

# MONTHLY LEGISLATIVE REPORT

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STATE LEGISLATIVE REPORT  
NOVEMBER 2019

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# State Legislative Report - November 2019

Last Updated: December 05, 2019

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## Executive Summary

November is typically a slow month for legislative activity, but we saw a larger than usual number of bills in New Jersey that address a number of issue areas, some good some bad. Florida was also relatively active with occupational licensing and fire/life safety bills.

Florida HB 3 was filed on November 25th and it preempts all local occupational licensing requirements with some stated exceptions. It prohibits local governments with licensing in place from expanding licensing requirements.

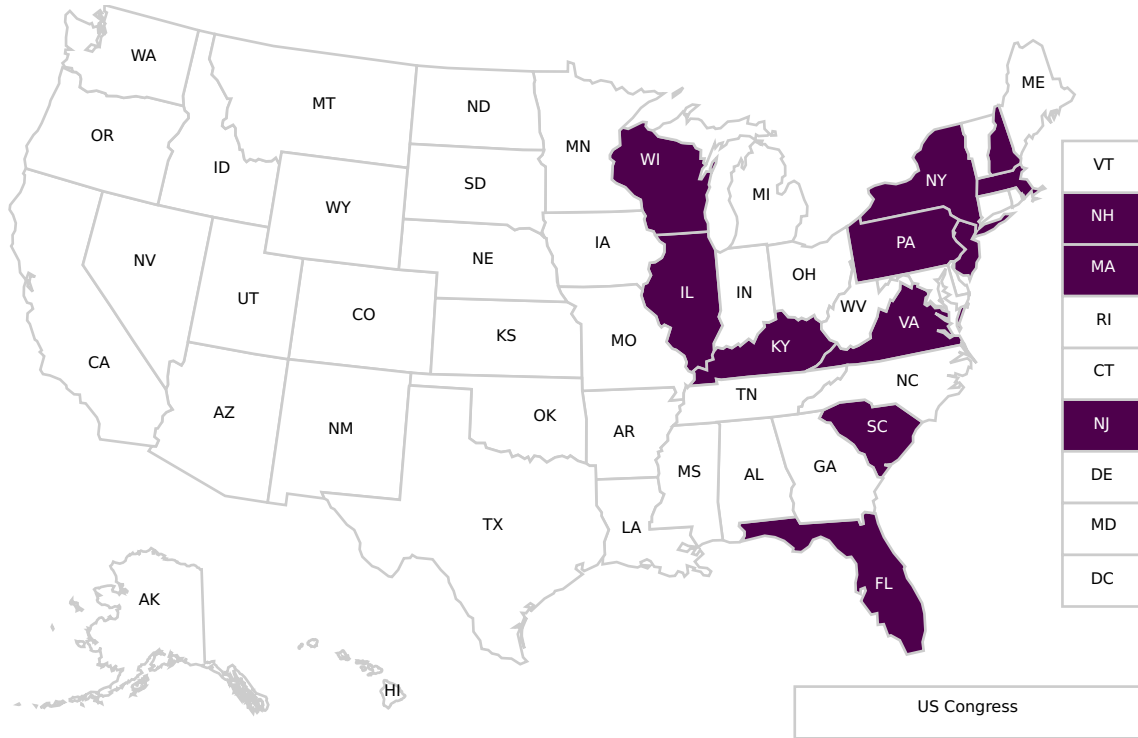
Florida HB 603 would require any K-12 school that emits carbon monoxide (CO) from combustion source shall install CO detectors in accordance with the Florida Building Code.

Florida SB 474 is an omnibus bill that touches on reciprocity and other provisions on many occupations including alarm contractors and agents. It alters reciprocity requirements for alarm contractors and licensing requirements for agents. Companion to S. 4225.

