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[Third Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR  
**ASSEMBLY, Nos. 3207 and 3267**

**STATE OF NEW JERSEY**  
**213th LEGISLATURE**

ADOPTED JANUARY 15, 2009

**Sponsored by:**

**Assemblyman JOHN S. WISNIEWSKI**

**District 19 (Middlesex)**

**Assemblywoman JOAN M. QUIGLEY**

**District 32 (Bergen and Hudson)**

**Assemblyman FREDERICK SCALERA**

**District 36 (Bergen, Essex and Passaic)**

**Assemblyman VINCENT PRIETO**

**District 32 (Bergen and Hudson)**

**Assemblywoman NILSA CRUZ-PEREZ**

**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

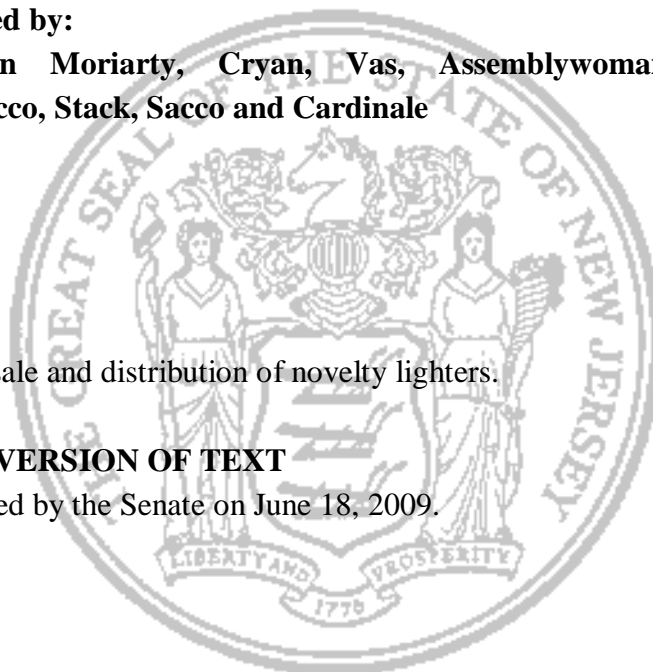
**Assemblymen Moriarty, Cryan, Vas, Assemblywoman Rodriguez,  
Senators Bucco, Stack, Sacco and Cardinale**

**SYNOPSIS**

Prohibits sale and distribution of novelty lighters.

**CURRENT VERSION OF TEXT**

As amended by the Senate on June 18, 2009.



(Sponsorship Updated As Of: 6/26/2009)

1 AN ACT prohibiting sale of novelty lighters and supplementing Title  
2 2A of the New Jersey Statutes.

3

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

6

7 1. a. A person shall not sell, or offer to sell, a novelty lighter.

8 b. For the purposes of this section, “novelty lighter” means a  
9 <sup>1</sup>[lighter, or] <sup>1</sup>mechanical or electrical device typically used for  
10 <sup>1</sup>[inducing combustion or a small flame] lighting cigarettes, cigars,  
11 or pipes<sup>1</sup>, that is <sup>1</sup>[, or may be, especially attractive to children 19  
12 years of age or younger, due to a toy-like design. This includes, but  
13 is not limited to lighters or devices that:

14 (1) depict or] designed to<sup>1</sup> resemble any cartoon character,  
15 animal, musical instrument, toy, gun, watch, vehicle, <sup>1</sup>[tool, fire  
16 extinguisher,] <sup>1</sup>food, or beverage <sup>1</sup>[: or

17 (2) incorporate features, such as buttons or devices that initiate  
18 audio or visual effects, flashing lights, or musical sounds, which  
19 may encourage a child to play with or use the lighter] or similar  
20 articles, or that plays musical notes, or has flashing lights, or has  
21 other entertaining features<sup>1</sup>.

