

FLOOR AMENDMENT STATEMENT: Yes

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/JA

P.L. 2019, CHAPTER 510, *approved January 21, 2020*
Assembly, No. 5801 (*Second Reprint*)

1 AN ACT concerning the responsibility of owners for wage claims
2 against subcontractors and supplementing chapter 11 of Title 34
3 of the Revised Statutes.

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

7
8 1. a. (1) For any contract entered into on or after January 1,
9 2020 for ²**[the erection,]**² construction, reconstruction,
10 ²demolition,² alteration, maintenance², including painting and
11 decorating,² or repair ²**[of any building]**² in the State ¹other than
12 ²work on² an owner-occupied residence¹, including, but not limited
13 to, any such work performed under a contract entered into on or
14 after January 1, 2020 under which workers are required by any State
15 law to be paid the prevailing wage rates set pursuant to the “New
16 Jersey Prevailing Wage Act,” P.L.1963, c.150 (C.34:11-56.25 et
17 seq.), the ¹**[owner]** contractor¹ ²**[making or taking the]** entering
18 into a² contract shall assume, and be responsible for, any debt owed
19 to a ²**[wage claimant]** worker², or third party on the ²**[wage**
20 **claimant’s]** worker’s² behalf, incurred by a subcontractor at any tier
21 acting under, by, or for the ¹**[owner]** contractor¹ for the ²**[wage**
22 **claimant’s]** worker’s² performance of labor under the contract¹,
23 unless the ²**[wage claimant’s]** worker’s² performance of labor
24 under the contract is pursuant to a collective bargaining agreement
25 to which the employing contractor or subcontractor is signatory,
26 wherein there are lawful remedies by which unpaid wages may be
27 collected¹.

28 (2) The ¹**[owner’s]** contractor’s¹ responsibility under the
29 provisions of this section shall extend ²**[only]**² to unpaid wages¹,
30 benefits and other contributions,¹ plus any interest owed, ²**[but]**
31 and² shall ²**[not]**² extend to penalties or liquidated damages.

32 (3) ¹**[An owner]** A contractor¹ or any other person shall not
33 evade, or commit any act that negates, the requirements of this
34 section. This section does not prohibit ¹**[an owner]** a contractor¹ or
35 subcontractor at any tier from establishing by contract or enforcing
36 any otherwise lawful remedies against a subcontractor it hires for
37 responsibility created by the nonpayment of wages¹, benefits and

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 underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ALA committee amendments adopted November 18, 2019.

²Senate floor amendments adopted December 16, 2019.

1 other contributions,]¹ by that subcontractor or by a subcontractor at
2 any tier working under that subcontractor.

3 b. (1) The Commissioner of Labor and Workforce
4 Development may enforce against ¹[an owner] a contractor¹ the
5 responsibility for unpaid wages created by this section by any
6 action that the commissioner is authorized to undertake regarding
7 responsibility for unpaid wages under the provisions of chapter 11
8 of Title 34 of the Revised Statutes¹, unless the ²[wage claimant's]
9 worker's² performance of labor under the contract is pursuant to a
10 collective bargaining agreement to which the employing contractor
11 or subcontractor is signatory, wherein there are lawful remedies by
12 which unpaid wages may be collected¹.

13 (2) A joint labor-management cooperation committee
14 established pursuant to the federal Labor Management Cooperation
15 Act of 1978 (29 U.S.C. s.175a) which includes a union representing
16 any of the workers employed in a project subject to the provisions
17 of this section may bring an action in any court of competent
18 jurisdiction against ¹[an owner] a contractor¹ or subcontractor at
19 any tier for unpaid wages¹, benefits and other contributions¹
20 owed to a ²[wage claimant's] worker's² by the ¹[owner]
21 contractor¹ or subcontractor for the performance of any work
22 subject to the provisions of this section, including unpaid wages
23 owed by the ¹[owner] contractor¹, pursuant to subsection a. of this
24 section. ²The committee shall notify the Department of Labor and
25 Workforce Development when the committee brings the action.²
26 The court shall award a prevailing plaintiff in such an action its
27 reasonable attorney's fees and costs, including expert witness fees.
28 Prior to commencement of an action against ¹[an owner] a
29 contractor¹ to enforce the responsibility created by subsection a. of
30 this section, the committee shall provide the ¹[owner] contractor¹
31 and subcontractor that employed the ²[wage claimant] worker²
32 with at least 30 days' notice by first-class mail. The notice need
33 only describe the general nature of the claim and shall not limit the
34 responsibility of the ¹[owner] contractor¹ or preclude subsequent
35 amendments of an action to encompass additional ²[wage
36 claimants] workers² employed by the subcontractor¹, unless the
37 ²[wage claimant's] worker's² performance of labor under the
38 contract is pursuant to a collective bargaining agreement to which
39 the employing contractor or subcontractor is signatory, wherein
40 there are lawful remedies by which unpaid wages may be
41 collected¹.

42 (3) No party other than the parties indicated in this subsection b.
43 may bring an action against ¹[an owner] a contractor¹ to enforce
44 the responsibility created by subsection a. of this section.

45 c. (1) Upon request by ¹[an owner] a contractor¹, project
46 manager, or contractor to a subcontractor, the subcontractor shall

1 provide payroll records of its employees who are providing labor on
2 work subject to the provisions of this section, which payroll records
3 shall include 'all' wages '[and, as applicable, other benefit
4 payments or contributions]'. The payroll records shall not be
5 modified except to prevent disclosure of an individual's full social
6 security number, but shall provide the last four digits of the social
7 security number.

8 (2) Upon request of '[an owner] a contractor' to a project
9 manager, contractor, or subcontractor, the subcontractor and any
10 lower tier subcontractors under contract to the subcontractor shall
11 provide the '[owner] contractor' information that includes the
12 project name, name and address of the subcontractor, '[owner]
13 contractor' with whom the subcontractor is under contract,
14 anticipated start date, duration, and estimated journeyworker and
15 apprentice hours, and contact information for its subcontractors on
16 the project.

17 (3) A subcontractor's failure to comply with this section shall
18 not relieve '[an owner] a contractor' from any of the obligations
19 contained in this section.

20 (4) Any subcontractor who fails to provide records or
21 information requested pursuant to this subsection '[f.]'² within 14
22 days of when the request was made shall be subject to a civil
23 penalty in an amount not to exceed \$7,500 for each day the
24 employer fails to provide the '[notification] requested records or
25 information'², collectible by the commissioner in a summary
26 proceeding pursuant to the "Penalty Enforcement Law of 1999,"
27 P.L.1999, c.274 (C.2A:58-10 et seq.). The commissioner shall have
28 the authority to waive this penalty.

29 d. Unless otherwise provided by law, property of the '[owner]
30 contractor' may be attached, after trial, for the payment of any
31 judgment received pursuant to this section.

32 e. An action brought pursuant to this section shall be filed
33 within two years from the date of the occurrence of the incident
34 alleged in the action.

35 f. This section shall not apply to work performed by an
36 employee of the State, a special district, a city, a county, a city and
37 county, or any political subdivision of the State.

38 g. For purposes of this section, '["owner"] "contractor"'
39 means '[an entity] a contractor' that has a direct contractual
40 relationship with '[a contractor or project manager] an owner' and
41 "subcontractor" means a contractor that does not have a direct
42 contractual relationship with an owner, '[but] including a
43 contractor that' has a contractual relationship with '[a project
44 manager,]' a contractor or with another subcontractor '[for work
45 performed on work subject to the provisions of this section]'.

1 h. Nothing in this section shall alter the obligation under any
2 other provision of State law of ¹~~an owner~~ a contractor¹ to pay in
3 a timely manner a contractor, or of ¹~~an owner~~ a contractor¹ to pay
4 in a timely manner a subcontractor, or any penalties for failing to do
5 so, except that the ¹~~owner~~ contractor¹ may withhold as
6 “disputed” all sums owed if a subcontractor does not provide in a
7 timely manner the information requested under paragraphs (1) and
8 (2) of subsection c. of this section, until that information is
9 provided.

