

**SENATE, No. 4133**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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INTRODUCED NOVEMBER 12, 2021

**Sponsored by:**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Senator STEVEN V. OROHO**

**District 24 (Morris, Sussex and Warren)**

**Senator PAUL A. SARLO**

**District 36 (Bergen and Passaic)**

**Co-Sponsored by:**

**Senators Ruiz, O'Scanlon and Connors**

**SYNOPSIS**

Prohibits State from mandating electric heating or water heating systems.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 12/6/2021)**

1   **AN ACT** concerning certain electric heating and water heating  
2       systems and supplementing Title 52 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.   a.   Notwithstanding any other law, or rule or regulation  
8       adopted pursuant thereto, to the contrary, the Department of  
9       Community Affairs, the Department of Environmental Protection,  
10      the Board of Public Utilities, and any other State agency shall not  
11      adopt rules or regulations that mandate the use of an electric heating  
12      system as the sole or primary means of heating buildings in the  
13      State, including but not limited to, residences or commercial  
14      buildings.

15      b.   Notwithstanding any other law, or rule or regulation adopted  
16      pursuant thereto, to the contrary, the Department of Community  
17      Affairs, the Department of Environmental Protection, the Board of  
18      Public Utilities, or any other State agency shall not adopt rules or  
19      regulations that mandate the use of an electric water heating system  
20      as the sole or primary means of providing hot water to buildings in  
21      the State, including but not limited to, residences or commercial  
22      buildings.

23      c.   Nothing in this section shall be construed to abrogate or  
24      modify the ability of a State agency or a private entity to implement  
25      a program to incentivize the voluntary installation or use of electric  
26      heating systems or electric water heating systems.

27      d.   Nothing in this section shall be construed to abrogate or  
28      modify the ability of a person to utilize an electric heating system  
29      as the sole or primary means of heating a building, or to utilize an  
30      electric water heating system as the sole or primary means of  
31      providing hot water to a building.

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33      2.   This act shall take effect immediately.

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#### STATEMENT

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38      This bill would prohibit the Department of Community Affairs,  
39      the Department of Environmental Protection, the Board of Public  
40      Utilities, or any other State agency from adopting rules and  
41      regulations that mandate the use of electric heating systems or  
42      electric water heating systems as the sole or primary means of  
43      heating buildings or providing hot water to buildings, including but  
44      not limited to, residences or commercial buildings.

45      Notwithstanding the bill's prohibition on mandating the use of  
46      electric heating or electric water heating systems, the bill would not  
47      prohibit a State agency from offering incentives for the voluntary  
48      installation or use of an electric heating or electric water heating

1 system. In addition, the bill would not prohibit a person from  
2 installing or using an electric heating system as the sole or primary  
3 means of heating a building or an electric water heating system as  
4 the sole or primary means of providing hot water to a building.