22 A novelty lighter may operate on any fuel, including butane <sup>1</sup>,  
23 isobutene,<sup>1</sup> or liquid fuel.

24 <sup>1</sup>[c.]<sup>1</sup> Nothing in this section shall be construed to include the  
25 following in the definition of “novelty lighter”:

26 (1) any lighter manufactured prior to January 1,<sup>1</sup> 1980; <sup>1</sup>[or]<sup>1</sup>

27 (2) any lighter <sup>1</sup>[that lacks the structural capacity to hold  
28 sufficient fuel to produce combustion or flame, or that is otherwise  
29 structurally] <sup>1</sup>incapable of <sup>1</sup>[producing] being fueled or lacking a  
30 device necessary to produce<sup>1</sup> combustion or <sup>1</sup>a<sup>1</sup> flame <sup>1</sup>;

31 (3) any mechanical or electrical device primarily used to ignite  
32 fuel for fireplaces or for charcoal or gas grills; or

33 (4) standard<sup>3</sup> <sup>3</sup>[disposable]<sup>3</sup> lighters that are printed or decorated  
34 with logos, labels, decals, or artwork, or heat shrinkable sleeves<sup>1</sup>.

35

36 <sup>2</sup>[2.A retailer shall not:

37 a. display a matchbook, or box of matches, for free  
38 distribution; or

39 b. store or place a matchbook, or box of matches, where it may  
40 be obtained by a consumer without assistance.]<sup>2</sup>

**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:

<sup>1</sup> Assembly floor amendments adopted March 5, 2009.

<sup>2</sup> Senate SCM committee amendments adopted June 11, 2009.

<sup>3</sup> Senate floor amendments adopted June 18, 2009.

1       <sup>2</sup>[3.] 2.<sup>2</sup> A law enforcement officer or fire official may  
2 confiscate a novelty lighter <sup>2</sup>[, matchbook, or box of matches]<sup>2</sup> that  
3 is sold <sup>2</sup>[, ] or<sup>2</sup> offered for sale <sup>2</sup>[, displayed, stored, or placed]<sup>2</sup> in  
4 violation of section 1 <sup>2</sup>[or 2]<sup>2</sup> of P.L. , c. (C. ) (pending  
5 before the Legislature as this bill).

6  
7       <sup>2</sup>[4.] 3.<sup>2</sup> A person who violates the provisions of section 1 of  
8 P.L. , c. (C. ) (pending before the Legislature as this bill)  
9 shall, in addition to any other legal or equitable relief, be liable for  
10 a civil penalty of not more than <sup>2</sup>[\$10,000] \$1,000<sup>2</sup> for the first  
11 offense and not more than <sup>2</sup>[\$20,000] \$2,000<sup>2</sup> for the second and  
12 each subsequent offense.

13  
14       <sup>2</sup>[5.] 4.<sup>2</sup> The enforcing agency shall be entitled, if successful  
15 in the matter, to the reasonable costs of the action, including, but  
16 not limited to, investigative and legal costs, as may be filed with  
17 and approved by the court.

18  
19       <sup>2</sup>[6.] 5.<sup>2</sup> To accomplish the objectives and to carry out the  
20 duties prescribed by this act, the Attorney General shall have all of  
21 the powers granted to him under:

- 22       a. section 3 of P.L.1960, c.39 (C.56:8-3);
- 23       b. section 4 of P.L.1960, c.39 (C.56:8-4);
- 24       c. section 5 of P.L.1960, c.39 (C.56:8-5);
- 25       d. section 6 of P.L.1960, c.39 (C.56:8-6); and
- 26       e. section 8 of P.L.1960, c.39 (C.56:8-8).

27  
28       <sup>2</sup>[7.] 6.<sup>2</sup> This act shall take effect on the first day of the  
29 seventh month following enactment.

# ASSEMBLY, No. 3207

## STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED SEPTEMBER 25, 2008

**Sponsored by:**

**Assemblyman JOHN S. WISNIEWSKI**

**District 19 (Middlesex)**

**Assemblyman FREDERICK SCALERA**

**District 36 (Bergen, Essex and Passaic)**

**Co-Sponsored by:**

**Assemblymen Moriarty and Cryan**

**SYNOPSIS**

Prohibits retail mercantile establishments from selling novelty lighters.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/16/2009)**

1 AN ACT concerning the sale of novelty lighters and supplementing  
2 P.L.1960, c.39 (C.56:8-1 et seq.).

3

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

6

7 1. It shall be an unlawful practice and a violation of P.L.1960,  
8 c.39 (C.56:8-1 et seq.) for a retail mercantile establishment to sell  
9 or offer to sell to a customer a novelty lighter.

