

**FY 2008 Appropriations Act**  
**P.L.2007, c.111**  
**FINAL LANGUAGE CHANGES from GOVERNOR'S ORIGINAL**  
**RECOMMENDATIONS**  
**including LINE ITEM VETO CHANGES**

(Matter underlined or enclosed in bold-faced brackets are changes from Governor's Original Recommendations and Changes marked by superscript numerals have been adopted by Governor's revenue certification and line-item veto changes of June, 28, 2007)

LEGISLATURE

BUDGET RES. No.	LANGUAGE
1247	<p>Language Appropriating \$54,000 to The Council of State Governments and \$26,000 to National Conference of State Legislatures from the carry forward from the Clean Ocean Shore and Trust Committee:            LEG70#77D:            The unexpended balances at the end of the preceding fiscal year in these accounts are appropriated. <u>From the unexpended balance at the end of the preceding fiscal year in the Clean Ocean and Shore Trust Committee account, \$54,000 is transferred to The Council of State Governments account and \$26,000 is transferred to the National Conference of State Legislatures account.</u></p>

DEPARTMENT OF CHILDREN AND FAMILIES

BUDGET RES. No.	LANGUAGE
3156.1	<p>Language Increasing Appropriation to Court Appointed Special Advocates Program:            CFS50#55D:            Of the amounts hereinabove appropriated for Safety and Permanency in the Courts, <b>[\$750,000]</b> <u>\$1,150,000</u> is appropriated to the Court Appointed Special Advocates Program.</p>
1004	<p>Language Requiring Cultural Competency in Differential Response Program Funded by DCF:            After CFSTOT:  <u>County-based Differential Response programs funded by the Department of Children and Families to prevent child abuse and neglect shall provide services to families and follow intervention strategies that are defined with the participation of local community-based organizations and shall assure cultural competency to serve families within their respective counties. The Department of Children and Families staff who serve children and families in the field, who have not already received training in cultural competence, will be trained in cultural competency. The Department of Children and Families shall also offer training opportunities in cultural competence to staff of community-based organizations serving children and families under contract to the Department of Children and Families.</u></p>

DEPARTMENT OF COMMUNITY AFFAIRS

BUDGET RES. No.	LANGUAGE
3004	<p>Language Appropriating Prior Fiscal Year Repayments to the Mortgage Assistance Fund: After CMATOT: All moneys comprising repayment of loans or advances from the Mortgage Assistance Fund established under the "New Jersey Mortgage Assistance Bond Act of 1976," P.L.1976, c.94, [received during the current fiscal year] are appropriated in accordance with the purposes set forth in section 5 of that act.</p>
3080	<p>Language Increasing Allocation from Neighborhood Preservation Nonlapsing Revolving Fund to State Rental Assistance Program: CMA40#41G: <u>In addition to the amount hereinabove appropriated for the State Rental Assistance Program, there is appropriated an amount not to exceed \$10,000,000 for the same purpose, subject to the approval of the Joint Budget Oversight Committee, upon a determination by the Commissioner, after consultation with the State Treasurer, that the amounts herein appropriated for both the State Rental Assistance Program and from the Neighborhood Preservation Nonlapsing Revolving Fund are insufficient to fund all State Rental Assistance Program costs and to fund affordable housing units. Appropriations referred to the Joint Budget Oversight Committee shall be deemed approved unless a resolution of disapproval is adopted within 5 working days of receipt of the proposed appropriation.</u></p>
3002	<p>Language Appropriating Additional Federal Funds for Low Income Home Energy Assistance Block Grant Program (LIHEAP): CMA50#58D: <u>Additional funds as may be allocated by the federal government for New Jersey's Low Income Home Energy Assistance Block Grant Program (LIHEAP) are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3066	<p>Language Authorizing the Sharing Available Resources Efficiently (SHARE) Program to Assist Local Units Applying for Grants or Aid: CMA70#75PS: <u>Of the amount hereinabove appropriated for the Sharing Available Resources Efficiently (SHARE) Program, an amount may be used to provide technical support programs to assist local units in applying for grants or aid for studying shared services as authorized by P.L.2007, c.63 (C.40A:65-30 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3053	<p>Language Changing Name of Legislative Initiative Municipal Block Grant to Municipal Efficiency Promotion Aid Program: CMA70#75PS: The amount appropriated hereinabove for the [Legislative Initiative] Municipal [Block Grant] <u>Efficiency Promotion Aid Program (PTRF) shall be distributed to the same municipalities and in the same proportions as the distributions received [therefrom] from the Legislative Initiative Municipal Block Grant Program during the previous fiscal year.</u></p>

3001	<p>Carryforward Language for Local Unit Alignment, Reorganization, and Consolidation Commission: CMA70#75#8030D: <u>The unexpended balance at the end of the preceding fiscal year in the Local Unit Alignment, Reorganization, and Consolidation Commission account is appropriated for the same purposes, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3003.1	<p>Language Increasing Neighborhood Preservation-Fair Housing Allocation for Technical Assistance Grants: CMA40#41S: Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Neighborhood Preservation-Fair Housing, an amount not to exceed <b>[\$5,500,000] \$7,000,000</b> may be used to provide technical assistance grants to non-profit housing organizations and authorities for creating and supporting affordable housing and community development opportunities.</p>
3005.1	<p>Language Permitting Use of Sharing Available Resources Efficiently Program (SHARE) Appropriation for Administration. CMA70#75PS: <u>Of the amount hereinabove appropriated for the Sharing Available Resources Efficiently Program (SHARE), not more than 5% may be used to finance the development of performance measures and training modules and to employ staff as authorized by sections 4 and 9 of P.L.2007, c. 54 (C.52:27D-504 and C.52:27D-18.2).</u></p>
3054	<p>Language Allocating Consolidation Fund Appropriation to Local Unit Alignment, Reorganization and Consolidation Commission and other purposes: CMA70#75PS: <u>The amount appropriated hereinabove for the Consolidation Fund is appropriated for the operating expenses of the Local Unit Alignment, Reorganization and Consolidation Commission, subject to the approval of the Director of the Division of Budget and Accounting, and for such other purposes as set forth in a spending plan jointly established by the Departments of Community Affairs, Education and Treasury, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3152	<p>Language Establishing Financial Oversight Conditions on the City of Trenton's Receipt of Trenton Capital City Aid: CMA70#75PS: <u>The amount appropriated hereinabove for Trenton Capital City Aid is made pursuant to the provisions of the "Special Municipal Aid Act," P.L.1987, c.75 (C.52:27D-118.24 et seq.) and, in addition, is subject to the City of Trenton entering into an agreement with the Department of Community Affairs providing for the terms and conditions of such aid, which shall include, among other things, financial oversight by the Department of Community Affairs.</u></p>
3159	<p>Language Allocating REAP Aid: CMA70#75PS: <u>Notwithstanding the provisions of P.L.1999, c.61 (C.54:4-8.76 et. seq.) to the contrary, the amount appropriated hereinabove for the Regional Efficiency Aid Program (REAP) shall be distributed to the same municipalities and in the same proportion as was distributed in the previous fiscal year.</u></p>

1001	<p>Deletion of Language Expanding Eligibility for Neighborhood Preservation - Fair Housing Funds to All Municipalities:  CMA40#41S:  <b>【Notwithstanding the provisions of any law or regulation to the contrary, funds appropriated for Neighborhood Preservation - Fair Housing may be used in any municipality.】</b></p>
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DEPARTMENT OF EDUCATION

