

40:55D-66.7

**LEGISLATIVE HISTORY CHECKLIST**  
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(Child care centers in non-residential structures--zoning)

NJSA: 40:55D-66.7

LAWS OF: 1992 CHAPTER: 81

BILL NO: A324

SPONSOR(S) Ogden and Farragher

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Local Government  
SENATE: Women's Issues

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: ASSEMBLY: May 7, 1992  
SENATE: July 20, 1992

DATE OF APPROVAL: August 6, 1992

**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

KBG:pp

P.L.1982, CHAPTER 81, approved August 4, 1982  
1982 Assembly No. 324

1 **AN ACT** concerning the inclusion of child care centers in  
2 nonresidential developments and supplementing P.L.1978, c.201  
3 (C.40:65D-1 et seq.).  
4

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

7 1. In considering an application for development approval for a  
8 nonresidential development that is to include a child care center  
9 that is located on the business premises, is owned or operated by  
10 employers or landlords for the benefit of their employees, their  
11 tenants' employees, or employees in the area surrounding the  
12 development, and is required to be licensed by the Department of  
13 Human Services pursuant to P.L.1983, c.492 (C.30:5B-1 et seq.),  
14 an approving authority may exclude the floor area to be occupied  
15 in any building or structure by the child care center in calculating  
16 the density of that building or structure for the purposes of  
17 determining whether or not the density is allowable under any  
18 applicable municipal zoning ordinance.

19 2. This act shall take effect immediately.  
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Encourages inclusion of child care centers in nonresidential  
developments.

ASSEMBLY, No. 324  
STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1992 SESSION

By Assemblywomen OGDEN and FARRAGHER

1 AN ACT concerning the inclusion of child care centers in  
2 nonresidential developments and supplementing P.L.1975, c.291  
3 (C.40:55D-1 et seq.).  
4

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

7 1. In considering an application for development approval for a  
8 nonresidential development that is to include a child care center  
9 that is located on the business premises, is owned or operated by  
10 employers or landlords for the benefit of their employees, their  
11 tenants' employees, or employees in the area surrounding the  
12 development, and is required to be licensed by the Department of  
13 Human Services pursuant to P.L.1983, c.492 (C.30:5B-1 et seq.),  
14 an approving authority may exclude the floor area to be occupied  
15 in any building or structure by the child care center in calculating  
16 the density of that building or structure for the purposes of  
17 determining whether or not the density is allowable under any  
18 applicable municipal zoning ordinance.

19 2. This act shall take effect immediately.  
20  
21

22 STATEMENT  
23

24 The purpose of this bill is to promote the establishment of child  
25 care centers in the work place.

26 The bill permits a municipal approving authority to exclude the  
27 floor area to be occupied in any building or structure by a child  
28 care center in calculating the density of that building or  
29 structure for the purposes of determining whether or not the  
30 density is allowable under an applicable municipal zoning  
31 ordinance. The approving authority may grant such an exclusion  
32 to nonresidential developers who include on the business premises  
33 child care centers owned or operated by employers or landlords  
34 for the benefit of their employees, their tenants' employees, or  
35 employees in the area surrounding the development.

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40 Encourages inclusion of child care centers in nonresidential  
41 developments.

ASSEMBLY LOCAL GOVERNMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 324**

**STATE OF NEW JERSEY**

DATED: APRIL 6, 1992

The Assembly Local Government Committee favorably reports Assembly Bill No. 324.

According to the sponsors, the purpose of Assembly Bill No. 324 is to promote the establishment of child care centers in the work place.

The bill would permit a municipal approving authority to exclude the floor area to be occupied in any building or structure by a child care center in calculating the density of that building or structure for the purposes of determining whether or not the density is allowable under an applicable municipal zoning ordinance. The bill provides that the approving authority may grant such an exclusion to nonresidential developers who include on the business premises child care centers owned or operated by employers or landlords for the benefit of their employees, their tenants' employees, or employees in the area surrounding the development.

Assembly Bill No. 324 was prefiled for introduction in the 1992-1993 Legislative session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE WOMEN'S ISSUES, CHILDREN  
AND FAMILY SERVICES COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 324**

**STATE OF NEW JERSEY**

DATED: JUNE 1, 1992

The Senate Women's Issues, Children and Family Services Committee favorably reports Assembly Bill No. 324.

This bill would permit a municipal approving authority to exclude the floor area to be occupied in any building or structure by a child care center in calculating the density of that building or structure for the purposes of determining whether or not the density is allowable under an applicable municipal zoning ordinance. The bill provides that the approving authority may grant such an exclusion to nonresidential developers who include on the business premises child care centers owned or operated by employers or landlords for the benefit of their employees, their tenants' employees, or employees in the area surrounding the development.