

**13:1F-4.2 to 13:1F-4.4
LEGISLATIVE HISTORY CHECKLIST**
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LAWS OF: 2021 **CHAPTER:** 386

NJSA: 13:1F-4.2 to 13:1F-4.4 (Restricts use of neonicotinoid pesticides.)

BILL NO: S1016 (Substituted for A2070 (ACS/3R))

SPONSOR(S) Smith, Bob and others

DATE INTRODUCED: 1/30/2020

COMMITTEE:

ASSEMBLY:	Environment & Solid Waste Appropriations Science, Innovation & Technology
SENATE:	Environment & Energy

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE:

ASSEMBLY:	1/10/2022
SENATE:	1/10/2022

DATE OF APPROVAL: 1/18/2022

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL

(Senate Committee Substitute (Fourth Reprint) enacted) Yes

S1016

INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT): Yes

COMMITTEE STATEMENT:

ASSEMBLY:	Yes	Envir. & Solid Waste Appropriations Science, Innovation & Tech.
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SENATE: Yes Envir. & Energy

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: Yes

LEGISLATIVE FISCAL ESTIMATE: No

A2070 (ACS/3R)

INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT): Yes

COMMITTEE STATEMENT:

ASSEMBLY:	Yes	Envir. & Solid Waste
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SENATE: No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: Yes

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/JA

P.L. 2021, CHAPTER 386, *approved January 18, 2022*
Senate Committee Substitute (*Fourth Reprint*) for
Senate, No. 1016

1 AN ACT concerning the use of neonicotinoid pesticides ¹[and other
2 systemic insecticides]¹ and supplementing P.L.1971, c.176
3 (C.13:1F-1 et seq.).
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. As used in sections 1 through 3 of P.L. , c. (C.)
9 (pending before the Legislature as this bill):

10 “Agricultural plant” means any plant ¹, or part thereof,¹ grown
11 ¹[or] ¹, maintained ¹, or otherwise produced¹ for commercial ¹[or
12 research]¹ purposes ¹,¹ including ¹[, but not limited to, food, feed,
13 fiber plants, trees, turf grass, flowers, shrubs, ornamentals, and
14 seedlings] any plant grown, maintained, or otherwise produced for
15 sale or trade, for research or experimental purposes, or for use in part
16 or their entirety in another location. “Agricultural plant” includes, but
17 is not limited to, grains, fruits, and vegetables; wood fiber or timber
18 products; flowering and foliage plants and trees; seedlings and
19 transplants; and turf grass produced for sod. “Agricultural plant” does
20 not include pasture or rangeland used for grazing¹.

21 “Environmental emergency” means an occurrence of any pest
22 which presents a significant risk of harm or injury to the
23 environment, ¹or significant harm, injury, or loss to agricultural
24 crops,¹ including, but not limited to, any exotic or foreign pest
25 which may need preventative quarantine measures to avert or
26 prevent that risk, as determined by the ¹[department] Department of
27 Environmental Protection¹ in consultation with ¹the New Jersey
28 Department of Agriculture and¹ Rutgers, the State University ¹[,
29 the Department of Health, and the United States Environmental
30 Protection Agency]¹ .

31 “Neonicotinoid pesticide” means any pesticide containing a
32 chemical belonging to the neonicotinoid class of chemicals,
33 including, but not limited to, acetamiprid, clothianidin, dinotefuran,
34 ¹flonicamid,¹ imidacloprid, nitenpyram, nithiazine, thiacloprid,
35 thiamethoxam, or any other chemical designated by the department
36 as belonging to the neonicotinoid class of chemicals.

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AEN committee amendments adopted October 8, 2020.

²Assembly AAP committee amendments adopted January 7, 2021.

³Assembly floor amendments adopted June 3, 2021.

⁴Assembly AST committee amendments adopted December 9, 2021.

1 “Restricted use pesticide” means a pesticide that can be
2 purchased and used only by a certified and licensed pesticide
3 applicator, as determined by the department pursuant to the
4 “Pesticide Control Act of 1971,” P.L.1971, c.176 (C.13:1F-
5 1 et seq.), or persons working under the direct supervision of a
6 certified and licensed pesticide applicator.

7 ¹“Systemic insecticide” means any active ingredient intended to
8 kill or otherwise harm insect or invertebrate wildlife and that
9 translocates into the tissue of plants, including, but not limited to,
10 any neonicotinoid pesticide.¹

11

12 2. a. No later than ¹[180 days] 12 months¹ after the effective
13 date of ⁴[this act] P.L. , c. (C.) (pending before the
14 Legislature as this bill)⁴, the department shall adopt, pursuant to the
15 “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et
16 seq.), rules and regulations classifying neonicotinoid pesticides as
17 restricted use pesticides.

18 b. No later than ¹[180 days] 12 months¹ after the effective
19 date of P.L. , c. (C.) (pending before the Legislature as this
20 bill), and every three years thereafter, the department shall review
21 the latest scientific information concerning ¹[systemic insecticides]
22 neonicotinoid pesticides¹, and classify as a restricted use pesticide
23 any ¹[systemic insecticide] neonicotinoid pesticide¹ that the
24 department determines will cause harm to populations of pollinating
25 bees, birds, other pollinating wildlife, or aquatic invertebrates. Any
26 person may petition the department at any time to classify a
27 pesticide pursuant to this section.

28 c. The provisions of this section shall not apply to ¹;

29 (1) ¹any pet care, veterinary, personal care, or indoor pest
30 control pesticide product¹;

31 (2) ⁴[any pesticide-treated wood product] an application for the
32 commercial production of a preserved wood product⁴;

33 (3) the application by a licensed pesticide applicator of a
34 neonicotinoid pesticide within ²[seven feet] one foot² of a building
35 foundation perimeter to manage structural pests provided that the
36 neonicotinoid pesticide is not applied on any plant;

37 (4) any direct action taken by certified and licensed responsible
38 pesticide applicators or by persons working under their direct
39 supervision within the New Jersey Department of Agriculture or its
40 agents, or within the Department of Environmental Protection or its
41 agents, against any invasive plant or pest; or

42 (5) any application to protect agricultural seeds¹.