BUDGET RES. No	LANGUAGE
3055	<p>Language Adding Statute Citations to Appropriation for Cost of Development of School Funding Formula and Clarifying Departmental Oversight Functions:  After EDUTOT:  Additional sums as may be necessary for the Department of Education for additional oversight costs as required by <b>【pending legislation】</b> <u>P.L.2007, c.53 (C.18A:55-3 et al.), sections 2 through 7 and section 44 of P.L.2007, c.62 (C.18A:7F-37 through 18A:7F-42, 18A:16-19.1) and sections 42 through 58 of P.L.2007, c.63 (C.18A:7-1 through 18A:7-16 and 18A:13-52) for financial oversight of schools <b>【or school funding reform】</b> and the costs for development of a school funding formula for the consideration of the Governor and the Legislature are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. <u>Provided however, the amount appropriated for costs for the development of a school funding formula shall not exceed \$750,000.</u></u></p>
3164.1	<p>Language Extending to Charter Schools Targeted At-risk Aid:  EDU30#31PS:  <u>Notwithstanding the provisions of any law or regulation to the contrary, \$5,700,000 of the amount appropriated hereinabove for Charter School aid shall be used to distribute targeted at-risk aid to charter schools with concentrations of low-income pupils greater than or equal to 15%, based on actual 2007-2008 enrollment. A charter school with a concentration rate equal to or greater than 15% but less than 20% will receive an allocation equal to \$250 per low-income pupil. A charter school with a concentration rate equal to or greater than 20% will receive an allocation equal to \$500 per low-income pupil. For the purposes of this provision, low-income pupils means pupils from households with a household income that meets the most recent federal poverty guidelines for free milk or free or reduced meals and low-income concentration rate means the percentage of the low-income pupils to total enrollment.</u></p>
3010.1	<p>Carryforward Language for the Statewide Assessment Program:  EDU30#34D:  <u>The unexpended balance at the end of the preceding fiscal year in the Statewide Assessment Program account is appropriated for the same purpose.</u></p>

3165	<p>Deletion of Language Capping Maximum Amount of Nonpublic School Transportation Costs per Pupil: EDU30#34PTRF: [Notwithstanding the provisions of section 2 of P.L.1981, c.57 (C.18A:39-1a), or any law or regulation to the contrary, the additional costs of providing transportation shall be provided from the amount hereinabove appropriated for Transportation Aid, except that the maximum amount of nonpublic school transportation costs per pupil provided for in N.J.S.18A:39-1 shall equal \$826.]</p>
3011	<p>Language Clarifying Education Authority in Setting Rates Paid to Other State Agencies for Educational Purposes: After EDUTOT: Notwithstanding the provisions of "<u>The State Facilities Education Act of 1979,</u>" P. L.1979, c. 207 (C.18A:7B-1 et seq.) and <u>section 24 of P.L.1996, c.138 (C.18A:7F-24),</u> or any law or regulation to the contrary, the amount of Department of Education State aid appropriations made available to the Department of Human Services, the Department of Children and Families, the Department of Corrections or the Juvenile Justice Commission pursuant to ["The State Facilities Education Act of 1979,"] P.L.1979, c.207 (C.18A:7B-1 et al.)[, ] to defray the costs of educating eligible children in approved facilities under contract with the applicable department shall [not exceed the actual costs of the education of those children in such facilities] <u>be made at annual rate and payment schedule adopted by the Commissioner of Education and the Director of the Division of Budget and Accounting.</u></p>
3069	<p>Language Permitting Department to Adopt Emergency Regulations for Certain Child Care Programs: EDU30#31PS: <u>Notwithstanding the provisions of the "Administrative Procedure Act," P.L. 1968, c.410 (C.52:14B-1 et seq.), to the contrary, the Commissioner of Education, in consultation with the Commissioner of Human Services, shall adopt immediately upon filing with the Office of Administrative Law such regulations as the Commissioner deems necessary to ensure that funds appropriated to the Department of Human Services for before- and after-school and summer "wrap around" child care are expended in accordance with this act.</u></p>
3150	<p>Language Allocating Increased Core Curriculum Standards Aid for Certain Districts: EDU30#31PS: <u>Notwithstanding any provision of law or regulation to the contrary, \$2,911,152 of the amount appropriated hereinabove for Core Curriculum Standards Aid shall be distributed to a school district, other than an "Abbott district" or a county vocational school district, with a 2006-2007 per pupil budgeted regular spending amount that is below \$8,656 and that is defined as a "district in need of improvement" or a district with one or more "schools in need of improvement" under the provisions of the federal "No Child Left Behind Act of 2001" and has a 2006-2007 equalized school tax rate of at least 75% of the 2006-2007 State average equalized school tax rate. A qualifying district shall receive 50% of the product of the district's 2006-2007 projected weighted enrollment times the amount calculated as the difference between \$8,656 and the district's 2006-2007 per pupil budgeted regular spending, and shall be used for programs to improve student outcomes. For the purposes of this section, 2006-2007 projected weighted enrollment and 2006-2007 per pupil budgeted regular spending amounts are based on approved budget data transmitted to the Department of Education.</u></p>

3072.2	<p>Language Establishing 5.5% Pension Contribution for TPAF Members: EDU30#34PS:</p> <p><u><sup>1</sup>[Notwithstanding the provisions of any other law to the contrary, amounts hereinabove appropriated for the Teachers' Pension and Annuity Fund are subject to the condition that, effective with the first pay period beginning after July 1, 2007, members enrolled in the retirement system for whom the employer contribution is funded by the appropriation for the Teachers' Pension and Annuity Fund shall contribute 5.5% of compensation to the system.]<sup>1</sup></u></p>
3166	<p>Language for \$10,000,000 Appropriation for Public Adult High School Programs: EDU30#31PS:</p> <p><u>The amount appropriated hereinabove as Adult Education Aid shall be distributed at a rate of \$1,110 per pupil for pupils enrolled in approved adult high schools and post-graduate programs as of October, 2006 as reported in the Application for State School Aid.</u></p>
3031	<p>Language Authorizing Internal Budget Adjustments Reflecting Department of Education Reorganization: After EDUTOT:</p> <p><u>Upon notification to the Legislative Budget and Finance Officer, the Director of the Division of Budget and Accounting is authorized to adjust the Direct State Services appropriations accounts in the Department of Education to reflect the reorganization of the department, as approved by the State Board of Education in March, 2007. In the case of further reorganization of the department adopted pursuant to P.L.2007, J.R. No. 3, the Legislative Budget and Finance Officer shall be notified at least 10 days in advance of the adjustment made by the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall have the authority to create such new accounts as may be necessary to carry out the intent of the reorganization.</u></p>
2373	<p>Language Expanding Eligibility for Regionalization Incentive Aid: EDU30#31S:</p> <p><u><sup>1</sup>[Notwithstanding the provisions of any other law or regulation to the contrary, a regional school district in which the actual October, 2006 resident enrollment as reported in the Application for State School Aid is at least 7,600 and the total comparative cost per pupil for Fiscal Year 2005-2006 as reported in the March, 2007 Comparative Spending Guide is less than \$12,500 shall be eligible to receive Supplemental Regionalization Incentive Aid. The aid shall be calculated by multiplying \$40 by the district's projected October, 2007 resident enrollment, as determined by the department. Any school district receiving aid pursuant to section 1 of P.L.1999, c.438 (C.18A:7F-32.1) shall not be eligible to receive Supplemental Regionalization Incentive Aid.]<sup>1</sup></u></p>

