

ASSEMBLY, No. 2590

STATE OF NEW JERSEY

INTRODUCED DECEMBER 16, 1996

By Assemblyman O'TOOLE

1 AN ACT concerning penalties for violations of certain civil rights and  
2 amending P.L. 1983, c. 412.

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

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7 1. Section 2 of P.L. 1983, c. 412 (C. 10:5-14.1a.) is amended to  
8 read as follows:

9 2. Any person who violates any of the provisions of the "Law  
10 Against Discrimination," P.L.1945, c. 169 (C. 10:5-1 et seq.), shall,  
11 in addition to any other relief or affirmative action provided by law, be  
12 liable to a penalty of not more than ~~[\$2,000.00]~~ \$5,000.00 for the first  
13 offense and not more than ~~[\$5,000.00]~~ \$10,000.00 for the second and  
14 each subsequent offense. The penalties shall be determined by the  
15 director in such amounts as he deems proper under the circumstances  
16 and included in his order following his finding of an unlawful  
17 discrimination or an unlawful employment practice pursuant to section  
18 16 of P.L.1945, c. 169 (C. 10:5-17). Any such amounts collected by  
19 the director shall be paid forthwith into the State Treasury for the  
20 general purposes of the State, except that at least 75% of each penalty,  
21 upon collection, shall be dedicated to the operational expenses of the  
22 Division on Civil Rights in the Department of Law and Public Safety.  
23 (cf: P.L.1983, c. 412, s. 2)

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25 2. This act shall take effect immediately .

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STATEMENT

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30 This bill would increase the penalties for a violation of New Jersey's  
31 Law Against Discrimination," N.J.S.A. 10:5-1 et seq., from \$2,000.00  
32 to \$5,000.00 for the first violation. In addition, the bill would increase  
33 the maximum fine for a second and any subsequent violation from  
34 \$5,000.00 to \$10,000.00.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1       The bill would also provide that 75% of each penalty, upon  
2 collection, would be dedicated to the operational expenses of the  
3 Division on Civil Rights in the Department of the Law and Public  
4 Safety.

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9       Increases penalties for violations of Law Against Discrimination.