

**34:11-56.54a et al**  
**LEGISLATIVE HISTORY CHECKLIST**  
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**LAWS OF:** 2021                    **CHAPTER:** 423

**NJSA:** 34:11-56.54a et al (Concerns apprenticeship programs of public works contractors.)

**BILL NO:** S4207                    (Substituted for A6119 (2R))

**SPONSOR(S)** Sweeney, Stephen M. and others

**DATE INTRODUCED:** 12/2/2021

**COMMITTEE:**                    **ASSEMBLY:** ---

**SENATE:** Labor  
Budget & Appropriations

**AMENDED DURING PASSAGE:** Yes

**DATE OF PASSAGE:**                    **ASSEMBLY:** 1/10/2022

**SENATE:** 1/10/2022

**DATE OF APPROVAL:** 1/18/2022

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (Third Reprint enacted)                    Yes

**S4207**

**INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT):**                    Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** No

**SENATE:** Yes                    Labor  
Budget & Appropriations

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**                    Yes                    12/20/2021

**LEGISLATIVE FISCAL ESTIMATE:**                    Yes                    12/23/2021  
1/13/2022

**A6119 (2R)**

**INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT):**                    Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** Yes                    Labor  
Appropriations

**SENATE:** No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** Yes 1/7/2022

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

RWH/JA



§4  
C.34:11-56.54a  
§6  
C.34:11-56.55a  
§7  
C.34:11-56.51a  
§8  
Repealer

P.L. 2021, CHAPTER 423, *approved January 18, 2022*  
Senate, No. 4207 (*Third Reprint*)

1 **AN ACT** concerning apprenticeship programs of public works  
2 contractors, amending and supplementing P.L.1999, c.238, and  
3 repealing section 2 of P.L.2019, c.518.

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

7  
8 1. Section 5 of P.L.1999, c.238 (C.34:11-56.52) is amended to  
9 read as follows:

10 5. a. A contractor shall register in writing with the department  
11 on a form provided by the commissioner. The form shall require the  
12 following information:

13 (1) The name, principal business address and telephone number  
14 of the contractor;

15 (2) Whether the contractor is a corporation, partnership, sole  
16 proprietorship, or other form of business entity;

17 (3) If the contractor's principal business address is not within the  
18 State, the name and address of the contractor's custodian of records  
19 and agent for service of process in this State;

20 (4) The name and address of each person with a financial  
21 interest in the contractor and the percentage interest, except that if  
22 the contractor is a publicly-traded corporation, the contractor shall  
23 supply the names and addresses of the corporation's officers;

24 (5) The contractor's tax identification number and  
25 unemployment insurance registration number;

26 (6) A certification form provided by the commissioner, with  
27 documentation satisfactory to the commissioner, that the contractor  
28 has all valid and effective licenses, registrations or certificates  
29 required by State law, including registrations or certifications  
30 required to do business in the State of New Jersey, and the  
31 contractor, if directly employing craftworkers, participates in a  
32 registered apprenticeship program as defined in section 3 of  
33 P.L.1999, c.238 (C.34:11-56.50) for each craft they employ;

34 (7) A certification form provided by the commissioner, with  
35 supporting documentation, establishing to the satisfaction of the

**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>Senate SLA committee amendments adopted December 6, 2021.

<sup>2</sup>Senate SBA committee amendments adopted December 16, 2021.

<sup>3</sup>Senate floor amendments adopted December 20, 2021.

1 commissioner that the registered apprenticeship program, as defined  
2 in section 3 of P.L.1999, c.238 (C.34:11-56.50), <sup>1</sup>in which the  
3 contractor<sup>1</sup> meets all of the requirements of section<sup>1</sup> [1 of  
4 P.L.2005, c.379 (C.34:11-56.58)] 6 of P.L. , c. (C. )  
5 (pending before the Legislature as this bill)<sup>1</sup> , and 29 C.F.R.  
6 ss.<sup>1</sup>29.3, 29.4,<sup>1</sup> 29.5, 29.6 and 29.7;

7 (a) If it is determined by the commissioner that a registered  
8 apprenticeship program in which the contractor participates does  
9 not meet all of the requirements of 29 C.F.R. ss.<sup>1</sup>29.3, 29.4,<sup>1</sup> 29.5,  
10 29.6 and 29.7, that determination of the commissioner shall, subject  
11 to the requirements of subsection b. of section 9 of P.L.1999, c.238  
12 (C.34:11-56.56), including the contractor's right to request a  
13 hearing, result in initial registration application denial, registration  
14 renewal denial, revocation, or suspension of the certificate of  
15 registration to perform public work in New Jersey;

16 (b) The determination of the commissioner under this paragraph  
17 shall only impact the contractor's ability to obtain or maintain its  
18 public works contractor registration certificate under P.L.1999,  
19 c.238 (C.34:11-56.48 et seq.), and shall not affect the status of the  
20 registered apprenticeship program for the purpose of its continued  
21 operation in New Jersey; <sup>1</sup>unless the registration application is  
22 filed by a sponsor that does not meet the requirements of 29 C.F.R.  
23 ss.29.3, 29.4, 29.5, 29.6 and 29.7, in which case that determination  
24 of the commissioner shall, subject to the requirements of subsection  
25 b. of section 4 of P.L. , c. (C. ) (pending before the  
26 Legislature as this bill), including the contractor's right to request a  
27 hearing, result in initial registration application denial, registration  
28 renewal denial, revocation, or suspension of the certificate of  
29 registration of all contractors affiliated with the sponsor to perform  
30 public work in New Jersey;】

31 (c) A determination by the commissioner under subparagraph (a)  
32 of this paragraph (7) that a registered apprenticeship program in  
33 which the contractor participates does not meet all of the  
34 requirements of 29 C.F.R. ss. 29.3, 29.4, 29.5, 29.6 and 29.7 shall  
35 result not only in initial registration application denial, registration  
36 renewal denial, revocation or suspension of that contractor's  
37 certificate of registration to perform public work in New Jersey, but  
38 also shall result in the initial registration application denial,  
39 registration renewal denial, revocation or suspension of every  
40 contractor who is meeting the apprenticeship program participation  
41 requirement through participation in the non-complaint registered  
42 apprenticeship program; provided that any initial registration  
43 application denial, registration renewal denial, revocation or  
44 suspension shall be subject to the requirements of subsection b. of  
45 section 9 of P.L. 1999, c.238 (C.34:11-56.56), including the  
46 contractor's right to request a hearing;<sup>1</sup>

47 and

1       (8) Any other relevant and appropriate information as  
2 determined by the commissioner.

3       b. At the time of registration, and subsequently upon request,  
4 the contractor shall submit to the commissioner documentation  
5 demonstrating that the contractor has worker's compensation  
6 insurance coverage for all workers as required by law.  
7 (cf: P.L.2019, c.21, s.2)

8  
9       2. Section 6 of P.L.1999, c.238 (C.34:11-56.53) is amended to  
10 read as follows:

11       6. a. The contractor shall pay an initial annual non-refundable  
12 registration fee of **[\$300]** \$500 to the commissioner. The non-  
13 refundable registration fee for the second annual registration shall  
14 be **[\$300]** \$500. Upon successful completion of two consecutive  
15 years of registration, a contractor may elect to register for a two-  
16 year period and pay a non-refundable registration fee of **[\$500]**  
17 \$750.

18       b. A contractor who is performing public work on the effective  
19 date of this act shall submit the registration application form and fee  
20 to the commissioner within 30 days of the effective date of this act.

21       c. Registration fees collected pursuant to this act shall be  
22 applied toward the enforcement and administration costs of the  
23 Division of Workplace Standards, Office of Wage and Hour  
24 Compliance, Public Contracts section and Registration section  
25 within the department.  
26 (cf: P.L.2003, c.91, s.3)

27  
28       3. Section 7 of P.L.1999, c.238 (C.34:11-56.54) is amended to  
29 read as follows:

30       7. Upon receipt of the fee, form and documentation required by  
31 section 5 of this act, and upon a finding that the applicant for the  
32 certificate of registration has met all of the requirements set forth at  
33 section 5 of P.L.1999, C.238 (C.34:11-56.52), the commissioner  
34 shall issue a certificate of registration to the contractor. A  
35 registration certificate shall be valid for one calendar year from the  
36 date of registration. Registrations shall be renewed not less than 30  
37 days before the expiration date of the immediately preceding  
38 registration.  
39 (cf: P.L.1999, c.238, s.7)

40  
41       4. (New section) a. Each contractor or sponsor as defined  
42 herein, who is registered under P.L.1999, c.238 (C.34:11-56.48 et  
43 seq.) to bid on and perform public work shall be under a continuing  
44 obligation between registration certificate renewal cycles to ensure  
45 compliance with the requirements of section 5 of P.L.1999, C.238  
46 (C.34:11-56.52).

47       b. When between registration certificate renewal cycles it is  
48 determined by the department that a contractor has failed to comply

1 with the requirements of section 5 of P.L.1999, C.238 (C.34:11-  
2 56.52), provided it is also determined by the department that the  
3 failure to comply with section 5 of P.L.1999, C.238 (C.34:11-56.52)  
4 existed at the time of the contractor's most recent certificate of  
5 registration application, whether that application was for contractor  
6 registration renewal or initial approval, the department shall  
7 consider the resulting failure of the contractor to accurately  
8 complete its registration application to have been the making or  
9 causing to be made of a false, deceptive or fraudulent statement on  
10 the public works contractor registration form, which pursuant to  
11 paragraph (7) of subsection a. of section 9 of P.L.1999, C.238  
12 (C.34:11-56.56), constitutes grounds for revocation of the  
13 contractor's certificate of registration.

14 c. When between registration certificate renewal cycles it is  
15 determined by the department that a contractor has failed to comply  
16 with section 5 of P.L.1999, C.238 (C.34:11-56.52), but where it is  
17 also determined by the department that the failure to comply with  
18 section 5 of P.L.1999, C.238 (C.34:11-56.52) did not exist at the  
19 time of the contractor's most recent certificate of registration  
20 application, whether that application was for contractor registration  
21 renewal or initial approval, the department shall suspend the  
22 contractor's certificate of registration pursuant to this section either  
23 until the contractor establishes compliance with section 5 of  
24 P.L.1999, C.238 (C.34:11-56.52) or until the beginning of the next  
25 registration certificate renewal cycle, whichever occurs first.

26 d. When a contractor has had its registration certificate either  
27 revoked or suspended under subsections b. or c. of this section, for  
28 failure between registration certificate renewal cycles to comply  
29 with section 5 of P.L.1999, C.238 (C.34:11-56.52), that registration  
30 certificate revocation or suspension shall be taken into  
31 consideration by the department as a prior offense when  
32 determining whether to grant any subsequent certificate of  
33 registration application.