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BUDGET RES. No.	LANGUAGE
3045.1	<p>Language Authorizing Use of Certain Appropriations as the State's Match under agreements with the US Army Corps of Engineers:                      After ENVTOT:  <u>Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any other law to the contrary, of the amounts appropriated for environmental restoration and mitigation, the Department of Environmental Protection may enter into agreements with the United States Army Corps of Engineers to provide the State's matching share to any federally authorized restoration or mitigation projects.</u></p>
3014.1	<p>Language Increasing Administrative Allocation from HR-6 Flood Control Appropriation:                      ENV40#42D:                      An amount not to exceed <b>[\$518,000]</b> <u>\$1,058,000</u> is allocated from the capital construction appropriation for HR-6 Flood Control for costs attributable to the operation and administration of the State Flood Control Program, subject to the approval of the Director of the Division of Budget and Accounting.</p>
3013	<p>Language Authorizing use of Diesel Risk Mitigation Fund for Diesel Engine Repowering or Rebuilding Costs:                      ENV40#45G:  <u>Notwithstanding any other law to the contrary, funds appropriated from the Diesel Risk Mitigation Fund - Constitutional Dedication account may be used to reimburse the owner of a regulated vehicle or regulated equipment as defined by section 2 of P.L.2005, c.219 (C.26:2C-8.27) for the cost of repowering or rebuilding a diesel engine if repowering or rebuilding results in a reduction of fine particle diesel emissions from that engine as approved by the Department of Environmental Protection and in accordance with rules adopted pursuant thereto. Any reimbursement shall be subject to conditions and limitations provided in P.L.2005, c.219 (C.26:2C-8.26 et seq.) and rules adopted pursuant thereto and shall not exceed the amount of the lowest priced retrofit device on the State Contract at the prescribed best available retrofit technology level for the subject vehicle or equipment type.</u></p>
3074	<p>Language Appropriating Boat Registration Surcharge Revenue to the Lake Hopatcong Commission for operations:                      ENV40#43G:  <u>There is appropriated to the Lake Hopatcong Commission such sums as may be collected from a boat registration surcharge, authorized pursuant to pending legislation, for the purposes of continuing operations of the Commission.</u></p>

3056.1	<p>Language Increasing Appropriation of Unanticipated Revenues for Tidelands Peak Demands Account: After ENVTOT:</p> <p>The amounts hereinabove for the Tidelands Peak Demands account are appropriated from receipts derived from the sales, grants, leases, licensing, and rentals of State riparian lands <b>[.]</b> <b>[</b>together with an amount not to exceed \$2,595,000, subject to the approval of the Director of the Division of Budget and Accounting<b>]</b>. If receipts are less than anticipated, the appropriation shall be reduced proportionately. <u>In addition, there is appropriated an amount not to exceed \$3,445,000 from the same source for other administrative costs, including legal services, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3304	<p>Deletion of Language Authorizing Department to Contract with Waterloo Foundation for the Arts: ENV40#42C:</p> <p><sup>1</sup><b>[</b>Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.), of the amounts appropriated for improvements in State parks, the Department of Environmental Protection may enter into a contract with the Waterloo Foundation for the Arts for improvements to existing State-owned structures or for the construction of new facilities at Waterloo Village.<b>]</b><sup>1</sup></p>

DEPARTMENT OF HEALTH AND SENIOR SERVICES

BUDGET RES. No.	LANGUAGE
3067	<p>Carryforward Language for Unexpended Balance in AIDS Drug Distribution Program: HEA20#21G:</p> <p><u>The unexpended balance at the end of the preceding fiscal year in the AIDS Drug Distribution Program account is appropriated, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3075.1	<p>Language Appropriating Certain Additional Federal Disproportionate Share Hospital Matching Funds for Hoboken University Medical Center: HEA20#21G:</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, any additional federal disproportionate share hospital matching funds received as a result of the conversion to a municipal hospital known as Hoboken University Medical Center are appropriated for the Hoboken University Medical Center in an amount to be determined by the Division of Medical Assistance and Health Services, subject to the approval of the Director of Budget and Accounting.</u></p>
3169	<p>Language Restricting Medicaid Nursing Home Bedhold Reimbursements to Facilities with Occupancy Rates of 90% or Higher: HEA20#26G:</p> <p>Notwithstanding any law or regulation to the contrary, <b>[no]</b> payments from the Payments for Medical Assistance Recipients-Nursing Homes account shall be made <u>at 50% only</u> for bedhold days <u>at facilities with total occupancy rates at 90% or higher based on the occupancy percentage reported on each facility's latest cost report</u>; however, nursing homes shall hold a bed for a Medicaid beneficiary who is hospitalized for up to ten days.</p>

3173.1	<p>Deletion of Language Limiting the Inflation Adjustment for Medicaid Nursing Homes and Medical Day Care Facilities: HEA20#26G: 【Notwithstanding the provisions of any law or regulation to the contrary, as appropriated hereinabove in the Payments for Medical Assistance Recipients-Nursing Homes account, reimbursement shall be 50% of the amount such nursing homes would otherwise be entitled to pursuant to N.J.A.C.8:85-3.19.】</p>
3090	<p>Language Clarifying Early Childhood Intervention Program Family Cost Sharing: HEA20#21G: Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Early Childhood Intervention Program shall be 【used by the Department of Health and Senior Services to establish a progressive fee】 <u>conditioned on the Early Childhood Intervention Program's family cost sharing program involving a progressive charge for each hour of direct services provided to the child and/or the child's family in accordance with the child's Individualized Family Service Plan, based upon household size and gross income as 【determined by the Early Childhood Intervention Program, as compared to the federal poverty guidelines. The family cost participation shall not be considered an administrative rule or rule within the meaning of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.)】 set forth in the New Jersey Early Intervention System Family Cost Participation Handbook (June 2007).</u></p>
3015.1	<p>Language Providing Contingency for Calculating Drug Costs Paid to Pharmacies Pursuant to PAAD and Senior Gold HEA20#26CRG: Notwithstanding the provisions of any other law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled program classification and the Senior Gold Prescription Drug Discount Program account shall be expended for prescription claims with no Medicare Part D coverage except under the following conditions: (a) reimbursement for the cost of <u>single source brand name legend drugs and non-legend drugs shall be on the basis of Average Wholesale Price less a 12.5% discount and reimbursement for the cost of multisource generic drugs shall be in accordance with the federal Deficit Reduction Act of 2005 upon final adoption of regulations by the Department of Health and Human Services;</u> (b) the current prescription drug dispensing fee structure set as a variable rate of \$3.73 to \$4.07 shall remain in effect through the current fiscal year, including the current increments for patient consultation, impact allowances and allowances for 24-hour emergency services; and (c) multisource generic and single source brand name drugs shall be dispensed without prior authorization but multisource brand name drugs shall require prior authorization issued by the Department of Health and Senior Services or its authorizing agent, however, a 10-day supply of the multisource brand name drug shall be dispensed pending receipt of prior authorization. Certain multisource brand name drugs with a narrow therapeutic index, other drugs recommended by the Drug Utilization Review Board or brand name drugs with a lower cost per unit than the generic may be excluded from prior authorization by the Department of Health and Senior Services.</p>

3015.1	<p>Language Providing Contingency for Calculating Drug Costs Paid to Pharmacies Pursuant to PAAD and Senior Gold: HEA20#26G: Notwithstanding the provisions of any other law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled program classification and the Senior Gold Prescription Drug Discount Program account shall be expended for prescription claims with no Medicare Part D coverage except under the following conditions: (a) reimbursement for the cost of <u>single source brand name legend drugs and non-legend drugs shall be on the basis of Average Wholesale Price less a 12.5% discount and reimbursement for the cost of multisource generic drugs</u> shall be in accordance with the federal Deficit Reduction Act of 2005 <u>upon final adoption of regulations by the Department of Health and Human Services</u>; (b) the current prescription drug dispensing fee structure set as a variable rate of \$3.73 to \$4.07 shall remain in effect through the current fiscal year, including the current increments for patient consultation, impact allowances and allowances for 24-hour emergency services; and (c) multisource generic and single source brand name drugs shall be dispensed without prior authorization but multisource brand name drugs shall require prior authorization issued by the Department of Health and Senior Services or its authorizing agent, however, a 10-day supply of the multisource brand name drug shall be dispensed pending receipt of prior authorization. Certain multisource brand name drugs with a narrow therapeutic index, other drugs recommended by the Drug Utilization Review Board or brand name drugs with a lower cost per unit than the generic may be excluded from prior authorization by the Department of Health and Senior Services.</p>
3174	<p>Language Concerning Allocation of Mobile Health Van Pilot Program funds: HEA20#21G: <u>The amount appropriated hereinabove for the Mobile Health Van Pilot Program shall be allocated by the Department to three health care entities, one in each of the northern, southern and central regions of New Jersey. In selecting the entities, the Department shall consider the concentration of Medicaid recipients and uninsured residents in the area and the capacity of the entity to service the maximum number of clients in its region.</u></p>
3171.1	<p>Deletion of Language Requiring Copay for Medical Day Care Services: HEA20#26G: 【Notwithstanding the provisions of any other law or regulation to the contrary, effective state fiscal 2008, the appropriation hereinabove for Medical Day Care Services shall be subject to the following condition: all Department of Health and Senior Services beneficiaries will be required to provide a \$3.00 copayment for each Medical Day Care Services visit.】</p>

