

**SENATE, No. 3323**

**STATE OF NEW JERSEY**

**221st LEGISLATURE**

INTRODUCED JUNE 3, 2024

**Sponsored by:**

**Senator OWEN HENRY**

**District 12 (Burlington, Middlesex, Monmouth and Ocean)**

**SYNOPSIS**

Requires local unit to accept electronic payment of construction code fees.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT authorizing certain contractors to submit electronic  
2 payment of construction code fees, supplementing P.L.1971,  
3 c.198 (C.40A:11-1 et seq.), and amending P.L.1995, c.325.

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

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8 1. (New section) A construction contract entered into pursuant  
9 to the "Local Public Contracts Law," P.L.1971, c.198 (C.40A:11-1  
10 et seq.), shall allow the contractor to pay any enforcing agency fees  
11 imposed pursuant to the "State Uniform Construction Code Act,"  
12 P.L.1975, c.217 (C.52:27D-119 et seq.), by way of a card payment  
13 system or electronic funds transfer system established pursuant to  
14 section 3 of P.L.1995, c.325 (C.40A:5-45).

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16 2. Section 3 of P.L.1995, c.325 (C.40A:5-45) is amended to  
17 read as follows:

18 3. Subject to the provisions of sections 5 and 6 of P.L.1995,  
19 c.325 (C.40A:5-47 and C.2B:1-5), a local unit **[may]** shall establish  
20 a card payment system **[or]** and electronic funds transfer system  
21 **[upon]** for payments required to be made under the "State Uniform  
22 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.),  
23 and may establish a card payment system or electronic funds  
24 transfer system for other purposes. A local unit shall establish a  
25 card payment system or electronic funds transfer system by passage  
26 of a resolution of the governing body. The resolution shall specify  
27 those types of charges, taxes, fees, assessments, fines, or other  
28 obligations approved for card based or electronic funds transfer  
29 payment, except that credit card payment shall not be authorized for  
30 the payment of delinquent local unit obligations or for the  
31 redemption of local unit liens.

32 (cf: P.L.1995, c.325, s.3)

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34 3. This act shall take effect immediately.

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#### STATEMENT

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39 This bill requires construction contracts entered into under the  
40 "Local Public Contracts Law" to allow the contractor to pay  
41 enforcing agency fees imposed under the "State Uniform  
42 Construction Code" by way of a card payment system or electronic  
43 funds transfer system.

44 Under the bill, a local unit is required to establish a card payment  
45 system and electronic funds transfer system for payments required

**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.

**S3323 HENRY**

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1 to be made under the "State Uniform Construction Code Act,"  
2 P.L.1975, c.217 (C.52:27D-119 et seq.). A local unit is required to  
3 establish a card payment system or electronic funds transfer system  
4 by passage of a resolution of the governing body.