10

11 2. If any clause, sentence, paragraph, section or other part of
12 this act shall be adjudged by any court of competent jurisdiction to
13 be invalid, including any judgment made pursuant to R.S.1:1-10
14 that the part is unconstitutional, invalid, or inoperative, the
15 judgment shall not affect, impair or invalidate the remainder of this
16 act, but shall be confined in its operation to the clause, sentence,
17 paragraph, section or other part directly involved in the controversy
18 in which the judgment shall have been rendered.

19

20 3. This act shall take effect immediately.

21

22

23

24

25 _____
26 Concerns responsibility of contractors for wage claims against
subcontractors.

ASSEMBLY, No. 5801

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED NOVEMBER 7, 2019

Sponsored by:

Assemblyman CRAIG J. COUGHLIN

District 19 (Middlesex)

SYNOPSIS

Concerns responsibility of owners for wage claims against subcontractors.

CURRENT VERSION OF TEXT

As introduced.



A5801 COUGHLIN

1 AN ACT concerning the responsibility of owners for wage claims
2 against subcontractors and supplementing chapter 11 of Title 34
3 of the Revised Statutes.

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

7
8 1. a. (1) For any contract entered into on or after January 1,
9 2020 for the erection, construction, reconstruction, alteration,
10 maintenance or repair of any building in the State, including, but
11 not limited to, any such work performed under a contract entered
12 into on or after January 1, 2020 under which workers are required
13 by any State law to be paid the prevailing wage rates set pursuant to
14 the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-
15 56.25 et seq.), the owner making or taking the contract shall
16 assume, and be responsible for, any debt owed to a wage claimant,
17 or third party on the wage claimant's behalf, incurred by a
18 subcontractor at any tier acting under, by, or for the owner for the
19 wage claimant's performance of labor under the contract.

20 (2) The owner's responsibility under the provisions of this
21 section shall extend only to unpaid wages, benefits and other
22 contributions, plus any interest owed, but shall not extend to
23 penalties or liquidated damages.

24 (3) An owner or any other person shall not evade, or commit
25 any act that negates, the requirements of this section. This section
26 does not prohibit an owner or subcontractor at any tier from
27 establishing by contract or enforcing any otherwise lawful remedies
28 against a subcontractor it hires for responsibility created by the
29 nonpayment of wages, benefits and other contributions, by that
30 subcontractor or by a subcontractor at any tier working under that
31 subcontractor.

32 b. (1) The Commissioner of Labor and Workforce
33 Development may enforce against an owner the responsibility for
34 unpaid wages created by this section by any action that the
35 commissioner is authorized to undertake regarding responsibility
36 for unpaid wages under the provisions of chapter 11 of Title 34 of
37 the Revised Statutes.

38 (2) A joint labor-management cooperation committee
39 established pursuant to the federal Labor Management Cooperation
40 Act of 1978 (29 U.S.C. s.175a) which includes a union representing
41 any of the workers employed in a project subject to the provisions
42 of this section may bring an action in any court of competent
43 jurisdiction against an owner or subcontractor at any tier for unpaid
44 wages, benefits and other contributions owed to a wage claimant by
45 the owner or subcontractor for the performance of any work subject
46 to the provisions of this section, including unpaid wages owed by
47 the owner, pursuant to subsection a. of this section. The court shall
48 award a prevailing plaintiff in such an action its reasonable

1 attorney's fees and costs, including expert witness fees. Prior to
2 commencement of an action against an owner to enforce the
3 responsibility created by subsection a. of this section, the committee
4 shall provide the owner and subcontractor that employed the wage
5 claimant with at least 30 days' notice by first-class mail. The notice
6 need only describe the general nature of the claim and shall not
7 limit the responsibility of the owner or preclude subsequent
8 amendments of an action to encompass additional wage claimants
9 employed by the subcontractor.

10 (3) No party other than the parties indicated in this subsection b.
11 may bring an action against an owner to enforce the responsibility
12 created by subsection a. of this section.

13 c. (1) Upon request by an owner, project manager, or
14 contractor to a subcontractor, the subcontractor shall provide
15 payroll records of its employees who are providing labor on work
16 subject to the provisions of this section, which payroll records shall
17 include wages and, as applicable, other benefit payments or
18 contributions. The payroll records shall not be modified except to
19 prevent disclosure of an individual's full social security number, but
20 shall provide the last four digits of the social security number.

21 (2) Upon request of an owner to a project manager, contractor,
22 or subcontractor, the subcontractor and any lower tier
23 subcontractors under contract to the subcontractor shall provide the
24 owner information that includes the project name, name and address
25 of the subcontractor, owner with whom the subcontractor is under
26 contract, anticipated start date, duration, and estimated
27 journeyworker and apprentice hours, and contact information for its
28 subcontractors on the project.

29 (3) A subcontractor's failure to comply with this section shall
30 not relieve an owner from any of the obligations contained in this
31 section.

32 (4) Any subcontractor who fails to provide records or
33 information requested pursuant to this subsection f. within 14 days
34 of when the request was made shall be subject to a civil penalty in
35 an amount not to exceed \$7,500 for each day the employer fails to
36 provide the notification, collectible by the commissioner in a
37 summary proceeding pursuant to the "Penalty Enforcement Law of
38 1999," P.L.1999, c.274 (C.2A:58-10 et seq.). The commissioner
39 shall have the authority to waive this penalty.

40 d. Unless otherwise provided by law, property of the owner
41 may be attached, after trial, for the payment of any judgment
42 received pursuant to this section.

43 e. An action brought pursuant to this section shall be filed
44 within two years from the date of the occurrence of the incident
45 alleged in the action.

46 f. This section shall not apply to work performed by an
47 employee of the State, a special district, a city, a county, a city and
48 county, or any political subdivision of the State.

1 g. For purposes of this section, “owner” means an entity that
2 has a direct contractual relationship with a contractor or project
3 manager and “subcontractor” means a contractor that does not have
4 a direct contractual relationship with an owner, but has a
5 contractual relationship with a project manager, a contractor or with
6 another subcontractor for work performed on work subject to the
7 provisions of this section.

8 h. Nothing in this section shall alter the obligation under any
9 other provision of State law of an owner to pay in a timely manner a
10 contractor, or of an owner to pay in a timely manner a
11 subcontractor, or any penalties for failing to do so, except that the
12 owner may withhold as “disputed” all sums owed if a subcontractor
13 does not provide in a timely manner the information requested
14 under paragraphs (1) and (2) of subsection c. of this section, until
15 that information is provided.

16
17 2. If any clause, sentence, paragraph, section or other part of
18 this act shall be adjudged by any court of competent jurisdiction to
19 be invalid, including any judgment made pursuant to R.S.1:1-10
20 that the part is unconstitutional, invalid, or inoperative, the
21 judgment shall not affect, impair or invalidate the remainder of this
22 act, but shall be confined in its operation to the clause, sentence,
23 paragraph, section or other part directly involved in the controversy
24 in which the judgment shall have been rendered.

25
26 3. This act shall take effect immediately.

27
28

29 STATEMENT

30

31 This bill, for any contract for the erection, construction,
32 reconstruction, alteration, maintenance or repair of any building in
33 the State, including any such contract under which workers are
34 required to be paid prevailing wage rates set pursuant to the “New
35 Jersey Prevailing Wage Act,” requires the owner to be responsible
36 for debt owed to a wage claimant that is incurred by any
37 subcontractor acting under, by, or for the owner for the wage
38 claimant’s performance of labor under the contract.

39 The bill authorizes the Commissioner of Labor and Workforce
40 Development to bring an action under specified statutes or in a civil
41 action to enforce this responsibility. It also authorizes a joint labor-
42 management cooperation committee to bring a civil action to
43 enforce the responsibility against an owner under the bill.

44 The bill requires a subcontractor, upon request from the owner,
45 to provide specified information regarding the subcontractor’s and
46 third party’s work on the project and provides that the owner may
47 withhold disputed sums upon the subcontractor’s failure to provide
48 the requested information.

A5801 COUGHLIN

1 The bill does not apply to any work being done by an employee
2 of the State or any political subdivision of the State, and provides
3 that its obligations and remedies are in addition to any other remedy
4 provided by law.

