34:11-4.2

LEGISLATIVE HISTORY CHECKLIST

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- LAWS OF: 2002 CHAPTER: 93
- NJSA: 34:11-4.2 (Paydays falling on non-work days)
- BILL NO: A380
- SPONSOR(S): Wisniewski and Geist
- DATE INTRODUCED: Pre-filed
- COMMITTEE: ASSEMBLY: Labor

SENATE: Labor

- AMENDED DURING PASSAGE: Yes
- DATE OF PASSAGE: ASSEMBLY: June 13, 2002
 - SENATE: October 7, 2002
- DATE OF APPROVAL: November 7, 2002

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Original version of bill enacted)

A380

SPONSORS STATEMENT: (Begins on page 2 of original bill)		<u>Yes</u>
COMMITTEE STATEMENT:	ASSEMBLY:	Yes
	SENATE:	Yes
FLOOR AMENDMENT STATEMENTS:		No
LEGISLATIVE FISCAL ESTIMATE:		No
VETO MESSAGE:		No
GOVERNOR'S PRESS RELEASE ON SIGNING:		No

FOLLOWING WERE PRINTED:

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REPORTS:	No
HEARINGS:	No
NEWSPAPER ARTICLES:	No

P.L. 2002, CHAPTER 93, *approved November 7, 2002* Assembly, No. 380

AN ACT concerning paydays falling on nonwork days and amending 1 2 P.L.1965, c.173. 3 4 **BE IT ENACTED** by the Senate and General Assembly of the State 5 of New Jersey: 6 7 1. Section 2 of P.L.1965, c.173 (C.34:11-4.2) is amended to read 8 as follows: 9 2. Except as otherwise provided by law, every employer shall pay 10 the full amount of wages due to his employees at least twice during 11 each calendar month, on regular pay days designated in advance by the 12 employer, in lawful money of the United States or with checks on banks where suitable arrangements are made for the cashing of such 13 checks by employees without difficulty and for the full amount for 14 which they are drawn. An employer may establish regular paydays less 15 16 frequently than semimonthly for bona fide executive, supervisory and 17 other special classifications of employees provided that the employee 18 shall be paid in full at least once each calendar month on a regularly established schedule. 19 20 If a regular payday falls on a nonwork day, that is, a day on which 21 the workplace of an employee is not open for business, payment shall 22 be made on the [next following] immediately preceding work day, 23 except where it is otherwise provided for in a collective bargaining 24 agreement. 25 The end of the pay period for which payment is made on a regular payday shall be not more than 10 working days before such regular 26 27 payday, provided that if the regular payday falls on a nonwork day 28 payment shall be made on the preceding work day. 29 (cf: P.L.1965, c.173, s.2) 30 31 2. This act shall take effect on the 90th day following enactment. 32 33 34 35 36 Concerns paydays falling on nonwork days.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined <u>thus</u> is new matter.

ASSEMBLY, No. 380 STATE OF NEW JERSEY 210th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2002 SESSION

Sponsored by: Assemblyman JOHN S. WISNIEWSKI District 19 (Middlesex) Assemblyman GEORGE F. GEIST District 4 (Camden and Gloucester)

Co-Sponsored by: Assemblyman Egan

SYNOPSIS

Concerns paydays falling on nonwork days.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 2/1/2002)

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1 AN ACT concerning paydays falling on nonwork days and amending 2 P.L.1965, c.173. 3 4 **BE IT ENACTED** by the Senate and General Assembly of the State 5 of New Jersey: 6 7 1. Section 2 of P.L.1965, c.173 (C.34:11-4.2) is amended to read 8 as follows: 9 2. Except as otherwise provided by law, every employer shall pay 10 the full amount of wages due to his employees at least twice during 11 each calendar month, on regular pay days designated in advance by the 12 employer, in lawful money of the United States or with checks on 13 banks where suitable arrangements are made for the cashing of such 14 checks by employees without difficulty and for the full amount for which they are drawn. An employer may establish regular paydays less 15 16 frequently than semimonthly for bona fide executive, supervisory and 17 other special classifications of employees provided that the employee 18 shall be paid in full at least once each calendar month on a regularly 19 established schedule. 20 If a regular payday falls on a nonwork day, that is, a day on which 21 the workplace of an employee is not open for business, payment shall 22 be made on the [next following] immediately preceding work day, 23 except where it is otherwise provided for in a collective bargaining 24 agreement. 25 The end of the pay period for which payment is made on a regular payday shall be not more than 10 working days before such regular 26 payday, provided that if the regular payday falls on a nonwork day 27 payment shall be made on the preceding work day. 28 29 (cf: P.L.1965, c.173,s.2) 30 31 2. This act shall take effect on the 90th day following enactment. 32 33 34 **STATEMENT** 35 36 This bill requires that if a regular payday falls on a nonwork day resulting from the workplace being closed for business, payment shall 37 be made on the immediately preceding work day, unless otherwise 38 39 provided in a collective bargaining agreement. Current law requires 40 the payment to be made on the next following work day. The bill is effective 90 days after enactment. 41

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined <u>thus</u> is new matter.

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

ASSEMBLY, No. 380

STATE OF NEW JERSEY

DATED: FEBRUARY 28, 2002

The Assembly Labor Committee reports favorably Assembly Bill No.380.

This bill requires that if a regular payday falls on a nonwork day resulting from the workplace being closed for business, payment shall be made on the immediately preceding work day, unless otherwise provided in a collective bargaining agreement. Current law requires the payment to be made on the next following work day. The bill is effective 90 days after enactment.

This bill was pre-filed for introduction in the 2002 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE LABOR COMMITTEE

STATEMENT TO

ASSEMBLY, No. 380

STATE OF NEW JERSEY

DATED: SEPTEMBER 9, 2002

The Senate Labor Committee reports favorably Senate Bill No. 380.

This bill requires that if a regular payday falls on a nonwork day resulting from the workplace being closed for business, payment shall be made on the immediately preceding work day, unless otherwise provided in a collective bargaining agreement. Current law requires the payment to be made on the next following work day.