34  
35 5. Section 9 of P.L.1999, c.238 (C.34:11-56.56) is amended to  
36 read as follows:

37 9. a. A contractor who: (1) willfully hinders or delays the  
38 commissioner in the performance of his duties in the enforcement of  
39 this act; (2) fails to make, keep, and preserve any records as  
40 required under the provisions of the "New Jersey Prevailing Wage  
41 Act," P.L.1963, c.150 (C.34:11-56.25 et seq.); (3) falsifies any such  
42 record, or refuses to make any such record accessible to the  
43 commissioner upon demand; (4) refuses to furnish a sworn  
44 statement of such records or any other information required for the  
45 enforcement of this act to the commissioner upon demand; (5) pays  
46 or agrees to pay wages at a rate less than the rate prescribed by the  
47 "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25  
48 et seq.); (6) <sup>2</sup>willfully<sup>2</sup> makes or causes to be made, a false,

1 deceptive or fraudulent statement on the public works contractor  
2 registration form; or [(6)] (7) otherwise violates any provision of  
3 this act, shall be guilty of a disorderly persons offense <sup>1</sup> [crime]<sup>1</sup>  
4 and shall, upon conviction, be subject to punishment by a fine of  
5 not less than \$2,500 nor more than \$25,000 and disqualification  
6 from bidding on <sup>1</sup> [all] or engaging in<sup>1</sup> public work <sup>1</sup> [contracts]<sup>1</sup>  
7 for a period of up to three years<sup>1</sup> [; and shall be subject to 29 C.F.R.  
8 s.29.8, the deregistration of a registered program for the failure to  
9 operate and administer the apprenticeship program in accordance  
10 with the program's registered provisions including, but not limited  
11 to, the failure to provide on the job training or related classroom  
12 instruction or the failure to register at least one apprentice pursuant  
13 to 29 C.F.R. ss.29.3, 29.4, 29.5, 29.6 and 29.7 or, in the case of an  
14 individual who is an officer or employee charged with the duty of  
15 completion of the registration form for a sponsor,]. Where the  
16 contractor has made or has caused to be made a false, deceptive or  
17 fraudulent statement on the public works contractor registration  
18 form in connection with the requirement of section 5 of P.L.1999,  
19 c.238 (C.34:11-56.52) that the contractor participate in a registered  
20 apprenticeship program for each craft that the contractor employs,  
21 and where the false, deceptive or fraudulent statement was made by  
22 an officer or employee charged with the duty of completion of the  
23 registration form for a contractor, that officer or employee, upon  
24 conviction, shall be subject to punishment<sup>1</sup> by the fine indicated in  
25 this subsection or by imprisonment not exceeding six months, or  
26 both.

27 b. As an alternative to or in addition to sanctions provided by  
28 the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-  
29 56.25 et seq.), the commissioner may, after providing the contractor  
30 with notice of any alleged violation of this act, and with an  
31 opportunity to request a hearing before the commissioner or his  
32 designee:

33 (1) Deny renewal, revoke or suspend the registration of a  
34 contractor for a period of not more than five years; or

35 (2) Require a contractor, as a condition of initial or continued  
36 registration, to provide a surety bond payable to the State. The  
37 surety bond shall be for the benefit of workers damaged by any  
38 failure of a contractor to pay wages or benefits pursuant to or  
39 otherwise comply with the provisions of the "New Jersey Prevailing  
40 Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.) or this act. The  
41 surety bond shall be in the amount and form that the commissioner  
42 deems necessary for the protection of the contractor's workers, but  
43 shall not exceed \$10,000 per worker. The surety bond shall be  
44 issued by a surety that meets the requirements of N.J.S.2A:44-143.

45 c. The director may order the immediate suspension of a  
46 contractor's registration, prior to a formal hearing on the revocation  
47 of the contractor's registration pursuant to subsection b. of this

1 section, if the director determines that ordering an immediate  
2 suspension is in the public interest and provided that the contractor  
3 is afforded an opportunity to contest the immediate suspension in  
4 the following manner:

5 (1) The director shall notify the contractor in writing of the  
6 immediate revocation and the contractor's rights under the  
7 subsection.

8 (2) The contractor may notify the director of its request for an  
9 opportunity to be heard and contest the immediate suspension in  
10 writing within 72 hours of its receipt of immediate suspension  
11 notification.

12 (3) Within seven business days of receipt of the notification  
13 from the contractor pursuant to paragraph (2) of this subsection, the  
14 director shall grant the contractor a hearing to contest the immediate  
15 suspension. The director shall permit the contractor to present  
16 evidence at the hearing.

17 (4) The director shall issue a written decision within five  
18 business days of the hearing either upholding or reversing the  
19 contractor's immediate suspension. The decision shall include the  
20 grounds for upholding or reversing the contractor's immediate  
21 suspension.

22 (5) If the contractor disagrees with the written decision, the  
23 contractor may appeal the decision to the commissioner, in  
24 accordance with the "Administrative Procedure Act," P.L.1968,  
25 c.410 (C.52:14B-1 et seq.).

26 d. If the director intends to impose an immediate suspension as  
27 set forth in subsection c. of this section, based upon a rebuttable  
28 presumption as set forth in section 14 of P.L.1963, c.150 (C.34:11-  
29 56.38), the director shall provide the contractor with a notice of  
30 intent to suspend and the contractor may request a hearing before  
31 the Director of the Division of Wage and Hour Compliance within  
32 72 hours of the receipt of the notice of intent to suspend in order to  
33 present evidence expeditiously in support of the position that the  
34 suspension should not be imposed. The suspension shall not take  
35 effect prior to the expiration of the 72-hour opportunity to request a  
36 hearing. If such a request is not made, the suspension shall take  
37 effect at the end of the 72-hour period. If such a request is made,  
38 the suspension shall take effect only after the director conducts the  
39 hearing.

40 e. If the director orders the immediate suspension of a  
41 contractor's registration pursuant to subsection b. of this section, the  
42 violation shall have no effect on the registration of any contractor or  
43 subcontractor, regardless of tier, in the contractual chain with the  
44 suspended contractor, unless the registration form for the  
45 contractual chain of contractors and subcontractors was filed by a  
46 sponsor, in which case all of the contractors of whatever tier who  
47 participated in the sponsor's apprenticeship program shall be

1 suspended and their registrations shall be revoked by the  
2 commissioner.

3 (cf: P.L.2007, c.67, s.3)

4  
5 6. (New section) A registered apprenticeship program shall  
6 require the completion of the on the job training hours which  
7 conform to the industry standards for learning the skills of a  
8 specific craft or trade, as well as on the job organized, related  
9 instruction in technical subjects related to the specific  
10 apprenticeable occupation in conformance with industry standards.  
11 The industry standards for program completion shall be based upon  
12 the training requirements as registered and certified by the United  
13 States Department of Labor each individual occupation and craft  
14 title published by the United States Department of Labor  
15 Employment and Training Administration.

16 The length of a program shall depend upon the complexity of the  
17 occupation. Program duration shall be not less than one year and  
18 not more than six years. During the program, the apprentice shall  
19 receive both structured on the job training and related classroom  
20 instruction. For each year of the program, the apprentice shall  
21 receive at least 2,000 hours of on the job training and at least 144  
22 hours of related classroom instruction.

23 The program shall include all other recommended minimum  
24 requirements as outlined under 29 C.F.R. s.29.5 including, but not  
25 limited to, a successful demonstration of competency, the  
26 registration of program standards, the submission and publication of  
27 program completion rates which meet the program performance  
28 standards of enrollment and completion rates as outlined under 29  
29 C.F.R. s.29.6, and meet the training recommendations, the terms  
30 and conditions of the employment and training agreement between  
31 the employer and the apprentice, and the publication of the  
32 graduated wages scales to be paid to the apprentice as outlined  
33 under 29 C.F.R. s.29.7.

34  
35 7. (New section) Subcontractors of a contractor registered  
36 pursuant to P.L.1999, c.238 (C.34:11-56.48 et seq.) are not required  
37 to register under that act if they do not perform work at any  
38 construction site subject to that act.

39  
40 <sup>3</sup>[<sup>2</sup>8. Section 3 of P.L.1999, c.238 (C.34:11-56.50) is amended  
41 to read as follows:

42 3. As used in chapter 11 of Title 34 of the Revised Statutes:

43 "Apprenticeship Agreement" means a written agreement,  
44 complying with 29 C.F.R. s.29.7, between an apprentice and either  
45 the apprentice's program sponsor, or an apprenticeship committee  
46 acting as agent for a program sponsor, which contains the terms and  
47 conditions of the employment and training of the apprentice.

1 "Apprenticeship cohort" means the group of individual  
2 apprentices registered to a specific individual program during a  
3 one-year time frame, except that a cohort does not include the  
4 apprentices whose apprenticeship agreement has been cancelled  
5 during the probationary period.

6 "Apprenticeship committee" means those persons designated by  
7 the sponsor to administer the program. A committee may be either  
8 joint or non-joint, as follows:

9 (1) A joint committee is composed of an equal number of  
10 representatives of the employer or employers and of the employees  
11 represented by a bona fide collective bargaining agent or agents.

12 (2) A non-joint committee, which may also be known as a  
13 unilateral or group non-joint committee, has employer  
14 representatives, but does not have a bona fide collective bargaining  
15 agent as a participant. A non-joint committee may include  
16 employees.

17 "Apprenticeable occupation" means a skilled trade or technical  
18 occupation that is included on the United States Department of  
19 Labor's "List of Occupations Officially Recognized as  
20 Apprenticeable by the Office of Apprenticeship".

21 "Apprenticeship program" means a plan containing all terms and  
22 conditions for the qualification, recruitment, selection, employment,  
23 and training of apprentices, as required under 29 C.F.R. ss.29 and  
24 30, including such matters as the requirement for a written  
25 apprenticeship agreement.

26 "Commissioner" means the Commissioner of Labor and  
27 Workforce Development or his duly authorized representatives.

28 "Completion rate" means the percentage of an apprenticeship  
29 cohort who receive a certificate of apprenticeship completion within  
30 one year of the projected completion date.

31 "Contractor" means a person, partnership, association, joint stock  
32 company, trust, corporation, or other legal business entity or  
33 successor thereof who enters into a contract which is subject to the  
34 provisions of the "New Jersey Prevailing Wage Act," P.L.1963,  
35 c.150 (C.34:11-56.25 et seq.), and includes any subcontractor or  
36 lower tier subcontractor of a contractor as defined herein.

37 "Department" means the Department of Labor and Workforce  
38 Development.

39 "Director" means the Director of the Division of Wage and Hour  
40 Compliance in the Department of Labor and Workforce  
41 Development.

42 "Worker" includes laborer, mechanic, skilled or semi-skilled  
43 laborer and apprentices or helpers employed by any contractor or  
44 subcontractor and engaged in the performance of services directly  
45 upon a public work, who have completed or are actively  
46 participating in a registered apprenticeship program, regardless of  
47 whether their work becomes a component part thereof, but does not

1 include material suppliers or their employees who do not perform  
2 services at the job site.

3 "Registered apprenticeship program" or "program" means an  
4 apprenticeship program which is registered with and approved by  
5 the United States Department of Labor, which provides each trainee  
6 with combined classroom and on-the-job training in an occupation  
7 recognized as an apprenticeable occupation, and which involves the  
8 attainment of manual, mechanical, or technical skills and  
9 knowledge which, in accordance with the industry standard for the  
10 specific apprenticeable occupation, are outlined under 29 C.F.R.  
11 s.29.5.

12 "Sponsor" means any person, association, committee, or  
13 organization operating an apprenticeship program and in whose  
14 name the program is or will be registered or approved.

