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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** Yes

"Pet protection is now a priority in an emergency," 8-22-2006, Star Ledger, p.12

RWH 3/12/08

P.L. 2006, CHAPTER 88, *approved August 21, 2006*  
Senate, No. 555 (*First Reprint*)

1 AN ACT concerning access to housing, public facilities and  
2 transportation for certain working dogs and supplementing Title  
3 2C of the New Jersey Statutes.

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

7  
8 1. As used in this act:

9 “Housing accommodation” means the same as the term is  
10 defined in subsection u. of section 5 of P.L.1945, c.169 (C.10:5-5);

11 “Public <sup>1</sup>**【facilities】** facility<sup>1</sup>” means the same as the term is  
12 defined in subsection v. <sup>1</sup>of section 5<sup>1</sup> of P.L.1945, c.169 (C.10:5-  
13 5); and

14 “Working dog” means any dog trained for the purpose of human  
15 search and rescue, body recovery, arson detection, bomb detection,  
16 narcotics detection, criminal apprehension, police assistance or  
17 other related purposes, whether in the performance of such tasks or  
18 while <sup>1</sup>**【off-duty】** traveling to or from such tasks<sup>1</sup>.

19  
20 2. Any member of a police, fire, law enforcement or other  
21 related emergency service agency, accompanied by a working dog,  
22 trained by a recognized training agency or school, is entitled, with  
23 the dog, to full and equal access to all public facilities and modes of  
24 public transportation, subject only to the following conditions:

25 a. A member of a police, fire, law enforcement or other related  
26 emergency service agency, if accompanied by a working dog, shall  
27 keep the dog in immediate custody at all times;

28 b. A member of a police, fire, law enforcement or other related  
29 emergency service agency, accompanied by a working dog, shall  
30 not be charged an extra fee or payment <sup>1</sup>for the dog<sup>1</sup> for admission  
31 to, or use of, any public facility; <sup>1</sup>and<sup>1</sup>

32 c. A member of a police, fire, law enforcement or other related  
33 emergency service agency, who has possession of a working dog,  
34 shall be liable for any damages done to the premises of a public  
35 facility by the dog.

36  
37 3. A member of a police, fire, law enforcement or other related  
38 emergency service agency who possesses a working dog, is entitled  
39 to rent, lease or purchase, as other members of the general public,  
40 all housing accommodations and business accommodations offered  
41 for rent, lease, or compensation in this State, subject to the rights,

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SEG committee amendments adopted January 30, 2006.

1 conditions and limitations established by law. A member of a  
2 police, fire, law enforcement or other related emergency  
3 serviceagency who possesses a working dog, or who obtains a  
4 working dog, shall be entitled to full and equal access to all housing  
5 accommodations and business accommodations and shall not be  
6 required to pay extra compensation for the dog, but shall be liable  
7 for any damages done to the premises by the dog. Any provision in  
8 any lease or rental agreement prohibiting maintenance of a pet or  
9 pets on or in the premise shall not be applicable to a working dog  
10 owned by a tenant who is a member of a police, fire <sup>1</sup>, law  
11 enforcement<sup>1</sup> or other related emergency service agency.

12

13 4. Any person who violates a provision of this act <sup>1</sup>【commits a  
14 disorderly persons offense, and】<sup>1</sup> shall be subject to <sup>1</sup>【a sentence of  
15 six months' imprisonment, some or all of which may be community  
16 service, restitution, and】<sup>1</sup> a <sup>1</sup>【\$1,000】<sup>1</sup> fine <sup>1</sup>of between \$100 and  
17 \$500<sup>1</sup>.

18

19 5. This act shall take effect immediately.

20

21

22

23

24 Allows access to housing, public facilities and transportation for  
25 certain working dogs, provides penalties for violation.

