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P.L. 1999, CHAPTER 327, *approved January 6, 2000*
Assembly, No. 2781

1 AN ACT concerning permits issued to control deer damage to
2 cultivated lands and amending R.S.23:4-42.

3

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

6

7 1. R.S.23:4-42 is amended to read as follows:

8 23:4-42. a. Except as provided in **【the second paragraph】**
9 subsection b. of this section, no person shall hunt for, pursue, shoot at,
10 take, kill, wound or attempt to take, kill or wound a deer of any
11 description prohibited by the provisions of the State Fish and Game
12 Code, or hunt for, pursue, shoot at, take, kill, wound or attempt to
13 take, kill or wound any wild deer at any time except during the period
14 permitted by the State Fish and Game Code, or **【,】** kill in any **【1】** one
15 year more than the number of deer permitted by the State Fish and
16 Game Code.

17 b. The owner or lessee of any land, a portion of which is under
18 cultivation, or the authorized agents of the owner or lessee having on
19 their person a written permit issued by the division and countersigned
20 by the owner or lessee may kill any deer that may be found on that
21 land during the period covered by the permit. If requested by the
22 owner or lessee of the land, the period covered by the permit issued to
23 the owner or lessee, or authorized agent thereof, shall also include the
24 entire months of February and March. The carcass of a deer killed
25 under such permit shall become the property of the division and may
26 be removed and disposed of in the manner it directs. For the purpose
27 of this section, **【land under cultivation shall be construed to】** "land
28 under cultivation shall" mean (1) pasture fields that are seeded with
29 cultivated grass or that have been so seeded within the prior 12
30 months, or (2) land on which planted crops are growing or were
31 growing within the prior 12 months. The division may require the
32 owner or lessee of the land to provide evidence of deer damage within
33 the prior 12 months as a condition of issuing a permit pursuant to this
34 subsection .

35 (cf: P.L.1967, c.158, s.1)

36

37 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.

STATEMENT

1

2

3 Current law, as interpreted by the Division of Fish, Game and
4 Wildlife, allows the division to issue a permit to any farmer to kill deer
5 that are causing pasture or crop damage on actively cultivated lands.
6 However, farmers often do not have the time to kill the deer during the
7 growing season because of the need to tend to other work on the farm.
8 This bill would allow a farmer to kill the deer at times during the year
9 other than just during the growing season, and especially in the months
10 of February and March when most farmers have more time available
11 for such a purpose, provided that the farmer obtains the necessary
12 permit and, if requested by the division, provides evidence that deer
13 damage occurred during the prior 12-month period.

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18 Allows issuance of permit to farmers to kill deer because of crop
19 damage incurred anytime in prior year.

ASSEMBLY, No. 2781

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JANUARY 12, 1999

Sponsored by:

Assemblywoman CONNIE MYERS
District 23 (Warren, Hunterdon and Mercer)
Assemblyman GUY R. GREGG
District 24 (Sussex, Hunterdon and Morris)

Co-Sponsored by:

Assemblyman Garrett and Senator Bark

SYNOPSIS

Allows issuance of permit to farmers to kill deer because of crop damage incurred anytime in prior year.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/7/1999)

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14 permitted by the State Fish and Game Code, or **kill** in any **one**
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21 land during the period covered by the permit. If requested by the
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33 the prior 12 months as a condition of issuing a permit pursuant to this
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35 (cf: P.L.1967, c.158, s.1)

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37 2. This act shall take effect immediately.

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43 Wildlife, allows the division to issue a permit to any farmer to kill deer

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.

A2781 MYERS, GREGG

3

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3 growing season because of the need to tend to other work on the farm.
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6 of February and March when most farmers have more time available
7 for such a purpose, provided that the farmer obtains the necessary
8 permit and, if requested by the division, provides evidence that deer
9 damage occurred during the prior 12-month period.

ASSEMBLY AGRICULTURE AND NATURAL RESOURCES
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2781

STATE OF NEW JERSEY

DATED: MAY 6, 1999

The Assembly Agriculture and Natural Resources Committee reports favorably Assembly Bill No. 2781.

