

40A: 11-15

LEGISLATIVE HISTORY CHECKLIST

NJSA 40A:11-15 (Municipal contracts--certain inspections--allow 3-year contracts with private agency)

LAWS 1981 CHAPTER 2

Bill No. A1472

Sponsor(s) Pellecchia and Girgenti

Date Introduced April 17, 1980

Committee: Assembly Municipal Government

Senate County and Municipal Government

Amended during passage Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly June 12, 1980

Senate Oct. 9, 1980

Date of approval Jan. 23, 1981

Following statements are attached if available:

Sponsor statement	Yes	<input checked="" type="checkbox"/>	Senate amendment, adopted 9-29-80 (with statement)--attached
Committee Statement: Assembly	Yes	<input type="checkbox"/>	
Senate	Yes	<input checked="" type="checkbox"/>	
Fiscal Note	Yes	<input type="checkbox"/>	
Veto Message	Yes	<input type="checkbox"/>	
Message on signing	Yes	<input type="checkbox"/>	

Following were printed:

Reports	Yes	<input checked="" type="checkbox"/>
Hearings	Yes	<input checked="" type="checkbox"/>

Report mentioned in sponsors' and Senate committee statements:

974.90 New Jersey. Legislature. Assembly. Municipal Government Committee.
 B923 The State Uniform construction code: report...January 3, 1980.
 1980 (See pp. 5&21)

(over)

6/22/81

LEGISLATIVE HISTORY

See also:

974.90 New Jersey. Legislature. Assembly. Municipal Government Committee.
B923 Public hearings, held 1-31-79, 2-14-79, and 2-23-79.
1979 (See especially v.2--p.43 & 54-56)

[OFFICIAL COPY REPRINT]
ASSEMBLY, No. 1472

STATE OF NEW JERSEY

INTRODUCED APRIL 17, 1980

By Assemblymen PELLECCCHIA and GIRGENTI

Referred to Committee on Municipal Government

AN ACT to amend the "Local Public Contracts Law," approved
June 9, 1971 (P. L. 1971, c. 198).

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

1 1. Section 15 of P. L. 1971, c. 198 (C. 40A:11-15) is amended
2 to read as follows:

3 15. Duration of certain contracts. All purchases, contracts or
4 agreements shall be made for a period not to exceed 12 consecutive
5 months, except that contracts or agreements may be entered into
6 for longer periods of time as follows:

7 (1) Supply of

8 (a) Fuel for heating purposes, for any term not exceeding
9 in the aggregate, 2 years;

10 (b) Fuel or oil for use of airplanes, automobiles, motor
11 vehicles or equipment for any term not exceeding in the aggre-
12 gate, 2 years;

13 (2) Deleted by amendment;

14 (3) The collection and disposal of garbage and refuse, for any
15 term not exceeding in the aggregate, 5 years;

16 (4) The recycling of solid waste, for any term not exceeding 25
17 years, when such contract is in conformance with a solid waste
18 management plan approved pursuant to P. L. 1970, c. 39
19 (C. 13:1E-1 et seq.), and with the approval of the Division of
20 Local Government Services and the Department of Environmental
21 Protection;

22 (5) Data processing service, for any term of not more than 3
23 years;

24 (6) Insurance, for any term of not more than 3 years;

25 (7) Leasing or servicing of automobiles, motor vehicles, elec-

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

26 tronic communications equipment, machinery and equipment of
 27 every nature and kind, for a period not to exceed 3 years; provided,
 28 however, such contracts shall be entered into only subject to and
 29 in accordance with the rules and regulations promulgated by the
 30 Director of the Division of Local Government Services of the
 31 Department of Community Affairs;

32 (8) The supplying of any product or the rendering of any service
 33 by a telephone company which is subject to the jurisdiction of the
 34 Board of Public Utility Commissioners for a term not exceeding
 35 5 years;

36 (9) Any single project for the construction, reconstruction or
 37 rehabilitation of any public building, structure or facility, or any
 38 public works projects, including the retention of the services of
 39 any architect or engineer in connection therewith, for the length
 40 of time authorized and necessary for the completion of the actual
 41 construction;

42 (10) The providing of food services to county colleges and
 43 county assisted institutions of higher education for any term not
 44 exceeding 3 years;

45 (11) *On-site ***electrical*** inspections undertaken by private*
 46 *agencies pursuant to the "State Uniform Construction Code Act"*
 47 *(P. L. 1975, c. 217; C. 52:27D-119 et seq.) for any term of not more*
 48 *than 3 years.*

49 All multi-year leases and contracts entered into pursuant to this
 50 section 15, except contracts for the leasing or servicing of equip-
 51 ment supplied by a telephone company which is subject to the
 52 jurisdiction of the Board of Public **Utility Commissioners** *Utili-*
 52A *ties* or construction contracts authorized pursuant to subsection (9)
 53 above, shall contain a clause making them subject to the availa-
 54 bility and appropriation annually of sufficient funds as may be
 55 required to meet the extended obligation, or contain an annual can-
 56 cellation clause.

57 The Division of Local Government Services shall adopt and
 58 promulgate rules and regulations concerning the methods of ac-
 59 counting for all contracts that do not coincide with the fiscal year.

1 2. This act shall take effect immediately.

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 37 rehabilitation of any public building, structure or facility, or any
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 59 counting for all contracts that do not coincide with the fiscal year.

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STATEMENT

This bill permits a municipality to contract for up to 3 years with a private agency to perform electrical inspections pursuant to the "State Uniform Construction Code Act." Currently, the "Local Public Contracts Law" limits such contracts to 1 year

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with the result that several different agencies may be performing inspections in the same municipality on projects for which they remain responsible after their contracts have expired. A 3-year contract will provide a greater degree of continuity in electrical inspection service, greater uniformity in the establishment inspection fees, while sparing the municipality the expense of annually drawing up highly technical bidding specifications and administering competitive bidding procedures. This bill conforms to recommendation No. 7 of the Report of the Assembly Municipal Government Committee on the State Uniform Construction Code Act (January 3, 1980).

SENATE AMENDMENT TO
ASSEMBLY, No. 1472

STATE OF NEW JERSEY

ADOPTED SEPTEMBER 29, 1980

Amend page 2, section 1, line 45, after "On-site", omit "electrical".

STATEMENT

In addition to electrical inspections, this amendment will include plumbing, fire protection and building inspections and provides uniformity for all inspections.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1472

STATE OF NEW JERSEY

DATED: JUNE 26, 1980

This bill implements recommendation No. 7 of the Report of the Assembly Municipal Government Committee on the State Uniform Construction Code Act (January 3, 1980). The Senate committee has supported the Assembly committee's efforts in the exercise of this oversight function.

This bill permits a municipality to contract for up to 3 years with a private agency to perform electrical inspections pursuant to the "State Uniform Construction Code Act." Currently, the "Local Public Contracts Law" limits such contracts to 1 year with the result that several different agencies may be performing inspections in the same municipality on projects for which they remain responsible after their contracts have expired. A 3-year contract will provide a greater degree of continuity in electrical inspection service, greater uniformity in the establishment inspection fees, while sparing the municipality the expense of annually drawing up highly technical bidding specifications and administering competitive bidding procedures.

The bill is supported by the Division of Housing and Urban Renewal in the Department of Community Affairs, and by the New Jersey Builders' Association.