

2A:162-11

LEGISLATIVE HISTORY CHECKLIST

NJSA 2A:162-11

Laws of 1974 Chapter 93

Bill No. A 502

Sponsor(s) Perskie

Date Introduced Pre-filed

Committee: Assembly Judiciary

Senate Judiciary

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

Date of passage: Assembly April 16

Senate May 13

Date of approval Sept 10

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

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CHAPTER 93 LAWS OF N. J. 1974
APPROVED 9-10-74
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ASSEMBLY, No. 502

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1974 SESSION

By Assemblyman PERSKIE

AN ACT concerning bail and recognizances in criminal cases, and supplementing chapter 162 of Title 2A of the New Jersey Statutes.

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

1 1. In every case where a person has been convicted in a municipal
2 court of a disorderly persons violation, and he has not violated
3 or forfeited his bail or recognizance, such bail or recognizance shall
4 continue in the same terms and effect pending appeal to a County
5 Court in lieu of posting a new bond in connection with the appeal*,
6 *or in the alternative the judge of the municipal court may discharge*
7 *any such bail or recognizance and release the person on his own*
8 *recognizance*.*

1 2. This act shall take effect immediately and shall apply to all
2 bails and recognizances entered after enactment.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 502

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—◆—
STATE OF NEW JERSEY
—◆—

DATED: MAY 6, 1974

Under Rule 2:9-4 of the New Jersey Rules Governing the Courts of the State of New Jersey, a defendant may be admitted to bail after conviction pending an appeal.

By Rule 3:26-4(e), the bail or recognizance is discharged by reason of a judgment so a new bail or recognizance must then be granted. This means that a defendant, in addition to the fee he paid to a bail bondsman for his original bail, must pay a second fee if he is convicted and wishes to appeal and continue on bail.

This bill would require the county court to continue the bail previously granted or grant a release on recognizance pending the defendant's appeal to the county court from the municipal court.

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