15 "Public bidding threshold" means the maximum amount under  
16 which a bid may be made, and a contract may be awarded, for a  
17 contract for public work without advertising pursuant to the  
18 appropriate State law.<sup>2</sup>

19 (cf: P.L.2019, c.518, s.1).<sup>3</sup>

20

21 <sup>3</sup>[<sup>2</sup>9. Section 4 of P.L.1999, c.238 (C.34:11-56.51) is amended  
22 to read as follows:

23 4. No contractor shall bid on any contract which is for public  
24 work as defined in section 2 of P.L.1963, c.150 (C.34:11-56.26), or  
25 for which payment of the prevailing wage is required by any other  
26 provision of law, and which contract is for an amount greater than  
27 the public bidding threshold, if one is established by State law,  
28 unless the contractor is registered pursuant to this act. No  
29 contractor shall list a subcontractor in a bid proposal for the  
30 contract unless the subcontractor is registered pursuant to P.L.1999,  
31 c.238 (C.34:11-56.48 et seq.) at the time the bid is made. No  
32 contractor or subcontractor, including a subcontractor not listed in  
33 the bid proposal, shall engage in the performance of any public  
34 work subject to the contract, unless the contractor or subcontractor  
35 is registered pursuant to that act.<sup>2</sup>

36 (cf: P.L.2019, c.376, s.2).<sup>3</sup>

37

38 <sup>2</sup>[<sup>8.</sup>] <sup>3</sup>[<sup>10.</sup><sup>2</sup>] <sup>8.</sup><sup>3</sup> Section 2 of P.L.2019, c.518 (C.34:11-56.71)  
39 is repealed.

40

41 <sup>2</sup>[<sup>9.</sup>] <sup>3</sup>[<sup>11.</sup><sup>2</sup>] <sup>9.</sup><sup>3</sup> This act shall take effect immediately.

42

43

44

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46

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Concerns apprenticeship programs of public works contractors.

**SENATE, No. 4207**

---

**STATE OF NEW JERSEY**  
**219th LEGISLATURE**

---

INTRODUCED DECEMBER 2, 2021

**Sponsored by:**

**Senator STEPHEN M. SWEENEY**

**District 3 (Cumberland, Gloucester and Salem)**

**SYNOPSIS**

Concerns apprenticeship programs of public works contractors.

**CURRENT VERSION OF TEXT**

As introduced.



S4207 SWEENEY

2

1 AN ACT concerning apprenticeship programs of public works  
2 contractors, amending and supplementing P.L.1999, c.238, and  
3 repealing section 2 of P.L.2019, c.518.

4

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

7

8 1. Section 5 of P.L.1999, c.238 (C.34:11-56.52) is amended to  
9 read as follows:

10 5. a. A contractor shall register in writing with the department  
11 on a form provided by the commissioner. The form shall require the  
12 following information:

13 (1) The name, principal business address and telephone number  
14 of the contractor;

15 (2) Whether the contractor is a corporation, partnership, sole  
16 proprietorship, or other form of business entity;

17 (3) If the contractor's principal business address is not within the  
18 State, the name and address of the contractor's custodian of records  
19 and agent for service of process in this State;

20 (4) The name and address of each person with a financial  
21 interest in the contractor and the percentage interest, except that if  
22 the contractor is a publicly-traded corporation, the contractor shall  
23 supply the names and addresses of the corporation's officers;

24 (5) The contractor's tax identification number and  
25 unemployment insurance registration number;

26 (6) A certification form provided by the commissioner, with  
27 documentation satisfactory to the commissioner, that the contractor  
28 has all valid and effective licenses, registrations or certificates  
29 required by State law, including registrations or certifications  
30 required to do business in the State of New Jersey, and the  
31 contractor, if directly employing craftworkers, participates in a  
32 registered apprenticeship program as defined in section 3 of  
33 P.L.1999, c.238 (C.34:11-56.50) for each craft they employ;

34 (7) A certification form provided by the commissioner, with  
35 supporting documentation, establishing to the satisfaction of the  
36 commissioner that the registered apprenticeship program, as defined  
37 in section 3 of P.L.1999, c.238 (C.34:11-56.50), in which the  
38 contractor meets all of the requirements of section 1 of P.L.2005,  
39 c.379 (C.34:11-56.58), and 29 C.F.R. ss.29.5, 29.6 and 29.7;

40 (a) If it is determined by the commissioner that a registered  
41 apprenticeship program in which the contractor participates does  
42 not meet all of the requirements of 29 C.F.R. ss.29.5, 29.6 and 29.7,  
43 that determination of the commissioner shall, subject to the  
44 requirements of subsection b. of section 9 of P.L.1999, c.238  
45 (C.34:11-56.56), including the contractor's right to request a

**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.**

1 hearing, result in initial registration application denial, registration  
2 renewal denial, revocation, or suspension of the certificate of  
3 registration to perform public work in New Jersey;

4 (b) The determination of the commissioner under this paragraph  
5 shall only impact the contractor's ability to obtain or maintain its  
6 public works contractor registration certificate under P.L.1999,  
7 c.238 (C.34:11-56.48 et seq.), and shall not affect the status of the  
8 registered apprenticeship program for the purpose of its continued  
9 operation in New Jersey; unless the registration application is filed  
10 by a sponsor that does not meet the requirements of 29 C.F.R.  
11 ss.29.3, 29.4, 29.5, 29.6 and 29.7, in which case that determination  
12 of the commissioner shall, subject to the requirements of subsection  
13 b. of section 4 of P.L. , c. (C. ) (pending before the  
14 Legislature as this bill), including the contractor's right to request a  
15 hearing, result in initial registration application denial, registration  
16 renewal denial, revocation, or suspension of the certificate of  
17 registration of all contractors affiliated with the sponsor to perform  
18 public work in New Jersey; and

19 (8) Any other relevant and appropriate information as  
20 determined by the commissioner.

21 b. At the time of registration, and subsequently upon request,  
22 the contractor shall submit to the commissioner documentation  
23 demonstrating that the contractor has worker's compensation  
24 insurance coverage for all workers as required by law.

25 (cf: P.L.2019, c.21, s.2)

26

27 2. Section 6 of P.L.1999, c.238 (C.34:11-56.53) is amended to  
28 read as follows:

29 6. a. The contractor shall pay an initial annual non-refundable  
30 registration fee of **[\$300]** \$500 to the commissioner. The non-  
31 refundable registration fee for the second annual registration shall  
32 be **[\$300]** \$500. Upon successful completion of two consecutive  
33 years of registration, a contractor may elect to register for a two-  
34 year period and pay a non-refundable registration fee of **[\$500]**  
35 \$750.

36 b. A contractor who is performing public work on the effective  
37 date of this act shall submit the registration application form and fee  
38 to the commissioner within 30 days of the effective date of this act.

39 c. Registration fees collected pursuant to this act shall be  
40 applied toward the enforcement and administration costs of the  
41 Division of Workplace Standards, Office of Wage and Hour  
42 Compliance, Public Contracts section and Registration section  
43 within the department.

44 (cf: P.L.2003, c.91, s.3)

45

46 3. Section 7 of P.L.1999, c.238 (C.34:11-56.54) is amended to  
47 read as follows:

1       7. Upon receipt of the fee, form and documentation required by  
2 section 5 of this act, and upon a finding that the applicant for the  
3 certificate of registration has met all of the requirements set forth at  
4 section 5 of P.L.1999, C.238 (C.34:11-56.52), the commissioner  
5 shall issue a certificate of registration to the contractor. A  
6 registration certificate shall be valid for one calendar year from the  
7 date of registration. Registrations shall be renewed not less than 30  
8 days before the expiration date of the immediately preceding  
9 registration.  
10 (cf: P.L.1999, c.238, s.7)

11  
12       4. (New section) a. Each contractor or sponsor as defined  
13 herein, who is registered under P.L.1999, c.238 (C.34:11-56.48 et  
14 seq.) to bid on and perform public work shall be under a continuing  
15 obligation between registration certificate renewal cycles to ensure  
16 compliance with the requirements of section 5 of P.L.1999, C.238  
17 (C.34:11-56.52).

18       b. When between registration certificate renewal cycles it is  
19 determined by the department that a contractor has failed to comply  
20 with the requirements of section 5 of P.L.1999, C.238 (C.34:11-  
21 56.52), provided it is also determined by the department that the  
22 failure to comply with section 5 of P.L.1999, C.238 (C.34:11-56.52)  
23 existed at the time of the contractor's most recent certificate of  
24 registration application, whether that application was for contractor  
25 registration renewal or initial approval, the department shall  
26 consider the resulting failure of the contractor to accurately  
27 complete its registration application to have been the making or  
28 causing to be made of a false, deceptive or fraudulent statement on  
29 the public works contractor registration form, which pursuant to  
30 paragraph (7) of subsection a. of section 9 of P.L.1999, C.238  
31 (C.34:11-56.56), constitutes grounds for revocation of the  
32 contractor's certificate of registration.

33       c. When between registration certificate renewal cycles it is  
34 determined by the department that a contractor has failed to comply  
35 with section 5 of P.L.1999, C.238 (C.34:11-56.52), but where it is  
36 also determined by the department that the failure to comply with  
37 section 5 of P.L.1999, C.238 (C.34:11-56.52) did not exist at the  
38 time of the contractor's most recent certificate of registration  
39 application, whether that application was for contractor registration  
40 renewal or initial approval, the department shall suspend the  
41 contractor's certificate of registration pursuant to this section either  
42 until the contractor establishes compliance with section 5 of  
43 P.L.1999, C.238 (C.34:11-56.52) or until the beginning of the next  
44 registration certificate renewal cycle, whichever occurs first.

45       d. When a contractor has had its registration certificate either  
46 revoked or suspended under subsections b. or c. of this section, for  
47 failure between registration certificate renewal cycles to comply

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1 with section 5 of P.L.1999, C.238 (C.34:11-56.52), that registration  
2 certificate revocation or suspension shall be taken into  
3 consideration by the department as a prior offense when  
4 determining whether to grant any subsequent certificate of  
5 registration application.

6

7 5. Section 9 of P.L.1999, c.238 (C.34:11-56.56) is amended to  
8 read as follows:

9 9. a. A contractor who: (1) willfully hinders or delays the  
10 commissioner in the performance of his duties in the enforcement of  
11 this act; (2) fails to make, keep, and preserve any records as  
12 required under the provisions of the "New Jersey Prevailing Wage  
13 Act," P.L.1963, c.150 (C.34:11-56.25 et seq.); (3) falsifies any such  
14 record, or refuses to make any such record accessible to the  
15 commissioner upon demand; (4) refuses to furnish a sworn  
16 statement of such records or any other information required for the  
17 enforcement of this act to the commissioner upon demand; (5) pays  
18 or agrees to pay wages at a rate less than the rate prescribed by the  
19 "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25  
20 et seq.); (6) makes or causes to be made, a false, deceptive or  
21 fraudulent statement on the public works contractor registration  
22 form; or [(6)] (7) otherwise violates any provision of this act, shall  
23 be guilty of a disorderly persons offense crime and shall, upon  
24 conviction, be subject to punishment by a fine of not less than  
25 \$2,500 nor more than \$25,000 and disqualification from bidding on  
26 all public work contracts for a period of up to three years; and shall  
27 be subject to 29 C.F.R. s.29.8, the deregistration of a registered  
28 program for the failure to operate and administer the apprenticeship  
29 program in accordance with the program's registered provisions  
30 including, but not limited to, the failure to provide on the job  
31 training or related classroom instruction or the failure to register at  
32 least one apprentice pursuant to 29 C.F.R. ss.29.3, 29.4, 29.5, 29.6  
33 and 29.7 or, in the case of an individual who is an officer or  
34 employee charged with the duty of completion of the registration  
35 form for a sponsor, by the fine indicated in this subsection or by  
36 imprisonment not exceeding six months, or both.

