



NEW JERSEY LAW REVISION COMMISSION

MEETING AGENDA

Commissioners:

Vito A. Gagliardi, Jr.
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Virginia Long
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Kimberly Mutcherson
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Staff:

Laura Tharney
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Samuel M. Silver
Deputy Director

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***The New Jersey Law Revision Commission meeting will be conducted remotely on Thursday, January 26, 2023, at 10:00 a.m. ***

***Any member of the public who wishes to submit comments on any agenda item, or would like to participate in the meeting virtually, should contact Laura C. Tharney in advance of the start time of the meeting, at: lct@njlrc.org**

1. Transfer of Jurisdiction in Tax Assessment – Consideration of a Draft Tentative Report clarifying the process for the transfer of jurisdiction in tax assessment challenges pursuant to N.J.S. 54:3-21 as discussed in *30 Journal Square Partners, LLC v. City of Jersey City*, 32 N.J. Tax 91 (N.J. Tax 2020). [Report](#)

2. Unemployment Benefits for Individuals Wrongfully Incarcerated – Consideration of a Draft Tentative Report recommending that the totality of the circumstances be considered in benefits cases involving wrongful incarceration as discussed in *Haley v. Board of Review, Department of Labor*, 245 N.J. 511, 515 (2021). [Report](#)

3. Corporate Books and Records of Account – Consideration of a Memorandum requesting guidance from the Commission regarding the project pertaining to shareholder right to inspect “books and records of account” pursuant to N.J.S. 14A:5-28 as discussed in *Feuer v. Merck & Co., Inc.*, 455 N.J. Super. 69 (App. Div. 2018). [Memo](#)

4. Exemption of Property of Nonprofit Organizations – Consideration of a Memorandum proposing a project to clarify the statute that contains property tax exemptions for nonprofit organizations, N.J.S. 54:4-3.6. [Memo](#)

5. Compassionate Release – 3 issues – Consideration of a Memorandum proposing a project to address three issues identified by courts concerning compassionate release pursuant to N.J.S. 30:4-123.51e: (1) meaning of “activities of basic daily living”; (2) discretion to deny release; and (3) confidentiality provisions of the statute as discussed in *State v. F.E.D.*, 251 N.J. 505 (2022) and *State v. A.M.*, 2023 WL 125132 (2023). [Memo](#)

6. Annual Report 2022 - Consideration of the draft Annual Report for 2022.