

CHAPTER 257

AN ACT concerning motor vehicle wheel weights and supplementing Title 13 of the Revised Statutes.

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

C.13:1E-99.116 Certain wheel weights prohibited; terms defined.

1. a. No person shall install on any motor vehicle a weight or other product used to balance a motor vehicle wheel or tire if the weight or other product contains lead or mercury that was intentionally added during the manufacture of the product.

b. No person shall sell or offer to sell a weight or other product for balancing a motor vehicle wheel or tire if the weight or other product contains lead or mercury that was intentionally added during the manufacture of the product.

c. No person shall sell a new motor vehicle equipped with a weight or other product used to balance a motor vehicle wheel or tire if the weight or other product contains lead or mercury that was intentionally added during the manufacture of the product.

d. As used in this act:

“Motor vehicle” means the same as that term is defined in R.S.39:1-1.

“New motor vehicle” means a motor vehicle that has not been previously sold to a person other than a distributor, wholesaler, or dealer of motor vehicles for resale.

C.13:1E-99.117 Public education program.

2. a. The Department of Environmental Protection shall establish a public education program to assure the widespread dissemination of information concerning the provisions of this act.

b. The department shall have the right to enter, at any time during normal business hours, and upon presentation of appropriate credentials, any retail establishment at which weights and other products used to balance motor vehicle wheels or tires are used or sold, and any new motor vehicle dealer, in order to determine compliance with the provisions of this act.

C.13:1E-99.118 Violations, penalties.

3. a. Any person convicted of a violation of this act shall be subject to a penalty of up to \$2,500 for each offense, to be collected by the State in a civil action by a summary proceeding under the “Penalty Enforcement Law of 1999,” P.L.1999, c.274 (C.2A:58-10 et seq.). The Superior Court and the municipal court shall have jurisdiction over proceedings for the enforcement of the penalty provided by this section.

b. The department may institute a civil action for injunctive relief to enforce this act and to prohibit and prevent a violation of this act, and the court may proceed in the action in a summary manner.

4. Section 2 of this act shall take effect immediately and sections 1 and 3 shall take effect on the 180th day after the date of enactment.

Approved January 8, 2018.