

40:61-22.20

LEGISLATIVE HISTORY CHECKLIST

Compiled by the NJ State Law Library

LAWS OF: 2011 **CHAPTER:** 75

NJSA: 40:61-22.20 (Allows municipalities to provide free or reduced beach badges to active military and NJ National Guard personnel)

BILL NO: S114 (Substituted for A2299)

SPONSOR(S) Connors and others

DATE INTRODUCED: January 12, 2010

COMMITTEE: **ASSEMBLY:** Military and Veteran's Affairs

SENATE: Military and Veteran's Affairs

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** May 9, 2011

SENATE: February 22, 2010

DATE OF APPROVAL: June 17, 2011

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced version of bill enacted)

S114

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes .

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL NOTE: No

A2299

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes .

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL NOTE: No

(continued)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Christie signs bill: Free beach badges for military," Daily Record, 6-22-13

"Military getting break on N.J. beach-badges," Asbury Park Press, 6-22-13

LAW/KR

P.L.2011, CHAPTER 75, *approved June 17, 2011*

Senate, No. 114

1 AN ACT concerning access to beaches and amending P.L.1955,
2 c.49.

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

6
7 1. Section 1 of P.L.1955, c.49 (C.40:61-22.20) is amended to
8 read as follows:

9 1. a. The governing body of any municipality bordering on the
10 Atlantic Ocean, tidal water bays or rivers which owns or shall
11 acquire, by any deed of dedication or otherwise, lands bordering on
12 the ocean, tidal water bays or rivers, or easement rights therein, for
13 a place of resort for public health and recreation and for other
14 public purposes shall have the exclusive control, government and
15 care thereof and of any boardwalk, bathing and recreational
16 facilities, safeguards and equipment, now or hereafter constructed
17 or provided thereon, and may, by ordinance, make and enforce rules
18 and regulations for the government and policing of such lands,
19 boardwalk, bathing facilities, safeguards and equipment; provided,
20 that such power of control, government, care and policing shall not
21 be construed in any manner to exclude or interfere with the
22 operation of any State law or authority with respect to such lands,
23 property and facilities. Any such municipality may, in order to
24 provide funds to improve, maintain and police the same and to
25 protect the same from erosion, encroachment and damage by sea or
26 otherwise, and to provide facilities and safeguards for public
27 bathing and recreation, including the employment of lifeguards, by
28 ordinance, make and enforce rules and regulations for the
29 government, use, maintenance and policing thereof and provide for
30 the charging and collecting of reasonable fees for the registration of
31 persons using said lands and bathing facilities, for access to the
32 beach and bathing and recreational grounds so provided and for the
33 use of the bathing and recreational facilities, but no such fees shall
34 be charged or collected from children under the age of 12 years **;**
35 **and the**.

36 b. A municipality may by ordinance provide that no fees, or
37 reduced fees, shall be charged to :

38 (1) persons 65 or more years of age **[and to]**;

39 (2) persons who meet the disability criteria for disability
40 benefits under Title II of the federal Social Security Act (42 U.S.C.
41 s.401 et seq.) ;

42 (3) persons in active military service in any of the Armed Forces

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.

1 of the United States and to their spouse or dependent children over
2 the age of 12 years; and

3 (4) persons who are active members of the New Jersey National
4 Guard who have completed Initial Active Duty Training and to their
5 spouse or dependent children over the age of 12 years. As used in
6 this paragraph, "Initial Active Duty Training" means Basic Military
7 Training, for members of the New Jersey Air National Guard, and
8 Basic Combat Training and Advanced Individual Training, for
9 members of the New Jersey Army National Guard.

10 c. A municipality providing for no fees or reduced fees
11 pursuant to paragraphs (3) or (4) of subsection b. of this section
12 shall track, in a manner deemed appropriate by the governing body
13 of the municipality, the number of persons who qualify under the
14 provisions of those paragraphs.

15 (cf: P.L.1992, c.195, s.1)

16

17 2. This act shall take effect immediately.

18

19

20

21

22 Allows municipalities to provide free or reduced fee beach
23 badges to active military and NJ National Guard personnel.

