

18A:39-3 et al.

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:39-3 et al (Public contracts--various--increase bid threshold to \$7500)

LAWS OF: 1985 CHAPTER: 469

BILL NO: S1744

Sponsor(s): Lipman

Date Introduced: May 14, 1984

Committee: Assembly: -----

Senate: State Government, Federal and Interstate Relations and Veterans' Affairs

Amended during passage: Yes Amendments denoted by asterisks
according to Governor's recommendations

Date of Passage: Assembly: September 9, 1985 Re-enacted 1-13-86

Senate: June 24, 1985 Re-enacted 12-12-85

Date of Approval: January 16, 1986

Following statements are attached if available:

Sponsor statement: Yes Attached: Senate amendments, adopted 9-13-84 (with statement)

Committee statement: Assembly No

Senate Yes

Fiscal Note: No

Veto Message: Yes

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

469 85
1-16-86
[FOURTH OFFICIAL COPY REPRINT]

SENATE, No. 1744

STATE OF NEW JERSEY

INTRODUCED MAY 14, 1984

By Senator LIPMAN

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans Affairs

AN ACT concerning the awarding of public contracts
[and] ****[*,*]**** ******[**and**]****** **,*** amending vari-
ous parts of the statutory law *****and providing for an immedi-
ate adjustment of threshold amounts***** ****[*and supplementing
P. L. 1968, c. 404 (C. 13:17-1 et seq.)*****.

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

1 ****[1.** Section 1 of P. L. 1981, c. 447 (C. 5:10-21.1) is amended to
2 read as follows:

3 1. *a.* All purchases, contracts, or agreements where the cost or
4 contract price exceeds the sum of **[\$4,500.00]** *\$7,500.00 or, after*
5 *June 30, 1985, the amount determined pursuant to subsection b. of*
6 *this section* shall, except as otherwise provided in this act, be made,
7 negotiated, or awarded only after public advertisement for bids
8 therefor and shall be awarded to that responsible bidder whose bid,
9 conforming to the invitation for bids, is most advantageous to the
10 authority, in its judgment, upon consideration of price and other
11 factors. Any bid may be rejected when the authority determines
12 that it is in the public interest to do so.

13 Any purchase, contract, or agreement where the cost or contract
14 price is **[\$4,500.00 or less]** *less than or equal to \$7,500.00 or, after*
15 *June 30, 1985, the amount determined pursuant to subsection b. of*
16 *this section* may be made, negotiated, or awarded by the authority
17 without advertising and in any manner which the authority, in its
18 judgment, deems necessary to serve its unique interests and
19 purposes and which promotes, whenever practicable, full and free

**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 printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

***—Senate committee amendments adopted July 30, 1984.**

****—Senate amendments adopted September 13, 1984.**

*****—Senate amendments adopted June 17, 1985.**

******—Senate amendments adopted in accordance with Governor's recommenda-
tions December 9, 1985.**

20 competition by the acceptance of quotations or proposals or by the
21 use of other suitable methods.

22 *b. Commencing January 1, 1985, the Governor, in consultation*
23 *with the Department of the Treasury, shall, no later than March 1*
24 *of each odd-numbered year, adjust the threshold amount set forth in*
25 *subsection a. of this section, or subsequent to 1985 the threshold*
26 *amount resulting from any adjustment under this subsection, in*
27 *direct proportion to the rise or fall of the consumer price index*
28 *for all urban consumers in the New York City and the Philadelphia*
29 *areas as reported by the United States Department of Labor. The*
30 *Governor shall, no later than June 1 of each odd-numbered year,*
31 *notify the authority of the adjustment. The adjustment shall*
32 *become effective on July 1 of each odd-numbered year.*

1 2. Section 2 of P. L. 1981, c. 447 (C. 5:10-21.2) is amended to
2 read as follows:

3 2. Any purchase, contract or agreement where the cost or con-
4 tract price exceeds **[\$4,500.00]** *the amount set forth in, or after*
5 *June 30, 1985 the amount calculated by the Governor pursuant to,*
6 *section 1 of P. L. 1981, c. 447 (C. 5:10-21.1) may be made, negotiated,*
7 *or awarded by the authority without advertisement for bids when*
8 *the subject matter is that described in section 3 of this act or when*
9 *the purchase, contract, or agreement is made, negotiated, or*
10 *awarded under the circumstances described in section 4 of this act.*
11 *In any such instance, the authority may make, negotiate, or award*
12 *the purchase, contract, or agreement in any manner which the au-*
13 *thority deems necessary to serve its unique interests and purposes*
14 *and which promotes, whenever practicable, full and free competition*
15 *by the acceptance of quotations or proposals or by the use of other*
16 *suitable methods.】***

1 ****[3.]**** ****1.**** N. J. S. 18A :39-3 is amended to read as follows:

2 18A :39-3. *a. No contract for the transportation of pupils to and*
3 *from school shall be made, when the amount to be paid during the*
4 *school year for such transportation shall exceed **[\$4,500.00]***
5 *\$7,500.00 or****[, after June 30, ****[1985]**** ****1986****,]*****
6 *the amount determined pursuant to subsection b. of this section and*
7 *have the approval of the county superintendent of schools, unless*
8 *the board of education making such contract shall have first pub-*
9 *licly advertised for bids therefor in a newspaper published in the*
10 *district or, if no newspaper is published therein, in a newspaper*
11 *circulating in the district once, at least 10 days prior to the date*
12 *fixed for receiving proposals for such transportation, and shall*
13 *have awarded the contract to the lowest responsible bidder.*

14 Nothing in this chapter shall require the advertisement and let-
 15 ting on proposals or bids of annual extensions, approved by the
 16 county superintendent, of any contract for transportation entered
 17 into through competitive bidding when—

18 **[(a)]** (1) Such annual extensions impose no additional cost upon
 19 the board of education; or

20 **[(b)]** (2) The increase in the original contractual amount as a
 21 result of such extensions does not exceed 30% thereof; except in
 22 cases where a student rider is newly assigned to a route during the
 23 school year and extra mileage is necessary. Any such arrangement
 24 shall be approved by the county superintendent of schools and shall
 25 be bid for the next school year.

26 **[(c)]** (3) (Deleted by amendment, P. L. 1982, c. 74.)

27 b. ******[Commencing January 1, ****[1985]**** ****1986****, the]**
 28 ****** ****The****** Governor, in consultation with the Department
 29 of the Treasury, shall, no later than March 1 of each ******[odd-num-**
 30 **bered]**** ****[****even-numbered****]**** ****odd-numbered******
 31 year, adjust the threshold amount set forth in subsection a. of this
 32 section, or subsequent to ******[1985]**** ****[****1986****]**** ******
 33 **1985****** the threshold amount resulting from any adjustment un-
 34 der this subsection ******or section 17 of P. L., c. (now pend-**
 35 **ing before the Legislature as this bill)******, in direct proportion to
 36 the rise or fall of the consumer price index for all urban consumers
 37 in the New York City and the Philadelphia areas as reported by
 38 the United States Department of Labor. The Governor shall, no
 39 later than June 1 of each ******[odd-numbered]**** ****[****even-**
 40 **numbered****]**** ****odd-numbered****** year, notify all local
 41 school districts of the adjustment. The adjustment shall become
 42 effective on July 1 of each ******[odd-numbered]**** ****[****even-**
 43 **numbered****]**** ****odd-numbered****** year.

1 ****[4.]** **2.**** Section 5 of P. L. 1972, c. 29 (C. 26:2I-5) is
 2 amended to read as follows:

3 5. Powers of authority. The authority shall have power:

4 a. To adopt bylaws for the regulation of its affairs and the con-
 5 duct of its business and to alter and revise such bylaws from time
 6 to time at its discretion.

7 b. To adopt and have an official seal and alter the same at
 8 pleasure.

9 c. To maintain an office at such place or places within the State
 10 as it may designate.

11 d. To sue and be sued in its own name.

12 e. To borrow money and to issue bonds of the authority and to

13 provide for the rights of the holders thereof as provided in this
14 act.

15 f. To acquire, lease as lessee or lessor, hold and dispose of real
16 and personal property or any interest therein, in the exercise of its
17 powers and the performance of its duties under this act.

18 g. To acquire in the name of the authority by purchase or other-
19 wise, on such terms and conditions and in such manner as it may
20 deem proper, any land or interest therein and other property which
21 it may determine is reasonably necessary for any project; and to
22 hold and use the same and to sell, convey, lease or otherwise dispose
23 of property so acquired, no longer necessary for the authority's
24 purposes for fair consideration after public notice.

25 h. To receive and accept, from any federal or other public
26 agency or governmental entity directly or through the Department
27 of Health or any other agency of the State or any participating
28 hospital, grants or loans for or in aid of the acquisition or con-
29 struction of any project, and to receive and accept aid or contri-
30 butions from any other source, of either money, property, labor or
31 other things of value, to be held, used and applied only for the pur-
32 poses for which such grants, loans and contributions may be made.

33 i. To prepare or cause to be prepared plans, specifications, de-
34 signs and estimates of costs for the construction and equipment of
35 hospital projects for participating hospitals under the provisions
36 of this act, and from time to time to modify such plans, specifica-
37 tions, designs or estimates.

