

**ASSEMBLY, No. 4631**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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INTRODUCED SEPTEMBER 14, 2020

**Sponsored by:**

**Assemblyman JOHN J. BURZICHELLI**

**District 3 (Cumberland, Gloucester and Salem)**

**SYNOPSIS**

Allows for cashless payment at certain sports and entertainment venues.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning payments by consumers and amending Title 56  
2 of the Revised Statutes.

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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. Section 1 of P.L.2019, c.50 (C.56:8-2.33) is amended to read  
8 as follows:

9 1. a. A person selling or offering for sale goods or services at  
10 retail shall not require a buyer to pay using credit or **【to】** prohibit  
11 cash as payment in order to purchase the goods or services. A  
12 person selling or offering for sale goods or services at retail shall  
13 accept legal tender when offered by the buyer as payment.

14 b. A person in violation of subsection a. of this section shall be  
15 subject to a civil penalty of up to \$2,500 for a first offense and up to  
16 \$5,000 for a second offense, to be collected in a civil action by a  
17 summary proceeding under the "Penalty Enforcement Law of  
18 1999," P.L.1999, c.274 (C.2A:58-10 et seq.). The Superior Court  
19 shall have jurisdiction of proceedings for the enforcement of the  
20 penalty provided by this section.

21 A third violation of subsection a. of this section is an unlawful  
22 practice under P.L.1960, c.39 (C.56:8-1 et seq.), and for the  
23 purposes of this subsection shall be considered a first offense under  
24 P.L.1960, c.39 (C.56:8-1 et seq.).

25 A fourth or subsequent violation of subsection a. of this section  
26 is an unlawful practice under P.L.1960, c.39 (C.56:8-1 et seq.), and  
27 for the purposes of this subsection shall be considered a subsequent  
28 offense under P.L.1960, c.39 (C.56:8-1 et seq.).

29 c. The provisions of this section shall not apply to:

30 (1) any person selling goods or services at an airport, provided  
31 that at least two persons selling food at each terminal within the  
32 airport accept cash as payment;

33 (2) any parking facility owned by a municipality, regardless of  
34 whether the facility is operated by the municipality, a parking  
35 authority, or an independent third party;

36 (3) any parking facility that accepts mobile payment, provided  
37 that the facility does not accept payment by any means other than  
38 mobile payment; **【and】**

39 (4) any company in the business of renting motor vehicles,  
40 provided that the company accepts a cashier's check or a certified  
41 check when offered by a buyer as payment; and

42 (5) any sports or entertainment venue with a seating capacity of  
43 10,000 or more irrespective of the event held at the venue.

44 d. As used in this section, "at retail" shall include any retail  
45 transaction conducted in person and exclude any telephone, mail, or

**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.

1 Internet-based transaction.  
2 (cf: P.L.2019, c.50, s.1)

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4 2. This act shall take effect immediately.

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STATEMENT

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9 This bill would allow sports and entertainment venues with a  
10 seating capacity of 10,000 or more the ability to process only  
11 cashless transactions, for all events at the venue, including sporting  
12 events and concerts.

13 It is the sponsor's belief that allowing cashless payments at  
14 certain sports and entertainment venues will shorten wait times at  
15 concession stands and merchandise shops and decrease physical  
16 contact, which will help reduce the risk of contracting COVID-19.