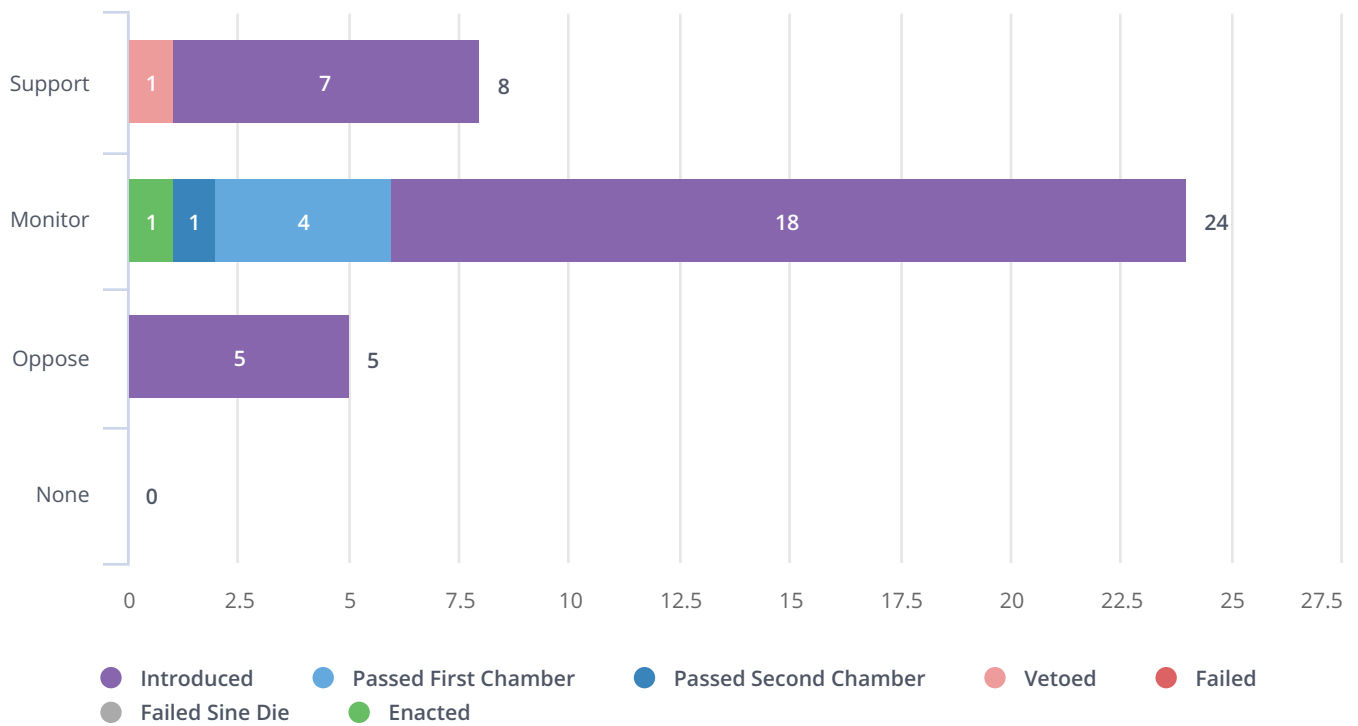
New Jersey continues to expand employer liability with NJ AB 5840 and its Senate companion SB 4225. These bills expand joint employer liability to include alleged violations of the provisions of State employer tax laws, including provisions of those laws concerning the mis-classification of workers. "State employer tax laws" are identified as the workers' compensation law, the "unemployment compensation law," the "Temporary Disability Benefits Law," and the "New Jersey Gross Income Tax Act,"

The bill also provides that any individual acting on behalf of an employer, including a client employer or labor contractor, who violates any provision of those laws, or State wage and hour laws, may be held liable, as the employer, for the violation.