38 j. By contract or contracts with and for participating hospitals
39 only, to construct, acquire, reconstruct, rehabilitate and improve,
40 and furnish and equip, hospital projects. The authority, in the
41 exercise of its authority to make and enter into contracts and
42 agreements necessary or incidental to the performance of its duties
43 and the execution of its powers, shall adopt standing rules and
44 procedures providing that, except as hereinafter provided, no
45 contract on behalf of the authority shall be entered into for the
46 doing of any work, or for the hiring of equipment or vehicles, where
47 the sum to be expended exceeds the sum of ~~[\$5,000.00]~~ \$7,500.00
48 *or****[, after June 30, ***[1985]*** ***1986***,]**** the amount*
49 *determined as provided in this subsection* unless the authority shall
50 first publicly advertise for bids therefor, and shall award the con-
51 tract to the lowest responsible bidder; provided, however, that such
52 advertising shall not be required where the contract to be entered
53 into is one for the furnishing or performing services of a profes-
54 sional nature or for the supplying of any product or the rendering
55 of any service by a public utility subject to the jurisdiction of the

56 Public Utilities Commission and tariffs and schedules of the
 57 charges, made, charged, or exacted by the public utility for any
 58 such products to be supplied or services to be rendered are filed
 59 with said commission. ****[Commencing January 1, ***[1985]***
 60 ***1986***, the]**** ****The**** Governor, in consultation with
 61 the Department of the Treasury, shall, no later than March 1 of
 62 each ***[odd-numbered]*** ****[***even-numbered***]**** ****
 63 odd-numbered**** year, adjust the threshold amount set forth in
 64 this subsection, or subsequent to ***[1985]*** ****[***1986***]
 65 **** ****1985**** the threshold amount resulting from any adjust-
 66 ment under this subsection ****or section 17 of P. L., c. . . .
 67 (now pending before the Legislature as this bill)****, in direct pro-
 68 portion to the rise or fall of the consumer price index for all urban
 69 consumers in the New York City and the Philadelphia areas as
 69A reported by the United States Department of Labor. The Governor
 69B shall, no later than June 1 of each ***[odd-numbered]*** ****[***
 69C even-numbered***]**** ****odd-numbered**** year, notify the
 69D authority of the adjustment. The adjustment shall become effective
 69E July 1 of each ***[odd-numbered]*** ****[***even-numbered***]
 69F **** ****odd-numbered**** year.

70 k. To determine the location and character of any project to be
 71 undertaken, subject to the provisions of this act, and subject to
 72 State Health and environmental laws, to construct, reconstruct,
 73 maintain, repair, lease, as lessee or lessor, and regulate the same
 74 and operate the same in the event of default by a participating
 75 hospital of its obligations and agreements with the authority; to
 76 enter into contracts for any or all such purposes; and to enter into
 77 contracts for the management and operation of a project in the
 78 event of default as herein provided. The authority shall use its
 79 best efforts to conclude its position as an operator as herein pro-
 80 vided as soon as is practicable.

81 l. To establish rules and regulations for the use of a project or
 82 any portion thereof and to designate a participating hospital as
 83 its agent to establish rules and regulations for the use of a project
 84 undertaken by such a participating hospital.

85 m. Generally to fix and revise from time to time and to charge
 86 and collect rates, rents, fees and other charges for the use of and
 87 for the services furnished or to be furnished by a project or any
 88 portion thereof and to contract with holders of its bonds and with
 89 any other person, party, association, corporation or other body,
 90 public or private, in respect thereof, subject to the provisions of the
 91 Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H-1
 92 et seq.).

93 n. To enter into agreements or contracts, execute any and all
94 instruments, and do and perform any and all acts or things neces-
95 sary, convenient or desirable for the purpose of the authority or
96 to carry out any power expressly given in this act.

97 o. To invest any moneys held in reserve or sinking funds, or
98 any moneys not required for immediate use or disbursement, at
99 the discretion of the authority, in such obligations as are authorized
100 by resolution of the authority.

101 p. To obtain, or aid in obtaining, from any department or agency
102 of the United States any insurance or guarantee as to, or of or for
103 the payment or repayment of interest or principal, or both, or any
104 part thereof, on any loan or any instrument evidencing or securing
105 the same, made or entered into pursuant to the provisions of this
106 act; and notwithstanding any other provisions of this act to enter
107 into agreement, contract or any other instrument whatsoever with
108 respect to any such insurance or guarantee, and accept payment in
109 such manner and form as provided therein in the event of default
110 by the borrower.

111 q. To obtain from any department or agency of the United
112 States or a private insurance company any insurance or guarantee
113 as to, or of, or for the payment or repayment of interest or principal,
114 or both, or any part thereof, on any bonds, issued by the authority
115 pursuant to the provisions of this act; and notwithstanding any
116 other provisions of this act to enter into any agreement, contract
117 or any other instrument whatsoever with respect to any such in-
118 surance or guarantee except to the extent that such action would in
119 any way impair or interfere with the authority's ability to perform
120 and fulfill the terms of any agreement made with the holders of the
121 bonds of the authority.

122 r. To receive and accept, from any department or agency of the
123 United States or of the State or from any other entity, any grant,
124 appropriation or other moneys to be used for or applied to any
125 corporate purpose of the authority, including without limitation
126 the meeting of debt service obligations of the authority in respect
127 of its bonds.

1 **[5. Section 1 of P. L. 1968, c. 459 (C. 27:12B-5.2) is amended to
2 read as follows:

3 1. a. The New Jersey Highway Authority, in the exercise of its
4 authority to make and enter into contracts and agreements neces-
5 sary or incidental to the performance of its duties and the execution
6 of its powers, shall adopt standing operating rules and procedures
7 providing that, except as hereinafter provided, no contract on
8 behalf of the authority shall be entered into for the doing of any

9 work, or for the hiring of equipment or vehicles, where the sum to
 10 be expended exceeds the sum of ~~[\$2,500.00]~~ \$7,500.00 or, after
 11 June 30, 1985, the amount determined pursuant to subsection b.
 12 of this section unless the authority shall first publicly advertise for
 13 bids therefor, and shall award the contract to the lowest responsible
 14 bidder; provided, however, that such advertising shall not be
 15 required where the contract to be entered into is one for the furnish-
 16 ing or performing services of a professional nature or for the
 17 supplying of any product or the rendering of any service by a
 18 public utility subject to the jurisdiction of the Board of Public
 19 Utility Commissioners of this State and tariffs and schedules of
 20 the charges, made, charged, or exacted by the public utility for any
 21 such products to be supplied or services to be rendered are filed
 22 with the said board.

23 This ~~[section]~~ subsection shall not prevent the authority from
 24 having any work done by its own employees, nor shall it apply to
 25 repairs, or to the furnishing of materials, supplies or labor, or the
 26 hiring of equipment or vehicles, when the safety or protection of its
 27 or other public property or the public convenience require, or the
 28 exigency of the authority's service will not admit of such advertise-
 29 ment. In such case the authority shall, by resolution, passed by the
 30 affirmative vote of a majority of its members, declare the exigency
 31 or emergency to exist, and set forth in the resolution the nature
 32 thereof and the approximate amount to be so expended.

33 *b. Commencing January 1, 1985, the Governor, in consultation*
 34 *with the Department of the Treasury, shall, no later than March 1*
 35 *of each odd-numbered year, adjust the threshold amount set forth*
 36 *in subsection a. of this section, or subsequent to 1985 the threshold*
 37 *amount resulting from any adjustment under this subsection, in*
 38 *direct proportion to the rise or fall of the consumer price index for*
 39 *all urban consumers in the New York City and the Philadelphia*
 40 *areas as reported by the United States Department of Labor. The*
 41 *Governor shall, no later than June 1 of each odd-numbered year,*
 42 *notify the authority of the adjustment. The adjustment shall be-*
 43 *come effective on July 1 of each odd-numbered year.】***

1 ****[6. Section 1 of P. L. 1968, c. 462 (C. 27:12C-11.1) is amended**
 2 to read as follows:

3 1. a. The New Jersey Expressway Authority, in the exercise of
 4 its authority to make and enter into contracts and agreements
 5 necessary or incidental to the performance of its duties and the
 6 execution of its powers, shall adopt standing operating rules and
 7 procedures providing that, except as hereinafter provided, no con-
 8 tract on behalf of the authority shall be entered into for the doing

9 of any work, or for the hiring of equipment or vehicles, where the
 10 sum to be expended exceeds the sum of **[\$2,500.00]** \$7,500.00 or,
 11 *after June 30, 1985, the amount determined pursuant to subsection*
 12 *b. of this section* unless the authority shall first publicly advertise
 13 for bids therefor, and shall award the contract to the lowest
 14 responsible bidder; provided, however, that such advertising shall
 15 not be required where the contract to be entered into is one for the
 16 furnishing or performing services of a professional nature or for
 17 the supplying of any product or the rendering of any service by a
 18 public utility subject to the jurisdiction of the Board of Public
 19 Utility Commissioners of this State and tariffs and schedules of
 20 the charges, made, charged, or exacted by the public utility for any
 21 such products to be supplied or services to be rendered are filed with
 22 the said board.

23 This **[section]** *subsection* shall not prevent the authority from
 24 having any work done by its own employees, nor shall it apply to
 25 repairs, or to the furnishing of materials, supplies or labor, or the
 26 hiring of equipment or vehicles, when the safety or protection of
 27 its or other public property or the public convenience require, or
 28 the exigency of the authority's service will not admit of such
 29 advertisement. In such case the authority shall, by resolution,
 30 passed by the affirmative vote of a majority of its members, declare
 31 the exigency or emergency to exist, and set forth in the resolution
 32 the nature thereof and the approximate amount to be so expended.