43 ²Notwithstanding the provisions of paragraph (3) of this
44 subsection to the contrary, the application by a licensed pesticide
45 applicator of a neonicotinoid pesticide adjacent to a building
46 foundation perimeter to manage structural pests may be extended by
47 an additional four feet, if such additional area is necessary to treat

1 the source of the infestation and the application is limited to a spot
2 targeted treatment of the source of the infestation only.
3 d. Nothing in this section shall be construed to impose liability
4 on any news media that accept or publish advertising for any
5 product or activity that would otherwise be subject to the provisions
6 of this section.²
7
8 3. a. ⁴~~【No】~~ Beginning October 31, 2023, no⁴ person shall sell,
9 offer for sale, or use within the State any neonicotinoid pesticide,
10 unless such pesticide is registered ¹~~【for use on,】~~¹ and will only be
11 applied by a licensed pesticide applicator to ⁴~~【,】~~⁴ an agricultural
12 plant.
13 b. Notwithstanding the provisions of subsection a. of this
14 section to the contrary, the commissioner, in consultation with the
15 ¹~~New Jersey~~¹ Department of Agriculture, may, by written order,
16 ³~~【permit a】~~ authorize one or more³ licensed pesticide ³~~【applicator】~~
17 applicators³ to use a pesticide that is prohibited under subsection a.
18 of this section if the commissioner finds that:
19 (1) a valid environmental emergency exists;
20 (2) the pesticide would be effective in addressing the
21 environmental emergency; and
22 (3) no other, less harmful pesticide or pest management practice
23 would be effective in addressing the environmental emergency.
24 c. Any order issued by the commissioner pursuant to
25 subsection b. of this section shall include the basis for the
26 commissioner's determination and specify the approved time
27 period, geographic scope, and purpose of the permitted sale or use
28 of a pesticide. An order issued pursuant to this section shall be
29 valid for a period not to exceed one year.
30 d. The provisions of this section shall not apply to ¹;
31 (1)¹ any pet care, veterinary, personal care, or indoor pest control
32 pesticide product ¹;
33 (2) ⁴~~【any pesticide-treated wood product】~~ an application for the
34 commercial production of a preserved wood product⁴;
35 (3) the application by a licensed pesticide applicator of a
36 neonicotinoid pesticide within ²~~【seven feet】~~ one foot² of a building
37 foundation perimeter to manage structural pests provided that the
38 neonicotinoid pesticide is not applied on any plant;
39 (4) any direct action taken by certified and licensed responsible
40 pesticide applicators or by persons working under their direct
41 supervision within the New Jersey Department of Agriculture or its
42 agents, or within the Department of Environmental Protection or its
43 agents, against any invasive plant or pest; or
44 (5) any application to protect agricultural seeds¹ .
45 ²Notwithstanding the provisions of paragraph (3) of this
46 subsection to the contrary, the application by a licensed pesticide
47 applicator of a neonicotinoid pesticide adjacent to a building
48 foundation perimeter to manage structural pests may be extended by

1 an additional four feet, if such additional area is necessary to treat
2 the source of the infestation and the application is limited to a spot
3 targeted treatment of the source of the infestation only.

4 e. Nothing in this section shall be construed to impose liability
5 on any news media that accept or publish advertising for any
6 product or activity that would otherwise be subject to the provisions
7 of this section.²

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9 4. This act shall take effect immediately.

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Restricts use of neonicotinoid pesticides.

CHAPTER 386

AN ACT concerning the use of neonicotinoid pesticides and supplementing P.L.1971, c.176 (C.13:1F-1 et seq.).

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

C.13:1F-4.2 Definitions.

1. As used in sections 1 through 3 of P.L.2021, c.386 (C.13:1F-4.2 et seq.):

“Agricultural plant” means any plant, or part thereof, grown, maintained, or otherwise produced for commercial purposes, including any plant grown, maintained, or otherwise produced for sale or trade, for research or experimental purposes, or for use in part or their entirety in another location. “Agricultural plant” includes, but is not limited to, grains, fruits, and vegetables; wood fiber or timber products; flowering and foliage plants and trees; seedlings and transplants; and turf grass produced for sod. “Agricultural plant” does not include pasture or rangeland used for grazing.

“Environmental emergency” means an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the Department of Environmental Protection in consultation with the New Jersey Department of Agriculture and Rutgers, the State University.

“Neonicotinoid pesticide” means any pesticide containing a chemical belonging to the neonicotinoid class of chemicals, including, but not limited to, acetamiprid, clothianidin, dinotefuran, flonicamid, imidacloprid, nitenpyram, nithiazine, thiacloprid, thiamethoxam, or any other chemical designated by the department as belonging to the neonicotinoid class of chemicals.

“Restricted use pesticide” means a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, as determined by the department pursuant to the “Pesticide Control Act of 1971,” P.L.1971, c.176 (C.13:1F-1 et seq.), or persons working under the direct supervision of a certified and licensed pesticide applicator.

C.13:1F-4.3 Rules and regulations, neonicotinoid pesticides.

2. a. No later than 12 months after the effective date of P.L.2021, c.386 (C.13:1F-4.2 et seq.), the department shall adopt, pursuant to the “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), rules and regulations classifying neonicotinoid pesticides as restricted use pesticides.

b. No later than 12 months after the effective date of P.L.2021, c.386 (C.13:1F-4.2 et seq.), and every three years thereafter, the department shall review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the department determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. Any person may petition the department at any time to classify a pesticide pursuant to this section.

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

- (1) any pet care, veterinary, personal care, or indoor pest control pesticide product;
- (2) an application for the commercial production of a preserved wood product;
- (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant;
- (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or
- (5) any application to protect agricultural seeds.

Notwithstanding the provisions of paragraph (3) of this subsection to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot-targeted treatment of the source of the infestation only.

d. Nothing in this section shall be construed to impose liability on any news media that accept or publish advertising for any product or activity that would otherwise be subject to the provisions of this section.

C.13:1F-4.4 Restrictions on neonicotinoid pesticide use.

3. a. Beginning October 31, 2023, no person shall sell, offer for sale, or use within the State any neonicotinoid pesticide, unless such pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant.

b. Notwithstanding the provisions of subsection a. of this section to the contrary, the commissioner, in consultation with the New Jersey Department of Agriculture, may, by written order, authorize one or more licensed pesticide applicators to use a pesticide that is prohibited under subsection a. of this section if the commissioner finds that:

- (1) a valid environmental emergency exists;
- (2) the pesticide would be effective in addressing the environmental emergency; and
- (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency.

c. Any order issued by the commissioner pursuant to subsection b. of this section shall include the basis for the commissioner's determination and specify the approved time period, geographic scope, and purpose of the permitted sale or use of a pesticide. An order issued pursuant to this section shall be valid for a period not to exceed one year.

d. The provisions of this section shall not apply to:

- (1) any pet care, veterinary, personal care, or indoor pest control pesticide product;
- (2) an application for the commercial production of a preserved wood product;
- (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant;
- (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or
- (5) any application to protect agricultural seeds.

Notwithstanding the provisions of paragraph (3) of this subsection to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot-targeted treatment of the source of the infestation only.

e. Nothing in this section shall be construed to impose liability on any news media that accept or publish advertising for any product or activity that would otherwise be subject to the provisions of this section.

4. This act shall take effect immediately.

Approved January 18, 2022.

SENATE, No. 1016

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED JANUARY 30, 2020

Sponsored by:

Senator BOB SMITH

District 17 (Middlesex and Somerset)

SYNOPSIS

Directs DEP to classify neonicotinoid pesticides designed for outdoor use as restricted use pesticides.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the use of neonicotinoid pesticides and
2 supplementing P.L.1971, c.176 (C.13:1F-1 et seq.).

3

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

6

7 1. a. The Department of Environmental Protection shall adopt,
8 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
9 (C.52:14B-1 et seq.), rules and regulations classifying neonicotinoid
10 pesticides designed or intended for use in outdoor applications as
11 restricted use pesticides and establishing a list of chemicals that
12 belong to the neonicotinoid class of chemicals to be included under
13 this classification.

