



LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1998

CHAPTER:137

NJSA: 52:27D-133.1

"Swimming pools -- electrical inspections"

BILL NO: S213 (Substituted for A832 -- 1st Reprint)

SPONSOR(S):Sacco

DATE INTRODUCED: Pre-filed

COMMITTEE:

ASSEMBLY: Local Government

SENATE: Community and Urban Affairs

AMENDED DURING PASSAGE:Yes

DATE OF PASSAGE:

ASSEMBLY: October 29, 1998

SENATE: February 26, 1998

DATE OF APPROVAL: December 11, 1998

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: 1st Reprint

(Amendments during passage denoted by superscript numbers)

S213

SPONSORS STATEMENT: *Yes* (Begins on page 3 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY:*Yes*

SENATE:*Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

A832

SPONSORS STATEMENT: *Yes* (Begins on page 3 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY: *Yes*

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

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REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES: *No*

[First Reprint]

SENATE, No. 213

STATE OF NEW JERSEY

208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator NICHOLAS J. SACCO

District 32 (Bergen and Hudson)

Co-Sponsored by:

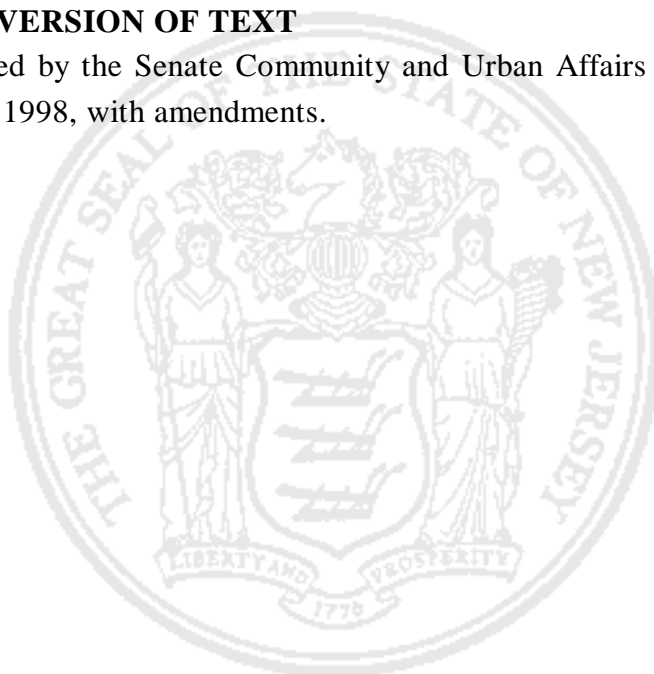
Assemblyman Impreveduto and Assemblywoman Quigley

SYNOPSIS

Requires electrical inspections of swimming pools open for members, residents or the public.

CURRENT VERSION OF TEXT

As reported by the Senate Community and Urban Affairs Committee on February 10, 1998, with amendments.



(Sponsorship Updated As Of: 10/30/1998)

1 AN ACT concerning certain swimming pools and supplementing
2 P.L.1975, c.217 (C.52:27D-119 et seq.).

3

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

6

7 1. As used in this act:

8 "Bonding and grounding certificate" means a document issued by
9 a ¹**[certified]** recognized¹ electrical testing agency that verifies the
10 electrical continuity ¹and integrity¹ of the bonding and grounding
11 system of a swimming pool.

12 "Swimming pool" means a swimming pool, hot tub, or spa located
13 on any property other than one or two family residential property and
14 includes but is not limited to swimming pools open for the use of
15 members, residents or the public.

16 "Electrical certificate of ¹**[approval]** compliance¹" means a
17 document issued by the enforcing agency that verifies that all wiring
18 located in or about the pool pump house or similar structure and
19 associated electrical equipment is in compliance with the ¹**[National**
20 **Electrical Code]** electrical subcode of the State Uniform Construction
21 Code¹.

