

ASSEMBLY, No. 4436

STATE OF NEW JERSEY

221st LEGISLATURE

INTRODUCED MAY 20, 2024

Sponsored by:

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

SYNOPSIS

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

CURRENT VERSION OF TEXT

As introduced.



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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.

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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. (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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37 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.

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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.