

24:4A-2

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2012 **CHAPTER:** 68

NJSA: 24:4A-2 (Provides immunity to institutions of higher education for food donations)

BILL NO: S327 (Substituted for A1380)

SPONSOR(S) Whelan and others

DATE INTRODUCED: January 10, 2012

COMMITTEE: **ASSEMBLY:** ---

SENATE: Higher Education

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** October 18, 2012

SENATE: August 20, 2012

DATE OF APPROVAL: December 3, 2012

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced version of bill enacted)

S327

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A1380

SPONSOR'S STATEMENT: (Begins on page 3 of original bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

(continued)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

LAW/RWH

P.L. 2012, CHAPTER 68, *approved December 3, 2012*

Senate, No. 327

1 AN ACT concerning food donations and amending P.L.1982, c.178.

2

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

5

6 1. Section 2 of P.L.1982, c.178 (C.24:4A-2) is amended to read
7 as follows:

8 2. Definitions

9 As used in this act:

10 a. “Donor” includes, but is not limited to, any farmer,
11 processor, distributor, wholesaler or retailer of perishable or
12 prepared food, or an institution of higher education in this State;

13 b. “Food” means articles used for food or drink for humans
14 and articles used for components of any such article;

15 c. “Gleaner” means a person who harvests for distribution an
16 agricultural food that has been donated by the owner;

17 d. “Nonprofit organization” means an organization
18 incorporated under the provisions of Title 15 or Title 16 of the
19 Revised Statutes of New Jersey, an organization exempt from
20 taxation under section 501(c)(3) of the Internal Revenue Code or an
21 entity to which a charitable contribution as defined under
22 subsection (c) of section 170 of the Internal Revenue Code is
23 deductible under section 170;

24 e. “Perishable food” means any food that may spoil or
25 otherwise become unfit for human consumption because of its
26 nature, type or physical condition. Perishable food includes, but is
27 not limited to, fresh or processed meats, poultry, seafood, dairy
28 products, bakery products, eggs in the shell, fresh fruits or
29 vegetables and foods that have been canned or otherwise processed
30 and packaged and which may or may not require refrigeration or
31 freezing;

32 f. “Prepared food” means food commercially processed and
33 prepared for human consumption;

34 g. “Food bank” means a nonprofit food clearinghouse that
35 solicits, stores, and distributes donations of edible but unmarketable
36 surplus food. The food is distributed to nonprofit organizations that
37 feed the needy.

38 (cf: P.L.1982, c.178, s.2)

39

40 2. This act shall take effect immediately.

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.

1
2
3
4

Provides immunity to institutions of higher education for food donations.

SENATE, No. 327

STATE OF NEW JERSEY
215th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2012 SESSION

Sponsored by:

Senator JIM WHELAN

District 2 (Atlantic)

SYNOPSIS

Provides immunity to institutions of higher education for food donations.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



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18 incorporated under the provisions of Title 15 or Title 16 of the
19 Revised Statutes of New Jersey, an organization exempt from
20 taxation under section 501(c)(3) of the Internal Revenue Code or an
21 entity to which a charitable contribution as defined under
22 subsection (c) of section 170 of the Internal Revenue Code is
23 deductible under section 170;

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1 STATEMENT

2

3 This bill amends the “Food Bank Good Samaritan Act,” which
4 was enacted in 1982 in order to encourage the distribution of food
5 that would otherwise go to waste, by providing immunity to certain
6 food donors. This bill extends that immunity to colleges and
7 universities located in the State.

SENATE HIGHER EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 327

STATE OF NEW JERSEY

DATED: MARCH 5, 2012

The Senate Higher Education Committee reports favorably Senate Bill No. 327.

This bill amends the “Food Bank Good Samaritan Act,” which was enacted in 1982 in order to encourage the distribution of food that would otherwise go to waste, by providing immunity to certain food donors. This bill extends that immunity to colleges and universities located in the State.

This bill was pre-filed for introduction in the 2012-2013 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY, No. 1380

STATE OF NEW JERSEY 215th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2012 SESSION

Sponsored by:

Assemblyman UPENDRA J. CHIVUKULA

District 17 (Middlesex and Somerset)

Assemblyman GILBERT "WHIP" L. WILSON

District 5 (Camden and Gloucester)

Assemblyman CRAIG J. COUGHLIN

District 19 (Middlesex)

Co-Sponsored by:

Assemblymen Wisniewski and Coutinho

SYNOPSIS

Provides immunity to institutions of higher education for food donations.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 2/22/2012)

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21 entity to which a charitable contribution as defined under
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6 food donors. This bill extends that immunity to colleges and
7 universities located in the State.

ASSEMBLY HIGHER EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1380

STATE OF NEW JERSEY

DATED: SEPTEMBER 24, 2012

The Assembly Higher Education Committee reports favorably Bill No. 1380.

This bill amends the “Food Bank Good Samaritan Act,” which was enacted in 1982 in order to encourage the distribution of food that would otherwise go to waste, by providing immunity to certain food donors. This bill extends that immunity to institutions of higher education located in the State.

This bill was pre-filed for introduction in the 2012-2013 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.