

ASSEMBLY, No. 942

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

SYNOPSIS

Requires professional services contract for legal services on behalf of State agency be memorialized in writing within 30 days.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning professional services contracts for State
2 agencies and amending P.L.2005, c.336.

3

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

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7 1. Section 8 of P.L.2005, c.336 (C.52:34-10.8) is amended to
8 read as follows:

9 8. Contracts awarded for professional services by a State
10 agency, as defined in section 11 of P.L.2005, c.336 (C.52:34-
11 10.11), shall be contracts only for services rendered or performed
12 by a person authorized by law to practice a recognized profession
13 and whose practice is regulated by law or the performance of which
14 services requires knowledge of an advanced type in a field of
15 learning acquired by a prolonged formal course of specialized
16 instruction and study as distinguished from general academic
17 instruction or apprenticeship and training. Professional services
18 contracts shall also include those services rendered in the provision
19 of goods or performance of services that are original and creative in
20 character in a recognized field of artistic endeavor. Professional
21 services contracts shall also include contracts for extraordinary
22 unspecifiable services if, after evaluation and assessment, such
23 services are determined to be such that they cannot reasonably be
24 described by written specifications. Professional services contracts
25 for legal services shall be memorialized, in writing, within 30 days
26 of the date on which a State agency reaches an agreement with a
27 professional firm for the provision of legal services. A State agency
28 shall not pay a professional firm for the provision of legal services
29 unless a professional services contract has been memorialized, in
30 writing, within 30 days of the date on which the State agency
31 reaches an agreement with the professional firm for the provision of
32 legal services.

33 (cf: P.L.2005, c.336, s.8)

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35 2. This act shall take effect immediately.

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38 STATEMENT

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40 This bill requires that professional services contracts for legal
41 services be memorialized, in writing, within 30 days of the date on
42 which a State agency reaches an agreement with a professional firm
43 for the provision of legal services. If a professional services
44 contract is not memorialized, in writing, within 30 days, then a
45 State agency may not pay the professional firm for the provision of
46 legal services.

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.