5 The purpose of this bill is to advance the well-established State
6 concern of ensuring the full payment of employees as required by
7 law by enhancing available remedies in certain cases of illegal
8 failure to provide compensation to employees, without reducing any
9 existing remedies.

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5801

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 18, 2019

The Assembly Labor Committee reports favorably and with committee amendments Assembly Bill No. 5801.

This bill, as amended, for any contract for the erection, construction, reconstruction, alteration, maintenance or repair of any building in the State other than a owner-occupied residence, including any such contract under which workers are required to be paid prevailing wage rates set pursuant to the “New Jersey Prevailing Wage Act,” requires the contractor to be responsible for debt owed to a wage claimant that is incurred by any subcontractor acting under, by, or for the contractor for the wage claimant’s performance of labor under the contract.

The bill authorizes the Commissioner of Labor and Workforce Development to bring an action under specified statutes or in a civil action to enforce this responsibility. It also authorizes a joint labor-management cooperation committee to bring a civil action to enforce the responsibility against a contractor under the bill.

The bill requires a subcontractor, upon request from the contractor, to provide specified information regarding the subcontractor’s and third party’s work on the project and provides that the contractor may withhold disputed sums upon the subcontractor’s failure to provide the requested information.

The bill does not apply to any work being done by an employee of the State or any political subdivision of the State, and provides that its obligations and remedies are in addition to any other remedy provided by law. As amended, the bill also does not apply to work under collective bargaining agreements when there are lawful remedies for the collection of unpaid wages.

The purpose of this bill is to advance the well-established State concern of ensuring the full payment of employees as required by law by enhancing available remedies in certain cases of illegal failure to provide compensation to employees, without reducing any existing remedies.

As amended, this bill is identical to Senate Bill No. 4064 (1R) of the 2018-2019 session.

COMMITTEE AMENDMENTS:

The amendments adopted by the committee:

1. Exempt from the bill owner-occupied residences;
2. Exempt from the bill work under collective bargaining agreements when there are lawful remedies for the collection of unpaid wages;
3. Remove the provisions of the bill regarding the nonpayment of benefits and contributions; and
4. Change on whom the bill imposes responsibilities to pay subcontractors from “owners” to “contractors” and define “contractor” as a contractor that has a direct contractual relationship with an owner (rather than a contractor or project manager), and a “subcontractor” as a contractor that does not have a direct contractual relationship with an owner, including a contractor that has a contractual relationship with a contractor or with another subcontractor.

The amendments make this bill identical to Senate Bill No. 4064 (1R) of the 2018-2019 session.

STATEMENT TO
[First Reprint]
ASSEMBLY, No. 5801

with Senate Floor Amendments
(Proposed by Senator SINGLETON)

ADOPTED: DECEMBER 16, 2019

These amendments:

1. require a labor-management committee to notify the Department of Labor and Workforce Development when it brings an action under the bill;
2. modify the bill's description of the work subject to the bill to make it identical to the work subject to the prevailing wage law, deleting references to "erection," "repair" and "building", but adding "demolition," "painting and decoration"; and
3. provide that the contractor's responsibility under the bill include the payment of penalties or liquidated damages.

SENATE, No. 4064

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED AUGUST 23, 2019

Sponsored by:

Senator TROY SINGLETON

District 7 (Burlington)

Senator STEPHEN M. SWEENEY

District 3 (Cumberland, Gloucester and Salem)

SYNOPSIS

Concerns responsibility of owners for wage claims against subcontractors.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/11/2019)

1 AN ACT concerning the responsibility of owners for wage claims
2 against subcontractors and supplementing chapter 11 of Title 34
3 of the Revised Statutes.

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

7
8 1. a. (1) For any contract entered into on or after January 1,
9 2020 for the erection, construction, reconstruction, alteration,
10 maintenance or repair of any building in the State, including, but
11 not limited to, any such work performed under a contract entered
12 into on or after January 1, 2020 under which workers are required
13 by any State law to be paid the prevailing wage rates set pursuant to
14 the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-
15 56.25 et seq.), the owner making or taking the contract shall
16 assume, and be responsible for, any debt owed to a wage claimant,
17 or third party on the wage claimant's behalf, incurred by a
18 subcontractor at any tier acting under, by, or for the owner for the
19 wage claimant's performance of labor under the contract.

20 (2) The owner's responsibility under the provisions of this
21 section shall extend only to unpaid wages, benefits and other
22 contributions, plus any interest owed, but shall not extend to
23 penalties or liquidated damages.

24 (3) An owner or any other person shall not evade, or commit
25 any act that negates, the requirements of this section. This section
26 does not prohibit an owner or subcontractor at any tier from
27 establishing by contract or enforcing any otherwise lawful remedies
28 against a subcontractor it hires for responsibility created by the
29 nonpayment of wages, benefits and other contributions, by that
30 subcontractor or by a subcontractor at any tier working under that
31 subcontractor.

32 b. (1) The Commissioner of Labor and Workforce
33 Development may enforce against an owner the responsibility for
34 unpaid wages created by this section by any action that the
35 commissioner is authorized to undertake regarding responsibility
36 for unpaid wages under the provisions of chapter 11 of Title 34 of
37 the Revised Statutes.

38 (2) A joint labor-management cooperation committee
39 established pursuant to the federal Labor Management Cooperation
40 Act of 1978 (29 U.S.C. s.175a) which includes a union representing
41 any of the workers employed in a project subject to the provisions
42 of this section may bring an action in any court of competent
43 jurisdiction against an owner or subcontractor at any tier for unpaid
44 wages, benefits and other contributions owed to a wage claimant by
45 the owner or subcontractor for the performance of any work subject
46 to the provisions of this section, including unpaid wages owed by
47 the owner, pursuant to subsection a. of this section. The court shall
48 award a prevailing plaintiff in such an action its reasonable

1 attorney's fees and costs, including expert witness fees. Prior to
2 commencement of an action against an owner to enforce the
3 responsibility created by subsection a. of this section, the committee
4 shall provide the owner and subcontractor that employed the wage
5 claimant with at least 30 days' notice by first-class mail. The notice
6 need only describe the general nature of the claim and shall not
7 limit the responsibility of the owner or preclude subsequent
8 amendments of an action to encompass additional wage claimants
9 employed by the subcontractor.

10 (3) No party other than the parties indicated in this subsection b.
11 may bring an action against an owner to enforce the responsibility
12 created by subsection a. of this section.

13 c. (1) Upon request by an owner, project manager, or
14 contractor to a subcontractor, the subcontractor shall provide
15 payroll records of its employees who are providing labor on work
16 subject to the provisions of this section, which payroll records shall
17 include wages and, as applicable, other benefit payments or
18 contributions. The payroll records shall not be modified except to
19 prevent disclosure of an individual's full social security number, but
20 shall provide the last four digits of the social security number.

21 (2) Upon request of an owner to a project manager, contractor,
22 or subcontractor, the subcontractor and any lower tier
23 subcontractors under contract to the subcontractor shall provide the
24 owner information that includes the project name, name and address
25 of the subcontractor, owner with whom the subcontractor is under
26 contract, anticipated start date, duration, and estimated
27 journeyworker and apprentice hours, and contact information for its
28 subcontractors on the project.

29 (3) A subcontractor's failure to comply with this section shall
30 not relieve an owner from any of the obligations contained in this
31 section.

32 (4) Any subcontractor who fails to provide records or
33 information requested pursuant to this subsection f. within 14 days
34 of when the request was made shall be subject to a civil penalty in
35 an amount not to exceed \$7,500 for each day the employer fails to
36 provide the notification, collectible by the commissioner in a
37 summary proceeding pursuant to the "Penalty Enforcement Law of
38 1999," P.L.1999, c.274 (C.2A:58-10 et seq.). The commissioner
39 shall have the authority to waive this penalty.

40 d. Unless otherwise provided by law, property of the owner
41 may be attached, after trial, for the payment of any judgment
42 received pursuant to this section.

43 e. An action brought pursuant to this section shall be filed
44 within two years from the date of the occurrence of the incident
45 alleged in the action.