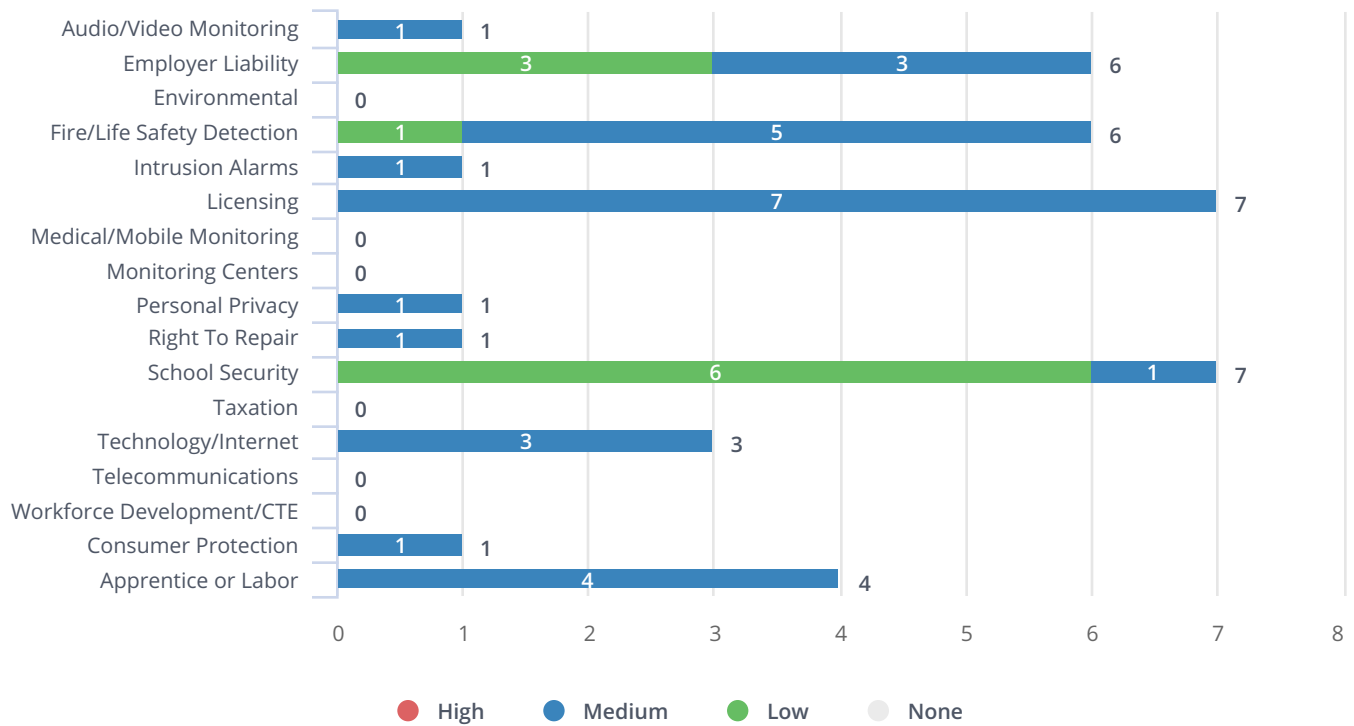
## Bills by State



## Bills by Last Status and Position



## Bills by Issue and Priority



## Bills by State

### Bill State: FL (5)

State	Bill Number	Last Action	Status	Position	Priority
FL	HB 3	Filed 2019 11 25	In House	Support	Medium
<b>Title</b> Preemption of Local Occupational Licensing		<b>Bill Summary:</b> Last edited by Chris Heaton at Dec 5, 2019, 10:00 PM This bill preempts all local occupational licensing requirements with some stated exceptions. It prohibits local governments with licensing in place from expanding licensing requirements.			
FL	HB 473	Now In Business Professions Subcommittee 2019 11 07	In House	Monitor	Low
<b>Title</b> Background Screening		<b>Bill Summary:</b> Last edited by Chris Heaton at Oct 29, 2019, 7:38 PM Companion to SB 616. This is a "ban the box" bill, but provides an exclusion where a state law provides for criminal background checks based on the nature of the position being sought.			

State	Bill Number	Last Action	Status	Position	Priority
FL	HB 603	Now In Prek 12 Innovation Subcommittee 2019 11 25	In House	Support	Medium

**Title**  
Carbon Monoxide Alarms

**Bill Summary:** Last edited by Chris Heaton at Nov 13, 2019, 2:51 PM  
The bill would require any K-12 school that emits carbon monoxide (CO) from combustion source shall install CO detectors in accordance with the Florida Building Code.

