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Formerly incarcerated people are substantially more likely to experience housing instability compared to the general population. The Fair Chance in Housing Act (FCHA) ensures that people with past involvement in the criminal justice system have fair access to housing in New Jersey, thereby reducing recidivism and reducing racial disparities and discrimination in access to housing.

Under the FCHA, a housing provider is never required to consider a housing applicant’s criminal history. If it chooses to consider such information, this guide explains what can and cannot occur.

Under the FCHA, it is always unlawful for a housing provider to consider any of the following records:

1) Arrests or charges that did not result in a criminal conviction
2) Expunged convictions
3) Convictions erased through executive pardon
4) Vacated and otherwise legally nullified convictions
5) Juvenile adjudications of delinquency
6) Sealed records

Advertising/Initial Application/Conditional Offer:
If a housing provider chooses to consider criminal history, it must make a conditional offer of housing before doing so.

That means a housing provider cannot ask an applicant if they have a criminal history on their initial application materials, in an interview, or in any other way before making a conditional offer, and cannot advertise that it will refuse to consider applicants with criminal histories, with two limited exceptions:

• a conviction for the manufacture or production of methamphetamine on the premises of federally assisted housing, or
• a conviction that requires the applicant to register as a sex offender for life

In addition, if a housing provider chooses to consider an applicant’s criminal history, it must then provide the applicant with a Notice of Disclosure stating that criminal history will be considered and that the applicant has a right to provide evidence of mitigating factors, including inaccuracies in their criminal record and evidence of rehabilitation.
After a conditional offer, a housing provider may only consider:

1) Any conviction for murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault, or endangering the welfare of a child in violation of N.J.S.2C:24-4(b)(3);
2) Any conviction that requires lifetime state sex offender registration;
3) Any conviction for a 1st degree indictable offense, or release from prison for that offense, within the past 6 years;
4) Any conviction for a 2nd or 3rd degree indictable offense, or release from prison for that offense, within the past 4 years;
5) Any conviction for a 4th degree indictable offense, or release from prison for that offense, within the past 1 year.

Individualized Assessment. After a housing provider reviews the above permissible convictions, it must conduct an individualized assessment of the:

1) Nature and severity of the offense(s);
2) Applicant's age at the time of the offense(s);
3) How recently the offense(s) occurred;
4) Any information the applicant provided in their favor since the offense(s);
5) If the offense(s) happened again in the future, whether that would impact the safety of other tenants or property; and
6) Whether the offense(s) happened on, or was connected to, property that the applicant had rented or leased

Optional Withdrawal of Conditional Offer. If a housing provider decides to withdraw a conditional offer, it must provide an applicant with a Notice of Withdrawal that explains the specific reasons for the withdrawal, and notifies the applicant of their right to appeal the decision.

After receiving the above, the applicant has 30 days to request all of the information a housing provider relied upon. The housing provider must provide the requested information for free within 10 days of the request.

The applicant can appeal the withdrawal by submitting evidence of inaccuracies in their criminal record or evidence of rehabilitation. A housing provider must consider the information and provide a new determination within 30 days.

The FCHA protects against retaliation and sharing criminal history information. No one can retaliate against you for reporting possible FCHA violations, filing a complaint with DCR, or exercising any other rights under the FCHA. A housing provider cannot share an applicant's criminal history with anyone for any purpose other than to assess a housing application under the FCHA.

To file a complaint, go to NJCivilRights.gov or call 1-866-405-3050.

Please note, DCR enforces the FCHA, which protects anyone seeking housing in New Jersey, regardless of immigration or citizenship status.
The following Model Fair Housing Policy has been drafted by the New Jersey Division on Civil Rights to reflect housing protections set forth in the New Jersey Law Against Discrimination, N.J.S.A. § 10:5-1 to -49 (LAD), the Fair Chance in Housing Act, N.J.S.A. § 46:8-52 to -64 (FCHA), and federal Fair Housing laws. This Model Fair Housing Policy can be used by housing providers as a resource in creating their own fair housing policies.

Model Fair Housing Policy

It is the policy of [name of housing provider] to comply with the New Jersey Law Against Discrimination (LAD), N.J.S.A. § 10:5-1 to -49, and the Fair Chance in Housing Act (FCHA), N.J.S.A. § 46:8-52 to -64 (effective January 1, 2022).

LAD:

In compliance with the LAD, [name of housing provider] ensures that all housing, as well as all terms, conditions, and privileges associated with such housing, are available to all persons without regard to actual or perceived race, creed, religion, color, national origin, nationality, ancestry, pregnancy or breastfeeding, sex, gender identity or expression, sexual orientation, familial status (defined as having care or custody of a child under age 18 or being pregnant), disability, liability for service in the Armed Forces of the United States, marital status, civil union status, or domestic partnership status. The LAD also prohibits housing discrimination based on the source of lawful income used for rental or mortgage payments (including Section 8 housing choice vouchers, COVID-19 Emergency Rental Assistance Program (CVERAP), State Rental Assistance Programs (SRAP), temporary rental assistance (TRA), Eviction Prevention Program (EPP), unemployment benefits, child support, alimony, and supplemental security income.

This policy means that, among other things, the owners and operators of [name of housing provider] do not discriminate against persons in any aspect of the sale, rental, or occupancy of housing on the basis of their actual or perceived membership in an LAD-protected category or their association with someone who is a member of an LAD-protected category, or their source of lawful income. Specifically, they do not and will not:

A. Refuse to sell or rent, refuse to negotiate the sale or rental of, or otherwise make housing unavailable to any person on the basis of an LAD-protected category;

B. Discriminate against any person in the terms, conditions, or privileges of sale, rental, or occupancy, including cost of rental, on the basis of an LAD-protected category;

C. Evict or decline to renew the lease of any tenant on the basis of an LAD-protected category;

D. Make, print, or publish any statement, including print advertisements and online postings, expressing any preference for, limitation of, or discrimination based on an LAD-protected category;

E. Represent to any person that any dwelling is not available for inspection, rental, or sale, when the dwelling is in fact available, based on an LAD-protected category;
F. Steer persons away from their desired housing, or represent that a neighborhood is changing in a way that could lower property values, increase crime, or lower the quality of public services, including schools, because of an LAD-protected category;

G. Refuse to rent to a prospective tenant or discourage a prospective tenant from renting because they plan to pay with Section 8 housing choice vouchers, COVID-19 Emergency Rental Assistance Program (CVERAP), SRAP (State Rental Assistance Program), TRA (temporary rental assistance), Eviction Prevention Program (EPP), or any other subsidy or voucher provided by federal, state, or local rental-assistance programs; or other sources of income including unemployment benefits, child support, alimony, and supplemental security income; or express any such limitation or refusal in any printed advertisement, oral or written statement, or online posting (for example, statements like “No Section 8,” “TRA not accepted,” or “This property not approved for Section 8” are all prohibited);

H. Condition a person’s housing, or any of the terms, conditions, or privileges thereof, on acceptance of unwanted sexual advances or requests for sexual favors, or engage in unwanted, harassing conduct of a sexual nature that creates an intimidating, hostile, or offensive housing environment, or permit others to do so;

I. Engage in unwanted, harassing conduct based on any LAD-protected category that creates an intimidating, hostile, or offensive housing environment, or permit others to do so;

J. Undertake any of the actions listed in subsections (A) through (I) based on the person’s perceived membership in an LAD-protected category or their association with someone who is an actual or perceived member of an LAD-protected category;

K. Impose unreasonable occupancy restrictions to prevent families with children from moving in;

L. Refuse to grant reasonable accommodations and reasonable modifications to a person with a disability as explained further in Addendum A;

M. Selectively inquire about, or request information about and/or documentation of, a prospective tenant’s or buyer’s immigration or citizenship status because of the person’s actual or perceived national origin, race, or ethnicity;

N. Fail to account for a person’s receipt and use of rental assistance (such as Section 8 housing choice vouchers, SRAP, or TRA, EPP, unemployment benefits, child support, alimony, or supplemental security income) when applying minimum income requirements to a person’s rental application (any minimum income requirement, financial standard, or income standard must be calculated based only on the portion of the rent to be paid by the tenant, rather than the entire monthly rent).

O. Violate the U.S. Department of Housing and Urban Development’s April 2016 Guidance by imposing blanket exclusions on all individuals with any prior arrest or conviction; or
use criminal history as a pretext for intentionally discriminating on the basis of race or national origin.

**FCHA:**

In compliance with the FCHA, [name of housing provider] affirms that they will not inquire into applicants’ criminal histories on initial application materials, or otherwise consider applicants’ criminal records in any way, until after a conditional housing offer has been made, except for convictions of drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally assisted housing, or if the applicant is subject to a lifetime registration on a state sex offender registry.

Nothing about the FCHA requires landlords or housing providers to consider a person’s criminal record in housing. If a housing provider does review an applicant’s criminal history after a conditional offer, specific restrictions apply. A housing provider must conduct an individualized analysis of an applicant’s criminal record and may only deny housing if withdrawing a conditional offer is necessary to fulfill a substantial, legitimate, and nondiscriminatory interest.

[Name of housing provider] will also comply with the FCHA as follows:

- [Name of housing provider] will not consider certain types of criminal histories at all, including arrests or charges that did not result in a criminal conviction, expunged convictions, convictions erased through executive pardon, vacated and otherwise legally nullified convictions, juvenile adjudications of delinquency, and sealed records.

- If [Name of housing provider] chooses to consider an applicant’s criminal history after a conditional offer, they will only consider:
  - Convictions for murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault, endangering the welfare of a child in violation of N.J.S.2C:24-4(b)(3);
  - Convictions for any crime that requires lifetime state sex offender registration;
  - Any 1st degree indictable offense, or release from prison for that offense, within the past 6 years;
  - Any 2nd or 3rd degree indictable offense, or release from prison for that offense, within the past 4 years; or
  - Any 4th degree indictable offense, or release from prison for that offense, within the past 1 year.

- If [Name of housing provider] finds one of the aforementioned records in the applicant’s criminal history, [Name of housing provider] will conduct an individualized assessment based on the following factors to determine whether withdrawal of a conditional offer would fulfill a substantial, legitimate, and nondiscriminatory interest:
  - Nature and severity of the offense(s)
  - Applicant’s age at the time of the offense(s);
  - How recently the offense(s) occurred;
  - Any information the applicant provided in their favor since the offense(s);
If the offense(s) happened again in the future, whether that would impact the safety of other tenants or property; and
Whether the offense(s) happened on, or was connected to, property that the applicant had rented or leased

If [Name of housing provider] intends to consider criminal history as provided for under the FCHA after a conditional offer, they will not accept application fees before disclosing that fact to the applicant, and offering the applicant an opportunity to provide evidence of potential inaccuracies in their criminal record, other evidence of rehabilitation, or mitigating factors. This requirement can be fulfilled using the Model Disclosure Statement on DCR’s website, found at https://www.njoag.gov/wp-content/uploads/2021/12/Model-Disclosure-Statement_12.14.21.pdf.

If [Name of housing provider] withdraws a conditional offer based on an applicant’s criminal record, they must explain in writing their justification for doing so, which can be fulfilled using the Model Notice of Withdrawal on DCR’s website, found at https://www.njoag.gov/wp-content/uploads/2021/12/Model-Notice-of-Withdrawal_12.15.21.pdf. An applicant can then request the information the housing provider relied upon, and can submit mitigating information or inaccuracies related to aspects of their criminal record which may be considered under the FCHA, which the housing provider must then consider.

[Name of housing provider] will not discriminate against those with criminal records in any advertising, notices, or publications. [Name of housing provider] also will not require applicants to submit to drug or alcohol testing, or to provide information from a treatment facility.

If [name of housing provider] utilizes any vendor or outside person or entity to conduct a criminal record check on their behalf, [name of housing provider] shall take reasonable steps to ensure that the vendor or outside person or entity is conducting the criminal record check consistent with the requirements of the FCHA. [Name of housing provider] will be liable under the FCHA for relying on a criminal history inquiry conducted by a vendor or outside person or entity that is conducted in violation of the FCHA if it failed to take reasonable steps to ensure compliance. Specifically, if [name of housing provider] receives a criminal history inquiry conducted by a vendor or outside person or entity that is conducted in violation of the Act in that it reveals a record that is not permitted to be considered under the Act, [name of housing provider] must show that it did not rely on that information in making a determination about the applicant’s tenancy.

Any agent, employee, or designee of [name of housing provider] who fails to comply with this policy will be subject to appropriate disciplinary action. Please report any violation of this policy to [name and contact information for employee to whom complaints regarding a violation should be directed].

You cannot and will not be subjected to retaliation for making a complaint under this policy or for attempting to exercise your rights under this policy, the LAD, or the FCHA.
Any action taken by [name of housing provider]’s agent, employee, or designee in violation of the requirements laid out in this policy may constitute a violation of the LAD and/or the FCHA. Any tenant or applicant who believes that any owner, agent, employee, or designee of [name of housing provider] has violated any of the above may contact the New Jersey Division on Civil Rights at www.NJCivilRights.gov or (866) 405-3050. A complaint must be filed with the New Jersey Division on Civil Rights within 180 days of the allegedly discriminatory conduct. DCR has a number of fair housing fact sheets that are available at https://www.nj.gov/oag/dcr/housing.html.
Addendum A: Reasonable Accommodations and Modifications for Persons with a Disability

[Name of housing provider] will grant reasonable accommodations to its rules, policies, practices, procedures, or services when such accommodations are necessary to afford a person with a disability an equal opportunity to use and enjoy a dwelling and when the accommodation will not cause an undue hardship to [name of housing provider]’s operations. Some examples of what may constitute a reasonable accommodation include allowing a third party to co-sign a lease or pay rent on behalf of a tenant with a disability or making a case-by-case exception to a building’s general no-pets policy to accommodate a resident with an emotional support animal. Please note that service or guide animals, unlike emotional support animals, are automatically exempt from any no-pet policy. Service or guide animals are individually trained to perform specific tasks associated with their owner’s disability, such as guiding an individual who is blind or assisting an individual with epilepsy when she is having a seizure.

[Name of housing provider] will also allow reasonable modifications to the physical premises when necessary to afford a person with a disability the equal opportunity to use and enjoy a dwelling and when the modification will not cause an undue hardship to [name of housing provider]. A reasonable modification is a structural change made to the interior or exterior of an individual housing unit or common area to accommodate a resident with a disability.

To request a reasonable accommodation or reasonable modification, contact [name, phone number, and email address for employee of housing provider to whom requests for a reasonable accommodation/modification should be directed]. To process your request, [name of housing provider] may require supporting documentation from a treating doctor or mental health professional to confirm that you have a disability as defined by the LAD and that the requested accommodation or modification is necessary to provide you with an equal opportunity to use and enjoy the dwelling. All requests and information related to a request, including medical information, will be kept confidential unless disclosure is required by law.

[Name of housing provider] will make a prompt decision on your request and will provide that decision in writing. If [name of housing provider] cannot grant the requested accommodation or modification, we will attempt to reach a compromise that is acceptable to you.

You cannot and will not be subjected to retaliation for requesting an accommodation or modification under this policy or for attempting to exercise your rights under this policy or under the LAD.

Any person who believes a request for an accommodation or modification has been unlawfully denied or unreasonably delayed may contact the New Jersey Division on Civil Rights at www.NJCivilRights.gov or 1-866-405-3050. A complaint must be filed with the New Jersey Division on Civil Rights within 180 days of the housing provider’s denial of the accommodation request.
The following Model Disclosure Statement has been drafted by the New Jersey Division on Civil Rights (DCR) to reflect housing protections set forth in the Fair Chance in Housing Act, N.J.S.A. 46:8-52 to 64, (FCHA) and the accompanying rules, N.J.A.C. 13:5. This Model Disclosure Statement can be used by housing providers as a resource in creating their own materials.

Model Disclosure Statement:

New Jersey’s Fair Chance in Housing Act, N.J.S.A. 46:8-52 to 64 (FCHA), limits a housing provider’s ability to consider a person’s criminal history in deciding whether to extend an offer or whether to rent a home after extending an offer.

