

## CODIFICATION OF PUBLIC LAWS OF 2005

<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 2A</u></b>			
2A:4A-34	361	5/01/2006	Revises criteria for placing juveniles in detention.
2A:15-5.14	329	1/12/2006	Exempt punitive damage awarded under "Conscientious Employee Protection Act" from the maximum limit set by the "Punitive Damages Act," P.L.1995, c.142 (C.2A:15-5.9 et seq.), which is greater of \$350,000 or five times the awarded compensatory damages.
2A:39-1 2A:42-10.16	319	1/12/2006	Concerns eviction proceedings; establishes penalties for forcible entry or detainer of residential property and damage to rental premises.
2A:4A-50	165	8/05/2005	Clarifies that law enforcement agencies may access juvenile central registry information.

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2A:156A-29	58	3/28/2005	Requires provider of electronic communication service or remote computing service to disclose to State Commission of Investigation certain information in response to a subpoena issued by the State Commission of Investigation.
2A:156A-29	270	5/01/2006	Expands information which provider of electronic communications or remote computing services must disclose to authorized law enforcement agency.
2A:170-51.4 2A:170-51.1	384	4/15/2006, except that the Commissioner of Health and Senior Services may take such anticipatory action as deemed necessary before that date.	Raises minimum age for sale and purchase of tobacco products from 18 to 19.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 2C</u></b>			
2C:3-11	250	1/04/2006	Exemption from “deadly force” justification standards for police using less-lethal ammunition.
2C:12-1	2	1/19/2005	Upgrades penalties for certain assaults committed against employees of public utilities, cable television or telecommunication services.
2C:13-7	1	1/18/2005	Creates third-degree crime if a person attempts, via electronic or any other means, to lure or entice another for purposes of committing a crime.
2C:13-8	77	4/26/2005	Creates the crime of human trafficking.

