

ASSEMBLY, No. 5294

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED MARCH 16, 2023

Sponsored by:

Assemblyman LOUIS D. GREENWALD

District 6 (Burlington and Camden)

Assemblywoman LISA SWAIN

District 38 (Bergen and Passaic)

Assemblyman KEVIN J. ROONEY

District 40 (Bergen, Essex, Morris and Passaic)

Co-Sponsored by:

Assemblymen Giblin and Sauickie

SYNOPSIS

Exempts sales of investment metal bullion and investment coins from sales and use tax.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/27/2023)

1 AN ACT exempting the sale of certain investment metal bullion and
2 coins from the sales and use tax and supplementing P.L.1966,
3 c.30 (C.54:32B-1 et seq.).
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
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8 1. a. Receipts from sales of investment metal bullion and
9 investment coins are exempt from the tax imposed under the “Sales
10 and Use Tax Act,” P.L.1996, c.30 (C.54:32B-1 et seq.).

11 b. As used in this section:

12 “Investment metal bullion” means any elementary precious metal
13 that has been put through a process of smelting or refining,
14 including, but not limited to, gold, silver, platinum, and palladium,
15 and that is in such state or condition that its value depends upon its
16 contents and not its form. “Investment metal bullion” shall not
17 include any precious metal that has been assembled, fabricated,
18 manufactured, or processed in one or more specific and customary
19 industrial, professional, aesthetic, or artistic uses.

20 “Investment coin” means any numismatic coin manufactured of
21 gold, silver, platinum, palladium, or any other metal, including non-
22 precious metals, and having a fair market value of not less than
23 \$1,000. “Investment coin” shall not include jewelry or works of art
24 made of coins, nor shall it include commemorative medallions.
25

26 2. This act shall take effect immediately and apply to receipts
27 received from retail sales made on or after the first day of the fourth
28 month next following the date of enactment.
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32 STATEMENT

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34 This bill provides an exemption from the sales and use tax for
35 the sale of investment metal bullion and investment coins.

36 As defined in the bill, “investment metal bullion” means any
37 elementary precious metal that has been put through a process of
38 smelting or refining, including, but not limited to, gold, silver,
39 platinum, and palladium, and that is in such state or condition that
40 its value depends upon its contents and not its form. However, the
41 exemption would not apply to the sale of precious metals that have
42 been assembled, fabricated, manufactured, or processed in one or
43 more specific and customary industrial, professional, aesthetic, or
44 artistic uses.

45 The bill also defines “investment coin” as any numismatic coin
46 manufactured of gold, silver, platinum, palladium, or any other
metal, including non-precious metals, and having a fair market

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1 value of not less than \$1,000. However, the exemption would not
2 apply to the sale of jewelry or works of art made of coins, nor
3 would it apply the sale of commemorative medallions.

4 The bill is also intended to treat investment metal bullion and
5 investment coins similar to other investment instruments, such as
6 stocks, which are not subject to sales tax.