14 b. As used in this section:

15 "Outdoor application" means any application which takes place
16 beyond a building foundation perimeter.

17 "Neonicotinoid pesticide" means any pesticide containing a
18 chemical belonging to the neonicotinoid class of chemicals,
19 including, but not limited to, acetamiprid, clothianidin, dinotefuran,
20 imidacloprid, nitenpyram, nithiazine, thiacloprid, thiamethoxam, or
21 any other chemical designated by the department pursuant to
22 subsection a. of this section as belonging to the neonicotinoid class
23 of chemicals.

24 "Restricted use pesticide" means a pesticide that can be
25 purchased and used only by certified and licensed pesticide
26 applicators, as determined by the department, or persons working
27 under the direct supervision of a certified and licensed pesticide
28 applicator.

29

30 2. This act shall take effect immediately.

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32

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STATEMENT

34

35 This bill would direct the Department of Environmental
36 Protection to classify neonicotinoid pesticides designed or intended
37 for use in outdoor applications as restricted use pesticides, and
38 establish a list of chemicals that belong to the neonicotinoid class of
39 chemicals to be included under this classification. Neonicotinoid
40 pesticides are suspected of having adverse effects on pollinating
41 insects and may contribute to the disappearance of bee populations,
42 commonly referred to as "colony collapse disorder." As a restricted
43 use pesticide, neonicotinoids designed for outdoor use could only
44 be purchased and used by certified and licensed pesticide
45 applicators, or persons working under the direct supervision of a
46 certified and licensed pesticide applicator.

ASSEMBLY ENVIRONMENT AND SOLID WASTE
COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1016

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 8, 2020

The Assembly Environment and Solid Waste Committee reports favorably and with committee amendments Senate Bill No. 1016 (SCS).

This bill, as amended by the committee, would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the DEP Commissioner, in consultation with the Department of Agriculture, to permit a licensed pesticide applicator to use a pesticide that is prohibited under the bill if the commissioner finds that: (1) a valid environmental emergency exists; (2) the pesticide would be effective in addressing the environmental emergency; and (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: (1) any pet care, veterinary, personal care, or indoor pest control pesticide product; (2) any pesticide-treated wood product; (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within seven feet of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or (5) any application to protect agricultural seeds.

As amended and reported by the committee, this bill is identical to Assembly Bill No. 2070 (ACS) as reported by the committee.

COMMITTEE AMENDMENTS:

The committee amendments to the bill:

1) amend the definitions of “agricultural plant,” “environmental emergency,” and “neonicotinoid pesticide,” and delete the definition of “systemic insecticide”;

2) provide that the DEP would adopt rules and regulations no later than one year after the date of enactment of the bill, rather than no later than 180 days;

3) require the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, rather than “systemic insecticides”;

4) clarify, in subsection a. of section 3, that a neonicotinoid pesticide does not have to be registered “for use on” an agricultural plant, but rather than it is required to be registered and applied only by a licensed pesticide applicator to an agricultural plant, in order to be exempt from the prohibition in the bill;

5) provide that the provisions of the bill would not apply to: any pesticide-treated wood product; the application by a licensed pesticide applicator of a neonicotinoid pesticide within seven feet of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or any application to protect agricultural seeds; and

6) update the title and synopsis of the bill.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1016**

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 7, 2021

The Assembly Appropriations Committee reports favorably Senate Bill No. 1016 SCS (1R), with committee amendments.

This bill would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the DEP Commissioner, in consultation with the Department of Agriculture, to permit a licensed pesticide applicator to use a pesticide that is prohibited under the bill if the commissioner finds that: (1) a valid environmental emergency exists; (2) the pesticide would be effective in addressing the environmental emergency; and (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: (1) any pet care, veterinary, personal care, or indoor pest control pesticide product; (2) any pesticide-treated wood product; (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or (5) any application to protect agricultural seeds. The bill provides that, notwithstanding the provisions of the bill to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only.

As reported by the committee, this bill is identical to Assembly Bill No. 2070 (ACS) as also amended and reported by the committee.

COMMITTEE AMENDMENTS:

The committee amendments to the bill provide that:

(1) the exemption in the bill for the application by a licensed pesticide applicator of a neonicotinoid pesticide to manage structural pests would apply when the application occurs within one foot, rather than seven feet, of a building foundation perimeter provided that the neonicotinoid pesticide is not applied on any plant, except that this distance may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only; and

(2) the bill would not impose liability on any news media that accept or publish advertising for any product or activity that would otherwise be subject to the provisions of the bill.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

ASSEMBLY SCIENCE, INNOVATION AND TECHNOLOGY
COMMITTEE

STATEMENT TO

[Third Reprint]

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1016

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 9, 2021

The Assembly Science, Innovation and Technology Committee reports favorably and with committee amendments Senate Bill No. 1016 (SCS) (3R).

As amended and reported, this bill would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, beginning October 31, 2023, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the Commissioner of Environmental Protection, in consultation with the Department of Agriculture, to authorize one or more licensed pesticide applicators to use a pesticide that is prohibited under the bill if the commissioner finds that: 1) a valid environmental emergency exists; 2) the pesticide would be effective in addressing the environmental emergency; and 3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the

DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: 1) any pet care, veterinary, personal care, or indoor pest control pesticide product; 2) an application for the commercial production of a preserved wood product; 3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; 4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or 5) any application to protect agricultural seeds. The bill provides that, notwithstanding the provisions of the bill to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only.

As amended and reported by the committee, this bill is identical to Assembly Bill No. 2070 (ACS) (2R), which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to provide that the prohibition concerning the sale, offer for sale, or use within the State of any neonicotinoid pesticide would take effect one year after the bill is enacted into law. The amendments replace “any pesticide-treated wood product” with “an application for the commercial production of a preserved wood product” when referring to certain exceptions in the bill. The amendments provide that beginning October 31, 2023, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The amendments also remove a reference to “this act” and replace it with a reference to the applicable pamphlet law.

SENATE ENVIRONMENT AND ENERGY COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 1016**

STATE OF NEW JERSEY

DATED: FEBRUARY 24, 2020

The Senate Environment and Energy Committee favorably reports a committee substitute for Senate Bill No. 1016.

This committee substitute would direct the Department of Environmental Protection (DEP) to adopt rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning systemic insecticides, and classify as a restricted use pesticide any systemic pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered for use on, and will only be applied by a licensed pesticide applicator to, an agricultural plant. The bill would authorize the Commissioner of the DEP, in consultation with the Department of Agriculture, to permit a licensed pesticide applicator to use a pesticide that is prohibited under the bill if the the commissioner finds that: (1) a valid environmental emergency exists; (2) the pesticide would be effective in addressing the environmental emergency; and (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency.

The provisions of the bill would not apply to any pet care, veterinary, personal care, or indoor pest control pesticide product.