Before making a conditional offer of housing, [name of housing provider] may consider only whether an applicant has a conviction for the manufacture or production of methamphetamine on the premises of federally assisted housing, or whether an applicant has a lifetime registration requirement under a State sex offender registration program. [Name of housing provider] will not consider, or request from an applicant or any other person or entity, any other information about an applicant’s criminal history as part of the application process until and unless a conditional offer of housing has been made.

After extending a conditional offer of housing, [name of housing provider] intends to review and consider an applicant’s criminal record in determining whether to rent a home, in accordance with the FCHA and its accompanying rules.

[Name of housing provider] will not, either before or after the issuance of a conditional offer, evaluate or consider any of the following criminal records:

1. arrests or charges that have not resulted in a criminal conviction;
2. expunged convictions;
3. convictions erased through executive pardon;
4. vacated and otherwise legally nullified convictions;
5. juvenile adjudications of delinquency; and
6. records that have been sealed.

[Name of housing provider] may consider, after the issuance of a conditional offer, a criminal record that:

- Resulted in a conviction for murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault, endangering the welfare of a child in violation of N.J.S.2C:24-4(b)(3);
- Resulted in a conviction for any crime that requires lifetime state sex offender registration;
- Is for any 1st degree indictable offense, or release from prison for that offense, within the past 6 years;
- Is for any 2nd or 3rd degree indictable offense, or release from prison for that offense, within the past 4 years; or
- Is for any 4th degree indictable offense, or release from prison for that offense, within the past 1 year.

For more information about how these rules apply, please refer to the resources at https://www.njoag.gov/about/divisions-and-offices/division-on-civil-rights-home/fcha/.
[Name of housing provider] may withdraw a conditional offer based on your criminal record only if [Name of housing provider] determines, by a preponderance of the evidence, that the withdrawal is necessary to fulfill a substantial, legitimate, and nondiscriminatory interest.

If [name of housing provider] utilizes any vendor or outside person/entity to conduct a criminal record check on their behalf, [name of housing provider] will take reasonable steps to ensure that the vendor or outside person/entity conducts the criminal record check consistent with the requirements of the FCHA and rules. Specifically, if [name of housing provider] receives a criminal history inquiry conducted by a vendor or outside person or entity that is conducted in violation of the FCHA in that it reveals a record that is not permitted to be considered under the FCHA, [name of housing provider] must show that it did not rely on that information in making a determination about your tenancy.

If you are subjected to the withdrawal of a conditional offer of housing due to criminal history, you have the right to request and receive the materials relied upon by [name of housing provider] in making this determination.

You have the right to dispute, within ten (10) days of receiving this statement, the relevance and accuracy of any criminal record, and to offer evidence of any mitigating facts or circumstances, including but not limited to your rehabilitation and good conduct since the criminal offense. You may also provide evidence demonstrating inaccuracies within aspects of your criminal record which may be considered under the FCHA, or evidence of rehabilitation or other mitigating factors to [name of housing provider] at any time, including after the ten days.

Any action taken by [name of housing provider] in violation of the process laid out in this statement may constitute a violation of the FCHA. If you believe that any owner, agent, employee, or designee of [name of housing provider] has violated any of the above requirements, you may contact the New Jersey Division on Civil Rights at www.NJCivilRights.gov 1-866-405-3050). A complaint must be filed with DCR within 180 days of the allegedly discriminatory conduct. You cannot be subjected to retaliation for filing a complaint or for attempting to exercise your rights under the FCHA.

DCR has several fair housing fact sheets available at https://www.nj.gov/oag/dcr/housing.html, or available for pickup in any of DCR’s four (4) regional offices.

31 Clinton Street, 3rd Floor
Newark, NJ 07102

1601 Atlantic Avenue, 6th Fl.
Atlantic City, NJ 08401

5 Executive Campus
Suite 107, Bldg. 5
Cherry Hill, NJ 08002

140 East Front Street, 6th Floor
Trenton, NJ 08625

Housing Provider Signature
Date

Prospective Tenant Signature
Date
The following Model Notice of Withdrawal has been drafted by the New Jersey Division on Civil Rights (DCR) to reflect housing protections set forth in the Fair Chance in Housing Act, N.J.S.A. 46:8-52 to 64, (FCHA) and the accompanying rules, N.J.A.C. 13:5. This Model Notice can be used by housing providers as a resource in creating their own materials.

**Model Notice of Withdrawal:**

This notice is to inform you that [name of housing provider] has withdrawn its conditional offer of housing to [name of prospective tenant] because of the following specific criminal conviction/s:

_________________________________________________________________________

[Name of housing provider] has performed an individualized assessment of your application in light of the following factors:

(a) Nature and severity of the offense(s)
(b) Applicant’s age at the time of the offense(s);
(c) How recently the offense(s) occurred;
(d) Any information the applicant provided in their favor since the offense(s);
(e) If the offense(s) happened again in the future, whether that would impact the safety of other tenants or property; and
(f) Whether the offense(s) happened on, or was connected to, property that the applicant had rented or leased

[Name of housing provider] has concluded that withdrawing its conditional offer of housing to you is necessary to fulfill a substantial, legitimate, and nondiscriminatory interest. Specifically [identify with specificity the reason or reasons for withdrawing the conditional offer or taking the adverse housing action]:

_________________________________________________________________________

_________________________________________________________________________

_________________________________________________________________________

_________________________________________________________________________

_________________________________________________________________________

Following receipt of this notice, you may, within thirty (30) days, request that [name of housing provider] provide a copy of all information upon which it relied in reaching its decision, including specific criminal records. [Name of housing provider] shall provide the requested information free of charge within ten (10) days after receipt of a timely request. You also have the right to dispute the relevancy and accuracy of any aspects of your criminal record which may be considered under the FCHA, and to offer evidence of any mitigating facts or circumstances, including but not limited to your rehabilitation and good conduct since the criminal offense.
If you provide [name of housing provider] with evidence demonstrating inaccuracies within aspects of your criminal record which may be considered under the FCHA, or evidence of rehabilitation or other mitigating factors, [name of housing provider] shall review the information and reconsider the decision based on the evidence provided, issuing you a determination after reconsideration within 30 days.

If [name of housing provider] utilized any vendor or outside person/entity to conduct a criminal record check on their behalf, [name of housing provider] was required to take reasonable steps to ensure that the vendor or outside person/entity conducted the criminal record check consistent with the requirements of the Act. Specifically, if [name of housing provider] received a criminal history inquiry conducted by a vendor or outside person or entity that was conducted in violation of the Act in that it revealed a record that was not permitted to be considered under the Act, [name of housing provider] must show that it did not rely on that information in making a determination about your tenancy.

Any action taken by [name of housing provider] in violation of the process laid out in this statement may constitute a violation of the FCHA. If you believe that any owner, agent, employee, or designee of [name of housing provider] has violated any of the above requirements, you may contact the New Jersey Division on Civil Rights at www.NJCivilRights.gov or 1-866-405-3050. A complaint must be filed with DCR within 180 days of the allegedly discriminatory conduct. You cannot be subjected to retaliation for filing a complaint or for attempting to exercise your rights under the FCHA.

DCR has several fair housing fact sheets available at https://www.nj.gov/oag/dcr/housing.html, or available for pickup in any of our four (4) regional offices:

- 31 Clinton Street, 3rd Floor
  Newark, NJ 07102

- 1601 Atlantic Avenue, 6th Fl.
  Atlantic City, NJ 08401

- 5 Executive Campus
  Suite 107, Bldg. 5
  Cherry Hill, NJ 08002

- 140 East Front Street, 6th Floor
  Trenton, NJ 08625

For more information about how these rules apply, please refer to the resources at https://www.njoag.gov/about/divisions-and-offices/division-on-civil-rights-home/fcha/.

_______________________________________  __________________
Housing Provider Signature                Date

_______________________________________  __________________
Prospective Tenant Signature              Date
HOW TO FILE A COMPLAINT

In order to file a complaint with DCR, you must first submit an intake form. You can submit the intake form:

- Online by creating an account and using the NJ Bias Investigation Access System (NJBIAS) at NJCivilRights.gov
- By calling 1.833.NJDCR4U and asking a DCR receptionist to assist you in filling out the form on the NJ Bias Investigation Access System (NJBIAS)

A DCR investigator will contact you to conduct an intake interview to determine whether DCR has jurisdiction over your complaint (i.e., whether you are alleging a violation of the LAD that occurred within the past 180 days and if they can help).

- If so, DCR will prepare a verified complaint form for your signature. Once you sign the verified complaint, you are known as the Complainant.

DCR will serve your complaint on the Respondent—the party that may have violated your civil rights. The Respondent has a chance to respond with their version of events.

DCR then conducts an investigation, which may include:

- Interviews with you, the Respondent, and witnesses
- Review of relevant documents, photos, video recordings
- It is important that you preserve all relevant evidence, including electronically stored evidence such as text and email messages, until your case has concluded.

At the end of the investigation, DCR will determine whether there is probable cause to believe a violation of the law occurred.

DISPUTE RESOLUTION

DCR also offers free dispute resolution services to parties who wish to resolve the complaint on mutually agreeable terms. A voluntary resolution can be negotiated at any time during the complaint or investigation process.
Fair Chance In Housing Intake Form

Instructions | Basic Information | User Information | Complainant Demographics | Additional Complainant Parties | Complaint Against | Respondents

Getting Services and Documents in your Language: New Jersey Division on Civil Rights (DCR) offers translation services for people with limited English proficiency. You may contact us at 833-NJDORA (833-655-7242) or NJDORA@njjudictrans.gov to request assistance in any language other than English.

Please read these instructions fully before you proceed!

YOU MUST BE 18 YEARS OLD OR OLDER TO SUBMIT THIS INTAKE FORM. If you are under the age of 18, a parent or guardian may submit this form on your behalf.

By submitting this Form, you are asking the Division on Civil Rights (DCR) to review the information that you have provided for possible filing and investigation of a complaint alleging a violation of the Fair Chance in Housing Act (FCHA). If you would like to submit a complaint for a violation of the New Jersey Law Against Discrimination (LAD), you must fill out a separate intake form for either Housing, Public Accommodations, Employment, or NJFLA.

This Intake Form will ask you for details about your case, including the housing provider(s) that caused you harm (Respondent). As you complete each section, your progress will be saved. If you do not complete the form now, you can return to complete it within 30 days. If you do not submit the Intake Form within 30 days of first starting it, the information you provided will be deleted. YOU MUST COMPLETE AND SUBMIT THE FORM FOR DCR TO REVIEW IT.

After you submit the Intake Form, a DCR representative will contact you and ask you to answer additional questions about your case. We will evaluate the information you provide to determine if DCR has jurisdiction to issue a complaint. If we do not have jurisdiction, we will draft a complaint and send it to you. If you agree with the information in the complaint and wish to proceed with the investigation, you must sign and return the complaint to us. Once we receive your signed complaint, it is deemed filed, and we will contact the housing provider to notify them of the alleged violation and offer them the opportunity to mediate and address the complaint within 14 days of receiving the notice. If the complaint is not resolved in accordance with the aforementioned process, DCR may open an investigation.

For further details on the complaint process, click here.

By acknowledging here you are certifying that you are 18 years or older and have read and understood all information on this form.

Note: Once you acknowledge and click "Save & Next" here, you cannot return to any of the prior pages. Therefore, please make sure that all information on all of the previous pages is correct before continuing.

☐ I Acknowledge *

Save and Next
Fair Chance In Housing Intake Form

Instructions  Basic Information  User Information  Complainant Demographics  Additional Complainant Parties  Complaint Against  Respondents

Intake Details  Documents  Confirmation

Are you filing for someone else? *

☐ Yes
☐ No

I am filing as the 
Complainant

Are you alleging a violation of the Fair Chance in Housing Act (FCHA) (discrimination based on your criminal background)? *

☐ Yes
☐ No

Do you have a conviction for drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally assisted housing, or are you subject to a lifetime registration requirement under a State sex offender registration program? *

☐ Yes
☐ No

Did the alleged events occur in NJ? *

☐ Yes
☐ No

Most Recent Date of Harm – (Must be within 180 days and must have occurred on or after January 1, 2020) *

Previous  Save and Next

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### Fair Chance In Housing Intake Form

#### Basic Information

<table>
<thead>
<tr>
<th>Field</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Name</td>
<td>Teha</td>
</tr>
<tr>
<td>Middle Name</td>
<td></td>
</tr>
<tr>
<td>Last Name</td>
<td>Leonardo-Santiago</td>
</tr>
<tr>
<td>Primary Language</td>
<td>English</td>
</tr>
<tr>
<td>Preferred Pronoun</td>
<td>she/her/they</td>
</tr>
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</table>

#### Primary Address

<table>
<thead>
<tr>
<th>Field</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Street 1</td>
<td>123 Alphabet Street</td>
</tr>
<tr>
<td>City</td>
<td>Trenton</td>
</tr>
<tr>
<td>County</td>
<td>Mercer</td>
</tr>
<tr>
<td>State</td>
<td>NJ</td>
</tr>
<tr>
<td>Zip Code</td>
<td>08825</td>
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#### Interview

- [ ] Click here if you need the interview conducted in Spanish?
- [ ] Click here if you need any other accommodation?

#### Additional Contact Information

<table>
<thead>
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<tbody>
<tr>
<td>Full Name</td>
<td>Secondary Contact</td>
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<tr>
<td>Phone Number</td>
<td>(800) 775-3652</td>
</tr>
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**Latest Application Created:**

12/27/2021 7:52 PM
## Fair Chance In Housing Intake Form

<table>
<thead>
<tr>
<th>Instructions</th>
<th>Basic Information</th>
<th>User Information</th>
<th>Complainant Demographics</th>
<th>Additional Complainant Parties</th>
<th>Complaint Against</th>
</tr>
</thead>
<tbody>
<tr>
<td>Respondents</td>
<td>Intake Details</td>
<td>Documents</td>
<td>Confirmation</td>
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</tbody>
</table>

### Gender/Gender Identity
- [ ]

### Race or Ethnicity
- [ ]

### Religion
- [ ]

### Marital Status
- [ ]

### National Origin
- [ ]

### Sexual Orientation
- [ ]

### Disability
- [ ] AIDS or HIV
- [ ] Blood/Circulation
- [ ] Digestive/Urinary/Reproduction
- [ ] Heart
- [ ] Hearing
- [ ] Limbs (Arms/Legs)
- [ ] Mental/Cognitive, Psychological or Psychiatric
- [ ] Sight
- [ ] Speech/Respiration
- [ ] Spinal/Cervical/Respiration
- [ ] Other Disability

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## Fair Chance In Housing Intake Form

<table>
<thead>
<tr>
<th>Instructions</th>
<th>Basic Information</th>
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<td>Confirmation</td>
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<table>
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<tr>
<th>First Name</th>
<th>Last Name</th>
<th>Contact Role</th>
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<th>Actions</th>
</tr>
</thead>
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<th>First Name</th>
<th>Last Name</th>
<th>Contact Role</th>
<th>Phone Number</th>
<th>Created On</th>
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</tbody>
</table>

There are no records to display.
Fair Chance In Housing Intake Form

Are you filing against a?
- Business or Organization
- Individual
- Both
# Fair Chance In Housing Intake Form

## Fields
- **Instructions**
- **Basic Information**
- **User Information**
- **Complainant Demographics**
- **Additional Complainant Parties**
- **Complainant Against**

### Respondents
- **Name**
- **Phone Number**
- **City**
- **Created On**

### Actions
- **Add Respondent**

### Table

<table>
<thead>
<tr>
<th>Organization Name</th>
<th>Phone Number</th>
<th>City</th>
<th>Created On</th>
<th>Actions</th>
</tr>
</thead>
</table>

There are no records to display.

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### Fair Chance In Housing Intake Form

Please fill out the information below:

<table>
<thead>
<tr>
<th>County Where Incident Occurred</th>
<th>Address Violation Occurred: Address *</th>
</tr>
</thead>
<tbody>
<tr>
<td>Respondent Type *</td>
<td>Address Violation Occurred: Apt/Suite</td>
</tr>
<tr>
<td>Most Recent Date of Harm</td>
<td>Address Violation Occurred: City *</td>
</tr>
<tr>
<td></td>
<td>Address Violation Occurred: State</td>
</tr>
<tr>
<td></td>
<td>Address Violation Occurred: ZIP</td>
</tr>
</tbody>
</table>

- Is there any witness that can support your allegations?

