose to
34 commit a criminal offense involving the child.

35 It is the sponsors' intent to close a gap in the law between the
36 crime of attempted kidnapping and the lesser offense of
37 harassment for those instances in which a person unsuccessfully
38 tries to lure a child into a structure or isolated area with a
39 criminal purpose.

40

41

42

43

44 Makes it a crime of the third degree to attempt to lure or
45 entice a child into a structure or isolated area.

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.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

SENATE, No. 869

STATE OF NEW JERSEY

DATED: MAY 16, 1994

The Senate Judiciary Committee reports favorably Senate Bill No. 869.

N.J.S.A.2C:13-6 presently provides that a person is guilty of a crime of the third degree if the person attempts to lure or entice a child into a motor vehicle for the purpose of committing a criminal offense involving the child. This bill would expand the scope of N.J.S.A.2C:13-6 to include attempting to lure or entice a child into a structure or isolated area for the purpose of committing a criminal offense involving the child.

Post-It™ brand fax transmittal memo 7671		# of pages ▶ 4
To Kay Gordon	From Communications	
Co. State Library	Co.	
Dept.	Phone #	
Fax # 984-7901	Fax #	

STATE OF NEW JERSEY
OFFICE OF THE GOVERNOR
CN-001
TRENTON
08625
(609) 292-6000

CHRISTINE TODD WHITMAN
GOVERNOR

Contact: Bob McHugh
609-777-2600

Aug. 8, 1994

Gov. Christie Whitman today signed into law three bills expanding New Jersey's protection of children from criminals.

One measure signed by the Governor toughens sentencing procedures for criminals who prey on children. Another law increases the penalties for criminal trespass at a school. The final bill makes it a crime to lure a child into a building or isolated area.

"These bills will make our neighborhoods and schools safer for children. We will not allow criminals to prey on children and we will continue to take specific action to make sure they can't," Whitman said during a bill signing ceremony in her office.

Whitman signed S-870, which expands the provisions of the existing statute requiring pre-sentencing reports for criminal defendants. Under the new law, reports on defendants convicted of crimes against children must include a detailed report of that defendant's mental condition, subject only to the discretion of the court.

The Governor also signed S-868, which elevates criminal trespass in a school or on school property. Crimes of the fourth degree are punishable by imprisonment of up to 18 months, a fine of up to \$1,000 or both.

Finally, Whitman approved S-869, which makes it a crime of the third degree to lure or entice a child into a building or secluded place with the intention of committing a criminal offense involving the child. The bill expands existing law which makes it a crime to lure a child into a motor vehicle for similar purposes.

Crimes of the third degree are punishable by imprisonment of up to three to five years, a fine of up to \$7,500 or both.

All three bills were sponsored by Sens. John Bennett and Joseph Palaia, both R-Monmouth.