

30:5B-5.2

LEGISLATIVE HISTORY CHECKLIST
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(Child care centers--radon)

NJSA: 30:5B-5.2

LAWS OF: 1997

CHAPTER: 44

BILL NO: S605

SPONSOR(S): Schuler

DATE INTRODUCED: January 29, 1996

COMMITTEE: ASSEMBLY: Community Services

SENATE: Environment

AMENDED DURING PASSAGE: Yes Amendments during passage denoted by
First reprint enacted superscript numbers

DATE OF PASSAGE: ASSEMBLY: February 27, 1997

SENATE: November 7, 1996

DATE OF APPROVAL: March 27, 1997

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:
REPORTS: No

HEARINGS: No

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[First Reprint]

SENATE, No. 605

STATE OF NEW JERSEY

INTRODUCED JANUARY 29, 1996

By Senators SCHLUTER and ADLER

1 AN ACT concerning radon testing at child care centers, and
2 supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. ¹**[The]** Within six months of the effective date of this act,
8 the¹ owner of any building in which a child care center licensed
9 pursuant to the provisions of P.L.1983, c.492 (C.30:5B-1 et seq.) is
10 located shall test or cause to be tested the space in the building in
11 which the child care center is located for the presence of radon gas and
12 radon progeny¹. The test shall be conducted¹ at least once every five
13 years. ¹If the building has been tested less than five years prior to the
14 effective date of this act, then the test shall be performed within five
15 years of that test and once every five years thereafter.¹

16 b. The provisions of section 4 of P.L.1986, c.83 (C.26:2D-73) to
17 the contrary notwithstanding, any owner of a building who tests for
18 the presence of radon gas and radon progeny pursuant to this act ¹or
19 who has performed the test within five years prior to the effective date
20 of this act¹ shall post, within 30 days of the completion of the testing
21 procedures, ¹or within 30 days of the effective date of this act if the
22 test has been performed prior thereto,¹the results of the test, and any
23 measures taken or proposed to mitigate the presence of radon gas or
24 radon progeny, at a location in the building which is readily visible to
25 persons having responsibility for any child that attends the child care
26 center¹.¹

27 ¹**[c.** The provisions of section 9 of P.L.1986, c.83 (C.26:2D-78)
28 to the contrary notwithstanding, the Department of Environmental
29 Protection shall provide the results of any test for the presence of
30 radon gas or radon progeny conducted pursuant to this act to any
31 person upon a request therefor.]¹

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 SEN committee amendments adopted October 28, 1996.

1 2. This act shall take effect immediately.

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6 Requires radon testing and posting and public availability of results at
7 child care centers.

SENATE, No. 605

STATE OF NEW JERSEY

INTRODUCED JANUARY 29, 1996

By Senator SCHLUTER

1 AN ACT concerning radon testing at child care centers, and
2 supplementing Title 26 of the Revised Statutes.

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

6
7 1. a. The owner of any building in which a child care center
8 licensed pursuant to the provisions of P.L.1983, c.492 (C.30:5B-1 et
9 seq.) is located shall test or cause to be tested the space in the building
10 in which the child care center is located for the presence of radon gas
11 and radon progeny at least once every five years.

12 b. The provisions of section 4 of P.L.1986, c.83 (C.26:2D-73) to
13 the contrary notwithstanding, any owner of a building who tests for
14 the presence of radon gas and radon progeny pursuant to this act shall
15 post, within 30 days of the completion of the testing procedures, the
16 results of the test, and any measures taken or proposed to mitigate the
17 presence of radon gas or radon progeny, at a location in the building
18 which is readily visible to persons having responsibility for any child
19 that attends the child care center

20 c. The provisions of section 9 of P.L.1986, c.83 (C.26:2D-78) to
21 the contrary notwithstanding, the Department of Environmental
22 Protection shall provide the results of any test for the presence of
23 radon gas or radon progeny conducted pursuant to this act to any
24 person upon a request therefor.

25
26 2. This act shall take effect immediately.

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29 STATEMENT

30
31 This bill would require the owner of any building in which a child
32 care center is located to test the building every five years for the
33 presence of radon gas and radon progeny. The bill would also require
34 the owner of the building to post the results of the test, and any
35 mitigation procedures proposed or performed, at a location readily
36 visible to persons having responsibility for any child that attends the
37 child care center. This bill would also require the Department of

1 Environmental Protection to provide the results of a child care center
2 radon test to any person upon request.

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7 Requires radon testing and posting and public availability of results at
8 child care centers.

ASSEMBLY COMMUNITY SERVICES COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 605

STATE OF NEW JERSEY

DATED: FEBRUARY 3, 1997

The Assembly Community Services Committee reports favorably Senate Bill No. 605 (1R). This bill would require the owner of any building in which a child care center is located to test the building every five years for the presence of radon gas and radon progeny. The bill would also require the owner of the building to post the results of the test, and any mitigation procedures proposed or performed, at a location readily visible to persons having responsibility for any child that attends the child care center.

The bill requires that the initial test be conducted within six months of the effective date of the bill, or, if the building has been tested less than five years prior to the effective date of the bill, within five years of that test and once every five years thereafter. The bill also requires that the results of a test performed before the effective date of the bill be posted within 30 days of the bill's effective date.

This bill is identical to Assembly Bill No. 1117 which was amended and released by this committee on this date.

SENATE ENVIRONMENT COMMITTEE

STATEMENT TO

SENATE, No. 605

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 28, 1996

The Senate Environment Committee reports favorably Senate Bill No. 605 with committee amendments.

This bill would require the owner of any building in which a child care center is located to test the building every five years for the presence of radon gas and radon progeny. The bill would also require the owner of the building to post the results of the test, and any mitigation procedures proposed or performed, at a location readily visible to persons having responsibility for any child that attends the child care center.

The committee amendments would require that the initial test be conducted within six months of the effective date of the act, or, if the building has been tested less than five years prior to the effective date of the act, within five years of that test and once every five years thereafter. The amendments would also require that the results of a test performed before the effective date of the act be posted within 30 days of the act's effective date. Finally, the amendments would delete the requirement that the Department of Environmental Protection provide the results of the test to any person upon request and would make a technical correction to the bill.
