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Bills Pending in NJ Legislature on Tobacco Control & Smoking, as of 5/21/2014

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Bills in 2014-15 NJ Legislative Session to Reduce Tobacco Use and Secondhand Smoke Exposure

Tax, Sales and Use

- A1308 Increases rate of tax imposed on little cigars under tobacco products wholesale sales and use tax to equal tax rate imposed on cigarettes under cigarette tax. A1308 introduced on 1/16/14 by Annette Quijano, referred to Assembly Appropriations Committee.
Bill session history: 2010-11 A2875/S1946; 2012-13 A1076/S734
- A1945/S1707 Concerns Cigarette manufacturers and production of certain tobacco products using roll-your-own tobacco machines at retail establishments within this State. S1707 introduced 3/17/14 by Sen. Joseph Vitale and Linda Greenstein, referred to Senate Health, Human Services and Senior Citizens Committee; A1945 introduced 1/16/14 by Asm. Herb Conaway, Jr., referred to Assembly Health and Senior Services Committee.
Bill Session history: 2012-13 S2149/A3185
- A2021 Reduces cigarette tax rate by 30 cents per pack and reduces revenue dedicated to the Health Care Subsidy Fund. A2021 introduced 1/16/14 by Asm. Louis Greenwald, referred to Assembly Appropriations Committee.
Bill session history: 2010-11 A2590; 2012-13 A2644
- S602 Raises minimum age for purchase and sale of Tobacco products and electronic smoking devices from 19 to 21. Introduced on 1/14/14 by Sen. Richard Codey and Joseph Vitale, referred to Senate Health, Human Services Committee.
Bill session history: S2810/A4135
- S1968 Prohibits sale of flavored cigars. Introduced on [awaiting date] by Sen. Shirley Turner.
Bill session history 2012-13 S2214.
- S1899 Requires property condition disclosure statements to include disclosure of tobacco smoking. Introduced on 3/27/14 by Sen. Shirley Turner, referred to Senate Commerce Committee.
Bill session history 2012-13: new
- S991 Increases certain filing fees, penalties and enhances enforcement provisions and procedures for violations of cigarette tax and unfair cigarette sales laws by cigarette license holders. (Amends NJSA 54:40A-4.1.) S991 introduced on 1/27/14 by Sen. Loretta Weinberg, referred to Senate Health, Human Services and Senior Citizens Committee.
Bill session history: 2012-13 S2041/A2906
- A1944/S1213 Increases tobacco products wholesale sales and use tax rates to be on par with tax rate imposed on cigarettes under cigarette tax; dedicates revenue for smoking and tobacco use cessation programs. S1213 introduced 1/30/14 by Sen. Joseph Vitale and Loretta Weinberg, referred to Senate Health, Human Services and Senior Citizens Committee; A1944 introduced 1/16/14 by Asm. Herb Conaway, Jr. and Upendra Chivukula, referred to Assembly Health and Senior Services Committee.
Bill Session history: 2012-13 A2772/S1887
- S1867 Imposes a wholesale sales tax on electronic cigarettes and similar nicotine delivery products, changes tax base and requires licenses to conduct business in tobacco products. S1867

introduced on 3/24/14 by Senators Joseph Vitale and Richard Codey, referred to Senate Health, Human Services and Senior Citizens Committee. Voted through 5/19/14. Referred to Senate Budget Committee.
Bill Session history: new

- S1894/A1978 Prohibits use of tobacco products on the grounds of any public or private institution of higher education. S1984 introduced on 3/27/14 by Sen. Shirley Turner, referred to the Senate Higher Education Committee. A1978 introduced on 1/16/14 by Asw. Celeste Riley, referred to Assembly Higher Education Committee. On 5/8/14, passed in the Assembly Higher Education Committee (4-3 vote).
Bill Session history: 2012-13 A3894
- ACR93/SCR105 Urges federal government to regulate electronic smoking devices. ACR93 introduced on 1/16/14 by Asm. Louis Greenwald, Daniel Benson, Joseph Cryan and referred to the Assembly Health and Senior Services Committee; reported out of Committee on 2/6/14; on 2/27/14 passed Assembly on 2/27/14 and received in the Senate, referred to Senate Health, Human Services Committee. SCR105 introduced by Sen. Loretta Weinberg on 3/27/14, referred to Senate Health, Human Services Committee.
Bill session history: 2012-13 ACR207/SCR163
- A228/S1863 Permits new Cigar bar or Cigar lounge to be opened under certain circumstances.
Bill Session history: 2012-13 A4283
- S602 Raises minimum age for purchase and sale of tobacco products and electronic smoking devices from 19 to 21.
Bill Session history: New
- A2980 Establishes "Fund to Prevent Use of Tobacco and Electronic Smoking Devices"; supports activities to prevent use and promote awareness of associated health conditions.
Bill Session history: New
- S752 Raises minimum age for purchase and sale of Tobacco products and electronic smoking devices from 19 to 21.
Bill Session history: 2012-13 S2810/A4135