STATEMENT TO

[Second Reprint]

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, No. 1016

with Assembly Floor Amendments
(Proposed by Assemblyman CALABRESE)

ADOPTED: JUNE 3, 2021

These floor amendments specify that the Department of Agriculture, may, by written order, authorize one or more licensed pesticide applicators to use a pesticide that is otherwise prohibited by the bill.

ASSEMBLY, No. 2070

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman **CLINTON CALABRESE**

District 36 (Bergen and Passaic)

Assemblyman **RAJ MUKHERJI**

District 33 (Hudson)

Assemblyman **DANIEL R. BENSON**

District 14 (Mercer and Middlesex)

Co-Sponsored by:

Assemblymen **Johnson, Conaway, Giblin** and Assemblywoman **Jasey**

Co-Sponsored by:

SYNOPSIS

Directs DEP to classify neonicotinoid pesticides as restricted use pesticides.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 10/8/2020)

1 AN ACT concerning the use of neonicotinoid pesticides and
2 supplementing P.L.1971, c.176 (C.13:1F-1 et seq.).

3

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

6

7 1. a. The Department of Environmental Protection shall adopt,
8 pursuant to the “Administrative Procedure Act,” P.L.1968, c.410
9 (C.52:14B-1 et seq.), rules and regulations classifying neonicotinoid
10 pesticides as restricted use pesticides and establishing a list of
11 chemicals that belong to the neonicotinoid class of chemicals to be
12 included under this classification.

13 b. As used in this section:

14 “Neonicotinoid pesticide” means any pesticide containing a
15 chemical belonging to the neonicotinoid class of chemicals,
16 including, but not limited to, acetamiprid, clothianidin, dinotefuran,
17 imidacloprid, nitenpyram, nithiazine, thiacloprid, thiamethoxam, or
18 any other chemical designated by the department pursuant to
19 subsection a. of this section as belonging to the neonicotinoid class
20 of chemicals.

21 “Restricted use pesticide” means a pesticide that can be
22 purchased and used only by certified and licensed pesticide
23 applicators, as determined by the department, or persons working
24 under the direct supervision of a certified and licensed pesticide
25 applicator.

26

27 2. This act shall take effect immediately.

28

29

30

STATEMENT

31

32 This bill would direct the Department of Environmental
33 Protection to classify neonicotinoid pesticides as restricted use
34 pesticides, and establish a list of chemicals that belong to the
35 neonicotinoid class of chemicals to be included under this
36 classification. Neonicotinoid pesticides are suspected of having
37 adverse effects on pollinating insects and may contribute to the
38 disappearance of bee populations, commonly referred to as “colony
39 collapse disorder.” As a restricted use pesticide, neonicotinoids
40 could only be purchased and used by certified and licensed
41 pesticide applicators, or persons working under the direct
42 supervision of a certified and licensed pesticide applicator.

ASSEMBLY ENVIRONMENT AND SOLID WASTE
COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2070

STATE OF NEW JERSEY

DATED: OCTOBER 8, 2020

The Assembly Environment and Solid Waste Committee reports favorably an Assembly Committee Substitute for Assembly Bill No. 2070.

This committee substitute would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the DEP Commissioner, in consultation with the Department of Agriculture, to permit a licensed pesticide applicator to use a pesticide that is prohibited under the bill if the commissioner finds that: (1) a valid environmental emergency exists; (2) the pesticide would be effective in addressing the environmental emergency; and (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: (1) any pet care, veterinary, personal care, or indoor pest control pesticide product; (2)

any pesticide-treated wood product; (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within seven feet of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or (5) any application to protect agricultural seeds.

As reported by the committee, this committee substitute is identical to Senate Bill No. 1016 (SCS) as amended and reported by the committee.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, No. 2070**

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 7, 2021

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2070 ACS, with committee amendments.

This bill would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the DEP Commissioner, in consultation with the Department of Agriculture, to permit a licensed pesticide applicator to use a pesticide that is prohibited under the bill if the commissioner finds that: (1) a valid environmental emergency exists; (2) the pesticide would be effective in addressing the environmental emergency; and (3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: (1) any pet care, veterinary, personal care, or indoor pest control pesticide product; (2) any pesticide-treated wood product; (3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; (4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or (5) any application to protect agricultural seeds. The bill provides that, notwithstanding the provisions of the bill to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only.

As reported by the committee, this bill is identical to Senate Bill No. 1016 (SCS) (1R) as also amended and reported by the committee.

COMMITTEE AMENDMENTS:

The committee amendments to the bill provide that:

(1) the exemption in the bill for the application by a licensed pesticide applicator of a neonicotinoid pesticide to manage structural pests would apply when the application occurs within one foot, rather than seven feet, of a building foundation perimeter provided that the neonicotinoid pesticide is not applied on any plant, except that this distance may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only; and

(2) the bill would not impose liability on any news media that accept or publish advertising for any product or activity that would otherwise be subject to the provisions of the bill.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

ASSEMBLY SCIENCE, INNOVATION AND TECHNOLOGY
COMMITTEE

STATEMENT TO

[Second Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2070

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 9, 2021

The Assembly Science, Innovation and Technology Committee reports favorably and with committee amendments Assembly Bill No. 2070 (ACS) (2R).

As amended and reported, this bill would direct the Department of Environmental Protection (DEP) to adopt, within 12 months after the bill is enacted into law, rules and regulations classifying neonicotinoid pesticides as restricted use pesticides. The bill would also direct the DEP, every three years, to review the latest scientific information concerning neonicotinoid pesticides, and classify as a restricted use pesticide any neonicotinoid pesticide that the DEP determines will cause harm to populations of pollinating bees, birds, other pollinating wildlife, or aquatic invertebrates. A restricted use pesticide is a pesticide that can be purchased and used only by a certified and licensed pesticide applicator, or persons working under the direct supervision of the certified and licensed pesticide applicator.

Under the bill, beginning October 31, 2023, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The bill would also authorize the Commissioner of Environmental Protection, in consultation with the Department of Agriculture, to authorize one or more licensed pesticide applicators to use a pesticide that is prohibited under the bill if the commissioner finds that: 1) a valid environmental emergency exists; 2) the pesticide would be effective in addressing the environmental emergency; and 3) no other, less harmful pesticide or pest management practice would be effective in addressing the environmental emergency. The bill defines “environmental emergency” as an occurrence of any pest which presents a significant risk of harm or injury to the environment, or significant harm, injury, or loss to agricultural crops, including, but not limited to, any exotic or foreign pest which may need preventative quarantine measures to avert or prevent that risk, as determined by the

DEP in consultation with the Department of Agriculture and Rutgers, the State University.

The provisions of the bill would not apply to: 1) any pet care, veterinary, personal care, or indoor pest control pesticide product; 2) an application for the commercial production of a preserved wood product; 3) the application by a licensed pesticide applicator of a neonicotinoid pesticide within one foot of a building foundation perimeter to manage structural pests provided that the neonicotinoid pesticide is not applied on any plant; 4) any direct action taken by certified and licensed responsible pesticide applicators or by persons working under their direct supervision within the New Jersey Department of Agriculture or its agents, or within the Department of Environmental Protection or its agents, against any invasive plant or pest; or 5) any application to protect agricultural seeds. The bill provides that, notwithstanding the provisions of the bill to the contrary, the application by a licensed pesticide applicator of a neonicotinoid pesticide adjacent to a building foundation perimeter to manage structural pests may be extended by an additional four feet, if such additional area is necessary to treat the source of the infestation and the application is limited to a spot targeted treatment of the source of the infestation only.

