

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 3632

STATE OF NEW JERSEY
222nd LEGISLATURE

DATED: OCTOBER 7, 2026

SUMMARY

- Synopsis:

Increases and modifies certain fees and penalties regarding weighing, measuring, labeling, packaging, and inspection of certain commodities and commercial products.
- Type of Impact:

Annual State and local government revenue increases.
- Agencies Affected:

Department of Law and Public Safety; counties; municipalities.

Office of Legislative Services Estimate	
Annual State Revenue Increase	Indeterminate
Annual Local Revenue Increase	Indeterminate

- The Office of Legislative Services (OLS) concludes that the bill will result in indeterminate annual revenue increases for the State and those counties and municipalities that have established departments of weights and measures. The OLS, however, is unable to model how the bill, and particularly the increases to the penalty schedule, will affect business compliance with existing weights and measures laws and cannot determine how these behavioral changes will affect the overall increase in State and local government revenue collections.
- Revenues from fees and penalties affected by the bill support the enforcement expenses of the New Jersey Office of Weights and Measures and its county and municipal counterparts. Accordingly, to the extent that the increased fee and penalty revenue generated by the bill are used to support additional enforcement activities, annual State and local government expenditures will increase by an indeterminate amount.

BILL DESCRIPTION

This bill modifies certain fees and penalties pertaining to the weighing, measuring, labeling, packaging, and inspection of certain commodities and standards for commercial products

including food sold by weight, lumber and lumber products, precious metals, liquid fuel, and soil enriching and correcting products.

The updated fee and penalty schedules are as follows:

Fee Category	Current Fee	Proposed Fee
Weighing and Measuring Device Registration-Annual Fee	Up to \$25 per scale/ fuel hose; Up to \$200 per location; Up to \$50 per meter	Up to \$100 per scale/ fuel hose; Up to \$500 per location; Up to \$200 per meter
Public Weighmaster and Certified Weighers Appointment and Renewal-Three-Year Application and Renewal Fee	\$150	\$300
License to Sell, Trade, Repair Devices-Annual Fee	\$150	\$200 or other amount
Building Materials License-Annual Fee	\$100	\$150 or other amount
License to Sell Soil Mixtures-Annual Fee	\$50	\$50 or other amount

Penalty Category	Current Penalty Range	Proposed Penalty per Offense
Food Sold by Weight or Numerical Count	\$50 to \$500	\$100 to \$1,000
Marking of Containers for Fruits and Vegetables	\$50 to \$500	\$100 to \$1,000
Commodity Package Labeling	\$50 to \$500	\$100 to \$1,000
Tested Scales and Delivery Tickets for Laundry	\$50 to \$500	\$100 to \$1,000
Violation by Weighmaster	\$500 to \$1,000	At least \$1,000
Fraudulent Report of Weight	\$50 to \$500	\$100 to \$1,000
Use of Non-Authorized Weights and Measures	\$50 to \$200	\$100 to \$1,000
Defective Weights or Measures-Request of Owner	\$100	\$200
Defective Weights or Measures-Official Inspection	\$500 to \$1,000	At least \$500
Examination Refusal	At least \$100	At least \$500
General Violation	At least \$100	At least \$250
Hindering Official	\$100 to \$500	At least \$1,000
Changing Weights or Measures	\$100 to \$500	\$250 to \$800
Selling a False Weight or Measure	\$100 to \$500	\$250 to \$800
Using False Weights	\$50 to \$500	\$100 to \$1,000
Illegal Weighing Activities	\$50 to \$500	\$100 to \$1,000
Enforcement Act Penalties-Install, Service, Repair	\$50 to \$500	\$100 to \$1,000
Deception in Sale of Liquid Fuels and Oils	\$250 to \$5,000	\$1,000 to \$5,000
Building Materials Violation	\$50 to \$500	\$100 to \$1,000
Precious Metals Violation	\$100 to \$500	\$500 to \$1,000
Platinum Metal Violation	\$100 to \$500	\$500 to \$1,000
Bulk Metal Buyer Violation	\$500 to \$1,000	\$750 to \$2,000
Liquid Heating Fuels Violation	\$50 to \$500 and up to 60 days in county jail for nonpayment.	\$250 to \$1,000 and up to 30 days in county jail for nonpayment
Liquefied Petroleum Gas Violation	\$25 to \$200	\$100 to \$1,000
Discontinuation of Residential Gas Service Penalty	\$1,000	\$5,000
Soil Mixture Violations	\$25 to \$200	\$100 to \$2,000

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill will result in indeterminate annual revenue increases for the State and those counties and municipalities that have established departments of weights and measures. The OLS, however, is unable to model how the bill, and particularly the increases to the penalty schedule, will affect business compliance with existing weights and measures laws and cannot determine how these behavioral changes will affect the overall increase in State and local government revenue collections.

The OLS notes that all fees and penalties collected by the New Jersey Office of Weights and Measures are deposited into the Weights and Measures Fund and are used to pay for the enforcement expenses of the office. Counties and municipalities that conduct their own enforcement operations are eligible for reimbursement from the fund up to the full cost of their enforcement expenses. Penalties for violations imposed and collected by a county or municipality are retained by that local government.

Accordingly, to the extent that the increased fee and penalty revenue generated by the bill are used to support additional enforcement activities, annual State and local government expenditures will increase by an indeterminate amount.

Select New Jersey Office of Weights and Measures Data

	Actual FY 2023	Actual FY 2024	Actual FY 2025	Estimated FY 2026
Licenses and Permits Issued	1,424	1,325	1,572	1,500
Penalties Collected	\$2,594,380	\$4,478,788	\$2,651,417	\$2,700,000

Section: Law and Public Safety
Analyst: Kristin Brunner Santos
Lead Fiscal Analyst
Approved: Thomas Koenig
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).