ASSEMBLY, No. 5745

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED MAY 17, 2021

Sponsored by:
Assemblyman HERB CONAWAY, JR.
District 7 (Burlington)

SYNOPSIS

Requires police department to reimburse person for property damage under certain circumstances.

CURRENT VERSION OF TEXT

As introduced.

AN ACT concerning warrants and supplementing Title 40A of the New Jersey Statutes

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

1. a. Notwithstanding any law, rule, or regulation to the contrary, a State, county, or municipal police department or force shall reimburse a person for any damage to personal or real property that occurred during the course of executing a warrant if:

(1) the warrant was executed at the wrong location; or

(2) it is determined that the warrant was procured through fraud or misrepresentation.

b. The claim for reimbursement for damage to property arising under this section shall be filed with the State, county, or municipal police department or force that executed the warrant.

c. The Attorney General shall promulgate guidelines to effectuate the provisions of this act.

2. This act shall take effect on the first day of the fourth month next following enactment.

STATEMENT

This bill requires a State, county, or municipal police department or force to reimburse a person for any damage to personal or real property that occurred during the course of executing a warrant if:

(1) the warrant was executed at the wrong location; or

(2) it is determined that the warrant was procured through fraud or misrepresentation.

Under the bill, a claim for reimbursement for damage to property is to be filed with the State, county, or municipal police department or force that executed the warrant.

Finally, the bill requires the Attorney General to promulgate guidelines to effectuate the provisions of this bill.