

# SENATE, No. 1909

## STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED JUNE 5, 2008

**Sponsored by:**

**Senator RAYMOND J. LESNIAK**

**District 20 (Union)**

**Senator GERALD CARDINALE**

**District 39 (Bergen)**

**SYNOPSIS**

Permits landscape irrigation contractors to install backflow prevention devices under certain circumstances.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 11/14/2008)**

1 AN ACT concerning landscape irrigation contractors and amending  
2 P.L.1991, c.27.

3

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

6

7 1. Section 3 of P.L.1991, c.27 (C.45:5AA-3) is amended to  
8 read as follows:

9 3. a. No person shall engage in the business of landscape  
10 irrigation contracting without securing from the board a landscape  
11 irrigation contractor certificate in accordance with the provisions of  
12 this act; except that officers, employees, and duly authorized  
13 representatives of the United States, the State, or any political  
14 subdivision thereof performing work on the property of the public  
15 entity; vendors of landscape irrigation components, materials, or  
16 equipment who perform only such functions as delivery, rendering  
17 of advice or assistance in the installation or normal warranty service  
18 or exchange of defective or damaged goods; contractors engaged in  
19 the design, fabrication, installation or construction of irrigation  
20 apparatus, or irrigation equipment of any type which is to be used  
21 solely for agricultural purposes in the production of harvestable and  
22 saleable vegetative or animal products; plumbing contractors as  
23 defined by section 2 of P.L.1968, c.362 (C.45:14C-2); and persons  
24 engaged in landscape irrigation contracting solely as an employee  
25 of a landscape irrigation contractor, are exempt from the  
26 requirement of a certificate imposed by this act.

27 b. (1) If a landscape irrigation system is connected to a potable  
28 water supply, the landscape irrigation contractor's connection [is to  
29 begin at the downstream side of] shall include a properly installed  
30 backflow prevention device as required by the Plumbing Subcode of  
31 the Uniform Construction Code adopted pursuant to section 5 of the  
32 "State Uniform Construction Code Act," P.L.1975, c.217  
33 (C.52:27D-123).

34 (2) No connection to a potable water supply may be made by a  
35 licensed landscape irrigation contractor unless the contractor has  
36 demonstrated to the board that he has successfully completed a  
37 course in the training and certification of backflow prevention  
38 device inspectors offered by the New England Water Works  
39 Association, or its equivalent, as determined by the board.

40 c. Nothing in this act shall be construed to prevent individuals  
41 licensed or certified in this State under any other law from engaging  
42 in the profession for which they are licensed or certified.

43 (cf: P.L.1991, c.27, s.3)

44

45 2. This act shall take effect immediately.

**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.

STATEMENT

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3       This bill amends N.J.S.A.45:5AA-3 to permit a landscape  
4 irrigation contractor to install backflow prevention devices. The  
5 bill also stipulates that no connection to a potable water supply may  
6 be made by a licensed landscape irrigation contractor unless the  
7 contractor has demonstrated to the Landscape Irrigation Contractors  
8 Examining Board in the Department of Environmental Protection  
9 that he has successfully completed a course in the training and  
10 certification of backflow prevention device inspectors offered by  
11 the New England Water Works Association, or its equivalent, as  
12 determined by the board.

13       Under current law, if a landscape irrigation system is connected  
14 to a potable water supply, the landscape irrigation contractor's  
15 connection is to begin at the downstream side of a properly installed  
16 backflow prevention device.