33 *b. Commencing January 1, 1985, the Governor, in consultation*
 34 *with the Department of the Treasury, shall, no later than March 1*
 35 *of each odd-numbered year, adjust the threshold amount set forth*
 36 *in subsection a. of this section, or subsequent to 1985 the threshold*
 37 *amount resulting from any adjustment under this subsection, in*
 38 *direct proportion to the rise or fall of the consumer price index for*
 39 *all urban consumers in the New York City and the Philadelphia*
 40 *areas as reported by the United States Department of Labor. The*
 41 *Governor shall, no later than June 1 of each odd-numbered year,*
 42 *notify the authority of the adjustment. The adjustment shall be-*
 43 *come effective on July 1 of each odd-numbered year.]***

1 ****[7.]**** ****3.**** R. S. 27:2-1 is amended to read as follows:

2 27:2-1. a. When the cost of constructing, reconstructing or re-
 3 surfacing any State, county or municipal road, street or highway, or
 4 portion thereof, will exceed **[\$2,500.00]** \$7,500.00 or******[** *after*
 5 *June 30, ****[1985]**** ****1986****,]********* *the amount determined*
 6 *pursuant to subsection b. of this section, the specifications and their*
 7 *adoption and the award of the contract therefor shall be subject*
 8 *to the provisions of this chapter.*

9 b. ****[Commencing January 1, ***[1985]*** ***1986***, the]
 10 **** ***The**** Governor, in consultation with the Department
 11 of the Treasury, shall, no later than March 1 of each ***[odd-num-
 12 bered]*** ****[***even-numbered***]**** ****odd-numbered****
 13 year, adjust the threshold amount set forth in subsection a. of this
 14 section, or subsequent to ***[1985]*** ****[***1986***]****
 15 ****1985**** the threshold amount resulting from any adjustment
 16 under this subsection ****or section 17 of P. L., c. . . . (now
 17 pending before the Legislature as this bill)****, in direct propor-
 18 tion to the rise or fall of the consumer price index for all urban
 19 consumers in the New York City and the Philadelphia areas as
 20 reported by the United States Department of Labor. The Governor
 21 shall, no later than June 1 of each ***[odd-numbered]*** ****[***
 22 even-numbered***]**** ****odd-numbered**** year, notify every
 23 governing body in charge of approving contracts for work on public
 24 thoroughfares specified in subsection a. of this section of the ad-
 25 justment. The adjustment shall become effective on July 1 of each
 26 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
 27 numbered**** year.

1 **[8.]** **4.** R. S. 27:16-16 is amended to read as follows:

2 27:16-16. If the cost of the improvement contemplated by section
 3 27:16-15 of this Title exceeds **[\$2,500.00]** the amount set forth in,
 4 or ****[after June 30, ***[1985]*** ***1986***]**** the amount
 5 calculated by the Governor pursuant to R. S. 27:2-1, bids shall be
 6 invited for the performance thereof by publication in one or more
 7 newspapers in the county, for two weeks prior to the time appointed
 8 for receiving the bids. The contract shall be awarded to the lowest
 9 responsible bidder, who shall furnish good and sufficient security
 10 for the performance thereof, to the satisfaction of the board of
 11 chosen freeholders.

1 **[9.]** **5.** R. S. 27:19-35 is amended to read as follows:

2 27:19-35. a. The commission shall award no contract or agreement
 3 for the construction, reconstruction, repair, enlargement, extension,
 4 renewal, replacement or equipment of such bridges exceeding in
 5 amount the sum of **[twenty-five hundred dollars]** \$7,500.00
 6 or****[, after June 30, ***[1985]*** ***1986***,]**** the amount
 7 determined pursuant to subsection b. of this section without ad-
 8 vertisement for bids, which shall be opened publicly, and an award
 9 made to the lowest responsible bidder, with power in the commis-
 10 sion to reject any or all bids. Contracts for the purchase of bridges
 11 may be made and executed without advertisement.

12 b. ****[Commencing January 1, ***[1985]*** ***1986***, the]
 13 **** ***The**** Governor, in consultation with the Department

14 of the Treasury, shall, no later than March 1 of each ***[odd-num-
 15 bered]*** ****[***even-numbered***]**** ****odd-numbered****
 16 year, adjust the threshold amount set forth in subsection a. of this
 17 section, or subsequent to ***[1985]*** ****[***1986***]****
 18 ****1985**** the threshold amount resulting from any adjustment
 19 under this subsection ****or section 17 of P. L., c. (now
 20 pending before the Legislature as this bill)****, in direct propor-
 21 tion to the rise or fall of the consumer price index for all urban
 22 consumers in the New York City and the Philadelphia areas as
 23 reported by the United States Department of Labor. The Governor
 24 shall, no later than June 1 of each ***[odd-numbered]*** ****[***
 25 even-numbered***]**** ****odd-numbered**** year, notify each
 26 commission of the adjustment. The adjustment shall become effec-
 27 tive on July 1 of each ***[odd-numbered]*** ****[***even-nub-
 28 bered***]**** ****odd-numbered**** year.

1 **[10. Section 1 of P. L. 1968, c. 461 (C. 27:23-6.1) is amended
 2 to read as follows:

3 1. a. The New Jersey Turnpike Authority, in the exercise of its
 4 authority to make and enter into contracts and agreements neces-
 5 sary or incidental to the performance of its duties and the execution
 6 of its powers, shall adopt standing operating rules and procedures
 7 providing that, except as hereinafter provided, no contract on
 8 behalf of the authority shall be entered into for the doing of any
 9 work, or for the hiring of equipment or vehicles, where the sum to
 10 be expended exceeds the sum of **[\$2,500.00]** \$7,500.00 or, after
 11 June 30, 1985, the amount determined pursuant to subsection b. of
 12 this section unless the authority shall first publicly advertise for
 13 bids therefor, and shall award the contract to the lowest responsible
 14 bidder; provided, however, that such advertising shall not be re-
 15 quired where the contract to be entered into is one for the furnish-
 16 ing or performing services of a professional nature or for the sup-
 17 plying of any product or the rendering of any service by a public
 18 utility subject to the jurisdiction of the Board of Public Utility
 19 Commissioners of this State and tariffs and schedules of the
 20 charges, made, charged, or exacted by the public utility for any
 21 such products to be supplied or services to be rendered are filed
 22 with the said board.

23 This **[section]** subsection shall not prevent the authority from
 24 having any work done by its own employees, nor shall it apply to
 25 repairs, or to the furnishing of materials, supplies or labor, or the
 26 hiring of equipment or vehicles, when the safety or protection of its
 27 or other public property or the public convenience require, or the
 28 exigency of the authority's service will not admit of such advertise-

29 ment. In such case the authority shall, by resolution, passed by the
 30 affirmative vote of a majority of its members, declare the exigency
 31 or emergency to exist, and set forth in the resolution the nature
 32 thereof and the approximate amount to be so expended.

33 *b. Commencing January 1, 1985, the Governor, in consultation*
 34 *with the Department of the Treasury, shall, no later than March 1*
 35 *of each odd-numbered year, adjust the threshold amount set forth*
 36 *in subsection a. of this section, or subsequent to 1985 the threshold*
 37 *amount resulting from any adjustment under this subsection, in*
 38 *direct proportion to the rise or fall of the consumer price index for*
 39 *all urban consumers in the New York City and the Philadelphia*
 40 *areas as reported by the United States Department of Labor. The*
 41 *Governor shall, no later than June 1 of each odd-numbered year,*
 42 *notify the authority of the adjustment. The adjustment shall become*
 43 *effective on July 1 of each odd-numbered year.】***

1 ****[11.]** **6.**** Section 3 of P. L. 1971, c. 198 (C. 40A:11-3) is
 2 amended to read as follows:

3 3. *a.* Purchases, contracts or agreements not required to be adver-
 4 tised. Any purchase, contract or agreement for the performance
 5 of any work or the furnishing or hiring of materials or supplies,
 6 the cost or price of which, together with any other sums expended
 7 or to be expended for the performance of any work or services in
 8 connection with the same immediate program, undertaking, activity
 9 or project or the furnishing of similar materials or supplies during
 10 the same fiscal year paid with or out of public funds, does not exceed
 11 *in the fiscal year* the total sum of **【\$4,500.00 in the fiscal year】**
 12 **【\$7,500.00 or ****【, after June 30, ***[1985]*** **1986***】******
 13 *the amount determined pursuant to subsection b. of this section,*
 14 may be made, negotiated or awarded by a contracting agent when
 15 so authorized by resolution of the governing body of the contract-
 16 ing unit without public advertising for bids. Such authorization
 17 may be granted for each purchase, contract or agreement or by a
 18 general delegation of the power to make, negotiate or award such
 19 purchases, contracts or agreements pursuant to this section.

20 Any purchase, contract or agreement made pursuant to this
 21 section may be awarded for a period of 12 consecutive months,
 22 notwithstanding that such 12-month period does not coincide with
 23 the fiscal year. The Division of Local Government Services shall
 24 adopt and promulgate rules and regulations concerning the methods
 25 of accounting for all contracts that do not coincide with the fiscal
 26 year.

27 *b. ****【Commencing January 1, ***[1985]*** **1986***, the】*
 28 ***** **The**** Governor, in consultation with the Department*

29 of the Treasury, shall, no later than March 1 of each ***[odd-numbered]
 30 bered]*** ****[***even-numbered***]**** ****odd-numbered****
 31 year, adjust the threshold amount set forth in subsection a. of this
 32 section, or subsequent to ***[1985]*** ****[***1986***]****
 33 ****1985**** the threshold amount resulting from any adjustment
 34 under this subsection ****or section 17 of P. L., c. (now
 35 pending before the Legislature as this bill)****, in direct propor-
 36 tion to the rise or fall of the consumer price index for all urban
 37 consumers in the New York City and the Philadelphia areas as
 38 reported by the United States Department of Labor. The Governor
 39 shall, no later than June 1 of each ***[odd-numbered]*** ****
 40 [***even-numbered***]**** ****odd-numbered**** year, notify
 41 each governing body of the adjustment. The adjustment shall be-
 42 come effective on July 1 of each ***[odd-numbered]*** ****[***
 43 even-numbered***]**** ****odd-numbered**** year.

