

ASSEMBLY, No. 459

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman JOHN CATALANO

District 10 (Ocean)

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District 10 (Ocean)

SYNOPSIS

Prohibits sale, distribution, and use of urea as an ice melt.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** prohibiting the sale, distribution, and use of urea as an ice
2 melt, and supplementing Title 58 of the Revised Statutes.

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

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7 1. a. No person may sell, distribute, or use urea as an ice melt
8 in the State.

9 b. No other uses of urea are prohibited by this act.

10 c. Any person who violates subsection a. or b. of this section
11 shall be subject to a civil penalty of up to \$500 for the first offense
12 and up to \$1,000 for the second and each subsequent offense, to be
13 collected in a civil action by summary proceeding under the
14 "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10
15 et seq.). If the violation is of a continuing nature, each day during
16 which it continues shall constitute an additional, separate and
17 distinct offense. The Superior Court and the municipal court, as
18 appropriate, shall have jurisdiction to enforce the provisions of the
19 "Penalty Enforcement Law of 1999" pursuant to this subsection.

20 d. The provisions of this act may be enforced by the
21 Department of Environmental Protection, or by any municipality,
22 county, or local health agency.

23 e. For the purposes of this section:

24 "Ice melt" means a substance applied to an outdoor surface for
25 the purpose of melting or removing ice or snow, or as a preventative
26 measure against the formation of ice.

27 "Urea" means the nitrogen-producing substance and
28 commercially produced products often used as fertilizer, but also
29 used to melt, prevent the formation of, or remove ice. "Urea" may
30 include, but is not limited to, ammonia sulfates used to melt,
31 prevent the formation of, or remove ice, but "urea" shall not include
32 rock salt.

33
34 2. This act shall take effect immediately.

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37 **STATEMENT**

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39 This bill prohibits the sale and use of urea as an ice melt in the
40 State, but does not prohibit any of its other uses. An ice melt, as
41 defined in the bill, is a substance applied to an outdoor surface for
42 the purpose of melting or removing ice or snow, or as a preventative
43 measure against the formation of ice. Urea, as also defined in the
44 bill, is the nitrogen-producing substance and commercially
45 produced products often used as fertilizer, but also used to melt,
46 prevent the formation of, or remove ice. The bill specifies that the
47 term urea may include ammonia sulfates used to melt, prevent the
48 formation of, or remove ice, but does not include rock salt. The bill

1 also establishes a civil penalty of up to \$500 for the first offense
2 and up to \$1,000 for the second and each subsequent offense, for
3 violations of the bill. This penalty may be collected in a civil action
4 by summary proceeding under the “Penalty Enforcement Law of
5 1999,” P.L.1999, c.274 (C.2A:58-10 et seq.).