

ASSEMBLY, No. 568

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblywoman TURNER

1 AN ACT concerning the privatization of any functions, duties, or
2 services of a State agency and supplementing Title 52 of the
3 Revised Statutes.

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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. Any contract between a State agency and a nongovernmental
9 entity for the performance by that entity of any of the functions,
10 duties, or services performed by the agency shall provide that any
11 employees of the nongovernmental entity, whether full-time or
12 part-time, who perform those functions, duties, or services shall
13 receive pension benefits and health coverage benefits comparable to
14 those previously provided by the agency that formerly provided the
15 service. If such comparable benefits are not maintained, the contract
16 shall be terminated and shall be void.

17 For the purposes of this act, "State agency" means any of the
18 principal departments in the Executive Branch of the State
19 government, and any division, board, bureau, office, commission or
20 instrumentality within or created by such department; the Legislature
21 of the State and any office, board, bureau, or commission within or
22 created by the Legislative Branch; and any independent State
23 authority, commission, instrumentality, or agency. A county or
24 municipality shall not be deemed an agency or instrumentality of the
25 State.

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27 2. This act shall take effect immediately.

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STATEMENT

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32 This bill provides that (1) any contract between a State agency and
33 a nongovernmental entity for the performance by that entity of any of
34 the functions, duties, or services performed by the agency shall
35 provide that any employees of the nongovernmental entity, whether

1 full-time or part-time, who perform those functions, duties, or services
2 shall receive pension benefits and health coverage benefits comparable
3 to those previously provided by the agency, and (2) if such comparable
4 benefits are not maintained, the contract shall be terminated and shall
5 be void.

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10 Requires nongovernmental entity which performs duties previously
11 performed by State agency to provide employees performing those
12 duties with benefits comparable to those formerly provided by State
13 agency.