1 **[12.]** **7.** Section 4 of P. L. 1971, c. 198 (C. 40A:11-4) is
 2 amended to read as follows:

3 4. Contracts and agreements required to be advertised. Every
 4 contract or agreement, for the performance of any work or the
 5 furnishing or hiring of any materials or supplies, the cost or the
 6 contract price whereof is to be paid with or out of public funds, not
 7 included within the terms of section 3 of this act, shall be made or
 8 awarded only by the governing body of the contracting unit after
 9 public advertising for bids and bidding therefor, except as is pro-
 10 vided otherwise in this act or specifically by any other law. No
 11 work, materials or supplies shall be undertaken, acquired or fur-
 12 nished for a sum exceeding in the aggregate [\\$7,500.00] the amount
 13 set forth in, or ****[after June 30, ***[1985]*** ****1986****]****
 14 the amount calculated by the Governor pursuant to, section 3 of
 15 P. L. 1971, c. 198 (C. 40A:11-3), except by contract or agreement.

1 **[13.]** **8.** Section 6 of P. L. 1971, c. 198 (C. 40A:11-6) is
 2 amended to read as follows:

3 6. Emergency purchases and contracts. Any purchase, contract
 4 or agreement may be made, negotiated or awarded for a contracting
 5 unit without public advertising for bids and bidding therefor not-
 6 withstanding that the cost or contract price will exceed [\\$7,500.00]
 7 the amount set forth in, or ****[after June 30, ***[1985]*** ****
 8 1986****]**** the amount calculated by the Governor pursuant to,
 9 section 3 of P. L. 1971, c. 198 (C. 40A:11-3), when an emergency
 10 affecting the public health, safety or welfare requires the immedi-
 11 ate delivery of the articles or the performance of the service, pro-
 12 vided that the awarding or making of such purchases, contracts
 13 or agreements are made in the following manner:

14 a. A written requisition for the performance of such work or
 15 labor, or the furnishing of materials, supplies or services is filed
 16 with the contracting agent or his deputy in charge describing the
 17 nature of the emergency, the time of its occurrence and the need
 18 for invoking this section, certified by the officer or director in charge
 19 of the department wherein the emergency occurred, or such other
 20 officer or employee as may be authorized to act in place of said
 21 officer or director, and the contracting agent or his deputy in charge,
 22 being satisfied that the emergency exists, is hereby authorized to
 23 award a contract for said work or labor, materials, supplies or
 24 services.

25 b. Upon the furnishing of such work or labor, materials, sup-
 26 plies or services, in accordance with the terms of the contract or
 27 ***[supplies or services, shall be entitled to be paid therefor and
 28 the agreement, the contractor furnishing such work or labor, ma-
 29 terials,]*** ****agreement, the contractor furnishing such work or*
 30 *labor, materials, supplies or services, shall be entitled to be paid*
 31 *therefor and* *** the contracting unit shall be obligated for said
 31A payment. The governing body of the contracting unit shall take
 31B such action as shall be required to provide for the payment of the
 31C contract price.

32 c. The governing body of the contracting unit may prescribe
 33 additional rules and procedures to implement the requirements of
 34 this section.

1 **[14.]** ***9.** Section 7 of P. L. 1971, c. 198 (C. 40A:11-7) is
 2 amended to read as follows:

3 7. Contracts not to be divided. No purchase, contract or agree-
 4 ment, which is single in character or which necessarily or by reason
 5 of the quantities required to effectuate the purpose of the purchase,
 6 contract or agreement, includes the furnishing of additional ser-
 7 vices or buying or hiring of materials or supplies or the doing of
 8 additional work, shall be subdivided, so as to bring it or any of
 9 the parts thereof under the maximum price or cost limitation of
 10 [\$7,500.00] *the amount set forth in, or* ****[*after June 30,*
 11 ****[1985]*** ***1986***]***** *the amount calculated by the Gov-*
 12 *ernor pursuant to section 3 of P. L. 1971, c. 198 (C. 40A:11-3)*
 13 thus dispensing with the requirement of public advertising and
 14 bidding therefor, and in purchasing or contracting for, or agreeing
 15 for the furnishing of, any services, the doing of work or the sup-
 16 plying of any materials or the supplying or hiring of any materials
 17 or supplies, included in or incident to the performance or com-
 18 pletion of any project, program, activity or undertaking which is
 19 single in character or inclusive of the furnishing of additional
 20 services or buying or hiring of materials or supplies or the doing

21 of additional work, or which requires the furnishing of more than
 22 one article of equipment or buying or hiring of materials or sup-
 23 plies, all of the services, materials or property requisite for the
 24 completion of such project shall be included in one purchase, con-
 25 tract or agreement.

1 **[15.]** **10.** Section 16 of P. L. 1971, c. 198 (C. 40A:11-16)
 2 is amended to read as follows:

3 16. Separate plans for various types of work; bids; contracts.
 4 In the preparation of plans and specifications for the erection,
 5 alteration or repair of any public building by any contracting unit,
 6 when the entire cost of the work will exceed **[\$7,500.00 in amount]**
 7 *the amount set forth in, or ****[after June 30, ***[1985]*** ***
 8 *1986***]**** the amount calculated by the Governor pursuant to,*
 9 *section 3 of P. L. 1971, c. 198 (C. 40A:11-3),* the architect, engineer
 10 or other person preparing the plans and specifications, may pre-
 11 pare separate plans and specifications for

- 12 (1) The plumbing and gas fitting and all kindred work;
- 13 (2) Steam power plants, steam and hot water heating and
- 14 ventilating apparatus and all kindred work;
- 15 (3) Electrical work;
- 16 (4) Structural steel and ornamental iron work; and
- 17 (5) All other work required for the completion of the project.

18 The contracting unit or its contracting agent shall advertise for
 19 and receive, in the manner provided by law, either (a) separate
 20 bids for each of said branches of work, or (b) bids for all the work
 21 and materials required to complete the building to be included in a
 22 single overall contract, or (c) both. There will be set forth in the
 23 bid the name or names of, and evidence of performance security
 24 from, all subcontractors to whom the bidder will subcontract the
 25 furnishing of plumbing and gas fitting, and all kindred work, and
 26 of the steam and hot water heating and ventilating apparatus,
 27 steam power plants and kindred work, and electrical work, struc-
 28 tural steel and ornamental iron work, each of which subcontractors
 29 shall be qualified in accordance with this act.

30 Contracts shall be awarded to the lowest responsible bidder. In
 31 the event that a contract is advertised in accordance with (c) above
 32 said contract shall be awarded in the following manner: If the sum
 33 total of the amounts bid by the lowest responsible bidder for each
 34 branch is less than the amount bid by the lowest responsible bidder
 35 for all the work and materials, the contracting unit shall award
 36 separate contracts for each of such branches to the lowest re-
 37 sponsible bidder therefor, but if the sum total of the amount bid
 38 by the lowest responsible bidder for each branch is not less than the
 39 amount bid by the lowest responsible bidder for all the work and

40 materials, the contracting unit shall award a single overall con-
 41 tract to the lowest responsible bidder for all of such work and
 42 materials. In every case in which a contract is awarded under (b)
 43 above, all payments required to be made under such contract for
 44 work and materials supplied by a subcontractor shall, upon the
 45 certification of the contractor of the amount due to the subcontrac-
 46 tor, be paid directly to the subcontractor.

1 **[16.]** **11.** R. S. 40:128-1 is amended to read as follows:

2 40:128-1. *a.* The council may, in the manner hereinafter provided,
 3 make contracts at one time or at different times for the doing of
 4 any or all of the work, or for the furnishing of any or all of the
 5 material, necessary for the grading, flagging, macadamizing, pav-
 6 ing, curbing or guttering of any street, highway or section thereof
 7 or for the construction of a sidewalk of any material thereon, which
 8 the council may have previously authorized or may thereafter
 9 authorize for all or any portion of the then current calendar year.
 10 The council shall first adopt a resolution by the unanimous vote of
 11 all the members of the council or board of commissioners that it is
 12 to the interest of the town to make a general contract or contracts
 13 for the doing of any or all of the work, or for the furnishing of
 14 any or all of the material necessary for the improvements autho-
 15 rized or to be authorized for all, or any portion of the then current
 16 calendar year. At any time after the passage of said resolution the
 17 council may require the clerk to advertise for proposals in the
 18 official newspaper of the town and in such other newspapers as it
 19 may designate, for the doing of all or any part of the work or the
 20 furnishing of all or any part of the materials necessary for such
 21 improvements, as the council may have previously authorized or
 22 may thereafter authorize during such portion of the then current
 23 calendar year, as the council may determine. Where the sum to be
 24 expended exceeds [one thousand dollars] \$7,500.00 or****[, after
 25 June 30, ***[1985]*** **1986***,]**** the amount determined
 26 pursuant to subsection b. of this section the proposals shall be ad-
 27 vertised and bids received, and contracts therefor awarded in all
 28 respects as provided in chapter 50 of this title (§ 40:50-1 et seq.).
 29 The contract shall be awarded to the lowest responsible bidder, on
 30 the terms of their proposals, but the council may reject all bids if
 31 they deem it for the interest of the town so to do, in which case
 32 they shall again advertise for proposals, and shall proceed in all
 33 things as if no proposals had been offered. The council shall re-
 34 quire the person contracting with the town to give bonds with
 35 ample freehold security for the due performance thereof, or may
 36 require the bond of a surety company authorized to transact busi-
 36A ness in this State.

