

**RESOLUTION NO. 17-11
CAMDEN COUNTY INSURANCE COMMISSION
RESOLUTION SUPPORTING S-2333 AND A-3432 TO AMEND TITLE 59 TO
PROVIDE IMMUNITIES FOR BEACHES, BOARDWALKS AND SIMILAR
PROPERTY**

Whereas: the Municipal Excess Liability Joint Insurance Fund is comprised of 389 member municipalities, 72 utility authorities, 2 counties, 26 first aid/fire districts, 88 housing authorities, 2 health commissions and 2 authorities.

Whereas: under the provisions of Title public entities are immune from injury "caused by a condition of any unimproved public property, including but not limited to any natural condition of any beach.

Whereas: despite this language, in many cases municipalities still have been forced to pay large amounts of money in damages for claims by swimmers injured in the ocean.

Whereas: S-2333 would provide that public entities are immune for these accidents regardless of the circumstances under which they occur.

Whereas: Public entities have also incurred large costs in defending lawsuits by persons injured while walking on municipal boardwalks.

Whereas: S-2333 provides that a public entity would be immune from such a suit if it can demonstrate that it was operating under an ongoing maintenance plan calling for periodically reviewing and repairing the boardwalk.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF FUND
COMMISSIONERS OF THE CAMDEN COUNTY INSURANCE COMMISSION
THAT:** the legislature is urged to amend S-2333 and A-3432 to include piers, wharves, docks and similar public properties and adopt the amended bill.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to members of the Municipal Excess Liability Joint Insurance Fund, Governor Christie, Senate President Sweeney and Assembly Speaker Oliver.

**CAMDEN COUNTY INSURANCE
COMMISSION**

CHAIRMAN

Attest:

SECRETARY