37 b. As an alternative to or in addition to sanctions provided by  
38 the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-  
39 56.25 et seq.), the commissioner may, after providing the contractor  
40 with notice of any alleged violation of this act, and with an  
41 opportunity to request a hearing before the commissioner or his  
42 designee:

43 (1) Deny renewal, revoke or suspend the registration of a  
44 contractor for a period of not more than five years; or

45 (2) Require a contractor, as a condition of initial or continued  
46 registration, to provide a surety bond payable to the State. The  
47 surety bond shall be for the benefit of workers damaged by any

1 failure of a contractor to pay wages or benefits pursuant to or  
2 otherwise comply with the provisions of the "New Jersey Prevailing  
3 Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.) or this act. The  
4 surety bond shall be in the amount and form that the commissioner  
5 deems necessary for the protection of the contractor's workers, but  
6 shall not exceed \$10,000 per worker. The surety bond shall be  
7 issued by a surety that meets the requirements of N.J.S.2A:44-143.

8 c. The director may order the immediate suspension of a  
9 contractor's registration, prior to a formal hearing on the revocation  
10 of the contractor's registration pursuant to subsection b. of this  
11 section, if the director determines that ordering an immediate  
12 suspension is in the public interest and provided that the contractor  
13 is afforded an opportunity to contest the immediate suspension in  
14 the following manner:

15 (1) The director shall notify the contractor in writing of the  
16 immediate revocation and the contractor's rights under the  
17 subsection.

18 (2) The contractor may notify the director of its request for an  
19 opportunity to be heard and contest the immediate suspension in  
20 writing within 72 hours of its receipt of immediate suspension  
21 notification.

22 (3) Within seven business days of receipt of the notification  
23 from the contractor pursuant to paragraph (2) of this subsection, the  
24 director shall grant the contractor a hearing to contest the immediate  
25 suspension. The director shall permit the contractor to present  
26 evidence at the hearing.

27 (4) The director shall issue a written decision within five  
28 business days of the hearing either upholding or reversing the  
29 contractor's immediate suspension. The decision shall include the  
30 grounds for upholding or reversing the contractor's immediate  
31 suspension.

32 (5) If the contractor disagrees with the written decision, the  
33 contractor may appeal the decision to the commissioner, in  
34 accordance with the "Administrative Procedure Act," P.L.1968,  
35 c.410 (C.52:14B-1 et seq.).

36 d. If the director intends to impose an immediate suspension as  
37 set forth in subsection c. of this section, based upon a rebuttable  
38 presumption as set forth in section 14 of P.L.1963, c.150 (C.34:11-  
39 56.38), the director shall provide the contractor with a notice of  
40 intent to suspend and the contractor may request a hearing before  
41 the Director of the Division of Wage and Hour Compliance within  
42 72 hours of the receipt of the notice of intent to suspend in order to  
43 present evidence expeditiously in support of the position that the  
44 suspension should not be imposed. The suspension shall not take  
45 effect prior to the expiration of the 72-hour opportunity to request a  
46 hearing. If such a request is not made, the suspension shall take  
47 effect at the end of the 72-hour period. If such a request is made,

1 the suspension shall take effect only after the director conducts the  
2 hearing.

3 e. If the director orders the immediate suspension of a  
4 contractor's registration pursuant to subsection b. of this section, the  
5 violation shall have no effect on the registration of any contractor or  
6 subcontractor, regardless of tier, in the contractual chain with the  
7 suspended contractor, unless the registration form for the  
8 contractual chain of contractors and subcontractors was filed by a  
9 sponsor, in which case all of the contractors of whatever tier who  
10 participated in the sponsor's apprenticeship program shall be  
11 suspended and their registrations shall be revoked by the  
12 commissioner.

13 (cf: P.L.2007, c.67, s.3)

14

15 6. (New section) A registered apprenticeship program shall  
16 require the completion of the on the job training hours which  
17 conform to the industry standards for learning the skills of a  
18 specific craft or trade, as well as on the job organized, related  
19 instruction in technical subjects related to the specific  
20 apprenticeable occupation in conformance with industry standards.  
21 The industry standards for program completion shall be based upon  
22 the training requirements as registered and certified by the United  
23 States Department of Labor each individual occupation and craft  
24 title published by the United States Department of Labor  
25 Employment and Training Administration.

26 The length of a program shall depend upon the complexity of the  
27 occupation. Program duration shall be not less than one year and  
28 not more than six years. During the program, the apprentice shall  
29 receive both structured on the job training and related classroom  
30 instruction. For each year of the program, the apprentice shall  
31 receive at least 2,000 hours of on the job training and at least 144  
32 hours of related classroom instruction.

33 The program shall include all other recommended minimum  
34 requirements as outlined under 29 C.F.R. s.29.5 including, but not  
35 limited to, a successful demonstration of competency, the  
36 registration of program standards, the submission and publication of  
37 program completion rates which meet the program performance  
38 standards of enrollment and completion rates as outlined under 29  
39 C.F.R. s.29.6, and meet the training recommendations, the terms  
40 and conditions of the employment and training agreement between  
41 the employer and the apprentice, and the publication of the  
42 graduated wages scales to be paid to the apprentice as outlined  
43 under 29 C.F.R. s.29.7.

44

45 7. (New section) Subcontractors of a contractor registered  
46 pursuant to P.L.1999, c.238 (C.34:11-56.48 et seq.) are not required

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8

1 to register under that act if they do not perform work at any  
2 construction site subject to that act.

3

4 8. Section 2 of P.L.2019, c.518 (C.34:11-56.71) is repealed.

5

6 9. This act shall take effect immediately.

7

8

9

**STATEMENT**

10

11 This bill increases the registration fees assessed under “The  
12 Public Works Contractor Registration Act,” P.L.1999, c.238,  
13 strengthens provisions of that law regarding the enforcement of the  
14 apprenticeship program requirements, and requires certification of  
15 compliance with federal requirements for apprenticeship programs.

# SENATE LABOR COMMITTEE

## STATEMENT TO

### **SENATE, No. 4207**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: DECEMBER 6, 2021

The Senate Labor Committee reports favorably and with committee amendments Senate Bill No. 4207.

This bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens provisions of that law regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to preform public work way be revoked, but that determination will not affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

#### COMMITTEE AMENDMENTS:

The committee amended the bill to clarify that the bill’s specification determination by the commission that a program is not in compliance with federal requirements does not affect the program’s federal registration also applies in cases of misrepresentation in an application for registration under “The Public Works Contractor Registration Act.”

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

## **SENATE, No. 4207**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: DECEMBER 16, 2021

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 4207 (1R), with committee amendments.

This bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens provisions of that law regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to preform public work way be revoked, but that determination will not affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

### COMMITTEE AMENDMENTS:

The committee amended the bill to:

(1) provide that for a false, deceptive, or fraudulent statement on a public works contractor registration form to be a violation under the bill, it must be “done”willfully”; and

(2) exempt certain public works contracts, which are covered by the prevailing wage law thresholds but are lower than the higher public bidding thresholds, from certain registration requirements for public bidding.

### FISCAL IMPACT:

Fiscal information is currently unavailable for this bill.

STATEMENT TO  
[Second Reprint]  
**SENATE, No. 4207**

with Senate Floor Amendments  
(Proposed by Senator SWEENEY)

ADOPTED: DECEMBER 20, 2021

These amendments remove the provisions of the bill that exempt certain public works contracts, which are covered by the prevailing wage law thresholds but are lower than the higher public bidding thresholds, from certain registration requirements for bidding for public work contracts.

# LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

**SENATE, No. 4207**

## **STATE OF NEW JERSEY 219th LEGISLATURE**

DATED: DECEMBER 23, 2021

### SUMMARY

**Synopsis:** Concerns apprenticeship programs of public works contractors.

**Type of Impact:** State revenue increase to the General Fund.

**Agencies Affected:** Department of Labor and Workforce Development.

#### Office of Legislative Services Estimate

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Revenue</b>	<ul style="list-style-type: none"><li>About 67 percent increase for a 1-year registration fee and 50 percent increase for a 2-year registration fee contracts</li><li>Indeterminate increase</li></ul>		

- The Office of Legislative Services (OLS) notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors.
- The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the “The Public Works Contractor Registration Act,” P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

### BILL DESCRIPTION

This bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens the law’s provisions regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to perform public work may be revoked, but that determination will not

affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors. The current 1-year registration fee for contractors is \$300 and, if enacted, the bill will increase the fee to \$500. The current 2-year registration fee for contractors is \$500 and, if enacted, the bill will increase the fee to \$750.

The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the "The Public Works Contractor Registration Act," P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

*Section:* Commerce, Labor and Industry  
*Analyst:* Juan C. Rodriguez  
Senior Fiscal Analyst  
*Approved:* Thomas Koenig  
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# LEGISLATIVE FISCAL ESTIMATE

[Third Reprint]

**SENATE, No. 4207**

## **STATE OF NEW JERSEY 220th LEGISLATURE**

DATED: JANUARY 13, 2022

### **SUMMARY**

**Synopsis:** Concerns apprenticeship programs of public works contractors.

**Type of Impact:** State revenue increase to the General Fund.

**Agencies Affected:** Department of Labor and Workforce Development.

#### **Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Revenue</b>	<ul style="list-style-type: none"><li>• About 67 percent increase for a 1-year registration fee and 50 percent increase for a 2-year registration fee contracts</li><li>• Indeterminate increase</li></ul>		

- The Office of Legislative Services (OLS) notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors.
- The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the “The Public Works Contractor Registration Act,” P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

### **BILL DESCRIPTION**

This bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens the law’s provisions regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to perform public work may be revoked, but that determination will not

affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors. The current 1-year registration fee for contractors is \$300 and, if enacted, the bill will increase the fee to \$500. The current 2-year registration fee for contractors is \$500 and, if enacted, the bill will increase the fee to \$750.

The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the “The Public Works Contractor Registration Act,” P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

*Section:*            *Commerce, Labor and Industry*  
*Analyst:*          *Juan C. Rodriguez*  
                          *Senior Fiscal Analyst*  
*Approved:*        *Thomas Koenig*  
                          *Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# ASSEMBLY, No. 6119

## STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED DECEMBER 6, 2021

**Sponsored by:**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**Assemblyman JOSEPH V. EGAN**

**District 17 (Middlesex and Somerset)**

**SYNOPSIS**

Concerns apprenticeship programs of public works contractors.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning apprenticeship programs of public works  
2 contractors, amending and supplementing P.L.1999, c.238, and  
3 repealing section 2 of P.L.2019, c.518.

