

7.14 NEGLIGENCE — EFFECT OF PHYSICAL IMPAIRMENT
(Approved 5/91)

A person with a physical impairment is required to act with the same degree of care as an ordinary careful person with a similar impairment or disability would have exercised under the same or similar circumstances.

Cases:

Berger v. Shapiro, 30 N.J. 89, 102 (1959); *Butelli v. J.C.H. & R. El. Ry. Co.*, 59 N.J.L. 302, 306 (Sup. Ct. 1896); 2 *Harper & James, The Law of Torts* §16.7.