

SENATE, No. 322

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Senator LITTELL

1 AN ACT concerning county correctional facilities and supplementing
2 chapter 8 of Title 30 of the Revised Statutes.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. a. The governing body of any county may enter into a contract
8 with a private, for-profit entity to operate and maintain a commissary
9 for the sale of commodities to the inmates, visitors and personnel of
10 the county correctional facility.

11 b. The governing body of any county may enter into a contract for
12 the provision of food services with a central food service facility that
13 is established by the Department of Corrections or the Department of
14 Human Services to service State prisons and facilities.

15 c. The contract shall be made, negotiated and awarded in
16 conformance with the provisions of the "Local Public Contracts Law,"
17 P.L.1971, c.198 (C.40A:11-1 et seq.); provided, however, that
18 regulations governing the qualification of bidders shall be promulgated
19 by the Director of the Division of Purchase and Property in the
20 Department of the Treasury.

21 d. Any profits accruing to the county from the contract shall be
22 used exclusively for the use, benefit and general welfare of the inmate
23 population of the county correctional facility.

24
25 2. This act shall take effect on the first day of the third month
26 following enactment; except that the Director of the Division of
27 Purchase and Property in the Department of the Treasury may take
28 such anticipatory administrative action in advance as shall be necessary
29 for the implementation of this act.

30

31

32

STATEMENT

33

34 This bill would permit the governing body of any county to enter
35 into a contract with a private, for-profit entity to operate and maintain

1 a commissary at the county correctional facility. The bill also permits
2 the governing body to contract for the provision of food services with
3 a central food service facility that is established by the Department of
4 Corrections or Human Services to service State prisons and facilities.

5 While the bill provides that the contract be made, negotiated and
6 awarded in accordance with the "Local Public Contracts Law,"
7 (P.L.1971, c.198; C.40A:11-1 et seq.), it specifically directs that the
8 regulations governing the qualification of bidders be established by the
9 Director of the Division of Purchase and Property in the Department
10 of the Treasury.

11 The bill also specifies that any profits accruing to the county from
12 the contract must be expended exclusively for the use, benefit and
13 general welfare of the inmates of the county correctional facility.

14

15

16

17

18 Permits counties to contract with private, for-profit companies to
19 operate commissaries at county prisons.