



# GASP

7 Cedar St., Suite A  
Summit, NJ 07901  
Phone: 908-273-9368  
Fax: 908-273-9222  
Email: [info@njgasp.org](mailto:info@njgasp.org)  
[www.njgasp.org](http://www.njgasp.org)

## ***Bills Pending in NJ Legislature on Tobacco Control & Smoking, as of 3/14/2012***

Track or find bills at <http://www.njleg.state.nj.us>. Enter the bill number in the Bill Search box on the upper right corner, or a key word, such as tobacco, smoking, cigarettes, etc.

### Bills in 2012-13 NJ Legislative Session to Reduce Tobacco Use and Secondhand Smoke Exposure

#### **Casino Exemptions**

- A343/S1795 Eliminates smoking ban exemption for casinos and simulcasting facilities. 1/10/2012 Introduced, Referred to Assembly Health and Senior Services Committee.  
Bill session history: 2010-11 A1062/S423; 2008-09 A806/S236
- S1577 Creates cigar night smoking ban exemption at racetracks and off-track wagering facilities. 2/13/2012 Introduced, Referred to Senate State Government, Wagering, Tourism & Historic Preservation Committee.  
Bill session history: 2010-11 S2001/A2897

#### **Protecting Children**

- A191 Creates motor vehicle offense of smoking in motor vehicle with a child 16 or younger present and dedicates penalties to "Smoking Cessation Fund." 1/10/2012 Introduced, Referred to Assembly Health and Senior Services Committee. Fiscal Note issued 8/31/10.  
Bill session history: 2010-11 A1591/S475; 2008-09 A2597/S366
- A1016 Prohibits smoking in automobiles when children 16 or younger are present. Introduced, 1/10/12, Referred to Assembly Law and Public Safety Committee.  
Bill session history: 2010-11 A2814
- AJR33 Designates May of each year as "Youth Smoking Prevention and Awareness Month."  
Reintroduced – no date or bill on legislative website  
Bill session history: 2010-11 AJR24; 2008-09 AJR127
- A2478/S1780 Prohibits persons under 19 from smoking in public and purchasing tobacco products. 2/21/2012 Introduced, Referred to Assembly Health and Senior Services Committee  
Bill session history: 2010-11 A1954; 2008-09 A1870; 2007-08 A4181/S1638

#### **Housing**

- S1797 Regulates smoking in multiple dwellings; requires Commissioner of Community Affairs to promulgate construction standards for new multiple dwellings permitting smoking. 1/12/2010 Introduced in the Senate, Referred to Senate Community and Urban Affairs Committee.  
Bill session history: 2010-11 S446

#### **Outdoors, Beaches and Recreational Areas**

- A418/S1249 Prohibits smoking at state-owned beaches. Introduced 1/10/12, Referred to Assembly Health and Senior Services Committee. Introduced 1/30/12, Referred to Senate Health and Human Services and Senior Citizens Committee  
Bill session history: 2010-11 S889; 2008-2009 S3110
- A987/S144 Prohibits smoking in public parks and beaches; exempts wildlife refuges, reservoirs, parking lots. Amends 2006 Smokefree Air Act. Introduced, 1/10/12 Referred to Assembly Tourism and the Arts Committee.

Bill session history: 2010-11 A2172/S669; 2008-2009 S3025

- 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. 1/30/2012 Introduced in the Senate, Referred to Senate Health, Human Services and Senior Citizens Committee. Bill session history: 2010-11 S443; 2008-09 S3038

### **Tax, Sales and Use**

- A1076/S734 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. Introduced 1/10/12, Referred to Assembly Appropriations Committee. Bill session history: 2010-11 A2875/S1946
- 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
- S1513 Prohibits sale of Tobacco products in vending machines with certain exceptions. 2/9/12 Introduced, referred to Senate Health, Human Services and Senior Citizens Committee. Bill session history: 2010-11 A2291/S1719; 2009-10 S1509; 2008-09 S1343

### **Public Health**

- A2190 Requires health insurers to cover costs of tobacco use cessation services. 2/8/2010 Introduced, Referred to Assembly Health and Senior Services Committee. Bill session history: 2010-11 A1988; 2008-2009 A1361; 2006-07 A1615

### ***Historical Legislation for Prior Sessions in the State of New Jersey***

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

### **Tax, Sales and Use**

- S383 Establishes requirements for non face-to-face sales of cigarettes and tobacco products. 1/12/2010 Introduced in the Senate, 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. 1/12/2010 Introduced in the Senate, 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. 1/12/2010 Introduced, 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. 1/12/2010 Introduced, Referred to Assembly Health and Senior Services Committee. Bill session history: 2008-09 A2790
- A1357 Prohibits sale of candy that resembles a Tobacco product. 1/12/2010 Introduced, 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. 1/12/2010 Introduced in the Senate, 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."  
1/12/2010 Introduced, 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 by Asms. Conners and Scalera.
- A1037 Requires that no combustible materials be present near designated outdoor smoking areas. Introduced 1/08/08. Sponsored by Asm. Wisniewski.
- 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 by Asms. Scalera and Schaer, primary sponsors; 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. 2/26/2008 Introduced in the Senate, 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. Sponsor, Asm. Greenwald.

## **Manufacturing and Licensing**

- 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 by Asm. Dancer (prior session, sponsored by Sens. Singer, Inverso and Bucco, and Asm. Dancer).

### **Other**

- A424 Prohibits smoking by minors in facilities receiving state funds. Introduced 1/8/08 by Asms. Green and Lampit.
- A670 Permits Smoking in place or building owned and operated by social or fraternal organization. Introduced 1/8/08 by Asms. Doherty and Biondi.