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|---------------------------------------------|------------|
| SENATE: | No |
| FLOOR AMENDMENT STATEMENT: | No |
| <u>LEGISLATIVE FISCAL ESTIMATE:</u> | <u>Yes</u> |
| VETO MESSAGE: | No |
| GOVERNOR'S PRESS RELEASE ON SIGNING: | No |

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| HEARINGS: | No |
| NEWSPAPER ARTICLES: | No |

IS 4/18/08

P.L. 2007, CHAPTER 126, *approved August 6, 2007*
Senate, No. 341

1 **AN ACT** concerning certain public contracts and supplementing
2 Chapter 34 of Title 52 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. Notwithstanding the provisions of any other law to the
8 contrary, and unless the head of the department, or other public
9 officer charged with the duty by law, shall determine it to be
10 inconsistent with the public interest, or the cost to be unreasonable,
11 the State, with respect to products procured for its own use under
12 any contract paid with or out of State funds, shall acquire only
13 products bearing the federal Environmental Protection Agency's
14 Energy Star label.

15

16 2. This act shall take effect immediately.

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21 _____
22 Requires State to purchase "Energy Star" products in public
contracts.

SENATE, No. 341

STATE OF NEW JERSEY 212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

Sponsored by:

Senator MARTHA W. BARK

District 8 (Burlington)

SYNOPSIS

Requires State to purchase "Energy Star" products in public contracts.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



S341 BARK

2

1 AN ACT concerning certain public contracts and supplementing
2 Chapter 34 of Title 52 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. Notwithstanding the provisions of any other law to the
8 contrary, and unless the head of the department, or other public
9 officer charged with the duty by law, shall determine it to be
10 inconsistent with the public interest, or the cost to be unreasonable,
11 the State, with respect to products procured for its own use under
12 any contract paid with or out of State funds, shall acquire only
13 products bearing the federal Environmental Protection Agency's
14 Energy Star label.

15

16 2. This act shall take effect immediately.

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STATEMENT

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21 This bill requires the State, with respect to products procured for
22 its own use, to purchase only products bearing the federal
23 Environment Protection Agency's Energy Star Label. Energy Star
24 products would not have to be purchased if the head of a department
25 determines that purchasing the product is inconsistent with the
26 public interest or that the cost is unreasonable.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 341

STATE OF NEW JERSEY

DATED: MAY 15, 2006

The Assembly State Government Committee reports favorably Senate Bill No. 341.

This bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environmental Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

Senate Bill No. 341 is identical to Assembly Bill No. 354 (1R) of 2006.

ASSEMBLY BUDGET COMMITTEE

STATEMENT TO

SENATE, No. 341

STATE OF NEW JERSEY

DATED: JUNE 18, 2007

The Assembly Budget Committee reports favorably Senate Bill No. 341.

The bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environmental Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

As reported, Senate Bill No. 341 is identical to Assembly Bill No. 354 (1R).

FISCAL IMPACT:

In the fiscal estimate to this bill, the Office of Legislative Services stated that it could not determine the fiscal implications of this bill due to a lack of sufficient information concerning the replacement cycles of products that would be affected and the potential impact on both energy costs and the competitive bidding process.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 341

STATE OF NEW JERSEY

DATED: JANUARY 30, 2006

The Senate State Government Committee reports favorably Senate, No. 341.

This bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environment Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

This bill was pre-filed for introduction in the 2006-2007 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 341

STATE OF NEW JERSEY

DATED: MARCH 6, 2006

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 341.

This bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environment Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

FISCAL IMPACT:

The fiscal impact of this legislation cannot be determined due to a lack of sufficient information concerning the replacement cycles of affected products, and the potential impact on both energy costs and the competitive bidding process if the State were to purchase only "Energy Star" products in public contracts.

LEGISLATIVE FISCAL ESTIMATE
SENATE, No. 341
STATE OF NEW JERSEY
212th LEGISLATURE

DATED: MARCH 15, 2006

SUMMARY

Synopsis: Requires State to purchase "Energy Star" products in public contracts.

Type of Impact: Indeterminate Fiscal Impact, State General Fund.

Agencies Affected: Department of the Treasury, Division of Purchase and Property.

Office of Legislative Services Estimate

| Fiscal Impact | <u>Year 1</u> | <u>Year 2</u> | <u>Year 3</u> |
|----------------------|------------------------------------|----------------------|----------------------|
| State Cost | Indeterminate - See Comments Below | | |
| State Savings | Indeterminate - See Comments Below | | |

- The Office of Legislative Services cannot determine the fiscal impact of this bill.
- Requires all State agencies to purchase products bearing the federal Environmental Protection Agency's "Energy Star" label.

BILL DESCRIPTION

Senate Bill No. 341 of 2006 requires the State to purchase products bearing the federal Environmental Protection Agency's "Energy Star" label. "Energy Star" is a voluntary labeling program designed to identify and promote energy-efficient products in order to reduce greenhouse gas emissions. The "Energy Star" label can be found on major appliances, office equipment, lighting and consumer electronics.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The Office of Legislative Services cannot determine the fiscal impact of this legislation due to a lack of sufficient information concerning the replacement cycles of products that would be affected by this bill, and the potential impact on both energy costs and the competitive bidding process that may result if the State purchases only "Energy Star" products in public contracts.