37 b. ****[Commencing January 1, ***[1985]*** **1986***, the]
 38 **** **The**** Governor, in consultation with the Department
 39 of the Treasury, shall, no later than March 1 of each ***[odd-num-
 40 bered]*** ****[***even-numbered***]**** ****odd-numbered****
 41 year, adjust the threshold amount set forth in subsection a. of this
 42 section, or subsequent to ***[1985]*** ****[***1986***]****
 43 ****1985**** the threshold amount resulting from any adjustment
 44 under this subsection ****or section 17 of P. L. c. (now
 45 pending before the Legislature as this bill)****, in direct propor-
 46 tion to the rise or fall of the consumer price index for all urban
 47 consumers in the New York City and the Philadelphia areas as
 48 reported by the United States Department of Labor. The Governor
 49 shall, no later than June 1 of each ***[odd-numbered]*** ****[
 50 ***even-numbered***]**** ****odd-numbered**** year, notifying
 51 each council or governing body of the adjustment. The adjustment
 52 shall become effective on July 1 of each ***[odd-numbered]***
 53 ****[***even-numbered***]**** ****odd-numbered**** year.

1 **[17.]** **12.** Section 22 of P. L. 1967, c. 184 (C. 40:68-48)
 2 is amended to read as follows:

3 22. a. The district shall award no contract or agreement for
 4 the purposes provided for in this act exceeding in amount the
 5 sum of [**\$2,500.00**] \$7,500.00 or****[, after June 30, ***[1985]***
 6 ***1986***,]**** the amount determined pursuant to subsection b.
 7 of this section without advertisement for bids, which shall be
 8 opened publicly and an award made to the lowest responsible
 9 bidder, with power in the district to reject any or all bids.

10 b. ****[Commencing January 1, ***[1985]*** **1986***,
 11 the]**** **The**** Governor, in consultation with the De-
 12 partment of the Treasury, shall, no later than March 1 of each
 13 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
 14 numbered**** year, adjust the threshold amount set forth in
 15 subsection a. of this section, or subsequent to ***[1985]***
 16 ****[***1986***]**** ****1985**** the threshold amount re-
 17 sulting from any adjustment under this subsection ****or section
 18 17 of P. L., c. ... (now pending before the Legislature as
 19 this bill)****, in direct proportion to the rise or fall of the con-
 20 sumer price index for all urban consumers in the New York City
 21 and the Philadelphia areas as reported by the United States De-
 22 partment of Labor. The Governor shall, no later than June 1
 23 of each ***[odd-numbered]*** ****[***even-numbered***]****
 24 ****odd-numbered**** year, notify the authority of the adjust-
 25 ment. The adjustment shall become effective on July 1 of each

26 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
27 numbered**** year.

1 **[18.]** **13.** R. S. 40:62-63 is amended to read as follows:
2 40:62-63. *a.* Whenever any work to be performed or materials to
3 be furnished under sections 40:62-47 to 40:62-105 of this Title,
4 or any of them, may involve an expenditure of any sum exceed-
5 ing [\\$2,500.00] \$7,500.00 or****[, after June 30, ***[1985]***
6 ***1986***.]**** the amount determined pursuant to subsection
7 *b.* of this section, the governing body shall advertise for bids
8 therefor, and award and execute the contract therefor, as pro-
9 vided in chapter 50 of this title (§ 40:50-1 et seq.). The adver-
10 tisements shall specify the dimensions and quality of the work
10A to be done or materials to be furnished.

11 This [section] subsection shall not be construed to apply to the
12 compensation of specially retained advisers, or when the exigency
13 of the service, or an emergency threatening the continuity of the
14 water supply shall be declared to exist by a resolution passed by
15 an affirmative vote of four-fifths of the body having charge thereof.
16 Such resolution shall state the nature of the exigency or emer-
17 gency, and the approximate cost of the work necessary to be done
18 to meet such exigency or emergency. In such case, it shall not be
19 necessary to advertise for bids or to receive proposals or to award
20 a contract therefor.

21 *b.* ****[Commencing January 1, ***[1985]*** ****1986***,
22 the]**** ****The**** Governor, in consultation with the De-
23 partment of the Treasury, shall, no later than March 1 of each
24 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
25 numbered**** year, adjust the threshold amount set forth in
26 subsection *a.* of this section, or subsequent to ***[1985]***
27 ****[***1986***]**** ****1985**** the threshold amount result-
28 ing from any adjustment under this subsection ****or section 17
29 of P. L., c. ... (now pending before the Legislature as
30 this bill)****, in direct proportion to the rise or fall of the con-
31 sumer price index for all urban consumers in the New York City
32 and the Philadelphia areas as reported by the United States
33 Department of Labor. The Governor shall, no later than June 1
34 of each ***[odd-numbered]*** ****[***even-numbered***]****
35 ****odd-numbered**** year, notify each governing body of the
36 adjustment. The adjustment shall become effective on July 1 of
37 each ***[odd-numbered]*** ****[***even-numbered***]****
38 ****odd-numbered**** year.

1 **[19.]** ****[**14.** R. S. 58:14-22 is amended to read as
1A follows:

2 58:14-22. *a.* Whenever any work to be performed or any material
 3 to be furnished shall involve an expenditure of money exceeding
 4 the sum of ~~[\$4,500.00]~~ \$7,500.00 or, after June 30, ~~***[1985]***~~
 5 ~~***1986***~~, the amount determined pursuant to subsection *b.* of this
 6 section, the commissioners shall designate the time when they will
 7 meet at their usual place of meeting to receive proposals in writing
 8 for doing the work and furnishing the material, and the commission-
 9 ers shall order their clerk to give notice by advertisement, inserted
 10 in at least two newspapers printed and circulating, respectively, in
 11 two of the counties of the district, at least 10 days before the time
 12 of such meeting, of the work to be done and the material to be furn-
 13 ished, particular specifications of which they shall cause to be filed
 14 in their office at the time of such order. All proposals received shall
 15 be publicly opened by the commissioners or the chief administrative
 16 officer of the commission and the commissioners shall award the
 17 contract to the lowest responsible bidder. All contractors shall be
 18 required to give bond satisfactory in amount and security to the
 19 commissioners.

20 *b.* Commencing January 1, ~~***[1985]***~~ ~~***1986***~~ the Gov-
 21 ernor, in consultation with the Department of the Treasury, shall,
 22 no later than March 1 of each ~~***[odd-numbered]***~~ ~~***even-~~
 23 ~~numbered***~~ year, adjust the threshold amount set forth in subsec-
 24 tion *a.* of this section, or subsequent to ~~***[1985]***~~ ~~***1986***~~ the
 25 threshold amount resulting from any adjustment under this sub-
 26 section, in direct proportion to the rise or fall of the consumer price
 27 index for all urban consumers in the New York City and the Phila-
 28 delphia areas as reported by the United States Department of
 29 Labor. The Governor shall, no later than June 1 of each ~~***[odd-~~
 30 ~~numbered]***~~ ~~***even-numbered***~~ year, notify the commission of
 31 the adjustment. The adjustment shall become effective on July 1
 32 of each ~~***[odd-numbered]***~~ ~~***even-numbered***~~ year.]****

1 ~~**[20.]**~~ ~~****[**15.**]****~~ ~~****14.****~~ Section 22 of P. L.
 2 1981, c. 293 (C. 58:1B-22) is amended to read as follows:

3 22. *a.* The authority is hereby authorized to make and enter into
 4 contracts and agreements necessary or incidental to the perfor-
 5 mance of its duties and the execution of its powers. No contract on
 6 behalf of the authority shall be entered into for the doing of any
 7 work, or for the hiring of equipment or vehicles, where the sum to
 8 be expended exceeds the sum of ~~[\$4,500.00]~~ \$7,500.00 or****~~[~~
 9 ~~after June 30, ***[1985]***~~ ~~***1986***,~~****]**** the amount deter-
 10 mined pursuant to subsection *b.* of this section unless the authority
 11 shall first publicly advertise for bids therefor, and shall award the
 12 contract to the lowest responsible bidder; but advertising shall

13 not be required where the contract to be entered into is one for
 14 the furnishing or performing services of a professional nature or
 15 for the supplying of any product or the rendering of any ser-
 16 vice by a public utility subject to the jurisdiction of the Board
 17 of Public Utilities, and tariffs and schedules of the charges,
 18 made, charged, or exacted by the public utility for any such pro-
 19 ducts to be supplied or services to be rendered are filed with
 20 the board. This [section] subsection shall not prevent the
 21 authority from having any work done by its own employees,
 22 nor shall it apply to repairs, or to the furnishing of materials,
 23 supplies or labor, or the hiring of equipment or vehicles, when
 24 the safety or protection of its or other public property or the
 25 public convenience requires, or the exigency of the authority service
 26 will not admit of such advertisement. In such case the authority
 27 shall, by resolution, passed by the affirmative vote of a majority
 28 of its members, declare the exigency or emergency to exist, and
 29 set forth in the resolution the nature thereof and the approximate
 30 amount to be expended.