Please select any alleged violations that apply, and explain each violation in your own words in the appearing text box:

- Housing provider (e.g., landlord, management company, etc.) asked about criminal history on application form or during application process, except for convictions of drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally-assisted housing, or whether the applicant is subject to a lifetime registration requirement under a State sex offender registration program.

- Housing advertisement or notice discriminated against applicants with criminal history, except for convictions of drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally-assisted housing, or whether the applicant is subject to a lifetime registration requirement under a State sex offender registration program.
☐ Housing provider (e.g., landlord, management company) charged application fee before giving notice that criminal history would be considered.

☐ Housing provider (e.g., landlord, management company) did not notify you in writing that criminal history would be considered and that you can provide evidence demonstrating inaccuracies in criminal history, evidence of rehabilitation, or mitigating factors, but then considered criminal history nonetheless.

☐ Housing provider (e.g., landlord, management company) did not let you provide evidence demonstrating inaccuracies in your criminal history or evidence of rehabilitation or mitigating factors within 10 days of providing disclosure statement.

☐ Housing provider (e.g., landlord, management company) withdrew conditional offer without providing written notice of withdrawal of conditional offer.

☐ Housing provider (e.g., landlord, management company) provided notice of withdrawal that did not include what specific information, including criminal convictions, they considered, or why a rejection was necessary to fulfill a substantial, legitimate, nondiscriminatory interest.

☐ Housing provider (e.g., landlord, management company) did not reconsider withdrawal of your application within 10 days after you demonstrated inaccuracies in your criminal record, evidence of rehabilitation, or other mitigating factors.

☐ Housing provider (e.g., landlord, management company) withdrew conditional offer based on information and/or records that cannot be considered at any stage of application process, i.e.:
  a. Arrests or charges that have not resulted in a criminal conviction;
  b. Expunged convictions;
  c. Convictions erased through executive pardon
  d. Vacated and otherwise legally modified convictions
  e. Juvenile adjudications of delinquency
  f. Records that have been sealed.

☐ Housing provider (e.g., landlord, management company) withdrew conditional offer based on information and/or records other than those specifically listed in the FCRA or based on a conviction that was older than what is permitted in the FCRA, i.e.:
  a. Murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault, endangering the welfare of a child in violation of N.J.S.2C:24-4(b)(2)
  b. Convictions for any crime that requires lifetime sex offender registration
  c. Convictions for any 1st degree indelible offense, or release from prison for that offense, within the past 10 years
  d. Convictions for any 2nd or 3rd degree indelible offense, or release from prison for that offense, within the past 5 years
  e. Convictions for any 4th degree indelible offense, or release from prison for that offense, within the past 1 year

☐ Housing provider (e.g., landlord, management company) did not provide requested criminal history information free of charge within 10 days of request, if requested within 30 days of withdrawal.

☐ Housing provider (e.g., landlord, management company) relied on inaccurate third-party background check, despite you providing evidence of inaccuracy.

☐ Housing provider (e.g., landlord, management company) relied on third-party background check conducted in violation of the FCRA, e.g., included offenses that are not able to be considered under the FCRA.

☐ Housing provider (e.g., landlord, management company) distributed information from your criminal history to another party, or otherwise used information for improper purpose.

☐ Housing provider (e.g., landlord, management company) required drug or alcohol test as part of the application process.
they considered, or why a rejection was necessary to fulfill a substantial, legitimate, nondiscriminatory interest.

- Housing provider (e.g., landlord, management company) did not reconsider withdrawal of your application within 30 days after you demonstrated inaccuracies in your criminal record, evidence of rehabilitation, or other mitigating factors.

- Housing provider (e.g., landlord, management company) withdrew conditional offer based on information and/or records that cannot be considered at any stage of application process. i.e.: a. Arrests or charges that have not resulted in a criminal conviction; b. Expunged convictions; c. Convictions erased through executive pardon d. Vacated and otherwise legally nullified convictions e. Juvenile adjudications of delinquency f. Records that have been sealed

- Housing provider (e.g., landlord, management company) withdrew conditional offer based on information and/or records other than those specifically listed in the FCRA or based on a conviction that was older than what is permitted in the FCRA, i.e.: a. Murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault, endangering the welfare of a child in violation of N.J.S.2C:24-4(b)(3) b. Convictions for any crime that requires lifetime sex offender registration c. Convictions for any 1st degree indictable offense, or release from prison for that offense, within the past 5 years d. Convictions for any 2nd or 3rd degree indictable offense, or release from prison for that offense, within the past 3 years e. Convictions for any 4th degree indictable offense, or release from prison for that offense, within the past 1 year

- Housing provider (e.g., landlord, management company) did not provide requested criminal history information free of charge within 30 days of request, if requested within 30 days of withdrawal.

- Housing provider (e.g., landlord, management company) relied on inaccurate third-party background check, despite you providing evidence of inaccuracy.

- Housing provider (e.g., landlord, management company) relied on third-party background check conducted in violation of the FCRA, e.g., included offenses that are not able to be considered under the FCRA.

- Housing provider (e.g., landlord, management company) distributed information from your criminal history to another party, or otherwise used information for improper purpose.

- Housing provider (e.g., landlord, management company) required drug or alcohol test as part of the application process.

- Housing provider (e.g., landlord, management company) required information from a rehabilitation facility as part of the application process.

- Housing provider (e.g., landlord, management company) used your criminal history as a way to discriminate against you based on race, national origin, religion, or another protected category under the New Jersey Law Against Discrimination (LAD).

- Housing provider (e.g., landlord, management company) retaliated against you for attempting to exercise your rights under the FCRA.
Fair Chance In Housing Intake Form

Documents

Upload Document

<table>
<thead>
<tr>
<th>Document Type</th>
<th>Upload</th>
<th>Uploaded Date</th>
</tr>
</thead>
<tbody>
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</tbody>
</table>

There are no records to display.

Previous  Save and Next
Fair Chance In Housing Intake Form

Instructions ✓ Basic Information ✓ User Information ✓ Complainant Demographics ✓ Additional Complainant Parties ✓ Complaint Against ✓
Respondents ✓ Intake Details ✓ Documents ✓ Confirmation

Outstanding Services and Documents in your Language: New Jersey Division on Civil Rights (OCR) offers translation services for people with limited English proficiency. You may contact us at 800-NJ-DIVRS (638-3487) or OCR.HI@tux.nj.gov to request assistance in any language other than English.

Please read these instructions fully before you proceed.

YOU MUST BE 18 YEARS OLD OR OLDER TO SUBMIT THIS INTAKE FORM. If you are under the age of 18, a parent or guardian may submit this form on your behalf.

By submitting this form, you are asking the Division on Civil Rights (OCR) to receive the information that you have provided for possible filing and investigation of a complaint alleging a violation of the Fair Chance in Housing Act (FCHA). If you would like to submit a complaint for a violation of the New Jersey Law Against Discrimination (LAD), you must fill out a separate intake form for either housing, public accommodation, employment, or N.J.S.A. 10:5-41.

This intake form will ask you for details about your case, including the housing provider(s) that caused you harm (Respondent). As you complete each section, your progress will be saved. If you do not complete the form now, you can return to complete it within 30 days. If you do not submit the intake form within 30 days of first starting it, the information you provided will be deleted. YOU MUST COMPLETE AND SUBMIT THE FORM FOR OCR TO REVIEW IT.

After you submit the intake form, a OCR representative will contact you and ask you to answer additional questions about your case. We will evaluate the information you provide to determine if OCR has jurisdiction to issue a complaint. If we do have jurisdiction, we will draft a complaint and send it to you. If you agree with the information in the complaint and wish to proceed with the investigation, you must sign and return the complaint to us. Once we receive your signed complaint, it is deemed filed, and we will contact the housing provider to notify them of the alleged violation and offer them the opportunity to mediate and address the complaint within 10 days of receiving the intake. If the complaint is not resolved in accordance with the aforementioned process, OCR may open an investigation.

For further details on the complaint process, click here.

By acknowledging here, you are certifying that you are 18 years or older and have read and understood all information on this form.

Note: Once you acknowledge and click “Save & Next,” you cannot return to any of the prior pages. Therefore, please make sure that all information on all of the previous pages is correct before continuing.

☐ I acknowledge √

Next Previous Submit

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Intake Submitted

Thank you for submitting your intake form. An investigator will be contacting you within five working days.
N.J.S.A. 46:8-52

46:8-52. Short title; Fair Chance in Housing Act

Effective: January 1, 2022

Currentness

<Section effective on Jan. 1, 2022.>

This act shall be known and may be cited as the “Fair Chance in Housing Act.”

Credits
L.2021, c. 110, § 1, eff. Jan. 1, 2022.

Footnotes

Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-53

46:8-53. Legislative findings and declarations relating to housing rights of persons with criminal records

Effective: January 1, 2022

Currentness

<Section effective on Jan. 1, 2022.>

The Legislature finds and declares that:

a. Recent research indicates that New Jersey suffers from a tragically high 36-month recidivism rate of over 30 percent;

b. Housing instability appears to impact recidivism, considering that over one in 10 prisoners in the United States face homelessness upon release;

c. Research from other states indicates a substantial increase in the likelihood of a parolee's arrest following each change in address, further supporting the conclusion that when ex-convicts are unable to find stable housing, recidivism becomes more likely and public safety is diminished;

d. Prior to the 1990s when popular guidance documents began advising landlords to conduct criminal background checks on prospective tenants, criminal background information was not widely-available and convenient to landlords for informing rental decisions, but many landlords were nonetheless able to maintain safe and healthy rental properties; and

e. It is, therefore, necessary and in the public interest for the Legislature to enact legislation for the purpose of establishing certain housing rights of persons with criminal records.

Credits

Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-54

46:8-54. Definitions relating to housing rights of persons with criminal records

Effective: January 1, 2022
Currentness

<Section effective on Jan. 1, 2022.>

As used in this act:

“Applicant” means any person considered for, who requests to be considered for, or who requests to be considered for tenancy within a rental dwelling unit.

“Conditional offer” means an offer to rent or lease a rental dwelling unit to an applicant that is contingent on a subsequent inquiry into the applicant's criminal record, or any other eligibility criteria that the housing provider may lawfully utilize.

“Criminal record” means information about an individual collected by criminal justice agencies consisting of identifiable descriptions and notations of arrests, detentions, indictments, criminal complaints, or other formal criminal charges, and any disposition arising therefrom, including acquittal, sentencing, correctional supervision, release or conviction, including, but not limited to, any sentence arising from a verdict or plea of guilty or nolo contendere, including a sentence of incarceration, a suspended sentence, a sentence of probation, or a sentence of conditional discharge.

“Director” means the Director of the Division on Civil Rights.

“Division” means the Division on Civil Rights in the Department of Law and Public Safety.

“Housing provider” means a landlord, an owner, lessor, sublessor, assignee, or their agent, or any other person receiving or entitled to receive rents or benefits for the use or occupancy of any rental dwelling unit.

“Pending criminal accusation” means an existing accusation that an individual has committed a crime, lodged by a law enforcement agency through an indictment, information, complaint, or other formal charge.

“Rental dwelling unit” means a dwelling unit offered for rent by a housing provider for residential purposes, other than a dwelling unit in an owner-occupied premises of not more than four dwelling units.

Credits
Footnotes

N. J. S. A. 46:8-54, NJ ST 46:8-54
Current with laws through L.2021, c. 130 and J.R. No. 3.
New Jersey Statutes Annotated
Title 46. Property (Refs & Annos)
Subtitle 2. Real Property Only (Refs & Annos)
Chapter 8. Leasehold Estates; Landlord and Tenant (Refs & Annos)

N.J.S.A. 46:8-55

46:8-55. Housing application process; restrictions on criminal record inquiries; disclosures to applicants; nondiscrimination requirement

Effective: January 1, 2022
Currentness

<Section effective on Jan. 1, 2022.>

a. (1) A housing provider shall not require an applicant to complete any housing application that includes any inquiries regarding an applicant's criminal record prior to the provision of a conditional offer, except that a housing provider may consider whether an applicant has ever been convicted of drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally assisted housing, and whether the applicant is subject to a lifetime registration requirement under a State sex offender registration program.

(2) A housing provider shall not make any oral or written inquiry regarding an applicant's criminal record prior to making a conditional offer.

(3) An applicant may provide evidence to the housing provider demonstrating inaccuracies within the applicant's criminal record or evidence of rehabilitation or other mitigating factors.

b. Prior to accepting any application fee, a housing provider shall disclose in writing to the applicant:

(1) Whether the eligibility criteria of the housing provider include the review and consideration of criminal history; and

(2) A statement that the applicant, pursuant to subsection a. of this section, may provide evidence demonstrating inaccuracies within the applicant's criminal record or evidence of rehabilitation or other mitigating factors.

c. A housing provider shall apply the standards established by this section to each applicant in a nondiscriminatory manner.

Credits

Current with laws through L.2021, c. 130 and J.R. No. 3.
New Jersey Statutes Annotated
Title 46. Property (Refs & Annos)
Subtitle 2. Real Property Only (Refs & Annos)
Chapter 8. Leasehold Estates; Landlord and Tenant (Refs & Annos)

N.J.S.A. 46:8-56

46:8-56. Restrictions on use of criminal records to evaluate applicants; requirements for withdrawal of offer; provision of information to applicants

Effective: January 1, 2022
Currentness

<Section effective on Jan. 1, 2022.>

a. A housing provider shall not, either before or after the issuance of a conditional offer, evaluate an applicant based on any of the following types of criminal records:

(1) arrests or charges that have not resulted in a criminal conviction;

(2) expunged convictions;

(3) convictions erased through executive pardon;

(4) vacated and otherwise legally nullified convictions;

(5) juvenile adjudications of delinquency; and

(6) records that have been sealed.

b. After the issuance of a conditional offer to an applicant, a housing provider may only consider a criminal record in the applicant's history that:

(1) resulted in a conviction for murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault in violation of N.J.S.2C:14-2, causing or permitting a child to engage in a prohibited sexual act or in the simulation of such an act in violation of paragraph (3) of subsection b. of N.J.S.2C:24-4, or any crime that resulted in lifetime registration in a state sex offender registry;

(2) is for an indictable offense of the first degree that was issued, or if the conviction resulted in a prison sentence that sentence concluded, within the six years immediately preceding the issuance of the conditional offer;
(3) is for an indictable offense of the second or third degree that was issued, or if the conviction resulted in a prison sentence that sentence concluded, within the four years immediately preceding the issuance of the conditional offer; or

(4) is for an indictable offense of the fourth degree that was issued, or if the conviction resulted in a prison sentence that sentence concluded, within one year immediately preceding the issuance of the conditional offer.

c. (1) A housing provider may withdraw a conditional offer based on an applicant's criminal record only if the housing provider determines, by preponderance of the evidence, that the withdrawal is necessary to fulfill a substantial, legitimate, and nondiscriminatory interest.

(2) If a housing provider withdraws a conditional offer, the housing provider shall provide the applicant with written notification that includes, with specificity, the reason or reasons for the withdrawal of the conditional offer and an opportunity to appeal the denial by providing evidence to the housing provider demonstrating inaccuracies within the applicant's criminal record or evidence of rehabilitation or other mitigating factors.

(3) The housing provider shall perform an individualized assessment of the application in light of the following factors:

(a) the nature and severity of the criminal offense;

(b) the age of the applicant at the time of the occurrence of the criminal offense;

(c) the time which has elapsed since the occurrence of the criminal offense;

(d) any information produced by the applicant, or produced on the applicant's behalf, in regard to the applicant's rehabilitation and good conduct since the occurrence of the criminal offense;

(e) the degree to which the criminal offense, if it reoccurred, would negatively impact the safety of the housing provider's other tenants or property; and

(f) whether the criminal offense occurred on or was connected to property that was rented or leased by the applicant.

d. (1) The applicant may request, within 30 days after the housing provider's notice of the withdrawal, that the housing provider afford the applicant a copy of all information that the housing provider relied upon in considering the applicant, including criminal records.