State	Bill Number	Last Action	Status	Position	Priority
FL	SB 474	Referred To Innovation Industry And Technology Commerce And Tourism Appropriations 2019 11 01	In Senate	Monitor	Medium

**Title**  
Deregulation of Professions and Occupations

**Bill Summary:** Last edited by Chris Heaton at Dec 5, 2019, 10:04 PM  
This is an omnibus bill that touches on reciprocity and other provisions on many occupations including alarm contractors and agents. It alters reciprocity requirements for alarm contractors and licensing requirements for agents.

State	Bill Number	Last Action	Status	Position	Priority
FL	SB 616	Referred To Commerce And Tourism Governmental Oversight And Accountability Appropriations 2019 11 06	In Senate	Monitor	Low

**Title**  
Background Screening

**Bill Summary:** Last edited by Chris Heaton at Oct 29, 2019, 7:37 PM  
This is a "ban the box" bill, but provides an exclusion where a state law provides for criminal background checks based on the nature of the position being sought.

## Bill State: IL (2)

State	Bill Number	Last Action	Status	Position	Priority
IL	SB 659	Passed Both Houses 2019 11 14	Passed House	Monitor	Low

**Title**  
Fire Sprinkler Contractor

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 8:16 PM  
Amends the Fire Sprinkler Contractor Licensing Act. Makes changes to a provision concerning qualifications for any person who performs certain inspection and testing duties before January 1, 2022. Provides that after December 31, 2021, any individual who performs certain inspection and testing duties must possess proof of (i) certification by a nationally recognized certification organization at an appropriate level, such as NICET Level III (instead of NICET Level II) in Inspection and Testing of Water Based Systems or the equivalent.

State	Bill Number	Last Action	Status	Position	Priority
IL	SB 2308	Referred To Assignments 2019 11 13	In Senate	Monitor	Medium
<b>Title</b> Battery-Charged Fence Alarms			<b>Bill Summary:</b> Last edited by Chris Heaton at Nov 15, 2019, 6:19 PM This bill creates the Battery-Charged Fence Alarm Act. It provides that a municipality or county may not: (1) require a permit or fee for the installation or use of a battery-charged fence alarm that is in addition to an alarm system permit issued by the municipality or county or impose installation or operational requirements for the battery-charged fence that are inconsistent with the Act.		

### Bill State: KY (1)

State	Bill Number	Last Action	Status	Position	Priority
KY	BR 324	Prefiled By The Sponsor S 2019 11 19	In House	Monitor	Medium
<b>Title</b> AN ACT relating to public procurement.			<b>Bill Summary:</b> Last edited by Chris Heaton at Nov 25, 2019, 4:30 PM This bill would establish a "Buy American" policy within the commonwealth for the purchase of manufactured goods.		

### Bill State: MA (3)

State	Bill Number	Last Action	Status	Position	Priority
MA	H 2032	Bill Reported Favorably By Committee And Referred To The Committee On House Ways And Means 2019 11 26	In House	Monitor	Medium
<b>Title</b> An Act requiring carbon monoxide alarms in all residential, governmental and commercial structures			<b>Bill Summary:</b> Last edited by Chris Heaton at Feb 27, 2019, 7:26 PM This legislation would require carbon monoxide alarms in all residential, governmental and commercial structures		

State	Bill Number	Last Action	Status	Position	Priority
MA	HD 3190	Bill Reported Favorably By Committee And Referred To The Committee On House Ways And Means 2019 11 26	In House	Monitor	Medium
<b>Title</b> An Act requiring carbon monoxide alarms in all residential, governmental and commercial structures			<b>Bill Summary:</b> Last edited by Chris Heaton at Feb 4, 2019, 5:20 AM Would mandate carbon monoxide alarms in most structures.		