As amended and reported by the committee, this bill is identical to Senate Bill No. 1016 (SCS) (3R), which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to provide that the prohibition concerning the sale, offer for sale, or use within the State of any neonicotinoid pesticide would take effect one year after the bill is enacted into law. The amendments replace “any pesticide-treated wood product” with “an application for the commercial production of a preserved wood product” when referring to certain exceptions in the bill. The amendments provide that beginning October 31, 2023, a person would be restricted from selling, offering for sale, or using within the State any neonicotinoid pesticide, unless the pesticide is registered and will only be applied by a licensed pesticide applicator to an agricultural plant. The amendments also remove a reference to “this act” and replace it with a reference to the applicable pamphlet law.

STATEMENT TO
[First Reprint]
ASSEMBLY COMMITTEE SUBSTITUTE FOR

ASSEMBLY, No. 2070

with Assembly Floor Amendments
(Proposed by Assemblyman CALABRESE)

ADOPTED: JUNE 3, 2021

These floor amendments specify that the Department of Agriculture, may, by written order, authorize one or more licensed pesticide applicators to use a pesticide that is otherwise prohibited by the bill.

Governor Murphy Takes Action on Legislation

01/18/2022

TRENTON – Governor Murphy today signed the following bills:

S-384/A-1964 (Weinberg, Singleton/Stanley, Munoz, McKeon, Sumter, Lampitt, Vainieri Huttie, Wimberly, Mosquera, Downey, Chiaravalloti) – Expands training for judges, law enforcement officers and assistant county prosecutors concerning handling of domestic violence cases

S-386/A-1763 (Weinberg, Singleton/Munoz, Vainieri Huttie, Downey, Mosquera, Lampitt, Benson) - Establishes mandatory domestic violence training for municipal prosecutors

S-396/A-4903 (Weinberg, Addiego/Johnson, Mukherji) – Adjusts statute of limitations on damage claim for construction defect in common interest communities

S-705/A-1077 (Ruiz, Cunningham/Speight, Vainieri Huttie, Downey) – Requires DOH to develop and implement plan to improve access to perinatal mood and anxiety disorder screening

SCS for S-844 and 2533/ACS for A-4635 (Pou, Greenstein/Zwicker, Lopez) – Revises reporting requirements for charitable organizations and non-profit corporations

S-867/A-2316 (Pou/Jimenez, Giblin, Johnson) – Permits physical therapists to perform dry needling under certain circumstances

S-896/A-2396 (Pou, Turner/Wimberly, Timberlake, Murphy) – Expands Office of Public Defender representation of juveniles; repeals section 4 of P.L.1968, c.371

S-969WGR/ACS for A-2687 (Ruiz, Turner/Mazzeo, Lampitt, Moen) – Establishes loan redemption program for certain teachers to redeem loan amounts received under New Jersey College Loans to Assist State Students Loan Program through employment in certain schools; makes annual appropriation of \$1 million

S-994/A-6248 (Sweeney, Singleton/Lopez) – Requires State agencies and political subdivisions to make good faith effort to purchase five percent of goods and services from Central Nonprofit Agency

SCS for S-1016/ACS for A-2070 (Smith, Bateman/Calabrese, Mukherji, Benson) – Restricts use of neonicotinoid pesticides

S-1020/AS for ACS for A-1184 and 4414 (Ruiz, Gopal/Zwicker, Conaway, Verrelli, Caputo) – Requires School Report Card to include demographic breakdown of students who receive disciplinary actions; requires Commissioner of Education to establish Statewide database concerning certain disciplinary actions

S-1559/A-1659 (Scutari, Diegnan/Quijano, Bramnick, Mukherji, Sumter, Downey, Dancer) – “New Jersey Insurance Fair Conduct Act”

S-1771/A-1489 (Madden, Turner/Moriarty, Mosquera, Vainieri Huttie) – Expressly prohibits invasive examination of unconscious patient by health care practitioner without patient’s prior informed written consent

S-2160wGR/A-5701 (Sweeney, Oroho, Singer/Carter, Lampitt, Jasey) – Creates special education unit within the Office of Administrative Law; requires annual report

SCS for S-2515/ACS for A-4676 (Smith, Greenstein/Quijano, Jasey, McKeon) – Establishes postconsumer recycled content requirements for rigid plastic containers, glass containers, paper and plastic carryout bags, and plastic trash bags; prohibits sale of polystyrene loose fill packaging

S-2723/A-2614 (Sweeney, Turner/Murphy, Benson, Timberlake) – “21st Century Integrated Digital Experience Act”

S-2830/A-5291 (Ruiz, Singleton/Quijano) – Requires educator preparation program to report passing rates of students who complete certain tests and to disseminate information on test fee waiver programs, and permits collection of student fee for certain testing costs

S-2835/A-5292 (Ruiz, Cunningham/Quijano, Lampitt, Jasey) – Requires compilation of data and issuance of annual reports on New Jersey teacher workforce

S-2921/A-5554 (Gopal, Greenstein/Houghtaling, Downey, Mukherji) – Allows municipalities to designate outdoor areas upon which people may consume alcoholic beverages

S-3009/A-4847 (Vitale, Gopal, Gill/Vainieri Huttle, Quijano, Verrelli) – Authorizes expanded provision of harm reduction services to distribute sterile syringes and provide certain support services to persons who use drugs intravenously

S-3081/A-5219 (Singleton/McKeon, Dunn) – Repeals law concerning excess rates and charges for title insurance; makes agreement to use services of title or settlement service company subject to attorney review

S-3164/A-4987 (Gopal, Singleton/Houghtaling, Vainieri Huttle, Giblin) – Creates NJ Legislative Youth Council

S-3265/A-5074 (Diegnan, Greenstein/DeAngelo, Dancer, Mukherji) – Permits members of SPRS to purchase service credit for prior public employment with federal government or another state

S-3342/A-5463 (Codey, Singleton/Jasey, Giblin, Timberlake) – Directs NJT to erect statue in honor of A. Philip Randolph; appropriates \$90,000

S-3465/A-4336 (Oroho, Sweeney/Houghtaling, Space) – Directs Department of Agriculture to pay annual premiums to enrolled dairy farmers for certain coverage under the federal Dairy Margin Coverage Program; appropriates \$125,000

S-3488wGR/A-5537 (Sweeney, Gopal, O'Scanlon/Burzichelli, Dancer, Spearman) – Modifies certain procedures pertaining to school district regionalization; establishes grant program for cost reimbursement of conducting regionalization feasibility studies; and provides financial incentives for regionalization

S-3493/A-5458 (Vitale, Gill/Vainieri Huttle, Mukherji, McKnight) – Permits expungement of possession or distribution of hypodermic syringe or needle offense in cases of previous expungement; repeals criminal offense of possession of syringe

