

SENATE, No. 2084

STATE OF NEW JERSEY

INTRODUCED MAY 15, 1997

By Senator CAFIERO

1 AN ACT concerning the effect of seasonal population on crime  
2 reporting, amending P.L.1966, c.37 and supplementing Title 34 of  
3 the Revised Statutes.

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

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8 1. Section 4 of P.L.1966, c.37 (C.52:17B-5.4) is amended to read  
9 as follows:

10 4. a. Upon receipt of such information the Attorney General shall  
11 have such data collated and formulated and shall compile such  
12 statistics as he may deem necessary in order to present a proper  
13 classification and analysis of the volume and nature of crime and the  
14 administration of criminal justice within this State.

15 b. The classification and analysis presented in accordance with  
16 subsection a. shall include a section on the per capita crime statistics  
17 for a resort municipality as defined in section 3 of P.L. , c. (C. )  
18 (now pending before the Legislature as this bill). That section shall  
19 contain data based on both the population of the resort municipality  
20 and the annual mean population of that municipality as estimated by  
21 the Department of Labor pursuant to section 2 of P.L. , c. (C. )  
22 (now pending before the Legislature as this bill).

23 (cf: P.L.1966, c.37, s.4)

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25 2. (New section) The Department of Labor shall annually  
26 determine which municipalities qualify as resort municipalities and  
27 determine and certify the annual mean population of resort  
28 municipalities. This information shall be transmitted to the Office of  
29 the Attorney General by March 31 following the end of the reporting  
30 year for use in the preparation of per capita crime statistics pursuant  
31 to section 4 of P.L.1966, c.37 (C.52:17B-5.4). The first determination  
32 shall be made as soon as practicable, but no later than one year after  
33 the effective date of this act.

**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 3. (New section) As used in this act:

2 "Annual mean population" means for each resort municipality the  
3 following:

$$4 \qquad \qquad \qquad 12P + 3SP$$
$$5 \qquad \qquad \qquad AMP = \frac{\qquad \qquad \qquad}{\qquad \qquad \qquad}$$
$$6 \qquad \qquad \qquad \qquad \qquad \qquad 12$$

7 where AMP equals Annual Mean Population

8 P equals Population

9 SP equals Seasonal Population.

10 "Population" means the year-round population of the resort  
11 municipality shown in the most recent State population estimates  
12 published by the Department of Labor, except that in the year of  
13 promulgation of a Federal decennial census, the census figures shall be  
14 used.

15 "Resort municipality" means a municipality which, because of its  
16 recreational, entertainment or amusement characteristics or facilities  
17 or its close proximity to such characteristics or facilities, experiences  
18 a total increase during the seasonal period in the number of persons  
19 temporarily resident therein of 25 percent or more of its population.

20 "Seasonal population" means the average of the estimated number  
21 of persons temporarily resident in the municipality during the three  
22 consecutive months when the temporary population is greatest.

23 "Temporarily resident" means the occupying for any period of time  
24 during the seasonal period by any person not counted as a resident of  
25 the municipality for population purposes of an accommodation in a  
26 rented residential unit or vacation home.

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28 4. (New section) a. The seasonal population of each resort  
29 municipality shall be estimated by the Department of Labor by taking  
30 into account such factors as it deems advisable and appropriate to  
31 determine such estimates.

32 b. The department may call for and obtain any records and  
33 assistance of the several departments and divisions of the State and the  
34 respective municipalities as it deems necessary or helpful in carrying  
35 out the purposes of this act.

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37 5. (New section) The Commissioner of Labor may adopt and  
38 promulgate, pursuant to the "Administrative Procedure Act,"  
39 P.L.1968, c.410 (C.52:14B-1 et seq.), such rules and regulations to  
40 effectuate the purposes of this act as he shall deem necessary.

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42 6. This act shall take effect immediately.

## STATEMENT

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3 This bill addresses distortions in reported crime rates for resort  
4 municipalities which result from a failure to include seasonal  
5 population data when calculating these rates. Consequently, the per  
6 capita crime rate in resort municipalities may appear to be inordinately  
7 higher than that in non-resort municipalities with comparable  
8 permanent populations.

9 The bill requires the Attorney General to include a section in the  
10 annual Uniform Crime Report that accounts for seasonal visitors in  
11 the compilation of uniform crime rates for resort municipalities. This  
12 would be done by using the annual mean population of a resort  
13 municipality, which is the annualized average of its permanent and  
14 seasonal populations. Crime statistics would be provided for both  
15 adults and juveniles in these municipalities.

16 The Department of Labor would be required to estimate the annual  
17 mean population of resort municipalities. The department also would  
18 be required to calculate the total seasonal populations of these  
19 municipalities based on factors it deems appropriate.

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24 Requires total seasonal population of resort municipalities to be  
25 included in Uniform Crime Report.