

January 5, 1973

LEGISLATIVE HISTORY OF R.S.9:2-7.1  
(Grandparents-rights of visitation)

Previous Bills

1967 - S167 Died in Committee  
1968 - S190 Died in Committee  
1969 - S155 Died in Committee  
1970 - A1191 Died in Committee

No Statement on the above bills.

The bill which became law was:

L.1971 - chap.420 - S196  
Prefiled for introduction in 1970 session by Guarini,  
Musto, W. Kelly.  
May 6, 1971 - Passed in Senate.  
Dec.6, 1971 - Passed in Assembly.  
Feb.1, 1972 - Approved, chapter 420, 1971.  
Not amended during passage.  
No Statement on the bill.

No hearings or reports were located.

Checked the following headings in the vertical file  
without success:

V.F. N.J. - Child Welfare and  
V.F. N.J. - Marriage and Divorce

Attempt to amend:

1972-73 - S766 - Introduced March 13 by Rinaldo, Epstein  
and McDermott  
No Statement on bill.  
Still in Senate Judiciary Committee.

Clipping on S766 located (copy enclosed)  
Higgins, Edward "Grandmas' Visiting Rights Urged",  
Trenton Evening Times, Dec. 8, 1972

JH/EH

*See amendment  
P.L. 1973 - Ch. 100  
S 766*

CHAPTER 420 LAWS OF N. J. 1971  
APPROVED 2/1/72

SENATE, No. 196

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1970 SESSION

By Senators GUARINI, MUSTO and W. F. KELLY

AN Act authorizing the maintenance of habeas corpus proceedings by grandparents to obtain visitation rights in respect to their infant grandchildren in certain cases, and supplementing chapter 2 of Title 9 of the Revised Statutes.

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

1 1. Where either or both of the parents of a minor child, residing  
2 within this State, is or are deceased, a grandparent or the grand-  
3 parents of such child, who is or are the parents of such deceased  
4 parent or parents, may apply to the Superior Court for a writ of  
5 habeas corpus to have such child brought before such court; and  
6 on the return thereof, the court may make such order or judgment,  
7 as the best interest of the child may require, for visitation rights  
8 for such grandparent or grandparents in respect to such child.

1 2. This act shall take effect immediately.

David F. Norcross  
Asst. Counsel to the Governor

Hon. Pierre P. Garven  
Counsel to the Governor

January 28, 1972

Re: Passed Bills 1970-1971

S-196 - permits grandparents to bring an action to obtain visitation rights - good bill - should be signed

A-2273 - would force BCS to file guardianship petitions where parent has not done anything to enhance parent-child relationship for a period of a year. Bill eliminates as an excuse for failure to do so, physical or financial inability. I recommend veto.

D.F.N.

ASSEMBLY, No. 1191

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 17, 1970

By Assemblymen DE KORTE, VANDER PLAAT, COSTA and  
HOLLENBECK

Referred to the Committee on Judiciary

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6 the return thereof, the court may make such order or judgment, as  
7 the best interest of the child may require, for visitation rights for  
8 such grandparent or grandparents in respect to such child.

1 2. The provisions of this act shall not apply if the child has been  
2 adopted. Any visitation rights granted pursuant to this act prior  
3 to the adoption of the child shall be automatically terminated upon  
4 such adoption.

1 3. This act shall take effect immediately.