31 b. ****[Commencing January 1, ***[1985]*** **1986***,
 32 the]**** ****The**** Governor, in consultation with the De-
 33 partment of the Treasury, shall, no later than March 1 of each
 34 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
 35 numbered**** year, adjust the threshold amount set forth in
 36 subsection a. of this section, or subsequent to ***[1985]***
 37 ****[***1986***]**** ****1985**** the threshold amount result-
 38 ing from any adjustment under this subsection ****or section 17
 39 of P. L., c. ... (now pending before the Legislature as
 40 this bill)****, in direct proportion to the rise or fall of the con-
 41 sumer price index for all urban consumers in the New York City
 42 and the Philadelphia areas as reported by the United States
 43 Department of Labor. The Governor shall, no later than June 1
 44 of each ***[odd-numbered]*** ****[***even-numbered***]****
 45 ****odd-numbered**** year, notify the authority of the adjust-
 46 ment. The adjustment shall become effective on July 1 of each
 47 ***[odd-numbered]*** ****[***even-numbered***]**** ****odd-
 48 numbered**** year.

1 **[21.]** ****[**16.**]**** ****15.**** R. S. 58:5-20 is amend-
 1A ed to read as follows:

2 58:5-20. a. Whenever any work to be performed or material to be
 3 furnished involves an expenditure exceeding [**\$4,500.00**] \$7,500.00
 4 or****[, after June 30, ***[1985]*** **1986***,]**** the amount
 5 determined pursuant to subsection b. of this section, the com-
 6 mission shall cause to be prepared and shall approve in public

7 meeting, such form of contract or alternative contracts for the
 8 execution of the work or the furnishing of the materials, and pay-
 9 ment therefor, as will in its judgement secure the execution of the
 10 work and the furnishing of the materials most efficiently, economi-
 10A cally and expeditiously.

11 This [section] subsection shall not prevent the commission from
 12 having any work done by its own employees, nor shall it apply to
 13 repairs, or to the furnishing of materials, supplies or labor, or the
 14 hiring of equipment or vehicles, when the safety or protection of its
 15 or other public property or the public convenience require, or the
 16 exigency of the commission's service will not admit of such
 17 advertisement. In such case the commission shall, by resolution,
 18 passed by the affirmative vote of a majority of its members, declare
 19 the exigency or emergency to exist, and set forth in the resolution
 20 the nature thereof and the approximate amount to be so expended.

21 Thereupon the commission shall designate the time when it will
 22 meet at its usual place of meeting to receive proposals in writing
 23 for doing the work or furnishing the materials in accordance with,
 24 and upon the terms and conditions of, such form of contract or
 25 alternative contracts, and shall order its clerk to give notice, by
 26 advertisement inserted at least 10 days before the time of such
 27 meeting in at least two newspapers printed and circulating in the
 28 county or counties in which the municipalities in said water supply
 29 project are situated, of the work to be done and the materials to
 30 be furnished, particular plans and specifications of which shall,
 31 at the time of such order, be filed in the office of the commission.

32 All proposals shall be publicly opened by the commission, which
 33 shall award the contract to the lowest responsible and qualified
 34 bidder under the form of the contract originally adopted or the
 35 form of the alternative contract which shall then be adopted by it
 36 as most advantageous.

37 Each contractor shall be required to give bond satisfactory in
 38 amount and security to the commission for the faithful performance
 39 of his contract.

40 b. ****[Commencing January 1, ***[1985]*** **1986***,
 41 the]**** ****The**** Governor, in consultation with the De-
 42 partment of the Treasury, shall, no later than March 1 of each
 43 ***[odd-numbered]*** ****[***even-numbered***],**** ****odd-
 44 numbered**** year, adjust the threshold amount set forth in
 45 subsection a. of this section, or subsequent to ***[1985]***
 46 ****[***1986***]**** ****1985**** the threshold amount result-
 47 ing from any adjustment under this subsection ****or section 17
 48 of P. L., c. . . . (now pending before the Legislature as

49 *this bill)*****, in direct proportion to the rise or fall of the con-
 50 *sumer price index for all urban consumers in the New York City*
 51 *and the Philadelphia areas as reported by the United States*
 52 *Department of Labor. The Governor shall, no later than June 1*
 53 *of each* ***[odd-numbered]*** ****[***even-numbered***]****
 54 *****odd-numbered**** year, notify each commission of the ad-*
 55 *justment. The adjustment shall become effective on July 1 of*
 56 *each* ***[odd-numbered]*** ****[***even-numbered***]****
 57 *****odd-numbered**** year.*

1 **[22.]** ****[**17.**] Section 2 of P. L. 1954, c. 48 (C. 52:34-7)
 2 is amended to read as follows:

3 2. a. Any such purchase, contract or agreement may be made,
 4 negotiated, or awarded by the Director of the Division of Purchase
 5 and Property or the Director of the Division of Building and Con-
 6 struction, as the case may be, without advertising, in any manner
 7 which he may deem effective to promote full and free competition
 8 whenever competition is practicable, if: (1) the aggregate amount
 9 involved does not exceed [\$2,500.00] \$7,500.00 or, after June 30,
 10 ***[1985]*** ****1986****, the amount determined pursuant to sub-
 11 section b. of this section; or (2) ***[the aggregate amount involved
 12 does not exceed \$7,500.00 or, after June 30, 1985, the amount deter-
 13 mined pursuant to subsection b. of this section in the case of the pur-
 14 chase of construction materials and supplies when such materials
 15 and supplies are not available from contract vendors and are
 16 necessary to the State departments or agencies in the erection, con-
 17 struction, alteration, or repair of State buildings and facilities;]***
 18 **** (Deleted by amendment, P. L. 1985, c. 107) **** or (3) the aggre-
 19 gate amount involved does not exceed \$10,000.00 or, after June 30,
 20 ***[1985]*** ****1986****, the amount determined pursuant to sub-
 21 section b. of this section in the case of contracts or agreements for
 22 the erection, construction, alteration, or repair of any public build-
 23 ing or facility.

24 When the aggregate amount involved does not exceed \$10,000.00
 25 or, after June 30, ***[1985]*** ****1986****, the amount determined
 26 pursuant to subsection b. of this section in the case of contracts or
 27 agreements for the erection, construction, alteration, or repair of
 28 any public building or facility, the Director of the Division of Build-
 29 ing and Construction may, at his discretion, delegate to the appro-
 29A priate State department or using agency his authority to make,
 29B negotiate, or award a contract or agreement without advertising.

30 The Director of the Division of Purchase and Property or the
 31 Director of the Division of Building and Construction, as the case
 32 may be, shall establish, in accordance with the "Administrative

33 Procedure Act," (P. L. 1968, c. 410; C. 52:14B-1 et seq.), rules and
 34 regulations concerning procedural requirements for the making,
 35 negotiating or awarding of purchases, contracts or agreements
 36 pursuant to this section.

37 *b. Commencing January 1, ***[1985]*** ***1986***, the Gov-*
 38 *ernor, in consultation with the Department of the Treasury, shall,*
 39 *no later than March 1 of each ***[odd-numbered]*** ***even-*
 40 *numbered*** year, adjust the threshold amount set forth in sub-*
 41 *section a. of this section, or subsequent to ***[1985]*** ***1986****
 42 *the threshold amount resulting from any adjustment under this sub-*
 43 *section, in direct proportion to the rise or fall of the consumer price*
 44 *index for all urban consumers in the New York City and the Phila-*
 45 *delphia areas as reported by the United States Department of*
 46 *Labor. The Governor shall, no later than June 1 of each ***[odd-*
 47 *numbered]*** ***even-numbered*** year, notify the Director of*
 48 *the Division of Purchase and Property and the Director of the*
 49 *Division of Building and Construction of the adjustment. The ad-*
 50 *justment shall become effective on July 1 of each ***[odd-*
 51 *numbered]*** ***even-numbered*** year.]*****

1 ***[23.]** ****[**18.**]**** ****16.***** Section 9 of P. L.
 2 1954, c. 48 (C. 52:34-14) is amended to read as follows:

3 9. Where the State House Commission is empowered to make,
 4 award or authorize the award of any agreement or contract, such
 5 agreement or contract, may be made, awarded or authorized with-
 6 out publicly advertising for bids therefor when

7 (a) the cost or contract price involved does not exceed
 8 **[\$2,500.00]** the amounts set forth in, or ****[after June 30,
 9 ***[1985]*** ***1986***]**** the amounts calculated by the
 10 Governor pursuant to, section 2 of P. L. 1954, c. 48 (C. 52:34-7);
 11 or

12 (b) the subject matter thereof is personal or professional ser-
 13 vices; or

14 (c) the purchase is to be made from, or the contract to be made
 15 with, the federal or any State government or any agency or political
 16 subdivision thereof; or

17 (d) the subject matter thereof is perishable food or subsistence
 18 supplies; or

19 (e) the commission first shall have adopted a resolution that the
 20 interest of the State will be best served by not so advertising.