State	Bill Number	Last Action	Status	Position	Priority
MA	S 2418	See H 4132 2019 11 20	In Senate	Support	Medium
<b>Title</b> An Act making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities a...			<b>Bill Summary:</b> Last edited by Chris Heaton at Nov 25, 2019, 4:46 PM This is an appropriations bill that would provide up to \$10 million in grants administered by the executive office of education to provide security enhancements such as classroom door locks, security cameras, or active shooter detection systems.		

### Bill State: NH (3)

State	Bill Number	Last Action	Status	Position	Priority
NH	HB 253	Committee Report Referred To Interim Study 2019 11 20	In Senate	Monitor	Low

**Title**  
relative to criminal records checks in the employee application process.

**Bill Summary:** Last edited by Chris Heaton at Jan 8, 2019, 5:54 AM  
This bill prohibits employers from asking a job applicant about his or her criminal history prior to an interview

State	Bill Number	Last Action	Status	Position	Priority
NH	HB 462	Committee Report Refer For Interim Study Vote 17 2 Rc 2019 11 13	In House	Monitor	Medium

**Title**  
relative to digital electronic product repair.

**Bill Summary:** Last edited by Chris Heaton at Jan 15, 2019, 4:56 AM  
This is a "right to repair" bill that would require manufacturers to provide proprietary information to independent repair facilities.

State	Bill Number	Last Action	Status	Position	Priority
NH	HB 712	Committee Report Ought To Pass With Amendment 2019 2786 H Vote 13 7 Rc 2019 11 14	In Senate	Monitor	Medium

**Title**  
relative to a family and medical leave insurance program.

**Bill Summary:** Last edited by Chris Heaton at Jan 22, 2019, 4:40 AM  
This bill establishes a paid family and medical leave insurance program.

## Bill State: NJ (16)

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 4147	Reported From Senate Committee 2nd Reading 2019 11 14	In Senate	Monitor	Low

**Title**  
Requires school districts to conduct audit of security features of district buildings, grounds, and communication systems using standardized checklist and to submit audit to NJ Office of Homeland Security and Preparedness and DOE.

**Bill Summary:** Last edited by Chris Heaton at Jun 13, 2018, 1:22 PM  
This bill requires school districts to annually conduct a school safety audit for each of its buildings using a standardized checklist. The school district will submit the completed audit to the New Jersey Office of Homeland Security and Preparedness and the Department of Education and these audits will be kept confidential. The audits, however, may be used for the purposes of allocating any State grants or loans made available for the purpose of school facility safety and security upgrades.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 4151	Reported From Senate Committee 2nd Reading 2019 11 14	In Senate	Monitor	Low

**Title**

Requires school security training for persons employed by public and nonpublic schools in substitute capacity and for employees and volunteers of youth programs operated in school buildings.

**Bill Summary:** Last edited by Chris Heaton at Jun 13, 2018, 1:39 PM

Under current law a board of education and chief school administrator of a nonpublic school must ensure that all full-time employees in the district or nonpublic school are provided with training on school safety and security. This bill would require that the board of education and the chief school administrator ensure that the following individuals also are provided the training: 1) all individuals employed in any substitute capacity or position by the district or nonpublic school; and 2) all persons who supervise youth programs that operate in a district or nonpublic school building before or after school hours, on weekends, or during a period in which the school is not in session.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5792	Introduced Referred To Assembly Labor Committee 2019 11 07	In Assembly	Monitor	Medium

**Title**

Exempts small businesses from apprenticeship requirement under "The Public Works Contractor Registration Act.

**Bill Summary:** Last edited by Chris Heaton at Nov 11, 2019, 6:44 PM

This appears to be a companion to S. 4091. It would exempt small businesses that register under "The Public Works Contractor Registration Act," to bid on public works projects from the requirement that they participate in a registered apprenticeship program. The bill defines "small business" as any employer who employed 10 or fewer workers for every working day during each of a majority of the calendar workweeks in the current calendar year and 10 or fewer workers for every working day during not less than 48 calendar workweeks in the preceding calendar year, with some exceptions.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5803	Introduced Referred To Assembly Regulated Professions Committee 2019 11 07	In Assembly	Support	Medium

**Title**

Requires professional licensing boards to issue licenses for certain individuals with good standing licenses or certification in other jurisdictions under certain circumstances.

