

40:8C-1

LEGISLATIVE HISTORY CHECKLIST
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(Prohibits local regulation of
biotechnology)

NJSA: 40:8C-1 et al

LAWS OF: 1995 **CHAPTER:** 40

BILL NO: S711

SPONSOR(S): Singer and McGeevey

DATE INTRODUCED: March 3, 1994

COMMITTEE: **ASSEMBLY:** ---
SENATE: Natural Resources

AMENDED DURING PASSAGE: Yes Amendments during passage
denoted by superscript numbers

DATE OF PASSAGE: **ASSEMBLY:** January 23, 1995
SENATE: December 15, 1994

DATE OF APPROVAL: March 7, 1995

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No
SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

Title 40.
Subtitle 1.
Chapter 8C.(New)
Biotechnology
§§1,2
C.40:8C-1
&
40:8C-2

P.L.1995, CHAPTER 40, approved March 7, 1995
1994 Senate No. 711 (First Reprints)

1 AN ACT prohibiting local regulation of biotechnology and
2 supplementing chapter 48 of Title 40 of the Revised Statutes.

3
4 BE IT ENACTED by the Senate and General Assembly of the
5 State of New Jersey:

6 1. As used in this act:

7 "Biotechnology" means ¹[any technique that uses living
8 organisms, or parts of living organisms, to make or modify
9 products, to improve plants or animals, or to develop
10 micro-organisms for specific uses; including the industrial use of
11 recombinant DNA, cell fusion, and novel bioprocessing
12 techniques] the continually expanding body of fundamental
13 knowledge about the functioning of biological systems from the
14 macro level to the molecular and sub-atomic levels, as well as
15 novel products, services, technologies and sub-technologies
16 developed as a result of insights gained from research advances
17 which add to that body of fundamental knowledge¹.

18 2. a. A county, municipality, including a local health board, or
19 other local subdivision ¹[,]¹ shall not regulate the development of
20 biotechnology or the use of materials and organisms created
21 through the application of biotechnology.

22 b. This act shall not affect the powers of a county,
23 municipality, including a local health board, or other local
24 subdivision ¹[,]¹ to otherwise regulate business, industry,
25 construction, and public utilities, or to provide fire protection
26 and other public safety services.

27 3. This act shall take effect immediately.

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32 Prohibits local regulation of biotechnology.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:
¹ Senate SNT committee amendments adopted June 16, 1994.

SENATE, No. 711

STATE OF NEW JERSEY

INTRODUCED MARCH 3, 1994

By Senators SINGER and McGREEVEY

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12 2. a. A county, municipality, including a local health board, or
13 other local subdivision, shall not regulate the development of
14 biotechnology or the use of materials and organisms created
15 through the application of biotechnology.

16 b. This act shall not affect the powers of a county,
17 municipality, including a local health board, or other local
18 subdivision, to otherwise regulate business, industry,
19 construction, and public utilities, or to provide fire protection
20 and other public safety services.

21 3. This act shall take effect immediately.

22

23

24 **STATEMENT**

25

26 This bill prohibits any regulation by counties, municipalities,
27 local health boards, or other local subdivisions of the
28 development of biotechnology and the use of materials and
29 organisms created through the application of biotechnology.

30 The bill does not affect the powers of counties, municipalities,
31 local health boards, or other local subdivisions, to otherwise
32 regulate business, industry, construction, and public utilities, or
33 to provide fire protection and other public safety services.

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38 Prohibits local regulation of biotechnology.

**SENATE NATURAL RESOURCES, TRADE AND
ECONOMIC DEVELOPMENT COMMITTEE**

STATEMENT TO

SENATE, No. 711

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 16, 1994

The Senate Natural Resources, Trade and Economic Development Committee favorably reports Senate Bill No. 711, with Senate committee amendments.

This bill prohibits any regulation by counties, municipalities, local health boards, or other local subdivisions of the development of biotechnology and the use of materials and organisms created through the application of biotechnology.

The bill does not affect any existing authority of counties, municipalities, local health boards, or other local subdivisions, to otherwise regulate business, industry, construction, and public utilities, or to provide fire protection and other public safety services.

The committee amended the bill to change the definition of "biotechnology," which has been made broader. This amendment makes the definition identical to the definition used in Senate Bill No. 884 and Senate Bill No. 812, as those bills were amended by the committee. Other technical amendments are grammatical in nature.