(2) A housing provider shall provide the information requested under paragraph (1) of this subsection, free of charge, within 10 days after receipt of a timely request.
Credits

Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-57

46:8-57. Preparation of model documents by director; publication on Internet website

Effective: January 1, 2022

Currentness

<Section effective on Jan. 1, 2022.>

a. The director shall prepare:

(1) a model disclosure statement as indicated in subsection b. of section 4 of this act which provides notice that a housing provider intends to review and consider a person's criminal record in determining eligibility for housing or in taking any other adverse housing action against that person. The statement shall also provide an explanation of the criminal records that may be considered and the manner in which they may be considered, in accordance with the provisions of section 5 of this act. The statement shall also notify the person of the right to dispute, within 10 days of receiving such statement, the relevance and accuracy of the criminal record and to offer evidence of any mitigating facts or circumstances, including but not limited to the person's rehabilitation and good conduct since the criminal offense in question; and

(2) a model notice that provides notice that a housing provider has withdrawn a conditional offer or taken an adverse housing action based on a person's criminal record, provides space for the housing provider to identify with specificity the reason or reasons for withdrawing the conditional offer or taking the adverse housing action. The notification form shall also notify the person of the right to request from the housing provider a copy of all information upon which the housing provider relied in reaching its decision, including criminal records, and of the right to file a complaint with the division, as well as the applicable statute of limitations, and shall include such other additional information as the director deems appropriate.

b. The model documents prepared pursuant to this section shall be made available on the division's Internet website, at no cost, and shall be in English, Spanish, and in any other language the director deems appropriate.

Credits

Footnotes
1  N.J.S.A. § 46:8-55.
2  N.J.S.A. § 46:8-56.

Current with laws through L.2021, c. 130 and J.R. No. 3.
New Jersey Statutes Annotated
Title 46. Property (Refs & Annos)
Subtitle 2. Real Property Only (Refs & Annos)
Chapter 8. Leasehold Estates; Landlord and Tenant (Refs & Annos)

N.J.S.A. 46:8-58

46:8-58. Discriminatory advertising prohibited

Effective: January 1, 2022
Currentness

<Section effective on Jan. 1, 2022.>

a. A housing provider shall not knowingly or purposefully publish, or cause to be published, any housing advertisement that explicitly provides that the housing provider will not consider any applicant who has been arrested or convicted of one or more crimes or offenses, except for drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally assisted housing, and whether the applicant is subject to a lifetime registration requirement under a State sex offender registration program.

b. A housing provider shall not print, publish, circulate, issue, display, post, or mail, or cause to be printed, published, circulated, issued, displayed, posted or mailed any statement, advertisement, publication or sign, or use any form of application for the rental, lease, or sublease of any real property or part or portion thereof or make any record or inquiry in connection with the prospective rental, lease, or sublease of any real property or part or portion thereof which expresses, directly or indirectly, any unlawful limitation, specification or discrimination as to criminal record, except as permitted by this act and for drug-related criminal activity for the manufacture or production of methamphetamine on the premises of federally assisted housing, and whether the applicant is subject to a lifetime registration requirement under a State sex offender registration program.

c. Unless otherwise required by law, a housing provider shall not:

(1) distribute or disseminate an applicant's criminal record to any person who is not expected to use the criminal record for the purpose of evaluating the applicant in a manner consistent with this act; or

(2) use an applicant's criminal record for a purpose that is not consistent with this act.

Credits
Footnotes

N. J. S. A. 46:8-58, NJ ST 46:8-58
Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-59

46:8-59. Civil immunity provided to landlords

Effective: January 1, 2022
Currentness

a. To encourage residential landlords to provide housing opportunities to formerly incarcerated individuals, landlords subject to the provisions of this act shall be immune from liability in any civil action arising as a result of the landlord's decision to rent to individuals with a criminal record or who were otherwise convicted of a criminal offense, or as a result of a landlord's decision to not engage in a criminal background screening.

b. Nothing in subsection a. of this section shall be construed to affect in any way the immunity from liability conferred by law upon a landlord who rents an apartment to a person with a conviction for murder, aggravated sexual assault, kidnapping, arson, human trafficking, sexual assault in violation of N.J.S.2C:14-2, causing or permitting a child to engage in a prohibited sexual act or in the simulation of such an act in violation of paragraph (3) of subsection b. of N.J.S.2C:24-4, or any crime that resulted in lifetime registration in a state sex offender registry.

Credits

Footnotes

Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-60

46:8-60. Drug and alcohol testing prohibited

Effective: January 1, 2022

Currentness

A housing provider shall not require an applicant to submit to a drug or alcohol test, or request the applicant's consent to obtain information from a drug abuse treatment facility.

Credits

N. J. S. A. 46:8-60, NJ ST 46:8-60
Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-61

46:8-61. Unlawful acts by housing providers; retaliation prohibited

Effective: January 1, 2022
Currentness

<Section effective on Jan. 1, 2022.>

A person shall not interfere with, restrain, or deny the exercise of, or the attempt to exercise, any right protected under this act. If the division determines that a housing provider has engaged in one or more unlawful actions against a person with the intent of retaliating for the person's filing of an action against the housing provider pursuant to section 12 of this act, then each unlawful retaliatory action shall be enforced, pursuant to section 12 of this act, as a separate and distinct violation of this act.

Credits

Footnotes


Current with laws through L.2021, c. 130 and J.R. No. 3.
New Jersey Statutes Annotated
Title 46. Property (Refs & Annos)
Subtitle 2. Real Property Only (Refs & Annos)
Chapter 8. Leasehold Estates; Landlord and Tenant (Refs & Annos)

N.J.S.A. 46:8-62

46:8-62. Data collection and publication relating to complaints

Effective: January 1, 2022

Currentness

<Section effective on Jan. 1, 2022.>

The division shall maintain data on the number of complaints filed pursuant to this act, demographic information on the complainants, the identity of the housing providers, the number of investigations conducted, and the disposition of every complaint and investigation. The division shall annually publish and post on the division's Internet website, information on substantiated complaints that have resulted in the issuance of a monetary penalty pursuant to section 12 of this act. The division shall not publish on the division's Internet website information regarding any complaint against a housing provider for which the housing provider is in good faith compliance with the requirements made by the director pursuant to subsection a. of section 12 of this act.

Credits

Footnotes

Current with laws through L.2021, c. 130 and J.R. No. 3.
New Jersey Statutes Annotated
Title 46. Property (Refs & Annos)
Subtitle 2. Real Property Only (Refs & Annos)
Chapter 8. Leasehold Estates; Landlord and Tenant (Refs & Annos)

N.J.S.A. 46:8-63

46:8-63. Filing of complaints; penalties; remediation

Effective: January 1, 2022
Currentness

Section effective on Jan. 1, 2022.

a. An action that alleges a violation of this act[1] shall not be initiated by any person in court. The director, or an applicant or prospective applicant who believes that a housing provider has violated a provision of this act with respect to that applicant or prospective applicant, may file a complaint with the division. Upon the filing of a complaint by a person other than the director, the division shall make a good faith effort to notify the housing provider of the alleged violation and offer the housing provider the opportunity to mediate and address the complaint within 14 days of receiving the notice. The division shall not subject a housing provider to any penalty pursuant to subsection c. of this section if the complaint is addressed pursuant to the process identified in this subsection.

b. If the complaint is not resolved in accordance with subsection a. of this section, and the division determines following an investigation that the complaint is substantiated, the director shall issue a monetary penalty against the housing provider and may require the housing provider to take one or more of the actions authorized by subsection d. of this section.

(1) A housing provider may appeal a final decision by the director issued pursuant to this section to the Appellate Division of the Superior Court.

(2) A complainant may appeal, to the Appellate Division of the Superior Court, a finding by the director following an investigation that the complaint is not substantiated, but the complainant may not appeal a decision by the director not to investigate a complaint.

c. A housing provider who violates a provision of this act shall be liable for the following applicable penalties:

(1) an amount not to exceed $1,000 if the housing provider has not committed any prior violation within the five-year period ending on the date of the filing of the charge;

(2) an amount not to exceed $5,000 if the housing provider has committed one other violation within the five-year period ending on the date of the filing of the charge; and
(3) an amount not to exceed $10,000 if the housing provider has committed two or more other violations within the seven-year period ending on the date of the filing of the charge.

d. The director is authorized to require a housing provider to take one or more of the following actions upon a finding that the housing provider has violated a provision of this act:

(1) The director may require a housing provider to cease and desist from continuing to violate this act; to communicate in writing to the housing provider's employees and agents their obligations under this act; and to report to the director on the manner of compliance for a period not to exceed two years provided that the housing provider does not commit future violations of the act;

(2) If a housing provider has committed at least one other violation of this act within the preceding five-year period, the director may require the housing provider to make a good faith effort to remedy the violation with respect to the applicant when a remedy is possible, by issuing a conditional offer, if the violation has resulted in a failure to issue a conditional offer, or by providing the same or a similar rental dwelling unit to the applicant on the same terms as the prior conditional offer if the same or a similar rental dwelling unit is currently or will become available, if the violation has resulted in the withdrawal of a conditional offer. Notwithstanding any provision of the Anti-Eviction Act, P.L.1974, c. 49 (C.2A:18-61.1 et seq.) to the contrary, if an appeal by a housing provider is successful, and the court overturns a final decision of the director that resulted in an order under this paragraph, then a determination that the housing provider did not violate the provisions of this act as evidenced by such successful appeal shall be grounds for the housing provider to evict the former applicant if that person resides in a rental dwelling unit owned by the housing provider as the result of the director's order, so long as the housing provider provides the applicant with at least 45 days' notice prior to the eviction;

(3) Unless housing is provided to the applicant pursuant to paragraph (2) of this subsection, the director may require that the applicant's rental application fee be returned; and

(4) The director may require that a portion of the sum owed by the housing provider pursuant to subsection c. of this section be paid to the applicant in an amount not to exceed $1,000.

e. Nothing herein contained shall bar, exclude or otherwise affect any right or action which may exist independently of any right or action created herein, including but not limited to any right or action under P.L.1945, c. 169 (C.10:5-1 et seq.).

Credits

Footnotes

Current with laws through L.2021, c. 130 and J.R. No. 3.
N.J.S.A. 46:8-64

46:8-64. Rules and regulations

Effective: January 1, 2022
Currentness

Section effective on Jan. 1, 2022.

In accordance with the “Administrative Procedure Act,” P.L. 1968, c. 410 (C.52:14B-1 et seq.), the director shall adopt the rules and regulations necessary to effectuate the purposes of this act on or before the first day of the fifth month next following enactment.

Credits

Footnotes

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2C:17-1A(4) 1 AGG ARSON-PURP TO EXEMPT ZONING-RECKLESS ENDANGER
2C:17-1A(5) 1 AGG ARSON - PURP TO DESTROY FOREST IF HOUSE OF WORSHIP
2C:17-1B(1) 1 ARSON-RECKLESS DANGER DEATH/BI-IF HOUSE OF WORSHIP
2C:17-1B(2) 1 ARSON-RECKLESS DANGER STRUCTURE-IF HOUSE OF WORSHIP
2C:17-1B(3) 1 ARSON-RECKLESS DANGER TO BLDG/STRUCT
2C:17-1B(4) 1 ARSON-PURPOSE TO EXEMPT ZONING-IF HOUSE OF WORSHIP
2C:17-1B(5) 1 AGGRAVATED ARSON - PURPOSE TO DESTROY FOREST
2C:17-1B(6) 1 ARSON-PURPOSE TO DESTROY BLDG/STRUCTURE
2C:17-1B(7) 1 ARSON-PURPOSE TO EXEMPT ZONING-IF HOUSE OF WORSHIP
2C:17-1B(8) 1 ARSON-PURPOSE TO DESTROY FOREST
2C:17-1B(9) 1 ARSON-PURPOSE TO EXEMPT ZONING-IF HOUSE OF WORSHIP
2C:17-1B(10) 1 ARSON-PURPOSE TO DESTROY FOREST
2C:17-1B(5) 1 ARSON - RECKLESS DESTROY FOREST IF HOUSE OF WORSHIP
3 ARSON - RECKLESS ENDANGER FOREST
2C:17-1C(1) 4 FAIL TO EXTING FIRE-DUTY TO DO SO
2C:17-1C(2) 4 FAIL TO EXTING FIRE-STARTED OR PERMITTED BY DEFENDANT
2C:17-1D 1 HIRING OR BEING HIRED TO START FIRE OR E
2C:17-2A(1) 2 WIDESPREAD INJURY OR DAMAGE-CAUSES PURPOSEFUL/KNOWING
2C:17-2A(2) 2 WIDESPREAD INJURY OR DAMAGE-RELEASE HAZMAT-KNOWING
3 WIDESPREAD INJURY OR DAMAGE-RELEASE HAZMAT-RECKLESS
2C:17-2B 3 WIDESPREAD INJURY OR DAMAGE-CAUSES RECKLESSLY
2C:17-2C 2 WIDESPREAD INJURY OR DAMAGE-HANDLE HAZMAT-RECKLESS
4 WIDESPREAD INJURY OR DAMAGE-NO DAMAGE-RECKLESS
2C:17-2D(1) 4 WIDESPREAD INJURY OR DAMAGE-FAIL TO ACT-LEGAL DUTY
2C:17-2D(2) 4 WIDESPREAD INJURY OR DAMAGE-FAIL TO ACT-HELPED CAUSE
2C:17-2F(1) 3 CRIMINAL MISCHIEF-DAMAGE PROPERTY MORE THAN $2000
4 CRIMINAL MISCHIEF-DAMAGE PROPERTY $500-$2000
2C:17-2F(2) 3 CRIMINAL MISCHIEF-ENDANGER-MORE THAN $2000
4 CRIMINAL MISCHIEF-ENDANGER-DAMAGE $500 - $2000
2C:17-3B(3) 3 CRIMINAL MISCHIEF-DAMAGES RESEARCH PROPERTY
2C:17-3B(4) 2 CRIMINAL MISCHIEF-AIR TRAFFIC DEVICE-CAUSE DEATH
3 CRIMINAL MISCHIEF-AIR TRAFFIC DEVICE-BOD INJURY/PROP DAMAGE
4 CRIMINAL MISCHIEF-OF EQUIPMENT REGULATING AIR TRAF
2C:17-3B(5) 2 CRIMINAL MISCHIEF-TAMPERING W/AIRPORT CAUSES DEATH
3 CRIMINAL MISCHIEF-TAMPER W/AIRPORT-BOD INJURY/PROP DAMAGE
4 CRIMINAL MISCHIEF BY TAMPERING WITH AVIATION FACIL
2C:17-3B(6) 3 CRIMINAL MISCHIEF-TAMPERS WITH GRAVE
2C:17-3B(7) 2 CRIM MISCHIEF-PUBLIC COMMUNICATION/ETC.-CAUSE DEATH
3 CRIMINAL MISCHIEF-IMPAIR PUBLIC COMMUNICATION/SERVICE
2C:17-3B(8) 4 CRIMINAL MISCHIEF-BREAK GAS/OIL/WATER PIPES
2C:17-3B(9) 3 REMOVE MOTOR VEHICLE TRADEMARK/VIN/SERIAL NO.
4 POSSESS MV PARTS W/ALTERED ID/SER. NO. VALUE > $500
2C:17-5B 3 POSSESS MV PARTS W/ALTERED ID/SER. NO. VALUE $200-$500
2C:17-7 1 TAMPERING W/NUCLEAR POWER PLANT OR EQUIP
2C:17-8 1 TAMPER W/NUCLEAR PLANT OR EQUIP CAUSING DEATH
2C:17-9 2 DAMAGE NUCLEAR PLANT/EQUIP CAUSING INJURY
2C:18-2A(1) 2 BURGLARY-ENTERING STRUCTURE ETC-INFLECT/ATTMPT BI/ARMED
3 BURGLARY-ENTERING STRUCTURE ETC-NO BI/UNARMED
2C:18-2A(2) 2 BURGLARY-REMAIN IN STRUCTURE ETC-INFLECT/ATTMPT BI/ARMED
3 BURGLARY-REMAIN IN STRUCTURE ETC-NO BI/UNARMED
2C:18-2A(3) 2 BURGLARY-TRESPSS UTILITY CO PROP-INFLECT/ATTMPT BI/ARMED
3 BURGLARY-TRESPASS ON UTILITY CO PROP-NO BI/UNARMED
2C:18-2B(1) 2 BURGLARY-INFLECT/ATTEMPT TO INFLECT BI
2C:18-3A 4 CRIMINAL TRESPASS-RESEARCH FACILITY/POWER FACILITY ETC
2C:18-3C 4 CRIMINAL TRESPASS-PEERING INTO WINDOWS
2C:18-5A 3 RIDING ON LANDS/DAMAGE-UNAUTH OPERATION >=2000
4 RIDING ON LANDS/DAMAGE-UNAUTH OPERATION >500<2000
2C:18-5B 3 RIDING ON LANDS/DAMAGE-CAUSE DAMAGE >=2000
4 RIDING ON LANDS/DAMAGE-CAUSE DAMAGE >500<2000
2C:2-6A 1 ACCOMPlice LIABILITY-OWN CONDUCT/CONDUCT OF OTHER-1 DEG
2 ACCOMPlice LIABILITY-OWN CONDUCT/CONDUCT OF OTHER-2 DEG
3 ACCOMPlice LIABILITY-OWN CONDUCT/CONDUCT OF OTHER-3 DEG
4 ACCOMPlice LIABILITY-OWN CONDUCT/CONDUCT OF OTHER-4 DEG
2C:2-6C(1)(A) 1 ACCOMPlice LIABILITY-SOLICIT ANOTHER TO COMM OFF-1 DEG
2 ACCOMPlice LIABILITY-SOLICIT ANOTHER TO COMM OFF-2 DEG
3 ACCOMPlice LIABILITY-SOLICIT ANOTHER TO COMM OFF-3 DEG
4 ACCOMPlice LIABILITY-SOLICIT ANOTHER TO COMM OFF-4 DEG
2C:2-6C(1)(B) 1 ACCOMPlice LIABILITY-AIDS ETC IN PLAN/COMM CRIME-1 DEG
2 ACCOMPlice LIABILITY-AIDS ETC IN PLAN/COMM CRIME-2 DEG
3 ACCOMPlice LIABILITY-AIDS ETC IN PLAN/COMM CRIM-3 DEG
4 ACCOMPlice LIABILITY-AIDS ETC IN PLAN/COMM CRIM-4 DEG
2C:2-6C(1)(C) 1 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-1 DEG
2 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-2 DEG
3 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-3 DEG
4 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-4 DEG
2C:2-6C(2) 1 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-1 DEG
2 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-2 DEG
3 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-3 DEG
4 ACCOMPlice LIABILITY-LAW ESTABLISHES COMPLICITY-4 DEG
2C:2-7A(1)  1  CORPORATE LIABILITY-ACTING W/I SCOPE OF EMPLOYMT-1ST DEG
2C:2-7A(2)  1  CORPORATE LIABILITY-ACTING W/I SCOPE OF EMPLOYMT-2ND DEG
2C:2-7A(3)  1  CORPORATE LIABILITY-ACT AUTH BY BD OF DIRECTORS-1ST DEG

