

CHAPTER 61 LAWS OF N. J. 19 77  
APPROVED 4-15-77

ASSEMBLY, No. 1709

STATE OF NEW JERSEY

INTRODUCED MARCH 8, 1976

By Assemblymen BURSTEIN, BATE and DORSEY

Referred to Committee on Judiciary, Law, Public Safety and Defense

AN ACT concerning limitations of actions and supplementing  
Title 2A of the New Jersey Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. No statute of limitation running on a cause of action belong-  
2 ing to a decedent which had not been barred as of the date of his  
3 death, shall apply to bar a cause of action surviving the decedent's  
4 death sooner than 6 months after death. A cause of action which,  
5 but for this section, would have been barred less than 6 months  
6 after death, is barred 6 months after death, unless tolled.

1 2. This act shall take effect immediately.

STATEMENT

This bill has been prepared by the Division of Law Revision of the Legislative Services Agency, and is one of a series of bills adapted from the proposed Uniform Probate Code which has been approved by the National Conference of Commissioners on Uniform State Laws and by the American Bar Association. Its purpose is to toll statutes of limitations running against a cause of action belonging to a decedent so that such cause of action will not expire within 6 months of the decedent's death.

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY  
AND DEFENSE COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 1709

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STATE OF NEW JERSEY

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DATED: MAY 10, 1976

The sponsor's statement appended to and printed with the bill adequately explains its provisions. The bill would allow the executor of a decedent's estate sufficient time to pursue the cause of action.

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FROM THE OFFICE OF THE GOVERNOR

APRIL 15, 1977

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

ANNE BURNS

Governor Brendan Byrne Friday signed into law the following bills:

A-1709 - sponsored by Assemblyman Albert Burstein, D-Bergen, which provides that a statute of limitation applying to a lawsuit or any other cause of action initiated by a person who has since died, may not be used to bar that action within 6 months of the person's death. 61

The bill was adapted from the Uniform Probate Code which has been approved by the National Conference of Commissioners on Uniform State Law and by the American Bar Association.

A-1858 OCR - sponsored by Assemblyman Richard Van Wagner, D-Monmouth, which prescribes the residential property mortgage lending requirements for mutually owned savings banks.

The bill lowers down-payment requirements on mortgage loans involving one-to-four-family dwellings and condominiums, permitting savings banks to lend up to 90 per cent of appraised value generally, and up to 95 per cent of appraised value if mortgage guaranty insurance is available.

A-1965 - sponsored by Assemblyman Thomas J. Deverin, D-Union, which amends the tuberculosis statutes to reflect modern concepts of treatment and prevention of the disease.

185 W. State Street  
Trenton, N. J.  
JAN 18 1978  
PROPERTY OF  
NEW JERSEY STATE