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2C:14-10 2C:46-1 2C:46-2 2C:46-4 2C:46-4.1	73	4/26/2005	Imposes additional penalties on sex offenders; creates the "Sex Crime Victim Treatment Fund" to provide counseling and treatment to sex crime victims and their families.
2C:17-3	316	1/12/2006	Upgrades the crime of criminal mischief under certain circumstances; creates new offense.
2C:17-3	319	1/12/2006	Clarifies that criminal mischief includes the damaging or destroying of a rental premises by a tenant in retaliation for institution of eviction proceedings.
2C:17-6	226	9/22/2005	Requires local law enforcement agencies to take a police report from a person who reasonably believes or reasonably suspects that he has been a victim of identity theft.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
2C:18-3	100	6/15/2005	Upgrades criminal trespass of power generation facility, waste treatment facility, public sewage facility, water treatment facility, public water facility, nuclear electric generating plant or any facility which stores, generates or handles any hazardous chemical or chemical compounds.
2C:20-2 2C:35-25 to 2C:35-28	207	8/24/2005	Restricts sale of ephedrine and pseudoephedrine and criminalizes possession of anhydrous ammonia under certain circumstances.
2C:21-6.1	225	9/22/2005	Makes the unlawful use or possession of a scanning device or reencoder a crime.
2C:21-2.1 2C:21-17 to 2C:21-17.5	224	9/22/2005	Expands identity theft statutes to include selling, manufacturing, possessing or exhibiting false birth certificates.
2C:29-3.1	24	1/26/2005	Provides penalties for injuring or killing search and rescue dogs.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
2C:29-9	333	1/12/2006	Provides that violation of domestic violence order issued in another jurisdiction would constitute contempt to a domestic violence order in New Jersey.
2C:33-13.1	384	4/15/2006	Raises minimum age for sale and purchase of tobacco products from 18 to 19.
2C:33-14 2C:44-24	96	9/01/2005	Criminalizes use of a traffic control preemption device to interfere with or impair the operation of a traffic control signal.
2C:34-1	77	4/26/2005	Provides affirmative defense to crime of human trafficking.
2C:35-2 2C:35-10.5	205	8/24/2005	Upgrades unlawful possession and distribution of prescription legend drugs.
2C:35-16	343	1/12/2006	Authorizes court to refrain from imposing driver's license suspension on defendant convicted of CDS if compelling circumstances exist.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
2C:39-6	216	11/01/2005	Amends firearms exemptions statute by changing title of State park ranger to State park police officer.
2C:39-6	372	1/12/2006	Amends firearms exemptions statute by clarifying that an officer of the New Jersey Society for the Prevention of Cruelty to Animals is a "humane law enforcement" officer.
2C:40-22	230	9/22/2005	"Christopher's Law;" makes it a crime for an unlicensed driver to be involved in a motor vehicle accident resulting in death or serious bodily injury.
2C:40-24	96	9/01/2005	Regulates certain devices with interfere with traffic control signals.
2C:41-1	77	4/26/2005	Adds crime of human trafficking to racketeering statute.
2C:49-5	321	1/12/2006	Imposes moratorium on imposition of the death penalty.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 4</u></b>			
4:22-11.1 to 4:22-11.13 4:22-26 4:22-44 4:22-47 4:22-55 to 4:22-57	372	1/12/2006	Reorganizes NJSPCA and county societies for the prevention of cruelty to animals; repeals R.S.4:22-1 through R.S.4:22-11, inclusive, and R.S. 4:22-14.
4:22-17 4:22-26	105	6/29/2005	Clarifies that cruelty to animals includes the use of an animal to injure another animal or the use of any direct or indirect means to inflict the cruelty.
<b><u>TITLE 13</u></b>			
13:1A-21 13:1L-21	216	11/01/2005	Changes title of State park ranger to State park police officer.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 18A</u></b>			
18A:6-4.3	322	1/12/2006	Authorizes colleges and universities to investigate the fitness of applicants for police officer.
18A:17:43.1	276	1/06/2006	Requires Police Training Commission, in consultation with the Attorney General, to develop training course for safe schools resource officers and school liaisons to law enforcement.
18A:40A-22 to 18A:40A-25	209	8/29/2005	Authorizes school boards to adopt policy for drug testing certain students.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 24</u></b>			
24:6B-1 24:6B-2 24:6B-11 24:6B-12 24:6B-14 to 24:6B-19 24:6B-20 to 24:6B-33	206	2/20/2006	Establishes licensing requirements and standards for pharmaceutical wholesale distributors.
<b><u>TITLE 26</u></b>			
26:2H-12.6b to 26:2H-12.6g	50	4/20/2005	Requires hospitals and satellite emergency departments to provide care to sexual assault victims and information about sexually transmitted diseases and emergency contraception, and the contraceptives upon request.
26:2H-5.12	278	1/06/2006	Exempts dentists from requirement that needles and sharp devices used in health care facilities have integrated safety features.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
26:3A2-20.1 26:2F-7	384	4/15/2006, except that the Commissioner of Health and Senior Services may take such anticipatory action as deemed necessary before that date.	Authorizes Commissioner of Health and Senior Services to enforce the prohibition on the sale and commercial distribution of tobacco products to persons under 19 years of age; provides for annual grants to local health agencies for local enforcement efforts concerning the sale and commercial distribution of tobacco products to persons under the age of 19 years.
26:4-2 26:8-62 26:13-1 to 26:13-30	222	9/14/2005	“Emergency Health Powers Act”
<b><u>TITLE 27</u></b>			
27:23-34.3 27:25A-21.3	62	4/7/2005	Allows obtaining information from toll collection monitoring systems and photo-monitoring systems under certain circumstances.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
<b><u>TITLE 30</u></b>			
30:4-123.80 to 30:4-123.88	189	8/11/2005 (sections 1 through 9 expire two years after enactment)	Establishes pilot program for satellite-based monitoring of certain sex offenders and authorizes certain sex offenders to submit to annual polygraph; appropriates \$3 million.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
30:4-27.2 30:4-34 30:4-56 30:4-60 30:4-63 30:4-66 30:4-80.1 30:4-80.6a 30:4-80.6	55	9/20/2005, except lien extinguish- ment provision (§8) is effective immediately; and the Commissioner of Human Services may take such anticipatory action in advance of the effective date as shall be necessary for implemen- tation of the act.	Changes laws governing financial liability for patients in psychiatric facilities and eliminates institutional liens for persons treated at State and county psychiatric facilities.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
30:14-4	309	1/11/2006	Adds the Commissioner of Labor and Workforce Development on Advisory Council on Domestic Violence.
30:14-6.1	309	1/11/2006	Requires Commissioner of Human Services to develop a plan to increase awareness for providers of services to victims of domestic violence of workforce development initiative.
<b><u>TITLE 32</u></b>			
32:1-154.2c	62	4/07/2005	Allows obtaining information from toll collection monitoring systems and photo-monitoring systems under certain conditions.
<b><u>TITLE 34</u></b>			
34:2-21.19	167	12/03/2005	Establishes Child Labor Law Enforcement Fund.

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34:1A-1.7 34:1A-1.8 34:1A-1.9	309	1/11/2006	"The Domestic Violence and Workforce Development Initiative Act."
34:15-43 34:15-75	222	9/14/2005	Extends state disability and death benefits under the "Emergency Health Powers Act."
34:19-3 34:19-5	329	1/12/2006	Enhances rights and remedies of employees who disclose or refuse to participate in fraudulent employer practices.

