

ASSEMBLY, No. 843

STATE OF NEW JERSEY

218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

SYNOPSIS

Prohibits tobacco use in dormitory and other student residence buildings of institutions of higher education.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning the use of tobacco products in student residence
2 buildings of institutions of higher education and amending and
3 supplementing P.L.2005, c.383.
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5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. Section 4 of P.L.2005, c.383 (C.26:3D-58) is amended to
9 read as follows:

10 4. a. Smoking is prohibited in an indoor public place or
11 workplace, except as otherwise provided in this act.

12 b. Smoking is prohibited in any area of any building of, or on
13 the grounds of, any public or nonpublic elementary or secondary
14 school, regardless of whether the area is an indoor public place or is
15 outdoors.

16 c. Smoking is prohibited in any dormitory or other student
17 residence building which is located on the grounds of, or is owned,
18 leased, or controlled by, a public or private institution of higher
19 education.

20 (cf: P.L.2005, c.383, s.4)
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22 2. (New section) In addition to the prohibition on smoking
23 provided in subsection c. of section 4 of P.L.2005, c.383 (C.26:3D-
24 58), the use of chewing tobacco, or any other tobacco product the
25 use of which does not require smoking as defined in section 3 of
26 P.L.2005, c.383 (C.26:3D-57), is prohibited in any dormitory or
27 other student residence building which is located on the grounds of,
28 or is owned, leased, or controlled by, a public or private institution
29 of higher education.
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31 3. The Commissioner of Health, pursuant to the
32 “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-
33 1 et seq.), shall adopt rules and regulations as the commissioner
34 determines necessary to effectuate the purposes of this act.
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36 4. This act shall take effect immediately and shall apply to any
37 housing agreement or lease entered into on or after the first day of
38 the fourth month next following the effective date for a unit in a
39 dormitory or student residence building which is located on the
40 grounds of, or is owned, leased, or controlled by, a public or private
41 institution of higher education.

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.

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STATEMENT

This bill amends the “New Jersey Smoke-Free Air Act,” which prohibits smoking in indoor public places, to prohibit smoking and other tobacco use in any dormitory or other student residence building which is located on the grounds of, or is owned, leased, or controlled by, a public or private institution of public education. The bill expressly includes in this prohibition chewing tobacco and other tobacco products which do not require smoking.

A violation of the Smoke-Free Air Act is punishable by a fine of not less than \$250 for a first offense, a fine of not less than \$500 for a second offense, and a fine of \$1,000 for a third or subsequent offense.

The bill would take effect immediately and apply to any housing agreement or lease entered into on or after the first day of the fourth month next following the effective date for a unit in a dormitory or student residence building which is located on the grounds of, or is owned, leased, or controlled by, a public or private institution of higher education.