

40:61-22.20

LEGISLATIVE HISTORY CHECKLIST
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(Beach fees--exempt senior citizens)

NJSA: 40:61-22.20
LAWS OF: 1992 CHAPTER: 195
BILL NO: S198
SPONSOR(S) Connors and others
DATE INTRODUCED: Pre-filed
COMMITTEE: ASSEMBLY: ---
SENATE: Senior Citizens
AMENDED DURING PASSAGE: No
DATE OF PASSAGE: ASSEMBLY: December 14, 1992
SENATE: June 4, 1992
DATE OF APPROVAL: December 22, 1992

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes
COMMITTEE STATEMENT: ASSEMBLY: No
SENATE: Yes
FISCAL NOTE: No
VETO MESSAGE: No
MESSAGE ON SIGNING: No
FOLLOWING WERE PRINTED:
REPORTS: No
HEARINGS: No

See newspaper clippings--attached

KBG:pp

P.L.1992, CHAPTER 195, approved December 22, 1992
1992 Senate No. 198

1 AN ACT concerning beach fees and amending P.L.1955, c.49.

2

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

5 1. Section 1 of P.L.1955, c.49 (C.40:81-22.20) is amended to
6 read as follows:

7 1. The governing body of any municipality bordering on the
8 Atlantic ocean, tidal water bays or rivers which owns or shall
9 acquire, by any deed of dedication or otherwise, lands bordering
10 on the ocean, tidal water bays or rivers, or easement rights
11 therein, for a place of resort for public health and recreation and
12 for other public purposes shall have the exclusive control,
13 government and care thereof and of any boardwalk, bathing and
14 recreational facilities, safeguards and equipment, now or
15 hereafter constructed or provided thereon, and may, by
16 ordinance, make and enforce rules and regulations for the
17 government and policing of such lands, boardwalk, bathing
18 facilities, safeguards and equipment; provided, that such power of
19 control, government, care and policing shall not be construed in
20 any manner to exclude or interfere with the operation of any
21 State law or authority with respect to such lands, property and
22 facilities. Any such municipality may, in order to provide funds
23 to improve, maintain and police the same and to protect the same
24 from erosion, encroachment and damage by sea or otherwise, and
25 to provide facilities and safeguards for public bathing and
26 recreation, including the employment of lifeguards, by ordinance,
27 make and enforce rules and regulations for the government, use,
28 maintenance and policing thereof and provide for the charging
29 and collecting of reasonable fees for the registration of persons
30 using said lands and bathing facilities, for access to the beach and
31 bathing and recreational grounds so provided and for the use of
32 the bathing and recreational facilities, but no such fees shall be
33 charged or collected from children under the age of 12 years; and
34 the municipality may by ordinance provide that no fees, or
35 reduced fees, shall be charged to persons 65 or more years of age
36 and to persons who meet the disability criteria for disability
37 benefits under Title II of the federal Social Security Act (42
38 U.S.C. §401 et seq.).

39 (cf: P.L.1955, c.49, s.1)

40 2. This act shall take effect immediately.

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44 Allows municipalities to exempt senior citizens from payment of
45 beach fees.

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.

SENATE, No. 198
STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel
PRE-FILED FOR INTRODUCTION IN THE 1992 SESSION

By Senator CONNORS

1 **AN ACT** concerning beach fees and amending P.L.1955, c.49.

2

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

5 1. Section 1 of P.L.1955, c.49 (C.40:61-22.20) is amended to
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9 acquire, by any deed of dedication or otherwise, lands bordering
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11 therein, for a place of resort for public health and recreation and
12 for other public purposes shall have the exclusive control,
13 government and care thereof and of any boardwalk, bathing and
14 recreational facilities, safeguards and equipment, now or
15 hereafter constructed or provided thereon, and may, by
16 ordinance, make and enforce rules and regulations for the
17 government and policing of such lands, boardwalk, bathing
18 facilities, safeguards and equipment; provided, that such power of
19 control, government, care and policing shall not be construed in
20 any manner to exclude or interfere with the operation of any
21 State law or authority with respect to such lands, property and
22 facilities. Any such municipality may, in order to provide funds
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25 to provide facilities and safeguards for public bathing and
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28 maintenance and policing thereof and provide for the charging
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STATEMENT

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This bill allows municipalities to exempt persons 65 years of age or older and disabled persons from paying beach fees or to charge them reduced fees.

Currently, children under 12 years of age are expressly exempted, by statute, from the payment of beach fees. Municipalities are not empowered to offered reductions in or exemptions from the payment of beach fees for other persons.

The bill allows municipalities to extend this fee exemption or reduction to disabled persons and defines as eligible any person who meets the criteria for disability benefits under Title II of the federal Social Security Act (42 U.S.C. §401 et seq.).

Allows municipalities to exempt senior citizens from payment of beach fees.

SENATE SENIOR CITIZENS, VETERANS
AFFAIRS AND AGRICULTURE COMMITTEE

STATEMENT TO

SENATE, No. 198

STATE OF NEW JERSEY

DATED: MARCH 9, 1992

The Senate Senior Citizens, Veterans Affairs and Agriculture Committee favorably reports Senate Bill No. 198.

This bill allows municipalities to exempt persons 65 years of age or older and disabled persons from paying beach fees or to charge them reduced fees. A person is considered disabled under this bill if the person receives disability benefits under Title II of the federal Social Security Act (42 U.S.C. §401 et seq.).

Currently, children under 12 years of age are expressly exempted, by statute, from the payment of beach fees. Municipalities are not empowered to offer reductions in or exemptions from the payment of beach fees.

This bill was pre-filed for introduction in the 1992 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.