

Department oversight

- The department may review any action performed by an enforcing agency to ensure reasonable oversight of a project.
- All QDP shall be subject to random audit by the Department to determine whether the application, plans, and specifications for their projects comply with the requirements of the UCC, the Provisions of P.L.2024, c.58, and other applicable laws.
 - The Department shall provide written notice of the results of an audit to the QDP of record.
 - The notification shall provide a summary of the audit results.
 - Directs the QDP to address all violations of the State UCC found in the audit by a specific date, which is reasonable based upon the type of violations and the nature of the corrections that need to be made.
 - Failure to submit the corrections may result in action taken against the QDP's authorization.
- The Department shall design and implement audits to measure the efficiency of the self-certification program and compliance with the provisions of P.L.2024, c.58.
- Commissioner may charge a reasonable fee to cover the costs associated with the performance of the audit.

Sanctions, suspensions, etc.

- Commissioner may exclude, suspend, or sanction a QDP for cause or for failure to submit required corrections pursuant to audit results.
- A QDP shall not be eligible to participate in the self-certification program during any period of probation imposed as a sanction by the New Jersey State Board of Architects or the State Board of Professional Engineers or Land Surveyors.
- The commissioner shall exclude or suspend a QDP from participating in the self-certification program, or otherwise condition the professional's eligibility to participate in the program, upon determining that the professional:
 - Knowingly or negligently submitted a self-certified permit application or construction document that contains false information or is not in compliance with all applicable provisions of law, or
 - Submitted two self-certified permit applications or construction documents within a twelve-month period which contained material errors that resulted in revocation of construction permits or otherwise demonstrate incompetence or a lack of knowledge of the applicable laws.
- A QDP who is excluded from the program pursuant to this section may apply for reinstatement no sooner than one year after the date of exclusion.
 - An applicant who the commissioner determines is qualified to resume participation in the program shall be on probation for a period of not less than six months after reinstatement

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- Probation requires the applicant to attend one or more trainings or continuing education courses approved by the Department and related to compliance with the State Uniform Construction Code and related laws and rules.
 - The design professional shall submit satisfactory proof of the successful completion of the training or continuing education courses to the Department.
- 5-year revocation of self-certification authorization for QDP who, while on probation, professionally certifies an application, plan, construction documents, or other document that contains materially false information or is not in material compliance with all applicable provisions, or who otherwise demonstrates gross negligence or incompetence, or a total disregard of applicable laws or standards.
- Commissioner may adopt rules that include additional grounds to limit the self-certification privileges of a QDP when the design professional knowingly or negligently submitted permit applications or other documents to the enforcing agency that contained materially false information or were not in material compliance with all applicable provisions of law, or that otherwise demonstrate gross negligence or incompetence, or a total disregard of applicable law or standards.
- The department shall create and maintain a searchable database on the department's Internet website of all QDPs who have been excluded, suspended, or otherwise sanctioned by the department.
 - 7 days following sanction - the department shall post on its website and shall make available upon request:
 - Name of the QDP,
 - A description of the sanction,
 - The initial date of the sanction,
 - The reinstatement date, if applicable,
 - The address of the premises for which the application associated with the sanction was submitted,
 - Whether the sanction was imposed after a hearing or through a settlement.
 - The department shall provide requested information concerning the exclusion, suspension, or other sanction of a specific QDP within 30 days of such request.
- Within 10 business days of the department's adverse determination or sanction of a professional engineer under the self-certification program, the department shall provide written notice of the adverse determination or sanction to the State Board of Professional Engineers and Land Surveyors.
 - The department shall notify the board of the name, and business firm name and address of the professional engineer, as well as supporting documentation for the sanction imposed.

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- Within 10 business days of the department's adverse determination or sanction of a registered architect under the self-certification program, the department shall provide written notice of the adverse determination or sanction to the New Jersey State Board of Architects.
 - The department shall notify the board of the name, and business firm name and address of the registered architect, as well as supporting documentation for the sanction imposed.