Protecting Children

- A826 Prohibits smoking in automobiles when children 16 or younger are present. A826 introduced on 1/16/14 by Asm. Charles Mainor, referred to Assembly Women and Children Committee.
Bill session history: 2010-11 A2814; 2012-13 A1016
- AJR35 Designates May of each year as "Youth Smoking Prevention and Awareness Month". Introduced 1/16/14 by Asm. Benjie Wimberly, Vincent Prieto, Carmelo Garcia, referred to Assembly Health and Senior Services Committee.
Bill session history: 2008-09 AJR127; 2010-11 AJR24; 2012-13 AJR33
- S828 Creates motor vehicle offense of smoking in motor vehicle with a child 16 or younger present and dedicates penalties to "Smoking Cessation Fund." Introduced 1/10/2012, referred to Assembly Health and Senior Services Committee. Fiscal Note issued 8/31/10.
Bill session history: 2012-13 S2961/A191, 2010-11 S475/A1591; 2008-09 S366/A2597

Outdoors

- A1080/S1772 Prohibits smoking in public parks and beaches; exempts wildlife refuges, reservoirs, parking lots. Amends 2006 Smokefree Air Act. A1080 introduced on 1/16/14 by Asw. Valerie Vainieri Huttle and Angelica Jimenez, referred to the Assembly Tourism and Gaming Committee; reported out of Committee on 2/20/14 unanimously (7-0 vote); passed by Assembly on 3/20/14 (64-7 vote); received in Senate, referred to Senate Health, Human Services Committee on 3/24/14. S1772 introduced on 3/24/14 by Sen. Turner, Weinberg, and Vitale; referred to Senate Health and Human Services Committee. 5/19/14 Voted through with amendments that allow up to 20% of municipal or county recreational property to be smoking designated, exemption for golf courses, wildlife refuges and reservoirs. Awaits posting for full vote by Senate.
Bill session history: 2008-2009 S3025; 2010-11 A2172/S669; 2012-13 S144/A987
- A2097/S345 Prohibits smoking on property acquired or developed for recreation and conservation purposes by local government units or nonprofit organizations using State funds (Green Acres

funding). A2097 introduced on 1/16/14 by Asm. Christopher J. Brown, referred to Assembly State and Local Government Committee. S345 introduced [awaiting information from OLS]. Bill session history: 2012-13 A4318/S2873

A2098/S344 Prohibits smoking at state parks, forests, beaches, and wildlife management. A2098 introduced on 1/16/14 by Asm. Christopher Brown, referred to Assembly Tourism and Gaming Committee. S355 introduced 1/14/14 by Asw. Dawn Marie Addiego, referred to Senate Environment and Energy Committee. Bill session history: 2012-13 A4319/S2872

S321 Permits municipality to establish civil penalty for smoking in public place. S321 introduced on 1/14/14 by Sen. Robert Gordon, referred to Senate Health, Human Services Committee. Voted through on 5/19/14. No Assembly sponsor yet. Bill session history: 2012-13 S3065

S1249/A2731 Prohibits smoking on state beaches. S1249 introduced on 2/25/14 by Senator James Holzapfel, referred to the Senate Health, Human Services Committee; A2731 introduced on 2/24/14 by Asm. Gregory McGuckin and David Wolfe, referred to Assembly Tourism and Gaming Committee. Bill session history: 2012-13 S1249/A418

Casino

A1727 Permits temporary casino gaming at Meadowlands Complex for 2014 Hambletonian Race. A1727 introduced 1/16/14 by Timothy Eustace, referred to Assembly Tourism and Gaming Committee. Bill Session history: 2012-13: A3267