3170.2	<p>Language Allocating Cancer Research Appropriation and Carryforward Language: HEA20#21G:</p> <p><u>From the amount hereinabove appropriated for Cancer Research, <del>1</del>[\$32,000,000] \$29,850,000<sup>1</sup> shall be allocated as follows: Cancer Institute of New Jersey, Newark, <del>1</del>[\$7,500,000] \$7,000,000<sup>1</sup>; Cancer Institute of New Jersey, South Jersey, <del>1</del>[\$7,500,000] \$7,000,000<sup>1</sup>; Robert Wood Johnson University Hospital, New Brunswick, <del>1</del>[\$7,500,000] \$7,000,000<sup>1</sup>; St. Barnabas Medical Center, <del>1</del>[\$1,000,000] \$925,000<sup>1</sup>; The Cancer Center at Hackensack University Medical Center, <del>1</del>[\$7,500,000] \$7,000,000<sup>1</sup>; and Garden State Cancer Center, <del>1</del>[\$1,000,000] \$925,000<sup>1</sup>. Each recipient of these funds shall report to the Joint Budget Oversight Committee not later than June 1, 2008 concerning the expenditure of its allocated funds.</u></p> <p><u>The unexpended balance at the end of the preceding fiscal year in the Cancer Research account is appropriated.</u></p>
3170.2	<p>Carryforward Language for Cancer Research, South Jersey Program Debt Service: HEA20#21G:</p> <p><u>The unexpended balance at the end of the preceding fiscal year in the Cancer Research, South Jersey Program - Debt Service account is appropriated to the program for cancer-related capital equipment and expenditures, site acquisition and pre-development expenses.</u></p>

3168.1	<p>Language Allocating Hospital Charity Care: HEA20#22G: [Notwithstanding the provisions of any law or regulation to the contrary, Charity Care payments shall not exceed \$583,400,000.]</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, the appropriation for Health Care Subsidy Fund Payments shall be conditioned upon the following provisions: (1) in State fiscal year 2008, Charity Care subsidies shall be calculated according to statutory formula at N.J.S.A. 26:2H-18.59i (P.L. 2004, c.113), except that in section 3.b.(4), the value 43% shall be replaced with the value 50% and source data used shall be Charity Care Claims data, Acute Care Hospital Cost Report data, and Medicare Cost Report data, each from calendar year 2005 yielding a calendar year 2005 based subsidy calculation; (2) hospitals shall be aggregated into hospital systems only as necessary to match the list of hospitals that were allocated subsidies in State fiscal year 2007; (3) for each eligible hospital, the difference shall be calculated between its calendar year 2005 based subsidy calculation and its total State fiscal year 2007 charity care allocation (after reallocation if any), hospital assistance grant, and other grants (State fiscal year 2007 totaling \$702,850,000 for all hospitals); (4) with State fiscal year 2007 other grants totaling \$49,050,000 defined as Jersey City Medical Center \$25,700,000, Solaris Health System \$1,800,000, Our Lady of Lourdes Medical Center \$1,500,000, Palisades Medical Center \$1,000,000, St. Barnabas Medical Center \$350,000, St Joseph's Regional Medical Center \$10,000,000, Hoboken University Hospital \$4,000,000, and Trinitas Hospital \$4,700,000; (5) if an eligible hospital's calendar year 2005 based subsidy calculation is more than its total State fiscal year 2007 amount, each eligible hospital shall receive the amount it received in total State fiscal year 2007 plus 20% of the difference calculated above; (6) if an eligible hospital's calendar year 2005 based subsidy calculation is less than its total State fiscal year 2007 amount, each eligible hospital shall receive the amount it received in total State fiscal year 2007 minus 10% of the difference calculated above. The resulting number will constitute each eligible hospital's State fiscal year 2008 Charity Care subsidy allocation. A proportionate reduction will be applied if necessary such that the State fiscal year 2008 Charity Care subsidy allocation for all hospitals totaled shall not exceed \$716,124,172.</u></p>
1408	<p>Federally Qualified Health Centers - Services to the Homeless HEA20#21G: <u>The Commissioner shall allocate the amount hereinabove appropriated for Federally Qualified Health Care Centers - Services to the Homeless to provide not less than <sup>1</sup>[\$75,000] \$50,000<sup>1</sup> to each of the five centers that received State funds in Fiscal Year 2007 for serving the homeless, and in allocating funds in excess of that amount to each center shall consider factors including, but not limited to, the number, type and location of available services, the growth in health care visits, and the availability of extended hours and specialty care services.</u></p>

3172.1	<p>Language Establishing Conditions for Appropriation for Adult Day Care Center Program - Alzheimer's Disease:  HEA20#26CRG:  <u>Notwithstanding the provisions of any other law or regulation to the contrary, persons receiving services through the Demonstration Adult Day Care Center Program – Alzheimer’s Disease may receive services if appropriate medical documentation is provided to the Department of Health and Senior Services to justify those expenditures. A medical day services provider that is providing services through the Demonstration Adult Day Care Center Program – Alzheimer’s Disease shall be reimbursed at not less than 85% of the free-standing Adult Day Medical Medicaid day rate. A social day services provider that is providing services through the program shall be reimbursed at not less than 70% of the free-standing Adult Day Medical Medicaid Day rate. A medical or social day services provider that is providing services through the program shall not be subject to the 25% matching requirement set forth in section 3 of P.L.1988 c.114 (C.26:2M-11) or the requirement to submit a cost proposal to the Department of Health and Senior Services as set forth in N.J.A.C.8:92-3.2. The Demonstration Adult Day Care Center Program - Alzheimer’s Disease shall reimburse the agency the difference between the client co-pay and the agreed upon rate. The Department of Health and Senior Services shall authorize enrollment of persons in the Demonstration Adult Day Care Center Program -- Alzheimer’s Disease for a maximum of three days per week. The department shall not require participants in the program to pay for services provided through the program in excess of the amounts currently required under N.J.A.C.8:92-1.1. et.seq.</u></p>
3048.1	<p>Language Authorizing Commissioner of Health to Ensure Integrity in Charity Care:  HEA20#22G:  <u>Notwithstanding the provisions of any law or regulation to the contrary, as a condition of the receipt of any monies hereunder by an acute care hospital that is requesting an advance of Charity Care/Medicaid or payments from the "Health Care Facilities Improvement Fund" or any payments over and above this Act, the hospital shall comply with a request by the Commissioner of the Department of Health and Senior Services for a review of its finances and operations to ensure that access to health care is maintained and public funds are utilized for their intended purpose, the cost of such review to be borne by the acute care hospital, and shall comply with any financial and operational performance requirements imposed by the Commissioner as deemed necessary as a result of the review.</u></p>

