

40A: 9-140

LEGISLATIVE HISTORY CHECKLIST

NJSA 40A:9-140; 40:69A-199.2

Laws of 1975 Chapter 285

Bill No. A1403

Sponsor(s) Klein & Others

Date Introduced March 25, 1974

Committee: Assembly Commerce, Industry & Professions

Senate Labor, Industry & Professions

Amended during passage Yes ~~Yes~~ Amendments During passage denoted by Asterisks

Date of passage: Assembly May 9, 1974

Senate Feb. 27, 1975

Date of approval January 12, 1976

Following statements are attached if available:

Sponsor statement Yes ~~No~~

Committee Statement: Assembly Yes ~~No~~

Senate Yes ~~No~~

Fiscal Note Yes ~~No~~

Veto message Yes ~~No~~

Message on signing Yes ~~No~~

Following were printed:

Reports Yes ~~No~~

Hearings Yes ~~No~~

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CHAPTER 285 LAWS OF N. J. 1975  
APPROVED 1-12-76

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**ASSEMBLY, No. 1403**

**STATE OF NEW JERSEY**

INTRODUCED MARCH 25, 1974

By Assemblymen KLEIN, BATE, GEWERTZ, GORMAN, HERMAN  
and PELLECCIA

AN ACT concerning municipal engineers and amending N. J. S.  
40A:9-140 and P. L. 1971, c. 407.

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

1 1. N. J. S. 40A:9-140 is amended to read as follows:

2 40A:9-140. In every municipality the governing body, by ordi-  
3 nance, shall provide for the appointment of a municipal engineer  
4 and fix his compensation *\*in an annual salary or fixed fee*  
4A *basis or\* at an hourly rate and based upon actual*  
5 *time and expenses agreed on prior to the rendering of the services.*  
6 *No municipal engineer shall be compensated by receiving a per-*  
7 *centage of the contract for which he renders services. Unless other-*  
8 *wise provided by law his term of office shall be 3 years.*

1 2. Section 2 of P. L. 1971, c. 407 (C. 40:69A-199.2) is amended  
2 to read as follows:

3 2. Each ward commissioner shall be entitled to be reimbursed  
4 for necessary expenses incurred in the performance of his duties  
5 and to such compensation, not to exceed \$500.00, as shall be deter-  
6 mined by the municipal governing body. Upon certification of the  
7 ward commissioners, the municipal governing body shall provide  
8 for payment of the expenses of the ward commissioners, their com-  
9 pensation as determined by the governing body, and the expenses  
10 for the services of the surveyor, engineer or such other assistants  
11 as shall have been incurred by the ward commissioners; *however,*  
12 *no engineer hired under this section shall be compensated by receiv-*  
13 *ing a percentage of the contract for which he renders services.*

1 3. This act shall take effect immediately.

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J. J. K. 1

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STATE OF NEW JERSEY

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By Assemblymen KLEIN, BATE, GEWERTZ, GORMAN, HERMAN  
and PELLECCIA

Referred to Committee on Commerce, Industry and Professions

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STATEMENT

The purpose of this bill is to prohibit municipal engineers from  
being compensated by receiving a percentage of the contract for  
which they render services.

ASSEMBLY AMENDMENT TO  
**ASSEMBLY, No. 1403**  
—•—  
**STATE OF NEW JERSEY**  
—•—

ADOPTED MAY 2, 1974

Amend page 1, section 1, line 4, after "compensation", insert "on an annual salary or fixed fee basis or".