S-3539/A5409 (T. Kean, Gopal/Houghtaling) – Directs DEP to establish grant program for local governments to support development of community gardens

S-3594/A-5509 (Singleton, Scutari/Zwicker, Reynolds-Jackson, Verrelli) – Provides that in personal

injury or wrongful death lawsuits, calculations of lost or impaired earnings capacity not be reduced because of race, ethnicity, gender identity or expression, or affectional or sexual orientation

S-3672/A-6009 (Singleton, Turner, Moen, Johnson, McKnight) – Permits exemption from civil service examination requirement for entry-level law enforcement officers, sheriff's officers, and State and county correctional police officers; permits hiring or appointment of such officers under certain conditions, and makes appropriation

S-3673/A-6219 (Gopal, Greenstein/Burzichelli) – Authorizes limited breweries and craft distilleries to sell at retail and offer for sampling purposes product bottled and stored off-site under certain circumstances

S-3685/A-5576 (Ruiz, Codey/Jasey, Lampitt, Mukherji) – Permits teacher and professional staff member who provides special services retired from TPAF to return to employment for up to two years without reenrollment in TPAF if employment commences during 2021-2022 and 2022-2023 school years

S-3707/A-5673 (Vitale, Ruiz/Vainieri Huttle, Downey, Zwicker) – Repeals statute criminalizing sexual penetration while infected with venereal disease or HIV under certain circumstances; requires that in prosecutions for endangering another by creating substantial risk of transmitting infectious disease, name of defendant and other person be kept confidential

S-3764/A-3369 (Gopal, Weinberg/Johnson, Stanley, Karabinchak) – Establishes Commission on Asian American Heritage in DOE

S-3810/ACS for A-5862 (Sweeney, Addiego, Greenstein/Benson, Quijano) – "Responsible Collective Negotiations Act"

S-3968/A-5930 (Singleton, Beach/Sumter, Karabinchak) – Increases purchasing threshold permitting Director of Division of Purchase and Property to delegate authority to agencies; increases bid advertising threshold on certain contracts by same scale

S-3975/A-5963 (Greenstein, Oroho/Benson, Vainieri Huttle, DeAngelo) – Establishes requirements to commence screening newborn infants for congenital cytomegalovirus infection; establishes public awareness campaign

S-4004wGR/A-5950 (Weinberg, Greenstein/Sumter, Benson, Reynolds-Jackson) – Establishes database of certain appointed positions and elected offices

S-4020/A-5867 (Gopal, Cunningham/Chiaravalloti, Jasey, Carter) – Expands bonding authority of New Jersey Educational Facilities Authority to permit financing for general funding needs at New Jersey's institutions of higher education

S-4021/A-6100 (Gopal, Ruiz/Mukherji, Jasey, Timberlake, Stanley) – Requires school districts to provide instruction on history and contributions of Asian Americans and Pacific Islanders as part of implementation of New Jersey Student Learning Standards in Social Studies

S-4043/A-6005 (Cunningham/Jasey, Greenwald) – Raises statutory threshold for certain public bidding, permits bidder disqualification due to prior negative experience, adds exemptions to public bidding requirement under "State College Contracts Law," and establishes process for cooperative pricing system

S-4063/A-6220 (Sweeney/Giblin, Egan) – Removes New Jersey Maritime Pilot and Docking Pilot Commission from appropriations act provision that limits compensation and health benefits; clarifies PERS and SHBP eligibility for members of commission

S-4068/ACS for A-6110 and 6185 (Sarlo, Oroho/Benson, Mukherji, Bramnick) – Revises elective pass-through entity business alternative income tax

S-4074wGR/A-6000 (Ruiz, Beach/Verrelli, Lampitt, Carter) – Allows alternative evaluation in place of basic skills testing requirements for certain teacher certification

SCS for S-4102/A-6230 (Sweeney, Ruiz/Benson, Mejia, Zwicker) – Establishes Direct Support Professional Career Development Program; appropriates \$1,000,000

S-4128/A-6231 (Sweeney, Pou/Houghtaling, Conaway, Dancer) – Requires that only fruits and vegetables grown and packaged in NJ may be labeled by food retailers as local to State

S-4207/A-6119 (Sweeney, Beach/Mukherji, Egan, Pintor Marin) – Concerns apprenticeship programs of public works contractors

S-4210/A-6062 (Sweeney, Greenstein/Greenwald, McKnight, Mukherji) – Requires EDA to establish loan program to assist certain businesses with funding to provide reasonable accommodations for employees with disabilities

S-4211/A-6228 (Sweeney, Corrado/Benson, Speight, Zwicker) – Establishes county college-based adult centers for transition for individuals with developmental disabilities; makes annual appropriation of \$4.5 million

S-4218/A-6256 (Scutari/Reynolds-Jackson, Wimberly, Mukherji) – Appropriates \$2 million to CRDA to support costs associated with hosting NAACP National Convention in Atlantic City

S-4233/A-6229 (Scutari, Gopal/Mukherji, Jimenez) – Limits fees charged to patients and authorized third parties for copies of medical and billing records

S-4252/A-6182 (Madden/Murphy, Chaparro) – Limits extension of mandatory retirement to 90 days from State Police Retirement System during emergencies

A-259/S-2224 (DeAngelo, Mukherji, Benson/Gopal, Pennacchio) – Provides civil service preference to military service members who did not serve in theater of operation but received campaign or expedition medal

A-798/S-52 (Verrelli, Vainieri Huttel, Armato/Singer, Greenstein) – Establishes local drug overdose fatality review teams

A-802/S-1352 (Verrelli, Reynolds-Jackson, Murphy/Turner, Pou) – Requires certain retailers to train employees on gift card fraud

A-862wGR/S-962 (Chiaravalloti, Karabinchak/Pennacchio, Pou) – Permits municipalities to refund excess property taxes paid by a taxpayer who wins an assessment appeal as a property tax credit

A-953/S-4031 (Karabinchak, Houghtaling/Pou) – Requires architects disclose insurance coverage

ACS for A-998 and 2349/S-4312 (Moen, Downey, Houghtaling, Benson, Vainieri Huttel/Ruiz, Beach, Singleton) – The “New Jersey Social Innovation Act”; establishes social innovation loan pilot program and study commission within EDA

A-1121/S-1871 (Murphy, Dancer, Stanley/Lagana, Pennacchio) – Upgrades certain crimes of misrepresenting oneself as member or veteran of US Armed Forces or organized militia

A-1219wGR/S-1054 (Chaparro, McKnight/Stack) – Requires owner notification of rabies testing protocol prior to testing of owner’s animal for rabies

A-1229wGR/S-2161 (Schaer, Mosquera, Tucker, Lampitt, Vainieri Huttle, Quijano, Wimberly, Pintor Marin, Jasey/Turner, Singleton) – Requires DCA to make information on homeless prevention programs and services available on its Internet website

A-1293/S-3977 (Greenwald, Burzichelli, Mukherji/Greenstein, Gopal) – Establishes advisory council for the brewery, cidery, meadery, and distillery industries in NJ and provides for funding through certain alcoholic beverage tax receipts

