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Senator NIA H. GILL
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Assemblyman ANTHONY CHIAPPONE
District 31 (Hudson)
Assemblyman CHRISTOPHER "KIP" BATEMAN
District 16 (Morris and Somerset)
Assemblyman PATRICK DIEGNAN, JR.
District 18 (Middlesex)

Co-Sponsored by:
Assemblywoman Voss, Assemblymen Payne, Gordon and Senator Turner

SYNOPSIS
Modifies the Charitable Immunity Act.

CURRENT VERSION OF TEXT
As amended by the General Assembly on June 30, 2005.

(Sponsorship Updated As Of: 12/16/2005)
AN ACT concerning the immunity of charitable organizations in certain circumstances and supplementing Title 2A of the New Jersey Statutes.

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

1. The immunity from civil liability granted to a nonprofit corporation, society or association organized exclusively for religious, charitable, educational or hospital purposes pursuant to the provisions of P.L.1959, c.90 (C.2A:53A-7 to 2A:53A-11) shall not apply to a claim in any civil action which alleges, or supervision or retention of any employee, agent or servant resulted in a sexual offense being committed against a person under the age of 18 who was a beneficiary of the nonprofit organization. As used in this supplementary act, P.L. , c. (C. ) (now pending before the Legislature as this bill), "sexual offense" means any actions that would constitute any crime defined in chapter 14 of Title 2C of the New Jersey Statutes or set forth in paragraph (3) or (4) of subsection b. of N.J.S.2C:24-4.

2. The provisions of this supplementary act, P.L. c. (C. ) (now pending before the Legislature as this bill) shall apply prospectively and also shall be applicable to all civil actions for which the statute of limitations has not expired as of the effective date of this act, including the statutes of limitation set forth in N.J.S. 2A:14-2, section 1 of P.L. 1964, c. 214 (C. 2A:14-2.1), section 1 of P.L. 1992, c. 109 (C. 2A:61B-1) or any other statute. These applicable actions include but are not limited to matters filed with a court that have not yet been dismissed or finally adjudicated as of the effective date of this act.

2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.
Matter enclosed in superscript numerals has been adopted as follows:
1 Senate SJU committee amendments adopted March 1, 2004.
2 Assembly floor amendments adopted June 30, 2005.