2C:2-7A(2)  1  CORPORATE LIABILITY-BY OMISSION-1ST DEG
2C:2-7A(3)  1  CORPORATE LIABILITY-BY OMISSION-2ND DEG
2C:2-7A(4)  1  CORPORATE LIABILITY-BY OMISSION-3RD DEG
2C:2-7A(5)  1  CORPORATE LIABILITY-BY OMISSION-4TH DEG

2C:20-10B  4  UNLAW TAKING MEANS OF CONVEYANCE-OPERATE ETC MV
2C:20-10C  3  UNLAW TAKING MEANS CONVEYANCE-OPERATE ETC MV/DAMAGE
2C:20-10D  4  UNLAW TAKING MEANS CONVEYANCE-OPERATE ETC MV/JOYRIDING
2C:20-11.2  2  LEADER OF ORGANIZED RETAIL THEFT ENTERPRISE

2C:20-11B(1)  2  SHOPLIFTING-TAKE MERCH W/O PAYING-RETAIL VAL $75000+
2C:20-11B(2)  2  SHOPLIFTING-CONCEAL MERCHANDISE - RETAIL VALUE $75000+
2C:20-11B(3)  2  SHOPLIFTING-REMOVE/ALTER TAG/Buy for LESS-RET VAL $75000+
2C:20-11B(4)  2  SHOPLIFTING-TRANSFER OF CONTAINER-VALUE $75000+
2C:20-11B(5)  2  SHOPLIFTING-UNDER-RINGING - RETAIL VALUE $75000+
2C:20-11B(6)  2  SHOPLIFTING-TAKE SHOPPING CART-RETAIL VALUE $75,000+

2C:20-16A  2  OPERATE FACILITY FOR SALE OF STOLEN MV PARTS
2C:20-17A  2  USE OF JUVENILE IN AUTOMOBILE THEFT
2C:20-18  2  LEADER OF AUTO THEFT TRAFFICKING NETWORK
2C:20-2.3A  2  THEFT FROM GRAVE SITES-REMOVE HEADSTONE ETC-VALUE 75K+

2C:20-2B(1)(A)  2  THEFT-VALUE $75000+
2C:20-2B(1)(B)  2  THEFT-BY EXTORTION
2C:20-2B(1)(C)  2  THEFT-OF CDS/ANALOG > 1KG
2C:20-2B(1)(D)  2  THEFT-FEDERAL/STATE/DHS BENEFITS >= $75000
2C:20-2B(1)(E)  2  THEFT-HUMAN REMAINS BY DECEPTION/FALSIFICATION ETC
2C:20-2B(1)(F)  2  THEFT-BREACH OF FIDUCIARY DUTY >=$50K
2C:20-2B(1)(G)  2  THEFT-PUBLIC RECORD/WRITING/INSTRUMENT ETC.
2C:20-2B(2)(A)  2  THEFT-VALUE BETWEEN $500-$74,999
2C:20-2B(2)(B)  2  THEFT-FIREARM/MV/VESSLE/ BOAT/HORSE/PET/AIRPLANE
2C:20-2B(2)(C)  2  THEFT-CDS-VALUE LESS THAN $75K & QUANTITY<=1KG
2C:20-2B(2)(D)  2  THEFT-FROM THE PERSON OF ANOTHER
2C:20-2B(2)(E)  2  THEFT-BREACH OF FIDUCIARY DUTY <$50K
2C:20-2B(2)(F)  2  THEFT-BY THREAT NOT AMOUNTING TO EXTORTION
2C:20-2B(2)(G)  2  THEFT-OF CDS/ANALOG <=1KG

2C:20-2.4A(1)  1  LEADER OF CARGO THEFT NETWK-NO USE/THREAT DEADLY WEAPON
2C:20-2.4A(2)  1  LEADER OF CARGO THEFT NETWK-USE/THREAT DEADLY WEAPON
2C:20-2.6A  2  THEFT FROM CARGO CARRIER-MAINT STOR FAC TO RESELL->=50K
3  THEFT FROM CARGO CARRIER-MAINT STOR FAC TO RESELL<$50K
2C:20-2.25A  3  COMPUTER CRIME-ACCESS DATA/COMPUTER ETC.
2C:20-2.25B  1  COMPUTER CRIME-ALTER/DAMAGE/DISRUPT/IMPAIR MASS DAMAGE
2C:20-2.25C  2  COMPUTER CRIME-ACCESS PURPOSE DEFRAUD/STEAL > $5000
2C:20-2.25E  1  COMPUTER CRIME-ACCESS PURPOSE DEFRAUD/STEAL =<$5000
2C:20-2.25F  3  COMPUTER CRIME -TAKE/COPY DATA ETC- NOT GOV DATA/<5K ETC

2C:20-2.25G  4  COMPUTER CRIME-ALTER/DAMAGE/DESTROY DATA ETC <=$5000
2C:20-2B(1)(A)  2  THEFT-VALUE $75000+
2C:20-2B(1)(B)  2  THEFT-BY EXTORTION
2C:20-2B(1)(C)  2  THEFT-OF CDS/ANALOG > 1KG
2C:20-2B(1)(D)  2  THEFT-FEDERAL/STATE/DHS BENEFITS >= $75000
2C:20-2B(1)(E)  2  THEFT-HUMAN REMAINS BY DECEPTION/FALSIFICATION ETC
2C:20-2B(1)(F)  2  THEFT-BREACH OF FIDUCIARY DUTY >=$50K
2C:20-2B(1)(G)  2  THEFT-PUBLIC RECORD/WRITING/INSTRUMENT ETC.
2C:20-2B(2)(A)  2  THEFT-VALUE BETWEEN $500-$74,999
2C:20-2B(2)(B)  2  THEFT-FIREARM/MV/VESSLE/ BOAT/HORSE/PET/AIRPLANE
2C:20-2B(2)(C)  2  THEFT-CDS-VALUE LESS THAN $75K & QUANTITY<=1KG
2C:20-2B(2)(D)  2  THEFT-FROM THE PERSON OF ANOTHER
2C:20-2B(2)(E)  2  THEFT-BREACH OF FIDUCIARY DUTY <$50K
2C:20-2B(2)(F)  2  THEFT-BY THREAT NOT AMOUNTING TO EXTORTION
2C:20-2B(2)(G)  2  THEFT-OF CDS/ANALOG <=1KG
2C:20-2B(2)(H)  3  THEFT-FEDERAL/STATE/DHS BENEFITS < $75000
2C:20-2B(2)(I)  3  THEFT-REAL OR PERSONAL PROPERTY RELATED TO ETC RESEARCH
2C:20-2B(2)(J)  3  THEFT-NEW JERSEY PRESCRIPTION BLANK
2C:20-2B(2)(K)  3  THEFT-ACCESS DEVICE/DEFACED ACCESS DEVICE
2C:20-2B(2)(L)  3  THEFT-ANHYDROUS AMMONIA FOR USE IN MANUFACTURE OF METH
2C:20-2B(3)  4  THEFT-VALUE $200-$499
2C:20-31.1  3  POST INFO RELATIVE TO LEOS ON INTERNET-PURPOSE
2C:20-31B  4  POST INFO RELATIVE TO LEOS ON INTERNET-RECKLESS
2C:20-31A  3  COMPUTER CRIME-ACCESS COMPUTER & DISCLOSE INFO W/O AUTH
2C:20-31A  3  COMPUTER CRIME-ACCESS COMPUTER & DISCLOSURE INFO W/ AUTH
2C:20-36A  4  MISUSE OF BENEFITS-RECEIPE USE BENEFIT CARD W/O AUTH
2C:20-36A  4  MISUSE OF BENEFITS-CONVERT BENEFIT CARD TO PROPERTY
2C:20-36B  4  MISUSE OF BENEFITS-TRANSFER BENEFIT CARD TO ANOTHER
2C:20-36C  4  MISUSE OF BENEFITS-TRANSFER BENEFIT CARD TO ANOTHER
2C:20-39A(1)  2  LEADER OF A PYRAMID PROMOTIONAL SCHEME
2C:20-39A(2)  4  RECRUITER FOR A PYRAMID PROMOTIONAL SCHEME
2C:20-3A  2  THEFT BY UNLAWFUL TAKING-MOVABLE PROPERTY VALUE $75000+
2C:20-3B  2  THEFT BY UNLAWFUL TAKING-IMMOVABLE PROPERTY VALUE $75000+
2C:20-4  2  THEFT BY DECEPTION-VALUE $75000+/EXTORTION/CDS>1KG
2C:20-4  2  THEFT BY DECEPTION-VALUE $500-74999/GUN/MV/CDS<=1KG
2C:20-4  2  THEFT BY DECEPTION-VALUE $200-$499
2C:20-5A  2  THEFT BY EXTORTION-INFLICT HARM/CONFINE/RESTRAIN
2C:20-5B  2  THEFT BY EXTORTION-ACCUSE ANOTHER OF OFFENSE
2C:20-5C  2  THEFT BY EXTORTION-EXPOSE SECRET ETC TO DAMAGE
2C:20-5D  2  THEFT BY EXTORTION-TAKE/WITHHOLD OFFICIAL ACTION
2C:20-5E  2  THEFT BY EXTORTION-CREATE STRIKE/BOYCOTT
2C:20-5F  2  THEFT BY EXTORTION-TESTIFY/WITHOLD TESTIMONY IN LEGAL ACTIVITY
2C:20-6  2  THEFT OF PROPERTY LOST/MISLAIRED/DELIVERED BY MISTAKE-VALUE $75000+
2C:20-6  2  THEFT OF PROPERTY LOST/MISLAIRED/ETC.-VALUE $500-74999
2C:20-6  2  THEFT OF PROPERTY LOST/MISLAIRED/ETC.-VALUE $200-$499
2C:20-7.1A  2  FENCING-POSSESSION OF ALTERED PROPERTY-VALUE $75000+
2C:20-7.1A  2  FENCING-POSSESSION OF ALTERED PROPERTY-VALUE $500-74999
2C:20-7.1A  2  FENCING-POSSESSION OF ALTERED PROPERTY-VALUE $200-$499
2C:20-7.1B(1)  2  FENCING-DEALING IN STOLEN PROPERTY-VALUE $75000+
2C:20-7.1B(1)  2  FENCING-DEALING IN STOLEN PROPERTY-VALUE $500-74999
2C:20-7.1B(1)  2  FENCING-DEALING IN STOLEN PROPERTY-VALUE $200-$499
2C:20-7A  2  RECEIVING STOLEN PROPERTY-KNOW PROPERTY STOLEN-VALUE $75000+
2C:20-7A  2  RECEIVING STOLEN PROPERTY-KNOW PROPERTY STOLEN-VALUE $500-74999
2C:20-7A  2  RECEIVING STOLEN PROPERTY-KNOW PROPERTY STOLEN-VALUE $200-$499
2C:20-8A  2  THEFT OF SERVICES-KNOW SERVICES COST MONEY-VALUE $75000+
2C:20-8A  2  THEFT OF SERVICES-KNOW SERVICES COST MONEY-VALUE $500-74999
2C:20-8A  2  THEFT OF SERVICES-KNOW SERVICES COST MONEY-VALUE $200-$499
2C:20-8B  2  THEFT OF SERVICES-KNOWLINGLY DIVERT SERVICES VALUE $75000+
2C:20-8B  2  THEFT OF SERVICES-KNOWLINGLY DIVERT SERVICES VALUE $500-74999
2C:20-8B  2  THEFT OF SERVICES-KNOWLINGLY DIVERT SERVICES VALUE $200-$499
2C:20-8H  3  THEFT OF SERVICES-OBTAIN TELEPHONE SERVICE W/O PAYMENT
2C:20-8B  2  THEFT OF SERVICES-KNOWLINGLY DIVERT SERVICES W/O PAYMENT
2C:20-8B  2  THEFT OF SERVICES-KNOWLINGLY DIVERT SERVICES W/O PAYMENT
2C:20-9  2  THEFT OF SERVICES-POSSESS EQUIPMENT TO INTRUDE TELEPHONE SVC
2C:20-9  2  THEFT OF SERVICES-POSSESS EQUIPMENT TO INTRUDE TELEPHONE SVC
2C:21-10A(1)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-AGENT-ETC-$75K
2C:21-10A(1)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-AGENT-ETC-$1000
2C:21-10A(2)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-FIDUCIARY-ETC-$75K
2C:21-10A(2)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-FIDUCIARY-ETC-$1000
2C:21-10A(3)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-LAWYER-ETC-$75K
2C:21-10A(3)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-LAWYER-ETC-$1000
2C:21-10A(4)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-MANAGER-ETC-$75K
2C:21-10A(4)  2  COMM BRIBERY-ACCEPT BENEFIT TO VIOLATE DUTY-MANAGER-ETC-$1K
2C:21-1C  
FORGERY-UTTER FORGED DOCS-OTHER FALSE DOCS

