

ASSEMBLY, No. 2870

STATE OF NEW JERSEY

INTRODUCED MAY 1, 1997

By Assemblymen GIBSON and ASSELTA

1 AN ACT concerning skateboarding and roller skating, and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

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

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7 1. The governing body of any municipality may, by ordinance,
8 regulate the operation of skateboards and roller skates upon the
9 roadways and public properties under municipal jurisdiction; provided,
10 however, that no such ordinance shall:

11 a. absolve any person operating roller skates upon a permitted
12 roadway of any of the duties applicable to the operator of a bicycle
13 pursuant to Article 3 of chapter 4 of Title 39 of the Revised Statutes
14 and all supplements thereto, except as to those provisions thereof
15 which by their nature can have no application;

16 b. permit any person to operate a skateboard upon any public
17 roadway, except while crossing a street upon a crosswalk; and

18 c. absolve any person operating a skateboard upon a permitted
19 sidewalk of any of the duties applicable to pedestrians.

20 For the purpose of this section, "roller skates" means a pair of
21 devices worn on the feet with a set of wheels attached, regardless of
22 the number or placement of those wheels, and used to glide or propel
23 the user over the ground.

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25 2. Every person operating roller skates upon a roadway shall be
26 granted all the rights and shall be subject to all the duties applicable to
27 the operator of a bicycle pursuant to Article 3 of chapter 4 of Title 39
28 of the Revised Statutes, except those which by their nature can have
29 no application.

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31 3. No person may operate a skateboard upon any public roadway,
32 except while crossing a street upon a crosswalk. Every person
33 operating a skateboard upon a sidewalk or when crossing a street upon
34 a crosswalk shall be granted all the rights and shall be subject to all the
35 duties applicable to pedestrians.

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37 4. This act shall take effect immediately.

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STATEMENT

This bill would grant the governing body of a municipality the statutory authority to adopt and enforce ordinances governing the operation of skateboards and roller skates on the roadways and public properties under the jurisdiction of the municipality.

The provisions of the bill specify, however, that these ordinances may not include provisions which would:

(1) absolve persons operating roller skates on permitted roadways from those duties applicable to a bicycle operator under New Jersey law (e.g., abide by traffic signs and signals; ride to the right; travel no more than two abreast);

(2) permit persons to operate skateboards on any public roadway, except to cross at a crosswalk; and

(3) absolve persons operating skateboards on any permitted sidewalk of any of the duties applicable to pedestrians (e.g., abide by traffic and pedestrian control signs and signals).

The bill also supplements chapter 4 of Title 39 of the Revised Statutes to clarify the general statutory duties, rights and obligations of skateboarders and roller skaters in this State.

Authorizes municipalities to regulate skateboards and roller skates upon roadways and public properties under their jurisdiction.