

# ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

### ASSEMBLY COMMITTEE SUBSTITUTE FOR ASSEMBLY, Nos. 3666 and 4885

# STATE OF NEW JERSEY

DATED: DECEMBER 5, 2022

The Assembly Law and Public Safety Committee reports favorably an Assembly Committee Substitute for Assembly Bill Nos. 3666 and 4885.

As reported by the committee, the Assembly Committee Substitute for Assembly Bill Nos. 3666 and 4885 permits an additional penalty to be imposed upon a defendant who commits the crime of carjacking, increases the current penalties for theft or unlawful taking of a motor vehicle, and increases the periods for which a court may suspend the driving privileges of those less than 17 years of age for theft or unlawful taking of a motor vehicle.

In the case of carjacking, the committee substitute provides that in addition to a term of imprisonment and any other disposition, the court may impose on a defendant convicted of carjacking an additional penalty not to exceed \$15,000, plus the value of the automobile and its contents at the time it was stolen if the value exceeds \$5,000 and the automobile is not recovered.

The committee substitute increases the penalties for the crime of theft or unlawful taking of a motor vehicle as follows: from \$500 to \$1,000 for a first offense; from \$750 to \$1,500 for a second offense; and from \$1,000 to \$2,000 for a third or subsequent offense. The committee substitute also directs the court to consider the threat to public safety by the theft or unlawful taking when determining suspension, revocation, or postponement of a license.

Additionally, the committee substitute increases the periods for which the court, in its discretion, may suspend, revoke, or postpone driving privileges of those less than 17 years of age for theft or unlawful taking of a motor vehicle as follows: from one year to a maximum of three years for a first offense; and from two years to a maximum of four years for a second offense. The committee substitute preserves the maximum suspension, revocation, or postponement period for third offenders in current law.