

[Passed Both Houses]

[Second Reprint]

SENATE, No. 1569

STATE OF NEW JERSEY

INTRODUCED OCTOBER 3, 1996

**By Senators O'CONNOR, Matheussen, Rice,
Assemblymen Lance and Bagger**

1 **AN ACT** An act concerning juvenile justice and amending ¹[P.L.1983,
2 c.404] P.L.1982, c.77¹.

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

6
7 1. Section 4 of P.L.1982, c.77 (C.2A:4A-23) is amended to read
8 as follows:

9 4. Definition of delinquency. As used in this act, "delinquency"
10 means the commission of an act by a juvenile which if committed by
11 an adult would constitute:

12 a. A crime;

13 b. A disorderly persons offense or petty disorderly persons offense;
14 or

15 c. A violation of any other penal statute, ordinance or regulation.

16 But, the commission of (1) an act which constitutes a violation of
17 chapter 3, 4, 6 or 8 of Title 39 of the Revised Statutes by a juvenile of
18 any age; (2) an act relating to the ownership or operation of a
19 motorized bicycle which constitutes a violation of chapter 3 or 4 of
20 Title 39 of the Revised Statutes by a juvenile of any age; (3) an act
21 which constitutes a violation of article 3 or 6 of chapter 4 of Title 39
22 of the Revised Statutes pertaining to pedestrians and bicycles, by a
23 juvenile of any age; ²[or]² (4) the commission of an act which
24 constitutes a violation of P.L.1981, c.318 (C.26:3D-1 et seq.),
25 P.L.1981, c.319 (C.26:3D-7 et seq.), P.L.1981, c.320 (C.26:3D-15 et
26 seq.), P.L.1985, c.185 (C.26:3E-7 et seq.), P.L.1985, c.186
27 (C.26:3D-32 et seq.), N.J.S.2C:33-13, P.L.1985, c.318 (C.26:3D-38

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SJU committee amendments adopted March 10, 1997.

² Assembly AJU committee amendments adopted December 15, 1997.

1 et seq.), P.L.1985, c.381 (C.26:3D-46 et seq.), or of any amendment
2 or supplement thereof, by a juvenile of any age; [or](5) an act which
3 constitutes a violation of chapter 7 of Title 12 of the Revised Statutes
4 relating to the regulation and registration of power vessels, by a
5 juvenile of any age or section 2 of P.L.1987, c.453 (C.12:7-61); or (6)
6 an act which constitutes a violation of ²a municipal ordinance enacted
7 pursuant to² section 2 of P.L.1992, c.132 (C.40:48-2.52) pertaining
8 to curfew ordinances shall not constitute delinquency as defined in this
9 act. The municipal court having jurisdiction over a case involving a
10 violation by a juvenile of a section of Title 26 listed in this subsection,
11 Title 40 listed in this subsection or N.J.S.2C:33-13, shall forward a
12 copy of the record of conviction in that case to the Family Part intake
13 service of the county where the municipal court is located. If a
14 municipal court orders detention or imposes a term of imprisonment
15 on a juvenile in connection with a violation of Title 39 of the Revised
16 Statutes, chapter 7 of Title 12 of the Revised Statutes, Title 40 of the
17 the Revised Statutes or N.J.S.2C:33-13, that detention or term of
18 imprisonment shall be served at a suitable juvenile institution and not
19 at a county jail or county workhouse.

20 (cf: P.L.1991, c.96, s.1)

21

22 2. This act shall take effect immediately.

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27 Provides for municipal court jurisdiction over certain juvenile offenses.