

52:34-6.9
LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2021 **CHAPTER:** 91

NJSA: 52:34-6.9 (Requires State agencies in awarding contracts for purchase of items that require power source to consider items powered by fuel cells.)

BILL NO: A740 (Substituted for S2846)

SPONSOR(S) Johnson, Gordon M. and others

DATE INTRODUCED: 1/14/2020

COMMITTEE: **ASSEMBLY:** Science, Innovation & Technology

SENATE: Environment & Energy

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** 7/30/2020

SENATE: 3/25/2021

DATE OF APPROVAL: 5/12/2021

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced bill enacted) Yes

A740

INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT): Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

S2846

INTRODUCED BILL (INCLUDES SPONSOR'S STATEMENT): Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

RH/CL

P.L. 2021, CHAPTER 91, *approved May 12, 2021*
Assembly, No. 740

1 AN ACT requiring State agencies that award contracts for the
2 purchase of items that require a power source to consider items
3 powered by fuel cells and supplementing Title 52 of the Revised
4 Statutes.

5

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

8

9 1. A State agency that seeks to purchase any item requiring the
10 use of a power source, including but not limited to motor vehicles,
11 material and cargo-handling equipment such as forklifts, harbor
12 craft, generators, power systems, portable floodlights, microgrids,
13 and telecommunications equipment, shall include in the request for
14 proposals provisions that allow for the consideration of items that
15 are powered by fuel cells.

16 As used in this section:

17 "fuel cell" means a device or system that is designed to provide
18 heating or cooling, or electrical or mechanical power, by converting
19 the chemical energy of a fuel and an oxidant into electricity through
20 a non-combustive electrochemical process; and

21 "State agency" means any of the principal departments in the
22 Executive Branch of the State Government, and any division, board,
23 bureau, office, commission or other instrumentality within or
24 created by such department and any independent State authority,
25 commission, instrumentality or agency which is authorized by law
26 to award contracts.

27

28 2. This act shall take effect immediately.

29

30

31

32

33 _____
34 Requires State agencies in awarding contracts for purchase of
35 items that require power source to consider items powered by fuel
cells.

ASSEMBLY, No. 740

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

SYNOPSIS

Requires State agencies in awarding contracts for purchase of items that require power source to consider items powered by fuel cells.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



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25 commission, instrumentality or agency which is authorized by law
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27

28 2. This act shall take effect immediately.

29

30

31

STATEMENT

32

33 This bill provides that a State agency that seeks to purchase an
34 item requiring the use of a power source, including but not limited
35 to motor vehicles, material and cargo-handling equipment such as
36 forklifts, harbor craft, generators, power systems, portable
37 floodlights, microgrids, and telecommunications equipment, must
38 include in the request for proposals provisions that allow for the
39 consideration of items that are powered by fuel cells. The bill
40 would apply to principal departments in the Executive Branch of the
41 State Government, and any division, board, bureau, office,
42 commission or other instrumentality within or created by such
43 department and any independent State authority, commission,
44 instrumentality or agency which is authorized by law to award
45 contracts.

ASSEMBLY SCIENCE, INNOVATION AND TECHNOLOGY
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 740

STATE OF NEW JERSEY

DATED: FEBRUARY 3, 2020

The Assembly Science, Innovation and Technology Committee reports favorably Assembly Bill No. 740.

As reported, this bill provides that a State agency that seeks to purchase an item requiring the use of a power source, including but not limited to, motor vehicles, material and cargo-handling equipment such as forklifts, harbor craft, generators, power systems, portable floodlights, microgrids, and telecommunications equipment, is to include in the request for proposals, provisions that allow for the consideration of items that are powered by fuel cells, as that term is defined in the bill. The bill would apply to principal departments in the Executive Branch of the State government, and any division, board, bureau, office, commission or other instrumentality within or created by such department and any independent State authority, commission, instrumentality or agency which is authorized by law to award contracts.

This bill was pre-filed for introduction in the 2020-2021 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE ENVIRONMENT AND ENERGY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 740

STATE OF NEW JERSEY

DATED: JANUARY 21, 2021

The Senate Environment and Energy Committee favorably reports Assembly Bill No. 740.