**Bill Summary:** Last edited by Chris Heaton at Nov 11, 2019, 6:44 PM

This bill provides reciprocity for individuals with a license, certificate of registration, or certification issued by another jurisdiction of the United States.



State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5840	Reported Out Of Assembly Comm With Amendments 2nd Reading 2019 11 18	In Assembly	Oppose	Medium

**Title**

Concerns joint liability for payment of employer tax law.

**Bill Summary:** Last edited by Chris Heaton at Dec 5, 2019, 10:10 PM Companion to S. 4225. This bill makes any client employer and any labor contractor providing workers to the client employer subject to joint and several liability and shared civil legal responsibility for any violations of the provisions of State employer tax laws, including provisions of those laws concerning the mis-classification of workers. "State employer tax laws" are identified as the workers' compensation law, the "unemployment compensation law," the "Temporary Disability Benefits Law," and the "New Jersey Gross Income Tax Act." The bill also provides that any individual acting on behalf of an employer, including a client employer or labor contractor, who violates any provision of those laws, or State wage and hour laws, may be held liable, as the employer, for the violation.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5871	Introduced Referred To Assembly Military And Veterans Affairs Committee 2019 11 14	In Assembly	Support	Medium

**Title**

Waives certain professional and occupational licensing fees for individuals and spouses with military status under certain circumstances.

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 3:46 PM This bill provides that the several professional and occupational licensing boards in the Division of Consumer Affairs in the Department of Law and Public Safety shall not charge a fee to a member of the Armed Forces of the United States or the member's spouse or a member of the National Guard of any state or the member's spouse when issuing or renewing that professional or occupational license, certificate of registration, or certification to practice in New Jersey.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5909	Introduced Referred To Assembly State And Local Government Committee 2019 11 14	In Assembly	Monitor	Medium

**Title**

Requires municipal governing body approval of agreement between police force and private outdoor video surveillance camera company.

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 3:49 PM This bill would require municipal governing body approval before a municipal police force may enter into a video-sharing agreement or arrangement with a private outdoor video surveillance camera company. This bill would provide local elected officials with the opportunity to exercise oversight over these relationships to make sure they are consistent with the community's values.

State	Bill Number	Last Action	Status	Position	Priority
NJ	A 5969	Introduced Referred To Assembly Science Innovation And Technology Committee 2019 11 18	In Assembly	Oppose	Medium

**Title**

Restricts use of facial recognition technology and other biometric recognition by governmental entities.

**Bill Summary:** Last edited by Chris Heaton at Nov 25, 2019, 4:51 PM Companion to S. 4216. This bill restricts the use of facial technology recognition and other remote biometric recognition by governmental entities and officials of this State. The bill specifically prohibits acquisition, possessing, accessing or using a biometric surveillance system, or the information derived from a biometric surveillance system, operated by another entity unless certain conditions are met. A biometric surveillance system is any computer software that performs facial recognition or other remote biometric recognition.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 2744	Reported From Senate Committee With Amendments 2nd Reading 2019 11 14	In Senate	Monitor	Low

**Title**

Requires school districts to conduct audit of security features of district buildings, grounds, and communication systems using standardized checklist and to submit audit to NJ Office of Homeland Security and Preparedness and DOE.

**Bill Summary:** Last edited by Chris Heaton at Jun 25, 2018, 6:08 PM Companion to AB 4147

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 2745	Reported From Senate Committee With Amendments 2nd Reading 2019 11 14	In Senate	Monitor	Low

**Title**

Requires school security training for persons employed by public and nonpublic schools in substitute capacity and for employees and volunteers of youth programs operated in school buildings.