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

7  
8 1. Section 5 of P.L.1999, c.238 (C.34:11-56.52) is amended to  
9 read as follows:

10 5. a. A contractor shall register in writing with the department  
11 on a form provided by the commissioner. The form shall require the  
12 following information:

13 (1) The name, principal business address and telephone number  
14 of the contractor;

15 (2) Whether the contractor is a corporation, partnership, sole  
16 proprietorship, or other form of business entity;

17 (3) If the contractor's principal business address is not within the  
18 State, the name and address of the contractor's custodian of records  
19 and agent for service of process in this State;

20 (4) The name and address of each person with a financial interest  
21 in the contractor and the percentage interest, except that if the  
22 contractor is a publicly-traded corporation, the contractor shall  
23 supply the names and addresses of the corporation's officers;

24 (5) The contractor's tax identification number and unemployment  
25 insurance registration number;

26 (6) A certification form provided by the commissioner, with  
27 documentation satisfactory to the commissioner, that the contractor  
28 has all valid and effective licenses, registrations or certificates  
29 required by State law, including registrations or certifications  
30 required to do business in the State of New Jersey, and the  
31 contractor, if directly employing craftworkers, participates in a  
32 registered apprenticeship program as defined in section 3 of  
33 P.L.1999, c.238 (C.34:11-56.50) for each craft they employ;

34 (7) A certification form provided by the commissioner, with  
35 supporting documentation, establishing to the satisfaction of the  
36 commissioner that the registered apprenticeship program, as defined  
37 in section 3 of P.L.1999, c.238 (C.34:11-56.50), in which the  
38 contractor meets all of the requirements of section 1 of P.L.2005,  
39 c.379 (C.34:11-56.58), and 29 C.F.R. ss.29.5, 29.6 and 29.7;

40 (a) If it is determined by the commissioner that a registered  
41 apprenticeship program in which the contractor participates does not  
42 meet all of the requirements of 29 C.F.R. ss.29.5, 29.6 and 29.7, that  
43 determination of the commissioner shall, subject to the requirements  
44 of subsection b. of section 9 of P.L.1999, c.238 (C.34:11-56.56),  
45 including the contractor's right to request a hearing, result in initial

**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.**

1 registration application denial, registration renewal denial,  
2 revocation, or suspension of the certificate of registration to perform  
3 public work in New Jersey;

4 (b) The determination of the commissioner under this paragraph  
5 shall only impact the contractor's ability to obtain or maintain its  
6 public works contractor registration certificate under P.L.1999, c.238  
7 (C.34:11-56.48 et seq.), and shall not affect the status of the  
8 registered apprenticeship program for the purpose of its continued  
9 operation in New Jersey; unless the registration application is filed  
10 by a sponsor that does not meet the requirements of 29 C.F.R. ss.29.3,  
11 29.4, 29.5, 29.6 and 29.7, in which case that determination of the  
12 commissioner shall, subject to the requirements of subsection b. of  
13 section 4 of P.L. , c. (C. ) (pending before the Legislature as  
14 this bill), including the contractor's right to request a hearing, result  
15 in initial registration application denial, registration renewal denial,  
16 revocation, or suspension of the certificate of registration of all  
17 contractors affiliated with the sponsor to perform public work in New  
18 Jersey; and

19 (8) Any other relevant and appropriate information as determined  
20 by the commissioner.

21 b. At the time of registration, and subsequently upon request, the  
22 contractor shall submit to the commissioner documentation  
23 demonstrating that the contractor has worker's compensation  
24 insurance coverage for all workers as required by law.

25 (cf: P.L.2019, c.21, s.2)

26

27 2. Section 6 of P.L.1999, c.238 (C.34:11-56.53) is amended to  
28 read as follows:

29 6. a. The contractor shall pay an initial annual non-refundable  
30 registration fee of **[\$300]** \$500 to the commissioner. The non-  
31 refundable registration fee for the second annual registration shall be  
32 **[\$300]** \$500. Upon successful completion of two consecutive years  
33 of registration, a contractor may elect to register for a two-year period  
34 and pay a non-refundable registration fee of **[\$500]** \$750.

35 b. A contractor who is performing public work on the effective  
36 date of this act shall submit the registration application form and fee  
37 to the commissioner within 30 days of the effective date of this act.

38 c. Registration fees collected pursuant to this act shall be applied  
39 toward the enforcement and administration costs of the Division of  
40 Workplace Standards, Office of Wage and Hour Compliance, Public  
41 Contracts section and Registration section within the department.

42 (cf: P.L.2003, c.91, s.3)

43

44 3. Section 7 of P.L.1999, c.238 (C.34:11-56.54) is amended to  
45 read as follows:

46 7. Upon receipt of the fee, form and documentation required by  
47 section 5 of this act, and upon a finding that the applicant for the  
48 certificate of registration has met all of the requirements set forth at  
49 section 5 of P.L.1999, C.238 (C.34:11-56.52), the commissioner  
50 shall issue a certificate of registration to the contractor. A

1 registration certificate shall be valid for one calendar year from the  
2 date of registration. Registrations shall be renewed not less than 30  
3 days before the expiration date of the immediately preceding  
4 registration.

5 (cf: P.L.1999, c.238, s.7)

6  
7 4. (New section) a. Each contractor or sponsor as defined  
8 herein, who is registered under P.L.1999, c.238 (C.34:11-56.48 et  
9 seq.) to bid on and perform public work shall be under a continuing  
10 obligation between registration certificate renewal cycles to ensure  
11 compliance with the requirements of section 5 of P.L.1999, C.238  
12 (C.34:11-56.52).

13 b. When between registration certificate renewal cycles it is  
14 determined by the department that a contractor has failed to comply  
15 with the requirements of section 5 of P.L.1999, C.238 (C.34:11-  
16 56.52), provided it is also determined by the department that the  
17 failure to comply with section 5 of P.L.1999, C.238 (C.34:11-56.52)  
18 existed at the time of the contractor's most recent certificate of  
19 registration application, whether that application was for contractor  
20 registration renewal or initial approval, the department shall consider  
21 the resulting failure of the contractor to accurately complete its  
22 registration application to have been the making or causing to be  
23 made of a false, deceptive or fraudulent statement on the public  
24 works contractor registration form, which pursuant to paragraph (7)  
25 of subsection a. of section 9 of P.L.1999, C.238 (C.34:11-56.56),  
26 constitutes grounds for revocation of the contractor's certificate of  
27 registration.

28 c. When between registration certificate renewal cycles it is  
29 determined by the department that a contractor has failed to comply  
30 with section 5 of P.L.1999, C.238 (C.34:11-56.52), but where it is  
31 also determined by the department that the failure to comply with  
32 section 5 of P.L.1999, C.238 (C.34:11-56.52) did not exist at the time  
33 of the contractor's most recent certificate of registration application,  
34 whether that application was for contractor registration renewal or  
35 initial approval, the department shall suspend the contractor's  
36 certificate of registration pursuant to this section either until the  
37 contractor establishes compliance with section 5 of P.L.1999, C.238  
38 (C.34:11-56.52) or until the beginning of the next registration  
39 certificate renewal cycle, whichever occurs first.

40 d. When a contractor has had its registration certificate either  
41 revoked or suspended under subsections b. or c. of this section, for  
42 failure between registration certificate renewal cycles to comply with  
43 section 5 of P.L.1999, C.238 (C.34:11-56.52), that registration  
44 certificate revocation or suspension shall be taken into consideration  
45 by the department as a prior offense when determining whether to  
46 grant any subsequent certificate of registration application.

47  
48 5. Section 9 of P.L.1999, c.238 (C.34:11-56.56) is amended to  
49 read as follows:

1       9. a. A contractor who: (1) willfully hinders or delays the  
2 commissioner in the performance of his duties in the enforcement of  
3 this act; (2) fails to make, keep, and preserve any records as required  
4 under the provisions of the "New Jersey Prevailing Wage Act,"  
5 P.L.1963, c.150 (C.34:11-56.25 et seq.); (3) falsifies any such record,  
6 or refuses to make any such record accessible to the commissioner  
7 upon demand; (4) refuses to furnish a sworn statement of such  
8 records or any other information required for the enforcement of this  
9 act to the commissioner upon demand; (5) pays or agrees to pay  
10 wages at a rate less than the rate prescribed by the "New Jersey  
11 Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.); (6)  
12 makes or causes to be made, a false, deceptive or fraudulent  
13 statement on the public works contractor registration form; or ~~[(6)]~~  
14 (7) otherwise violates any provision of this act, shall be guilty of a  
15 disorderly persons offense crime and shall, upon conviction, be  
16 subject to punishment by a fine of not less than \$2,500 nor more than  
17 \$25,000 and disqualification from bidding on all public work or  
18 contracts for a period of up to three years; and shall be subject to 29  
19 C.F.R. s.29.8, the deregistration of a registered program for the  
20 failure to operate and administer the apprenticeship program in  
21 accordance with the program's registered provisions including, but  
22 not limited to, the failure to provide on the job training or related  
23 classroom instruction or the failure to register at least one apprentice  
24 pursuant to 29 C.F.R. ss.29.3, 29.4, 29.5, 29.6 and 29.7 or, in the case  
25 of an individual who is an officer or employee charged with the duty  
26 of completion of the registration form for a sponsor, by the fine  
27 indicated in this subsection or by imprisonment not exceeding six  
28 months, or both.

29       b. As an alternative to or in addition to sanctions provided by the  
30 "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25  
31 et seq.), the commissioner may, after providing the contractor with  
32 notice of any alleged violation of this act, and with an opportunity to  
33 request a hearing before the commissioner or his designee:

34       (1) Deny renewal, revoke or suspend the registration of a  
35 contractor for a period of not more than five years; or

36       (2) Require a contractor, as a condition of initial or continued  
37 registration, to provide a surety bond payable to the State. The surety  
38 bond shall be for the benefit of workers damaged by any failure of a  
39 contractor to pay wages or benefits pursuant to or otherwise comply  
40 with the provisions of the "New Jersey Prevailing Wage Act,"  
41 P.L.1963, c.150 (C.34:11-56.25 et seq.) or this act. The surety bond  
42 shall be in the amount and form that the commissioner deems  
43 necessary for the protection of the contractor's workers, but shall not  
44 exceed \$10,000 per worker. The surety bond shall be issued by a  
45 surety that meets the requirements of N.J.S.2A:44-143.

46       c. The director may order the immediate suspension of a  
47 contractor's registration, prior to a formal hearing on the revocation  
48 of the contractor's registration pursuant to subsection b. of this  
49 section, if the director determines that ordering an immediate  
50 suspension is in the public interest and provided that the contractor

1 is afforded an opportunity to contest the immediate suspension in the  
2 following manner:

3 (1) The director shall notify the contractor in writing of the  
4 immediate revocation and the contractor's rights under the  
5 subsection.

6 (2) The contractor may notify the director of its request for an  
7 opportunity to be heard and contest the immediate suspension in  
8 writing within 72 hours of its receipt of immediate suspension  
9 notification.

10 (3) Within seven business days of receipt of the notification from  
11 the contractor pursuant to paragraph (2) of this subsection, the  
12 director shall grant the contractor a hearing to contest the immediate  
13 suspension. The director shall permit the contractor to present  
14 evidence at the hearing.

15 (4) The director shall issue a written decision within five business  
16 days of the hearing either upholding or reversing the contractor's  
17 immediate suspension. The decision shall include the grounds for  
18 upholding or reversing the contractor's immediate suspension.

19 (5) If the contractor disagrees with the written decision, the  
20 contractor may appeal the decision to the commissioner, in  
21 accordance with the "Administrative Procedure Act," P.L.1968,  
22 c.410 (C.52:14B-1 et seq.).