10 As used in this section, "novelty lighter" means a mechanical or  
11 electrical device typically used for lighting cigarettes, cigars, or  
12 pipes that has entertaining audio or visual effects, or that resembles  
13 in physical form or function articles commonly recognized as  
14 appealing to or intended for use by children 15 years of age or  
15 younger and includes, but is not limited to, lighters that resemble  
16 cartoon characters, toys, guns, watches, musical instruments,  
17 vehicles, toy animals, food or beverages, or that play musical notes  
18 or have flashing lights or other entertaining features. "Novelty  
19 lighter" does not mean a lighter manufactured prior to January 1,  
20 1980, or a lighter lacking fuel or lacking a device necessary to  
21 produce combustion or a flame.

22

23 2. The Director of the Division of Consumer Affairs in the  
24 Department of Law and Public Safety shall adopt rules and  
25 regulations pursuant to the "Administrative Procedure Act,"  
26 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate  
27 the purposes of this act.

28

29 3. This act shall take effect on the first day of the third month  
30 after enactment.

31

32

33

STATEMENT

34

35 This bill stipulates that it is an unlawful practice and a violation  
36 of the consumer fraud act for a retail mercantile establishment to  
37 sell or offer to sell to a customer a novelty lighter. As defined in  
38 this bill, "novelty lighter" means a mechanical or electrical device  
39 typically used for lighting cigarettes, cigars, or pipes that has  
40 entertaining audio or visual effects, or that resembles in physical  
41 form or function articles commonly recognized as appealing to or  
42 intended for use by children 15 years of age or younger and  
43 includes, but is not limited to, lighters that resemble cartoon  
44 characters, toys, guns, watches, musical instruments, vehicles, toy  
45 animals, food or beverages, or that play musical notes or have  
46 flashing lights or other entertaining features. "Novelty lighter" does  
47 not mean a lighter manufactured prior to January 1, 1980, or a

1 lighter lacking fuel or lacking a device necessary to produce  
2 combustion or a flame.

3 An unlawful practice under the consumer fraud act is punishable  
4 by a monetary penalty of not more than \$10,000 for a first offense  
5 and not more than \$20,000 for any subsequent offense. In addition,  
6 violations can result in cease and desist orders issued by the  
7 Attorney General, the assessment of punitive damages and the  
8 awarding of treble damages and costs to the injured party.



# ASSEMBLY, No. 3267

## STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED OCTOBER 6, 2008

**Sponsored by:**

**Assemblywoman JOAN M. QUIGLEY**

**District 32 (Bergen and Hudson)**

**Assemblyman VINCENT PRIETO**

**District 32 (Bergen and Hudson)**

**SYNOPSIS**

Prohibits sale and distribution of novelty lighters.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT prohibiting sale of novelty lighters and supplementing  
2 P.L.1960, c.39 (C.56:8-1 et seq.).

3

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

6

7 1. a. It shall be an unlawful practice to sell, distribute, or offer  
8 for sale or distribution, any novelty lighter.

9 b. For the purposes of this section, “novelty lighter” means a  
10 lighter, or mechanical or electrical device typically used for  
11 inducing combustion or a small flame, that is, or may be, especially  
12 attractive to children 10 years of age or younger, due to a toy-like  
13 design. This includes, but is not limited to lighters or devices that:

14 (1) depict or resemble any cartoon character, animal, musical  
15 instrument, toy, gun, watch, vehicle, tool, fire extinguisher, food, or  
16 beverage; or

17 (2) incorporate features, such as buttons or devices that initiate  
18 audio or visual effects, flashing lights, or musical sounds, which  
19 may encourage a child to play with or use the lighter.

20 A novelty lighter may operate on any fuel, including butane or  
21 liquid fuel.

22 c. Nothing in this section shall be construed to include the  
23 following in the definition of “novelty lighter”:

24 (1) any lighter manufactured prior to 1980; or

25 (2) any lighter that lacks the structural capacity to hold sufficient  
26 fuel to produce combustion or flame, or that is otherwise  
27 structurally incapable of producing combustion or flame.

28

29 2. This act shall take effect on the first day of the seventh month  
30 following enactment.

31

32

33 STATEMENT

34

35 This bill would make it an unlawful practice to sell or distribute  
36 novelty lighters.

37 “Novelty lighter” is defined in the bill as “a lighter, or  
38 mechanical or electrical device typically used for inducing  
39 combustion or a small flame, that is, or may be, especially attractive  
40 to children 10 years of age or younger, due to a toy-like design.”