46 f. This section shall not apply to work performed by an
47 employee of the State, a special district, a city, a county, a city and
48 county, or any political subdivision of the State.

1 g. For purposes of this section, “owner” means an entity that
2 has a direct contractual relationship with a contractor or project
3 manager and “subcontractor” means a contractor that does not have
4 a direct contractual relationship with an owner, but has a
5 contractual relationship with a project manager, a contractor or with
6 another subcontractor for work performed on work subject to the
7 provisions of this section.

8 h. Nothing in this section shall alter the obligation under any
9 other provision of State law of an owner to pay in a timely manner a
10 contractor, or of an owner to pay in a timely manner a
11 subcontractor, or any penalties for failing to do so, except that the
12 owner may withhold as “disputed” all sums owed if a subcontractor
13 does not provide in a timely manner the information requested
14 under paragraphs (1) and (2) of subsection c. of this section, until
15 that information is provided.

16
17 2. If any clause, sentence, paragraph, section or other part of
18 this act shall be adjudged by any court of competent jurisdiction to
19 be invalid, including any judgment made pursuant to R.S.1:1-10
20 that the part is unconstitutional, invalid, or inoperative, the
21 judgment shall not affect, impair or invalidate the remainder of this
22 act, but shall be confined in its operation to the clause, sentence,
23 paragraph, section or other part directly involved in the controversy
24 in which the judgment shall have been rendered.

25
26 3. This act shall take effect immediately

27
28

29 STATEMENT

30

31 This bill, for any contract for the erection, construction,
32 reconstruction, alteration, maintenance or repair of any building in
33 the State, including any such contract under which workers are
34 required to be paid prevailing wage rates set pursuant to the “New
35 Jersey Prevailing Wage Act,” requires the owner to be responsible
36 for debt owed to a wage claimant that is incurred by any
37 subcontractor acting under, by, or for the owner for the wage
38 claimant’s performance of labor under the contract.

39 The bill authorizes the Commissioner of Labor and Workforce
40 Development to bring an action under specified statutes or in a civil
41 action to enforce this responsibility. It also authorizes a joint labor-
42 management cooperation committee to bring a civil action to
43 enforce the responsibility against an owner under the bill.

44 The bill requires a subcontractor, upon request from the owner,
45 to provide specified information regarding the subcontractor’s and
46 third party’s work on the project and provides that the owner may
47 withhold disputed sums upon the subcontractor’s failure to provide
48 the requested information.

S4064 SINGLETON, SWEENEY

5

1 The bill does not apply to any work being done by an employee
2 of the State or any political subdivision of the State, and provides
3 that its obligations and remedies are in addition to any other remedy
4 provided by law.

5 The purpose of this bill is to advance the well-established State
6 concern of ensuring the full payment of employees as required by
7 law by enhancing available remedies in certain cases of illegal
8 failure to provide compensation to employees, without reducing any
9 existing remedies.

SENATE LABOR COMMITTEE

STATEMENT TO

SENATE, No. 4064

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 14, 2019

The Senate Labor Committee reports favorably, with committee amendments, Senate Bill, No. 4064.

This bill, as amended, for any contract for the erection, construction, reconstruction, alteration, maintenance or repair of any building in the State other than a owner-occupied residence, including any such contract under which workers are required to be paid prevailing wage rates set pursuant to the “New Jersey Prevailing Wage Act,” requires the contractor to be responsible for debt owed to a wage claimant that is incurred by any subcontractor acting under, by, or for the contractor for the wage claimant’s performance of labor under the contract.

The bill authorizes the Commissioner of Labor and Workforce Development to bring an action under specified statutes or in a civil action to enforce this responsibility. It also authorizes a joint labor-management cooperation committee to bring a civil action to enforce the responsibility against a contractor under the bill.

The bill requires a subcontractor, upon request from the contractor, to provide specified information regarding the subcontractor’s and third party’s work on the project and provides that the contractor may withhold disputed sums upon the subcontractor’s failure to provide the requested information.

The bill does not apply to any work being done by an employee of the State or any political subdivision of the State, and provides that its obligations and remedies are in addition to any other remedy provided by law. As amended, the bill also does not apply to work under collective bargaining agreements when there are lawful remedies for the collection of unpaid wages.

The purpose of this bill is to advance the well-established State concern of ensuring the full payment of employees as required by law by enhancing available remedies in certain cases of illegal failure to provide compensation to employees, without reducing any existing remedies.

COMMITTEE AMENDMENTS:

The amendments adopted by the committee:

1. Exempt from the bill owner-occupied residences;

2. Exempt from the bill work under collective bargaining agreements when there are lawful remedies for the collection of unpaid wages;

3. Remove the provisions of the bill regarding the nonpayment of benefits and contributions; and

4. Change on whom the bill imposes responsibilities to pay subcontractors from “owners” to “contractors” and defines “contractor” as a contractor that has a direct contractual relationship with an owner (rather than a contractor or project manager), and a “subcontractor” as a contractor that does not have a direct contractual relationship with an owner, including a contractor that has a contractual relationship with a contractor or with another subcontractor.

STATEMENT TO
[First Reprint]
SENATE, No. 4064

with Senate Floor Amendments
(Proposed by Senator SINGLETON)

ADOPTED: DECEMBER 16, 2019

These amendments:

1. require a labor-management committee to notify the Department of Labor and Workforce Development when it brings an action under the bill;
2. modify the bill's description of the work subject to the bill to make it identical to the work subject to the prevailing wage law, deleting references to "erection," "repair" and "building", but adding "demolition," "painting and decoration"; and
3. provide that the contractor's responsibility under the bill include the payment of penalties or liquidated damages.

Governor Murphy Takes Action on Legislation

01/21/2020

TRENTON – Today, Governor Phil Murphy signed the following bills into law:

S-62/A-2478 (Singleton, Oroho/DeAngelo, Houghtaling, Space) – Requires certain contractors to register under "The Public Works Contractor Registration Act"

S-358/A-4587 (Rice/Sumter, Reynolds-Jackson) – Establishes database with certain information about individuals elected to public office in this State

S-376/A-3839 (Madden, Gopal/Moriarty, Lagana, Mukherji, Murphy) – Eliminates eligibility time limit on tuition benefits for spouses of certain public safety workers killed in performance of their duties

S-497/A-4626 (Vitale, Madden/Mosquera, McKnight, Vainieri Huttle) – Allows certain prior statements by children to be admitted into evidence in child abuse and termination of parental rights cases

S-498/ACS for A-3391 (Vitale, Oroho/DeCroce, Johnson, DiMaso) – Makes various changes to "Criminal Injuries Compensation Act of 1971"

S-521/A-4378 (T. Kean, C.A. Brown, Pou, Ruiz/Caputo, Mukherji, Vainieri Huttle) – Requires NJ State Council on Arts to establish "Artist District" designation and select certain municipalities or areas within municipalities for such designation

S-589/ACS for A-422 (Weinberg/Mosquera, Jones, Moriarty) – Requires Secretary of State to establish secure Internet website for online voter registration; authorizes use of digitized signatures from New Jersey Motor Vehicle Commission's database

S-700/A-3836 (Ruiz, Cunningham/Schaer, Mukherji, Jasey) – "Higher Education Citizenship Equality Act"; defines domicile for dependent students for purpose of eligibility for State student grants and scholarships, and resident tuition rate

S-721/A-1751 (Greenstein, Cunningham, Diegnan/Quijano, Benson) – Authorizes use of certain electric school buses

S-758/A-1987 (Cunningham, Cruz-Perez/Sumter, Mukherji, Quijano) – Requires incarcerated individual from State to be counted at residential address for legislative redistricting purposes

S-765/A-541 (Cunningham, T. Kean, Ruiz/Mazzeo, Jasey, Vainieri Huttle, Sumter, Benson) – Prohibits Higher Education Student Assistance Authority from referring defaulted loans under New Jersey College Loans to Assist State Students (NJCLASS) Loan Program for certain actions if authority and borrower have entered into settlement agreement

S-782/A-1110 (Sarlo, Scutari/Downey, Houghtaling, Dancer) – Increases workers' compensation for loss of hand or foot