Current law allows the Division of Fish, Game and Wildlife to issue a permit to any farmer to kill deer that are causing pasture or crop damage on actively cultivated lands. This bill would allow a farmer to kill the deer at times during the year other than just during the growing season, including in the months of February and March if requested by the owner or lessee of the land, provided that the farmer obtains the necessary permit from the division and, if requested by the division, provides evidence that deer damage occurred during the prior 12-month period.

SENATE ECONOMIC GROWTH, AGRICULTURE AND
TOURISM COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2781

STATE OF NEW JERSEY

DATED: JUNE 17, 1999

The Senate Economic Growth, Agriculture and Tourism Committee favorably reports Assembly Bill No. 2781.

Current law allows the Division of Fish, Game and Wildlife to issue a permit to any farmer to kill deer that are causing pasture or crop damage on actively cultivated lands. This bill would allow a farmer to kill the deer at times during the year other than just during the growing season, including in the months of February and March if requested by the owner or lessee of the land, provided that the farmer obtains the necessary permit from the division and, if requested by the division, provides evidence that deer damage occurred during the prior 12-month period.

This bill is identical to Senate Bill No. 1978.

SENATE, No. 1978

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED JUNE 7, 1999

Sponsored by:

Senator MARTHA W. BARK

District 8 (Atlantic, Burlington and Camden)

SYNOPSIS

Allows issuance of permit to farmers to kill deer because of crop damage incurred anytime in prior year.

CURRENT VERSION OF TEXT

As introduced.



S1978 BARK

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SENATE ECONOMIC GROWTH, AGRICULTURE AND
TOURISM COMMITTEE

STATEMENT TO

SENATE, No. 1978

STATE OF NEW JERSEY

DATED: JUNE 17, 1999

The Senate Economic Growth, Agriculture and Tourism Committee favorably reports Senate Bill No. 1978.

Current law allows the Division of Fish, Game and Wildlife to issue a permit to any farmer to kill deer that are causing pasture or crop damage on actively cultivated lands. This bill would allow a farmer to kill the deer at times during the year other than just during the growing season, including in the months of February and March if requested by the owner or lessee of the land, provided that the farmer obtains the necessary permit from the division and, if requested by the division, provides evidence that deer damage occurred during the prior 12-month period.

This bill is identical to Assembly Bill No. 2781.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: January 6, 2000

Gov. Christie Whitman today signed the following pieces of legislation:

S-1551, sponsored by Senators Nicholas J. Sacco (D-Bergen/Hudson) and Henry P. McNamara (R-Bergen/Passaic) and Assembly Members John E. Rooney (R-Bergen) and David C. Russo (R-Bergen/Passaic), authorizes the board of education of a school district to apply to the economic Development Administration (EDA) for an interest-free loan for the costs of cleaning up a leaking tank, or upgrading or closing a regulated tank.

S-2013, sponsored by Senators Norman M. Robertson (R-Essex/Passaic) and William L. Gormley (R-Atlantic) and Assembly Members Joseph V. Doria, Jr. (D-Hudson) and Anthony M. Impreveduto (D-Bergen/Hudson), prohibits physicians, chiropractors, and other health care professionals from soliciting professional employment from accident and disaster victims within the 30-day period after the accident or disaster. The bill also provides for a criminal penalty against attorneys who violate the rules of professional conduct by contacting victims.

SCS for S-1613, sponsored by Senators C. Louis Bassano (R-Essex/Union) and Henry P. McNamara (R-Bergen/Passaic) and Assembly Members John E. Rooney (R-Bergen) and David C. Russo (R-Bergen/Passaic), establishes a certification requirement for persons removing or installing an unregulated storage tank. Unregulated storage tanks are those used for residential purposes and non-residential tanks under 2000 gallons.

