

52:27D-129

LEGISLATIVE HISTORY CHECKLIST  
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NJSA: 52:27D-129

(State buildings--  
inspection)

LAW OF: 1991

CHAPTER: 87

Bill No: S2098

Sponsor(s): Lipman

Date Introduced: Pre-filed

Committee: Assembly: State Operations

Senate: State Government

Amended during passage: Yes      Amendments during passage  
denoted by asterisks.

Date of Passage: Assembly: February 21, 1991

Senate: October 1, 1990

Date of Approval: April 4, 1991

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

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P.L.1991, CHAPTER 87, *approved April 4, 1991*

1990 Senate No. 2098 (*First Reprint*)

**AN ACT** concerning the inspection of certain State buildings and structures and amending P.L.1975, c.217.

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

1. Section 11 of P.L.1975, c.217 (C.52:27D-129) is amended to read as follows:

11. State buildings and buildings of interstate agencies. a. Notwithstanding any other provision of P.L.1975, c.217 (C.52:27D-119 et seq.), the Department of Community Affairs shall have [exclusive] authority to administer and enforce the code in regard to buildings and structures owned by the State, and any of its departments, divisions, bureaus, boards, councils, authorities or other agencies; provided, however, that the Division of Building and Construction in the Department of the Treasury shall have authority to conduct field inspections for the purpose of enforcing the code in buildings built under its supervision. The Division of Building and Construction shall be authorized to review plans and undertake construction if the Department of Community Affairs cannot approve plans within the 20 day period provided for in P.L.1975, c.217. <sup>1</sup>[The] In an emergency or cost savings situation, the<sup>1</sup> commissioner may delegate, by rule, the authority to conduct field inspections for the purpose of enforcing the code. The Division of Building and Construction and any public or private agency which receives such a delegation shall carry out any review or inspection responsibilities with persons certified by the Commissioner of the Department of Community Affairs pursuant to the provisions of P.L.1975, c.217. The Department of Community Affairs shall have ultimate responsibility for insuring that all buildings conform to the requirements of the code.

b. Construction, alteration, renovation, rehabilitation, repair, removal or demolition of any building or structure situated wholly within New Jersey by or for an agency created by an interstate compact to which the State of New Jersey is a party shall be subject to the provisions of the code; provided that such interstate agency shall have exclusive authority to administer and enforce the code in regard to such buildings and structures.

(cf: P.L.1983, c.496, s.3)

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:

<sup>1</sup> Senate SSG committee amendments adopted May 21, 1990.

2. This act shall take effect immediately.

STATE GOVERNMENT

Permits delegation of building inspections of State structures in certain situations.

## SPONSOR 'S STATEMENT

### STATEMENT

This bill authorizes the Commissioner of Community Affairs to delegate authority to conduct field code inspections in State buildings under the State Uniform Construction Code to public or private agencies employing licensed inspectors.

The purpose of the bill is to give the Commissioner of Community Affairs the option of using outside inspection agencies instead of hiring additional employees, who would not be needed if the pace of construction were to slow down.

ASSEMBLY STATE OPERATIONS AND PERSONNEL  
COMMITTEE

STATEMENT TO

[FIRST REPRINT]

**SENATE, No. 2098**

**STATE OF NEW JERSEY**

DATED: JANUARY 10, 1991

The Assembly State Operations and Personnel Committee reports favorably Senate, Bill No. 2098 (1R).

This bill authorizes the Commissioner of Community Affairs, in an emergency or cost savings situation, to delegate the authority to conduct field inspections in State buildings under the State Uniform Construction Code to public or private agencies employing inspectors who are certified by the Department of Community Affairs. Currently, the Division of Building and Construction has the authority to conduct field inspections in buildings built under its supervision.

The purpose of the bill, according to the sponsor, is to give the commissioner the option of using outside inspection agencies instead of hiring additional employees, who would not be needed if the pace of construction were to slow down.

SENATE STATE GOVERNMENT AND FEDERAL  
AND INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

SENATE, No. 2098

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 21, 1990

The Senate State Government and Federal and Interstate Relations Committee reports favorably and with committee amendments Senate Bill No. 2098.

This bill provides that in an emergency or cost savings situation, the Commissioner of the Department of Community Affairs may delegate the authority to conduct field inspections of State buildings for the purpose of enforcing the State Uniform Construction Code. The Division of Building and Construction and any public or private agency which receives such a delegation shall carry out inspections with persons certified by the commissioner.

The purpose of this bill is to give the commissioner the option of using outside inspection agencies instead of hiring additional employees.

This bill was pre-filed for introduction in the 1990 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

COMMITTEE AMENDMENTS

The committee amended the bill to provide that the commissioner may delegate inspection authority only in an emergency or cost savings situation.