23 d. If the director intends to impose an immediate suspension as  
24 set forth in subsection c. of this section, based upon a rebuttable  
25 presumption as set forth in section 14 of P.L.1963, c.150 (C.34:11-  
26 56.38), the director shall provide the contractor with a notice of intent  
27 to suspend and the contractor may request a hearing before the  
28 Director of the Division of Wage and Hour Compliance within 72  
29 hours of the receipt of the notice of intent to suspend in order to  
30 present evidence expeditiously in support of the position that the  
31 suspension should not be imposed. The suspension shall not take  
32 effect prior to the expiration of the 72-hour opportunity to request a  
33 hearing. If such a request is not made, the suspension shall take effect  
34 at the end of the 72-hour period. If such a request is made, the  
35 suspension shall take effect only after the director conducts the  
36 hearing.

37 e. If the director orders the immediate suspension of a  
38 contractor's registration pursuant to subsection b. of this section, the  
39 violation shall have no effect on the registration of any contractor or  
40 subcontractor, regardless of tier, in the contractual chain with the  
41 suspended contractor, unless the registration form for the contractual  
42 chain of contractors and subcontractors was filed by a sponsor, in  
43 which case all of the contractors of whatever tier who participated in  
44 the sponsor's apprenticeship program shall be suspended and their  
45 registrations shall be revoked by the commissioner.

46 (cf: P.L.2007, c.67, s.3)

47

48 6. (New section) A registered apprenticeship program shall  
49 require the completion of the on the job training hours which conform  
50 to the industry standards for learning the skills of a specific craft or

1 trade, as well as on the job organized, related instruction in technical  
2 subjects related to the specific apprenticeable occupation in  
3 conformance with industry standards. The industry standards for  
4 program completion shall be based upon the training requirements as  
5 registered and certified by the United States Department of Labor  
6 each individual occupation and craft title published by the United  
7 States Department of Labor Employment and Training  
8 Administration.

9 The length of a program shall depend upon the complexity of the  
10 occupation. Program duration shall be not less than one year and not  
11 more than six years. During the program, the apprentice shall receive  
12 both structured on the job-training and related classroom instruction.  
13 For each year of the program, the apprentice shall receive at least  
14 2,000 hours of on the job-training and at least 144 hours of related  
15 classroom instruction.

16 The program shall include all other recommended minimum  
17 requirements as outlined under 29 C.F.R. s.29.5 including, but not  
18 limited to, a successful demonstration of competency, the registration  
19 of program standards, the submission and publication of program  
20 completion rates which meet the program performance standards of  
21 enrollment and completion rates as outlined under 29 C.F.R. s.29.6,  
22 and meet the training recommendations, the terms and conditions of  
23 the employment and training agreement between the employer and  
24 the apprentice, and the publication of the graduated wages scales to  
25 be paid to the apprentice as outlined under 29 C.F.R. s.29.7.

26

27 7. (New section) Subcontractors of a contractor registered  
28 pursuant to P.L.1999, c.238 (C.34:11-56.48 et seq.) are not required  
29 to register under that act if they do not perform work at any  
30 construction site subject to that act.

31

32 8. Section 2 of P.L.2019, c.518 (C.34:11-56.71) is repealed.

33

34 9. This act shall take effect immediately.

35

36

37

#### STATEMENT

38

39 This bill increases the registration fees assessed under “The Public  
40 Works Contractor Registration Act,” P.L.1999, c.238, strengthens  
41 provisions of that law regarding the enforcement of the  
42 apprenticeship program requirements, and requires certification of  
43 compliance with federal requirements for apprenticeship programs.

# ASSEMBLY LABOR COMMITTEE

## STATEMENT TO

### **ASSEMBLY, No. 6119**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: DECEMBER 13, 2021

The Assembly Labor Committee reports favorably and with committee amendments Assembly Bill No. 6119.

As amended, this bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens provisions of that law regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to preform public work may be revoked, but that determination will not affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

As amended, this bill is identical to Senate Bill No. 4207 (1R) of the 2020-2021 Legislative Session.

#### COMMITTEE AMENDMENTS:

The committee amended the bill to clarify that the bill’s specification determination by the commission that a program is not in compliance with federal requirements does not affect the program’s federal registration also applies in cases of misrepresentation in an application for registration under “The Public Works Contractor Registration Act.”

# ASSEMBLY APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

## ASSEMBLY, No. 6119

with committee amendments

# STATE OF NEW JERSEY

DATED: JANUARY 6, 2022

The Assembly Appropriations Committee reports favorably Assembly Bill No. 6119, with committee amendments.

As amended, this bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens provisions of that law regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to preform public work may be revoked, but that determination will not affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

### COMMITTEE AMENDMENTS:

The committee amended the bill to provide that for a false, deceptive, or fraudulent statement on a public works contractor registration form to be a violation under the bill, it must be done “willfully.”

### FISCAL IMPACT:

Fiscal information for this bill is currently unavailable.

# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

**ASSEMBLY, No. 6119**

## **STATE OF NEW JERSEY 219th LEGISLATURE**

DATED: JANUARY 7, 2022

### **SUMMARY**

**Synopsis:** Concerns apprenticeship programs of public works contractors.

**Type of Impact:** State revenue increase to the General Fund.

**Agencies Affected:** Department of Labor and Workforce Development.

#### **Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Revenue</b>	<ul style="list-style-type: none"><li>About 67 percent increase for a 1-year registration fee and 50 percent increase for a 2-year registration fee contracts</li><li>Indeterminate increase</li></ul>		

- The Office of Legislative Services (OLS) notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors.
- The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the “The Public Works Contractor Registration Act,” P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

### **BILL DESCRIPTION**

This bill increases the registration fees assessed under “The Public Works Contractor Registration Act,” P.L.1999, c.238, strengthens the law’s provisions regarding the enforcement of the apprenticeship program requirements, and requires certification of compliance with federal requirements for apprenticeship programs. The bill provides that if the State Commissioner of Labor and Workforce Development determines that a contractor is participating in an apprenticeship program which is not in compliance with those federal requirements, the contractor’s registration to perform public work may be revoked, but that determination will not

affect the status of the registered apprenticeship program to continue operation in the State. The bill also increases the penalties for misrepresentations in applications for contractor registration, including misrepresentation concerning apprenticeship programs.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS notes that this bill will result in an increase of State revenues of about 67 percent over the current 1-year registration fee for contractors and a 50 percent increase over the current 2-year registration fee for contractors. The current 1-year registration fee for contractors is \$300 and, if enacted, the bill will increase the fee to \$500. The current 2-year registration fee for contractors is \$500 and, if enacted, the bill will increase the fee to \$750.

The OLS also notes that the bill will result in an indeterminate increase in State revenues to the State General Fund attributed to collection of penalties from a contractor violating the provisions of the "The Public Works Contractor Registration Act," P.L.1999, c.238, who is subject to punishment by a fine of not less than \$2,500 nor more than \$25,000.

*Section:* Commerce, Labor and Industry  
*Analyst:* Juan C. Rodriguez  
Senior Fiscal Analyst  
*Approved:* Thomas Koenig  
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# Governor Murphy Takes Action on Legislation

01/18/2022

**TRENTON** – Governor Murphy today signed the following bills:

**S-384/A-1964 (Weinberg, Singleton/Stanley, Munoz, McKeon, Sumter, Lampitt, Vainieri Huttle, Wimberly, Mosquera, Downey, Chiaravalloti)** – Expands training for judges, law enforcement officers and assistant county prosecutors concerning handling of domestic violence cases

**S-386/A-1763 (Weinberg, Singleton/Munoz, Vainieri Huttle, Downey, Mosquera, Lampitt, Benson)** - Establishes mandatory domestic violence training for municipal prosecutors

**S-396/A-4903 (Weinberg, Addiego/Johnson, Mukherji)** – Adjusts statute of limitations on damage claim for construction defect in common interest communities

**S-705/A-1077 (Ruiz, Cunningham/Speight, Vainieri Huttle, Downey)** – Requires DOH to develop and implement plan to improve access to perinatal mood and anxiety disorder screening

**SCS for S-844 and 2533/ACS for A-4635 (Pou, Greenstein/Zwicker, Lopez)** – Revises reporting requirements for charitable organizations and non-profit corporations

**S-867/A-2316 (Pou/Jimenez, Giblin, Johnson)** – Permits physical therapists to perform dry needling under certain circumstances

**S-896/A-2396 (Pou, Turner/Wimberly, Timberlake, Murphy)** – Expands Office of Public Defender representation of juveniles; repeals section 4 of P.L.1968, c.371

**S-969WGR/ACS for A-2687 (Ruiz, Turner/Mazzeo, Lampitt, Moen)** – Establishes loan redemption program for certain teachers to redeem loan amounts received under New Jersey College Loans to Assist State Students Loan Program through employment in certain schools; makes annual appropriation of \$1 million

**S-994/A-6248 (Sweeney, Singleton/Lopez)** – Requires State agencies and political subdivisions to make good faith effort to purchase five percent of goods and services from Central Nonprofit Agency

**SCS for S-1016/ACS for A-2070 (Smith, Bateman/Calabrese, Mukherji, Benson)** – Restricts use of neonicotinoid pesticides

**S-1020/AS for ACS for A-1184 and 4414 (Ruiz, Gopal/Zwicker, Conaway, Verrelli, Caputo)** – Requires School Report Card to include demographic breakdown of students who receive disciplinary actions; requires Commissioner of Education to establish Statewide database concerning certain disciplinary actions

**S-1559/A-1659 (Scutari, Diegnan/Quijano, Bramnick, Mukherji, Sumter, Downey, Dancer)** – “New Jersey Insurance Fair Conduct Act”

**S-1771/A-1489 (Madden, Turner/Moriarty, Mosquera, Vainieri Huttle)** – Expressly prohibits invasive examination of unconscious patient by health care practitioner without patient’s prior informed written consent

**S-2160wGR/A-5701 (Sweeney, Oroho, Singer/Carter, Lampitt, Jasey)** – Creates special education unit within the Office of Administrative Law; requires annual report

**SCS for S-2515/ACS for A-4676 (Smith, Greenstein/Quijano, Jasey, McKeon)** – Establishes postconsumer recycled content requirements for rigid plastic containers, glass containers, paper and plastic carryout bags, and plastic trash bags; prohibits sale of polystyrene loose fill packaging

**S-2723/A-2614 (Sweeney, Turner/Murphy, Benson, Timberlake)** – “21st Century Integrated Digital Experience Act”

**S-2830/A-5291 (Ruiz, Singleton/Quijano)** – Requires educator preparation program to report passing rates of students who complete certain tests and to disseminate information on test fee waiver programs, and permits collection of student fee for certain testing costs

**S-2835/A-5292 (Ruiz, Cunningham/Quijano, Lampitt, Jasey)** – Requires compilation of data and issuance of annual reports on New Jersey teacher workforce

**S-2921/A-5554 (Gopal, Greenstein/Houghtaling, Downey, Mukherji)** – Allows municipalities to designate outdoor areas upon which people may consume alcoholic beverages

**S-3009/A-4847 (Vitale, Gopal, Gill/Vainieri Huttle, Quijano, Verrelli)** – Authorizes expanded provision of harm reduction services to distribute sterile syringes and provide certain support services to persons who use drugs intravenously

**S-3081/A-5219 (Singleton/McKeon, Dunn)** – Repeals law concerning excess rates and charges for title insurance; makes agreement to use services of title or settlement service company subject to attorney review