22

23 2. a. A swimming pool shall not be opened for use or occupied in
24 whole or in part by any person until a valid bonding and grounding
25 certificate and electrical certificate of ¹**[approval]** compliance¹ are
26 issued. The bonding and grounding certificate shall be evidence of ¹**[a**
27 **bonding system that connects all the metal non-electric parts of the**
28 **swimming pool, including any metal fence within five feet of the water**
29 **line, measured in a direct line]** continuity and integrity of the bonding
30 system meeting the requirements of the electrical subcode of the State
31 Uniform Construction Code¹. The electrical certificate of ¹**[approval]**
32 compliance¹ shall not be issued unless a valid bonding and grounding
33 certificate has been issued.

34 b. The bonding and grounding certificate shall be valid for a period
35 of five years from the date of issuance. The electrical certificate of
36 ¹**[approval]** compliance¹ shall be renewed annually upon completion
37 of a satisfactory inspection by the enforcing agency, which may charge
38 a fee for each inspection. A swimming pool that is operated on a
39 seasonal basis shall not be opened for the season until a new electrical
40 certificate of ¹**[approval]** compliance¹ has been issued.

41 c. If the inspection reveals any defective electrical condition on the

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ **Senate SCU committee amendments adopted February 10, 1998.**

S213 [1R] SACCO

3

1 pool premises that condition shall be repaired by an electrical
2 contractor licensed in the State of New Jersey prior to issuance of the
3 electrical certificate of ¹**[approval]** compliance¹.

4 d. The bonding and grounding certificate and the electrical
5 certificate of ¹**[approval]** compliance¹ shall be posted in or about the
6 pool pump house or structure that encloses the pool wiring.

7

8 3. This act shall take effect on the 60th day after enactment.

SENATE, No. 213

STATE OF NEW JERSEY
208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator NICHOLAS J. SACCO

District 32 (Bergen and Hudson)

SYNOPSIS

Requires electrical inspections of swimming pools open for members, residents or the public.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



S213 SACCO

2

1 AN ACT concerning certain swimming pools and supplementing
2 P.L.1975, c.217 (C.52:27D-119 et seq.).

3

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

6

7 1. As used in this act:

8 "Bonding and grounding certificate" means a document issued by
9 a certified electrical testing agency that verifies the electrical
10 continuity of the bonding and grounding system of a swimming pool.

11 "Swimming pool" means a swimming pool, hot tub, or spa located
12 on any property other than one or two family residential property and
13 includes but is not limited to swimming pools open for the use of
14 members, residents or the public.

15 "Electrical certificate of approval" means a document issued by the
16 enforcing agency that verifies that all wiring located in or about the
17 pool pump house or similar structure and associated electrical
18 equipment is in compliance with the National Electrical Code.

19

20 2. a. A swimming pool shall not be opened for use or occupied in
21 whole or in part by any person until a valid bonding and grounding
22 certificate and electrical certificate of approval are issued. The
23 bonding and grounding certificate shall be evidence of a bonding
24 system that connects all the metal non-electric parts of the swimming
25 pool, including any metal fence within five feet of the water line,
26 measured in a direct line. The electrical certificate of approval shall
27 not be issued unless a valid bonding and grounding certificate has been
28 issued.

29 b. The bonding and grounding certificate shall be valid for a period
30 of five years from the date of issuance. The electrical certificate of
31 approval shall be renewed annually upon completion of a satisfactory
32 inspection by the enforcing agency, which may charge a fee for each
33 inspection. A swimming pool that is operated on a seasonal basis shall
34 not be opened for the season until a new electrical certificate of
35 approval has been issued.

36 c. If the inspection reveals any defective electrical condition on the
37 pool premises that condition shall be repaired by an electrical
38 contractor licensed in the State of New Jersey prior to issuance of the
39 electrical certificate of approval.

40 d. The bonding and grounding certificate and the electrical
41 certificate of approval shall be posted in or about the pool pump house
42 or structure that encloses the pool wiring.

43

44 3. This act shall take effect on the 60th day after enactment.

S213 SACCO

3

1 STATEMENT

2

3 This bill would establish a basic level of electrical standards for
4 swimming pools. It would supplement the "State Uniform
5 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), to
6 require the issuance of two documents, a bonding and grounding
7 certificate and an electrical certificate of approval, before a pool could
8 be opened for use or occupied by any person. The bill's provisions
9 would apply to pools, hot tubs and spas located on any property other
10 than one or two family residential property.

