

ASSEMBLY, No. 2413

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

Sponsored by:

Assemblyman PARKER SPACE

District 24 (Morris, Sussex and Warren)

Assemblyman HAROLD "HAL" J. WIRTHS

District 24 (Morris, Sussex and Warren)

SYNOPSIS

Prohibits for 10 years applicability of new State and local rules and regulations to certain manufacturing facilities.

CURRENT VERSION OF TEXT

As introduced.



A2413 SPACE, WIRTHS

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1 AN ACT concerning the application of certain rules and regulations
2 to manufacturing facilities and supplementing P.L.1968, c.410
3 (C.52:14B-1 et seq.).

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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. a. (1) Notwithstanding the provisions of any law, rule,
9 regulation, or order to the contrary, except as provided in subsection
10 c. of this section, unless required by federal law, a State agency or
11 local unit shall not apply any new rule or regulation promulgated by
12 a State agency or local unit, or any amendment to an existing rule or
13 regulation promulgated thereto, for a period of 10 years, to a
14 manufacturing facility in operation on the effective date of P.L. ,
15 c. (C.) (pending before the Legislature as this bill), and for a
16 period of 10 years to a manufacturing facility that commences
17 operations after the effective date of P.L. , c. (C.) (pending
18 before the Legislature as this bill).

19 (2) Notwithstanding the provisions of paragraph (1) of this
20 subsection, a manufacturing facility may elect to waive its
21 exemption during the 10-year exemption period for any or all rules
22 or regulations, or any component of any rule or regulation, on a
23 case-by-case basis.

24 b. The department shall issue a certificate of exemption to a
25 manufacturing facility that meets the criteria for eligibility under
26 rules and regulations developed by the department pursuant to
27 subsection c. of this section.

28 c. The department shall adopt rules and regulations, pursuant to
29 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
30 seq.), necessary to implement the provisions of P.L. ,
31 c. (C.) (pending before the Legislature as this bill) which
32 shall include, but not be limited to, the criteria for a manufacturing
33 facility to be eligible for the certificate of exemption and the
34 manner in which a manufacturing facility may apply for the
35 certificate of exemption.

36 d. As used in this section, "department" means the Department
37 of Labor and Workforce Development; "local unit" shall have the
38 same meaning as provided in N.J.S.40A:5-2; and "State agency"
39 shall have the same meaning as provided in section 2 of P.L.1968,
40 c.410 (C.52:14B-2).

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42 2. This act shall take effect immediately.

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45 STATEMENT

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47 This bill places a moratorium on the adoption of any new rules or
48 regulations, or amendments to any existing rules or regulations, by

A2413 SPACE, WIRTHS

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1 any State agency or local entity, unless required by federal law, for
2 a period of 10 years to a manufacturing facility. A manufacturing
3 facility may elect to waive its exemption during the 10-year
4 exemption period on a case-by-case basis. The Department of
5 Labor and Workforce Development is to establish criteria for a
6 manufacturing facility to be eligible for the certificate of exemption
7 and the manner in which a manufacturing facility may apply for the
8 certificate of exemption.