# SENATE, No. 555

## STATE OF NEW JERSEY 212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

**Sponsored by:**

**Senator BOB SMITH**

**District 17 (Middlesex and Somerset)**

**SYNOPSIS**

Allows access to housing, public facilities and transportation for certain working dogs, provides penalties for violation.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning access to housing, public facilities and  
2 transportation for certain working dogs and supplementing Title  
3 2C of the New Jersey Statutes.  
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:  
7

8 1. As used in this act:

9 “Housing accommodation” means the same as the term is  
10 defined in subsection u. of section 5 of P.L.1945, c.169 (C.10:5-5);

11 “Public facilities” means the same as the term is defined in  
12 subsection v. of P.L.1945, c.169 (C.10:5-5); and

13 “Working dog” means any dog trained for the purpose of human  
14 search and rescue, body recovery, arson detection, bomb detection,  
15 narcotics detection, criminal apprehension, police assistance or  
16 other related purposes, whether in the performance of such tasks or  
17 while off-duty.  
18

19 2. Any member of a police, fire, law enforcement or other  
20 related emergency service agency, accompanied by a working dog,  
21 trained by a recognized training agency or school, is entitled, with  
22 the dog, to full and equal access to all public facilities and modes of  
23 public transportation, subject only to the following conditions:

24 a. A member of a police, fire, law enforcement or other related  
25 emergency service agency, if accompanied by a working dog, shall  
26 keep the dog in immediate custody at all times;

27 b. A member of a police, fire, law enforcement or other related  
28 emergency service agency, accompanied by a working dog, shall  
29 not be charged an extra fee or payment for admission to, or use of,  
30 any public facility;

31 c. A member of a police, fire, law enforcement or other related  
32 emergency service agency, who has possession of a working dog,  
33 shall be liable for any damages done to the premises of a public  
34 facility by the dog.  
35

36 3. A member of a police, fire, law enforcement or other related  
37 emergency service agency who possesses a working dog, is entitled  
38 to rent, lease or purchase, as other members of the general public,  
39 all housing accommodations and business accommodations offered  
40 for rent, lease, or compensation in this State, subject to the rights,  
41 conditions and limitations established by law. A member of a  
42 police, fire, law enforcement or other related emergency service  
43 agency who possesses a working dog, or who obtains a working  
44 dog, shall be entitled to full and equal access to all housing  
45 accommodations and business accommodations and shall not be  
46 required to pay extra compensation for the dog, but shall be liable  
47 for any damages done to the premises by the dog. Any provision in  
48 any lease or rental agreement prohibiting maintenance of a pet or

1 pets on or in the premise shall not be applicable to a working dog  
2 owned by a tenant who is a member of a police, fire or other related  
3 emergency service agency.

4

5 4. Any person who violates a provision of this act commits a  
6 disorderly persons offense, and shall be subject to a sentence of six  
7 months' imprisonment, some or all of which may be community  
8 service, restitution, and a \$1,000 fine.

9

10 5. This act shall take effect immediately.

11

12

13

### STATEMENT

14

15 This bill would allow full and equal access to all public facilities  
16 and modes of public transportation to any member of a police, fire,  
17 law enforcement or other related emergency service agency, when  
18 accompanied by a working dog. The bill would apply to all  
19 working dogs trained by a recognized training agency or school,  
20 whether in the performance of their duties or while off-duty.

21 This bill would also prohibit any such members from being  
22 charged an extra fee or admission to public facilities when  
23 accompanied by a working dog.

24 Further, this bill would require that working dogs be kept in  
25 immediate custody at all times, and hold members of a police, fire,  
26 law enforcement or other related emergency service agency liable  
27 for any damages done to public facilities by the dog.

28 Moreover, this bill would entitle a member of a police, fire, law  
29 enforcement or other related emergency service agency who  
30 possesses a working dog, or who obtains a working dog, to lease,  
31 rent or purchase all housing accommodations or business  
32 accommodations, offered to the general public; to enjoy full access  
33 to all housing accommodations and business accommodations  
34 without paying extra compensation for the dog, but would hold  
35 members liable for any damages done to the premises by the dog.  
36 The bill would also provide that any provision in any lease or rental  
37 agreement that prohibits pets on or in the premise shall not apply to  
38 working dog owned by a member of a police, fire, law enforcement  
39 or other related emergency service agency.