1 ****17. (New section) The Governor shall adjust immediately
 2 the threshold amounts set forth in this 1985 amendatory and
 3 supplementary act in direct proportion to the rise or fall of the
 4 Consumer Price Index for all urban consumers in the New York

5 *City and the Philadelphia areas as reported by the United States*
 6 *Department of Labor. The immediate adjustments shall become*
 7 *effective on the 30th day after the Administrator of the General*
 8 *Services Administration in the Department of the Treasury notifies*
 9 *the appropriate public entities.*****

1 ****[24.]**** *****[19.**** R. S. 52:25-23 is amended to read as
 1A follows:

2 52:25-23. The Director of the Division of Purchase and Prop-
 3 erty may, by written order, [permit purchases to be made by any
 4 using agency directly whenever it shall appear to his satisfaction
 5 that by reason of the excess of transportation costs, a lower price
 6 with equal quality can be obtained by the using agency, or as in
 7 the case of fresh food products and the like perishable articles,
 8 where there are nearby local markets. In direct purchases of
 9 fresh milk and as a condition thereof, the director shall require
 10 each vendor to certify in writing that he purchased during the
 11 immediately preceding year fresh milk produced within the State
 12 at least equal in amount to the amount he seeks to furnish to the
 13 using agency, and, in addition, to agree to purchase during the
 14 year in which he proposes to furnish such milk to the using agency
 15 an amount of fresh milk produced within the State at least equal
 16 to the amount he proposes to furnish to the using agency plus an
 17 amount equal to the amount, if any, he shall be required to furnish
 18 to any other using agency. Such permission shall be revocable and
 19 shall be issued for a fixed amount only and not in excess of \$2,500.00
 20 and prescribe the articles to be purchased, and shall be operative
 21 for any stated period within a fiscal year. At the expiration of such
 22 period, the authority shall lapse and an additional direct purchase
 23 order shall be requisite for any such purchases. Such using
 24 agencies receiving such permission shall report in a manner to be
 25 prescribed by the director their acts and expenditures under such
 26 orders with proper evidence that competition has been secured.]
 27 *delegate purchasing authority to the using agencies for purchases*
 28 *or contracts not in excess of \$7,500.00; except that:*

29 *a. Purchases or contracts shall not be divided to circumvent the*
 30 *dollar limit imposed by this section;*

31 *b. Prior to issuing purchase orders pursuant to this section, a*
 32 *using agency shall verify the existence of funds for the purchase*
 33 *or contract; and*

34 *c. All purchases made or contracts negotiated under this section*
 35 *shall be reported to the Director of the Division of Purchase and*
 36 *Property by the using agency, in a manner prescribed by the Di-*
 37 *rector of the Division of Purchase and Property, which report shall*

38 *include proper proof that the purchase or contract was made or*
 39 *negotiated competitively, where competition is practicable.】***

1 **[25. (New section) a. All purchases, contracts, or agreements
 2 where the cost or contract price exceeds the sum of \$7,500.00 or,
 3 after June 30, 1985, the amount determined pursuant to subsection
 4 b. of this section shall be made, negotiated, or awarded only after
 5 public advertisement for bids therefor and shall be awarded to
 6 that responsible bidder whose bid, conforming to the invitation for
 7 bids, is most advantageous to the Hackensack Meadowlands De-
 8 velopment Commission, in its judgment, upon consideration of price
 9 and other factors. Any bid may be rejected when the commission
 10 determines that it is in the public interest to do so.

11 Any purchase, contract, or agreement where the cost or contract
 12 price is less than or equal to \$7,500.00 or, after June 30, 1985, the
 13 amount determined pursuant to subsection b. of this section may
 14 be made, negotiated, or awarded by the commission without ad-
 15 vertising and in any manner which the commission in its judg-
 16 ment, deems necessary to serve its unique interests and purposes
 17 and which promotes, whenever practicable, full and free competi-
 18 tion by the acceptance of quotations or proposals or by the use of
 19 other suitable methods.

20 b. Commencing January 1, 1985, the Governor, in consultation
 21 with the Department of the Treasury, shall, no later than March 1
 22 of each odd-numbered year, adjust the threshold amount set forth
 23 in subsection a. of this section, or subsequent to 1985 the thresh-
 24 held amount resulting from any adjustment under this subsection,
 25 in direct proportion to the rise or fall of the consumer price index
 26 for all urban consumers in the New York City and the Philadelphia
 27 areas as reported by the United States Department of Labor. The
 28 Governor shall, no later than June 1 of each odd-numbered year,
 29 notify the commission of the adjustment. The adjustment shall
 30 become effective on July 1 of each odd-numbered year.】**

1 * [24.] * ** [26.] ** *** [20.] *** **** [19.] ****
 2 ****18.**** This act shall take effect immediately.

33 Procedure Act," (P. L. 1968, c. 410; C. 52:14B-1 et seq.), rules and
 34 regulations concerning procedural requirements for the making,
 35 negotiating or awarding of purchases, contracts or agreements
 36 pursuant to this section.

37 *b. Commencing January 1, 1985, the Governor, in consultation*
 38 *with the Department of the Treasury, shall, no later than March 1*
 39 *of each odd-numbered year, adjust the threshold amount set forth*
 40 *in subsection a. of this section, or subsequent to 1985 the threshold*
 41 *amount resulting from any adjustment under this subsection, in*
 42 *direct proportion to the rise or fall of the consumer price index*
 43 *for all urban consumers in the New York City and the Philadelphia*
 44 *areas as reported by the United States Department of Labor. The*
 45 *Governor shall, no later than June 1 of each odd-numbered year,*
 46 *notify the Director of the Division of Purchase and Property and*
 47 *the Director of the Division of Building and Construction of the*
 48 *adjustment. The adjustment shall become effective on July 1 of each*
 49 *odd-numbered year.*

1 23. Section 9 of P. L. 1954, c. 48 (C. 52:34-14) is amended to
 2 read as follows:

3 9. Where the State House Commission is empowered to make,
 4 award or authorize the award of any agreement or contract, such
 5 agreement or contract, may be made, awarded or authorized with-
 6 out publicly advertising for bids therefor when

7-8 (a) the cost or contract price involved does not exceed
 9 **[\$2,500.00]** *the amounts set forth in, or after June 30, 1985 the*
 10 *amounts calculated by the Governor pursuant to, section 2 of P. L.*
 11 *1954, c. 48 (C. 52:34-7); or*

12 (b) the subject matter thereof is personal or professional ser-
 13 vices; or

14 (c) the purchase is to be made from, or the contract to be made
 15 with, the federal or any State government or any agency or political
 16 subdivision thereof; or

17 (d) the subject matter thereof is perishable food or subsistence
 18 supplies; or

19 (e) the commission first shall have adopted a resolution that the
 20 interest of the State will be best served by not so advertising.

1 24. This act shall take effect immediately.

STATEMENT

This bill increases the bid threshold amount to \$7,500.00 or to
 an adjusted amount calculated by the Governor, in consultation
 with the Department of the Treasury. The bill provides that the

S1744(1985)

Governor shall adjust the threshold amount in consultation with the Department of the Treasury every two years commencing January 1, 1985 in proportion to the rise or fall of the New York City/Philadelphia Consumer Price Index. The Governor is required under this bill to adjust the bid threshold amount no later than March 1, 1985 and every odd-numbered year thereafter. The bill further provides that the Governor shall notify the appropriate bodies of the adjusted bid threshold no later than June 1 of 1985 and every odd-numbered year thereafter.

This bill raises the bid threshold for laws governing the following: 1) New Jersey Sports and Exposition Authority; 2) local school boards transportation contracts; 3) New Jersey Health Care Facilities Authority; 4) New Jersey Highway Authority; 5) New Jersey Expressway Authority; 6) county contracts for road improvements; 7) county bridge commissions; 8) New Jersey Turnpike Authority; 9) contracts for materials or services purchased by counties, municipalities and other local governing bodies; 10) municipal contracts for street improvements; 11) Beach Erosion Control Districts; 12) municipal and county-owned water supplies; 13) Passaic Valley Sewerage Commission; 14) New Jersey Water Supply Authority; 15) North and South Jersey Water Supply Districts; and 16) State purchasing law.

The purposes of this bill include making bid ceilings reflect current expenses; providing a faster response to the economy; and providing continuous flexibility without the need for new bills.

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO

SENATE, No. 1744

with Senate committee amendments

STATE OF NEW JERSEY

DATED: JULY 30, 1984

This bill increases the bid threshold amount to \$7,500.00 or to an adjusted amount calculated by the Governor, in consultation with the Department of the Treasury. The bill provides that the Governor shall adjust the threshold amount in consultation with the Department of the Treasury every two years commencing January 1, 1985 in proportion to the rise or fall of the New York City/Philadelphia Consumer Price Index. The Governor is required under this bill to adjust the bid threshold amount no later than March 1, 1985 and every odd-numbered year thereafter. The bill further provides that the Governor shall notify the appropriate bodies of the adjusted bid threshold no later than June 1 of 1985 and every odd-numbered year thereafter.

This bill raises the bid threshold for the New Jersey Sports and Exposition Authority; local school board transportation contracts; the New Jersey Health Care Facilities Authority; the New Jersey Highway Authority; the New Jersey Expressway Authority; county road improvements contracts; county bridge commissions; the New Jersey Turnpike Authority; contracts for materials or services purchased by counties; municipalities and other local governing bodies; municipal street improvement contracts; Beach Erosion Control Districts; municipal and county-owned water supplies; the Passaic Valley Sewerage Commission; the New Jersey Water Supply Authority; the North and South Jersey Water Supply Districts; and the State purchasing law.

The purpose of this bill is to make bid ceilings reflect current expenses and to provide flexibility in setting bid threshold amounts.

The bill was amended to include the Hackensack Meadowlands Development Commission and to provide the Division of Purchase and Property with the ability to delegate purchasing authority.

Senate Amendments
(Proposed by Senator Lipman)
to

Senate Bill No. 1744 (OCR)
(Sponsored by Senator Lipman)

Amend:

| Page | Sec. | Line | |
|-------|------|------|-------------------------|
| 21-22 | 25 | 1-30 | Omit |
| 22 | 26 | 1 | Omit "26." insert "20." |

STATEMENT

These amendments remove the sections of the bill concerning the Sports and Exposition Authority, the Highway Authority, the Expressway Authority, the Turnpike Authority and the Hackensack Meadowlands Development Commission. Those sections were already enacted by P.L. 1984, c. 128 (Assembly Bill No. 2096) in identical form.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

November 12, 1985

SENATE BILL NO. 1744 (3rd OCR)

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14 of the Constitution, I herewith return Senate Bill No. 1744 (3rd OCR) with my recommendations for reconsideration.