**Bill Summary:** Last edited by Chris Heaton at Jun 25, 2018, 7:09 PM Under current law a board of education and chief school administrator of a nonpublic school must ensure that all full-time employees in the district or nonpublic school are provided with training on school safety and security. This bill would require that the board of education and the chief school administrator ensure that the following individuals also are provided the training: 1) all individuals employed in any substitute capacity or position by the district or nonpublic school; and 2) all persons who supervise youth programs that operate in a district or nonpublic school building before or after school hours, on weekends, or during a period in which the school is not in session.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 3664	Reported From Senate Committee 2nd Reading 2019 11 18	In Senate	Support	Medium

**Title**

Concerns professional licensing and application fees for spouse or dependent of active duty member of United States Armed Forces.

**Bill Summary:** Last edited by Chris Heaton at May 20, 2019, 4:04 PM This bill would waive any licensing fee for the spouse or dependent of military personnel.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 4180	Introduced In The Senate Referred To Senate Commerce Committee 2019 11 07	In Senate	Support	Medium

**Title**

Revises requirements and process for temporary courtesy licenses and certificates issued by State Board of Examiners, NJ Board of Nursing, and other professional and occupational licensing boards to nonresident military spouses.

**Bill Summary:** Last edited by Chris Heaton at Nov 11, 2019, 5:17 PM  
This bill addresses temporary licensing for nurses and teachers who are the spouses of military personnel assigned in the state, but also contains a provision that clarifies that a professional or occupational board may only charge fees related to conducting a criminal history record check to nonresident military spouses. The bill would also require each board to extend indefinitely temporary courtesy licenses to nonresident military spouses so long as the applicant's spouse is stationed in New Jersey. Additionally, the bill requires each board to establish an expedited licensing process for the issuance of temporary courtesy licenses to nonresident military spouses.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 4209	Introduced In The Senate Referred To Senate Education Committee 2019 11 14	In Senate	Monitor	Low

**Title**

Establishes School Security Task Force.

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 3:31 PM  
The School Security Task Force established under this bill will have a focus on reexamining the current state of school security in New Jersey and building upon the steps made to enhance school security since the release of the July 2015 New Jersey School Security Task Force Report. The task force will assess overall school security needs, identify physical and cyber vulnerabilities and potential breaches of security in schools, make recommendations to improve school safety and security, and provide updates on the status of the implementation of the recommendations provided in the July 2015 School Security Task Force Report. Additionally, the task force will identify and put forth recommendations regarding any new and emerging school security issues that were not detailed in that report.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 4216	Introduced In The Senate Referred To Senate Judiciary Committee 2019 11 14	In Senate	Oppose	Medium

**Title**

Restricts use of facial recognition technology and other biometric recognition by governmental entities.

**Bill Summary:** Last edited by Chris Heaton at Nov 22, 2019, 5:59 PM  
This bill restricts the use of facial technology recognition and other remote biometric recognition by governmental entities and officials of this State. The bill specifically prohibits acquisition, possession, accessing or using a biometric surveillance system, or the information derived from a biometric surveillance system, operated by another entity unless certain conditions are met. A biometric surveillance system is any computer software that performs facial recognition or other remote biometric recognition.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 4219	Introduced In The Senate Referred To Senate Labor Committee 2019 11 14	In Senate	Monitor	Medium

**Title**  
Revises definition of "public works projects" to permit project labor agreements for more projects.

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 3:36 PM  
This bill expands the permissible use of project labor agreements (PLAs) beyond building-based public works contracts so as to allow public entities to use PLAs for highway, bridge, pumping station, and water and sewage treatment plant projects. The bill does not change the requirements that a PLA eligible project must be worth at least \$5 million and be subject to the prevailing wage law.

State	Bill Number	Last Action	Status	Position	Priority
NJ	S 4225	Introduced In The Senate Referred To Senate Labor Committee 2019 11 14	In Senate	Oppose	Medium

**Title**  
Concerns joint liability for payment of employer tax law.

**Bill Summary:** Last edited by Chris Heaton at Nov 18, 2019, 3:44 PM  
This bill makes any client employer and any labor contractor providing workers to the client employer subject to joint and several liability and shared civil legal responsibility for any violations of the provisions of State employer tax laws, including provisions of those laws concerning the mis-classification of workers. "State employer tax laws" are identified as the workers' compensation law, the "unemployment compensation law," the "Temporary Disability Benefits Law," and the "New Jersey Gross Income Tax Act." The bill also provides that any individual acting on behalf of an employer, including a client employer or labor contractor, who violates any provision of those laws, or State wage and hour laws, may be held liable, as the employer, for the violation.