SENATE, No. 114

STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

Sponsored by:

Senator CHRISTOPHER J. CONNORS
District 9 (Atlantic, Burlington and Ocean)
Senator FRED H. MADDEN, JR.
District 4 (Camden and Gloucester)

Co-Sponsored by:

Senators Bateman, Oroho, Turner, Beach and S.Kean

SYNOPSIS

Allows municipalities to provide free or reduced fee beach badges to active military and NJ National Guard personnel.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 2/2/2010)

1 AN ACT concerning access to beaches and amending P.L.1955,
2 c.49.

3

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

6

7 1. Section 1 of P.L.1955, c.49 (C.40:61-22.20) is amended to
8 read as follows:

9 1. a. The governing body of any municipality bordering on the
10 Atlantic Ocean, tidal water bays or rivers which owns or shall
11 acquire, by any deed of dedication or otherwise, lands bordering on
12 the ocean, tidal water bays or rivers, or easement rights therein, for
13 a place of resort for public health and recreation and for other
14 public purposes shall have the exclusive control, government and
15 care thereof and of any boardwalk, bathing and recreational
16 facilities, safeguards and equipment, now or hereafter constructed
17 or provided thereon, and may, by ordinance, make and enforce rules
18 and regulations for the government and policing of such lands,
19 boardwalk, bathing facilities, safeguards and equipment; provided,
20 that such power of control, government, care and policing shall not
21 be construed in any manner to exclude or interfere with the
22 operation of any State law or authority with respect to such lands,
23 property and facilities. Any such municipality may, in order to
24 provide funds to improve, maintain and police the same and to
25 protect the same from erosion, encroachment and damage by sea or
26 otherwise, and to provide facilities and safeguards for public
27 bathing and recreation, including the employment of lifeguards, by
28 ordinance, make and enforce rules and regulations for the
29 government, use, maintenance and policing thereof and provide for
30 the charging and collecting of reasonable fees for the registration of
31 persons using said lands and bathing facilities, for access to the
32 beach and bathing and recreational grounds so provided and for the
33 use of the bathing and recreational facilities, but no such fees shall
34 be charged or collected from children under the age of 12 years **[**;
35 and the**]**.

36 b. A municipality may by ordinance provide that no fees, or
37 reduced fees, shall be charged to :

38 (1) persons 65 or more years of age **[and to]**;

39 (2) persons who meet the disability criteria for disability benefits
40 under Title II of the federal Social Security Act (42 U.S.C. s.401 et
41 seq.) ;

42 (3) persons in active military service in any of the Armed Forces
43 of the United States and to their spouse or dependent children over
44 the age of 12 years; and

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.

1 (4) persons who are active members of the New Jersey National
2 Guard who have completed Initial Active Duty Training and to their
3 spouse or dependent children over the age of 12 years. As used in
4 this paragraph, "Initial Active Duty Training" means Basic Military
5 Training, for members of the New Jersey Air National Guard, and
6 Basic Combat Training and Advanced Individual Training, for
7 members of the New Jersey Army National Guard.

8 c. A municipality providing for no fees or reduced fees pursuant
9 to paragraphs (3) or (4) of subsection b. of this section shall track,
10 in a manner deemed appropriate by the governing body of the
11 municipality, the number of persons who qualify under the
12 provisions of those paragraphs.

13 (cf: P.L.1992, c.195, s.1)

14

15 2. This act shall take effect immediately.

16

17

18

STATEMENT

19

20 This bill would authorize municipalities, by ordinance, to
21 provide for free or for reduced fees for access to the beach and
22 bathing and recreational grounds (i.e., "beach badges") to: (1)
23 persons in active military service in any of the Armed Forces of the
24 United States, and their spouses or dependent children over the age
25 of 12; and (2) members of the New Jersey National Guard who
26 have completed Initial Active Duty Training, and their spouses or
27 dependent children over the age of 12. The bill would require any
28 municipality providing for these free or reduced fees for beach
29 badges to track, in a manner deemed appropriate by the municipal
30 governing body, the number of people who qualify for them.
31 Current law authorizes municipalities, by ordinance, to provide free
32 or reduced fee beach badges to persons 65 or more years of age and
33 to persons who meet the disability criteria for disability benefits
34 under Title II of the federal Social Security Act. Current law also
35 provides that no fees shall be charged or collected from children
36 under the age of 12 years.

SENATE MILITARY AND VETERANS' AFFAIRS
COMMITTEE

STATEMENT TO

SENATE, No. 114

STATE OF NEW JERSEY

DATED: FEBRUARY 1, 2010

The Senate Military and Veterans' Affairs Committee reports favorably Senate, No. 114.