DEPARTMENT OF HUMAN SERVICES

BUDGET RES. No.	LANGUAGE
3049.2	<p>Language Expanding Authorized Use of Prior Year Increased Recoveries for Payments for Medical Assistance Recipients - Medicare Premium:                      After HUMTOT-G:                      The unexpended balances at the end of the preceding fiscal year due to opportunities for increased recoveries in the Department of Human Services are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. These recoveries may be transferred to the Division of Developmental Disabilities as follows: \$39,532,000 for residential and other support services and infrastructure for individuals transitioning from the developmental centers to the community and from the community services waiting list, and for family support services in accordance with a plan approved by the Director of the Division of Budget and Accounting and an amount for operating costs in the developmental centers <u>and the Payments for Medical Assistance Recipients - Medicare Premiums account</u>, subject to the approval of the Director of the Division of Budget and Accounting.</p>
3057	<p>Language Appropriating Sums Required to Reimburse Certain Costs of County Psychiatric Hospitals Providing Care for Patients from a State Psychiatric Hospital:                      HUM20#23#7700S:  <u>In addition to the amounts hereinabove appropriated for the Support of Patients in County Psychiatric Hospitals, in the event that the Assistant Commissioner of the Division of Mental Health Services determines that in order to provide the least restrictive setting appropriate a patient should be admitted to a county psychiatric hospital in a county other than the one in which the patient is domiciled rather than to a State psychiatric hospital, there are hereby appropriated such additional sums as may be required, as determined by the Assistant Commissioner of the Division of Mental Health Services, to reimburse a county for the extra costs, if any, which were incurred in connection with the care of such patient in a county psychiatric hospital which exceeded the cost of care which would have been incurred had the patient been placed in a State psychiatric hospital, subject to the approval of the Director of Budget and Accounting.</u></p>
3047	<p>Language Providing for Continuation of Legal Responsibilities for Prevention of Medicaid Fraud by the Division of Medical Assistance and Health Services until the Medicaid Inspector General's Office is Operational:                      HUM20#24#7540D:  <u>Notwithstanding the provisions of any other law or regulation to the contrary, the appropriation to the Division of Medical Assistance and Health Services is conditioned upon the Division of Medical Assistance and Health Services continuing to be responsible for third party liability and the prevention and detection of fraud, waste and abuse in the Medicaid, NJ FamilyCare and Work First New Jersey General Assistance Medical Programs and shall refer those matters, as appropriate, to the Office of the Insurance Fraud Prosecutor, Division of Criminal Justice for enforcement pursuant to 42 U.S.C. 1396(a) and P.L.1968, c.413 (C.30:4D-7 et seq.) This provision shall remain in effect until the Medicaid Inspector General is appointed and the Medicaid Inspector General's office becomes operational pursuant to the "Medicaid Program Integrity and Protection Act," P.L.2007, c.58 (C.30:4D-53 et seq.).</u></p>

3059	<p>Language Transferring Funds from Medical Malpractice Liability Insurance Premium Assistance Fund to Medicaid Managed Care Initiative:  HUM20#24#7540G:  <u>Notwithstanding the provisions of any law or regulation to the contrary, an amount not to exceed \$1,200,000 shall be transferred from the Medical Malpractice Liability Insurance Premium Assistance Fund to the General Fund and appropriated to the Division of Medical Assistance and Health Services for the Managed Care Initiative.</u></p>
3060	<p>Language Appropriating General Assistance Pharmaceutical Manufacturer Rebates for NJ FamilyCare - Affordable and Accessible Health Coverage Benefits:  HUM20#24#7540G:  <u>In accordance with the "Family Health Care Coverage Act," P.L.2005, c.156 (C.30:4J-8 et seq.), rebates collected during the current fiscal year from the pharmaceutical manufacturing companies for prescription expenditures made to providers on behalf of General Assistance Medical Services clients are appropriated to NJ FamilyCare - Affordable and Accessible Health Coverage Benefits.</u></p>
3058	<p>Language Authorizing a Contingent Appropriation of \$20,000,000 from the Workforce Development Partnership Fund for Work First New Jersey Support Services to Offset Possible Federal Funding Loss:  HS50#53#7550G:  <u>Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Work First New Jersey Support Services, an amount not to exceed \$20,000,000 may be appropriated from the Workforce Development Partnership Fund established pursuant to section 9 of P.L.1992, c.43 (C.34:15D-9) to the Division of Family Development for Work First New Jersey Support Services in the event federal funding is reduced pursuant to work participation requirements as specified in section 7102 of the federal Deficit Reduction Act of 2005 (Pub.L.109-171), subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3044.2	<p>Language Imposing Financial Recording Requirements on the University of Medicine and Dentistry of New Jersey (UMDNJ):  HUM20#23G:  The amount appropriated hereinabove for the Community Mental Health Centers and the amount appropriated to the University of Medicine and Dentistry of New Jersey are first charged to the federal disproportionate share hospital reimbursements anticipated as Medicaid uncompensated care, and, <u>as a condition for such appropriation, the University of Medicine and Dentistry of New Jersey shall be required to provide fiscal reports to the Division of Mental Health Services and the Office of State Comptroller, including all applicable expenses incurred for programs supported in whole or in part with the above appropriations, as well as all applicable revenues generated from the provision of such program services, as well as any other revenues used to support such services, in such a format and frequency as required by the Division of Mental Health Services.</u></p>

3016.1	<p>Language Providing Contingency for Calculating Drug Costs Paid to Pharmacies Pursuant to Medicaid and General Assistance: HUM20#24G:</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, and subject to the notice provisions of 42 CFR 447.205 where applicable, no funds appropriated for prescription drugs in the Payments for Medical Assistance Recipients - Prescription Drugs or General Assistance Medical Services account shall be expended except under the following conditions: (a) reimbursement for the cost of <u>single source brand name legend drugs and non-legend drugs shall be on the basis of Average Wholesale Price less a 12.5% discount and reimbursement for the cost of multisource generic drugs</u> shall be in accordance with the federal Deficit Reduction Act of 2005 <u>upon final adoption of regulations by the Department of Health and Human Services</u>; (b) the current prescription drug dispensing fee structure set as a variable rate of \$3.73 to \$4.07 shall remain in effect through the current fiscal year, including the current increments for patient consultation, impact allowances and allowances for 24-hour emergency services; and (c) multisource generic and single source brand name drugs shall be dispensed without prior authorization but multisource brand name drugs shall require prior authorization issued by the Division of Medical Assistance and Health Services or its authorizing agent, however, a 10-day supply of the multisource brand name drug shall be dispensed pending receipt of prior authorization. Certain multisource brand name drugs with a narrow therapeutic index, other drugs recommended by the Drug Utilization Review Board or brand name drugs with a lower cost per unit than the generic may be excluded from prior authorization by the Division of Medical Assistance and Health Services.</u></p>
3069	<p>Language Permitting Department to Establish Income Limits for Eligibility for Free Wrap Around Child Care for Families in Abbott Districts with Incomes At or Below 300% of Federal Poverty Level: HUM50#53#7550G:</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated hereinabove for before- and after-school and summer "wrap around" child care shall be expended except in accordance with the following condition: effective September 1, 2007, families with incomes above 300% of the federal poverty level who reside in "Abbott districts" shall not be eligible for free "wrap around" child care.</u></p>
3046.3	<p>Language Authorizing Transfer of Funds from the Medical Outpatient Hospital Account for Community-Based Psychiatric Services for Adults: HUM20#24#7540G:</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Human Services is authorized to utilize savings not to exceed \$8,000,000 in the Payments for Medical Assistance Recipients-Outpatient Hospital account that materialize as a result of the annualization of the February 5, 2007 Outpatient Hospital Psychiatric Reimbursement changes for individuals age 22 and older. Utilization of the savings not to exceed \$8,000,000 shall be for outpatient hospital psychiatric service rate adjustments in the Medicaid program and/or reinvestment into community based psychiatric services for individuals age 22 and older. An amount not to exceed \$8,000,000 may be transferred to the Community Care appropriation within the Division of Mental Health Services to support outpatient hospital and community based psychiatric services for individuals age 22 and older, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>

