

18A: 64-6.8 and 18A: 64-6.9

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A: 64-6.8 and 18A:64-6.9

(State College Contracts-
Increase Bid Threshold To
\$7500)

LAWS OF: 1984

CHAPTER: 239

Bill No: A631

Sponsor(s): Doria and others

Date Introduced: Pre-filed

Committee: Assembly: Higher Education and Regulated Professions

Senate: Education

Amended during passage: No

Date of Passage: Assembly: May 7, 1984

Senate: November 19, 1984

Date of Approval: December 28, 1984

Following statements are attached if available:

Sponsor statement: Yes (Below)

Committee statement: Assembly Yes

Senate No

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ Yes

Following were printed:

Reports: No

Hearings: No

Sponsors' statement:

This bill increases the bid threshold for State college contracts from \$2,500.00 to \$7,500.00. It also provides that the Governor in consultation with the Department of the Treasury, shall adjust the threshold every two years in proportion to the rise or fall of the New York/Philadelphia Consumer Price Index.

ASSEMBLY, No. 631

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblymen DORIA, BOCCHINI, Assemblywoman GARVIN,
Assemblymen ROCCO and CHARLES

AN ACT concerning the bid threshold for State college contracts and agreements and supplementing chapter 64 of Title 18A of the New Jersey Statutes.

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

1 1. Notwithstanding the provisions of section 2 of P. L. 1954, c. 48
2 (C. 52:34-7) to the contrary, any State college purchase, contract
3 or agreement may be made, negotiated or awarded by the Director
4 of the Division of Purchase and Property or the Director of the
5 Division of Building and Construction in the Department of the
6 Treasury, 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: a. the aggregate amount
9 involved does not exceed \$7,500.00 or, commencing January 1, 1985,
10 the amount determined pursuant to section 2 of this act; or b. the
11 aggregate amount involved does not exceed \$10,000.00 or, commencing
12 January 1, 1985, the amount determined pursuant to section 2
13 of this act in the case of contracts or agreements for the erection,
14 construction, alteration or repair of any State college building or
14A facility.

15 When the aggregate amount involved does not exceed \$10,000.00
16 or, commencing January 1, 1985, the amount determined pursuant
17 to section 2 of this act in the case of contracts or agreements for
18 the erection, construction, alteration or repair of a State college
19 building or facility, the Director of the Division of Building and

20 Construction may delegate to the board of trustees of the State
21 college the authority to make, negotiate or award a contract or
22 agreement without advertising.

23 The Director of the Division of Purchase and Property or the
24 Director of the Division of Building and Construction, as the case
25 may be, shall establish rules and regulations in accordance with the
26 "Administrative Procedure Act," P. L. 1968, c. 410 (C. 52:14B-1
27 et seq.) concerning procedural requirements for the making,
28 negotiating or awarding of purchases, contracts or agreements
29 pursuant to this act.

1 2. Commencing January 1, 1985 and every two years thereafter,
2 the Governor, in consultation with the Department of the Treasury,
3 shall adjust the threshold amounts set forth in section 1 of this act
4 in direct proportion to the rise or fall of the Consumer Price Index
5 for all urban consumers in the New York and Northeastern New
6 Jersey and the Philadelphia areas as reported by the United States
7 Department of Labor. The adjustment shall become effective on
8 July 1 of the year in which it is determined.

1 3. This act shall take effect immediately.

STATEMENT

This bill increases the bid threshold for State college contracts from \$2,500.00 to \$7,500.00. It also provides that the Governor in consultation with the Department of the Treasury, shall adjust the threshold every two years in proportion to the rise or fall of the New York/Philadelphia Consumer Price Index.

ASSEMBLY HIGHER EDUCATION AND REGULATED
PROFESSIONS COMMITTEE

STATEMENT TO
ASSEMBLY, No. 631

STATE OF NEW JERSEY

DATED: FEBRUARY 27, 1984

This bill raises the bid threshold for State college contracts from \$2,500.00 to \$7,500.00. This bill also provides that beginning in January, 1985 and every two years thereafter, the Governor, in consultation with the Department of Treasury will increase the bid threshold for State colleges in proportion to the rise or fall of the New York and Northeastern New Jersey/Philadelphia Consumer Price Index.

