

ASSEMBLY, No. 853

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman NICHOLAS CHIARAVALLOTTI

District 31 (Hudson)

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Co-Sponsored by:

Assemblywomen Murphy, Pinkin, Assemblymen Peterson, Johnson,

Assemblywoman Timberlake and Assemblyman Wimberly

SYNOPSIS

Prohibits municipal licensure of children operating temporary businesses.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 1/27/2020)

1 AN ACT prohibiting municipal licensure of children operating
2 temporary businesses and supplementing chapter 52 of Title 40
3 of the Revised Statutes.

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

7
8 1. A municipality shall not require a license or permit for a
9 business that is operated only occasionally and by an individual
10 who is under 18 years of age.

11
12 2. This act shall take effect immediately.

13
14
15 STATEMENT

16
17 This bill would prohibit municipalities from requiring a child to
18 obtain a license or permit in order to operate a business temporarily.
19 This bill is based upon a law recently enacted in Utah. Recent news
20 accounts out of Utah and New York State reported incidents of
21 government officials shutting down child-run lemonade stands for
22 failing to secure licenses or permits. A similar problem, a
23 municipality penalizing teenagers for soliciting work shoveling snow
24 because they did not have a permit, led to the enactment of
25 P.L.2015, c.240, a New Jersey law which prohibits municipalities from
26 regulating the solicitation of snow shoveling services. This bill
27 proposes a more broad approach to this general issue by allowing
28 anyone under the age of 18 to occasionally operate a business without
29 having first secured a local permit or license.