

ASSEMBLY, No. 1257

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman RUSSO

1 AN ACT prohibiting the advertising of tobacco products on properties  
2 of public entities.

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

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7 1. For purposes of this act:

8 "Public entity" includes the State, and any county, municipality,  
9 district, public authority, public agency, and any other political  
10 subdivision or public body in the State. "Public entity" shall also  
11 include the New Jersey Transit Corporation established under section  
12 4 of P.L.1979, c.150 (C.27:25-4).

13 "State" means the State and any office, department, division,  
14 bureau, board, commission or agency of the State.

15 "Tobacco product" means cigarettes, cigars, pipes, tobacco, and  
16 items containing tobacco.

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18 2. a. No public entity shall sell, rent or lease advertising space, or  
19 cause or otherwise permit the display of advertising material, on any  
20 property which is owned, leased or managed by the public entity, if the  
21 advertisement advocates or promotes a tobacco product, the use  
22 thereof, the chewing, burning or smoking of a tobacco product, or the  
23 brand name of a tobacco product. In addition to its applicability to  
24 billboards and other signs, this subsection shall apply to all types of  
25 advertising materials, including, but not limited to: the display of such  
26 advertising materials at concession stands and restaurants on real  
27 property owned, leased or managed by the public entity, and on  
28 handbills, circulars, leaflets, programs and other similar printed items  
29 authorized or permitted by the public entity to be distributed to the  
30 public on property owned, leased or managed by the public entity. For  
31 purposes of this section, the packaging of a tobacco product shall not  
32 be considered advertising material.

33 b. The provisions of this section shall not apply to any contract or  
34 agreement for the type of advertising prohibited by this section entered  
35 into or renewed before the effective date of this act. No contract or

1 agreement for the type of advertising prohibited by this section entered  
2 into or renewed before the effective date of this act shall be extended  
3 or amended to lengthen the duration of the contract or agreement.

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5 3. This act shall take effect on the 60th day following enactment.

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8 STATEMENT

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10 This bill prohibits public entities from selling, renting or leasing  
11 advertising space, or causing or otherwise permitting the display of  
12 advertising material on property owned, leased or managed by the  
13 entity, if the advertisement advocates or promotes a tobacco product,  
14 the use thereof, the chewing, burning or smoking of a tobacco  
15 product, or the brand name of a tobacco product.

16 The bill does not apply to existing contracts or agreements for such  
17 advertising space entered into or renewed prior to the effective date  
18 of this bill.

19 The provisions of the bill apply to the State and every county,  
20 municipality, district, public authority, public agency, and any other  
21 political subdivision or public body in the State. The bill applies to the  
22 various authorities created by the State and is also specifically applied  
23 to the New Jersey Transit Corporation.

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28 Prohibits the advertising of tobacco and related products on public  
29 properties.