S-1941, sponsored by Senators Richard J. Codey (D-Essex) and Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union) and Assembly Members Joseph V. Doria, Jr. (D-Hudson) and Jack Collins (R-Salem/Cumberland/Gloucester), establishes the Senator Wynona Lipman Chair in Political Leadership at the Center for the American Woman and Politics at the Eagleton Institute of Politics. The bill appropriates \$100,000 to finance the chair. The bill is a tribute to the late Senator Lipman.

S-908, sponsored by Senators Joseph A. Palaia (R-Monmouth) and John Matheussen (R-Camden/Gloucester) and Assembly Member Tom Smith (R-Monmouth) reduces the minimum eligibility age for membership in the Junior Firemen's Auxiliary from 16 to 14.

S-1370, sponsored by Senator James S. Cafiero (R-Atlantic/Cape May/Cumberland) and Assembly Members John C. Gibson (R-Atlantic/Cape May/Cumberland) and Nicholas Asselta (R-Atlantic/Cape May/Cumberland), extends to elementary students certain drug counseling-related confidentiality protections currently available to secondary students. The bill is intended to encourage students to seek out drug counseling and foster greater communication between students and counselors.

S-1061, sponsored by Senators Martha W. Bark (R-Atlantic/Burlington/Camden) and John A. Girgenti (D-Passaic) and Assembly Members Richard A. Merkt (R-Morris) and Michael Patrick Carroll (R-Morris), repeals, recodifies and supplements a number of statutes dealing with evidence and service of process. The bill embodies the recommendations of the New Jersey Law Revision Commission, which in 1996 undertook a review of these statutes.

S-273, sponsored by the late Senator Wynona Lipman (D-Essex/Union) and Assembly Member Craig A. Stanley (D-Essex), grants voting rights to student members of the Commission on Higher Education.

S-1954, sponsored by Senators C. Louis Bassano (R-Essex/Union) and Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union) and Assembly Members Kevin J. O'Toole (R-Essex/ Union) and Joel M. Weingarten (R-Essex/Union), permits the Governor to appoint up to three out-of-state alumni to the boards of trustees of each of the nine state colleges and universities. Previously, all members of the boards of trustees were required to be citizens of New Jersey.

A-2392, sponsored by Assembly Members Paul DiGaetano (R- Bergen/Essex/Passaic) and Doria (D-Hudson) and Senator C. Louis Bassano (R- Essex/Union), permits a chiropractor licensed to practice in New Jersey (or a bordering state) to certify a person as handicapped for purposes of handicapped parking. Under previous law, only a licensed physician or podiatrist could grant this certification.

A-2781, sponsored by Assembly Members Connie Myers (R- Warren/Hunterdon/Mercer) and Guy R. Gregg (R-Sussex/Hunterdon/Morris) and Senator Martha W. Bark (R-Atlantic/ Burlington/Camden), allows the issuance of a permit to farmers to kill deer because of crop damage incurred anytime in the prior year. In order to receive the special permit, the bill allows the Division of Fish and Wildlife to require a farmer to demonstrate that he or she has sustained crop damage due to deer during the previous 12- month period.

S-401, sponsored by Senator Robert E. Littell (R-Sussex/Hunterdon/Morris) and Assembly Members Paul R. Kramer (R-Mercer/Middlesex) and Marion Crecco (R-Essex/Passaic), criminalizes "jumping" emergency calls. The bill's purpose is to enhance public safety by preventing persons from disrupting medical personnel and firefighters during emergencies. As a result of the bill, it is now a fourth-degree crime to use intercepted information to interfere with fire fighting operations or the provision of medical services by first aid, rescue or ambulance squad personnel.

A-3250, sponsored by Assembly Members Richard A. Merkt (R-Morris) and Guy R. Gregg (R-Sussex/ Hunterdon/Morris) and Senators Louis F. Kosco (R- Bergen) and Dr. Gerald Cardinale (R-Bergen), forbids tax stamping, and therefore, the sale of re-imported cigarettes originally produced for export. The bill attempts to ban gray market cigarettes by amending the Cigarette Tax Act to prohibit tobacco distributors from affixing cigarette tax stamps on cigarette packages that are repatriated. There are currently 24 states that have enacted similar legislation.