

18A:64-65

**LEGISLATIVE HISTORY CHECKLIST**  
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(Higher Education--contracts--re-establish 10-day advertising deadline for contracts not requiring approval of Board of Higher Education)

**NJSA:** 18A:64-65

**LAWS OF:** 1993 **CHAPTER:** 60

**BILL NO:** A2116

**SPONSOR(S)** Rocco and Solomon

**DATE INTRODUCED:** December 17, 1992

**COMMITTEE:** **ASSEMBLY:** Education  
**SENATE:** ---

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:** **ASSEMBLY:** February 1, 1993  
**SENATE:** February 18, 1993

**DATE OF APPROVAL:** March 3, 1993

**FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:**

**SPONSOR STATEMENT:** Yes

**COMMITTEE STATEMENT:** **ASSEMBLY:** Yes  
**SENATE:** No

**FISCAL NOTE:** No

**VETO MESSAGE:** No

**MESSAGE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

**REPORTS:** No

**HEARINGS:** No

KBG:pp

1 AN ACT concerning public institutions of higher education and  
2 amending P.L.1986, c.43.

3

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

6 1. Section 14 of P.L.1986, c.43 (C.18A:64-65) is amended to  
7 read as follows:

8 14. All advertisements for bids shall be published in a legal  
9 newspaper sufficiently in advance of the date fixed for receiving  
10 the bids to promote competitive bidding but in no event less than  
11 30 days prior to that date for construction projects requiring the  
12 approval of the State Board of Higher Education and 10 days prior  
13 to that date for any other contract or purchase. The advertisement  
14 shall designate the manner of submitting and of receiving the bids  
15 and the time and place at which the bids will be received. If the  
16 published specifications provide for receipt of bids by mail, those  
17 bids which are mailed to the State college shall be sealed and shall  
18 be opened only at such time and place as all bids received are  
19 unsealed and announced. At that time and place, the contracting  
20 agent of the State college shall publicly receive the bids and  
21 thereupon immediately proceed to unseal them and publicly  
22 announce the contents, which announcement shall be made in the  
23 presence of any parties bidding or their agents who are then and  
24 there present. A proper record of the prices and terms shall be  
25 made. No bids shall be received after the time designated in the  
26 advertisement.

27 (cf: P.L.1992, c.61, s.3)

28 2. This act shall take effect immediately.

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#### STATEMENT

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33 This bill specifies that the deadline for advertising of bids for  
34 construction projects requiring the approval of the State Board of  
35 Higher Education is 30 days prior to the date for the opening of  
36 bids, but that the advertising deadline for all other types of  
37 contracts or purchases is 10 days. The deadline for advertising had  
38 been 10 days for all types of contracts, but was changed to 30 days  
39 by P.L. 1992, c. 61, which dealt with the bidding process for large  
40 construction contracts. The limit was increased by that law to  
41 allow more time for general contractors to obtain bids from  
42 subcontractors in the case of large construction contracts. The

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.

1 30 day advertising limit has proved to be burdensome for the State  
2 colleges for the bulk of purchases not involving construction  
3 projects. This bill would return the advertising deadline to 10 days  
4 for most purchasing contracts, but keep the deadline at 30 days for  
5 large construction projects.

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10 Changes advertising notice required of State colleges to 10 days  
11 for contracts not involving construction requiring Board of Higher  
12 Education approval.

ASSEMBLY, No. 2116  
STATE OF NEW JERSEY

INTRODUCED DECEMBER 17, 1992

By Assemblymen ROCCO and SOLOMON

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ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2116

STATE OF NEW JERSEY

DATED: JANUARY 14, 1993

The Assembly Education Committee reports favorably Assembly Bill No. 2116.

This bill specifies that the deadline for advertising of bids for construction projects requiring the approval of the State Board of Higher Education is 30 days prior to the date for the opening of bids, but that the advertising deadline for all other types of contracts or purchases is 10 days. The deadline for advertising had been 10 days for all types of contracts, but was changed to 30 days by P.L.1992, c.61, which dealt with the bidding process for large construction contracts. The limit was increased by that law to allow more time for general contractors to obtain bids from subcontractors in the case of large construction contracts. The 30 day advertising limit has proved to be burdensome for the State colleges for the bulk of purchases not involving construction projects. This bill would return the advertising deadline to 10 days for most purchasing contracts, but keep the deadline at 30 days for large construction projects.

A representative of the New Jersey State College Governing Boards Association testified in favor of the bill.