

SENATE, No. 1456

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:
Senator JAMES W. HOLZAPFEL
District 10 (Ocean)

SYNOPSIS

Requires newly-constructed grocery stores to have generators.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT requiring newly-constructed grocery stores to be equipped
2 with generators and supplementing P.L.1975, c.217 (C.52:27D-
3 119 et seq.).
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. a. Any newly-constructed grocery store, and for which an
9 application for a construction permit has not been declared
10 complete by the enforcing agency before the effective date of P.L. ,
11 c. (C.) (pending before the Legislature as this bill), shall be
12 equipped with an automatic standby emergency power generator.

13 b. An automatic standby emergency power generator installed
14 pursuant to this section shall provide sufficient power to a grocery
15 store to enable the store to continue to sell food and other basic
16 necessities during normal business hours, and the generator shall be
17 operated, maintained, and tested in accordance with regulations
18 adopted pursuant to subsection d. of this section.

19 c. For the purposes of this section, "grocery store" means a
20 retail business, including a supermarket or convenience store,
21 primarily engaged in the self-service sale of foods and household
22 supplies for off-premises consumption or use.

23 d. The Department of Community Affairs, in consultation with
24 the Commissioner of Environmental Protection, shall promulgate
25 rules and regulations pursuant to its rule-making authority under the
26 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
27 seq.) in order to effectuate the purposes of this act.
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29 2. This act shall take effect immediately.
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32 STATEMENT

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34 This bill would establish a requirement under the "State Uniform
35 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.),
36 that newly-constructed grocery stores, including supermarkets and
37 convenience marts, have automatic standby emergency power
38 generators. In the aftermath of Hurricane Sandy, access to food and
39 other basic necessities was greatly compromised due to the
40 widespread and lengthy power outages throughout the State. This
41 bill would require that newly-constructed grocery stores have the
42 capacity to continue operations if power is lost during an
43 emergency, to help ensure that the public has ready access to food
44 and other basic necessities.