A-1663/S-1842 (Quijano, Vainieri Huttle, Karabinchak/Cryan, Scutari) – Establishes “New Jersey Nonprofit Security Grant Program”

A-2186/S-1599 (Mukherji, Chaparro, McKnight/Codey, Pou) – Establishes Statewide database of beds in shelters for the homeless

A-2360/S-3285 (Chaparro, Karabinchak, Johnson/Greenstein, Stack) – Requires electric public utility to charge residential rate for service used by residential customer for electric vehicle charging at charging stations within certain designated parking spaces

A-2685wGR/S-4209 (Armato, Mazzeo, Mukherji/Stack) – Concerns information on property condition disclosure statement

A-2772/S-1040 (Downey, Houghtaling, Benson/Gopal) – Authorizes certain Medicaid recipients residing on post-secondary school campus to participate remotely in meetings of non-medical nature regarding Medicaid benefits

A-2877/S-1149 (Dancer, Vainieri Huttle, Reynolds-Jackson/Ruiz) – Requires registration of certain vacant and abandoned properties with municipalities and provides enforcement tools related to maintenance of these properties

A-3007/S-3127 (Lampitt, Dunn, Benson/Lagana, Gopal) – Requires institutions of higher education to provide students with access to mental health care programs and services and to establish a hotline to provide information concerning the availability of those services

A-3392/S-1219 (Reynolds-Jackson, Timberlake, Jasey/Turner, Beach) – Requires student representative be appointed to each board of education of school district and board of trustees of charter school that includes grades nine through 12

A-3804/S-1590 (Armato, Murphy, S. Kean/Beach, A.M. Bucco) – Designates 9-1-1 operators or dispatchers as 9-1-1 first responder dispatchers

A-3870/S-2807 (Karabinchak, Johnson, Mukherji/Greenstein, Pou) – “Defense Against Porch Pirates Act”; amends theft statute

A-3950wGR/S-3180 (Verrelli, Benson, Zwicker/Greenstein, Turner) – Prohibits employer use of tracking device in vehicle operated by employee under certain circumstances

A-4002wGR/S-2257 (Caputo, Dancer, Murphy/Gopal, Sarlo) – Allows deduction of promotional gaming credit from gross revenue on sports wagering

A-4232/S-4231 (Houghtaling, Dancer, Wirths/Oroho, Smith) – Creates program in Department of Agriculture for deer fencing on certain farmland

A-4238/S-2561 (Chiaravalloti, Schaer, Benson/Gopal, Singer) – Establishes minimum Medicaid reimbursement rate for adult medical day care services

A-4241/S-2894 (Downey, Vainieri Huttle, Murphy/Pou) – Requires DHS to conduct biennial survey of SNAP experience

ACS for A-4253/S-3233 (Conaway, Pinkin, Jimenez/Cryan) – Requires certain electronic medical programs to include demographic data entry feature; requires laboratories to record certain patients' demographic information; requires certain hospitals and laboratories to implement cultural competency training program

A-4366/S-2801 (Taliaferro, Sumter, Mukherji/Pou, Greenstein) – Requires Police Training Commission to contract with crisis intervention training center to provide mental health training to police officers and establish curriculum specific to persons experiencing economic crisis or substance use disorder

A-4434wGR/S-2716 (Greenwald, Lampitt, Mukherji/Beach, Ruiz) – Establishes Student Wellness Grant Program in DOE

A-4478/S2759 (Vainieri Huttle, Speight, Schepisi, DeCroce/Vitale, Madden) – Establishes additional requirements for DOH to assess sanctions and impose penalties on nursing homes; revises reporting requirements for nursing homes

A-4569/S-3535 (Reynolds-Jackson, Benson, Karabinchak/Turner) – Requires BPU, electric power suppliers, and gas suppliers to publish certain information related to filing of customer complaints

ACS for A-4655/S-3595 (Reynolds-Jackson, Wimberly, Carter/Turner) – Limits police presence at polling places and ballot drop boxes; prohibits electioneering within 100 feet of ballot drop box

A-4771/S-2951 (Downey, Armato, Mukherji/Gopal, Singleton) – Expands offenses eligible for expungement upon successful discharge from drug court

A-4856/S-3094 (Lampitt, Benson, Caputo/Ruiz, Beach) – Requires Internet websites and web services of school districts, charter schools, renaissance schools, and the Marie H. Katzenbach School for the Deaf to be accessible to persons with disabilities

A-5033wGR/S-3279 (Benson, Dancer, Verrelli/Gopal) – Authorizes motor vehicle dealers to sell motor vehicles online and obtain electronic signatures for motor vehicle transactions

ACS for A-5075wGR/S-4001 (Burzichelli, Dancer, Johnson/Sweeney, A.M. Bucco) – Removes Fire Museum and Fallen Firefighters Memorial from auspices of DEP and establishes museum as independent organization; makes \$200,000 supplemental appropriation

A-5160/S-3324 (DeAngelo, Conaway, Zwicker/Smith, Bateman) – Establishes minimum energy and water efficiency standards for certain products sold, offered for sale, or leased in the State

A-5294/S-3418 (Speight, Vainieri Huttle, Verrelli/Gopal, Madden) – Provides fast track hiring and advancement employment opportunities by State for persons with significant disabilities

A-5296/S-3426 (Speight, Vainieri Huttle, McKnight/T. Kean, Schepisi) – Provides for employment by State of certain persons with disabilities

A-5322/S-3433 (Mosquera, Vainieri Huttle, DePhillips/Cruz-Perez, T. Kean) – Provides for process to vacate and expunge certain arrests, charges, complaints, convictions, other dispositions, and DNA

records, associated with violations by certain human trafficking victims

A-5336wGR/S-3441 (Benson, Freiman, Vainieri Huttie/Diegnan, Madden) – Requires DHS to establish payment programs for purchase of transportation services from private sector and government transportation service providers

A-5439/S-3760 (Caputo, Dancer, Murphy/Gopal, Beach) – Changes deadline for New Jersey Racing Commission's annual report from end of calendar year to end of State fiscal year

A-5694/S-3783 (Houghtaling, Downey, Dancer/Gopal, Madden) – Permits dependents of military member to enroll in school district in advance of military member's relocation to district

A-5814/S-3851 (Swain, Tully, Benson/Lagana, Diegnan) – Creates Office of School Bus Safety in Department of Education; appropriates \$200,000

A-5864wGR/S-3939 (Speight, Pintor Marin, Chaparro, McKnight, DeAngelo, Bergen/Gopal, Cryan) – Allows law enforcement officers to review body worn camera recordings prior to creating initial report

A-5997/S-4084 (Coughlin, Lopez/Sweeney, O'Scanlon) – Removes requirement for Legislature, DOE, free public libraries, and historical societies to purchase "Manual of the Legislature of New Jersey"

A-6012/S-4076 (Moen, Murphy, Freiman/Sarlo, Gopal) – Appropriates \$500,000 for USS New Jersey Commissioning Committee to support commissioning of boat and assigned personnel