This bill would authorize municipalities, by ordinance, to provide for access to beach and bathing and recreational grounds (i.e., "beach badges") for free or for reduced fees to: (1) persons in active military service in any of the Armed Forces of the United States, and their spouses or dependent children over the age of 12; and (2) members of the New Jersey National Guard who have completed Initial Active Duty Training, and their spouses or dependent children over the age of 12. The bill would require any municipality providing these free or reduced fee beach badges to track, in a manner deemed appropriate by the municipal governing body, the number of people who qualify for them. Current law authorizes municipalities, by ordinance, to provide free or reduced fee beach badges to persons 65 or more years of age and to persons who meet the disability criteria for disability benefits under Title II of the federal Social Security Act. Current law also provides that no fees shall be charged or collected from children under the age of 12 years.

This bill was pre-filed for introduction in the 2010-2011 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS
COMMITTEE

STATEMENT TO

SENATE, No. 114

STATE OF NEW JERSEY

DATED: MARCH 7, 2011

The Assembly Military and Veterans' Affairs Committee reports favorably Senate, No. 114.

This bill would authorize municipalities, by ordinance, to provide for access to beach and bathing and recreational grounds (i.e., "beach badges") for free or for reduced fees to: (1) persons in active military service in any of the Armed Forces of the United States, and their spouses or dependent children over the age of 12; and (2) members of the New Jersey National Guard who have completed Initial Active Duty Training, and their spouses or dependent children over the age of 12. The bill would require any municipality providing these free or reduced fee beach badges to track, in a manner deemed appropriate by the municipal governing body, the number of people who qualify for them. Current law authorizes municipalities, by ordinance, to provide free or reduced fee beach badges to persons 65 or more years of age and to persons who meet the disability criteria for disability benefits under Title II of the federal Social Security Act. Current law also provides that no fees shall be charged or collected from children under the age of 12 years.

This bill is identical to Assembly, No. 2299 of 2010-2011.

ASSEMBLY, No. 2299

STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED FEBRUARY 25, 2010

Sponsored by:

Assemblywoman CONNIE WAGNER

District 38 (Bergen)

Assemblyman JACK CONNERS

District 7 (Burlington and Camden)

Assemblyman RUBEN J. RAMOS, JR.

District 33 (Hudson)

Assemblywoman DIANNE C. GOVE

District 9 (Atlantic, Burlington and Ocean)

Assemblyman BRIAN E. RUMPF

District 9 (Atlantic, Burlington and Ocean)

Co-Sponsored by:

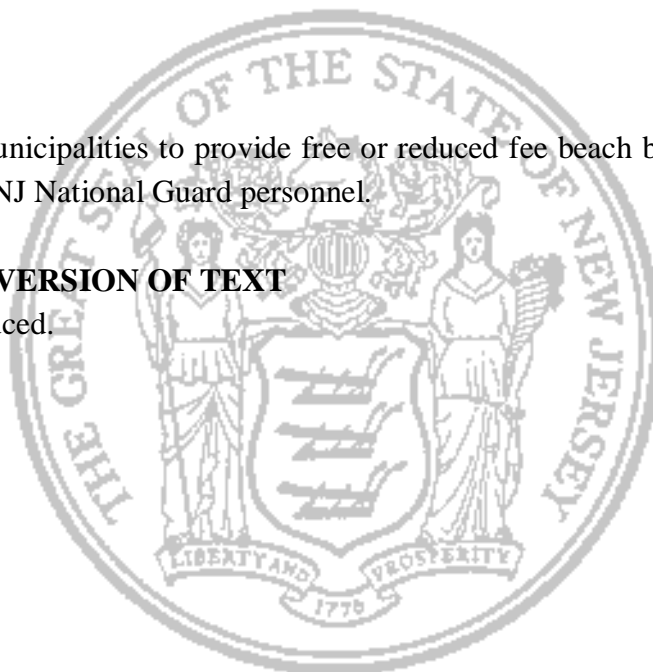
Assemblyman Milam, Assemblywoman Tucker, Assemblymen Conaway, Diegnan, Assemblywoman Riley, Assemblymen Delany, Rudder, Assemblywoman Lampitt, Assemblyman Coughlin, Assemblywoman Angelini, Assemblymen Johnson and Greenwald

SYNOPSIS

Allows municipalities to provide free or reduced fee beach badges to active military and NJ National Guard personnel.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/10/2011)

1 AN ACT concerning access to beaches and amending P.L.1955,
2 c.49.

3

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

6

7 1. Section 1 of P.L.1955, c.49 (C.40:61-22.20) is amended to
8 read as follows:

