

**SENATE, No. 2265**

**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Senator NICHOLAS P. SCUTARI**

**District 22 (Somerset and Union)**

**SYNOPSIS**

Establishes registry of out-of-state contractors who are awarded public works contracts in this State.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



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1 AN ACT establishing a public registry of certain out-of-state  
2 contractors in this State and supplementing chapter 11 of Title 34  
3 of the Revised Statutes.  
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:  
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8 1. a. As used in this section:

9 “Contractor” means a person, partnership, association, joint  
10 stock company, trust, corporation, or other legal business entity or  
11 successor thereof who enters into a contract which is subject to the  
12 provisions of the “New Jersey Prevailing Wage Act,”  
13 P.L.1963, c.150 (C.34:11-56.25 et seq.) and “The Public Works  
14 Contractor Registration Act,” P.L.1999, c.238 (C.34:11-56.48), and  
15 includes any subcontractor or lower tier subcontractor of a  
16 contractor as defined herein.

17 “Out-of-state contractor” means a contractor, including a  
18 subcontractor, whose principal place of business is not in this State.  
19 A “principal place of business” shall not include a satellite office,  
20 an office maintained, occupied, and used by an out-of-state  
21 contractor only for the duration of a contract, or an office  
22 maintained, occupied, and used by a person affiliated with an out-  
23 of-state contractor.

24 b. The State Treasurer shall establish and maintain an up-to-  
25 date and public registry of out-of-state contractors who are awarded  
26 public works contracts to engage in the performance of  
27 construction, installation, or any work covered under Title 34 of the  
28 Revised Statutes or for which the payment of a prevailing wage is  
29 required in this State. The registry shall include, but need not be  
30 limited to, a description of the public works project of each out-of-  
31 state contractor operating in this State along with the trade name,  
32 owner name, and principal business address of that out-of-state  
33 contractor. The State Treasurer shall prominently display the  
34 registry on a website maintained by the Department of the Treasury  
35 and shall distribute a printed or electronic copy of the registry to  
36 any contractor, out-of-state contractor, or public body, upon  
37 request.  
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39 2. This act shall take effect immediately.  
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42 STATEMENT  
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44 This bill requires the State Treasurer to establish and maintain an  
45 up-to-date and public registry of out-of-state contractors who are  
46 awarded contracts to engage in the performance of public works  
47 projects in this State. The registry would include, but need not be  
48 limited to, a description of the public works project of each out-of-

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1 state contractor operating in this State along with the trade name,  
2 owner name, and principal business address of that out-of-state  
3 contractor. The State Treasurer must prominently display the  
4 registry on a website maintained by the Department of the Treasury  
5 and distribute a printed or electronic copy of the registry to any  
6 contractor, out-of-state contractor, or public body, upon request.

7 As used in the bill,

8 “contractor” means a person, partnership, association, joint stock  
9 company, trust, corporation, or other legal business entity or  
10 successor thereof who enters into a contract which is subject to the  
11 provisions of the “New Jersey Prevailing Wage Act” and “The  
12 Public Works Contractor Registration Act,” and includes any  
13 subcontractor or lower tier subcontractor of a contractor as defined  
14 herein; and

15 “out-of-state contractor” means a contractor, including a  
16 subcontractor, whose principal place of business is not in this State.  
17 A “principal place of business” does not include a satellite office,  
18 an office maintained, occupied, and used by an out-of-state  
19 contractor only for the duration of a contract, or an office  
20 maintained, occupied, and used by a person affiliated with an out-  
21 of-state contractor.