40 Additionally, this bill would define the terms "housing  
41 accommodation" and "public facilities" the same as the terms are  
42 used in the Law Against Discrimination (10:5-5), as applicable to  
43 guide dogs, service dogs and hearing dogs.

44 Lastly, any person who violates a provision of this bill would  
45 commit a disorderly persons offense, and be subject to a sentence of  
46 six months' imprisonment, some or all of which may be community  
47 service, restitution, and a fine of \$1,000.

# ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

[First Reprint]

**SENATE, No. 555**

# **STATE OF NEW JERSEY**

DATED: JUNE 12, 2006

The Assembly Law and Public Safety Committee reports favorably Senate Bill No. 555 (1R).

Senate Bill No. 555 (1R) allows full and equal access to all public facilities and modes of public transportation to any member of a police, fire, law enforcement or other related emergency service agency, when accompanied by a working dog. The bill would apply to all working dogs trained by a recognized training agency or school, whether in the performance of their duties or while traveling to or from those duties.

The bill also would prohibit these members from being charged an extra fee or admission to public facilities when accompanied by a working dog. It would require that working dogs be kept in immediate custody at all times, and hold members of a police, fire, law enforcement or other related emergency service agency liable for any damages done to public facilities by the dog.

Further, this bill would entitle a member of a police, fire, law enforcement or other related emergency service agency who possesses a working dog, or who obtains a working dog, to lease, rent or purchase all housing accommodations or business accommodations offered to the general public. The members also would be entitled to enjoy full access to all housing accommodations and business accommodations without paying extra compensation for the dog, but would be held liable for any damages done to the premises by the dog. The bill provides that any provision in any lease or rental agreement that prohibits pets on or in the premises shall not apply to a working dog owned by a member of a police, fire, law enforcement or other related emergency service agency.

Last, a civil fine of between \$100 and \$500 is imposed for a violation of the bill's provisions.

As reported by the committee, this bill is identical to Assembly Bill No. 2914, also reported by the committee on this same date.



# SENATE ECONOMIC GROWTH COMMITTEE

## STATEMENT TO

### **SENATE, No. 555**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JANUARY 30, 2006

This bill, as amended by the committee, would allow full and equal access to all public facilities and modes of public transportation to any member of a police, fire, law enforcement or other related emergency service agency, when accompanied by a working dog. The bill, as amended, would apply to all working dogs trained by a recognized training agency or school, whether in the performance of their duties or while traveling to or from such duties.

The bill would also prohibit any such members from being charged an extra fee or admission to public facilities when accompanied by a working dog. It would require that working dogs be kept in immediate custody at all times, and hold members of a police, fire, law enforcement or other related emergency service agency liable for any damages done to public facilities by the dog.

Further, this bill would entitle a member of a police, fire, law enforcement or other related emergency service agency who possesses a working dog, or who obtains a working dog, to lease, rent or purchase all housing accommodations or business accommodations offered to the general public. Such members would also be entitled to enjoy full access to all housing accommodations and business accommodations without paying extra compensation for the dog, but would be held liable for any damages done to the premises by the dog. The bill would provide that any provision in any lease or rental agreement that prohibits pets on or in the premises shall not apply to a working dog owned by a member of a police, fire, law enforcement or other related emergency service agency.

Last, the bill as amended would provide that any person who violates a provision of this bill would be subject to a fine of between \$100 and \$500.

The committee amended the bill to:

(1) replace the off-duty application of working dogs with traveling to and from their duties;

(2) remove the disorderly persons offense penalty and revise the fine for violation of the bill from \$1,000 to a civil fine of between \$100 and \$500, thereby making the offense and penalty consistent with that for guide dogs; and

(3) make various technical and clarifying changes.