11 The bonding and grounding certificate would verify the electrical
12 continuity of the bonding and grounding system of the pool. It would
13 be issued by a certified electrical testing agency and would be valid for
14 five years from the date of issuance.

15 The electrical certificate of approval would verify that all wiring
16 located in or about the pool pump and associated electrical equipment
17 complies with the National Electrical Code. It would be issued
18 annually by the construction code enforcing agency upon completion
19 of a satisfactory inspection and payment of a fee that would cover the
20 enforcing agency's administrative costs. The bill provides that any
21 defective electrical condition on the pool premises revealed by the
22 inspection must be repaired by a licensed electrical contractor before
23 the enforcing agency may issue the electrical certificate of approval.

24 The bill would take effect 60 days after enactment.

25 The bill is designed to improve the life safety conditions of workers
26 and the public at large. It is intended to prevent electrocutions
27 associated with swimming pool use such as occurred at an apartment
28 complex in North Brunswick in the summer of 1994 when a lifeguard
29 touched a pump with faulty wiring. During the summer of 1995, the
30 Department of Health issued a Health Alert Bulletin which contained
31 a warning to the employees and owners of public swimming pools
32 concerning the potential life safety dangers of electrical systems
33 associated with pools.

ASSEMBLY LOCAL GOVERNMENT AND HOUSING
COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 213

STATE OF NEW JERSEY

DATED: AUGUST 14, 1998

The Assembly Local Government and Housing Committee reports favorably Senate Bill No. 213 (1R).

This bill supplements the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) to establish a basic level of electrical standards for swimming pools, which must be certified as having been met annually. The bill would require the issuance of two documents, a bonding and grounding certificate and an electrical certificate of compliance, before a pool could be opened for use or occupied by any person. The bill's provisions would apply to pools, hot tubs and spas located on any property other than one or two family residential property.

The bonding and grounding certificate would verify the electrical continuity and integrity of the bonding and grounding system of the pool. It would be issued by a recognized electrical testing agency and would be valid for five years from the date of issuance.

The electrical certificate of compliance would verify that all wiring located in or about the pool pump and associated electrical equipment complies with the electrical subcode of the State Uniform Construction Code. It would be issued annually by the construction code enforcing agency upon completion of a satisfactory inspection and payment of a fee that would cover the enforcing agency's administrative costs. The bill would provide that any defective electrical condition on the pool premises revealed by the inspection must be repaired by a licensed electrical contractor before the enforcing agency may issue the electrical certificate of compliance.

The bill is designed to improve the life safety conditions of workers and the public at large. It is intended to prevent electrocutions associated with swimming pool use such as occurred at an apartment complex in North Brunswick in the summer of 1994 when a lifeguard touched a pump with faulty wiring.

This bill is identical to Assembly Bill No. 832, which the committee amended and released today.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 213

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 10, 1998

The Senate Community and Urban Affairs Committee reports favorably Senate Bill No. 213 with committee amendments.

As amended by the committee, the bill would establish a basic level of electrical standards for swimming pools. It would supplement the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), to require the issuance of two documents, a bonding and grounding certificate and an electrical certificate of compliance, before a pool could be opened for use or occupied by any person. The bill's provisions would apply to pools, hot tubs and spas located on any property other than one or two family residential property.

The bonding and grounding certificate would verify the electrical continuity and integrity of the bonding and grounding system of the pool. It would be issued by a recognized electrical testing agency and would be valid for five years from the date of issuance.

The electrical certificate of compliance would verify that all wiring located in or about the pool pump and associated electrical equipment complies with the electrical subcode of the State Uniform Construction Code. It would be issued annually by the construction code enforcing agency upon completion of a satisfactory inspection and payment of a fee that would cover the enforcing agency's administrative costs. The bill would provide that any defective electrical condition on the pool premises revealed by the inspection must be repaired by a licensed electrical contractor before the enforcing agency may issue the electrical certificate of compliance.

The bill would take effect 60 days after enactment.

The bill is designed to improve the life safety conditions of workers and the public at large. It is intended to prevent electrocutions associated with swimming pool use such as occurred at an apartment complex in North Brunswick in the summer of 1994 when a lifeguard touched a pump with faulty wiring. During the summer of 1995, the Department of Health issued a Health Alert Bulletin which contained a warning to the employees and owners of public swimming pools concerning the potential life safety dangers of electrical systems associated with pools.