2C:21-2  
CRIMINAL SIMULATION

2C:21-2.1A  
SALE OF A FAKE GOVT ISSUED ID

2C:21-2.1B  
MANUFACTURE OF A FALSE GOVERNMENT ISSUED ID

2C:21-2.1C  
KNOWINGLY EXHIBITING A FALSE GOV ISSUED DL OR OTHER ID

2C:21-2.1D  
POSSESSION OF A FALSE GOVERNMENT ISSUED ID

2C:21-2.3A  
SIMULATED MOTOR VEHICLE INSURANCE CARD - SALE

2C:21-2.3B  
EXHIBIT FALSE MOTOR VEHICLE INSURANCE CARD TO POLICE

2C:21-2.4A  
POSSSESSION OF FRAUDULENT RECEIPTS/UPC ETC-15+ ITEMS

2C:21-20.2A  
UNLICENSED PRAC OF PSYCH-KNOWINGLY ENG IN PRAC W/O LIC

2C:21-20.2B  
UNLICENSED PRAC OF PSYCH-EXCEED SCOPE OF PRACTIC

2C:21-20.2C  
UNLICENSED PRAC OF PSYCH-PRETEND TO BE ELIGIBLE

2C:21-20.2D  
UNLICENSED PRAC OF PSYCH-PRACTICE UNDER FALSE NAME

2C:21-20.2E  
UNLICENSED PRAC OF MED-KNOWINGLY ENG IN PRAC W/O LICENSE

2C:21-21C(1)  
PIRACY-SND REC FIXED BEF 2/15/17 W/INT TO SELL-101+ ETC

2C:21-21C(2)  
PIRACY-TRANS/SELL ETC SOUND REC ETC-OFF NOT IN 1&2

2C:21-21C(3)  
PIRACY-LIVE PERF W/INT TO SELL-101+ SOUND REC ETC

2C:21-21C(4)  
PIRACY-NONDISCLOSURE OF ARTIST/MAKR-101+ SOUND REC ETC

2C:21-21C(5)  
PIRACY-MAKE AUDIO VIS RECORDNG OF MOTION PICT-101+ ETC

2C:21-22.1B  
KNOWINGLY ACTING AS OR USING A RUNNER

2C:21-22A  
UNAUTHORIZED PRACTICE OF LAW-ENGAGE IN UNAUTH PRACTICE

2C:21-22B(1)  
UNAUTHORIZED PRACTICE OF LAW-CREATE FALSE IMPRESSION

2C:21-22B(2)  
UNAUTHORIZED PRACTICE OF LAW-DERIVE BENEFIT

2C:21-25A  
MONEY LAUNDERING-TRANS/POSSESS CRIM PROP: $500K+

2C:21-25B(1)  
MONEY LAUNDERING-ENG TRANS W/I ENG IN CRIM ACT:500K+

2C:21-25B(2)(A)  
MONEY LAUNDERING-ENG TRANS W/I TO CONCEAL ETC:$500K+

2C:21-25B(2)(B)  
MONEY LAUNDERING-ENG TRANS TO AVOID REPORT REQ 500K+

2C:21-25C  
MONEY LAUNDERING-MANAGE/DIRECT ETC TRANS:$500K+

2C:21-25E(1)  
MONEY LAUNDERING-CAUSE FINAN INST TO FAIL TO FILE REPT

2C:21-25E(2)  
MONEY LAUNDERING-CAUSE FIN INST TO FILE ERRONEOUS REPT

2C:21-25E(3)  
MONEY LAUNDERING-STRUCTURE TRANSACT W/FIN INST

2C:21-3  
FRAUDS RELATING TO PUBLIC RECS-DESTROY/REMOVE ETC RECS

2C:21-30A  
UNLAWFUL PRACTICE OF DENTISTRY-ENGAGE IN PRACT W/O LIC

2C:21-30B  
UNLAWFUL PRACTICE OF DENTISTRY-EXCEED SCOPE OF PRACTICE

2C:21-30C  
UNLAWFUL PRACTICE OF DENTISTRY-PRETEND TO BE DENTIST

2C:21-30D  
UNLAWFUL PRACTICE OF DENTISTRY-ORDER BDS OR OTHER DRUG

2C:21-30E  
UNLAWFUL PRACTICE OF DENTISTRY-PRACTICE UNDR FALSE NAME

2C:21-31B(1)  
UNLAWFL PRACT OF IMMIGRAT LAW-PRACTICE W/O LICENSE

2C:21-31B(2)  
UNLAWFL PRACT OF IMMIGRAT LAW-PREMATURELY ISSUE

2C:21-31B(3)  
UNLAWFL PRACT OF IMMIGRAT LAW-FALSE ADVERTISEMENT

2C:21-31C  
UNLAWFL PRACT OF IMMIGRAT LAW-RETAIIN IMMIGRAT DOCS

2C:21-32C  
TRADEMARK COUNTRFEIT:DISP CNTRFEIT MK-1000+ ITMS ETC

2C:21-33A(1)  
ELECTRIC CONTRACTING W/OUT PERMIT-FAIL IMPRESSION

2C:21-33A(2)  
ELECTRIC CONTRACTING W/OUT PERMIT - DERIVES A BENEFIT

2C:21-33A(3)  
ELECTRIC CONTRACTING W/OUT PERMIT - INJURY TO ANOTHER
2C:21-34A
2 FALSE CLAIM-PAYMENT OF GOVT CONTRACT-$25000+
3 FALSE CLAIM-PAYMENT OF GOVT CONTRACT-$2500-<$25000
4 FALSE CLAIM-PAYMENT OF GOVT CONTRACT-<$2,500

2C:21-34B
2 FALSE CLAIM-GOVT CONTRACT-MISREPRESENTATION-$25,000+
3 FALSE CLAIM-GOV CONT-MISREPRESENTATION-$2,500-<$25,000
4 FALSE CLAIM-GOVT CONTRACT-MISREPRESENTATION-<$2,500

2C:21-34C
2 FALSE CLAIM-GOVT CONTRACT-PAY PUB EMPLOY< REQ-$25K+
3 FALSE CLAIM-GOVT CONTRACT-PAY PUB EMP<REQ-$2,500-<$25K
4 FALSE CLAIM-GOVT CONTRACT-PAY PUB EMPLOY-REQ-<2,500

2C:21-35A
2 FALSE PUBLIC UTILITY EMP ID BADGE-SELL ETC FAKE ID BADGE

2C:21-35B
2 FALSE PUB UTILTY EMP ID BADGE-POSS MTRL MAKE FAKE BADGE

2C:21-35C
3 FALSE PUBLIC UTILTY EMP ID BADGE-DISPLAY FAKE ID BADGE

2C:21-35D
4 FALSE PUBLIC UTILIY EMP ID BADGE-POSSESS FAKE ID BADGE

2C:21-3A
3 FRAUDULENT REMOVAL/DESTRUCTION OF RECORDED DOCUMENTS

2C:21-4.1
4 DESTRUCTION/ALTERATION OF MEDICAL RECORDS

2C:21-4.3A
2 HEALTH CARE FRAUD-INTENTIONAL FRAUD BY PRACTITIONER

2C:21-4.3B
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3 BAD CHECKS-VALUE $1,000-<$75,000
4 BAD CHECKS-VALUE $200-<$1,000

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2C:21-6.1B(2)
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2C:21-6D(2)
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3 CORPORATE MISCONDUCT-MAKE DIVIDEND W/I TO DEFRAUD-1001-<75K

2C:21-9A(2)
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2C:21-9A(3)
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1 CORPORATE MISCONDUCT-DISCOUNT NOTE TO ENABLE WITHDRAWAL-1001-<75K

2C:21-9A(5)
2 CORPORATE MISCONDUCT-IMPROPER PURCHASE OF CORP STOCK-75K+
3 CORPORATE MISCONDUCT-IMPROPER PURCHASE OF CORP STOCK-1001-<75K

2C:21-42
2 FRAUDULENT FILING AGAINST PUBLIC SERVANT/FAMILY ETC

2C:21-4A
4 TAMPERING WITH RECORDS-DESTROY/REMOVE CONCEAL RECRD ETC

2C:21-4B(1)
3 TAMPERING WITH RECS-FALSE FIN STMT-UTTER FALSE INSTRMNT

2C:21-4B(2)
3 TAMPERING WITH RECS-FALSE FIN STMT-WRITTN MISRPRESNTATN

2C:21-5
2 BAD CHECKS-VALUE $75,000+
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3 CREDIT CARD CRIMES-SCAN DEVICE TO READ/OBTAIN ETC CARD

2C:21-6.1B(2)
3 CREDIT CARD CRIMES-RE-ENCODER TO TRANS INFO TO NEW CARD

2C:21-6.1C
4 CREDIT CARD CRIMES-POSSESS MATERIAL ETC USE IN SCANNER

2C:21-6B
4 CREDIT CARD CRIMES-FALSE STATEMENT TO PROCURE CARD

2C:21-6C(1)
4 CREDIT CARD CRIME-CRED CARD THEFT-TAKE/OBT W/O CONSENT

2C:21-6C(2)
4 CREDIT CARD CRIME-CRED CARD THEFT-REC LOST/MISLAID CARD

2C:21-6C(3)
4 CREDIT CARD CRIME-CRED CARD THEFT-BUY/SELL CARD

2C:21-6C(4)
4 CREDIT CARD CRIME-CRED CARD THEFT-OBTAIN W/I TO DEFRAUD

2C:21-6C(5)
3 CREDIT CARD CRIME-CRED CARD THEFT-MAKE ETC W/I TO DEFRAUD

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2C:21-9A(2)
2 CORPORATE MISCONDUCT-MEMBERSHIP W/I TO DEFRAUD-75K+
3 CORPORATE MISCONDUCT-MEMBERSHIP W/I TO DEFRAUD-1001-<75K

2C:21-9A(3)
3 CORPORATE MISCONDUCT-RECEIVE ETC NOTE FOR PMT FOR STOCK-75K+
3 CORPORATE MISCONDUCT-RECEIVE ETC NOTE FOR PMT FOR STOCK-1001-<75K

2C:21-9A(4)
1 CORPORATE MISCONDUCT-DISCOUNT NOTE TO ENABLE WITHDRAWAL-75K+
1 CORPORATE MISCONDUCT-DISCOUNT NOTE TO ENABLE WITHDRAWAL-1001-<75K

2C:21-9A(5)
2 CORPORATE MISCONDUCT-IMPROPER PURCHASE OF CORP STOCK-75K+
3 CORPORATE MISCONDUCT-IMPROPER PURCHASE OF CORP STOCK-1001-<75K
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<td>2C:21-9B(2)</td>
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<td>2C:27-12B(7)</td>
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<td>2C:27-12B(10)</td>
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<td>2C:27-12B(11)</td>
<td>CORRUPT OF PUB RESRS/RESRC NOT SUBJ TO OBLIGTN-75K-&lt;500K</td>
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<td>2C:27-12B(12)</td>
<td>CORRUPT OF PUB RESRS/RESRC NOT SUBJ TO OBLIGTN-&lt;=50K</td>
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<td>2C:27-2A</td>
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<td>2C:27-2A</td>
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<td>2C:27-2B</td>
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<td>BRIBERY-DECISION/VOTE ON ADMIN PROCEEDING &lt;$200</td>
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3 BRIBERY - PUB. SERV/PARTY OFF TO VIOLATE DUTY <$200
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2C:28-5A(1) 1 WITNESS TAMPERING-TO CAUSE FALSE TESTIMONY-NERA+FORCE
2 WITNESS TAMPERING-TO CAUSE FALSE TESTIMONY-FORCE/THREAT
3 WITNESS TAMPERING-TO CAUSE FALSE TESTIMONY-NO NERA/FORCE
2C:28-5A(2) 1 WITNESS TAMPERING-WITHHOLD TESTIMONY/INFO-NERA+FORCE
2 WITNESS TAMPERING-WITHHOLD TESTIMONY/INFO/THREAT
3 WITNESS TAMPERING-WITHHOLD TESTIMONY/INFO-NO NERA/FORCE
2C:28-5A(3) 1 WITNESS TAMPERING-ELUDE LEGAL PROCESS-NERA+FORCE
2 WITNESS TAMPERING-ELUDE LEGAL PROCESS-FORCE/THREAT ETC
3 WITNESS TAMPERING-ELUDE LEGAL PROCESS-NO NERA/FORCE ETC
2C:28-5A(4) 1 WITNESS TAMPERING-DISOBEY SUMMONS-NERA+FORCE
2 WITNESS TAMPERING-DISOBEY SUMMONS-FORCE/THREAT
3 WITNESS TAMPERING-DISOBEY SUMMONS-NO NERA/FORCE
2C:28-5A(5) 1 WITNESS TAMPERING-OBSTRUCT OFF PROCEEDNG-NERA+FORCE
2 WITNESS TAMPERING-OBSTRUCT OFF PROCEEDNG-FORCE/THREAT
3 WITNESS TAMPERING-OBSTRUCT OFF PROCEEDNG-NO NERA/FORCE
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2C:29-3A(5) 2 HINDERING-OBSTRACT BY FORCE FOR RELATIVE
3 HINDERING-OBSTRACT BY FORCE RELATIVE
2C:29-3A(6) 3 HINDERING-AID FOR PROFIT-UNDERLYING 2ND DEGREE+ CRIME
4 HINDERING-AID FOR PROFIT-UNDERLYING 3DEG CRIME OR RELATIVE
2C:29-3A(7) 3 HINDERING-FALSE INFO-UNDERLY 2ND DEG+ OR 2C:11-5.1
4 HINDERING-FALSE INFO-UNDERLY 3 DEG CRIME OR FAMILY
2C:29-3B(1) 3 HINDERING-ONESELF-HIDE EVID UNDERLY 2 DEG+ OR 2C:11-5.1
4 HINDERING-ONESELF-HIDE EVID UNDERLY 3RD DEG OR RELATIVE
2C:29-3B(2) 3 HINDERING-ONESELF-FORCE-UNDERLYING CRIME 2 DEG+
4 HINDERING-ONESELF-FORCE-UNDERLYING CRIME 3 DEG
2C:29-3B(3) 2 HINDERING-ONESELF-THRU FORCE AGAINST WITNESS
2C:29-3B(4) 3 HINDERING-ONESELF-FALS INFO-UNDERLY 2 DEG+ OR 2C:11-5.1
4 HINDERING-FALSE INFO-UNDERLY 3RD DEGREE CRIME
2C:29-4 2 COMPOUNDING-PAYMENT TO NOT REPORT CRIME
3 COMPOUNDING-PAYMENT TO NOT REPORT CRIME IF < $200
2C:29-5A 2 ESCAPE-FROM DETENTION-USING FORCE/THREAT/DEADLY WEAPON
3 ESCAPE-FROM DETENTION
2C:29-5B 3 ABSCONDING FROM PAROLE
2C:29-5C 2 ESCAPE-PERMITTING ESCAPE-USING FORCE/DEADLY WEAPON/ETC
3 ESCAPE-PERMITTING ESCAPE
2C:29-6A(1) 2 ESCAPE IMPLEMENTS-PROVIDE INMATE W/ WEAPON TO ESCAPE
3 ESCAPE IMPLEMENTS-PROVIDE INMATE W/ TOOL TO ESCAPE
2C:29-6A(2) 2 ESCAPE IMPLEMENTS-INMATE MAKES/POSS WEAPON TO ESCAPE
3 ESCAPE IMPLEMENTS-INMATE MAKES/POSS TOOL TO ESCAPE
2C:29-7 3 BAIL JUMPING - INMATE MAKES/POSS WEAPON TO ESCAPE
4 BAIL JUMPING - UNDERLYING OFFENSE 3RD DEGREE+
2C:29-8 1 CORRUPTING/INFLUENCING A JURY-W/FORCE-SPECIFIC CRIMES
2 CORRUPTING/INFLUENCING A JURY-OTHER CRIMES
3 CORRUPTING AND INFLUENCING A JURY
2C:29-8.1A 4 PROHIBITED JUROR CONTACT - JUROR ACCEPTS MEDIA DEAL
2C:29-8.1B 4 PROHIBITED JUROR CONTACT-OFFER JUROR MEDIA DEAL
2C:29-9(L)(2) 3 WEAP/MANU/DISTRI DIGITAL INSTRUCTIONS/PROGRAM FIREARM
2C:29-9A 4 CONTEMPT-VIOLATE JUDICIAL/RESTRAINING ORDER
2C:29-9B(1) 4 CONTEMPT - VIOLATE DV ORDER BY CRIME OR DP OFFENSE
2C:29-9C 3 CONTEMPT-KNOWING VIOL. OF STALKING RESTRAINING ORDER
2C:29-9D(1) 4 CONTEMPT-KNWING VIO. SEX ASSAULT PROTECT ORDR W/CRIME/DP
2C:29-9E 4 CONTEMPT - VIOLATE ERPO
2C:30-2A 2 OFFICIAL MISCONDUCT-OFFICIAL FUNCTION-BENEFIT >$200
3 OFFICIAL MISCONDUCT-OFFICIAL FUNCTION-BENEFIT <= $200
2C:30-2B 2 OFFICIAL MISCONDUCT-NON-PERFORM DUTIES-BENEFIT >$200
3 OFFICIAL MISCONDUCT-NON-PERFORM DUTIES-BENEFIT <= $200
2C:30-3A 2 SPECULATE/WAGER OFFICIAL ACTION-PROP INTEREST > $200
3 SPECULATE/WAGER OFFICIAL ACTION-PROP INTEREST <= $200
2C:30-3B 2 SPECULATE/WAGER ON OFFICIAL ACTION > $200
3 SPECULATE/WAGER ON OFFICIAL ACTION <= $200
2C:30-3C 2 SPECULATE/WAGER OFFICIAL ACTION-AID ANOTHER >$200
3 SPECULATE/WAGER OFFICIAL ACTION-AID ANOTHER <= $200
2C:30-4A 4 DISBURSE/ORDER/VOTE FOR DISBURSE OF PUBLIC $ IN EXCESS
2C:30-4B 4 INCUR OBLIGATIONS IN EXCESS OF APPROPRIATION
2C:30-6A(1) 1 OFFICIAL DEPRIVATION CIVIL RIGHT-UNLAW DETEN-MURDER/ETC
2 OFFICIAL DEPRIVATION CIVIL RIGHT-UNLAW DETEN/BI RESULTS
3 OFFICIAL DEPRIVATION CIVIL RIGHT-UNLAW DETENTION/ARREST
2C:30-6A(2) 1 DEPRIVATION/CIVIL RIGHT-DENY OTHER EXERCISE RIGHT-MURDER
2 DEPRIVATION/CIVIL RIGHT-DENY OTHER EXERC RIGHT BI RESULT
3 DEPRIVATION/CIVIL RIGHT DENIES ANOTHER TO EXERCISE RIGHT
2C:30-7A 2 PATTERN OF OFFICIAL MISCONDUCT - OTHER ACT IS 1ST/2ND
3 PATTERN OF OFFICIAL MISCONDUCT
2C:33-10 3 CAUSING FEAR OF UNLAWFUL BODILY VIOLENCE BY SIGN
2C:33-11 4 DEFACEMENT OF PRIVATE PROPERTY
2C:33-11.1A 4 EVICTIONS-UNLAWFUL TAKE/POSSESS/REFUSE TO GIVE >1XIN5YR
2C:33-12.2B 4 SEXUALLY ORIENTED BUSINESS NUISANCE; OWN/OPERATE
2C:33-12C 4 MAINTAIN NUISANCE-MAINT PLACE AS PROSTITUTION HOUSE
2C:33-14.1A 2 VANDALIZ RAILRD CROSS DEVICE/PROP;RECK CAUSE DEATH,ETC
3 VANDALIZING RAILROAD CROSSING DEVICES, PROPERTY-1ST OFF
2C:33-14A(1) 2 INTERFER W/TRANSP-Shoot/Throw At Vehicle Serious Bi
3 INTERFER W/TRANS-Shoot/Throw At Vehicle Cause Sign/BI
2C:33-14A(2) 2 INTERFER W/TRANS-Shoot/Throw At Track Cause Sign/BI
3 INTERFER W/TRANS-Throw AT TRACK BI/LOSS $500-$2K
2C:33-14A(3) 2 INTERF W/TRANS-Throw OBJ On Road Cause Serious Bi
3 INTERF W/TRANS-THROW OBJ ON RD CAUSE SIGNIF BODILY INJURY
4 INTERF W/TRANS-THROW OBJ ON ROAD CAUSE B/L $500-$2K

