

ASSEMBLY, No. 1649

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman ANNETTE QUIJANO

District 20 (Union)

Assemblywoman YVONNE LOPEZ

District 19 (Middlesex)

Assemblyman CRAIG J. COUGHLIN

District 19 (Middlesex)

Assemblyman RALPH R. CAPUTO

District 28 (Essex)

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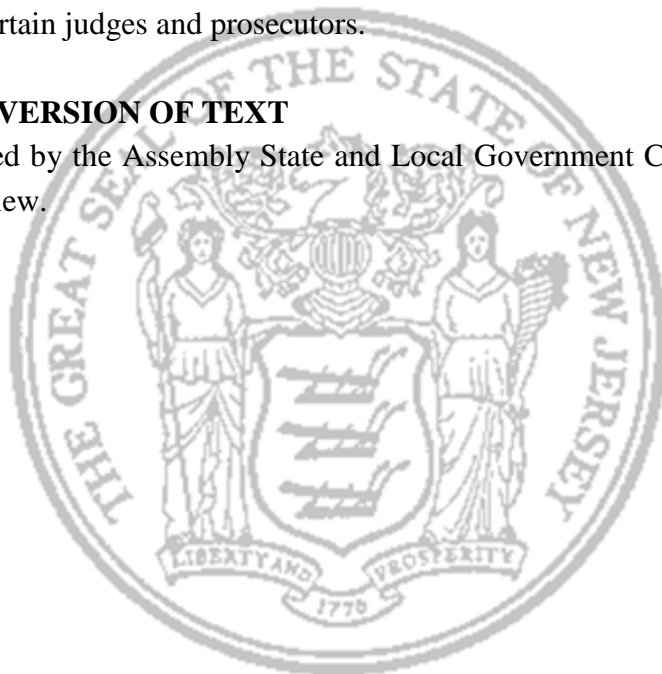
**Assemblywoman Downey, Assemblyman DePhillips, Assemblywomen
Timberlake and DiMaso**

SYNOPSIS

Prohibits posting or publishing on Internet home address or telephone number of certain judges and prosecutors.

CURRENT VERSION OF TEXT

As reported by the Assembly State and Local Government Committee with technical review.



(Sponsorship Updated As Of: 9/17/2020)

1 AN ACT prohibiting disclosure of certain information regarding
2 certain judges and prosecutors and amending P.L.2015, c.226.

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

6
7 1. Section 1 of P.L.2015, c.226 (C.2C:20-31.1) is amended to
8 read as follows:

9 1. A person shall not knowingly, with purpose to expose
10 another to harassment or risk of harm to life or property, or in
11 reckless disregard of the probability of such exposure, post or
12 publish on the Internet the home address or unpublished home
13 telephone number of any active or retired law enforcement officer,
14 **【law enforcement officer】** judge of any court of law of this State, or
15 State, county, or municipal prosecutor, or the spouse or child **【of a**
16 **law enforcement officer】** thereof. A reckless violation of this
17 section is a crime of the fourth degree. A purposeful violation of
18 this section is a crime of the third degree.

19 (cf: P.L.2015, c.226, s.1)

20

21 2. Section 2 of P.L.2015, c.226 (C.47:1-17) is amended to read
22 as follows:

23 2. A State or local governmental agency shall not knowingly
24 post or publish on the Internet the home address or unpublished
25 home telephone number of any active or retired law enforcement
26 officer **【or law enforcement officer】** , judge of any court of law of
27 this State, or State, county, or municipal prosecutor without first
28 obtaining the written permission of that **【law enforcement officer or**
29 **retired law enforcement officer】** individual.

30 (cf: P.L.2015, c.226, s.2)

31

32 3. Section 3 of P.L.2015, c.226 (C.56:8-166.1) is amended to
33 read as follows:

34 3. a. A person, business, or association shall not disclose on
35 the Internet the home address or unpublished home telephone
36 number of **【a law enforcement officer or】** an active or retired law
37 enforcement officer, judge of any court of law of this State, or
38 State, county, or municipal prosecutor under circumstances in
39 which a reasonable person would believe that providing that
40 information would expose another to harassment or risk of harm to
41 life or property.

42 b. A person, business, or association that violates subsection a.
43 of this section shall be liable to the **【law enforcement officer,】**
44 active or retired law enforcement officer, judge of any court of law
45 of this State, or State, county, or municipal prosecutor, or any other
46 person residing at the home address of the **【law enforcement**

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 officer] active or retired law enforcement officer, judge of any
2 court of law of this State, or State, county, or municipal prosecutor,
3 who may bring a civil action in the Superior Court.
4 c. The court may award:
5 (1) actual damages, but not less than liquidated damages
6 computed at the rate of \$1,000 for each violation of this act;
7 (2) punitive damages upon proof of willful or reckless disregard
8 of the law;
9 (3) reasonable attorney's fees and other litigation costs
10 reasonably incurred; and
11 (4) any other preliminary and equitable relief as the court
12 determines to be appropriate.
13 d. For the purposes of this section, "disclose" shall mean to
14 solicit, sell, manufacture, give, provide, lend, trade, mail, deliver,
15 transfer, publish, distribute, circulate, disseminate, present, exhibit,
16 advertise or offer.
17 (cf: P.L.2015, c.226, s.3)
18
19 4. This act shall take effect immediately.