Senate Bill No. 1744 (3rd OCR) would raise the advertised bidding threshold to \$7,500.00 on contracts awarded by various public agencies. Commencing January 1, 1986, the Governor, in consultation with the Department of the Treasury, would be required, no later than March 1 of each even-numbered year, to adjust the advertised bidding thresholds in direct proportion to a rise or fall in the Consumer Price Index. The Governor also would be required to notify the appropriate public agency of any adjustment by June 1 of each even-numbered year. The adjustments will take effect on July 1 of each even-numbered year.

I support the concept expressed within Senate Bill No. 1744 (3rd OCR). I am advised that the current advertised bidding thresholds do not reflect the economic condition of the marketplace and have impeded the various public agencies in the performance of their duties. Raising the advertised bidding threshold to \$7,500.00 will result in a monetary savings and will ease the administrative burden for the public agencies affected by this bill.

Despite my support for the concept expressed within Senate Bill No. 1744 (3rd OCR), I must return the bill so that technical amendments can be made to conform the bill to current law.

Section 14 of Senate Bill No. 1744 (3rd OCR) and R.S. 58:14-22, as amended by P.L. 1984, c. 220, amend the advertised bidding threshold within the law governing the Passaic Valley Sewerage District. Both bills raise the advertised bidding threshold to \$7,500.00, but conflict on when the threshold will be adjusted in the future. R.S. 58:14-22 provides for odd-numbered year adjustments commencing in 1985, and section 14 of Senate Bill No. 1744 (3rd OCR) provides for even-numbered year adjustments commencing in 1986. I recommend that section 14 of Senate Bill No. 1744 (3rd OCR) be deleted from the bill, so that R.S. 58:14-22, as amended by P.L. 1984, c. 220, will remain unchanged.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

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Page 3, Section 1, Line 27: Delete "Commencing January 1, 1986, the"
insert "The"

Page 3, Section 1, Lines 29-30: Delete "even-numbered" insert
"odd-numbered"

Page 3, Section 1, Line 31: Delete "1986" insert "1985"

Page 3, Section 1, Line 33: After "section" insert "or section 17 of
P.L. , c. (now pending before the
Legislature as this bill)"

Page 3, Section 1, Line 37: Delete "even-numbered" insert "odd-numbered"

Page 3, Section 1, Line 39: Delete "even-numbered" insert "odd-numbered"

Page 4, Section 2, Line 47-48: Delete ", after June 30, 1986,"

Page 5, Section 2, Lines 58-59: Delete "Commencing January 1, 1986, the"
insert "The"

Page 5, Section 2, Line 61: Delete "even-numbered" insert "odd-numbered"

Page 5, Section 2, Line 63: Delete "1986" insert "1985"

Page 5, Section 2, Line 64: After "subsection" insert "or section 17
of P.L. , c. (now pending before the
Legislature as this bill)"

Page 5, Section 2, Line 68: Delete "even-numbered" insert "odd-numbered"

Page 5, Section 2, Lines 69A-69B: Delete "even-numbered" insert
"odd-numbered"

Page 8, Section 3, Lines 4-5: Delete ", after June 30, 1986,"

Page 8, Section 3, Line 9: Delete "Commencing January 1, 1986, the"
insert "The"

Page 9, Section 3, Lines 11-12: Delete "even-numbered" insert
"odd-numbered"

Page 9, Section 3, Line 13: Delete "1986" insert "1985"

Page 9, Section 3, Line 14: After "subsection" insert "or section 17
of P.L. , c. (now pending before
the Legislature as this bill)"

Page 9, Section 3, Line 19: Delete "even-numbered" insert "odd-numbered"

Page 9, Section 3, Line 23: Delete "even-numbered" insert "odd-numbered"

Page 9, Section 4, Line 4: Delete "after June 30, 1986"

Page 9, Section 5, Lines 5-6: Delete ", after June 30, 1986,"

Page 9, Section 5, Line 12: Delete "Commencing January 1, 1986, the"
insert "The"

Page 9, Section 5, Lines 14-15: Delete "even-numbered" insert
"odd-numbered"

Page 9, Section 5, Line 16: Delete "1986" insert "1985"

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- Page 9, Section 5, Line 18: After "section" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 10, Section 5, Line 22: Delete "even-numbered" insert "odd-numbered"
- Page 10, Section 5, Line 24: Delete "even-numbered" insert "odd-numbered"
- Page 11, Section 6, Line 12: Delete ", after June 30, 1986,"
- Page 11, Section 6, Line 27: Delete "Commencing January 1, 1986, the" insert "The"
- Page 11, Section 6, Lines 29-30: Delete "even-numbered" insert "odd-numbered"
- Page 11, Section 6, Line 31: Delete "1986" insert "1985"
- Page 11, Section 6, Line 33: After "subsection" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 11, Section 6, Line 37: Delete "even-numbered" insert "odd-numbered"
- Page 12, Section 6, Line 39: Delete "even-numbered" insert "odd-numbered"
- Page 12, Section 7, Line 13: Delete "after June 30, 1986"
- Page 12, Section 8, Line 7: Delete "after June 30, 1986"
- Page 13, Section 9, Lines 10-11: Delete "after June 30, 1986"
- Page 13, Section 10, Line 7: Delete "after June 30, 1986"
- Page 15, Section 11, Lines 24-25: Delete ",after June 30, 1986,"
- Page 15, Section 11, Line 37: Delete "Commencing January 1, 1986, the" insert "The"
- Page 15, Section 11, Lines 39-40: Delete "even-numbered" insert "odd-numbered"
- Page 15, Section 11, Line 41: Delete "1986" insert "1985"
- Page 15, Section 11, Line 43: After "subsection" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 16, Section 11, Line 47: Delete "even-numbered" insert "odd-numbered"
- Page 16, Section 11, Lines 49-50: Delete "even-numbered" insert "odd-numbered"
- Page 16, Section 12, Line 5: Delete ", after June 30, 1986,"
- Page 16, Section 12, Line 10: Delete "Commencing January 1, 1986, the" insert "The"
- Page 16, Section 12, Lines 12-13: Delete "even-numbered" insert "odd-numbered"
- Page 16, Section 12, Line 14: Delete "1986" insert "1985"

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- Page 16, Section 12, Line 16: After "section" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 16, Section 12, Line 20: Delete "even-numbered" insert "odd-numbered"
- Page 16, Section 12, Line 22: Delete "even-numbered" insert "odd-numbered"
- Page 16, Section 13, Line 5: Delete ", after June 30, 1986,"
- Page 17, Section 13, Line 21: Delete "Commencing January 1, 1986, the" insert "The"
- Page 17, Section 13, Lines 23-24: Delete "even-numbered" insert "odd-numbered"
- Page 17, Section 13, Line 25: Delete "1986" insert "1985"
- Page 17, Section 13, Line 27: After "subsection" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 17, Section 13, Line 31: Delete "even-numbered" insert "odd-numbered"
- Page 17, Section 13, Line 33: Delete "even-numbered" insert "odd-numbered"
- Pages 17-18, Section 14, Lines 1-32: Delete in its entirety
- Page 18, Section 15, Line 1: Delete "15." insert "14."
- Page 18, Section 15, Lines 8-9: Delete ", after June 30, 1986,"
- Page 18, Section 15, Line 31: Delete "Commencing January 1, 1986, the" insert "The"
- Page 18, Section 15, Lines 33-34: Delete "even-numbered" insert "odd-numbered"
- Page 18, Section 15, Line 35: Delete "1986" insert "1985"
- Page 19, Section 15, Line 37: After "section" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"
- Page 19, Section 15, Line 41: Delete "even-numbered" insert "odd-numbered"
- Page 19, Section 15, Line 43: Delete "even-numbered" insert "odd-numbered"
- Page 19, Section 16, Line 1: Delete "16." insert "15."
- Page 19, Section 16, Line 4: Delete ", after June 30, 1986,"
- Page 20, Section 16, Line 40: Delete "Commencing January 1, 1986, the" insert "The"
- Page 20, Section 16, Lines 42-43: Delete "even-numbered" insert "odd-numbered"
- Page 20, Section 16, Line 44: Delete "1986" insert "1985"
- Page 20, Section 16, Line 46: After "section" insert "or section 17 of P.L. , c. (now pending before the Legislature as this bill)"

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Page 20, Section 16, Line 50: Delete "even-numbered" insert "odd-numbered"

Page 20, Section 16, Line 52: Delete "even-numbered" insert "odd-numbered"

Pages 20-21, Section 17, Lines 1-51: Delete in its entirety

Page 21, Section 18, Line 1: Delete "18." insert "16."

Page 21, Section 18, Lines 9-10: Delete "after June 30, 1986"

Page 22, Section 18, After Line 20: Insert new section as follows:

"17. (new section) The Governor shall adjust immediately the threshold amounts set forth in this 1985 amendatory and supplementary act in direct proportion to the rise or fall of the Consumer Price Index for all urban consumers in the New York City and the Philadelphia areas as reported by the United States Department of Labor. The immediate adjustments shall become effective on the 30th day after the Administrator of the General Services Administration in the Department of the Treasury notifies the appropriate public entities."

Page 23, Section 19, Line 1: Delete "19." insert "18."

Respectfully,

/s/ Thomas H. Kean
GOVERNOR

[seal]

Attest:

/s/ W. Cary Edwards
Chief Counsel