The bill was amended at the request of the Department of Community Affairs in order to incorporate several technical changes. In particular, the amendments change the name of the electrical certificate provided for in the bill from an "electrical certificate of approval" to an "electrical certificate of compliance." The amendments also indicate that all wiring and electrical equipment must be in compliance with the electrical subcode of the State Uniform Construction Code rather than the National Electrical Code.

This bill was prefiled for introduction in the 1998 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

ASSEMBLY, No. 832

STATE OF NEW JERSEY 208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Assemblyman ANTHONY IMPREVEDUTO

District 32 (Bergen and Hudson)

Assemblywoman JOAN M. QUIGLEY

District 32 (Bergen and Hudson)

SYNOPSIS

Requires electrical inspections of swimming pools open for tenants or the public.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



A832 IMPREVEDUTO, QUIGLEY

1 AN ACT concerning certain swimming pools and supplementing
2 P.L.1975, c.217 (C.52:27D-119 et seq.).

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

6
7 1. As used in this act:

8 "Bonding and grounding certificate" means a document issued by
9 a nationally recognized testing agency, a licensed engineer or
10 registered architect that verifies the electrical continuity of the bonding
11 and grounding system of a commercial swimming pool.

12 "Commercial swimming pool" means a swimming pool on any
13 property other than single family residential property and includes but
14 is not limited to swimming pools open for the use of tenants or the
15 public or both.

16 "Electrical certificate of approval" means a document issued by the
17 municipality's electrical subcode official that verifies that all wiring
18 located in or about the pool pump house or similar structure and
19 associated electrical equipment is in compliance with the National
20 Electrical Code.

21
22 2. a. A commercial swimming pool shall not be opened for use or
23 occupied in whole or in part by any person until a valid bonding and
24 grounding certificate and electrical certificate of approval are issued.
25 The bonding and grounding certificate shall be evidence of a bonding
26 system that connects all the metal non-electric parts of the swimming
27 pool, including any metal fence within 10 feet of the water line,
28 measured in a direct line. The electrical certificate of approval shall
29 not be issued unless a valid bonding and grounding certificate has been
30 issued.

31 b. The bonding and grounding certificate shall be valid for a period
32 of five years from the date of issuance. The electrical certificate of
33 approval shall be renewed annually on the basis of a pre-season
34 inspection by the code enforcement department of the municipality for
35 a fee of no more than \$50.

36 c. Any electrical condition found to be defective on the pool
37 premises shall be repaired by an electrical contractor licensed in the
38 State of New Jersey.

39 d. The bonding and grounding certificate and the electrical
40 certificate of approval shall be posted in or about the pool pump house
41 or structure that encloses the pool wiring.

42
43 3. This act shall take effect immediately and be applicable to
44 inspections preceding the opening of swimming pools during the 1996
45 summer season.

1 STATEMENT

2

3 This bill establishes a basic level of electrical standards for
4 swimming pools open to tenants or the public. It supplements the
5 "State Uniform Construction Code Act" to require the issuance of two
6 documents prior to pool use, a bonding and grounding certificate
7 geared to the electrical continuity of the bonding and grounding
8 system, and an electrical certificate of approval, which would verify
9 that the wiring conforms to requirements in the current edition of the
10 National Electrical Code.

11 The bonding and grounding certificate, valid for five years, would
12 be issued by a nationally recognized testing agency, a licensed engineer
13 or registered architect. However, the annual electrical certificate of
14 approval must be issued by the municipality's electrical subcode official
15 after payment of a fee not to exceed \$50.

16 The bill is designed to improve the life safety conditions of workers
17 and the public at large. It is intended to prevent electrocutions
18 associated with swimming pool use such as occurred at an apartment
19 complex in North Brunswick in the summer of 1994 when a lifeguard
20 touched a pump with faulty wiring.

21 During the summer of 1995, the Department of Health issued a
22 Health Alert Bulletin which contained a warning to the employees and
23 owners of public swimming pools concerning the potential life safety
24 dangers of electrical systems associated with pools.