A2315/S887 Provides for establishment and operation of casino at Meadowlands Complex. A2315 introduced on 2/6/14 by Asw. Valerie Vainieri-Huttle, Asm. Timothy Eustace Patrick Diegnan and Joseph Lagana, referred to Assembly Tourism and Gaming Committee. S887 introduced on 1/14/14 by Sen. Jennifer Beck and Loretta Weinberg, referred to Senate State Government, Wagering, Tourism and Historic Preservation Committee. Bill Session history: 2012-13: S1332/A2576

ACR84 Proposes constitutional amendment authorizing Legislature by law to allow temporary casinos at Meadowlands Complex. Introduced 1/16/14 by Asm. Timothy Eustace and Gary Schaer, referred to Assembly Tourism and Gaming Committee. Bill Session history: 2012-13: ACR160

A355 Permits State Lottery Commission to authorize video lottery terminals at Meadowlands racetrack, subject to voter approval; dedicates 1/3 net proceeds to General Fund, 1/3 to State education aid, and 1/3 to horse racing industry. A355 introduced 1/16/14, referred to Assembly Tourism and Gaming Committee. Bill session history: 2010-11 A2550; 2012-13: A180

S741/A354 Permits State Lottery Commission to authorize video lottery terminals at Meadowlands horse racetrack, subject to voter approval. Introduced 1/16/14 by Asm. Ralph Caputo, Gary Schaer, Joseph Lagana, referred to Assembly Tourism and Gaming Committee; S741 introduced 1/14/14 by Sen. Paul Sarlo, referred to Senate State Government, Wagering, Tourism & Historic Preservation Committee. Bill session history: 2008-09 S1481; 2010-11 S685/A2458; 2012-13 S727/A179

A2133/S1639 Eliminates smoking ban exemption for casinos and simulcasting facilities. A2133 introduced 1/16/14 by Asw. Valerie Vanieri-Huttle, Asm. Reed Gusciora, referred to Assembly Tourism and Gaming Committee. S1639 introduced 3/17/14 by Sen. Shirley Turner, referred to Assembly Health and Senior Services Committee. Bill session history: 2008-09 A806/S236; 2010-11 A1062/S423; 2012-13 S1795/A343

S957 Creates cigar night smoking ban exemption at racetracks and off-track wagering facilities. S957 introduced 1/27/14 by Sen. Jennifer Beck, referred to Senate State Government, Wagering, Tourism & Historic Preservation Committee. Bill session history: 2010-11 S2001/A2897; 2012-13 S1577

ACR93/SCR105 Urges federal government to regulate electronic smoking devices. ACR93 introduced on 1/16/14 by Asm. Louis Greenwald, Daniel Benson, Joseph Cryan and referred to the Assembly Health and Senior Services Committee; reported out of Committee on 2/6/14; on 2/27/14 passed Assembly on 2/27/14 and received in the Senate, referred to Senate Health, Human Services Committee. SCR105 introduced by Sen. Loretta Weinberg on 3/27/14, referred to Senate Health, Human Services Committee.
Bill session history: 2012-13 ACR207/SCR163

Historical Legislation for Prior Sessions in the State of New Jersey

Bills in 2012-13 NJ Legislative Session to Reduce Tobacco Use and Secondhand Smoke Exposure Not Reintroduced

Casinos

- A2403 Directs the State Lottery Commission to establish video lottery at not more than 3 horse racetracks; provides for NJ Casino Control Commission and NJ Division of Gaming Enforcements oversight. Introduced 2/6/12, referred to Assembly Regulatory Oversight and Gaming Committee.
Bill session history: 2010-11 A1223, 2008-09 A1298, 2006-2007 A977, 2004-05 A643/S333
- A3266 Permits temporary casino gaming at Meadowlands Complex for 2014 Super Bowl. Introduced 9/27/12, referred to Assembly Regulatory Oversight and Gaming Committee.
Bill session history: 2010-11 S2146
- S1323/A2575 Makes various changes regarding regulation of casino gaming; limits use of certain Casino Reinvestment Development Authority assets and revenues; permits use of mobile devices at casinos and racetracks to place wagers on sports or athletic events. Introduced 1/30/12. **Bill passed 8/7/12.**
- S1332/A2576 Provides for establishment and operation of casino at Meadowlands Complex. Introduced 2/21/12, referred to Assembly Regulatory Oversight and Gaming Committee.
- S1565/A2578 Authorizes Internet gaming at Atlantic City casinos under certain circumstances. A2578 substituted for S1565 and passed by House and Senate 12/20/12. **Bill passed 2/26/13.**
Bill session history: 2011-12 S3019
- S2236/A2610 Authorizes placement of horse racing wagers using mobile gaming devices at in-State racetracks subject to commission rules and regulations. Introduced 3/5/12. Passed in Assembly and Senate 12/3/12. **Bill passed 1/25/13.**