This bill would require any State agency that seeks to purchase an item requiring the use of a power source, including but not limited to motor vehicles, material and cargo-handling equipment such as forklifts, harbor craft, generators, power systems, portable floodlights, microgrids, and telecommunications equipment, to include in the agency's request for proposals provisions that allow for the consideration of items that are powered by fuel cells. The bill would apply to principal departments in the Executive Branch of the State Government, and any division, board, bureau, office, commission, or other instrumentality within or created by a department, as well as any independent State authority, commission, instrumentality, or agency which is authorized by law to award contracts.

This bill, as reported by the committee, is identical to Senate Bill No. 2846, which was also reported by the committee.

SENATE, No. 2846

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED AUGUST 25, 2020

Sponsored by:

Senator VIN GOPAL

District 11 (Monmouth)

Senator TROY SINGLETON

District 7 (Burlington)

Co-Sponsored by:

Senator Greenstein

SYNOPSIS

Requires State agencies in awarding contracts for purchase of items that require power source to consider items powered by fuel cells.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/21/2021)

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SENATE ENVIRONMENT AND ENERGY COMMITTEE

STATEMENT TO

SENATE, No. 2846

STATE OF NEW JERSEY

DATED: JANUARY 21, 2021

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This bill would require any State agency that seeks to purchase an item requiring the use of a power source, including but not limited to motor vehicles, material and cargo-handling equipment such as forklifts, harbor craft, generators, power systems, portable floodlights, microgrids, and telecommunications equipment, to include in the agency's request for proposals provisions that allow for the consideration of items that are powered by fuel cells. The bill would apply to principal departments in the Executive Branch of the State Government, and any division, board, bureau, office, commission, or other instrumentality within or created by a department, as well as any independent State authority, commission, instrumentality, or agency which is authorized by law to award contracts.

This bill, as reported by the committee, is identical to Assembly Bill No. 740, which was also reported by the committee.

Governor Murphy Takes Action on Legislation

05/12/2021

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

A-740/S-2846 (Johnson, Conaway, DeCroce/Gopal, Singleton) – Requires State agencies in awarding contracts for purchase of items that require power source to consider items powered by fuel cells

A-3384/S-3171 (McKeon/Pou) – Makes various revisions to "Uniform Fraudulent Transfer Act"; renames act to "Uniform Voidable Transactions Act"

A-4240/S-2855 (Downey, Vainieri Huttel, Houghtaling, Coughlin/Pou, Turner) – Provides for technological upgrade of application process for Supplemental Nutrition Assistance Program

A-4246/S-3175 (Verrelli, Benson, Vainieri Huttel/Pou, Corrado) – Permits expedited licensure in mental health professions for certain individuals during state of emergency or public health emergency

A-4477/S-2789 (Chiaravalloti, Conaway, Downey/Vitale, Weinberg) – Revises licensure, operational, and reporting requirements for nursing homes

ACS for A-4556 and 4145/S-2611 (Karabinchak, Zwicker, Quijano/Smith, Bateman) – Requires BPU to establish and maintain electronic public document search system on its website; requires BPU to provide certain notice of its meetings and hold quarterly public comment meetings

A-4671/S-3326 (Schaer, Swain, Tully/Ruiz, Singleton) – Requires public and local utilities to provide notice to residential customers of available relief measures during coronavirus disease 2019 pandemic

ACS for A-4805/SCS for S-3169 (Freiman, Tully, Danielsen/Pou, Gopal) – Requires certain insurers to provide summary concerning business interruption insurance

A-4806/S-3188 (Dancer, Chiaravalloti/Pou, Singleton) – Permits municipalities to authorize programs encouraging local shopping through property tax rewards; validates certain related municipal actions

A-4932/S-3066 (Johnson, Murphy, Downey/Pou) – Permits use of alternate names by limited liability partnerships

A-5222/S-3306 (Mukherji, Verrelli, Lopez/Diegnan, Turner) – Authorizes optometrists to administer immunizations against coronaviruses and influenza under certain circumstances

Governor Murphy conditionally vetoed the following bills:

A-850/S-2864 (Chiaravalloti, Karabinchak, Reynolds-Jackson/Oroho, Singleton) – **CONDITIONAL** – Establishes "Broadband Access Study Commission"

[Copy of Statement](#)

A-2116/S-2009 (Tully, Swain, Armato/Lagana) – **CONDITIONAL** – Requires State Treasurer to submit report to Legislature every six months identifying deadlines for applications for federal funds by State

agencies

Copy of Statement