

2A:42A-6 and 2A:42A-7 ✓

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2A:42A-6 and 2A:42A-7 (Owners, lessees and occupants of horticultural lands--use by others--limit liability)

LAWS OF: 1985 **CHAPTER:** 431

BILL NO: A994

Sponsor(s): Zimmer and others

Date Introduced: January 30, 1984

Committee: Assembly: Agriculture and Environment

Senate: Natural Resources and Agriculture

Amended during passage: No

Date of Passage: **Assembly:** December 3, 1985
Senate: December 9, 1985

Date of Approval: January 13, 1986

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: **Assembly** Yes
Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 994

STATE OF NEW JERSEY

INTRODUCED JANUARY 30, 1984

By Assemblymen ZIMMER, MARSELLA, WEIDEL and HAINES

AN ACT concerning the liability of owners, occupants or lessees of agricultural or horticultural lands 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. An owner, lessee or occupant of agricultural or horticultural
2 lands as defined in P. L. 1983, c. 522 (C. 2C:18-4 et seq.) who grants
3 permission to operate a motorized vehicle or to ride horseback
4 thereon pursuant to subsection a. of section 2 of that act does not
5 thereby: a. extend any assurance that the premises, including any
6 natural or man-made conditions, are safe for the purposes set forth
7 in that subsection; b. constitute the person to whom permission
8 is granted an invitee or licensee to whom a duty of care is owed;
9 or c. assume responsibility for, or incur liability for, an injury to
10 person or property caused by the act of a person to whom the
11 permission is granted.

1 2. This act shall not limit the liability which would otherwise
2 exist for willful or malicious failure to guard, or to warn against,
3 a dangerous condition, use, structure or activity.

1 3. Section 4 of P. L. 1983, c. 522 is amended to read as follows:

2 4. This act shall take effect immediately but subsection a. of
3 section 2 shall remain inoperative until the effective date of P. L.
4 198..., c. (C.) (now pending before the Legislature
5 as Assembly Bill No. 994 of 1984).

1 4. This act shall take effect immediately.

STATEMENT

This bill would limit the liability of owners, occupants or lessees who grant written permission for certain uses of their agricultural or horticultural lands.

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A 994 (1985)

ASSEMBLY AGRICULTURE AND ENVIRONMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 994

STATE OF NEW JERSEY

DATED: MAY 21, 1984

This bill limits the liability of owner occupants or lessees of agricultural and horticultural lands who grant permission for certain uses of their lands. With the recent enactment of P. L. 1983, c. 522, high penalties were established for the unauthorized use of agricultural lands. However, by granting permission, the farm operator may incur liability for injuries sustained while using the land. This bill would limit that liability to willfully or maliciously failing to guard or warn against a dangerous condition, use, structure or activity.

SENATE NATURAL RESOURCES AND AGRICULTURE
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 994

STATE OF NEW JERSEY

DATED: FEBRUARY 4, 1985

This bill would limit the liability of owners, occupants and lessees who grant written permission for certain uses of their agricultural or horticultural lands pursuant to the provisions of P. L. 1983, c. 522 (C. 2C:18-4 et seq.).



OFFICE OF THE GOVERNOR NEWS RELEASE

CN-001

Contact: PAUL WOLCOTT
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TRENTON, N.J. 08625

Release: MON., JAN 13, 1986

Governor Thomas H. Kean has signed the following bills:

A-307, sponsored by Assemblyman Robert D. Franks, R-Union, which amends the statute governing the State Health Benefits Program to provide coverage for service rendered by an extended care facility or by a home health agency regardless of whether the patient has been hospitalized.

A-505, sponsored by Assemblyman Garabed Haytaian, R-Warren, which amends the Local Public Contracts Law to require notification to bidders of revisions or additions to advertisements or bid documents.

A-727, sponsored by Assemblyman John O. Bennett, R-Monmouth, which transfers membership of the Clean Air Council and the Coastal Area Review Board from the Labor Commissioner to the Commissioner of Commerce and Economic Development.

A-994, sponsored by Assemblyman Richard A. Zimmer, R-Hunterdon, which limits the liability of the owner, occupant or lessee of land who grants written permission to another to operate a motor vehicle or ride horseback on his or her land.

A-1406, sponsored by Assemblyman Karl Weidel, R-Mercer, which establishes a comprehensive framework for the regulation of oil and natural gas production.

The bill sets requirements for permits at each stage of oil or natural gas production: exploration, extraction and plugging or abandoning a well and authorizes the Department of Environmental Protection to administer the permits and regulate the activity.

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