5:3-32

LEGISLATIVE HISTORY CHECKLIST

(Carnival - Amusement Rides Safety Act -- exempt certain locomotives and track)

NJSA 5:3-32

LAWS OF 1979 CHAPTER 2

Bill No. A363

Sponsor(s) Doyle, Villane and D. Gallo

Date Introduced Pre-filed

Committee: Assembly Judiciary, Law, Public Safety & Defense

Senate Labor, Industry & Professions

Amended during passage Yes XX Amendments during passage denoted by asterisks.

Date of Passage: Assembly April 24, 1978

Senate November 20, 1978

Date of approval January 11, 1979

Following statements are attached if available:

Sponsor statement		Yes	XX
Committee Statement:	Assembly	Yes	XX
	Senate	XXX	No
Fiscal Note		XXX	No
Veto Message		XXX	No
Message on signing		Yes	XX

Following were printed:

Reports	XXX	No
Hearings	XXX	No

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9/1/78

CHAPTER 2 LAWS OF N. J. 1979
APPROVED 1-11-79

[OFFICIAL COPY REPRINT]

ASSEMBLY, No. 363

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1978 SESSION

By Assemblymen DOYLE, VILLANE and D. GALLO

AN ACT to amend "An act to provide for the safety inspection, licensing, and regulation of carnival and amusement rides, and supplementing Title 5 of the Revised Statutes," approved May 29, 1975 (P. L. 1975, c. 105, C. 5:3–31 et seq.).

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

1. Section 2 of P. L. 1975, c. 105 (C. 5:3–32) is amended to read as follows:

2. As used in this act, except where a different meaning is clearly implied by the context:

a. "Carnival" or "amusement ride" means any mechanical device or devices which carry or convey passengers along, around, or over a fixed or restricted route or course for the purpose of giving its passengers amusement, pleasure, thrills or excitement; *provided, however, that this shall not include locomotives weighing more than 7 tons, operating on track the length of which is 1/2 mile or greater, the gauge of which is 3 feet or greater, and the weight of which is at least 60 pounds per yard. Any facility exempted pursuant to this* ***[***section shall be under the jurisdiction of the Board of Public Utilities***]*** **subsection shall be under the jurisdiction of the Department of Transportation* for the purpose of safety inspection.*

b. "Owner" means a person who owns, leases, controls, or manages the operations of a carnival or amusement ride, including the State or any of its subdivisions;

c. "Ride operator" means any person or persons actually engaged in or directly controlling the operations of a carnival or amusement ride;

d. "Commissioner" means the Commissioner of Labor and Industry;

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

21 e. "Department" means the State Department of Labor and
22 Industry; and
23 f. "Advisory board" means the Advisory Board on Carnival-
24 Amusement Ride Safety.
1 2. This act shall take effect immediately.

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STATE OF NEW JERSEY

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b. "Owner" means a person who owns, leases, controls, or manages the operations of a carnival or amusement ride, including the State or any of its subdivisions;

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e. "Department" means the State Department of Labor and Industry; and

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24 Amusement Ride Safety.

1 2. This act shall take effect immediately.

STATEMENT

This legislation would remove certain full size railroads from the jurisdiction of the "Carnival-Amusement Rides Safety Act" (P. L. 1975, c. 105). These railroads, which carry passengers, and sometimes freight, are not connected with any amusement park or carnival. The bill was amended in committee to require that any railroad exempted by this act shall be under the jurisdiction of the Board of Public Utilities for the purpose of safety inspection.

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND DEFENSE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 363

STATE OF NEW JERSEY

DATED: MARCH 2, 1978

This legislation would remove certain full size railroads from the jurisdiction of the "Carnival-Amusement Rides Safety Act" (P. L. 1975, c. 105). These railroads, which carry passengers, and sometimes freight, are not connected with any amusement park or carnival. These railroads are already regulated by other State agencies such as the Public Utility Commission and the Department of Transportation.

SENATE AMENDMENT TO

ASSEMBLY, No. 363

STATE OF NEW JERSEY

ADOPTED OCTOBER 19, 1978

Amend page 1, section 1, lines 12A-12B, after "this", omit remainder of line 12A and "of Public Utilities" on 12B, insert "subsection shall be under the jurisdiction of the Department of Transportation".

[SENATE REPRINT]

ASSEMBLY, No. 363

with Senate amendments adopted October 19, 1978

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1978 SESSION

By Assemblymen DOYLE, VILLANE and D. GALLO

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c. "Ride operator" means any person or persons actually engaged in or directly controlling the operations of a carnival or amusement ride;

d. "Commissioner" means the Commissioner of Labor and Industry;

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE
JANUARY 12, 1979

FOR FURTHER INFORMATION
KATHRYN FORSYTH

Governor Brendan Byrne has signed the following bills into law:

A-363, sponsored by Assemblyman John Paul Doyle (D-Ocean), which exempts full-sized trains which are operated as tourist attractions from the provisions of the Carnival-Amusement Ride Safety Act.

The three such trains which currently operate in New Jersey are:

--The Great Train Robbery, the Old Morris County Central Railroad, which operates from Newfoundland in Morris County, carrying passengers on a one-hour round trip;

--Turntable Junction, the Black River and Western Railroad, which operates between Flemington and Ringoes carrying passengers and some freight;

--Pine Creek Railroad, operated by the New Jersey State Museum of Transportation out of Farmingdale in Allaire State Park in Monmouth County.

The first two trains are inspected by the Board of Public Utilities and the New Jersey Department of Labor and Industry, as well as the federal Department of Transportation because their tracks are used in interstate commerce. The Pine Creek Railroad is inspected by the New Jersey Department of Labor and Industry.

All of the trains are antiques. They were built in the late 19th and early 20th centuries, therefore cannot comply with all the safety provisions in the Amusement Ride Safety Act, including seat belts, wider aisles, padding and different lighting.

A-170, sponsored by Assemblyman Richard Codey (D-Essex), which supplements the Medical and Dental Education Act of 1970.

The bill provides that any former Newark municipal employee of Martland Hospital — which was purchased by the College of Medicine and Dentistry from the City of Newark -- who subsequent to the purchase continued his employment at the hospital as an employee of the College, and who retired on or after July 1, 1970 under the Newark City Employees Retirement System on a benefit based on 25 years of more of service, will be entitled to the same continuance of health benefits in the New Jersey State Health Benefits Program.

The State will pay the premiums or periodic charges.

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