This bill was pre-filed for introduction in the 2006-2007 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

**ASSEMBLY, No. 2914**

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**STATE OF NEW JERSEY**

**212th LEGISLATURE**

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INTRODUCED MARCH 21, 2006

**Sponsored by:**

**Assemblyman JEFF VAN DREW**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblywoman JOAN M. VOSS**

**District 38 (Bergen)**

**Assemblyman NELSON T. ALBANO**

**District 1 (Cape May, Atlantic and Cumberland)**

**Co-Sponsored by:**

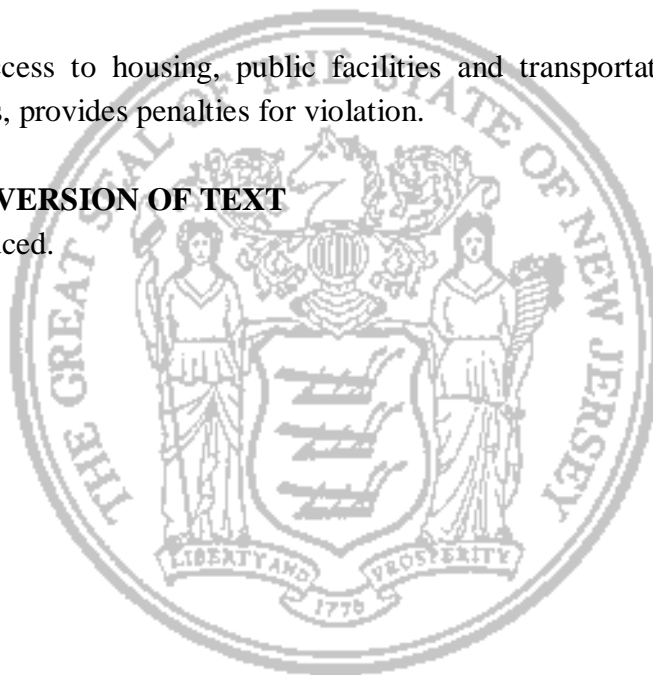
**Assemblymen Moriarty, Cohen, Egan, Barnes, Wisniewski, Prieto, Conners, Conaway, Assemblywoman Truitt, Assemblymen Diegnan, Burzichelli, Assemblywoman Quigley, Assemblymen Epps, Giblin and Assemblywoman Lampitt**

**SYNOPSIS**

Allows access to housing, public facilities and transportation for certain working dogs, provides penalties for violation.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/2/2006)**

1 AN ACT concerning access to housing, public facilities and  
2 transportation for certain working dogs and supplementing Title  
3 2C of the New Jersey Statutes.

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

7  
8 1. As used in this act:

9 “Housing accommodation” means the same as the term is  
10 defined in subsection u. of section 5 of P.L.1945, c.169 (C.10:5-5);

11 “Public facility” means the same as the term is defined in  
12 subsection v. of section 5 of P.L.1945, c.169 (C.10:5-5); and

13 “Working dog” means any dog trained for the purpose of human  
14 search and rescue, body recovery, arson detection, bomb detection,  
15 narcotics detection, criminal apprehension, police assistance or  
16 other related purposes, whether in the performance of such tasks or  
17 while traveling to or from such tasks.

18  
19 2. Any member of a police, fire, law enforcement or other  
20 related emergency service agency, accompanied by a working dog,  
21 trained by a recognized training agency or school, is entitled, with  
22 the dog, to full and equal access to all public facilities and modes of  
23 public transportation, subject only to the following conditions:

24 a. A member of a police, fire, law enforcement or other related  
25 emergency service agency, if accompanied by a working dog, shall  
26 keep the dog in immediate custody at all times;

27 b. A member of a police, fire, law enforcement or other related  
28 emergency service agency, accompanied by a working dog, shall  
29 not be charged an extra fee or payment for the dog for admission to,  
30 or use of, any public facility; and

31 c. A member of a police, fire, law enforcement or other related  
32 emergency service agency, who has possession of a working dog,  
33 shall be liable for any damages done to the premises of a public  
34 facility by the dog.