Multi-Unit Housing

- S1636 Regulates smoking in multiple dwellings; requires Commissioner of Community Affairs to promulgate construction standards for new multiple dwellings permitting smoking. Introduced 3/17/14, referred to Senate Community and Urban Affairs Committee.
Bill session history: 2012-13: S1797; 2010-11 S446

Outdoors, Beaches and Recreational Areas

- A346 Requires DEP to designate smokefree sections of State beaches, parks and forests. Introduced 1/10/12, referred to Assembly Tourism and the Arts Committee.
Bill session history: 2010-11 A1853; 2008-09 A3546/S871; 2007-08 S2984
- S1268 Prohibits smoking in certain outdoor public places. Introduced 1/30/2012, referred to Senate Health, Human Services and Senior Citizens Committee.
Bill session history: 2010-11 S443; 2008-09 S3038

Public Health

- A2190 Requires health insurers to cover costs of tobacco use cessation services. Introduced

2/8/2012, referred to Assembly Health and Senior Services Committee.
Bill session history: 2010-11 A1988; 2008-2009 A1361; 2006-07 A1615

Tax, Sales and Use

- A1978 Prohibits use of Tobacco products on the grounds of any public or private institution of higher education. Introduced 3/7/13, referred to Assembly Higher Education Committee. Reintroduced by Asw. Celeste Riley and Asm. Jack Ciattarelli for the 2014-15 session. Bill session history: 2012-13 A3894
- A3697 Increases penalties for illegal cigarette trafficking. Introduced 1/17/13, referred to Assembly Law and Public Safety Committee. Bill session history: New this session
- S2516/A3278 Increases civil and criminal penalties concerning activities involving untaxed cigarettes and cigarette smuggling. A3278 introduced 9/27/12, referred to Assembly Judiciary Committee. On 2/11/13 reported out of Committee with amendments and referred to Assembly Appropriations committee. On 6/6/13, reported out of Assembly Appropriations Committee; on 6/20/13 passed Assembly (74-0-0). S2516 introduced 2/4/2013, referred to senate Law and Public Safety Committee. On 2/21/13 reported out of Committee on 2nd reading with amendments and referred to Senate Budget and Appropriations Committee. On 6/13/13, reported out of Senate Appropriations Committee; on 6/20/13 passed Senate (40-0). Bill session history: New this session. **Bill signed into law 8/19/13.**
- S1780/A2478 Prohibits persons under 19 from smoking in public and purchasing tobacco products. A2478 introduced 2/21/2012, referred to Assembly Health and Senior Services Committee. S1780 introduced 3/8/12, referred to Senate Health, Human Services and Senior Citizens Committee. Bill session history: 2010-11 A1954; 2008-09 A1870; 2006-07 A4181/S1638; 2004-05 S755; 2002-23 S1136; 2000-01 S897; 1998-99 S612/A2254; 1996-97 A1547
- S1832 Prohibits sale of Tobacco products in vending machines with certain exceptions. **Introduced 3/24/14 by Sen. Shirley Turner, referred to Senate Health, Human Services and Senior Citizens Committee.** Bill session history: 2012-2103 S1513; 2010-11 A2291/S1719; 2008-09 S1509; 2006-07 S1343; 2004-05 S732; 2002-03 S916; 2000-01 S894; 1998-99 S575; 1996-97 S334
- A1111 Prohibits sale of tobacco products in vending machines and establishes requirements for retail sales of tobacco. Introduced 1/10/12, referred to Assembly Health and Senior Services Committee. Bill session history: 2010-11 A1913; 2008-09 A979
- A2778 Prohibits use of smokeless tobacco in public schools. Introduced 5-10/12, referred to Assembly Health and Senior Services Committee. Bill session history: 2010-11 A258; 2008-09 A1121; 2006-07 A717; 2004-05 A1013; 2002-03 A1560; 2000-01 A1134; 1998-99 A554; 1996-97 A1258

