

ASSEMBLY, No. 2078

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

Assemblyman STERLEY S. STANLEY

District 18 (Middlesex)

SYNOPSIS

Requires new flooring for schools and child care centers to be certified mercury free.

CURRENT VERSION OF TEXT

As reported by the Assembly Consumer Affairs Committee with technical review.



(Sponsorship Updated As Of: 12/20/2021)

1 **AN ACT** concerning schools and child care centers and
2 supplementing Title 52 of the Revised Statutes.

3

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

6

7 1. a. No construction permit shall be issued for the
8 construction, reconstruction, alteration, conversion, repair, or
9 upgrade to any flooring in a school or child care center unless the
10 applicant presents a certification issued by the manufacturer of the
11 flooring materials to be used in the construction, reconstruction,
12 alteration, conversion, repair, or upgrade of the school or child care
13 center that the materials are free of mercury and compounds
14 containing mercury.

15 b. A manufacturer of flooring used in the construction,
16 reconstruction, alteration, conversion, repair, or upgrade of a school
17 or child care center that issues a certification falsely stating that the
18 flooring is free of mercury and compounds containing mercury,
19 shall be liable to a civil penalty of \$10,000 for a first offense and
20 \$25,000 for a second or subsequent offense, which penalty may be
21 collected and enforced by the local enforcing agency by summary
22 proceedings pursuant to the "Penalty Enforcement Law of 1999,"
23 P.L.1999, c.274 (C.2A:58-10 et seq.).

24 c. As used in this section:

25 "Child care center" means a child care center licensed pursuant
26 to the provisions of the "Child Care Center Licensing Act,"
27 P.L.1983, c.492 (C.30:5B-1 et seq.).

28 "School" means a public or nonpublic school containing any of
29 the grades kindergarten through 12.

30

31 2. This act shall take effect 90 days after the date of enactment.