3175.1	<p>Deletion of Language Requiring Copayments for Medicaid and General Assistance Prescription Drugs: HUM20#24#7450G: 【Notwithstanding the provisions of any other law or regulation to the contrary, and subject to the notice provisions of 42 CFR 447.205 where applicable, effective for fiscal year 2008, the appropriations hereinabove for Managed Care Initiative, Payments for Medical Assistance Recipients-Prescription Drugs, and General Assistance Medical Services shall be subject to the following condition: all qualifying beneficiaries, in accordance with 42 CFR 447.53, of the Division of Medical Assistance and Health Services shall be responsible for a \$2 copayment per prescription drug. The maximum amount a beneficiary shall be charged each month is \$10.】</p>
3192	<p>Deletion of Language Requiring Medicaid Outpatient Hospital Service Copayments: HUM20#24#7540G: 【Notwithstanding the provisions of any other law or regulation to the contrary, and subject to the notice provisions of 42 CFR 447.205 where applicable, effective for fiscal year 2008, the appropriation hereinabove for Payments for Medical Assistance Recipients-Outpatient Hospital shall be subject to the following condition: all qualifying beneficiaries, in accordance with 42 CFR 447.53, of the Division of Medical Assistance and Health Services shall be responsible for a \$6 copayment for each emergency room visit that is determined to be for a non-emergent visit. Qualifying beneficiaries shall be charged a \$3 copayment for each outpatient hospital visit. Beneficiary cost-sharing responsibility for certain outpatient hospital services shall not exceed \$12 per month.】</p>
3168.1	<p>Language Concerning Distribution of the Graduate Medical Education (GME): HUM20#24#7540G: Notwithstanding the provisions of any law or regulation to the contrary, commencing at the beginning of the current fiscal year, distribution of the Graduate Medical Education (GME) <u>Medicaid</u> payment to eligible acute care teaching hospitals shall not <u>include federal funds without federal approval</u> 【be in excess of, or cause an individual hospital to exceed its federal disproportionate share hospital upper payment limits】.</p>
1499	<p>Language Allocating \$500,000 of Autism Funding to the Autism Center at UMDNJ- NJMS HUM30#32#7601G: <u>Of the amount appropriated hereinabove for Addressing the Needs of the Autism Community, \$500,000 is allocated for the Autism Center at the University of Medicine and Dentistry of New Jersey - New Jersey Medical School.</u></p>

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

BUDGET RES. No.	LANGUAGE
3018	<p>Carryforward Language for Workforce Development Partnership Fund: LAB40#54D: <u>Notwithstanding the provisions of the "Workforce Development Partnership Act," P.L.1992, c.44 (C.34:15D-12 et seq.), or any other law to the contrary, the unexpended balance at the end of the preceding fiscal year in the Workforce Development Partnership Fund is appropriated, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>

3061	<p>Language Appropriating Unallocated Workforce Development Partnership Fund Revenue for Governor's Economic Growth Strategy Initiative: LAB50#54#4545D: <u>Notwithstanding the provisions of P.L.1992, c.44 (C.34:15D-12 et seq.), or any other law to the contrary, there shall be appropriated to the Department of Labor and Workforce Development an amount not to exceed 5.5% of the total revenues collected pursuant to section 2 of P.L.1992, c.44 (C.34:15D-13) for the purpose of supporting initiatives recommended by the Commissioner in support of the Governor's Economic Growth Strategy, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
1006	<p>Language Intending to Increase Cultural Competency of Organizations Contracting with Workforce Investment Boards: After LABTOT: <u>In allocating funds appropriated for One Stop Career Centers, the Department is directed to encourage local Workforce Investment Boards to enter into contractual agreements with local community based organizations in order to assure that local workforce development service delivery to non-English speaking workers who are seeking entry level employment is effective and culturally competent.</u></p>

DEPARTMENT OF LAW AND PUBLIC SAFETY

BUDGET RES. No.	LANGUAGE
3021.1	<p>Carryforward Language for Violence Against Women: LPS10#12G: <u>The unexpended balance at the end of the preceding fiscal year in the Addressing Violence Against Women account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3035.1	<p>Language Shifting from Extended Polling Place Hours to Presidential Primary: LPS10#13S: In addition to the amount hereinabove for <b>Extended Polling Place Hours</b> <b>Presidential Primary</b>, there are appropriated from the General Fund such additional sums as may be required for county and municipal costs of the Presidential Primary, as certified by the Commissioner of Registration of each county, and certified by the Office of the Attorney General, subject to the approval of the Director of the Division of Budget and Accounting.</p>
3073	<p>Language Authorizing Transfers of Juvenile Detention Alternatives Initiative Appropriation to Operating Accounts as Appropriate: LPS10#18#1500G: <u>Of the amounts appropriated hereinabove for the Juvenile Detention Alternatives Initiative, such sums as may be required may be transferred to various Direct State Service operating accounts, subject to the approval of the Director of the Division of Budget and Accounting. The portion to be used for grants-in-aid shall be allocated based on the State Juvenile Detention Alternatives Initiative Steering Committee recommendations subject to Juvenile Justice Commission endorsement.</u></p>

3022.1	<p>Language Allocating New Jersey Emergency Medical Service Helicopter Response Program Fund Appropriation for State Police Vehicles: LPS10#12D: <u>Receipts and available balances derived pursuant to the New Jersey Emergency Medical Service Helicopter Response Act under subsection a. of section 1 of P.L.1992, c.87, (C.39:3-8.2), not to exceed \$2,000,000 for State Police Vehicles, are appropriated for those purposes and shall be deposited into a dedicated account, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.</u> Receipts and available balances derived from the surcharge on motor vehicle registrations pursuant to <u>subsection a. of section 1 of P.L. 1992, c.87 (C.39:3-8.2), not to exceed \$7,000,000 for State Police salaries, are appropriated for those purposes and shall be deposited into a dedicated account, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.</u></p>
3036.3	<p>Language Concerning Appropriation for Spring 2007 Flood Relief: LPS10#12S: <u>The amounts appropriated hereinabove for Spring 2007 Flood Relief are allocated to the Office of Emergency Management for the purpose of satisfying the non-federal share of federal disaster assistance for programs available under Presidential Disaster FEMA-1694-DR. Such sums as may be required may be transferred to various Direct State Service operating accounts for flood damage, subject to the approval of the Director of the Division of Budget and Accounting. Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts appropriated hereinabove for Spring 2007 Flood Relief, there are appropriated such additional sums as may be required for Spring 2007 Flood Relief and for May, 2007 forest fire emergency needs and related costs, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>

DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS

BUDGET RES. No.	LANGUAGE
3024	<p>Language Authorizing Transfer of Funds to Veterans Outreach and Assistance and Veterans' Transportation: MVA80#83#3610G: <u>From the amount appropriated hereinabove for the Support Services for Returning Veterans, such sums as may be required may be transferred to Veterans Outreach and Assistance - Direct State Services and Veterans' Transportation - Grants-in-Aid, subject to the approval of the Director of the Division of Budget and Accounting.</u></p>