41 The bill specifies that novelty lighters may operate on any fuel, and  
42 include lighters or devices that:

43 • depict or resemble any cartoon character, animal, musical  
44 instrument, toy, gun, watch, vehicle, tool, fire extinguisher,  
45 food, or beverage; or

46 • incorporate features, such as buttons or devices that initiate  
47 audio or visual effects, flashing lights, or musical sounds,  
48 which may encourage a child to play with or use the lighter.

1 Under the bill, lighters manufactured prior to 1980 or which  
2 structurally lack the capacity to hold sufficient fuel to produce, or  
3 are otherwise incapable of producing, combustion or flame are  
4 exempt from its provisions.

5 An unlawful practice under the Consumer Fraud Act is  
6 punishable by a monetary penalty of not more than \$10,000 for a  
7 first offense and not more than \$20,000 for any subsequent offense.  
8 In addition, a violation can result in cease and desist orders issued  
9 by the Attorney General, the assessment of punitive damages and  
10 the awarding of treble damages and costs to the injured.

# ASSEMBLY CONSUMER AFFAIRS COMMITTEE

## STATEMENT TO

### ASSEMBLY COMMITTEE SUBSTITUTE FOR ASSEMBLY, Nos. 3207 and 3267

# STATE OF NEW JERSEY

DATED: JANUARY 15, 2009

The Assembly Consumer Affairs Committee reports favorably an Assembly Committee Substitute for Assembly Bill Nos. 3207 and 3267.

This Assembly committee substitute for Assembly Bill Nos. 3207 and 3267 prohibits the sale of novelty lighters.

“Novelty lighter” is defined in the committee substitute as “a lighter, or mechanical or electrical device typically used for inducing combustion or a small flame, that is, or may be, especially attractive to children 19 years of age or younger, due to a toy-like design.” The bill specifies that novelty lighters may operate on any fuel, and include lighters or devices that:

- depict or resemble any cartoon character, animal, musical instrument, toy, gun, watch, vehicle, tool, fire extinguisher, food, or beverage; or
- incorporate features, such as buttons or devices that initiate audio or visual effects, flashing lights, or musical sounds, which may encourage a child to play with or use the lighter.

Under this committee substitute, lighters manufactured prior to 1980 or which structurally lack the capacity to hold sufficient fuel to produce, or are otherwise incapable of producing combustion or flames, are exempt from its provisions.

In addition, this committee substitute would prohibit retailers from either:

- displaying a matchbook, or box of matches, for free distribution; or
- storing or placing a matchbook, or box of matches, where it may be obtained by a consumer without assistance.

The committee substitute authorizes law enforcement officers and fire officials to confiscate novelty lighters, matchbooks, or boxes of matches that are sold, offered for sale, displayed, stored, or placed in violation of the bill’s provisions. Under this committee substitute, violators are liable for a civil penalty of up to \$10,000 for the first offense and up to \$20,000 for subsequent offenses. Furthermore, the enforcing agency is entitled to recover reasonable costs of the action if it is successful in the matter.

In addition to these enforcement provisions, the committee substitute specifies that the Attorney General may avail himself of certain powers granted to him under the Consumer Fraud Act in enforcing the provisions of this legislation, including the powers to:

- require a certain level of compliance in investigations;
- issue subpoenas and conduct hearings; and
- issue cease and desist orders.

# SENATE COMMERCE COMMITTEE

## STATEMENT TO

[First Reprint]

### ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, Nos. 3207 and 3267**

with committee amendments

# STATE OF NEW JERSEY

DATED: JUNE 11, 2009

The Senate Commerce Committee reports favorably, and with committee amendments, Assembly Committee Substitute (1R) for Assembly Bill Nos. 3207 and 3267.

This substitute bill, as amended, prohibits the sale of certain novelty lighters. Under the bill, a person shall not sell, or offer to sell, a “novelty lighter,” which is defined as a mechanical or electrical device typically used for lighting cigarettes, cigars, or pipes, that is designed to resemble any cartoon character, animal, musical instrument, toy, gun, watch, vehicle, food, or beverage or similar articles, or that plays musical notes, or has flashing lights or other entertaining features. The bill exempts the following from the definition of “novelty lighter”: (1) any lighter manufactured prior to January 1, 1980; (2) any lighter incapable of being fueled or lacking a device necessary to produce combustion or a flame; (3) any mechanical or electrical device primarily used to ignite fuel for fireplaces or for charcoal or gas grills; or (4) standard disposable lighters that are printed or decorated with logos, labels, decals, or artwork, or heat shrinkable sleeves.

