

SENATE, No. 428

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Senator STEVEN V. OROHO

District 24 (Morris, Sussex and Warren)

Senator PAUL A. SARLO

District 36 (Bergen and Passaic)

Co-Sponsored by:

Senator Stack

SYNOPSIS

Excludes corrugated containers sold by the manufacturer from definition of "litter-generating product"; exempts such sales from user fee imposed under "Clean Communities Program Act."

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning the definition of litter-generating products, and
2 amending P.L.2002, c.128.

3

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

6

7 1. Section 3 of P.L.2002, c.128 (C.13:1E-215) is amended to
8 read as follows:

9 3. As used in the provisions of P.L.2002, c.128 (C.13:1E-213 et
10 al.):

11 a. "Department" means the Department of Environmental
12 Protection.

13 b. "Division" means the Division of Taxation in the
14 Department of the Treasury.

15 c. "Director" means the Director of the Division of Taxation in
16 the Department of the Treasury.

17 d. "Litter" means any used or unconsumed substance or waste
18 material which has been discarded, whether made of aluminum,
19 glass, plastic, rubber, paper, or other natural or synthetic material,
20 or any combination thereof, including, but not limited to, any bottle,
21 jar or can, or any top, cap or detachable tab of any bottle, jar or can,
22 any unlighted cigarette, cigar, match or any flaming or glowing
23 material or any garbage, trash, refuse, debris, rubbish, grass
24 clippings or other lawn or garden waste, newspapers, magazines,
25 glass, metal, plastic or paper containers or other packaging or
26 construction material, but does not include the waste of the primary
27 processes of mining or other extraction processes, logging,
28 sawmilling, farming or manufacturing.

29 e. "Litter-generating products" means the following specific
30 goods which are produced, distributed, or purchased in disposable
31 containers, packages or wrappings; or which are not usually sold in
32 packages, containers, or wrappings but which are commonly
33 discarded in public places; or which are of an unsightly or
34 unsanitary nature, commonly thrown, dropped, discarded, placed, or
35 deposited by a person on public property, or on private property not
36 owned by that person:

- 37 (1) Beer and other malt beverages;
38 (2) Cigarettes and tobacco products;
39 (3) Cleaning agents and toiletries;
40 (4) Distilled spirits;
41 (5) Food for human or pet consumption;
42 (6) Glass containers sold as such;
43 (7) Groceries;
44 (8) Metal containers sold as such;
45 (9) Motor vehicle tires;

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