9 1. a. The governing body of any municipality bordering on the
10 Atlantic Ocean, tidal water bays or rivers which owns or shall
11 acquire, by any deed of dedication or otherwise, lands bordering on
12 the ocean, tidal water bays or rivers, or easement rights therein, for
13 a place of resort for public health and recreation and for other
14 public purposes shall have the exclusive control, government and
15 care thereof and of any boardwalk, bathing and recreational
16 facilities, safeguards and equipment, now or hereafter constructed
17 or provided thereon, and may, by ordinance, make and enforce rules
18 and regulations for the government and policing of such lands,
19 boardwalk, bathing facilities, safeguards and equipment; provided,
20 that such power of control, government, care and policing shall not
21 be construed in any manner to exclude or interfere with the
22 operation of any State law or authority with respect to such lands,
23 property and facilities. Any such municipality may, in order to
24 provide funds to improve, maintain and police the same and to
25 protect the same from erosion, encroachment and damage by sea or
26 otherwise, and to provide facilities and safeguards for public
27 bathing and recreation, including the employment of lifeguards, by
28 ordinance, make and enforce rules and regulations for the
29 government, use, maintenance and policing thereof and provide for
30 the charging and collecting of reasonable fees for the registration of
31 persons using said lands and bathing facilities, for access to the
32 beach and bathing and recreational grounds so provided and for the
33 use of the bathing and recreational facilities, but no such fees shall
34 be charged or collected from children under the age of 12 years **[;**
35 **and the]**.

36 b. A municipality may by ordinance provide that no fees, or
37 reduced fees, shall be charged to :

38 (1) persons 65 or more years of age **[and to]**;

39 (2) persons who meet the disability criteria for disability
40 benefits under Title II of the federal Social Security Act (42 U.S.C.
41 s.401 et seq.) ;

42 (3) persons in active military service in any of the Armed Forces
43 of the United States and to their spouse or dependent children over
44 the age of 12 years; and

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.

1 (4) persons who are active members of the New Jersey National
2 Guard who have completed Initial Active Duty Training and to their
3 spouse or dependent children over the age of 12 years. As used in
4 this paragraph, "Initial Active Duty Training" means Basic Military
5 Training, for members of the New Jersey Air National Guard, and
6 Basic Combat Training and Advanced Individual Training, for
7 members of the New Jersey Army National Guard.

8 c. A municipality providing for no fees or reduced fees
9 pursuant to paragraph (3) or (4) of subsection b. of this section shall
10 track, in a manner deemed appropriate by the governing body of the
11 municipality, the number of persons who qualify under the
12 provisions of those paragraphs.

13 (cf: P.L.1992, c.195, s.1)

14

15 2. This act shall take effect immediately.

16

17

18

STATEMENT

19

20 This bill would authorize municipalities, by ordinance, to
21 provide for free or reduced fees for access to the beach and bathing
22 and recreational grounds (i.e., "beach badges") to: (1) persons in
23 active military service in any of the Armed Forces of the United
24 States, and their spouses or dependent children over the age of 12;
25 and (2) members of the New Jersey National Guard who have
26 completed Initial Active Duty Training, and their spouses or
27 dependent children over the age of 12. The bill would require any
28 municipality providing for these free or reduced fees for beach
29 badges to track, in a manner deemed appropriate by the municipal
30 governing body, the number of people who qualify for them.
31 Current law authorizes municipalities, by ordinance, to provide free
32 or reduced fee beach badges to persons 65 or more years of age and
33 to persons who meet the disability criteria for disability benefits
34 under Title II of the federal Social Security Act. Current law also
35 provides that no fees shall be charged or collected from children
36 under the age of 12 years.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2299

STATE OF NEW JERSEY

DATED: MARCH 7, 2011

The Assembly Military and Veterans' Affairs Committee reports favorably Assembly, No. 2299.

This bill would authorize municipalities, by ordinance, to provide for access to beach and bathing and recreational grounds (i.e., "beach badges") for free or for reduced fees to: (1) persons in active military service in any of the Armed Forces of the United States, and their spouses or dependent children over the age of 12; and (2) members of the New Jersey National Guard who have completed Initial Active Duty Training, and their spouses or dependent children over the age of 12. The bill would require any municipality providing these free or reduced fee beach badges to track, in a manner deemed appropriate by the municipal governing body, the number of people who qualify for them. Current law authorizes municipalities, by ordinance, to provide free or reduced fee beach badges to persons 65 or more years of age and to persons who meet the disability criteria for disability benefits under Title II of the federal Social Security Act. Current law also provides that no fees shall be charged or collected from children under the age of 12 years.

This bill is identical to Senate, No. 114 of 2010-2011.