

## CHAPTER 114

AN ACT concerning the sale or distribution of products containing asbestos, 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-99.119 Sale, distribution of products containing asbestos prohibited.

1. a. No person shall sell, offer for sale, or distribute in the State any product that contains asbestos.

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

c. As used in this section: "asbestos" means the same as the term is defined in section 3 of P.L.1984, c.173 (C.34:5A-34).

C.13:1E-99.120 Public education program; enforcement.

2. a. The Department of Environmental Protection shall establish a public education program to assure the widespread dissemination of information concerning the prohibition contained in section 1 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 in order to determine compliance with the provisions of this act.

C.13:1E-99.121 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 in the Superior Court 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. This act shall take effect on the first day of the fourth month following the date of enactment.

Approved May 10, 2019.