DEPARTMENT OF STATE

BUDGET RES. No.	LANGUAGE
3027	<p>Language Clarifying Payment Schedule for Certain Funds to New Jersey State Library: STA30#37#2541D: Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for <u>Direct State Services</u> for the New Jersey State Library, <u>excluding amounts appropriated to Special Purpose accounts</u>, shall be paid in twelve equal installments, on the last business day of each month, beginning in July 2007.</p>
3084.1	<p>Language Reallocating \$10,000,000 from New Jersey Public Records Preservation Account to General Fund for Support of General State Spending: STA70#74D: Notwithstanding the provisions of any law or regulation to the contrary, up to 40 percent of the receipts deposited in the New Jersey Public Records Preservation account in the Department of the Treasury <u>less \$10,000,000</u> are appropriated and allocated as grants to counties and municipalities for the management, storage, and preservation of public records based on guidelines promulgated by the Division of Archives and Records Management and approved by the State Treasurer.</p>
1571	<p>Language Concerning Allocation of Funds for the Robert Wood Johnson Medical School Camden: STA30#36#2420G: <u>Of the amounts hereinabove appropriated for the University of Medicine and Dentistry of New Jersey, there is allocated for Robert Wood Johnson Medical School Camden for the purpose of faculty and affiliate hospital support (a) an amount equal to the amount budgeted by the University of Medicine and Dentistry of New Jersey in its Fiscal Year 2006-2007 budget for Robert Wood Johnson Medical School Camden for affiliate and related non-salary expense and (b) an amount equal to the unexpended balances of the amounts budgeted by the University of Medicine and Dentistry of New Jersey in its Fiscal Year 2005-2006 and Fiscal Year 2006-2007 budgets for Robert Wood Johnson Medical School Camden for affiliate and related non-salary expense.</u></p>

DEPARTMENT OF TRANSPORTATION

BUDGET RES. No.	LANGUAGE
3028	<p>Deletion of Redundant Language Appropriating funds to the Department of Transportation from GARVEE bonds:            TRA60#61G:  <b>【Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated to the Department of Transportation an additional amount of \$175,000,000, subject to the approval of the Director of the Division of Budget and Accounting, for the Route 52 Causeway Replacement Contract A Construction Fund, from the Transportation Trust Fund Authority's Grant Anticipation Revenue Vehicles (GARVEE) bond proceeds.】</b></p>
3062	<p>Language Exempting Transfers Among Federal Transportation Appropriations from Joint Budget Oversight Committee Jurisdiction:            After TRATOT:  <u>Notwithstanding the provisions of subsection d. of section 21 of P.L.1984, c.73 (C.27:1B-21), approval by the Joint Budget Oversight Committee of transfers among federal appropriations by project shall not be required. Notice of a transfer approved by the Director of the Division of Budget and Accounting pursuant to that shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.</u></p>

DEPARTMENT OF TREASURY

BUDGET RES. No.	LANGUAGE
3187	<p>Language Increasing Appropriation for Tourism Advertising and Promotion: TRE50#51G:</p> <p>Of the sum hereinabove appropriated for the New Jersey Commerce, Economic Growth and Tourism Commission, <del>[\$10,260,000]</del> <u>\$10,885,000</u> shall be used for Advertising and Promotion; \$800,000 shall be used for New Jersey Small Business Development Centers; \$130,000 shall be used for the New Jersey Israel Commission; and \$1,850,000 shall be used for the Travel and Tourism Cooperative Marketing Program; except that any amount for the Cooperative Marketing Program is available for expenditure only to the extent that an amount equal to 25% of the State funds are expended from funds raised by the Commerce Commission, pursuant to subsection j. of section 9 of P.L.1977, c.225 (C.34:1A-53), through contributions from private tourism industry concerns and non-State public entities as determined by the Director of the Division of Budget and Accounting. These accounts shall be considered special purpose appropriations for accounting and reporting purposes. Of the amount hereinabove appropriated for the New Jersey Commerce, Economic Growth and Tourism Commission, such sums as are necessary shall be made available to the Office of Economic Growth, established pursuant to Executive Order #50 for its purposes, subject to the approval of the Director of the Division of Budget and Accounting and the Director of the Division of Budget and Accounting shall have the authority to create such new account as may be necessary to effectuate such transfer. In the event that any of the duties or responsibilities of the New Jersey Commerce, Economic Growth and Tourism Commission are transferred to any other State agencies, the Director of the Division of Budget and Accounting shall have the duty and is hereby empowered to transfer funds appropriated to the New Jersey Commerce, Economic Growth and Tourism Commission to such other agencies as shall be charged with the responsibility of administering the functions so transferred. The Director of the Division of Budget and Accounting shall have the authority to create such new accounts as may be necessary to effectuate such transfers. Information copies of such transfers shall be transmitted to the Legislative Budget and Finance Officer upon the effective date thereof.</p>
3063	<p>Language Allocating Office of Information Technology Appropriation for Quality Assurance Oversight: TRE70#74#2034D:</p> <p><u>Notwithstanding the provisions of any law or regulation to the contrary, the amount appropriated hereinabove to the Office of Information Technology for Quality Assurance Oversight shall be used to enhance supervision over the implementation of current and future information technology contracts, including but not limited to oversight of existing quality assurance contracts for information technology.</u></p>

3038	<p>Language Appropriating Additional Sums to the South Jersey Port Corporation for Payments in Lieu of Taxes:  TRE70#75S:  There are appropriated such additional sums as may be certified to the Governor by the South Jersey Port Corporation as necessary to meet the requirements of the "South Jersey Port Corporation Debt Service Reserve Fund" under section 14 of P.L.1968, c.60 (C.12:11A-14), <u>and the "South Jersey Port Corporation Property Tax Reserve Fund" under section 20 of P.L.1968, c.60 (C.12:11A-20)</u>, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.</p>
3089.1	<p>Language Clarifying Homestead Rebate to Ensure Senior Tenants Do Not Receive Less than Non-Senior Tenants:  TRE70#75G:  The amount hereinabove appropriated for the Homestead Property Tax Rebates for Tenants program shall be available to pay homestead rebates pursuant to the provisions of section 4 of P.L.1990, c.61 (C.54:4-8.60), except that notwithstanding the provisions of that law to the contrary residents who are not 65 years of age or older at the close of the tax year, or residents who are not allowed to claim a personal deduction as a blind or disabled taxpayer pursuant to subsection b. of N.J.S.54A:3-1, are eligible for rebates at the following maximum amounts for tax year 2006: (a) \$350 for residents with gross income of \$20,000 or less for tax year 2006; (b) \$300 for residents with gross income in excess of \$20,000 but not in excess of \$35,000 for tax year 2006; (c) \$200 for residents with gross income in excess of \$35,000 but not in excess of \$50,000 for tax year 2006; and (d) \$80 for residents with gross income in excess of \$50,000 but not in excess of \$100,000 for tax year 2006, <u>and residents who are 65 years of age or older at the close of the tax year, or residents who are allowed to claim a personal deduction as a blind or disabled taxpayer pursuant to subsection b. of N.J.S.54A:3-1, are eligible for rebates at the following minimum amounts for tax year 2006: (a) \$350 for a resident with a gross income of \$20,000 or less for tax year 2006; (b) \$300 for residents with gross income in excess of \$20,000 but not in excess of \$35,000 for tax year 2006; and (c) \$200 for residents with gross income in excess of \$35,000 but not in excess of \$50,000 for tax year 2006.</u> If the amount hereinabove appropriated for the Homestead Property Tax Rebates for Tenants program is not sufficient, there is appropriated from the Property Tax Relief Fund such additional sums as may be required for payment of such rebates, subject to the approval of the Director of the Division of Budget and Accounting.</p>