Any law enforcement officer or fire official may confiscate a novelty lighter sold or offered for sale in violation of the bill’s provisions. In addition, a person who violates the bill’s provisions shall be liable for a civil penalty of not more than \$1,000 for a first offense and not more than \$2,000 for each subsequent offense, plus reasonable costs, including investigative and legal costs, incurred by the enforcing agency.

The Attorney General, to accomplish the objectives and carry out the duties prescribed by the bill, shall have the following powers, cross-referenced from the powers provided to the Attorney General under the consumer fraud act, P.L.1960, c.39 (C.56:8-1 et seq.): to conduct investigations; to issue subpoenas and conduct hearings; and to seek and obtain injunctions in Superior Court.

The committee amendments to the bill:

- remove provisions regulating the retail display and storage of matches; and
- reduce the civil penalties for violations of the bill's provisions, from \$10,000 to \$1,000 for a first offense, and from \$20,000 to \$2,000 for a second and each subsequent offense.

This bill, as amended, is identical to Senate Bill No. 2151, as amended and reported by the committee today.

STATEMENT TO

**ASSEMBLY COMMITTEE SUBSTITUTE FOR  
ASSEMBLY, Nos. 3207 and 3267**

with Assembly Floor Amendments  
(Proposed By Assemblyman WISNIEWSKI)

ADOPTED: MARCH 5, 2009

The Assembly Committee Substitute for Assembly Bill Nos. 3207 and 3267 prohibits the sale of novelty lighters.

These Assembly amendments change the definition of “novelty lighters to include mechanical or electrical devices typically used for lighting cigarettes, cigars, or pipes, that are designed to resemble any cartoon character, animal, musical instrument, toy, gun, watch, vehicle, food, or beverage or similar articles, or which play musical notes, have flashing lights, or have other entertaining features.

Under these amendments, none of the following would be considered novelty lighters:

- any lighter manufactured prior to January 1, 1980;
- any lighter incapable of being fueled or lacking a device necessary to produce combustion or a flame;
- any mechanical or electrical device primarily used to ignite fuel for fireplaces or for charcoal or gas grills; or
- standard disposable lighters that are printed or decorated with logos, labels, decals, or artwork, or heat shrinkable sleeves.



STATEMENT TO

[Second Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR  
**ASSEMBLY, No. 3207**

with Senate Floor Amendments  
(Proposed by Senator BUCCO)

ADOPTED: JUNE 18, 2009

These amendments remove the modifier "disposable" to clarify that all standard lighters that are printed or decorated with logos, labels, decals, or artwork, or heat shrinkable sleeves are not included within the definition of novelty lighters.

# SENATE, No. 2151

## STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED OCTOBER 6, 2008

**Sponsored by:**

**Senator ANTHONY R. BUCCO**

**District 25 (Morris)**

**Senator BRIAN P. STACK**

**District 33 (Hudson)**

**Co-Sponsored by:**

**Senators Sacco and Cardinale**

**SYNOPSIS**

Prohibits retail mercantile establishments from selling novelty lighters.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 4/28/2009)**

S2151 BUCCO, STACK

2

1 AN ACT concerning the sale of novelty lighters and supplementing  
2 P.L.1960, c.39 (C.56:8-1 et seq.).

3

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

6

7 1. It shall be an unlawful practice and a violation of P.L.1960,  
8 c.39 (C.56:8-1 et seq.) for a retail mercantile establishment to sell  
9 or offer to sell to a customer a novelty lighter.

10 As used in this section, "novelty lighter" means a mechanical or  
11 electrical device typically used for lighting cigarettes, cigars, or  
12 pipes that has entertaining audio or visual effects, or that resembles  
13 in physical form or function articles commonly recognized as  
14 appealing to or intended for use by children 15 years of age or  
15 younger and includes, but is not limited to, lighters that resemble  
16 cartoon characters, toys, guns, watches, musical instruments,  
17 vehicles, toy animals, food or beverages, or that play musical notes  
18 or have flashing lights or other entertaining features. "Novelty  
19 lighter" does not mean a lighter manufactured prior to January 1,  
20 1980, or a lighter lacking fuel or lacking a device necessary to  
21 produce combustion or a flame.

22

23 2. The Director of the Division of Consumer Affairs in the  
24 Department of Law and Public Safety shall adopt rules and  
25 regulations pursuant to the "Administrative Procedure Act,"  
26 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate  
27 the purposes of this act.