S-834 wGR/A-4186 (Scutari, Greenstein/Jones, Pintor Marin) – Prohibits resale of non-prescription diabetes test devices by pharmacists

S-939/A-3331 (Pou/Vainieri Huttle, Lopez, McKnight) – Requires forms and materials for individuals with developmental disabilities to be available in languages other than English

S-974/A-3040 (Singleton, T. Kean/Vainieri Huttle, Timberlake, Mosquera) – Requires newborn infants be screened for spinal muscular atrophy

- S-1032/A-2389 (Vitale, Gopal/Schaer, Benson, Verrelli)** – Concerns expansion of services provided by DHS mental health screening services
- S-1146/A-2365 (Codey, Rice/Vainieri Huttle, Mukherji, Downey)** – Requires hospital patient's medical record to include notation if patient is at increased risk of confusion, agitation, behavioral problems, and wandering due to dementia related disorder
- S-1298/ACS for A-2972 (A.M. Bucco, Singleton/Mazzeo, Dunn, Space)** – Permits municipalities to provide information on property tax bills concerning amount of local tax dollars saved through shared services
- S-1318/A-3156 (Ruiz, Scutari/Lampitt, Mosquera)** – Permits counties and non-governmental, community-based agencies to establish family justice centers which provide coordinated, multi-agency governmental and non-governmental assistance to victims of certain crimes and offenses, including domestic violence, and their family members
- S-1505/A-1707 (Vitale/Vainieri Huttle, Lampitt, Benson, Mosquera)** – Expands membership of NJ Task Force on Child Abuse and Neglect
- S-1647/A-3181 (Diegnan, Codey/Conaway, Vainieri Huttle, Benson, Murphy)** – Prohibits use of coupons, price rebates, and price reduction promotions in sales of tobacco and vapor products
- S-1683/A-4267 (Smith, Greenstein/McKeon, Space, Wirths)** – Concerns regulation of solid waste, hazardous waste, and soil and fill recycling industries
- S-1703/A-715 (Connors, Holzapfel/Gove, Rumpf, DiMaso)** – Exempts disabled veterans from beach buggy permit fees
- S-1791/A-3414 (Weinberg/Johnson, Vainieri Huttle, Houghtaling)** – Requires employers to disclose certain wage information to employees
- S-1796/A-4693 (Addiego, Sweeney/Murphy)** – Permits school district of residence to provide aid in-lieu-of transportation to pupil attending Marine Academy of Science and Technology provided certain conditions are met
- S-1832/A-211 (Ruiz, Sarlo/Chiaravalloti, Zwicker, Pintor Marin)** – Establishes loan redemption program and tuition reimbursement program for certain teachers of science, technology, engineering, and mathematics
- S-2267/A-3616 (Sweeney, Corrado/Burzichelli, Holley, Calabrese)** – Gives State lottery winners option of remaining anonymous indefinitely
- S-2303/A-4843 (Sweeney, Ruiz, Cunningham/Wimberly, Karabinchak, Calabrese)** – Requires establishment of Work and Learn Consortiums by certain educational institutions to establish certificate and degree programs identified in high labor-demand industries
- S-2389 wGR/A-5449 (Singleton/Quijano, Downey, Houghtaling, Moriarty)** – Requires New Jersey State Board of Pharmacy to establish prescription drug pricing disclosure website and certain pharmaceutical manufacturing companies to provide prescription drug price information
- S-2428/A-4965 (Scutari/Quijano, Vainieri Huttle)** – Requires that massage and bodywork therapists and employers carry professional liability insurance
- S-2469/A-3745 (Singleton, Oroho/Wirths, Mazzeo, Space)** – Prohibits person from contracting for public work if person is federally debarred from receiving federal contract
- S-2511/A-4020 (Madden/Mazzeo, Murphy, Johnson)** – Changes title of DEP "conservation officer" to "conservation police officer"
- S-2521/A-4087 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Requires reporting of inmate abuse by employees of State correctional facilities and establishes reporting and investigation program
- S-2522/A-4090 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Limits cross gender strip searches in

State correctional facilities

S-2532/A-4086 (Greenstein, Cruz-Perez/Vainieri Huttle, Lopez, Timberlake) – Requires correctional police officers receive 20 hours in-service training, including four hours in prevention of sexual misconduct, non-fraternization, and manipulation

S-2555/A-3990 (Gopal, Ruiz/Mukherji, Benson, Karabinchak) – Allows dependent students whose parents or guardians hold H-1B visas to qualify for in-State tuition at public institutions of higher education provided they meet certain criteria

S-2564/A-3519 (Turner, Singleton/Benson, McKnight, Jasey) – Establishes "Restorative Justice in Education Pilot Program" in Department of Education

SCS for S-2599/ACS for A-1268 (Bateman, Beach/Tucker, Conaway, Lampitt, Quijano) – Authorizes veterans' property tax exemption and veterans' property tax deduction for honorably discharged veterans of United States Armed Forces who did not serve in time of war or other emergency

S-2826/A-3274 (Greenstein/Vainieri Huttle, Dancer, Benson) – Requires institutions of higher education to offer cats and dogs no longer used for educational, research, or scientific purposes for adoption; designated the "Homes for Animal Heroes Act"

S-2849/A-4590 (A.M. Bucco/DiMaio, Caputo, Dunn) – Designates Seeing Eye® dog as State Dog

S-3036/A-1697 (Lagana, Scutari/Dancer, Downey) – Prohibits medical providers from reporting certain workers' compensation medical charges to collection and credit reporting agencies

S-3061/A-4603 (Ruiz, Greenstein/Lampitt, Mukherji, Benson) – Provides corporation business tax and gross income tax credits for businesses that participate in DOL registered apprenticeship programs; establishes grant program for tax-exempt organizations participating in DOL registered apprenticeship programs

S-3065/A-4657 (Ruiz, Singleton/Armato, Benson, Timberlake) – Establishes youth apprenticeship pilot program in Department of Education

S-3067/A-4602 (Ruiz, Singleton/Lampitt, Reynolds-Jackson, Sumter) – Establishes five year Apprentice Assistance and Support Services Pilot Program

S-3116/A-4683 (Ruiz/Speight, Munoz, Tucker) – Requires certain medical facilities to undertake end-of-life planning and training

S-3117/A-4685 (Ruiz/Speight, Pinkin, Munoz) – Requires emergency departments to take certain measures concerning palliative care for patients

S-3126/A-4107 (Gopal/Benson, DeCroce, Chiaravalloti) – Requires drivers to stop at railroad crossing when on-track equipment is approaching railroad crossing

S-3170/A-5145 (Cryan, Pou/Quijano, Milam, Land) – Increases prenotification time and requires severance pay in certain plant closings, transfers, and mass layoffs

S-3227/A-5261 (Gopal/Tully, Pinkin, Swain) – Requires restaurants to post signs advising customers to notify servers of food allergies; requires restaurant managers to complete food allergen training

S-3265/A-3178 (Turner, Codey, Vitale/Conaway, Murphy, Vainieri Huttle) – Prohibits sale or distribution of flavored vapor products

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S-3330 wGR/A-5066 (Addiego, Singleton/Jones, Vainieri Huttle, Lampitt, Murphy) – Establishes pilot program in DCF to study impact of child care services provided by community providers operating in public school facilities; requires community providers to meet certain criteria

S-3422/A-6056 (Singer, T. Kean/Houghtaling, Downey, Vainieri Huttle) – Requires declaration of Code Blue

alert when National Weather Service predicts temperatures of 32 degrees Fahrenheit or lower

S-3468/A-5105 (Sweeney, Singleton/Murphy, Karabinchak, Vainieri Huttle) – Establishes Task Force on Maximizing Employment for People with Disabilities

S-3511/A-5298 (Singer, T. Kean/Mukherji, Vainieri Huttle, Downey) – Authorizes certain health care and social service resources to be made available during Code Blue alert

S-3581/A-5963 (Singleton/Lopez, Quijano) – Prohibits certain business financing contracts that contain judgment by confession provisions

S-3685/A-5345 (Sarlo, Singleton/Mukherji, Conaway, McKnight) – Establishes program to increase participation of underrepresented students in New Jersey's science and engineering workforce

