STATE OF NEW JERSEY
214th LEGISLATURE

ADOPTED NOVEMBER 22, 2010

Sponsored by:
Senator BOB SMITH
District 17 (Middlesex and Somerset)
Senator CHRISTOPHER "KIP" BATEMAN
District 16 (Morris and Somerset)
Assemblywoman ANNETTE QUIJANO
District 20 (Union)
Assemblyman JOHN F. MCKEON
District 27 (Essex)

Co-Sponsored by:
Senators Greenstein, Stack and Assemblywoman Spencer

SYNOPSIS
Clarifies liability for discharges of hazardous substances from drilling platforms that enter NJ waters.

CURRENT VERSION OF TEXT
As amended by the General Assembly on December 5, 2011.

(Sponsorship Updated As Of: 12/16/2011)
AN ACT concerning liability for discharges that enter State waters, and supplementing P.L.1976, c.141 (C.58:10-23.11 et seq.).

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

1. a. Any person who discharges a hazardous substance from a drilling platform, or is in any way responsible for a hazardous substance that is discharged from a drilling platform, into the waters outside the jurisdiction of the State, that enters the waters of the State, shall be liable, strictly, jointly and severally, without regard to fault, for:
   (1) cleanup and removal costs;
   (2) damages for injury to, destruction of, loss of, or loss of use of natural resources, including costs of assessing the damage;
   (3) damages for injury to, or economic losses resulting from, destruction of real or personal property; and
   (4) damages for loss of profits or impairment of earning capacity due to the injury, destruction, or loss of real or personal property, or natural resources.

b. Nothing in this section shall limit the liability pursuant to any other State law, or rule or regulation, or federal law of any person who discharges a hazardous substance, or is in any way responsible for a hazardous substance that is discharged, that enters the waters of the State.

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.
Matter enclosed in superscript numerals has been adopted as follows:
1Assembly floor amendments adopted December 5, 2011.