2C:33-14A(4)
2 INTERF W/TRANS-CLIMB ON/RAIL VEHICLE CAUSE SERIOUS BI
3 INTERF W/TRANS-CLIMB ON/RAIL VEHICLE CAUSE SIGNIF BI
4 INTER W/TRANS-CLIMB ON/RAIL VEH B/L $500-$2K

2C:33-14A(5)
2 INTERFERE W/TRANS-DISRUPT/DELAY VEHICLE RESULTING SBI
3 INTERFERE W/TRANS-DISRUPT VEHICLE-SIGNIFIC BOD INJ/$2,000+ LOSS
4 INTERFERE W/TRANS-DISRUPT VEHICLE- BOD INJ/LOSS $500-$2K

2C:33-14A(6)
2 INTERFERE W/TRANS-IMPAIR OPER TRAFFIC CONT SIGN SERIOUS BI
3 INTERFERE W/TRANS-IMPAIR OPER TRAFFIC CONT SIGN SIGNIFIC BI
4 INTERFERE W/TRANS-IMPAIR OPER TRAFFIC CONT SIG B/L $500-$2K

2C:33-14A(7)
2 INTERF W/TRANS-PNT LASER AT VEHICLE SERIOUS BI
3 INTERF W/TRANS-PNT LASER AT VEHICLE SIGNIFIC BI
4 INTERF W/TRANS-PNT LASER AT VEHICLE B/L $500-$2K

2C:33-1A(1)
4 RIOT - COMMISSION OF A CRIME

2C:33-1A(2)
4 RIOT-PREVENT/COERC COERCIVE OFFICIAL ACT

2C:33-1A(3)
3 RIOT USE/PLAN FIREARMS OR DEADLY WEAPON

2C:33-20
4 USE OF PAGER IN COMMISSION OF CRIME

2C:33-21
4 INTERCEPTION OF EMERGENCY COMMUNICATION UNLAWFUL PURPOSE

2C:33-23.1A
4 LICENSE REQ FOR CERTAIN RADIO TRANSMITTING DEVICES W/OUT

2C:33-23.1B
4 LICENSE REQ FOR CERTAIN RADIO TRANSMITTING DEVICES W/OUT

2C:33-28A
3 SOLICIT/RECRUIT TO JOIN STREET GANG
2C:33-28B
2 SOLICIT/RECRUIT TO JOIN STREET GANG

2C:33-28D
2 SOLICIT/RECRUIT/THREATEN PERSON UNDER 18 TO JOIN GANG

2C:33-29A
1 GANG CRIMINALITY - UNDERLYING 1ST/2ND DEGREE
2 GANG CRIMINALITY - UNDERLYING 3RD DEGREE
3 GANG CRIMINALITY - UNDERLYING 4TH DEGREE
4 GANG CRIMINALITY - UNDERLYING DEATH

2C:33-30A
1 PROMOTING ORGANIZED STREET CRIME - UNDERLYING 1ST/2ND
2 PROMOTING ORGANIZED STREET CRIME - UNDERLYING 3RD DEGREE
3 PROMOTING ORGANIZED STREET CRIME - UNDERLYING 4TH DEGREE
4 PROMOTING ORGANIZED STREET CRIME - UNDERLYING DEATH

