

ASSEMBLY, No. 1577

STATE OF NEW JERSEY 213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblyman NEIL M. COHEN

District 20 (Union)

SYNOPSIS

Requires bittering agent to be added to certain engine coolants and antifreeze to render it unpalatable.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning antifreeze and engine coolant, and
2 supplementing Title 13 of the Revised Statutes.

3

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

6

7 1. As used in this act:

8 "Antifreeze" means any substance intended for use as the cooling
9 medium, or to be added to the cooling liquid, in the cooling system
10 of internal combustion engines to prevent freezing of the cooling
11 liquid or to lower its freezing point.

12

13 2. a. Any engine coolant or antifreeze sold in the State on or
14 after January 1, 2006, that is manufactured on or after July 1, 2005,
15 and that contains more than ten percent ethylene glycol, shall
16 include denatonium benzoate at a minimum of thirty parts per
17 million and a maximum of fifty parts per million as an aversive or
18 bittering agent within the product so as to render it unpalatable.
19 Another aversive agent may be used as a bittering agent if it meets
20 or exceeds the degree of aversion in test subjects obtained by
21 utilizing the formulation of thirty parts per million of denatonium
22 benzoate in engine coolant or antifreeze.

23

24 b. Any manufacturer or packager of antifreeze subject to this
25 section shall maintain a record of the trade name, scientific name,
26 and active ingredients of any bittering agent used pursuant to this
27 section. Information and documentation maintained pursuant to this
28 section shall be made available to a member of the public upon
29 request.

30

31 3. A manufacturer, packager, seller, distributor or recycler of
32 antifreeze that is required pursuant to this act to include a bittering
33 agent shall not be liable to any person for any bodily injury, death
34 or damage to property that results from the inclusion of the bittering
35 agent in the antifreeze in the concentration required by this act
36 unless the personal injury, death or damage to the property results
37 from willful conduct of the manufacturer, packager, seller,
38 distributor or recycler of the antifreeze.

39

40 4. The provisions of this act shall not apply to any of the
41 following:

42

43 a. the sale of a motor vehicle that contains antifreeze; or

44

45 b. a whole container of engine coolant or antifreeze containing
fifty-five gallons or more of engine coolant or antifreeze.

46

47 5. This act shall take effect immediately.

1 STATEMENT

2

3 This bill would provide that any antifreeze or engine coolant sold
4 in New Jersey on or after January 1, 2006, that is manufactured on
5 or after July 1, 2005, and that contains more than ten percent
6 ethylene glycol, shall include denatonium benzoate at a minimum of
7 thirty parts per million and a maximum of fifty parts per million as
8 a bittering agent within the product so as to render it unpalatable.
9 The provisions of this act shall not apply to the sale of a motor
10 vehicle that contains antifreeze, or a whole container of engine
11 coolant or antifreeze containing fifty-five gallons or more of engine
12 coolant or antifreeze.

13 As used in this act, "antifreeze" means all substances and
14 preparations intended for use as the cooling medium, or to be added
15 to the cooling liquid, in the cooling system of internal combustion
16 engines to prevent freezing of the cooling liquid or to lower its
17 freezing point. Antifreeze contains ethylene glycol, a deadly toxin.