S-3756/A-6115 (Ruiz, Sarlo, O'Scanlon/Jasey, Jones, Wirths) – Requires limited purpose regional school districts to coordinate with constituent districts regarding school calendar and curriculum

S-3763/A-6116 (Addiego, Bateman, Sarlo/DeAngelo, Dancer, Space) – Renames joint meetings as regional service agencies; grandfathers existing joint meetings

S-3869/A-5561 (Sarlo/Burzichelli, Houghtaling) – Prohibits local governments from imposing fines on alarm companies in certain circumstances

S-3871/A-5427 (Bateman, Scutari/DePhillips, McKeon) – Adds member from Retired Judges Association of New Jersey to State Investment Council

SCS for S-3878/ACS for A-5394 (Ruiz, Weinberg, Cunningham/Moriarty, McKnight, Pinkin) – Reaffirms and clarifies that Attorney General and Division on Civil Rights may initiate actions in Superior Court to enforce "Law Against Discrimination"

S-3920 wGR/A-5552 (Pou/Wimberly, Sumter) – Concerns provision of energy to certain manufacturing facilities by providing exemptions to certain energy related taxes

S-3923/A-5680 (Madden, Singleton/Giblin, Timberlake, Murphy) – Concerns labor harmony agreements for hospitality projects

SCS for S-3939 and 3944/ACS for A-5681 and 5682 (Smith, Greenstein, Bateman, Codey/Pinkin, Lopez, McKeon) – Establishes Recycling Market Development Council

S-3985/A-5663 (Smith/McKeon, Pinkin, Vainieri Huttle) – Amends "Electric Discount and Energy Competition Act" to add definition of "open access offshore wind transmission facility" and revises law concerning "qualified offshore wind projects"

S-4025/A-5695 (Pou/Wimberly, Sumter) – Makes FY 2020 language allocation of \$1,000,000 appropriated to Grants for Urban Parks to Hinchliffe Stadium in Paterson

S-4162/A-6014 (Smith, Greenstein/Vainieri Huttle, Pinkin, Houghtaling) – Establishes NJ Climate Change Resource Center at Rutgers University; appropriates up to \$500,000

S-4165/A-4364 (Rice/Giblin, Caputo, Tucker) – Expands University Hospital board of directors membership from 11 to 13 members

S-4188/A-6075 (Beach/Murphy, Dancer, Lampitt) – "Lindsay's Law"; provides tax benefits to organ and bone marrow donors and their employers, and provides paid time off to donors who are State or local government employees

S-4200/A-5855 (Ruiz, Turner/Coughlin, Lampitt, Holley) – Requires State to pay difference between federal allocation and total cost of reduced price breakfast or lunch; appropriates \$4.5 million

S-4247/A-6049 (Gopal, O'Scanlon/Conaway, Houghtaling, Downey) – Establishes criteria for distribution of Fiscal Year 2020 funding to Community Food Bank of New Jersey and partner organizations

S-4264/A-5962 (Pou/Wimberly, Sumter, Calabrese) – Designates State Highway Route 19 as "William J. Pascrell Jr. Highway"

S-4275/A-6088 (Smith, Greenstein/Burzichelli) – Allows BPU to increase cost to customers of Class I renewable energy requirement for energy years 2022 through 2024, under certain conditions

S-4276/A-6109 (Corrado, Bateman/Armato, Calabrese, Land) – Appropriates \$32,153,936 to State Agriculture Development Committee, and amends 2017 appropriations for stewardship activities, for farmland preservation purposes

S-4277/A-6112 (Greenstein, Bateman/Freiman, Danielsen, Downey) – Appropriates \$5,000,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for municipal planning incentive grants for farmland preservation purposes

S-4278/A-6108 (Greenstein, Bateman/Taliaferro, Karabinchak, Kennedy) – Appropriates \$21 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants for farmland preservation purposes

S-4279/A-6106 (Smith, Bateman/Houghtaling, Reynolds-Jackson, Pinkin) – Appropriates \$1,350,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for grants to certain nonprofit organizations for farmland preservation purposes

S-4286/A-5890 (Vitale/Swain, Jones) – Clarifies procedures concerning collection of child support on behalf of child over age 19 when court has ordered such support

S-4309/A-6107 (Turner, Cruz-Perez/Mejia, Vainieri Huttie, Zwicker) – Appropriates \$13,902,723 from constitutionally dedicated CBT revenues to NJ Historic Trust for grants for certain historic preservation projects and associated administrative expenses

S-4310/A-6114 (Codey, Bateman/Carter, Murphy, Lopez) – Appropriates \$8,872,682 to DEP from constitutionally dedicated CBT revenues for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes

S-4311/A-6113 (Greenstein, Bateman/Speight, Mukherji, Verrelli) – Appropriates \$77,450,448 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects

S-4312/A-6111 (Smith, Bateman/Giblin, Mazzeo, Land) – Appropriates \$36.143 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

S-4313/A-6110 (Corrado, Bateman/Moriarty, McKeon, Swain) – Appropriates \$33.915 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects

SCS for S-4315/ACS for A-6063 (Beach, Turner/Jones, Zwicker) – Creates fund to reimburse local units of government for cost of certain mail-in ballot procedures; appropriates \$3,000,000

SJR-51/AJR-189 (Rice, Turner/Verrelli, Reynolds-Jackson, Sumter) – Establishes the "New Jersey State Commission on Urban Violence"

SJR-65/AJR-90 (Weinberg, Addiego/DiMaso, Vainieri Huttie, Schepisi) – Designates March 19th "Women in Public Office Day" in New Jersey

SJR-80/AJR-121 (Lagana, Weinberg/Jones, Benson, Chiaravalloti, DeCroce) – Urges federal government to adhere to commitment to improve Northeast Corridor rail infrastructure by providing funding to complete Gateway Program

SJR-125/AJR-169 (Gopal, Codey/Wolfe, Pinkin) – Designates the second week of October of each year as "Obesity Care Week" in NJ

- A-344/S-1575 (Murphy, McKeon, Timberlake/Cruz-Perez, Singleton)** – Revises certain aspects of the New Jersey Individual Development Account Program
- A-1040/S-3928 (Houghtaling, Taliaferro/Andrzejczak)** – Establishes NJ "Landowner of the Year" award program
- A-1146/S-4330 (Wimberly, Holley/Pou, Singleton)** – Establishes "New Jersey Investing in You Promise Neighborhood Commission"
- A-1277/S-2629 (Tucker, Holley, Lopez/Singleton, Gopal)** – Requires hospitals and homeless shelters to provide information on services and resources to individuals who are homeless or military veterans
- A-1449/S-3168 (Benson, DeAngelo/Greenstein, Turner)** – Provides job security to certain organ and bone marrow donors
- A-1477/S-3228 (Chaparro, Vainieri Huttle, Benson, Jimenez, Mukherji, Downey/Gopal, Scutari)** – Establishes Statewide Hit and Run Advisory Program to facilitate apprehension of persons fleeing motor vehicle accident scene; designated as "Zackhary's Law"
- A-1478/S-1648 (Chaparro, Vainieri Huttle/Diegnan, T. Kean)** – Revises law governing theater liquor licenses
- A-1604/S-2734 (Conaway, Murphy, Jimenez/Singleton)** – "Recreational Therapists Licensing Act"
- A-1796/S-2609 (McKeon, Downey/Lagana, Gopal)** – Prevents criminal defendant from asserting "gay and transgender panic" defense to murder charge in order to reduce charge to manslaughter committed in heat of passion
- A-1924/S-2930 (Mukherji, A.M. Bucco, DeAngelo, DeCroce/Beach)** – Exempts certain honorably discharged United States military veterans from initial insurance producer licensing fee
- A-1992/S-1780 (Sumter, Benson, Vainieri Huttle, Houghtaling, Wimberly/Diegnan, Turner)** – "New Jersey Call Center Jobs Act"
- A-2183/S-1687 (Land, Johnson/Cruz-Perez, Andrzejczak)** – "Music Therapist Licensing Act"
- ACS for A-2431 wGR/SCS for S-1865 (Benson, Jimenez, DeCroce/Weinberg, T. Kean)** – Requires health insurers to provide plans that limit patient cost-sharing concerning certain prescription drug coverage
- ACS for A-2444 and S-2656/S-2081 (Benson, Lampitt, Pinkin, Mukherji/Turner, Singleton)** – Provides for coverage of comprehensive tobacco cessation benefits in Medicaid
- A-2767/S-2924 (Greenwald, Mosquera, McKnight/Greenstein, Singleton)** – Amends certain provisions of sexual assault statute to clarify elements necessary for conviction
- A-3312/S-1972 (Murphy, Lagana, Downey, Sumter/Gopal, Corrado)** – Requires Legislature to adopt and distribute policy prohibiting sexual harassment; requires members, officers, and employees of Legislature to complete online training on policy once every two years
- A-3670/S-995 (Benson, Giblin, Murphy/Vitale, Weinberg)** – Provides for designation of acute stroke ready hospitals, establishes Stroke Care Advisory Panel and Statewide stroke database, and requires development of emergency medical services stroke care protocols
- ACS for A-4136/SCS for S-2675 (Land, Milam/Andrzejczak, Van Drew)** – Establishes Possession In Excess of Daily Limit Vessel License for black sea bass and summer flounder; dedicates fees therefrom to marine fisheries programs
- A-4147/S-2744 (Lampitt, Houghtaling, Zwicker/Ruiz, Corrado)** – Requires school districts and nonpublic schools to conduct audit of security features of buildings, grounds, and communication systems and to submit audit to NJ Office of Homeland Security and Preparedness and DOE