## Bill State: NY (2)

State	Bill Number	Last Action	Status	Position	Priority
NY	A 4406	Substitute S 4398 Action Vetoed Memo 147 2019 11 20	Vetoed	Support	Medium

**Title**  
Enacts the residential structure fire prevention act of 2019

**Bill Summary:** Last edited by Chris Heaton at Apr 22, 2019, 3:18 PM  
This bill provides a tax credit to homeowners who remove cock loft fire hazards in their homes; provides an insurance discount for the installation of smoke detecting alarm devices in cock lofts.

State	Bill Number	Last Action	Status	Position	Priority
NY	S 2455	Substitute A 3548 Action Signed Chap 498 2019 11 20	Enacted	Monitor	Medium

**Title**  
Relates to prohibiting consumer contract provisions waiving the consumer's right to make statements concerning goods or services

**Bill Summary:** Last edited by Chris Heaton at Jan 28, 2019, 5:14 AM  
This bill would prohibit consumer contract provisions waiving the consumer's right to make statements concerning goods or services.

## Bill State: PA (2)

State	Bill Number	Last Action	Status	Position	Priority
PA	HB 1423	Laid On The Table 2019 11 21	In House	Monitor	Low

**Title**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school safety and security, further providing for school safety and security training; providing for threat assessment; and, in school health services, further providing for confidentiality, transference and removal of health records.

**Bill Summary:** Last edited by Chris Heaton at May 7, 2019, 2:44 PM  
This bill provides for threat assessment in school security. No further information available as text is being revised.

State	Bill Number	Last Action	Status	Position	Priority
PA	SB 935	Referred To Labor And Industry 2019 11 12	In Senate	Monitor	Medium

**Title**

An Act amending the act of April 27, 1927 (P.L.465, No.299), referred to as the Fire and Panic Act, further providing for standards for Class VI buildings.

**Bill Summary:** Last edited by Chris Heaton at Nov 13, 2019, 2:54 PM  
This bill would mandate smoke detection devices that are interconnected on all floors of a licensed day care facility. It removes the current permissive language.

**Bill State: SC (1)**

State	Bill Number	Last Action	Status	Position	Priority
SC	H 4709	Referred To Committee On Judiciary 2019 11 20	In House	Oppose	Medium

**Title**

Not yet available

**Bill Summary:** Last edited by Chris Heaton at Nov 25, 2019, 4:35 PM  
This bill attacks the fundamental purpose and use of biometric information and facial recognition for law enforcement purposes. It would prohibit law enforcement use of facial recognition technology and prohibit its introduction as evidence in judicial proceedings..

**Bill State: VA (1)**

State	Bill Number	Last Action	Status	Position	Priority
VA	SB 8	Senate Referred To Committee On Commerce And Labor 2019 11 18	In Senate	Monitor	Medium

**Title**

Prevailing wage; public works contracts, penalty.

**Bill Summary:** Last edited by Chris Heaton at Nov 25, 2019, 4:25 PM  
This bill would require any contractor who bids on a public works project to certify that all labor used for the project will be paid the prevailing wage specific to the type of labor performed.

**Bill State: WI (1)**

State	Bill Number	Last Action	Status	Position	Priority
WI	SB 541	Public Hearing Held 2019 11 20	In Senate	Monitor	Medium

**Title**  
reports on bills requiring occupational licenses. (FE)

**Bill Summary:** Last edited by Chris Heaton at Nov 5, 2019, 4:06 PM  
This bill would require that any bill introduced that creates an occupational licensing requirement be submitted to the department of safety and professional services, which shall prepare and issue an occupational licensing report on the impact that a license requirement would have on that trade or profession.

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