

40A:11-23

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40A:11-23

("Local Public Contracts Law"--amend provisions on advertisement of bids)

LAWS OF: 1985

CHAPTER: 429

BILL NO: A505

Sponsor(s): Haytaian

Date Introduced: Pre-filed

Committee: Assembly: Municipal Government

Senate: County and Municipal Government

Amended during passage: No

Date of Passage: Assembly: June 28, 1984

Senate: December 9, 1985

Date of Approval: January 13, 1986

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~~ yes

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 505

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblyman HAYTAIAN

AN ACT concerning notice of revisions or addenda to advertisements for bids or to bid documents and amending 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 23 of P. L. 1971, c. 198 (C. 40A:11-23) is amended to
2 read as follows:

3 23. Advertisements for bids; bids; general requirements. All
4 advertisements for bids shall be published in a legal newspaper
5 sufficiently in advance of the date fixed for receiving the bids to
6 promote competitive bidding, but in no event less than 10 days
7 prior to such date. The advertisement shall designate the manner
8 of submitting and the method of receiving the bids and the time
9 and place at which the bids will be received. If the published
10 specifications provide for receipt of bids by mail, those bids which
11 are mailed to the contracting unit shall be sealed and shall only
12 be opened for examination at such time and place as all bids
13 received are unsealed and announced. At such time and place
14 the contracting agent of the contracting unit shall publicly receive
15 the bids, and thereupon immediately proceed to unseal them and
16 publicly announce the contents, which announcement shall be made
17 in the presence of any parties bidding or their agents, who are
18 then and there present, and shall also make proper record of the
19 prices and terms, upon the minutes of the governing body, if the
20 award is to be made by the governing body of the contracting unit,
21 or in a book kept for that purpose, if the award is to be made by

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 printed in italics *thus* is new matter.

22 other than the governing body, and in such latter case it shall be
 23 reported to the governing body of the contracting unit for its action
 24 thereon, when such action thereon is required. No bids shall be
 25 received after the time designated in the advertisement.

26 Notice of revisions or addenda to advertisements or bid docu-
 27 ments relating to bids shall, *no later than five days, Saturdays,*
 28 *Sundays and holidays excepted, prior to the date for acceptance of*
 29 *bids*, be published in a legal newspaper and be made available [to
 30 any person who has submitted a bid] by notification in writing by
 31 certified mail *to any person who has submitted a bid or who has*
 32 *received a bid package* [no later than five days, Saturdays, Sun-
 33 days and holidays excepted, prior to the date for acceptance of
 34 bids].

35 Failure of the contracting unit to advertise for the receipt of
 36 bids or to provide proper notification of revisions or addenda to
 37 advertisements or bid documents related to bids as prescribed by
 38 this section shall prevent the contracting unit from accepting the
 39 bids and require the readvertisement for bids.

1 2. This act shall take effect 30 days following enactment.

STATEMENT

The purpose of this act is to amend section 23 of the "Local Public Contracts Law" (P. L. 1971, c. 198), relating to notice of revisions or addenda to advertisements or bid documents, to ensure that persons preparing to submit their bids, as well as persons who have already submitted their bids, receive written notice of the changes.

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STATEMENT

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ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 505

STATE OF NEW JERSEY

DATED: JUNE 18, 1984

Assembly Bill No. 505 would amend the "Local Public Contracts Law," P. L. 1971, c. 198 (C. 40A:11-1 et seq.) to ensure that written notice of revisions to advertisements or bid documents is provided to persons preparing to submit their bids.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 505

STATE OF NEW JERSEY

DATED: NOVEMBER 18, 1985

Assembly Bill No. 505 would amend section 23 of the "Local Public Contracts Law," P. L. 1971, c. 198 (C. 40A:11-23) to extend the right of written notification of revisions or addenda to advertisements or bid documents relating to bids which is presently guaranteed to bidders to all persons who have received a bid package. At present, persons preparing to submit bids must rely on the required newspaper publication of those changes.



OFFICE OF THE GOVERNOR NEWS RELEASE

CN-001

Contact: PAUL WOLCOTT
609-292-8956

TRENTON, N.J. 08625

Release: MON., JAN 13, 1986

Governor Thomas H. Kean has signed the following bills:

A-307, sponsored by Assemblyman Robert D. Franks, R-Union, which amends the statute governing the State Health Benefits Program to provide coverage for service rendered by an extended care facility or by a home health agency regardless of whether the patient has been hospitalized.

A-505, sponsored by Assemblyman Garabed Haytaian, R-Warren, which amends the Local Public Contracts Law to require notification to bidders of revisions or additions to advertisements or bid documents.

A-727, sponsored by Assemblyman John O. Bennett, R-Monmouth, which transfers membership of the Clean Air Council and the Coastal Area Review Board from the Labor Commissioner to the Commissioner of Commerce and Economic Development.

A-994, sponsored by Assemblyman Richard A. Zimmer, R-Hunterdon, which limits the liability of the owner, occupant or lessee of land who grants written permission to another to operate a motor vehicle or ride horseback on his or her land.

A-1406, sponsored by Assemblyman Karl Weidel, R-Mercer, which establishes a comprehensive framework for the regulation of oil and natural gas production.

The bill sets requirements for permits at each stage of oil or natural gas production: exploration, extraction and plugging or abandoning a well and authorizes the Department of Environmental Protection to administer the permits and regulate the activity.

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