

ASSEMBLY, No. 3343

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 25, 2020

Sponsored by:

Assemblywoman NANCY J. PINKIN

District 18 (Middlesex)

SYNOPSIS

Establishes sales tax holiday every third weekend of July for certain retail sales of water-efficient products.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** establishing an annual sales tax holiday for certain retail
2 sales of water-efficient products, and supplementing P.L.1966,
3 c.30 (C.54:32B-1 et seq.).

4

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

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8 1. a. Notwithstanding any other law to the contrary, receipts
9 from every retail sale in this State of a water-efficient product,
10 taxable pursuant to subsection (a) of section 3 of P.L.1966, c.30
11 (C.54:32B-3), to an individual holiday purchaser made during the
12 annual exclusion period are exempt from the sales tax imposed
13 under the "Sales and Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et
14 seq.).

15 b. As used in this section,

16 "Annual exclusion period" means the period of time between
17 12:01 a.m. on the third Friday in July of each year and 11:59 p.m.
18 the immediately following Sunday.

19 "Individual holiday purchaser" means an individual who pays the
20 purchase price and takes delivery in this State during the annual
21 exclusion period or who places an order and pays the purchase price
22 during the annual exclusion period, even if delivery in this State
23 takes place after the annual exclusion period.

24 "Water-efficient product" means a product, with a sales price of
25 less than or equal to \$5,000, that meets the water efficiency and
26 performance criteria set by the United States Environmental
27 Protection Agency for purposes of the WaterSense program and is
28 authorized to bear the WaterSense label.

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30 2. The Director of the Division of Taxation in the Department
31 of the Treasury shall adopt regulations pursuant to the
32 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
33 seq.), necessary to implement the provisions of section 1 of P.L. , ,
34 c. (C.) (pending before the Legislature as this bill) and to
35 maintain compliance with the Streamlined Sales and Use Tax
36 Agreement.

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38 3. This act shall take effect immediately.

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STATEMENT

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43 This bill establishes an annual sales tax holiday for water-
44 efficient items. The tax holiday will begin at 12:01 a.m. on the
45 third Friday in July of each year and end at 11:59 p.m. the
46 immediately following Sunday.

47 The bill exempts from the sales tax during the holiday period
48 products that are recognized as water-efficient by the WaterSense

1 program. These products may include sink faucets; faucet
2 accessories; high-efficiency toilets, urinals, and showerheads; spray
3 sprinkler bodies; commercial pre-rinse spray valves; and weather or
4 sensor-based irrigation controllers.

5 The federal Environmental Protection Agency introduced the
6 WaterSense program in 2006 to help consumers make smart water
7 choices that save money and maintain high environmental standards
8 without compromising performance. WaterSense-labeled products
9 and services are certified to use at least 20 percent less water, save
10 energy, and perform as well as or better than regular models.