State colleges are of course currently subject to the advertising and bidding requirements governing all State contracts. Under current law (P. L. 1954, c. 48) a public contract may be awarded without bidding or advertising as follows:

1. If the aggregate amount does not exceed \$2,500.00;
2. If the aggregate amount does not exceed \$7,500.00 in the case of the purchase of construction materials and supplies which are not available from contract vendors; or,
3. If the aggregate amount does not exceed \$10,000.00 in the case of contracts or agreements for the erection, construction, alteration, or repair of any public building or facility.

Assembly Bill No. 631 maintains the \$10,000.00 bid threshold for State college contracts for the erection, construction, alteration or repair of any college building or facility and provides for its automatic adjustment every two years.

This bill was introduced into the 1982-83 legislative session as Assembly Bill No. 3449. Assembly Bill No. 3449 was released by this committee on June 20, 1983.

SENATE EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 631

STATE OF NEW JERSEY

DATED: JUNE 25, 1984

PROVISIONS:

This bill raises the bid threshold for State college contracts from \$2,500.00 to \$7,500.00. This bill also provides that beginning in January, 1985 and every two years thereafter, the Governor, in consultation with the Department of Treasury will increase the bid threshold for State colleges in proportion to the rise or fall of the New York and Northeastern New Jersey/Philadelphia Consumer Price Index.

State colleges are of course currently subject to the advertising and bidding requirements governing all State contracts. Under current law (P. L. 1954, c. 48) a public contract may be awarded without bidding or advertising as follows:

1. If the aggregate amount does not exceed \$2,500.00;
2. If the aggregate amount does not exceed \$7,500.00 in the case of the purchase of construction materials and supplies which are not available from contract vendors; or,
3. If the aggregate amount does not exceed \$10,000.00 in the case of contracts or agreements for the erection, construction, alteration, or repair of any public building or facility.

Assembly Bill No. 631 maintains the \$10,000.00 bid threshold for State college contracts for the erection, construction, alteration or repair of any college building or facility and provides for its automatic adjustment every two years.

This bill was introduced into the 1982-83 legislative session as Assembly Bill No. 3449. Assembly Bill No. 3449 was released by the Assembly Higher Education committee on June 20, 1983, but no further action was taken.

Assembly Bill No. 631 passed the Assembly on May 7, 1984 by a vote of 71-0.

A-391, sponsored by Assemblyman Vincent O. Pellecchia, D-Passaic, which gives a fraternal organization the right of first refusal to repurchase from the Department of Transportation property taken under eminent domain, at the same price paid at condemnation. The bill applies to the Junior Order of United American Mechanics of New Jersey, Elmwood Park, which in 1975 lost its fight against a condemnation action brought by the DOT in 1970 for land to be used at the interchange of Interstate 80 and Route 21. The Department more recently determined to place the interchange elsewhere.

A-631, sponsored by Assemblyman Joseph V. Doria, Jr., D-Hudson, which increases the public bidding threshold for State college contracts from \$2,500 to \$7,500, and provides that the Governor and the State Treasurer may adjust the threshold every two years in proportion to the rise or fall of the New York/Philadelphia Consumer Price Index.

A-727, sponsored by Assemblyman John O. Bennett, R-Monmouth, which amends the Solid Waste Management Act to clarify the enforcement powers of the Department of Environmental Protection and county and local boards of health and allows county and local health departments to investigate solid waste facilities at any time to ensure compliance with the facility's registration statement and engineering design, as well as with pertinent laws, rules and regulations.

A-1673, sponsored by Assemblyman Joseph L. Bocchini, D-Mercer, which increases the public bidding threshold for county colleges from \$4,500 to \$7,500 and provides that the Governor and the State Treasurer may adjust the threshold every two years in proportion to the rise and fall of the New York/Philadelphia Consumer Price Index.

A-2001, sponsored by Assemblyman Doria, which provides for the licensing of podiatric x-ray technologists, permitting them to operate small podiatric x-ray machines on the lower leg and foot area for diagnostic purposes only.

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