

# SENATE, No. 4110

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED SEPTEMBER 10, 2019

**Sponsored by:**

**Senator M. TERESA RUIZ**

**District 29 (Essex)**

**Senator NELLIE POU**

**District 35 (Bergen and Passaic)**

**SYNOPSIS**

Allows municipalities to adopt ordinance to enter properties to perform lead service line replacements.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 11/15/2019)**

1 AN ACT concerning entry onto property to perform lead service line  
2 replacements and supplementing Title 58 of the Revised Statutes.

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

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7 1. a. A municipality may adopt an ordinance that allows the  
8 municipality, or any agent thereof, to enter a residential property to  
9 perform a lead service line replacement, provided that the  
10 municipality provides the residents of the property with notice at  
11 least 24 hours before entering the property. A municipality may not  
12 enter into a part of the property that is not directly related to  
13 performing a lead service line replacement.

14 b. For the purposes of this section, notice to the residents of the  
15 property shall include an attempt to inform the residents in person  
16 of the date and time of the lead service line replacement, and if a  
17 resident is unable to be reached in person, the municipality shall  
18 post a written notice in a prominent location on the property which  
19 shall include:

20 (1) the scheduled date and time of the lead service line  
21 replacement;

22 (2) the likely extent of water service disruption; and

23 (3) nearby locations where the municipality or a public water  
24 system is distributing supplementary drinking water, if any.

25 c. In addition to the notice requirements of subsection b. of this  
26 section, a municipality shall send the owner a certified letter after  
27 the completion of the replacement stating the approximate time that  
28 the replacement occurred, and providing a brief summary of the  
29 work performed.

30 d. As used in this section, "service line" means the pipe,  
31 tubing, and fittings connecting a water main to a residential  
32 building.

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34 2. This act shall take effect immediately.

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#### STATEMENT

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39 This bill would allow a municipality to adopt an ordinance that  
40 allows the municipality, or an agent thereof, to enter a residential  
41 property to perform a lead service line replacement after providing  
42 notice to residents at least 24 hours in advance of the replacement.  
43 A municipality would not be permitted to enter into a part of the  
44 property that is not directly related to performing a lead service line  
45 replacement.

46 The bill requires that the municipality provide notice to the  
47 residents of the property 24 hours before entering, which would  
48 include an attempt to inform the residents in person of the date and

1 time of the lead service line replacement. If a resident is unable to  
2 be reached in person, the municipality would be required to post a  
3 written notice in a prominent location on the property which  
4 includes:

5 (a) the scheduled date and time of the lead service line  
6 replacement;

7 (b) the likely extent of water service disruption; and

8 (c) nearby locations where the municipality or a public water  
9 system is distributing supplementary drinking water, if any.

10 In addition to the notice requirements, a municipality would be  
11 required to send the owner a certified letter after the completion of  
12 the replacement stating the approximate time that the replacement  
13 occurred, and providing a brief summary of the work performed.