**S-3164/A-4987 (Gopal, Singleton/Houghtaling, Vainieri Huttle, Giblin)** – Creates NJ Legislative Youth Council

**S-3265/A-5074 (Diegnan, Greenstein/DeAngelo, Dancer, Mukherji)** – Permits members of SPRS to purchase service credit for prior public employment with federal government or another state

**S-3342/A-5463 (Codey, Singleton/Jasey, Giblin, Timberlake)** – Directs NJT to erect statue in honor of A. Philip Randolph; appropriates \$90,000

**S-3465/A-4336 (Oroho, Sweeney/Houghtaling, Space)** – Directs Department of Agriculture to pay annual premiums to enrolled dairy farmers for certain coverage under the federal Dairy Margin Coverage Program; appropriates \$125,000

**S-3488wGR/A-5537 (Sweeney, Gopal, O'Scanlon/Burzichelli, Dancer, Spearman)** – Modifies certain procedures pertaining to school district regionalization; establishes grant program for cost reimbursement of conducting regionalization feasibility studies; and provides financial incentives for regionalization

**S-3493/A-5458 (Vitale, Gill/Vainieri Huttle, Mukherji, McKnight)** – Permits expungement of possession or distribution of hypodermic syringe or needle offense in cases of previous expungement; repeals criminal offense of possession of syringe

**S-3539/A5409 (T. Kean, Gopal/Houghtaling)** – Directs DEP to establish grant program for local governments to support development of community gardens

**S-3594/A-5509 (Singleton, Scutari/Zwicker, Reynolds-Jackson, Verrelli)** – Provides that in personal

injury or wrongful death lawsuits, calculations of lost or impaired earnings capacity not be reduced because of race, ethnicity, gender identity or expression, or affectional or sexual orientation

**S-3672/A-6009 (Singleton, Turner, Moen, Johnson, McKnight)** – Permits exemption from civil service examination requirement for entry-level law enforcement officers, sheriff's officers, and State and county correctional police officers; permits hiring or appointment of such officers under certain conditions, and makes appropriation

**S-3673/A-6219 (Gopal, Greenstein/Burzichelli)** – Authorizes limited breweries and craft distilleries to sell at retail and offer for sampling purposes product bottled and stored off-site under certain circumstances

**S-3685/A-5576 (Ruiz, Codey/Jasey, Lampitt, Mukherji)** – Permits teacher and professional staff member who provides special services retired from TPAF to return to employment for up to two years without reenrollment in TPAF if employment commences during 2021-2022 and 2022-2023 school years

**S-3707/A-5673 (Vitale, Ruiz/Vainieri Huttle, Downey, Zwicker)** – Repeals statute criminalizing sexual penetration while infected with venereal disease or HIV under certain circumstances; requires that in prosecutions for endangering another by creating substantial risk of transmitting infectious disease, name of defendant and other person be kept confidential

**S-3764/A-3369 (Gopal, Weinberg/Johnson, Stanley, Karabinchak)** – Establishes Commission on Asian American Heritage in DOE

**S-3810/ACS for A-5862 (Sweeney, Addiego, Greenstein/Benson, Quijano)** – “Responsible Collective Negotiations Act”

**S-3968/A-5930 (Singleton, Beach/Sumter, Karabinchak)** – Increases purchasing threshold permitting Director of Division of Purchase and Property to delegate authority to agencies; increases bid advertising threshold on certain contracts by same scale

**S-3975/A-5963 (Greenstein, Oroho/Benson, Vainieri Huttle, DeAngelo)** – Establishes requirements to commence screening newborn infants for congenital cytomegalovirus infection; establishes public awareness campaign

**S-4004wGR/A-5950 (Weinberg, Greenstein/Sumter, Benson, Reynolds-Jackson)** – Establishes database of certain appointed positions and elected offices

**S-4020/A-5867 (Gopal, Cunningham/Chiaravalloti, Jasey, Carter)** – Expands bonding authority of New Jersey Educational Facilities Authority to permit financing for general funding needs at New Jersey's institutions of higher education

**S-4021/A-6100 (Gopal, Ruiz/Mukherji, Jasey, Timberlake, Stanley)** – Requires school districts to provide instruction on history and contributions of Asian Americans and Pacific Islanders as part of implementation of New Jersey Student Learning Standards in Social Studies

**S-4043/A-6005 (Cunningham/Jasey, Greenwald)** – Raises statutory threshold for certain public bidding, permits bidder disqualification due to prior negative experience, adds exemptions to public bidding requirement under "State College Contracts Law," and establishes process for cooperative pricing system

**S-4063/A-6220 (Sweeney/Giblin, Egan)** – Removes New Jersey Maritime Pilot and Docking Pilot Commission from appropriations act provision that limits compensation and health benefits; clarifies PERS and SHBP eligibility for members of commission

**S-4068/ACS for A-6110 and 6185 (Sarlo, Oroho/Benson, Mukherji, Bramnick)** – Revises elective pass-through entity business alternative income tax

**S-4074wGR/A-6000 (Ruiz, Beach/Verrelli, Lampitt, Carter)** – Allows alternative evaluation in place of basic skills testing requirements for certain teacher certification

**SCS for S-4102/A-6230 (Sweeney, Ruiz/Benson, Mejia, Zwicker)** – Establishes Direct Support Professional Career Development Program; appropriates \$1,000,000

**S-4128/A-6231 (Sweeney, Pou/Houghtaling, Conaway, Dancer)** – Requires that only fruits and vegetables grown and packaged in NJ may be labeled by food retailers as local to State

**S-4207/A-6119 (Sweeney, Beach/Mukherji, Egan, Pintor Marin)** – Concerns apprenticeship programs of public works contractors

**S-4210/A-6062 (Sweeney, Greenstein/Greenwald, McKnight, Mukherji)** – Requires EDA to establish loan program to assist certain businesses with funding to provide reasonable accommodations for employees with disabilities

**S-4211/A-6228 (Sweeney, Corrado/Benson, Speight, Zwicker)** – Establishes county college-based adult centers for transition for individuals with developmental disabilities; makes annual appropriation of \$4.5 million

**S-4218/A-6256 (Scutari/Reynolds-Jackson, Wimberly, Mukherji)** – Appropriates \$2 million to CRDA to support costs associated with hosting NAACP National Convention in Atlantic City

**S-4233/A-6229 (Scutari, Gopal/Mukherji, Jimenez)** – Limits fees charged to patients and authorized third parties for copies of medical and billing records

**S-4252/A-6182 (Madden/Murphy, Chaparro)** – Limits extension of mandatory retirement to 90 days from State Police Retirement System during emergencies

**A-259/S-2224 (DeAngelo, Mukherji, Benson/Gopal, Pennacchio)** – Provides civil service preference to military service members who did not serve in theater of operation but received campaign or expedition medal

**A-798/S-52 (Verrelli, Vainieri Huttel, Armato/Singer, Greenstein)** – Establishes local drug overdose fatality review teams

**A-802/S-1352 (Verrelli, Reynolds-Jackson, Murphy/Turner, Pou)** – Requires certain retailers to train employees on gift card fraud

**A-862wGR/S-962 (Chiaravalloti, Karabinchak/Pennacchio, Pou)** – Permits municipalities to refund excess property taxes paid by a taxpayer who wins an assessment appeal as a property tax credit

**A-953/S-4031 (Karabinchak, Houghtaling/Pou)** – Requires architects disclose insurance coverage

**ACS for A-998 and 2349/S-4312 (Moen, Downey, Houghtaling, Benson, Vainieri Huttel/Ruiz, Beach, Singleton)** – The “New Jersey Social Innovation Act”; establishes social innovation loan pilot program and study commission within EDA

**A-1121/S-1871 (Murphy, Dancer, Stanley/Lagana, Pennacchio)** – Upgrades certain crimes of misrepresenting oneself as member or veteran of US Armed Forces or organized militia

**A-1219wGR/S-1054 (Chaparro, McKnight/Stack)** – Requires owner notification of rabies testing protocol prior to testing of owner’s animal for rabies

**A-1229wGR/S-2161 (Schaer, Mosquera, Tucker, Lampitt, Vainieri Huttle, Quijano, Wimberly, Pintor Marin, Jasey/Turner, Singleton)** – Requires DCA to make information on homeless prevention programs and services available on its Internet website

**A-1293/S-3977 (Greenwald, Burzichelli, Mukherji/Greenstein, Gopal)** – Establishes advisory council for the brewery, cidery, meadery, and distillery industries in NJ and provides for funding through certain alcoholic beverage tax receipts

**A-1663/S-1842 (Quijano, Vainieri Huttle, Karabinchak/Cryan, Scutari)** – Establishes “New Jersey Nonprofit Security Grant Program”

**A-2186/S-1599 (Mukherji, Chaparro, McKnight/Codey, Pou)** – Establishes Statewide database of beds in shelters for the homeless

**A-2360/S-3285 (Chaparro, Karabinchak, Johnson/Greenstein, Stack)** – Requires electric public utility to charge residential rate for service used by residential customer for electric vehicle charging at charging stations within certain designated parking spaces

**A-2685wGR/S-4209 (Armato, Mazzeo, Mukherji/Stack)** – Concerns information on property condition disclosure statement

**A-2772/S-1040 (Downey, Houghtaling, Benson/Gopal)** – Authorizes certain Medicaid recipients residing on post-secondary school campus to participate remotely in meetings of non-medical nature regarding Medicaid benefits

**A-2877/S-1149 (Dancer, Vainieri Huttle, Reynolds-Jackson/Ruiz)** – Requires registration of certain vacant and abandoned properties with municipalities and provides enforcement tools related to maintenance of these properties

**A-3007/S-3127 (Lampitt, Dunn, Benson/Lagana, Gopal)** – Requires institutions of higher education to provide students with access to mental health care programs and services and to establish a hotline to provide information concerning the availability of those services

**A-3392/S-1219 (Reynolds-Jackson, Timberlake, Jasey/Turner, Beach)** – Requires student representative be appointed to each board of education of school district and board of trustees of charter school that includes grades nine through 12

**A-3804/S-1590 (Armato, Murphy, S. Kean/Beach, A.M. Bucco)** – Designates 9-1-1 operators or dispatchers as 9-1-1 first responder dispatchers

**A-3870/S-2807 (Karabinchak, Johnson, Mukherji/Greenstein, Pou)** – “Defense Against Porch Pirates Act”; amends theft statute

**A-3950wGR/S-3180 (Verrelli, Benson, Zwicker/Greenstein, Turner)** – Prohibits employer use of tracking device in vehicle operated by employee under certain circumstances

**A-4002wGR/S-2257 (Caputo, Dancer, Murphy/Gopal, Sarlo)** – Allows deduction of promotional gaming credit from gross revenue on sports wagering

**A-4232/S-4231 (Houghtaling, Dancer, Wirths/Oroho, Smith)** – Creates program in Department of Agriculture for deer fencing on certain farmland

**A-4238/S-2561 (Chiaravalloti, Schaer, Benson/Gopal, Singer)** – Establishes minimum Medicaid reimbursement rate for adult medical day care services

**A-4241/S-2894 (Downey, Vainieri Huttle, Murphy/Pou)** – Requires DHS to conduct biennial survey of SNAP experience

**ACS for A-4253/S-3233 (Conaway, Pinkin, Jimenez/Cryan)** – Requires certain electronic medical programs to include demographic data entry feature; requires laboratories to record certain patients' demographic information; requires certain hospitals and laboratories to implement cultural competency training program

