

ASSEMBLY, No. 2609

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:

Assemblyman WAYNE P. DEANGELO

District 14 (Mercer and Middlesex)

SYNOPSIS

Concerns prevailing wage in certain public utilities work.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning wages paid in certain work on public utilities
2 and amending P.L.1946, c.38.

3

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

6

7 1. Section 16 of P.L.1946, c.38 (C.34:13B-16) is amended to
8 read as follows:

9 16. (a) The term "public utility" shall include autobusses; bridge
10 companies; canal companies; electric light, heat and power
11 companies; ferries and steamboats; gas companies; pipeline
12 companies; railroads; sewer companies; steam and water power
13 companies; street railways; telegraph and telephone companies;
14 tunnel companies; water companies.

15 (b) The term "person" means any individual, firm,
16 copartnership, corporation, company, association, or joint stock
17 association; and includes any trustee, receiver, assignee, or personal
18 representative thereof.

19 (c) The term "representative" means any person or persons,
20 labor union, organization, or corporation designated either by a
21 utility or group of utilities or by its or their employees to act or do
22 for them.

23 (d) The term "collective bargaining" shall be understood to
24 embody the philosophy of bargaining by employees through
25 representatives of their own choosing, and shall include the right of
26 representatives of employees' units to be consulted and to bargain
27 upon the exceptional as well as the routine wages, hours, rules, and
28 working conditions.

29 (e) The term "labor dispute" shall involve any controversy
30 between employer and employees as to hours, wages, and working
31 conditions. The fact that employees have amicable relations with
32 their employers shall not preclude the existence of a dispute among
33 them concerning their representative for collective bargaining
34 purposes.

35 (f) The term "employee" shall refer to anyone in the service of
36 another, actually engaged in or connected with the operation of any
37 public utility throughout the State.

38 (g) The term "construction work on a public utility" shall, in
39 connection with the construction of any public utility in the State,
40 mean construction, reconstruction, installation, replacement,
41 demolition, restoration, and alteration of facilities of the public
42 utility, including meters. The term "construction work on a public
43 utility" shall not be construed to include operational work,
44 including flaggers, snow plowing, vegetation management in and
45 around utility rights of way, mark outs, janitorial services, and

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.

1 landscaping[, leak surveyors, meter work, and miscellaneous
2 repairs].
3 (cf: P.L.2007, c.343, s.1)
4

5 2. This act shall take effect immediately.
6
7

8 STATEMENT
9

10 This bill extends prevailing wage requirements by modifying the
11 definition of “construction work on a public utility” subject to
12 prevailing wage requirements by specifying that such work includes
13 the “replacement” of facilities of the public utility, that the covered
14 “facilities of the public utility” include meters, and that “leak
15 surveyors, meter work, and miscellaneous repairs” are deleted from
16 the list of kinds of work that are expressly exempted from the
17 definition of “construction work on a public utility.”