2C:33-31A(1)
3 DOG FIGHTING-MANAGEMENT/RECEIVES ADMISSION
2C:33-31A(2)
3 DOG FIGHTING-OWN/POSSESS/BREED/PURCHASE/TRAIN
2C:33-31A(3)
3 DOG FIGHTING-CAUSE/ALLOW/PERMIT
2C:33-31A(4)
3 DOG FIGHTING-VENUE OWNER PERMITS DOG FIGHTING
2C:33-31A(5)
3 DOG FIGHTING-WITNESS/ADMITTEE/ASSISTANT
2C:33-31A(6)
3 DOG FIGHTING-GAMBLING ON OUTCOME
2C:33-31A(7)
3 DOG FIGHTING-OWN/POSSESS FIGHT PARAPHERNALIA
2C:33-32A
2 DOG FIGHTING-LEADER OF NETWORK
2C:33-33A(1)(A)
3 CIRCULATE FALSE REPORT OF IMPENDING DISASTER
2C:33-33A(1)(B)
2 FALSE REPORT INVOLVING BOMB/HOSTAGE/DEADLY WEAPONS
2C:33-33A(1)(C)
2 FALSE REPORT INVOLVING CRITICAL INFRASTRUCTURE IN STATE
2C:33-33A(2)
3 FALSE REPORT TO/W/IN ORG DEAL W/ DANGER TO LIFE/PROP
2C:33-33B
1 FALSE PUBLIC ALARM-BOMB THREAT DURING STATE OF EMERGENCY
2 FALSE PUBLIC ALARM-BOMB THREAT W/ SERIOUS BOD. INJURY
2C:33-3C
1 FALSE PUBLIC ALARM RESULTS IN DEATH
2 FALSE PUBLIC ALARM DURING ST OF EMERGENCY/CAUSE SER BOD INJURY
2C:33-3E
4 CALLING 911 WITHOUT NEEDING 911 SERVICE
2C:33-4.1A(1)
3 CYBER HARRASSMENT-THREATS-DEF 21+, POSE AS MINOR
4 CYBER HARRASSMENT- THREATEN INJURY/HARM TO PERSON
2C:33-4.1A(2)
3 CYBER HARRASSMENT-LEWD MATERIAL-DEF 21+, POSE AS MINOR
4 CYBER HARRASSMENT/POST OBSCENE MATERIAL TO INTENDED HARM TO FEAR
2C:33-4.1A(3)
3 CYBER HARRASSMENT-THREAT COMMIT CRIME-DEF 21+ POSE AS MINOR
4 CYBER HARRASS- THREATEN TO COMMIT ANY CRIME TO PERSON
2C:33-4E
4 HARASSMENT WHILE IMPRISONED OR ON PAROLE/PROBATION
2C:34-1B(1)
3 PROSTITUTION ENGAGE AS PATRON 4TH+ CONVICTION
4 PROSTITUTION ENGAGE AS PATRON 2ND OR 3RD CONVICTION
2C:34-1B(2)
3 PROMOTE PROST: EXCEPT SOLICIT OR PROCURE FOR PATRON
4 PROMOTE PROST: SOLICIT OR PROCURE FOR PATRON
2C:34-1B(3)
3 PROSTITUTION - PROMOTE CHILD PROSTITUTION
2C:34-1B(4)
3 PROSTITUTION - PROMOTE PROSTITUTION OF CHILD UNDER 18
2C:34-1B(5)
3 PROSTITUTION - COMPEL ANOTHER TO ENGAGE IN PROSTITUTION
2C:34-1B(6)
3 PROSTITUTION-PROMOTE PROSTITUTION OF SPOUSE
2C:34-1B(7)
2 PROSTITUTION - ENGAGE IN W/PERS <18 / MINOR PRESENT
2C:34-1B(8) 4 PROSTITUTION OFFER SEX IN 2ND AND SUBSEQUENT OFFENSES
2C:34-2B 4 OBSCENITY-SELL/DISTR/EXHIBIT TO PERSON 18+
2C:34-3B(1) 3 OBSCENE MATERIAL TO MINOR - SELL/DIST/REN/T/EXHIBIT
2C:34-3B(2) 3 OBSCENE MATERIAL TO MINOR - DEF 4+ YEARS OLDER SHOWS
2C:34-3B(3) 3 OBSCENITY - ADMIT PERSON <18 TO OBSCENE FILM
2C:34-3B(10)(A) 3 OBSCENITY-SHOW FILM TO <18 YR BY PERSON 4 YRS OLDER
2C:34-3B(2) 3 OBSCENE MATERIAL TO MINOR - DEF 4+ YEARS OLDER SHOWS
2C:34-3C(1) 3 OBSCENITY - ADMIT PERSON <18 TO OBSCENE FILM
2C:34-3C(2) 3 OBSCENITY - ADMIT PERSON <18 TO OBSCENE FILM
2C:34-4B 4 PUBLIC COMMUNICATION OF OBSCENITY
2C:34-5A 4 DISEASED PERSON COMMIT SEX PENETRATION-OTHER DISEASE
2C:34-5B 3 DISEASED PERSON COMMIT SEX PENETRATION-HIV/AIDS
2C:34-7A 4 SEX BUSINESS - OPERATE W/IN 1000 FT OF SCHOOL/CHURCH
2C:34-7B 4 SEX BUSINESS - FAILURE TO SURROUND W/50 FT BUFFER
2C:34-7C 4 SEX BUSINESS - DISPLAY MORE THAN 2 EXTERNAL SIGNS
2C:35-10.2A 4 POSSESS OF GAMMA HYDROXYBUTYRATE W/O PRESCRIPTION
2C:35-10.3A 3 POSSESS OF FLUNITRAZEPAM W/O PRESCRIPTION
2C:35-10.3AA 4 POSSESS/OBTAIN BATH SALTS 1 OZ OR MORE
2C:35-10.3A 3 POSSESS/OBTAIN BATH SALTS LESS THAN 1 OZ
2C:35-10.4C 4 TOXIC CHEMICAL - SALE FOR PURPOSE OF INTOXICATION
2C:35-10.5A(2) 4 PRESCRIBE/LEGEND DRUGS-DISTR/POSS 4 OR FEWER DOSES FOR GAIN
2C:35-10.5A(3) 3 PRESCRIBE/LEGEND DRUGS-DISTRIBUTE OR POSSESS 5-99 DOSES
2C:35-10.5A(4) 2 PRESCRIBE/LEGEND DRUGS-DISTRIBUTE OR POSSESS 100+ DOSES
2C:35-10.5D 4 PRESCRIBE/LEGEND DRUG-OBTAIN SCRIPT BY FORGERY/DECEPTION
2C:35-10.5A(2) 4 PRESCRIBE/LEGEND DRUGS-POSS WITHOUT A SCRIPT => 5 DOSES
2C:35-10A(1) 3 POSSESS CDS/ANALOG - SCHD I II III IV
2C:35-10A(2) 4 POSSESS CDS/ANALOG - SCHD V
2C:35-10A(3) 4 POSSESS CDS/ANALOG - SCHD V
2C:35-10A(3)(A) 4 POSSESS CDS/ANALOG - SCHD V
2C:35-11A(1) 3 POSSESS/DISTR - IMITATION CDS - IMPLIED/EXPRESS REPRES CDS
2C:35-11A(2) 3 POSSESS/DISTR/PWID - IMITATION CDS - TO DIST AS CDS
2C:35-11A(3) 3 POSSESS/DISTR/PWID - IMITATION CDS - CIRCUM BELIEVE CDS
2C:35-11B 3 MANUFACTURE/PACKAGE IMITATION CDS TO RESEMBLE CDS
2C:35-13 3 OBTAINING CDS/ANALOG BY FRAUD/FORGERY/DECEPTION
2C:35-28A 2 UNLAWFUL POSS OF PRECURSOR TO METH- ANHYDROUS AMMONIA
2C:35-28B 2 UNLAWFUL POSS OF PRECURSOR TO METH- PHENYLALANINE
2C:35-28C(1) 2 UNLAWFUL POSS OF PRECURSOR TO METH- CARBAMIDE ETC ACID
2C:35-28C(2) 2 UNLAWFUL POSSSESSION OF PRECURSOR-ERGOT/DIETHYLAMINE
2C:35-28C(3) 2 UNLAWFUL POSSSESSION OF PRECURSOR TO METH- PHENYLACETONE
2C:35-28C(4) 2 UNLAWFUL POSSSESSION OF PRECURSORS- PENTAZOCINE/METHYL
2C:35-28C(5) 2 UNLAWFUL POSSSESSION OF PRECURSOR- PHENYLACETONITRILE
2C:35-28C(6) 2 UNLAWFUL POSSSESSION OF PRECURSOR- DPHENYLACETONITRILE
2C:35-28C(7) 2 UNLAWFUL POSSSESSION OF PRECURSORS- PIPERIDINE ETC
2C:35-28C(8) 2 UNLAWFUL POSSSESSION OF PRECURSOR TO METH-REDUCING AGENT
2C:35-28D(1) 2 UNLAWFUL POSSSESSION OF A PRECURSOR TO METH- EPHEDRINE
2C:35-3 3 MANUFACTURE/DISTRIBUTION OF CDS OR INTENT TO MANUFACTURE/DISTRIBUTION OF CDS
2C:35-4 1 MAINTAINING/OPERATING CDS PRODUCTION FACILITY
2C:35-4.1B 1 BOOBY TRAPS IN CDS MANUFACTURING/FACILITIES - CAUSE BODILY INJURY
2C:35-4.1B 1 BOOBY TRAPS IN CDS MANUFACTURING/FACILITIES - CAUSE BODILY INJURY
2C:35-4.1C 3 FORTIFY CDS MANUFACTURING/FACILITIES
2C:35-5.2A 2 MANUFACTURE/PD/DISTR GAMMA HYDROXYBUTYRATE
2C:35-5.3A 1 MANUFACTURE/PD/DISTR FLUNITRAZEPAM 1 GRAM +
2C:35-5.3A 2 MANUFACTURE/PD/DISTR FLUNITRAZEPAM LESS THAN 1 GRAM
2C:35-5.3A.A 2 MANUFACTURE/PD/DISTR FLUNITRAZEPAM 1 GRAM +
2C:35-5.3B 2 MANUFACTURE/PD/DISTR FLUNITRAZEPAM 1 GRAM +
2C:35-5.3B.A 2 MANUFACTURE/PD/DISTR FLUNITRAZEPAM 1 GRAM +
2C:35-5.3C.A 3 POSSESS/OBTAIN SYNTHETIC CANNABINOIDS => 10Z
2C:35-5A(1) 1 MANUFACTURE/DISTRIBUTION OF CDS OR INTENT TO MANUFACTURE/DISTRIBUTION OF CDS
2C:35-5A(2) 1 CREATE/DISTRIBUTION OF CDS OR INTENT TO MANUFACTURE/DISTRIBUTION OF CDS
2C:35-5B 1 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(1) 1 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(10)(A) 1 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(10)(B) 2 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(A) 3 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(A) 3 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(A) 3 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(A) 3 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(A) 3 MAINTAINING/PREPARING CDS MANUFACTURING FACILITIES - CAUSE BODILY INJURY
2C:35-5B(11)(B) 3  CDS - MANU/DIST/PWID - MARU >1OZ<5LB, HASH >5G<1LB
2C:35-5B(12)(A) 4  CDS - MANU/DIST/PWID - MARJ >1OZ, HASH <5G
2C:35-5B(12)(B) 4  CDS-MANU/DIST/PWID-MARIJ >1OZ, HASH <5G, SUBSEQUENT
2C:35-5B(13) 3  CDS - MANU/DIST/PWID - OTHER SCHD I II III IV
2C:35-5B(14) 4  CDS - MANU/DIST/PWID - SCHD V
2C:35-5B(2) 2  CDS - MANU/DIST/PWID - HEROIN/COCAINE - .5OZ TO <5OZ
2C:35-5B(3) 3  CDS - MANU/DIST/PWID - HEROIN/COCAINE - < .5OZ
2C:35-5B(4) 2  CDS - MANU/DIST/PWID - SCHD I II - =/> 1OZ
2C:35-5B(5) 3  CDS - MANU/DIST/PWID - SCHD I II - < 1OZ
2C:35-5B(6) 1  CDS - MANU/DIST/PWID - LSD - =/> 10G
2C:35-5B(7) 2  CDS - MANU/DIST/PWID - LSD - < 10G
2C:35-6 2  EMPLOY JUVENILE IN CDS DISTRIBUTION SCHEME
2C:35-7.1A 2  POSS/DIST WITHIN 500 FT CERTAIN PUBLIC PROPERTY
2C:35-7A 3  CDS/ANALOG - DISTRIBUTE ON/NEAR SCHOOL PROPERTY/BUS
2C:35-9A 1  DRUG-INDUCED DEATH - STRICT LIABILITY
2C:36-10B 3  SELL/MANU/GIVE DEVICE TO DEFRAUD ADMIN OF DRUG TEST
2C:36-10C 3  DEFRAUD ADMIN OF DRUG TEST - CONDITION OF EMPLOYMENT
2C:36-10D 3  DEFRAUD ADMIN OF DRUG TEST - CONDITION OF SUPERVISION
2C:36-10E 4  POSS DEVICE TO DEFRAUD ADMINISTRATION OF DRUG TEST
2C:36-10F 4  DEFRAUD ADMIN OF DRUG TEST - CONDITION OF OTHER EMPLOY
2C:36-3 4  DIST/POSS/PWID DRUG PARAPHERNALIA
2C:36-4 4  PUBLISHED ADVERTISING TO PROMOTE SALE OF DRUG PARAPH
2C:36-5 3  DELIVER DRUG PARAPHERNALIA TO PERSON UNDER 18 YRS
2C:37-2A(1) 3  PROMOTE GAMBLING BY ACCEPTING 5+ BETS =OVER $1K PER DAY
2C:37-2A(2) 3  PROMOTE GAMBLING BY ACCEPTING 5+ BETS =OVER $1K PER DAY
2C:37-2A(3) 3  PROMOTE GAMBLING BY ACCEPTING 3 BETS OVER 2 WEEKS
2C:37-2A(4) 3  PROMOTE GAMBLING BY ACCEPTING 3 BETS OVER 2 WEEKS
2C:37-3A(1) 3  POSS GAMBLING RECORDS, BOOKMAKING - OVER 5BETS $1K
2C:37-3A(2) 3  POSS GAMBLING RECORDS, LOTTERY - > 100 PLAYS/CHANCES
2C:37-4.1A(1) 3  SHIPBOARD GAMBLING-5 BETS $5K+IN 1DAY/$100 DAY LOTTERY
2C:37-4.1A(2) 3  SHIPBOARD GAMBLING-5 BETS $5K+IN 1DAY/$100 DAY LOTTERY
2C:37-4A 4  MAINTAIN GAMBLING RESORT - ACCEPTS/RECEIVES MONEY
2C:37-4B 4  MAINTENANCE OF GAMBLING RESORT - ALLOWS GAMBLING
2C:38-2A(1) 1  TERRORISM-PROMOTING AN ACT OF TERROR
2C:38-2A(2) 1  TERRORISM-TERRORIZE 5 OR MORE PERSONS
2C:38-2A(3) 1  TERRORISM- INFLU POLICY/AFFECT CONDUCT OF GOV BY TERROR
2C:38-2A(4) 1  TERRORISM-TERROR ACT-IMPAIR/INTERRUPT PUBLIC COMMS
2C:38-3A 1  PRODUCE/ACQUIRE/POSSESS CHEMICAL WEAPONS, ETC.
2C:38-3B 2  CHEMICAL WEAPONS-RECKL ALLOW PERSON TO OBTAIN MATERIALS
2C:38-4A(1) 1  HINDER APPREHENSION OF TERRORISM/HARBOR ANOTHER;DEATH
2C:38-4A(2) 1  HINDER APPREHENSION OF TERRORISM/HARBOR CONCEAL ANOTHER
2C:38-4A(3) 1  HINDER APPREHENSION TERRORISM/PROVIDE WEAPON,ETC;DEATH
2C:38-4A(4) 1  HINDER APPREHENSION TERRORISM-SUPPRESS/TAMPER; DEATH
2C:38-4A(5) 1  HINDER APPREHENSION TERRORISM- SUPPRESS/TAMPER; DEATH
2C:38-4A(6) 1  HINDER APPREHENSION TERRORISM-AID FOR PROFIT; DEATH
2C:38-4A(7) 1  HINDER APPREHENSION TERRORISM-FALSE INFO TO LEO; DEATH
2C:38-4B(1) 1  SOLICIT/TRANSPORT/PROVIDE SUPPORT FOR TERRORISM-DEATH
2C:38-4B(2) 1  SOLICIT/TRANSPORT/PROVIDE SUPPORT FOR TERRORISM
2C:38-5B(1) 2  SOLICIT/TRANSPORT/PROVIDE SUPPORT FOR TERRORISM-DEATH
2C:38-5B(2) 2  SOLICIT/TRANSPORT/PROVIDE SUPPORT FOR TERRORISM
2C:39-10A(1) 4  VIOLATION OF FIREARMS REGULATIONS - KNOWINGLY
2C:39-10A(2) 2  FIREARMS, SELLS/TRANSFER FIREARM KNOWING BUYER WILL RES
2C:39-10A(3) 3  VIOLATION OF FIREARMS REGULATIONS-SOLICITING, ETC.
2C:39-10C 3  VIOLATION OF REG PROVISION - FALSE INFO, FIREARMS ID
2C:39-10D 4  VIOLATION OF REG PROVISION-FALSE INFO ASSAULT FIREARMS
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ASSEMBLY, No. 4831

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED OCTOBER 19, 2020

Sponsored by:
Assemblywoman ANNETTE CHAPARRO
District 33 (Hudson)
Assemblyman JAMES J. KENNEDY
District 22 (Middlesex, Somerset and Union)
Assemblywoman CAROL A. MURPHY
District 7 (Burlington)
Senator NICHOLAS P. SCUTARI
District 22 (Middlesex, Somerset and Union)

SYNOPSIS
Clarifies classification in this State of criminal offenses committed in other states or under federal law.

CURRENT VERSION OF TEXT
As introduced.
AN ACT concerning the classification of offenses committed in
other jurisdictions, amending N.J.S.2C:1-4 and N.J.S.2C:44-4
and supplementing Title 2C of the New Jersey Statutes.

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

1. N.J.S.2C:1-4 is amended to read as follows:
   a. (1) An offense defined by this code or by any other statute
      of this State, for which a sentence of imprisonment in excess of 6
      months is authorized, constitutes a crime within the meaning of the
      Constitution of this State. Crimes are designated in this code as
      being of the first, second, third or fourth degree.
      (2) An offense defined by the laws of any other jurisdiction, for
      which a sentence of imprisonment in excess of one year is
      authorized, shall be considered in this State to be a crime when a
      reference is made by this code, or by any other statute of this State,
      to such offense.
   b. (1) An offense is a disorderly persons offense if it is so
      designated in this code or in a statute other than this code. An
      offense is a petty disorderly persons offense if it is so designated in
      this code or in a statute other than this code. Disorderly persons
      offenses and petty disorderly persons offenses are petty offenses
      and are not crimes within the meaning of the Constitution of this
      State. There shall be no right to indictment by a grand jury nor any
      right to trial by jury on such offenses. Conviction of such offenses
      shall not give rise to any disability or legal disadvantage based on
      conviction of a crime.
      (2) (a) An offense defined by the laws of any other jurisdiction,
      for which a sentence of imprisonment of one year or less, but more
      than 30 days, is authorized, shall be considered in this State to be a
      disorderly persons offense when a reference is made by this code,
      or by any other statute of this State, to such offense.
      (b) An offense defined by the laws of any other jurisdiction, for
      which a sentence of imprisonment of 30 days or less is authorized,
      shall be considered in this State to be a petty disorderly persons
      offense when a reference is made by this code, or by any other
      statute of this State, to such offense.
   c. An offense defined by any statute of this State other than
      this code shall be classified as provided in this section or in section
      2C:43-1 and, except as provided in section 2C:1-5b and chapter 43,
      the sentence that may be imposed upon conviction thereof shall
      hereafter be governed by this code. Insofar as any provision of this
      State outside the code declares an offense to be a misdemeanor

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.
when such offense specifically provides a maximum penalty of 6 months' imprisonment or less, whether or not in combination with a fine, such provision shall constitute a disorderly persons offense.

d. Subject to the provisions of section 2C:43-1, reference in any statute, rule, or regulation of this State outside the code to the term "high misdemeanor" shall mean crimes of the first, second, or third degree and reference to the term "misdemeanor" shall mean all crimes.

(cf: P.L.1981, c.290, s.1)

2. N.J.S.2C:44-4 is amended to read as follows:

2C:44-4. Definition of Prior Conviction; Conviction in Another Jurisdiction; Proof of Prior Conviction.

a. Prior conviction of an offense. An adjudication by a court of competent jurisdiction that the defendant committed an offense constitutes a prior conviction.

b. Prior conviction of a crime. An adjudication by a court of competent jurisdiction that the defendant committed a crime constitutes a prior conviction, although sentence or the execution thereof was suspended, provided that the time to appeal has expired and that the defendant was not pardoned on the ground of innocence.

c. Prior conviction in another jurisdiction. A conviction in another jurisdiction shall constitute a prior conviction of a crime if a sentence of imprisonment in excess of [6 months] one year was authorized under the law of the other jurisdiction.

d. Proof of prior conviction. Any prior conviction may be proved by any evidence, including fingerprint records made in connection with arrest, conviction or imprisonment, that reasonably satisfies the court that the defendant was convicted.

(cf: P.L.1979, c.178, s.96)

3. (New section) When a provision in Title 2C of the New Jersey Statutes, any other statute, rule, regulation, or ordinance of this State, or any certification or application form promulgated thereunder, refers to a conviction of “a similar crime in another state,” a conviction under the laws of “any other state or the United States,” a conviction under the laws of “any other jurisdiction,” or contains similar phrasing referring to a conviction of a criminal offense outside this State, the conviction shall be construed in this State as a crime, disorderly persons offense, or petty disorderly persons offense, as set forth in paragraph (2) of subsection a. of N.J.S.2C:1-4, paragraph (2) of subsection b. of N.J.S.2C:1-4, and subsection c. of N.J.S.2C:44-4.

4. This act shall take effect immediately.
This bill would clarify the classification in this State of criminal offenses committed in other states or under federal law.

Many statutes in New Jersey refer to criminal offenses committed in other jurisdictions. Many application forms and certifications ask the applicant whether he has been convicted of a crime in New Jersey “or in any other jurisdiction” or whether he has been convicted of a “similar crime in any other state.” The problem is, a crime as defined in this State may be punishable by a completely different term of imprisonment than the counterpart crime in other states or under federal law. Such counterpart, based on the possible prison sentence, may not be graded as a crime in this State, but instead as a disorderly persons or petty disorderly persons offense. This creates confusion for the public.

In New Jersey, a person may be convicted of a crime of the first, second, third, or fourth degree, or convicted of a disorderly persons offense or petty disorderly persons offense. Disorderly persons and petty disorderly persons offenses are not crimes. The lowest penalty for a conviction of a crime in this State is for a crime of the fourth degree, punishable by a term of imprisonment of up to 18 months. A disorderly persons offense is punishable by a term of imprisonment of up to six months, and a petty disorderly persons offense by a term of up to 30 days. By contrast, federal law and most other states use the classifications “felonies” and “misdemeanors” instead of New Jersey’s “crimes” and “offenses.”

Under these other systems, a “felony” is generally punishable by a term of imprisonment of more than one year. A “misdemeanor” is generally punishable by a term of imprisonment of one year or less.

This bill would provide that a conviction in a jurisdiction other than New Jersey would be considered in this State to be a conviction of a crime if the other jurisdiction authorizes a sentence of imprisonment of more than one year for the conviction. A conviction in a jurisdiction other than New Jersey would be considered in this State to be a conviction of a disorderly persons offense if the other jurisdiction authorizes a sentence of imprisonment of one year or less, but more than 30 days. A conviction in a jurisdiction other than New Jersey would be considered in this State to be a conviction of a petty disorderly persons offense if the other jurisdiction authorizes a sentence of imprisonment of 30 days or less.

The bill also specifies that when a provision in Title 2C of the New Jersey Statutes, any other statute, rule, regulation, or ordinance of this State, or any certification or application form promulgated thereunder, refers to a conviction of “a similar crime in another state,” a conviction under the laws of “any other state or the United States,” a conviction under the laws of “any other jurisdiction,” or contains similar phrasing referring to a conviction of a criminal
offense outside this State, the conviction would be construed in this State as a crime, disorderly persons offense, or petty disorderly persons offense in accordance with the provisions set out above.