

18A:18A-42

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:18A-42

(Thermal energy-school districts-allow multi-year contracts)

LAWS OF: 1983

CHAPTER: 554

Bill No: S1768

Sponsor(s): Stockman

Date Introduced: September 23, 1982

Committee: Assembly: -----

Senate: Education

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: January 5, 1984

Senate: December 8, 1983

Date of Approval: January 17, 1984

Following statements are attached if available:

Sponsor statement: Yes (Below)

Committee statement: Assembly No Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ Yes

Following were printed:

Reports: No

Hearings: No

Sponsor's statement:

This bill permits boards of education to enter into multiyear contracts for the purchase of thermal energy produced by con generation facilities.

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SENATE, No. 1768

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 23, 1982

By Senator STOCKMAN

Referred to Committee on Education

AN ACT concerning the permissible duration of certain contracts entered into by boards of education, and amending N. J. S. 18A:18A-42.

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

1 1. N. J. S. 18A:18A-42 is amended to read as follows:

2 18A:18A-42. Duration of certain contracts. Any board of educa-
3 tion may enter into a contract exceeding the fiscal year for the

4 a. Supplying of:

5 (1) Fuel for heating purposes, for any term not exceeding in
6 the aggregate, three years; **[or]**

7 (2) Fuel or oil for use of automobiles, autobuses, motor vehicles
8 or equipment for any term not exceeding in the aggregate, three
9 years;

10 (3) *Thermal energy produced by a cogeneration facility, for use*
11 *for heating or air conditioning or both, for any term not exceeding*
12 *20 years, when the contract is approved by the Board of Public*
13 *Utilities. For the purposes of this paragraph, "cogeneration"*
14 *means the simultaneous production in one facility of electric power*
15 *and other forms of useful energy such as heating or process steam;*
16 or

17 b. The plowing and removal of snow and ice for any term not
18 exceeding in the aggregate, three years; or

19 c. The collection and disposal of garbage and refuse, for any
20 term not exceeding in the aggregate, three years; or

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 June 20, 1983.

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21 d. Data processing service, for any term of not more than
22 five years; or

23 e. Insurance, for any term of not more than three years; or

24 f. Leasing or servicing of automobiles, motor vehicles, electronic
25 communications equipment, machinery and equipment of every
26 nature and kind, for any term not exceeding the aggregate five
27 years; provided, however, such contracts shall be entered into only
28 subject to and in accordance with rules and regulations promul-
29 gated by the State Board of Education;

30 g. The supplying of any product or the rendering of any service
31 by a telephone company which is subject to the jurisdiction of the
32 Board of Public **Utility Commissioners** *Utilities* for a term not
33 exceeding five years.

34 All multiyear leases and contracts entered into pursuant to this
35 section 18A:18A-42 except contracts for the leasing or servicing of
36 equipment supplied by a telephone company which is subject to
37 the jurisdiction of the Board of Public **Utility Commissioners**
38 *Utilities, or contracts for thermal energy authorized pursuant to*
39 *subsection a. above*, shall contain a clause making them subject to
40 the availability and appropriation annually of sufficient funds as
41 may be required to meet the extended obligation, or contain an
42 annual cancellation clause.

1 2. This act shall take effect immediately.

STATEMENT

This bill permits boards of education to enter into multiyear contracts for the purchase of thermal energy produced by cogeneration facilities.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1768

with Senate committee amendment

STATE OF NEW JERSEY

DATED: JUNE 20, 1983

This bill amends the "Public School Contract Act" (C. 18A:18A-1 et seq.) to allow boards of education to enter into multiyear contracts for the purchase of thermal energy produced by cogeneration facilities.

AMENDMENTS:

The amendments are necessary to conform the bill to current Law (P. L. 1983, c. 108).

A-3018, ET AL.

Tuesday, January 17, 1984

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A-542, sponsored by Assemblyman John Bennett, R-Monmouth, to appropriate \$297,775 from the Energy Conservation Fund to retrofit a number of State buildings with solar hot water systems.

A-562, sponsored by Assemblyman Robert Franks, R-Union, to require the State Department of Energy to evaluate preparedness of the State one year after the effective date of the legislation and every three years thereafter.

A-655, sponsored by Senator Raymond Lesniak, D-Union to establish the Open Lands Management Program to provide private landowners with financial assistance and in-kind services for projects designed to develop and maintain their lands for recreational purposes.

A-1674 sponsored by Assemblyman Newton Miller, R-Passaic, to permit peace officers and sheriff's officers to issue a summons rather than arresting an offender.

A-1918, sponsored by Assemblyman Harry McEnroe, D-Essex, to establish as a disorderly persons offense the sale of a document which simulates a driver's license or other document issued by a government agency which could be used as a means of identification or verification of age.

S-1768, sponsored by Senator Gerald Stockman, D-Mercer, to permit Boards of Education to enter into multi-year contracts for the purchase of thermal energy.

A-2007, sponsored by Assemblyman Walter Kern, R-Bergen, to subject safe deposit companies to controls by the Commissioner of Banking similar to the controls exercised over financial institutions.

A-3066, sponsored by Assemblyman Robert Hollenbeck, D-Bergen, to permit victims of pollution to seek remedy in the courts or agencies of the state in which the pollution originated.