

ASSEMBLY, No. 3064

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED FEBRUARY 18, 2016

Sponsored by:

Assemblyman PAUL D. MORIARTY

District 4 (Camden and Gloucester)

Assemblyman PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

SYNOPSIS

Provides State agencies will not enter into contracts with business entities that require persons or public entities to give up rights or remedies provided by State law.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 7/1/2016)

1 **AN ACT** concerning the award of State contracts to certain business
2 entities that require any person or public entity to give up a right
3 or remedy provided by State law and supplementing Title 52 of
4 the Revised Statutes.

5
6 **BE IT ENACTED** *by the Senate and General Assembly of the State*
7 *of New Jersey:*

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9 1. A State agency shall not enter into a contract or agreement
10 with a business entity that requires any person or public entity, as a
11 condition of doing business with that business entity, to give up any
12 right or remedy provided by the laws of this State.

13 As used in this section,

14 "State agency" means any of the principal departments in the
15 Executive Branch of the State government, and any division, board,
16 bureau, office, commission, or other instrumentality within or
17 created by such department, and any independent State authority,
18 commission, instrumentality, or agency; and

19 "business entity" means any natural or legal person, business
20 corporation, professional services corporation, limited liability
21 company, partnership, limited partnership, business trust,
22 association, or any other legal commercial entity organized under
23 the laws of this State or of any other state or foreign jurisdiction.

24 The provision of this section shall not apply to any contract or
25 agreement in effect on the effective date of this act, P.L. ,
26 c. (C.) (pending before the Legislature as this bill), or to any
27 contract or agreement that is necessary to address a public
28 emergency.

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30 2. This act shall take effect immediately.

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STATEMENT

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35 This bill prohibits a State agency from entering into a contract or
36 agreement with a business entity that requires any person or public
37 entity, as a condition of doing business with that business entity, to
38 give up any right or remedy provided by the laws of this State.

39 The bill will not apply to any contract or agreement in effect on
40 the bill's effective date, or to any contract or agreement that is
41 necessary to address a public emergency.