**A-4366/S-2801 (Taliaferro, Sumter, Mukherji/Pou, Greenstein)** – Requires Police Training Commission to contract with crisis intervention training center to provide mental health training to police officers and establish curriculum specific to persons experiencing economic crisis or substance use disorder

**A-4434wGR/S-2716 (Greenwald, Lampitt, Mukherji/Beach, Ruiz)** – Establishes Student Wellness Grant Program in DOE

**A-4478/S2759 (Vainieri Huttle, Speight, Schepisi, DeCroce/Vitale, Madden)** – Establishes additional requirements for DOH to assess sanctions and impose penalties on nursing homes; revises reporting requirements for nursing homes

**A-4569/S-3535 (Reynolds-Jackson, Benson, Karabinchak/Turner)** – Requires BPU, electric power suppliers, and gas suppliers to publish certain information related to filing of customer complaints

**ACS for A-4655/S-3595 (Reynolds-Jackson, Wimberly, Carter/Turner)** – Limits police presence at polling places and ballot drop boxes; prohibits electioneering within 100 feet of ballot drop box

**A-4771/S-2951 (Downey, Armato, Mukherji/Gopal, Singleton)** – Expands offenses eligible for expungement upon successful discharge from drug court

**A-4856/S-3094 (Lampitt, Benson, Caputo/Ruiz, Beach)** – Requires Internet websites and web services of school districts, charter schools, renaissance schools, and the Marie H. Katzenbach School for the Deaf to be accessible to persons with disabilities

**A-5033wGR/S-3279 (Benson, Dancer, Verrelli/Gopal)** – Authorizes motor vehicle dealers to sell motor vehicles online and obtain electronic signatures for motor vehicle transactions

**ACS for A-5075wGR/S-4001 (Burzichelli, Dancer, Johnson/Sweeney, A.M. Bucco)** – Removes Fire Museum and Fallen Firefighters Memorial from auspices of DEP and establishes museum as independent organization; makes \$200,000 supplemental appropriation

**A-5160/S-3324 (DeAngelo, Conaway, Zwicker/Smith, Bateman)** – Establishes minimum energy and water efficiency standards for certain products sold, offered for sale, or leased in the State

**A-5294/S-3418 (Speight, Vainieri Huttle, Verrelli/Gopal, Madden)** – Provides fast track hiring and advancement employment opportunities by State for persons with significant disabilities

**A-5296/S-3426 (Speight, Vainieri Huttle, McKnight/T. Kean, Schepisi)** – Provides for employment by State of certain persons with disabilities

**A-5322/S-3433 (Mosquera, Vainieri Huttle, DePhillips/Cruz-Perez, T. Kean)** – Provides for process to vacate and expunge certain arrests, charges, complaints, convictions, other dispositions, and DNA

records, associated with violations by certain human trafficking victims

**A-5336wGR/S-3441 (Benson, Freiman, Vainieri Huttie/Diegnan, Madden)** – Requires DHS to establish payment programs for purchase of transportation services from private sector and government transportation service providers

**A-5439/S-3760 (Caputo, Dancer, Murphy/Gopal, Beach)** – Changes deadline for New Jersey Racing Commission's annual report from end of calendar year to end of State fiscal year

**A-5694/S-3783 (Houghtaling, Downey, Dancer/Gopal, Madden)** – Permits dependents of military member to enroll in school district in advance of military member's relocation to district

**A-5814/S-3851 (Swain, Tully, Benson/Lagana, Diegnan)** – Creates Office of School Bus Safety in Department of Education; appropriates \$200,000

**A-5864wGR/S-3939 (Speight, Pintor Marin, Chaparro, McKnight, DeAngelo, Bergen/Gopal, Cryan)** – Allows law enforcement officers to review body worn camera recordings prior to creating initial report

**A-5997/S-4084 (Coughlin, Lopez/Sweeney, O'Scanlon)** – Removes requirement for Legislature, DOE, free public libraries, and historical societies to purchase "Manual of the Legislature of New Jersey"

**A-6012/S-4076 (Moen, Murphy, Freiman/Sarlo, Gopal)** – Appropriates \$500,000 for USS New Jersey Commissioning Committee to support commissioning of boat and assigned personnel

**A-6020/S-4114 (Conaway, Jimenez, Vainieri Huttie/Codey)** – Establishes requirements for certain tobacco product retailers to stock and sell nicotine replacement therapy products

**A-6060/S-4272 (Tucker, Caputo, Mukherji/Cunningham)** – Makes supplemental appropriation of \$8 million to DHS to increase reimbursement for funeral, burial, and crematory services provided to certain beneficiaries of Work First New Jersey and Supplemental Security Income programs

**A-6073/S-4140 (Verrelli/Vitale)** – Temporarily waives certain basic life support services crewmember requirements

**A-6093/S-4201 (Stanley, Benson, Timberlake/Greenstein, Gopal)** – Mandates periodic cancer screening examinations for firefighters enrolled in SHBP

**A-6108wGR/S-4247 (DeAngelo, Egan, Houghtaling/Madden)** – Updates licenses offered by and certain licensure requirements from Board of Examiners of Electrical Contractors

**A-6132/S-4235 (Schaer, Greenwald, Conaway/Singer, Gopal)** – Permits volunteer paramedics to operate within mobile intensive care units

**A-6133/S-4251 (Bramnick, Mukherji, Downey/Scutari)** – Allows certain persons not yet appointed as administrator of estate to pursue lawsuit for damages for wrongful death on behalf of deceased's survivors

**A-6150/S-4119 (DeAngelo, Karabinchak, Wirths/Oroho, Pou)** – Revises penalties for transfer of certain professional and occupational licenses

**A-6159/S-4236 (Coughlin, McKnight/Vitale, Ruiz)** – Revises and renames Office of Food Insecurity Advocate

**A-6162/S-4246 (Benson, Stanley/Gopal)** – Requires certain motor vehicle dealers to maintain certain

requirements for business premises

**A-6205/S-4270 (Coughlin, McKeon/Pou)** – Amends certain requirements concerning insurance holding companies

**A-6206wGR/S-4260 (Wimberly/Diegnan, Oroho)** – Codifies right of real estate broker-salespersons and salespersons to define relationship with broker as one between broker and independent contractor or employee and enforces current and previous written agreements addressing relationship

**A-6207/S-4222 (Greenwald, Lampitt, Benson/Sweeney)** – Eliminates requirement for DOE to set certain tuition rates for approved private schools for students with disabilities in certain cases

**A-6208/S-4151 (Mosquera, DeAngelo, Armato/Greenstein, Cruz-Perez)** – Appropriates \$60,940,361 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for farmland preservation purposes

**A-6209/S-4154 (Freiman, Spearman, Egan/Turner, Oroho)** – Appropriates \$18 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants for farmland preservation purposes

**A-6210/S-4150 (Taliaferro, Moriarty, Burzichelli/Cruz-Perez, Greenstein)** – Appropriates \$4.5 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for municipal planning incentive grants for farmland preservation purposes

**A-6211/S-4149 (Houghtaling, Reynolds-Jackson, Downey/Cruz-Perez, Greenstein)** – Appropriates \$440,240 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for grants to certain nonprofit organizations for farmland preservation purposes

**A-6212/S-4148 (Jimenez, Swain, Timberlake/Codey, Corrado)** – Appropriates \$54.5 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

**A-6213/S-4155 (Kennedy, Carter, Tully/Bateman, Smith)** – Appropriates \$49.932 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects, and Green Acres Program administrative costs

**A-6214/S-4153 (Danielsen, Zwicker, Conaway/Greenstein, Smith)** – Appropriates \$80,539,578 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects

**A-6215/S-4152 (Stanley, Murphy, Jasey/Smith, Greenstein)** – Appropriates \$14,687,510 to DEP from constitutionally dedicated CBT revenues for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes

**A-6246/S-4295 (Karabinchak/Sweeney)** – Concerns changes in control of hotels and disruptions of hotel services

**A-6257/S-4311 (McKnight/Sweeney, Singleton)** – Imposes surcharge on casino hotel occupancies to fund public safety services

**A-6262/S-4314 (Burzichelli, Reynolds-Jackson, Mukherji/Sweeney, Oroho, T. Kean)** – Permits PERS retiree to return to employment in NJ Legislature after retirement under certain circumstances

**A-6263/S-4315 (Burzichelli, Reynolds-Jackson, Mukherji/Sweeney, Oroho, T. Kean)** – Appropriates \$2 million to Legislative Services Commission

**Governor Murphy pocket vetoed the following bills:**

**S-73/A-4580 (Bateman, Sarlo/Zwicker, Thomson, McKnight)** – Establishes requirements for sale of cottage food products

**S-995/A-6172 (Sweeney, A.M. Bucco/Downey, McKnight)** – Requires DOLWD and DHS to conduct assessment of community rehabilitation programs and community businesses

**S-1934/A-1158 (Sweeney, Pou, Cryan/Freiman, Lopez, Murphy)** – Authorizes use of disability benefits for transportation provided by transportation network companies

**S-2679/A-1979 (Beach, Smith/Stanley, Lopez, Kennedy)** – Requires paint producers to implement or participate in paint stewardship program

**S-2768/A-4664 (Singleton, Ruiz/Reynolds-Jackson, Stanley, Sumter)** – Authorizes State Chief Diversity Officer to conduct disparity study concerning utilization of minority-owned and women-owned businesses in State procurement process

**S-3458/A-6245 (Lagana, Gopal/Coughlin, Jimenez, Mukherji)** – Revises out-of-network arbitration process

**S-3529/A-5442 (Addiego, Diegnan/DeAngelo, Dancer, Dunn)** – Clarifies that member of SPRS may receive accidental disability benefit under certain circumstances

**S-3715/A-5804 (Cryan/Quijano, Mukherji)** – Modifies certain definitions related to transient accommodation taxes and fees

**S-4189/A-6112 (Vitale, Cruz-Perez/Lopez)** – Permits PERS retiree to return to elective public office after retirement under certain circumstances

**A-1073/S-3432 (Speight, Pintor Marin, McKnight, Timberlake/Ruiz, O'Scanlon)** – Establishes requirements to screen certain people who are pregnant and who have given birth for preeclampsia

**A-1269/S-3490 (Greenwald, Giblin, Calabrese/Cruz-Perez, Beach)** – Eliminates one percent tax on purchasers of Class 4A commercial property transferred for consideration in excess of \$1 million

**A-4958/S-3740 (Tully, Armato, Zwicker/Lagana, Oroho)** – Provides temporary exemption under sales and use tax for winterizing certain small business operations

**A-5334/S-3442 (Lopez, Mazzeo, Stanley/Diegnan, T. Kean)** – Requires DOT, NJT, and DHS to study and implement transportation mobility and accessibility improvements for persons with autism and developmental disabilities

**A-5484/S-3817 (Dancer, Caputo, Houghtaling/Lagana)** – Requires New Jersey Racing Commission to adopt procedures to enforce internal controls; requires annual audit

**A-6033/S-4194 (Bramnick/Sweeney, T. Kean)** – Classifies golf caddies as independent contractors for purposes of State employment laws

**A-6157/S-4202 (Speight, Moen/Ruiz, Beach)** – Prohibits circumventing intergovernmental transfer process for law enforcement officers in certain circumstances

