

ASSEMBLY, No. 331

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman RYAN E. PETERS

District 8 (Atlantic, Burlington and Camden)

Assemblywoman JEAN STANFIELD

District 8 (Atlantic, Burlington and Camden)

Co-Sponsored by:

Assemblymen Simonsen and McClellan

SYNOPSIS

Removes principal place of business requirement of “Set-Aside Act for Disabled Veterans’ Businesses.”

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 5/5/2021)

1 **AN ACT** concerning the principal place of business requirement of
2 the “Set-Aside Act for Disabled Veterans’ Businesses,” and
3 amending P.L.2015, c.116.
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5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
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8 1. Section 2 of P.L.2015, c.116 (C.52:32-31.2) is amended to
9 read as follows:

10 2. As used in this act:

11 "Contracting agency" means the State or any board, commission,
12 committee, authority or agency of the State.

13 "Department" means the Department of the Treasury.

14 "Disabled veteran" means a resident of this State who is certified
15 by the federal Department of Veterans Affairs as having any degree
16 of service-connected disability.

17 "Disabled veterans' business" means a business which **【has its**
18 **principal place of business in the State,】** is independently owned
19 and operated and at least 51% of which is owned and controlled by
20 persons who are disabled veterans or a business which **【has its**
21 **principal place of business in this State and】** has been officially
22 verified by the United States Department of Veterans Affairs as a
23 service disabled veteran-owned business for the purposes of
24 department contracts pursuant to federal law.

25 "Disabled veterans' business set-aside contract" means a contract
26 for goods, equipment, construction or services which is designated
27 as a contract with respect to which bids are invited and accepted
28 only from disabled veterans' businesses, or a portion of a contract
29 when that portion has been so designated.
30 (cf: P.L.2015, c.116, s.2)

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32 2. This act shall take effect immediately.
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STATEMENT

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39 The “Set-Aside Act for Disabled Veterans’ Businesses” defines a
40 disabled veterans' business as a business which has its principal
41 place of business in the State, is independently owned and operated,
42 and at least 51% of which is owned and controlled by persons who
43 are disabled veterans, or a business which has its principal place of
44 business in this State and has been officially verified by the United
45 States Department of Veterans Affairs as a service disabled veteran-
owned business for the purposes of department contracts pursuant
to federal law. The act also includes a goal that contracting agencies

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 underlined thus is new matter.

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1 will award at least 3% of their contracts to disabled veterans'
2 businesses.

3 This bill removes the requirement that the businesses have a
4 principal place of business in the State of New Jersey. This change
5 may increase the pool of businesses and subcontractors eligible to
6 compete for the State contracts, which may help contracting
7 agencies meet the goal that they award at least of 3% of their
8 contracts to disabled veterans' businesses.