Section: State Government

*Analyst: Jim F. Vari
Senior Fiscal Analyst*

*Approved: David J. Rosen
Legislative Budget and Finance Officer*

This fiscal estimate has been prepared pursuant to P.L. 1980, c.67.

ASSEMBLY, No. 354

STATE OF NEW JERSEY

212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

Sponsored by:

Assemblyman LARRY CHATZIDAKIS

District 8 (Burlington)

Assemblyman FRANCIS L. BODINE

District 8 (Burlington)

SYNOPSIS

Requires State to purchase "Energy Star" products in public contracts.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 5/16/2006)

1 AN ACT concerning certain public contracts and supplementing
2 Chapter 34 of Title 52 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6

7 1. Notwithstanding the provisions of any other law to the
8 contrary, and unless the head of the department, or other public
9 officer charged with the duty by law, shall determine it to be
10 inconsistent with the public interest, or the cost to be unreasonable,
11 only products bearing the federal Environmental Protection
12 Agency's Energy Star label shall be acquired under any contract
13 paid with or out of State funds.

14

15 2. This act shall take effect immediately.

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STATEMENT

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20 This bill requires the State to purchase products bearing the
21 Environmental Protection Agency's Energy Star label. Energy Star
22 is a voluntary labeling program designed to identify and promote
23 energy-efficient products to reduce greenhouse gas emissions. The
24 Energy Star label can be found on major appliances, office
25 equipment, lighting and consumer electronics.

26

27 Energy Star products deliver the same or better performance as
28 comparable models while using less energy and saving money. The
29 use of Energy Star products currently saves businesses,
organizations, and consumers more than \$5 billion each year.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 354

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 15, 2006

The Assembly State Government Committee reports favorably and with committee amendments Assembly Bill No. 354.

As amended, this bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environmental Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

This bill was pre-filed for introduction in the 2006-2007 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

Assembly Bill No. 354, as amended by the committee, is identical to Senate Bill No. 341 of 2006.

COMMITTEE AMENDMENTS

The committee amended the bill to provide that the requirement to purchase Energy Star products applies only to products procured for the State's own use, as opposed to products acquired under any contract paid with State funds.

ASSEMBLY BUDGET COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 354

STATE OF NEW JERSEY

DATED: JUNE 18, 2007

The Assembly Budget Committee reports favorably Assembly Bill No. 354 (1R).

The bill requires the State, with respect to products procured for its own use, to purchase only products bearing the federal Environmental Protection Agency's Energy Star Label. Energy Star products would not have to be purchased if the head of a department determines that purchasing the product is inconsistent with the public interest or that the cost is unreasonable.

As reported, this bill is identical to Senate Bill No. 341, as also reported by the committee.

FISCAL IMPACT:

In the fiscal estimate to the identical Senate Bill (S-341), the Office of Legislative Services stated that it could not determine the fiscal implications of this bill due to a lack of sufficient information concerning the replacement cycles of products that would be affected and the potential impact on both energy costs and the competitive bidding process.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 354

STATE OF NEW JERSEY 212th LEGISLATURE

DATED: JULY 9, 2007

SUMMARY

- Synopsis:** Requires State to purchase "Energy Star" products in public contracts.
- Type of Impact:** Indeterminate Fiscal Impact, State General Fund.
- Agencies Affected:** Department of the Treasury, Division of Purchase and Property.

Office of Legislative Services Estimate

| Fiscal Impact | <u>Year 1</u> | <u>Year 2</u> | <u>Year 3</u> |
|----------------------|------------------------------------|----------------------|----------------------|
| State Cost | Indeterminate - See Comments Below | | |
| State Savings | Indeterminate - See Comments Below | | |

- The Office of Legislative Services cannot determine the fiscal impact of this bill.
- Requires all State agencies to purchase products bearing the federal Environmental Protection Agency's "Energy Star" label.

BILL DESCRIPTION

Assembly Bill No. 354 (1R) of 2006 requires the State to purchase products bearing the federal Environmental Protection Agency's "Energy Star" label when the products are for the State's own use. "Energy Star" is a voluntary labeling program designed to identify and promote energy-efficient products in order to reduce greenhouse gas emissions. The "Energy Star" label can be found on major appliances, office equipment, lighting and consumer electronics.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The Office of Legislative Services cannot determine the fiscal impact of this legislation due to a lack of sufficient information concerning the replacement cycles of products that would be affected by this bill, and the potential impact on both energy costs and the competitive bidding process that may result if the State purchases only "Energy Star" products in public contracts.

Section: State Government

*Analyst: Aggie Szilagy
Section Chief*

*Approved: David J. Rosen
Legislative Budget and Finance Officer*

This fiscal estimate has been prepared pursuant to P.L. 1980, c.67.