

Commissioners

Vito A. Gagliardi, Jr.
Chairman

Kathleen M. Boozang
Andrew O. Bunn
Michael T. Cahill
Virginia Long
David Lopez
Annette Quijano
Louis N. Rainone
Nicholas P. Scutari



Staff

Laura C. Tharney
Executive Director

Samuel M. Silver
Jennifer D. Weitz
Counsel

Veronica V. Fernandes
Executive Assistant

Joseph A. Pistrutto
Legislative Fellow

John M. Cannel (Retired)
Reviser of Statutes

NEW JERSEY LAW REVISION COMMISSION

153 Halsey Street, 7th Floor, Box 47016, Newark, New Jersey 07102
973 648-4575 • fax: 973 648-3123 • njlrc@njlrc.org • http://njlrc.org

The New Jersey Law Revision Commission will meet on **Thursday, October 18, 2018, at 10:00 a.m.** in the Commission offices on the 7th Floor, 153 Halsey Street, Newark, New Jersey.

COMMISSION MEETING AGENDA

1. Meaning of “Material” in N.J.S. 2C:21-4.6 (*State v. Goodwin*): Consideration of a Memorandum requesting a change to the Final Report that clarifies the meaning of the term “material” in the insurance fraud statute (N.J.S. 2C:21-4.6) pursuant to the determination of the New Jersey Supreme Court in *State v. Goodwin*, 224 N.J. 102 (2016). [Memo](#)
2. Definition Aggravated Recklessness: Consideration of a Draft Tentative Report proposing a definition of aggravated recklessness to be added to the Criminal Code. [Report](#)
3. Autonomous Motor Vehicles: Consideration of a Memorandum examining the background and the current state of the law concerning autonomous motor vehicles and proposing a potential project in this area of law. [Memo](#)
4. Special Improvement Districts: Consideration of a Memorandum proposing a potential project to modify N.J.S. 40:56–65 to –89 to clarify the legality of a city-wide Special Improvement District, as discussed in *Friends of Rahway Business, LLC, v. Rahway Municipal Council*, 2017 WL 2854427 (App. Div. 2017). [Memo](#)
5. Meaning of Widow in N.J.S. 54:4–3.30: Consideration of a Memorandum proposing a potential project to define the term “widow” and “widower” in the context of N.J.S. 54:4–3.30 as discussed in *Pruent-Stevens v. Twp. of Toms River*, 30 N.J. Tax 200 (N.J. Tax 2017). [Memo](#)
6. School Board Reclassification: Consideration of a Memorandum proposing a potential project to modify Title 18A:9-1 et seq. to clarify the effect of voided election results on future ballot initiatives as discussed in *City of Orange Twp. Bd. of Educ. v. City of Orange Twp.*, L-6652-17 (Ch. Div. 2017). [Memo](#)
7. Mandatory Refund of Taxes Mistakenly Paid to a Municipality: Consideration of a Memorandum proposing modification of N.J.S. 54:4-52 to reflect that a municipality must refund a taxpayer who mistakenly pays taxes on property not owned, subject to a three year statute of limitations, as discussed in *Hanover Floral Co. v. East Hanover Township*, 30 N.J. Tax 181 (N.J. Tax 2017). [Memo](#)
8. Definition of “Under the Influence”: Consideration of a Memorandum proposing a potential project assigning a definition to the term “under the influence” in the New Jersey DWI statute as discussed in *State v. Siervo*, 2018 WL 266734 (App. Div. 2018). [Memo](#)

NOTE: All documents are available at: <http://www.njlrc.org> * Next meeting currently scheduled for November 15, 2018.