



NEW JERSEY LAW REVISION COMMISSION

MEETING AGENDA

Commissioners:

Vito A. Gagliardi, Jr.
Chairman

Kathleen M. Boozang
Andrew O. Bunn
Virginia Long
David Lopez
Raj Mukherji
Kimberly Mutcherson
Louis N. Rainone
Nicholas P. Scutari

The New Jersey Law Revision Commission is complying with recent changes to New Jersey’s Senator Byron M. Baer Open Public Meetings Act, as well as Executive Orders issued by the Governor of the State of New Jersey, and the recommendations issued by the Center for Disease Control and Prevention (CDC) regarding “social distancing.”

As a result, the May meeting of the New Jersey Law Revision Commission will be conducted remotely on Thursday, May 21, 2020, at 4:30 p.m.

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

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Staff:

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Executive Director

Samuel M. Silver
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Executive Assistant

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1. **“Confinement”, Definition of** - Consideration of a Draft Final Report proposing modifications to the language of N.J.S. 2C:44-3(a), clarifying the definition of “confinement”, as discussed in *State v. Clarity*, 454 N.J. Super. 603 (App. Div. 2018). [Report](#)
2. **Probation – Clarification of “Satisfactory Completion”** - Consideration of a Draft Final Report proposing modifications to New Jersey’s expungement statute, N.J.S. 2C:52-2, to clarify “satisfactory completion” of probation as discussed in *Matter of E.C.*, 454 N.J. Super. 48, 53 (App. Div. 2018). [Report](#)
3. **Magistrate** – Consideration of a Draft Tentative Report proposing the elimination of the term “magistrate” from the New Jersey statutes. [Report](#) [Appendix](#)
4. **Local Lands and Building Laws – Bidding** - Consideration of a Revised Draft Tentative Report proposing a modification to N.J.S. 40A:12-5(a)(3), to clarify when the acquisition, construction, or repair of a capital improvement as a condition of the acquisition of real property is subject to the Local Public Contracts Law (N.J.S. 40A:11-1 et seq.). [Report](#)
5. **Aggravated Assault** – Consideration of a Revised Draft Tentative Report concerning the throwing of bodily fluids in violation of N.J.S. 2C:12-13, as discussed in *State v. Majewski*, 450 N.J. Super. 353 (App. Div. 2017) and in light of recent events. [Report](#)
6. **Parentage** – Consideration of a Memorandum proposing a substantive revision to the Commission’s previously-released project in this area of the law. [Memo](#)
7. **Workers’ Comp - Statute of Limitations** – Consideration of a Memorandum providing the results of preliminary outreach regarding clarification of the statute of limitations in Workers Compensation statutes (N.J.S. 34:15-51 and N.J.S. 34:15-15) as discussed in *Plastic Surgery Center, P.A., v. Malouf Chevrolet-Cadillac, Inc.*, 2020 WL 521659 *1 (2020). [Memo](#)
8. **PLIGAA** – Consideration of a Memorandum providing a research update regarding the offset provision contained in the New Jersey Property-Liability Insurance Guaranty Association Act, N.J.S. 17:30A-1 et seq. as discussed in *Oyola v. Xing Lan Liu*, 431 N.J. Super. 493 (App. Div. 2013), and seeking Commission guidance. [Memo](#)