2010-11 Bills Not Reintroduced in the 2012-13 Session

Tax, Sales and Use

- S383 Establishes requirements for non face-to-face sales of cigarettes and tobacco products. Introduced 1/12/2010, referred to Senate Budget and Appropriations Committee. Bill session history: 2008-09 S217; 2006-07 S2064/A4310
- S684 Prohibits persons under age 19 from smoking or carrying a lighted tobacco product in an outdoor public place. Introduced 1/12/2010, referred to Senate Health, Human Services and Senior Citizens Committee. Bill session history: 2008-09 S1335/A2177
- A258 Prohibits use of smokeless tobacco in public schools. Introduced 1/12/2010, referred to Assembly Health and Senior Services Committee. Bill session history: 2008-09 A1121; 2006-07 A717
- A512 Prohibits smoking in state-owned or operated vehicles. Introduced 1/12/2010, referred to Assembly

Health and Senior Services Committee.
Bill session history: 2008-09 A2790

A1357 Prohibits sale of candy that resembles a Tobacco product. Introduced 1/12/2010, referred to Assembly Consumer Affairs Committee.
Bill session history: 2008-2009 A3735

Manufacturing and Licensing

S384 Requires licenses to conduct business in Tobacco products under the New Jersey Tobacco Products Wholesale Sales and Use Tax Act.
Bill session history: 2008-2009 S219; 2006-07 S2126/A3707

S392 Requires licenses for distributors, wholesalers and retailers to conduct business in tobacco products under the New Jersey Tobacco Products Wholesale Sales and Use Tax Act. Introduced 1/12/2010, referred to Senate Budget and Appropriations Committee.
Bill session history: 2008-2009 S938; 2006-07 S2126

A461 Exempts testing of cigarettes in tobacco businesses from "New Jersey Smoke-Free Air Act." Introduced 1/12/2010, referred to Assembly Health and Senior Services Committee.
Bill session history: 2008-09 A584; 2006-07 A2365/S2129

NJ Bills From 2008-09 Not Re-filed

Outdoors

A788 Requires cigarette receptacles to be placed at entrances of buildings in which smoking is prohibited. Introduced 1/8/08.

A1037 Requires that no combustible materials be present near designated outdoor smoking areas. Introduced 1/08/08.

A3887 Prohibits persons under age 18 from smoking or carrying a lighted tobacco product in an outdoor public place and establishes enforcement actions. Introduced 5/7/09, on 6/4/09, reported out of Assembly Law and Public Safety Committee, 2nd reading.

Tax, Sales and Use

S1367 Establishes health care quality improvement fund grant program funded from tax rate increase on small cigars. Increases the tax on little cigars and cigarillos from 30% of the wholesale price to 150% of the wholesale price. Funds for the grants would be derived from 50% of the monies collected from the tax imposed on little cigars and cigarillos; of the remaining monies collected from this tax, 25% would be credited to the Department of Health and Senior Services for smoking cessation programs, and 25% would be credited to the General Fund for general State purposes. Little cigars and cigarillos are cigars which weigh, excluding packaging, no more than 3 pounds per 1,000 units, 6 and which resemble cigarettes in size and weight. Introduced 2/26/2008, referred to Senate Health, Human Services and Senior Citizens Committee.

A734 Changes tobacco products wholesale sales tax on moist snuff to a weight-based tax. Last Session Bill Number: A3383, S1990 (1R), A4705. Introduced 1/08/08.

Manufacturing, Licensing and Other

A564 Requires licenses for distributors, wholesalers and retailers to conduct business in tobacco products under the New Jersey Tobacco Products Wholesale Sales and Use Tax Act (same fee \$ amounts as for cigarettes). Introduced 1/8/08.

A424 Prohibits smoking by minors in facilities receiving state funds. Introduced 1/8/08.

A670 Permits Smoking in place or building owned and operated by social or fraternal organization. Introduced 1/8/08.