1007	<p>Language Increasing Carve Out for New Jersey Small Business Development Centers from New Jersey Commerce, Economic Growth and Tourism Commission Appropriation: TRE50#51G:</p> <p>Of the sum hereinabove appropriated for the New Jersey Commerce, Economic Growth and Tourism Commission, \$10,260,000 shall be used for Advertising and Promotion; <b>[\$800,000]</b> <u>\$1,000,000</u> shall be used for New Jersey Small Business Development Centers; \$130,000 shall be used for the New Jersey Israel Commission; and \$1,850,000 shall be used for the Travel and Tourism Cooperative Marketing Program; except that any amount for the Cooperative Marketing Program is available for expenditure only to the extent that an amount equal to 25% of the State funds are expended from funds raised by the Commerce Commission, pursuant to subsection j. of section 9 of P.L.1977, c.225 (C.34:1A-53), through contributions from private tourism industry concerns and non-State public entities as determined by the Director of the Division of Budget and Accounting. These accounts shall be considered special purpose appropriations for accounting and reporting purposes. Of the amount hereinabove appropriated for the New Jersey Commerce, Economic Growth and Tourism Commission, such sums as are necessary shall be made available to the Office of Economic Growth, established pursuant to Executive Order #50 for its purposes, subject to the approval of the Director of the Division of Budget and Accounting and the Director of the Division of Budget and Accounting shall have the authority to create such new account as may be necessary to effectuate such transfer. In the event that any of the duties or responsibilities of the New Jersey Commerce, Economic Growth and Tourism Commission are transferred to any other State agencies, the Director of the Division of Budget and Accounting shall have the duty and is hereby empowered to transfer funds appropriated to the New Jersey Commerce, Economic Growth and Tourism Commission to such other agencies as shall be charged with the responsibility of administering the functions so transferred. The Director of the Division of Budget and Accounting shall have the authority to create such new accounts as may be necessary to effectuate such transfers. Information copies of such transfers shall be transmitted to the Legislative Budget and Finance Officer upon the effective date thereof.</p>
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INTERDEPARTMENTAL ACCOUNTS

BUDGET RES. No.	LANGUAGE
3051	<p>Language Authorizing Additional Appropriations or Transfers for the 9/11 Memorial Project: IDA70#74C:</p> <p>In addition to the amounts appropriated under P.L.2004, c.71, donations for the 9/11 Memorial Design Costs from public and private sources, including those collected from the Port Authority of New York and New Jersey, for the purposes of planning, designing, maintaining and constructing a memorial to the victims of the terrorist attacks of September 11, 2001, on the World Trade Center in New York City, the Pentagon in Washington, D.C., and United Airlines Flight 93 in Somerset County, Pennsylvania, shall be deposited by the State Treasurer in a dedicated account established for this purpose and are appropriated for the purposes set forth under P.L.2004, c.71 <u>and there are appropriated or transferred such sums as are necessary for the 9/11 Memorial project, subject the approval of the Director of the Division of Budget and Accounting.</u></p>

3052	<p>Language Appropriating Funds for Newly Created Defined Contribution Retirement Program: IDA70#9410D:  <u>There are appropriated such additional sums as may be required for State employer contributions to the Defined Contribution Retirement Program, State premium costs for life insurance and disability insurance, and the related State administrative costs of the Division of Pensions and Benefits in accordance with the provisions of P.L.2007, c.92.</u></p>
3072.2	<p>Language Establishing 5.5% Pension Contribution for TPAF and PERS Members:  After IDATOT:  <sup>1</sup><u>Notwithstanding the provisions of any other law to the contrary, amounts hereinabove appropriated for the Teachers' Pension and Annuity Fund and the Public Employees' Retirement System are subject to the condition that, effective with the first pay period beginning after July 1, 2007, members enrolled in the retirement system for whom the employer contribution is funded by the appropriation for the Teachers' Pension and Annuity Fund and the Public Employees' Retirement System shall contribute 5.5% of compensation to the system.</u><sup>1</sup></p>
3072.2	<p>Language Implementing State Employee Contract Agreement for Increased Copays:  After IDATOT:  <u>Notwithstanding the provisions of any other law to the contrary, amounts hereinabove appropriated for the State Health Benefits Program are subject to the following conditions: (i) increases in co-payments for the prescription drug plan; increases in co-payments for office visits and emergency room visits in the managed care plans; and the co-payment for initial prenatal visits in the managed care plans agreed to by bargaining units representing State employees and employees of State authorities, State commissions, State colleges and State universities shall be implemented by the State Health Benefits Commission as expeditiously as is administratively feasible; and (ii) the following co-payments shall be implemented by the State Health Benefits Commission as expeditiously as is administratively feasible for (a) employees paid through the State centralized payroll for whom there is no majority representative for collective negotiations purposes, except non-aligned sworn members of the Division of State Police; and (b) employees of State authorities, State commissions, State colleges and State universities for whom there is no majority representative for collective negotiations purposes who receive benefits through the State Health Benefits Program and such benefits are funded in whole or in part by State appropriations: a \$15 co-payment for managed care plan primary care physician and specialist office visits; a \$15 co-payment for managed care plan initial prenatal visits; a \$50 co-payment for emergency room visits (which shall be waived if admitted); co-payments for the employee prescription drug plan: retail pharmacy - \$3 generic, \$10 brand name (where there is no generic equivalent or where the patient is medically unable to take the generic equivalent) and \$25 brand name (where neither of the conditions for \$10 brand name applies) for up to a 30-day supply, and mail-order pharmacy - \$5 generic, \$15 brand name (where there is no generic equivalent or where the patient is medically unable to take the generic equivalent) and \$40 brand name (where neither of the conditions for \$15 brand name applies) for up to a 90-day supply; and a Traditional Plan annual deductible of \$250 for an individual and \$500 for a family.</u></p>

3041.1	<p>Language Allocating Garden State Preservation Trust Supplemental Funding for Local and Nonprofit Open Space Projects: IDA70#74C: <u>The amount appropriated hereinabove for Garden State Preservation Trust Supplemental Funding shall be deposited into the "Garden State Green Acres Preservation Trust Fund" to be applied pursuant to P.L.1999, c.152 (C13:8C-1 et seq.), except that notwithstanding the provisions of section 18 of P.L.1999, c.152 (C.13:8C-1 et seq.), the amount hereinabove shall be made available only for grants or loans to local government units and/or qualifying tax exempt nonprofit organizations for the acquisition and development of lands for recreation and conservation purposes.</u></p>
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GENERAL PROVISIONS

BUDGET RES. No.	LANGUAGE
3029	<p>Deletion of Unnecessary Language Concerning Unclaimed Personal Property Trust Fund Resources Allocated to Essex County: GENPROV: 【Notwithstanding the provisions of any law or regulation to the contrary, in addition to any other amounts transferred from the Unclaimed Personal Property Trust Fund to the General Fund and appropriated herein, there is appropriated from the Unclaimed Personal Property Trust Fund for transfer to the General Fund, an amount not to exceed \$2,820,721 comprising unclaimed assets seized by the County of Essex prior to January 1, 2003 pursuant to N.J.S.2C:64-1 et seq., and deposited in the Unclaimed Personal Property Trust Fund on or after July 1, 2007, which amount is appropriated subject to the approval of the Director of the Division of Budget and Accounting to the County of Essex for the purposes of funding costs of the County Prosecutor's office, including but not limited to the Prosecutor's Crime Scene Unit.】</p>
3030.1	<p>Language Authorizing Appropriation for Emergency Repairs: GENPROV: The Governor is empowered to direct the State Treasurer to transfer from any State department to any other State department such sums as may be necessary for the cost of any emergency occasioned by aggression, civil disturbance, sabotage, or disaster. <u>In addition, there are appropriated such additional sums as may be necessary for emergency repairs and reconstruction of State facilities or property, subject to the approval of the Director of the Division of Budget and Accounting and the Joint Budget Oversight Committee. Appropriations referred to the Joint Budget Oversight Committee shall be deemed approved unless a resolution of disapproval is adopted within 10 working days of receipt of notification of the proposed appropriation.</u></p>
3305	<p>Modifies Appropriation Authority for Studies Related to Disposition of Public Assets to Remove "Sale" Option: GENPROV: There are appropriated such sums as may be necessary for legal and engineering fees, financial advisors and other consultants and services associated with, as well as any other costs determined necessary in preparation for, the monetization <sup>1</sup>【, sale,】<sup>1</sup> or lease of public assets, subject to the approval of the Director of the Division of Budget and Accounting.</p>

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