35  
36 3. A member of a police, fire, law enforcement or other related  
37 emergency service agency who possesses a working dog, is entitled  
38 to rent, lease or purchase, as other members of the general public,  
39 all housing accommodations and business accommodations offered  
40 for rent, lease, or compensation in this State, subject to the rights,  
41 conditions and limitations established by law. A member of a  
42 police, fire, law enforcement or other related emergency service  
43 agency who possesses a working dog, or who obtains a working  
44 dog, shall be entitled to full and equal access to all housing  
45 accommodations and business accommodations and shall not be  
46 required to pay extra compensation for the dog, but shall be liable  
47 for any damages done to the premises by the dog. Any provision in  
48 any lease or rental agreement prohibiting maintenance of a pet or

1 pets on or in the premise shall not be applicable to a working dog  
2 owned by a tenant who is a member of a police, fire, law  
3 enforcement or other related emergency service agency.

4

5 4. Any person who violates a provision of this act shall be  
6 subject to a fine of between \$100 and \$500.

7

8 5. This act shall take effect immediately.

9

10

11

#### STATEMENT

12

13 This bill would allow full and equal access to all public facilities  
14 and modes of public transportation to any member of a police, fire,  
15 law enforcement or other related emergency service agency, when  
16 accompanied by a working dog. The bill would apply to all  
17 working dogs trained by a recognized training agency or school,  
18 whether in the performance of their duties or while traveling to or  
19 from such duties.

20 The bill would also prohibit any such members from being  
21 charged an extra fee or admission to public facilities when  
22 accompanied by a working dog. It would require that working dogs  
23 be kept in immediate custody at all times, and hold members of a  
24 police, fire, law enforcement or other related emergency service  
25 agency liable for any damages done to public facilities by the dog.

26 Further, this bill would entitle a member of a police, fire, law  
27 enforcement or other related emergency service agency who  
28 possesses a working dog, or who obtains a working dog, to lease,  
29 rent or purchase all housing accommodations or business  
30 accommodations offered to the general public. Such members  
31 would also be entitled to enjoy full access to all housing  
32 accommodations and business accommodations without paying  
33 extra compensation for the dog, but would be held liable for any  
34 damages done to the premises by the dog. The bill would provide  
35 that any provision in any lease or rental agreement that prohibits  
36 pets on or in the premises shall not apply to a working dog owned  
37 by a member of a police, fire, law enforcement or other related  
38 emergency service agency.

39 Last, the bill would provide that any person who violates a  
40 provision of this bill would be subject to a civil fine of between  
41 \$100 and \$500.

# ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 2914

# STATE OF NEW JERSEY

DATED: JUNE 12, 2006

The Assembly Law and Public Safety Committee reports favorably Assembly Bill No. 2914.

Assembly Bill No. 2914 allows full and equal access to all public facilities and modes of public transportation to any member of a police, fire, law enforcement or other related emergency service agency, when accompanied by a working dog. The bill would apply to all working dogs trained by a recognized training agency or school, whether in the performance of their duties or while traveling to or from those duties.

The bill also would prohibit these members from being charged an extra fee or admission to public facilities when accompanied by a working dog. It would require that working dogs be kept in immediate custody at all times, and hold members of a police, fire, law enforcement or other related emergency service agency liable for any damages done to public facilities by the dog.

Further, this bill would entitle a member of a police, fire, law enforcement or other related emergency service agency who possesses a working dog, or who obtains a working dog, to lease, rent or purchase all housing accommodations or business accommodations offered to the general public. The members also would be entitled to enjoy full access to all housing accommodations and business accommodations without paying extra compensation for the dog, but would be held liable for any damages done to the premises by the dog. The bill provides that any provision in any lease or rental agreement that prohibits pets on or in the premises shall not apply to a working dog owned by a member of a police, fire, law enforcement or other related emergency service agency.

Last, a civil fine of between \$100 and \$500 is imposed for a violation of the bill's provisions.

As reported by the committee, this bill is identical to Senate Bill No. 555 (1R), also reported by the committee on this same date.