- A-4150/S-2742 (Lampitt, Jones, Timberlake/Ruiz, Corrado)** – Requires meeting between student and appropriate school personnel after multiple suspensions or proposed expulsion from public school to identify behavior or health difficulties
- A-4151/S-2745 (Swain, Tully, Jasey/Ruiz, Corrado)** – Requires school security training for persons employed by public and nonpublic schools in substitute capacity and for employees and volunteers of youth programs operated in school buildings
- A-4260/S-4335 (Timberlake, Giblin, Tucker, Caputo/Pou, Scutari)** – Prohibits sale of certain toy guns and imitation firearms
- A-4370/S-2919 (Carroll/A.M. Bucco)** – Increases membership of board of trustees of Washington Association of New Jersey
- A-4377/S-2934 (Benson, Land, DeCroce/Greenstein)** – Requires DOT and OIT to develop materials concerning capabilities of airports in NJ and establishes "Public Use Airports Task Force"
- A-4517/S-4341 (Wimberly, Speight, Reynolds-Jackson/Singleton, Cunningham)** – Establishes "New Jersey Eviction Crisis Task Force"
- A-4529/S-3191 (Mazzeo, Armato/Gopal, Andrezejczak)** – Concerns reimbursements to Superstorm Sandy-impacted homeowners subjected to contractor fraud
- A-4563/S-3096 (Zwicker, Benson/Greenstein, Gill)** – Prohibits use of bots to deceive person about origin and content of communication for certain commercial or election purposes
- A-4564/S-3087 (Zwicker, Freiman/Greenstein)** – Establishes "Voting Precinct Transparency Act;" requires filing of election district, county district, and municipal ward boundary data with Secretary of State for posting and download on official website with matching election results data
- A-4699/S-2938 (Moriarty, Burzichelli, Bramnick/Turner)** – Regulates annual report filing services
- A-4803/S-4211 (Greenwald, Johnson, Pintor Marin/Cryan, Vitale)** – Authorizes certain entities to directly bill Victims of Crime Compensation Office for counseling services provided to victims of firearm and stabbing crimes
- A-4822/S-3408 (Wimberly, Tully, Swain/Singleton, Greenstein)** – Permits municipalities to lease vacant municipal land for tiny home occupancy; directs DCA to enhance regulatory guidance on acceptable tiny home construction and use
- A-4904 wGR/S-3347 (Mukherji, Quijano, Mazzeo/Cryan, Sweeney)** – Concerns property taxes due and owing on real property owned by certain federal employees or contractors under certain circumstances
- A-4954/S-3368 (Quijano, Murphy, Carter/Singleton, Greenstein)** – Revises requirements for provision of counseling and support services to emergency services personnel
- ACS for A-4972/SCS for S-1490 (Moriarty/Beach, Scutari)** – Establishes certain consumer protections related to arbitration organizations
- A-4978 wGR/S-3498 (Timberlake, Zwicker, Vainieri Huttle/Greenstein, Cryan)** – Prohibits online education services from using and disclosing certain information, engaging in targeted advertising, and requires deletion of certain information in certain circumstances
- A-5023/S-3467 (McKnight, Mukherji, Chaparro, Chiaravalloti/Cunningham)** – Exempts from DOT permitting requirements certain signs not located in protected areas that have been approved by municipality
- A-5028/S-3523 (Mukherji, Conaway, Pintor Marin/Vitale, Diegnan)** – Establishes "James Nicholas Rentas's Law," revises "New Jersey SmokeFree Air Act"
- A-5029/S-3522 (Sumter, Reynolds-Jackson, Johnson/Rice, T. Kean)** – Requires New Jersey Office on Minority and Multicultural Health to study racial disparities on sexual and reproductive health of African-American women

A-5031/S-3455 (Speight, McKnight, Timberlake/Ruiz) – Requires hospital emergency departments to ask person of childbearing age about recent pregnancy history

A-5314/S-3692 (Zwicker, Milam, Mazzeo/Cryan, Ruiz) – Requires DHS to study social isolation occurring in certain population groups

A-5344/S-3833 (Mukherji, Vainieri Huttel, Milam/Gopal, Corrado) – Establishes uniform standard for acceptable proof of veteran status for veteran's ID cards and various State and local programs

A-5388/S-3895 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz) – Requires specialized in-service training regarding crime victims for police departments in certain high-crime areas

A-5389/S-3896 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz) – Requires training or experience in crime victims' rights for certain members of Victims of Crime Compensation Review Board

A-5432/S-3796 (Milam, Land/Andrzejczak) – Requires DEP Commissioner to establish individual transferable quota system for menhaden purse seine fishery

A-5445/S-3909 (Swain, Tully, Spearman/T. Kean, Corrado) – Requires AG to establish program to detect fentanyl in State's illegal drug supply and make information related to presence of fentanyl available in database accessible by law enforcement

A-5511/S-1852 (Spearman, Jones, Reynolds-Jackson/Turner, Cruz-Perez) – Revises certain penalties for illegal operation of snowmobile, all-terrain vehicle, or dirt bike

A-5580/S-3842 (Johnson, Moriarty, Greenwald/Weinberg, Sarlo) – Extends availability period for tax credits for certain expenses incurred for production of certain film and digital media content, raises annual cap related to film production, and provides for annual administration of film tax credits

A-5583/S-3919 (Pinkin, Lopez, Mukherji/Smith, Bateman) – Prohibits sale, lease, rent, or installation of certain equipment or products containing hydrofluorocarbons or other greenhouse gases

A-5630/S-3981 (Pintor Marin, Munoz, Reynolds-Jackson/Weinberg, Corrado) – Requires Civil Service Commission to establish and maintain hotline for State employees to submit reports of workplace discrimination and harassment

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A-5667/S-3933 (Mukherji, Vainieri Huttel, Armato, DeCroce, Karabinchak/Singer, Scutari) – "Charlie's Law"; requires pharmacy practice sites and hospice programs to furnish patients with information and means to safely dispose of unused prescription drugs and medications

A-5801/S-4064 (Coughlin, Houghtaling, Verrelli/Singleton, Sweeney) – Concerns responsibility of contractors for wage claims against subcontractors

A-5817/S-4263 (Mazzeo, Armato/Cunningham, Sweeney, C.A. Brown) – Allows certain persons to qualify for casino key employee license and casino employee registration

A-5916/S-4255 (Chiaravalloti, McKnight, Karabinchak/Cunningham, Weinberg) – Authorizes DOH to notify elected officials of financial distress of certain hospitals

A-5918/SCS for S-3741 and 4253 (Chiaravalloti, McKnight/Weinberg, Cunningham, Vitale) – Expands hospital reporting requirements

