

**SENATE, No. 4181**

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**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

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INTRODUCED NOVEMBER 7, 2019

**Sponsored by:**

**Senator MICHAEL J. DOHERTY**

**District 23 (Hunterdon, Somerset and Warren)**

**SYNOPSIS**

Establishes "New Jersey Prevailing Wage Law Study Commission."

**CURRENT VERSION OF TEXT**

As introduced.



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1 AN ACT establishing a commission to study the impact of the  
2 prevailing wage law on public expenditures, and supplementing  
3 Title 34 of the Revised Statutes.

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

7  
8 1. a. There is created a commission to be known as the "New  
9 Jersey Prevailing Wage Law Study Commission," which shall be a  
10 permanent, independent body in but not of the Department of Labor  
11 and Workforce Development. The commission shall consist of nine  
12 members as follows:

13 (1) The Commissioner of Labor and Workforce Development,  
14 ex officio, who shall serve as chair of the commission;

15 (2) Two members representing labor organizations, not less than  
16 one of whom shall represent labor organizations in the construction  
17 industry, with one of these two members appointed by the President  
18 of the Senate and one appointed by the Speaker of the General  
19 Assembly;

20 (3) Two members representing organizations who represent the  
21 interests of the business community in this State; not less than one  
22 of whom who shall represent businesses in the construction  
23 industry, with one of these two members appointed by the Minority  
24 Leader of the Senate and one appointed by the Minority Leader of  
25 the General Assembly; and

26 (4) Four members representing local governments with public  
27 work contracts subject to prevailing wage requirements under State  
28 law, of whom one shall be appointed by the President of the Senate,  
29 one shall be appointed by the Speaker of the General Assembly, one  
30 shall be appointed by the Minority Leader of the Senate, and one  
31 shall be appointed by the Minority Leader of the General Assembly.

32 b. Members shall be appointed not later than December 31,  
33 2019. Members shall be appointed for three-year terms and may be  
34 re-appointed for any number of terms. Any member of the  
35 commission may be removed from office by the Governor, for  
36 cause, upon notice and opportunity to be heard. Vacancies shall be  
37 filled in the same manner as the original appointment for the  
38 balance of the unexpired term. A member shall continue to serve  
39 upon the expiration of his term until a successor is appointed and  
40 qualified, unless the member is removed by the Governor.

41 c. Action may be taken by the commission by an affirmative  
42 vote of a majority of its members and a majority of the commission  
43 shall constitute a quorum for the transaction of any business, for the  
44 performance of any duty, or for the exercise of any power of the  
45 commission.

46 d. Members of the commission shall serve without  
47 compensation, but may be reimbursed for the actual and necessary  
48 expenses incurred in the performance of their duties as members of

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1 the commission within the limits of funds appropriated or otherwise  
2 made available for that purpose.

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4 2. a. The commission shall annually evaluate the impact of the  
5 prevailing wage law on public expenditures relative to factors to be  
6 determined by the commission.

7 b. In furtherance of its evaluation, the commission may hold  
8 public meetings or hearings within the State on any matter or  
9 matters related to the provisions of this act, and call to its assistance  
10 and avail itself of the services of the John J. Heldrich Center for  
11 Workforce Development and the employees of any other State  
12 department, board, commission or agency which the commission  
13 determines possesses relevant data, analytical and professional  
14 expertise or other resources which may assist the commission in  
15 discharging its duties under this act. Each department, board,  
16 commission or agency of this State is hereby directed, to the extent  
17 not inconsistent with law, to cooperate fully with the commission  
18 and to furnish such information and assistance as is necessary to  
19 accomplish the purposes of this act.

20 c. The commission shall submit a written report of its findings  
21 regarding the impact of the prevailing wage law on public  
22 expenditures, and any recommendations the commission may have  
23 concerning changes in the law, to the Governor, and to the  
24 Legislature pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1),  
25 who shall immediately review the commission report upon its  
26 receipt. Each House of the Legislature shall consider the  
27 commission report within 120 days of the receipt of the report. The  
28 first report shall be submitted to the Legislature no sooner than  
29 October 1, 2020 and no later than December 31, 2020, and  
30 subsequent reports shall be submitted in one-year intervals  
31 thereafter.

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33 3. This act shall take effect immediately.

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**STATEMENT**

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38 This bill establishes the "New Jersey Prevailing Wage Law  
39 Study Commission," to study the impact of the prevailing wage law  
40 on public expenditures.

41 The commission shall be a permanent, independent body in but  
42 not of the Department of Labor and Workforce Development and  
43 shall consist of nine members as follows: (1) the Commissioner of  
44 Labor and Workforce Development, ex officio, who shall serve as  
45 chair of the commission; (2) two members representing labor  
46 organizations, not less than one of whom shall represent labor  
47 organizations in the construction industry, with one of these two  
48 members appointed by the President of the Senate and one

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1 appointed by the Speaker of the General Assembly; (3) two  
2 members representing organizations who represent the interests of  
3 the business community in this State, not less than one of whom  
4 who shall represent businesses in the construction industry, with  
5 one of these two members appointed by the Minority Leader of the  
6 Senate and one appointed by the Minority Leader of the General  
7 Assembly; and (4) four members representing local governments  
8 with public work contracts subject to prevailing wage requirements  
9 under State law, with one appointed by the President of the Senate,  
10 one appointed by the Speaker of the General Assembly, one  
11 appointed by the Minority Leader of the Senate, and one appointed  
12 by the Minority Leader of the General Assembly.

13 The commission shall evaluate the impact of the prevailing wage  
14 law on public expenditures, relative to factors to be determined by  
15 the commission, and shall annually submit a written report of its  
16 findings, and any recommendations the commission may have  
17 concerning changes in the law, to the Governor and to the  
18 Legislature, who shall immediately review the report upon its  
19 receipt.