28

29 3. This act shall take effect on the first day of the third month  
30 after enactment.

31

32

33

STATEMENT

34

35 This bill stipulates that it is an unlawful practice and a violation  
36 of the consumer fraud act for a retail mercantile establishment to  
37 sell or offer to sell to a customer a novelty lighter. As defined in  
38 this bill, "novelty lighter" means a mechanical or electrical device  
39 typically used for lighting cigarettes, cigars, or pipes that has  
40 entertaining audio or visual effects, or that resembles in physical  
41 form or function articles commonly recognized as appealing to or  
42 intended for use by children 15 years of age or younger and  
43 includes, but is not limited to, lighters that resemble cartoon  
44 characters, toys, guns, watches, musical instruments, vehicles, toy  
45 animals, food or beverages, or that play musical notes or have  
46 flashing lights or other entertaining features. "Novelty lighter" does  
47 not mean a lighter manufactured prior to January 1, 1980, or a

**S2151 BUCCO, STACK**

3

1 lighter lacking fuel or lacking a device necessary to produce  
2 combustion or a flame.

3 An unlawful practice under the consumer fraud act is punishable  
4 by a monetary penalty of not more than \$10,000 for a first offense  
5 and not more than \$20,000 for any subsequent offense. In addition,  
6 violations can result in cease and desist orders issued by the  
7 Attorney General, the assessment of punitive damages and the  
8 awarding of treble damages and costs to the injured party.

# SENATE COMMERCE COMMITTEE

## STATEMENT TO

### **SENATE, No. 2151**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JUNE 11, 2009

The Senate Commerce Committee reports favorably, and with committee amendments, Senate Bill No. 2151.

This bill, as amended, prohibits the sale of certain novelty lighters. Under the bill, a person shall not sell, or offer to sell, a “novelty lighter,” which is defined as a mechanical or electrical device typically used for lighting cigarettes, cigars, or pipes, that is designed to resemble any cartoon character, animal, musical instrument, toy, gun, watch, vehicle, food, or beverage or similar articles, or that plays musical notes, or has flashing lights or other entertaining features. The bill exempts the following from the definition of “novelty lighter”: (1) any lighter manufactured prior to January 1, 1980; (2) any lighter incapable of being fueled or lacking a device necessary to produce combustion or a flame; (3) any mechanical or electrical device primarily used to ignite fuel for fireplaces or for charcoal or gas grills; or (4) standard disposable lighters that are printed or decorated with logos, labels, decals, or artwork, or heat shrinkable sleeves.

Any law enforcement officer or fire official may confiscate a novelty lighter sold or offered for sale in violation of the bill’s provisions. In addition, a person who violates the bill’s provisions shall be liable for a civil penalty of not more than \$1,000 for a first offense and not more than \$2,000 for each subsequent offense, plus reasonable costs, including investigative and legal costs, incurred by the enforcing agency.

The Attorney General, to accomplish the objectives and carry out the duties prescribed by the bill, shall have the following powers, cross-referenced from the powers provided to the Attorney General under the consumer fraud act, P.L.1960, c.39 (C.56:8-1 et seq.): to conduct investigations; to issue subpoenas and conduct hearings; and to seek and obtain injunctions in Superior Court.

The committee amendments to the bill:

- remove the bill as a supplement to the consumer fraud act, and relocate its provisions in Title 2A of the New Jersey Statutes concerning specific civil actions;
- refine the definition of “novelty lighter” as set forth above;

- permit any law enforcement officer or fire official to confiscate a novelty lighter that is sold or offered for sale in violation of the bill's provisions;

- provide for monetary penalties regarding violations concerning novelty lighters, as well as the assessment of additional costs, including investigative and legal costs; and

- provide the Attorney General with enforcement powers cross-referenced from powers granted to the Attorney General under the consumer fraud act.

This bill, as amended, is identical to Assembly Committee Substitute (1R) for Assembly Bill Nos. 3207 and 3267, as amended and reported by the committee today.

STATEMENT TO  
[First Reprint]  
**SENATE, No. 2151**

with Senate Floor Amendments  
(Proposed by Senator BUCCO)

ADOPTED: JUNE 18, 2009

These amendments remove the modifier "disposable" to clarify that all standard lighters that are printed or decorated with logos, labels, decals, or artwork, or heat shrinkable sleeves are not included within the definition of novelty lighters.