ASSEMBLY COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4753

STATE OF NEW JERSEY

DATED: OCTOBER 20, 2022

The Assembly Commerce and Economic Development Committee reports favorably Assembly Bill No. 4753.

This bill would provide a State agency with the discretion to suspend enforcement of any administrative fine or civil penalty against a business for certain first-time violations that do not or would not result in a significant adverse impact to public safety or welfare. A business would not be eligible for suspension of enforcement of a fine or penalty if the violation is:

(1) of a criminal nature;

(2) an intentional or knowing act;

(3) grounds for the revocation or suspension of the license, certification, good standing, or other authorization to operate the business;

(4) grounds for the business to be debarred by Department of Labor and Workforce Development from engaging in or bidding on public works contracts in New Jersey; or

(5) any State employment or labor-related law.

Under the bill, the business would have 60 calendar days to address and resolve the violation or would be assessed all fines and penalties available under the law upon the expiration of that term.

The bill provides that a State agency, department, or authority is required to report, on an annual basis, any infractions it has waived over the prior calendar year in a prominent manner that is accessible to the public on its Internet website.