

40A: 9-30.1 to 40A: 9-30.4

LEGISLATIVE HISTORY CHECKLIST

NJSA 40A:9-30.1 to 40A:9-30.4 ("Certified county purchasing official"--
establish standards for certification)

LAWS 1981 CHAPTER 380

Bill No. S1543

Sponsor(s) Dumont

Date Introduced Oct. 9, 1980

Committee: Assembly County Government

Senate County & Municipal Government

Amended during passage Yes No

Date of Passage: Assembly Nov. 23, 1981

Senate June 8, 1981

Date of approval Dec. 31, 1981

Following statements are attached if available:

Sponsor statement Yes ~~No~~ (Below)

Committee Statement: Assembly Yes ~~No~~

Senate Yes ~~No~~

Fiscal Note ~~Yes~~ No

Veto Message ~~Yes~~ No

Message on signing Yes ~~Yes~~ ~~No~~

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

Sponsor's statement:

This bill establishes standards for certification as a "certified county purchasing official".

6/22/81

JUN 22 1981

SENATE, No. 1543

STATE OF NEW JERSEY

INTRODUCED OCTOBER 9, 1980

By Senator DUMONT

Referred to Committee on County and Municipal Government

AN ACT concerning qualifications of county purchasing agents and supplementing chapter 9 of Title 40A of the New Jersey Statutes.

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

1 1. As used in this act:

2 a. "Director" means the Director of the Division of Local Govern-
3 ment Services;

4 b. "Purchasing agent" or "director of purchasing" means the
5 county official charged with the duty and responsibility of pur-
6 chasing materials and services on behalf of the county.

1 2. Commencing on the effective date of this act, the director shall
2 accept applications for certification as "certified county purchasing
3 official." An applicant shall present to the director a verified
4 application in writing on forms provided by the Division of Local
5 Government Services setting forth that the applicant is a citizen
6 of the United States, has obtained a certificate or diploma issued
7 after at least 4 years of study in approved secondary school or has
8 received an academic education considered and accepted by the
9 Commissioner of Education as fully equivalent, and has graduated
10 from a 4-year course at a college of recognized standing, with a
11 major course of study in business administration, public admin-
12 istration or some related subject. An applicant who does not meet
13 the college education requirement may substitute, on a year-for-
14 year basis, experience in a position as purchasing agent or director
15 of purchasing for any county of this State or as the primary
16 administrator of a centralized purchasing system maintained by
17 any such county.

18 Each applicant substituting experience in one or more of said
19 positions must have been employed in said position or positions
20 on a full time basis for a period in the aggregate of not less than
21 4 years. Proof of this service shall be verified by resolution of the

22 board of chosen freeholders of the county or with respect to
23 counties operating under the "Optional County Charter Law"
24 (P. L. 1972 c. 154, C. 40:41A-1 et seq.) by certification by the officer
25 charged with exercising the executive power of the county. Every
26 applicant shall also furnish proof that he has received certificates
27 indicating satisfactory completion of, or has been the instructor of,
28 principles of public purchasing courses No. 1, No. 2 and No. 3 as
29 offered by Rutgers, The State University, or such other training
30 courses as are certified as their equivalent by Rutgers and approved
31 by the Division of Local Government Services.

1 3. Upon finding by the director that the applicant has met the
2 qualifications as set forth in section 2 of this act, a certificate shall
3 be issued to the applicant, upon the payment of a fee of \$25.00 to
4 the order of the State Treasurer.

1 4. Any certified county purchasing official certificate may be
2 revoked or suspended by the director for dishonest practices, or
3 willful or intentional failure, neglect or refusal to comply with the
4 Constitution of the State of New Jersey or laws relating to the
5 purchase of materials or services, or other good cause. The board
6 of chosen freeholders or the officer charged with exercising the
7 executive power of the county, as the case may be, may request a
8 review by the director of the behavior or practices of a certified
9 county purchasing official. No certificate shall be revoked or sus-
10 pended except upon a prior hearing before the director or his
11 designee after due notice.

1 5. This act shall take effect immediately.

STATEMENT

This bill establishes standards for certification as a "certified county purchasing official."

ASSEMBLY COUNTY GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 1543

STATE OF NEW JERSEY

DATED: JUNE 25, 1981

Senate Bill No. 1543 would establish standards and procedures for persons seeking certification as county purchasing agents.

Under the provisions of the bill, a person seeking such certification must submit an application to the Director of the Division of Local Government Services verifying that the applicant:

1. Is a citizen of the United States;
2. Has earned a high school diploma or an equivalent certificate approved by the State Commissioner of Education;
3. Has graduated from an accredited 4-year college with a major in business administration, public administration, or a related field; and,
4. Verification that he has satisfactorily completed, or has been the instructor of, the "principles of public purchasing," courses No. 1, No. 2, No. 3 offered by Rutgers, The State University or their equivalent.

An applicant who does not have a college degree may substitute—on a year for year basis—experience as a purchasing agent.

The director, upon his determination that the applicant has met the requirements set forth in the bill, shall issue a certificate designating the person a "certified county purchasing official." The fee for the certificate is \$25.00.

The bill further provides that the director may revoke or suspend such certification should the agent exhibit dishonest practices, willful or intentional failure, neglect, or refusal to comply with the statutes. No such action may be taken, however, without a hearing, upon notice, before the director or his designee.

It is the understanding of the committee that the provisions of this bill confer no tenure rights nor does it proscribe or limit in any way the rights or powers of any county appointing authority.

SENATE COUNTY AND MUNICIPAL
GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 1543

STATE OF NEW JERSEY

DATED: MAY 4, 1981

Senate Bill No. 1543 would provide standards and procedures under which persons (purchasing agents) may apply for and receive certification as "certified county purchasing officials." The bill sets forth educational requirements, for which experience may be substituted, and requirements for the completion of 3 training courses offered by Rutgers. The standards and procedures, to be administered by the Director of Local Government Services, generally parallel those for municipal finance officers in current law. The bill provides for revocation or suspension of certification by the director for cause and after hearing.

The certification would confer no appointment or tenure rights upon a county purchasing official. The bill does not limit the discretion of counties as to whom they wish to appoint as purchasing officers.

DECEMBER 31, 1981

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A-3048, sponsored by Assemblyman Albert Burstein (D-Bergen), amends the New Jersey Uniform Gifts to Minors Act by expanding the scope of such gifts to include gifts of life insurance or endowment policies, partnership interests and other types of property and financial interests. Provisions are also made for the "minor" to assume custody at 18 years of age and the class of eligible custodians is expanded to include any adult.

A-3676, sponsored by Assemblyman Martin Herman (D-Gloucester), eliminates the current six percent interest ceiling on money borrowed by school districts and public authorities. The six percent interest ceiling has been suspended since 1969 through a series of legislative moratoriums, however, with the continuing high interest rates A-3676 makes the moratorium permanent.

S-1543, sponsored by Senator Wayne Dumont, Jr. (R-Sussex), providing for the certification of county purchasing officials who have met specific educational requirements.

Certification will be issued by the Director of the State Division of Local Government Services and can be revoked or suspended by the Director for dishonest or neglectful conduct on the part of the purchasing official.

Under the bill, officials could be certified if they are United States citizens, high school and college graduates (primary experience may be substituted for a college degree), and if they have completed certain purchasing courses offered by Rutgers University.

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