

ASSEMBLY STATE AND LOCAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4094**

with committee amendments

**STATE OF NEW JERSEY**

DATED: DECEMBER 12, 2022

The Assembly State and Local Government Committee reports favorably and with committee amendments Assembly Bill No. 4094.

As amended, this bill prohibits the disclosure by the custodian of a government record of the primary or secondary home address of an elected official or a person seeking elective public office, or their immediate family member, except in certain circumstances. The disclosure would be prohibited if the elected official or person seeking elective public office, or the immediate family member, submits a request for redaction or nondisclosure to the Office of Information Privacy in the Department of Community Affairs.

Under the bill, “elected official” any person holding elective public office, under the State Constitution or by law, that is filled by the registered voters of a jurisdiction at an election, including a person appointed, selected, or otherwise designated to fill a vacancy in such office, but does not mean an official of a political party. An “elected official” also includes any person seeking election to an elective public office. The bill defines “seeking election” as any individual who has made a filing with the New Jersey Election Law Enforcement Commission as a candidate.

The bill specifies that the home address of the elected official will remain available to the New Jersey Election Law Enforcement Commission for residency verification purposes, but will otherwise be subject to redaction or nondisclosure.

COMMITTEE AMENDMENTS

The committee amended the bill to alter the definition of “elected official” to any person holding elective public office, instead of a State or local government office, and to add a definition of “seeking election”.

The amendments modify the application in all cases of the exemption from disclosure of the primary and secondary home address of a current or former elected official, or a person seeking elective public office, so that the exemption will apply only when redaction or nondisclosure is requested through the Office of

Information Privacy in the Department of Community Affairs. The amendments also add immediate family members to the redaction or nondisclosure opportunity. With the amendments, the exemption would not be available to former elected officials.

The amendments specify that the home address of an elected official will remain available to the New Jersey Election Law Enforcement Commission for residency verification purposes, but will otherwise be subject to redaction or nondisclosure.