ASSEMBLY LOCAL GOVERNMENT AND HOUSING
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 832

with committee amendments

STATE OF NEW JERSEY

DATED: AUGUST 14, 1998

The Assembly Local Government and Housing Committee reports favorably Assembly Bill No. 832, with committee amendments.

This bill, as amended, supplements the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) to establish a basic level of electrical standards for swimming pools, which must be certified as having been met annually. The bill would require the issuance of two documents, a bonding and grounding certificate and an electrical certificate of compliance, before a pool could be opened for use or occupied by any person. The bill's provisions would apply to pools, hot tubs and spas located on any property other than one or two family residential property.

The bonding and grounding certificate would verify the electrical continuity and integrity of the bonding and grounding system of the pool. It would be issued by a recognized electrical testing agency and would be valid for five years from the date of issuance.

The electrical certificate of compliance would verify that all wiring located in or about the pool pump and associated electrical equipment complies with the electrical subcode of the State Uniform Construction Code. It would be issued annually by the construction code enforcing agency upon completion of a satisfactory inspection and payment of a fee that would cover the enforcing agency's administrative costs. The bill would provide that any defective electrical condition on the pool premises revealed by the inspection must be repaired by a licensed electrical contractor before the enforcing agency may issue the electrical certificate of compliance.

The committee amended the bill to make it identical to Senate Bill No. 213 (1R). One change concerns a reference to the National Electrical Code. Pursuant to the "State Uniform Construction Code Act," P.L.1977, c.217, the Commissioner of Community Affairs has adopted and incorporated into the State Uniform Construction Code (UCC) many provisions of the National Electrical Code as the electrical subcode. Therefore, the amendments reflect that the electrical work being inspected must comply with the electrical

subcode which has been incorporated into the State Uniform Construction Code. Other changes include a removal of the limitation on the amount that an enforcing agent may charge for an inspection under the bill. In addition, as amended, the bill excludes pools belonging to two-family residences, but includes hot tubs and spas, as well as swimming pools, as subject to inspection.

This bill was pre-filed for introduction in the 1998-1999 legislative session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Jayne O'Connor
Gene Herman
609-777-2600

RELEASE: December 14, 1998

Gov. Christie Whitman today signed the following pieces of legislation:

S-280, sponsored by Senator John A. Girgenti (D- Passaic), amends child labor laws to permit minors, who are 14 or 15, to be employed as little league umpires for leagues chartered by Little League Baseball, Incorporated, until 9:00 p. m. with written permission from a parent or legal guardian. Under current law, minors under 16, with a few exceptions during the summer months, are not permitted to work before 7:00 a. m. or after 7:00 p. m.

S-213 establishes a basic level of electrical standards for certain swimming pools, hot tubs or spas located on any property other than a one or two-family residential property, including but not limited to, swimming pools open for use of members, residents or the public.

The bill, which is designed to improve safety conditions for workers and the public, supplements the State Uniform Construction Code Act. It requires a pool to have a valid bonding and grounding certificate and an electrical certificate of compliance issued by the municipality.

The bill was sponsored by Senator Nicholas J. Sacco (R- Bergen/Hudson) and Assembly Members Anthony Impreveduto (D- Bergen/Hudson) and Joan M. Quigley (D-Bergen/Hudson).

S-926, sponsored by Senator Gerald Cardinale (R-Bergen) and Diane B. Allen (R- Burlington/Camden) and Assembly Members Nilsa Cruz-Perez (D-Camden/Gloucester) and John V. Kelly (R- Bergen/Passaic), repeals a 1987 state law which required family day care centers to be subject to the same restrictions as other home occupations under local zoning laws.

In 1991, the Legislature enacted a law that specified that registered family day care homes are permitted uses in all residential districts and are subject to the same requirements as single family dwellings only, but it did not repeal the 1987 law. A family day care home is defined as a private residence in which child care services are provided to no less than three and no more than five children at any one time for a minimum of 15 hours per week.

A-1859, sponsored by Assembly Members Kenneth C. LeFevre (R-Atlantic) and Francis J. Blee (R-Atlantic) and Senator William L. Gormley (R-Atlantic), allows the Casino Control Commission to authorize each poker dealer to retain tips or gratuities from patrons at the table at which the dealer is conducting play. Under previous law, poker dealers' tips could only be pooled with tips received by other poker dealers. Now, either option is permissible.