A-6020/S-4114 (Conaway, Jimenez, Vainieri Huttie/Codey) – Establishes requirements for certain tobacco product retailers to stock and sell nicotine replacement therapy products

A-6060/S-4272 (Tucker, Caputo, Mukherji/Cunningham) – Makes supplemental appropriation of \$8 million to DHS to increase reimbursement for funeral, burial, and crematory services provided to certain beneficiaries of Work First New Jersey and Supplemental Security Income programs

A-6073/S-4140 (Verrelli/Vitale) – Temporarily waives certain basic life support services crewmember requirements

A-6093/S-4201 (Stanley, Benson, Timberlake/Greenstein, Gopal) – Mandates periodic cancer screening examinations for firefighters enrolled in SHBP

A-6108wGR/S-4247 (DeAngelo, Egan, Houghtaling/Madden) – Updates licenses offered by and certain licensure requirements from Board of Examiners of Electrical Contractors

A-6132/S-4235 (Schaer, Greenwald, Conaway/Singer, Gopal) – Permits volunteer paramedics to operate within mobile intensive care units

A-6133/S-4251 (Bramnick, Mukherji, Downey/Scutari) – Allows certain persons not yet appointed as administrator of estate to pursue lawsuit for damages for wrongful death on behalf of deceased's survivors

A-6150/S-4119 (DeAngelo, Karabinchak, Wirths/Oroho, Pou) – Revises penalties for transfer of certain professional and occupational licenses

A-6159/S-4236 (Coughlin, McKnight/Vitale, Ruiz) – Revises and renames Office of Food Insecurity Advocate

A-6162/S-4246 (Benson, Stanley/Gopal) – Requires certain motor vehicle dealers to maintain certain

requirements for business premises

A-6205/S-4270 (Coughlin, McKeon/Pou) – Amends certain requirements concerning insurance holding companies

A-6206wGR/S-4260 (Wimberly/Diegnan, Oroho) – Codifies right of real estate broker-salespersons and salespersons to define relationship with broker as one between broker and independent contractor or employee and enforces current and previous written agreements addressing relationship

A-6207/S-4222 (Greenwald, Lampitt, Benson/Sweeney) – Eliminates requirement for DOE to set certain tuition rates for approved private schools for students with disabilities in certain cases

A-6208/S-4151 (Mosquera, DeAngelo, Armato/Greenstein, Cruz-Perez) – Appropriates \$60,940,361 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for farmland preservation purposes

A-6209/S-4154 (Freiman, Spearman, Egan/Turner, Oroho) – Appropriates \$18 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants for farmland preservation purposes

A-6210/S-4150 (Taliaferro, Moriarty, Burzichelli/Cruz-Perez, Greenstein) – Appropriates \$4.5 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for municipal planning incentive grants for farmland preservation purposes

A-6211/S-4149 (Houghtaling, Reynolds-Jackson, Downey/Cruz-Perez, Greenstein) – Appropriates \$440,240 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for grants to certain nonprofit organizations for farmland preservation purposes

A-6212/S-4148 (Jimenez, Swain, Timberlake/Codey, Corrado) – Appropriates \$54.5 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

A-6213/S-4155 (Kennedy, Carter, Tully/Bateman, Smith) – Appropriates \$49.932 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects, and Green Acres Program administrative costs

A-6214/S-4153 (Danielsen, Zwicker, Conaway/Greenstein, Smith) – Appropriates \$80,539,578 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects

A-6215/S-4152 (Stanley, Murphy, Jasey/Smith, Greenstein) – Appropriates \$14,687,510 to DEP from constitutionally dedicated CBT revenues for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes

A-6246/S-4295 (Karabinchak/Sweeney) – Concerns changes in control of hotels and disruptions of hotel services

A-6257/S-4311 (McKnight/Sweeney, Singleton) – Imposes surcharge on casino hotel occupancies to fund public safety services

A-6262/S-4314 (Burzichelli, Reynolds-Jackson, Mukherji/Sweeney, Oroho, T. Kean) – Permits PERS retiree to return to employment in NJ Legislature after retirement under certain circumstances

A-6263/S-4315 (Burzichelli, Reynolds-Jackson, Mukherji/Sweeney, Oroho, T. Kean) – Appropriates \$2 million to Legislative Services Commission

Governor Murphy pocket vetoed the following bills:

S-73/A-4580 (Bateman, Sarlo/Zwicker, Thomson, McKnight) – Establishes requirements for sale of cottage food products

S-995/A-6172 (Sweeney, A.M. Bucco/Downey, McKnight) – Requires DOLWD and DHS to conduct assessment of community rehabilitation programs and community businesses

S-1934/A-1158 (Sweeney, Pou, Cryan/Freiman, Lopez, Murphy) – Authorizes use of disability benefits for transportation provided by transportation network companies

S-2679/A-1979 (Beach, Smith/Stanley, Lopez, Kennedy) – Requires paint producers to implement or participate in paint stewardship program

S-2768/A-4664 (Singleton, Ruiz/Reynolds-Jackson, Stanley, Sumter) – Authorizes State Chief Diversity Officer to conduct disparity study concerning utilization of minority-owned and women-owned businesses in State procurement process

S-3458/A-6245 (Lagana, Gopal/Coughlin, Jimenez, Mukherji) – Revises out-of-network arbitration process

S-3529/A-5442 (Addiego, Diegnan/DeAngelo, Dancer, Dunn) – Clarifies that member of SPRS may receive accidental disability benefit under certain circumstances

S-3715/A-5804 (Cryan/Quijano, Mukherji) – Modifies certain definitions related to transient accommodation taxes and fees

S-4189/A-6112 (Vitale, Cruz-Perez/Lopez) – Permits PERS retiree to return to elective public office after retirement under certain circumstances

A-1073/S-3432 (Speight, Pintor Marin, McKnight, Timberlake/Ruiz, O'Scanlon) – Establishes requirements to screen certain people who are pregnant and who have given birth for preeclampsia

A-1269/S-3490 (Greenwald, Giblin, Calabrese/Cruz-Perez, Beach) – Eliminates one percent tax on purchasers of Class 4A commercial property transferred for consideration in excess of \$1 million

A-4958/S-3740 (Tully, Armato, Zwicker/Lagana, Oroho) – Provides temporary exemption under sales and use tax for winterizing certain small business operations

A-5334/S-3442 (Lopez, Mazzeo, Stanley/Diegnan, T. Kean) – Requires DOT, NJT, and DHS to study and implement transportation mobility and accessibility improvements for persons with autism and developmental disabilities

A-5484/S-3817 (Dancer, Caputo, Houghtaling/Lagana) – Requires New Jersey Racing Commission to adopt procedures to enforce internal controls; requires annual audit

A-6033/S-4194 (Bramnick/Sweeney, T. Kean) – Classifies golf caddies as independent contractors for purposes of State employment laws

A-6157/S-4202 (Speight, Moen/Ruiz, Beach) – Prohibits circumventing intergovernmental transfer process for law enforcement officers in certain circumstances