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<b><u>TITLE 39</u></b>			
39:1-1 39:3-10.11 39:3-10.12 39:3-10.14 39:3-10.15 39:3-10.18 39:3-10.20 39:3-10.22 39:4-128 39:4-128.11 39:5-25.1	147	9/30/2005	Revises certain statutes governing operation of commercial motor vehicles and establishes new offenses.
39:1-1 39:4-14.12 39:4-14.13 39:4.14.14 39:3-76.3a	159	7/19/2005	Regulates operation of motorized scooters and motorcycles.

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39:3-54.7 39:3-54.11 39:3-54.12 39:3-54.22 39:3-54.23	34	5/01/2005	Permits certain county or municipal Office of Emergency Management volunteers to display emergency warning lights on vehicles.
<b><u>TITLE 40</u></b>			
40:48-2.52	23	1/26/2005	Permits municipalities to adopt school-time curfew ordinances for juveniles.
<b><u>TITLE 40A</u></b>			
40A:14-178.1	75	4/26/2005	Requires municipalities appointing certain Class Two special officers to reimburse their former municipal employers for training costs.
<b><u>TITLE 43</u></b>			

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43:16A-5	381	1/12/2006	Allows members of PFRS hired during certain periods to serve until attainment of age 68 or 25 years of creditable service, whichever comes first.
<b><u>TITLE 45</u></b>			
45:9-27.19	48	9/17/2005	Permits physician assistants to prescribe controlled dangerous substances.

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45:19-28 to 45:19-42	376	2/01/2007, except that the Super- intendant may take such anticipatory action as deemed necessary before that date.	The "Bounty Hunter Licensing Act."
<b><u>TITLE 52</u></b>			
52:4B-11 52:4B-44	77	4/26/2005	Authorizes compensation and services to victims of crime of human trafficking.
52:4B-43.2	73	4/26/2005	Establishes "Sex Crime Victim Treatment Fund" to provide counseling and treatment to sex crime victims and their families.

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52:4B-44	50	4/20/2005	Requires the Attorney General, through the Office of Victim-Witness Advocacy, to comply with protocol regarding provision of information and services with regard to emergency contraception and sexually transmitted diseases in P.L.2005, c.50.
52:9M-1 52:9M-12.2 52:9M-15 52:9M-1.1 52:9M-1.2 52:9M-1.3	58	3/28/2005	Various amendments to statutes governing the State Commission of Investigation.
52:17B-4.6	319	1/12/2006	Requires notice to law enforcement explaining the provisions of certain actions relevant to evictions.

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52:17B-5.3	332	8/01/2006	Directs Attorney General to include gang information in the Uniform Crime Report; requires gang information on fingerprint card; appropriates \$70,000.
52:17B-68.1	263	1/05/2006	Requires certain DOC investigators to attend Police Training Commission Course.
52:17B-60	268	1/05/2006	Adds representatives of county correctional facilities and county juvenile detention centers to Police Training Commission.
52:17B-71.8	276	1/06/2006	Requires Police Training Commission, in consultation with the Attorney General, to develop training course for safe schools resource officers and school liaisons to law enforcement.

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52:17B-77.7 to 52:17B-77.10	72	10/15/2005; however, AG may take anticipatory administrative action in advance of the effective date.	Requires the Department of Law and Public Safety to establish training protocols for the State Police and local law enforcement personnel in the utilization of the Safe Return program to facilitate the safe recovery of persons with Alzheimer's disease and related disorders.
52:17B-210	347	8/01/2006, except that the Attorney General may take such anticipatory action as deemed necessary before that date.	Requires pamphlet for students about pedophile crimes; appropriates \$95,000.

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<b>Statute</b>	<b>Chapter No.</b>	<b>Effective Date</b>	<b>Description</b>
52:17B-88.10 52:17B-88.11	227	11/21/2005	Authorizes the State Medical Examiner to participate in research concerning sudden death in infancy and early childhood.
<b><u>TITLE 53</u></b>			
53:1-15.1	332	8/01/2006	Requires arresting officer to designate on fingerprint card whether crime was related to criminal street gang activity.
<b><u>TITLE 56</u></b>			
56:8-128	289	8/01/2006	Prohibits telemarketers from using technology designed to misrepresent their identity.
56:8-161 to 56:8-166 56:11-30 56:11-44 to 56:11-50	226	1/01/2006	The "Identity Theft Prevention Act."

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<b><u>TITLE 58</u></b>			
58:4-5 58:4-6	228	9/02/2005	Authorizes DEP to assess penalties for violations of the “safe Dam Act” and to charge owners for repairs to dams.
<b><u>NO STATUTORY ALLOCATION</u></b>	107		Establishes Gang Land Security Task Force.
<b><u>NO STATUTORY ALLOCATION</u></b>	321		Creates study commission on the death penalty and imposes moratorium on imposition of death penalty.

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