SYNOPSIS
Requires public contractors to report certain employment information.

CURRENT VERSION OF TEXT
As reported by the Senate Labor Committee on June 7, 2012, with amendments.
AN ACT requiring public contractors to report certain employment
information and supplementing P.L.1952, c.9 (C.34:11-56.1 et seq.).

BE IT ENACTED by the Senate and General Assembly of the State
of New Jersey:

1. 2a. Any employer, regardless of the location of the employer, who enters into a contract with a public body to provide
goods, services, or anything else of value to the public body shall provide a report to the Commissioner of Labor
and Workforce Development, in a form issued by regulation promulgated by the commissioner, of information regarding the
gender, race, job title, occupational category, and rate of total compensation of every employee of the employer employed in the State in connection with the contract. The employer shall provide the commissioner, throughout the duration of the contract or contracts, with an update to the report as needed to ensure its continued accuracy throughout the duration of every contract of the employer with any public body each time there is a significant change in any of the information that the employer is required to report pursuant to this section, or other significant change in employment status, including, but not limited to, medical leave of 12 weeks or more, hiring, termination for any reason, a change in part-time or full-time status, or a change in “employee” or “contractor” status.

2b. Any employer, regardless of the location of the employer, who enters into a contract with a public body to perform any public work for the public body shall provide to the Commissioner of Labor and Workforce Development, through certified payroll records required pursuant to P.L.1963, c.150 (C.34:11-56.25 et seq.), information regarding the gender, race, job title, occupational category, and rate of total compensation of every employee of the employer employed in the State in connection with the contract. The employer shall provide the commissioner, throughout the duration of the contract or contracts, with an update to the information whenever payroll records are required to be submitted pursuant to P.L.1963, c.150 (C.34:11-56.25 et seq.).

2c. The commissioner shall retain the information provided in the report by the employer during any period of time that one or more contracts are in effect between the employer and any public body and not less than five years after the end of that period. The

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.
Matter enclosed in superscript numerals has been adopted as follows:
1Assembly ALA committee amendments adopted March 12, 2012.
2Senate SLA committee amendments adopted June 7, 2012.
A2649 [2R] LAMPITT, RILEY

1 retained employment information shall be made available by the
2 commissioner to the Division of Civil Rights in the Department of
3 Law and Public Safety, and, upon request, provided to anyone who
4 is or was an employee of the employer during the period of any of
5 the contracts between the employer and any public body, or any
6 authorized representative of the employee. [The identity of the
7 employee or representative making the request shall not be
8 disclosed by the commissioner to the employer.]
9
d. 2 For the purposes of the section [], "public body":
10 “Public body” means the State or any agency or instrumentality
11 of the State:
12
2 “Public work” means public work as defined in section 2 of P.L.
13 1963, c. 150 (C.34:11-56.26) and which is subject to the provisions
14 of P.L. 1963, c. 150 (C.34:11-56.25 et seq.). Public work shall not
15 include the provision of goods or products;
16 “Qualifying services” means the provision of any service to the
17 State or to any other public body, including any public work as defined in section 2 of P.L.1963, c.150 (C.34:11-
18 56.26); and
19 “Service” means any act performed in exchange for payment,
20 including the provision of professional services, but shall not
21 include the sale of goods or products.
22
2. This act shall take effect immediately.