[First Reprint]

ASSEMBLY, No. 5509

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED MARCH 17, 2021

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SYNOPSIS

Provides that in personal injury or wrongful death lawsuits, calculations of lost or impaired earnings capacity not be reduced because of race, ethnicity, gender, gender identity or expression, or affectional or sexual orientation.

CURRENT VERSION OF TEXT

As reported by the Assembly Judiciary Committee on December 9, 2021, with amendments.

(Sponsorship Updated As Of: 12/2/2021)

AN ACT concerning the calculations of certain damages in civil actions 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. a. In [1]**[**a**]** any[1] civil action arising from personal injury or wrongful death, any estimations, measures, or calculations of [1]**[**past, present, or future**]**[1] damages for lost earnings or impaired earning capacity shall not be reduced because of race, ethnicity, [1]**[**or**]**[1] gender [1], gender identity or expression, or affectional or sexual orientation, as those terms are defined or interpreted under the "Law Against Discrimination," P.L.1945, c.169 (C.10:5-1 et seq.)[1].

b. In any such civil action, [1]**[**any reduction**]** determination[1] of damages [1]shall not be[1] based upon statistical tables alone [1]**[**shall be deemed to be against the public policy of this State**]** unless agreed to by all parties in the civil action[1].

2. This act shall take effect immediately [1]and shall apply only to civil actions commenced on or after the effective date of this act[1].

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:
[1]Assembly AJU committee amendments adopted December 9, 2021.