A-5970/S-4201 (Lopez, Speight, Chaparro/Codey) – Amends list of environmental infrastructure projects approved for long-term funding for FY2020 to include new projects, remove certain projects, and modify estimated loan amounts for certain projects

A-5971/S-4202 (Mukherji, Pintor Marin, Spearman/Bateman, Corrado) – Authorizes NJ Infrastructure Bank to expend additional sums to make loans for environmental infrastructure projects for FY2020

A-5972/S-4203 (Pinkin, Benson, Zwicker/Greenstein, Singleton) – Makes changes to New Jersey Infrastructure Bank's enabling act

A-5977/S-4282 (Greenwald, Downey, Vainieri Huttie/Vitale, Singleton) – Provides for establishment of Regional Health Hub Program as replacement to Accountable Care Organization Demonstration Project, and designates existing accountable care organizations and look-alike organizations as Regional Health Hubs

A-6119/S-4336 (Egan, Houghtaling/Madden) – Revises "The Public Works Contractor Registration Act" and amends definition of registered apprenticeship program

AJR-35/SJR-159 (McKnight, Chaparro, Chiaravalloti, DeCroce/Cunningham, Greenstein) – Designates third full week in March as "Domestic Violence Services Awareness Week" to bring awareness of services available to domestic violence victims

AJR-103/SJR-70 (Rooney, DePhillips, Murphy/Corrado) – Permanently designates January as "NUT Carcinoma Awareness Month" in New Jersey

AJR-118/SJR-157 (McKnight, Timberlake, McKeon/Pou, Madden) – Designates April of each year as "Financial Literacy Month" in New Jersey

AJR-180/SJR-112 (DeAngelo, McKnight, Murphy/Singleton, Corrado) – Designates February in each year as "Career and Technical Education Month" in New Jersey

Governor Murphy declined to sign the following bills, meaning they expire without becoming law:

S-691/A-657 (Ruiz, Pou/Jasey, Caputo, Pintor Marin, Sumter, Wimberly) – Requires that if a school district satisfies 80% or more of the required NJ Quality Single Accountability Continuum standards in an area of district effectiveness under State intervention, the State must return that area to local control

S-1083/A-544 (Cruz-Perez, Gopal/Mazzeo, Houghtaling, Holley, Dancer) – Establishes loan program and provides corporation business tax and gross income tax credits for establishment of new vineyards and wineries

S-2421/A-1030 (Smith, Bateman/Johnson, Kennedy, Benson, DeAngelo) – Concerns installation of electric vehicle charging stations in common interest communities

S-2425/A-3851 (Singleton, Andrzejczak/Conaway) – Revises law relating to common interest communities

S-2429/A-4028 (Scutari, Pou/Bramnick, Downey) – Requires automobile insurers to disclose policy limits upon request by an attorney under certain circumstances

S-2835/A-3926 (Singleton, Ruiz/Conaway, Lampitt, Murphy) – Requires public schools to administer written screenings for depression for students in certain grades

S-2897/A-1433 (Madden, Singer/Benson, Wimberly, Carter) – Requires DCA to establish procedures for inspection and abatement of mold hazards in residential buildings and school facilities, and certification programs for mold inspectors and mold hazard abatement workers

S-2957/A-4712 (Stack/Mukherji, Chaparro) – Establishes five-year moratorium on conversions of certain residential rental premises in qualified counties

S-2958/A-4535 (Sarlo, Oroho/Zwicker, DePhillips, DeCroce) – Establishes the "Energy Infrastructure Public-Private Partnership Act"

S-3062/A-2049 (Ruiz, Greenstein/Howarth, Benson, Murphy) – Provides corporation business tax and gross income tax credits for businesses that employ apprentices in DOL registered apprenticeships

S-3063/A-4655 (Ruiz/Armato, Vainieri Huttie, DeAngelo) – Provides tuition fee waiver apprenticeship courses

S-3137/A-1308 (Sweeney, Oroho, Singleton/Greenwald, Milam, Land) – The "Electronic Construction Procurement Act"

S-3252/A-4713 (Greenstein, Stack/DeAngelo, Quijano) – "New Townhouse Fire Safety Act"; requires automatic fire sprinkler systems in new townhomes

S-3263/A-4837 (T. Kean, Diegnan/Vainieri Huttie, Chiaravalloti, McKnight) – Revises and updates membership and purpose of Advisory Council on the Deaf and Hard of Hearing in DHS

S-3270/A-5095 (Pou/McKeon, Freiman, DeCroce) – Establishes certain requirements for stop loss insurance offered to small employers

S-3393/ACS for A-5384 and 5157 (Sarlo, Addiego/Mazzeo, Murphy, Houghtaling, Calabrese, Armato, Dancer) – Allows certain preserved farms to hold 14 special occasion events per year; imposes further event restrictions on residentially-exposed preserved farms

S-3770/A-6118 (Sarlo, Oroho, Sweeney/Greenwald, Jones) – Establishes "New Jersey Economic and Fiscal Policy Review Commission" to provide ongoing review of State and local tax structure, economic conditions, and related fiscal issues

S-3888/A-5585 (Ruiz/Dancer, Pintor Marin) – Extends document submission deadlines under Economic Redevelopment and Growth Grant program and Urban Transit Hub Tax Credit program

S-4035/A-5702 (Pou, Singleton/Wimberly, Reynolds-Jackson, Sumter) – Makes Fiscal Year 2020 supplemental appropriation of \$1,700,000 for Thomas Edison State University

S-4281/A-6094 (Smith, Diegnan/Danielsen, Pinkin) – Requires State to sell and convey to Educational Services Commission of New Jersey certain land and improvements known as Piscataway Regional Day School

S-4331/A-4727 (Diegnan, Madden/Karabinchak, Holley, Jones) – Requires person taking written examination for permit to watch video of rights and responsibilities of driver stopped by law enforcement; requires testing on rights and responsibilities of driver stopped by law enforcement

A-491/S-4340 (Jimenez/Sacco, Stack) – Enhances PFRS accidental death pension for surviving spouse by providing for minimum of \$50,000 annually

A-1044/S-1441 (Houghtaling, Downey, DiMaio, Space/Doherty, Madden) – Requires Director of Division of Taxation to examine feasibility of centralized property tax information system to verify property taxes paid by homestead property tax reimbursement claimants

A-1045/S-2856 (Houghtaling, Downey, Dancer/Gopal, Oroho) – Clarifies sales tax collection responsibilities of horse-boarding businesses in New Jersey

A-1526/S-1048 (Zwicker, Johnson/Vitale) – Concerns payment of independent contractors

A-2731/S-3407 (Taliaferro, Space/Sweeney, Oroho) – Removes statutory limitation on number of permits that may be issued by Division of Fish and Wildlife for the taking of beaver

A-4382/S-2815 (Pinkin, Lopez, Kennedy/Beach, Smith) – Requires paint producers to implement or participate in paint stewardship program

A-4463/S-3927 (Freiman, Egan, Karabinchak/Oroho, Andrzejczak) – Establishes "Electronic Permit Processing Review System"

A-4788/S-3880 (Karabinchak, Freiman, Calabrese/Diegnan) – Establishes expedited construction inspection program

A-5072/S-3496 (Karabinchak, Johnson, Mukherji/Greenstein, Cryan) – "Defense Against Porch Pirates Act"; creates new category of theft, with penalties including mandatory restitution and community service, for taking package delivered to residence by cargo carrier

A-5446/S-3907 (Land, Reynolds-Jackson, Verrelli/T. Kean, Lagana) – Requires reporting of opioid deaths

A-5629/S-3980 (Pintor Marin, Munoz/Weinberg, Corrado) – Clarifies provisions concerning disclosure of existence and content of discrimination or harassment complaints; requires certain disclosures to person against whom complaint is made

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ACS for A-5922 and 5923/SCS for S-4223 and 4224 (Conaway, Vainieri Huttle, Lopez, Pinkin/Vitale, Sweeney) – Revises requirements for sale of tobacco and vapor products; increases penalties for prohibited sales; increases fees for cigarette and vapor business licensure

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