

[Fourth Reprint]
SENATE, No. 2293

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED MARCH 13, 2018

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SYNOPSIS

"Securing Our Children's Future Bond Act"; authorizes issuance of \$500,000,000 in general obligation bonds to finance certain school, school district, and county college capital projects; appropriates \$5,000.

CURRENT VERSION OF TEXT

As amended on August 27, 2018 by the Senate pursuant to the Governor's recommendations.

(Sponsorship Updated As Of: 6/22/2018)

1 AN ACT authorizing the creation of a debt of the State of New
 2 Jersey by the issuance of bonds of the State in the aggregate
 3 principal amount of ¹[\$500,000,000] ²[\$750,000,000¹]
 4 ⁴[\$1,000,000,000²] \$500,000,000⁴ for the purpose of capital
 5 project grants for increasing the career and technical education
 6 program capacity at county vocational school districts and
 7 county colleges ³[¹and] ³ for school security upgrades^{1 3}, and
 8 for school district water infrastructure improvement projects³ ;
 9 providing the ways and means to pay and discharge the principal
 10 of and interest on the bonds; providing for the submission of this
 11 act to the people at a general election; and making an
 12 appropriation therefor.

13
 14 **BE IT ENACTED** by the Senate and General Assembly of the State
 15 of New Jersey:

16
 17 1. This act shall be known and may be cited as the ²["Career and
 18 Technical Education ¹and School Security¹"] "Securing Our Children's
 19 Future² Bond Act."

20
 21 ²[2. The Legislature finds and declares that:

22 a. Studies indicate that fewer than 50 percent of young
 23 Americans in their mid-twenties have any kind of postsecondary
 24 degree, while economists tell us that by 2020 two-thirds of jobs will
 25 require some education or training beyond high school.

26 b. Survey after survey indicates that employers cannot find
 27 individuals with the skills they need to fill today's jobs, especially
 28 technical jobs in fields like information technology, health care,
 29 logistics and distribution, advanced manufacturing, and aviation
 30 technology.

31 c. These factors argue for a much stronger push to better align
 32 our education system, especially our high schools and county
 33 colleges, with the needs of our economy in order to equip more
 34 students with the skills they will need to take advantage of career
 35 opportunities in high-demand, high-growth fields.

36 d. High quality career and technical education (CTE) programs
 37 address the gap between skills and employment opportunities by
 38 creating an educational environment that combines core academics
 39 with real-world experience, and while New Jersey's county
 40 vocational school districts and county colleges have established and
 41 advanced career and technical education programs, the demand for
 42 such programs far outweighs their availability.

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate floor amendments adopted March 26, 2018.

²Senate floor amendments adopted April 12, 2018.

³Assembly AED committee amendments adopted June 18, 2018.

⁴Senate amendments adopted in accordance with Governor's recommendations August 27, 2018.

1 e. In 2017, the county vocational school districts were unable
2 to meet the needs of 17,000 students who sought enrollment but
3 could not be accepted due to a lack of facilities. The county
4 vocational school districts were only able to accommodate 41.5
5 percent of applicants, and on a Statewide average there were 2.3
6 applicants for every available seat.

7 f. These statistics point to a critical need for the construction
8 of new facilities, the expansion of existing facilities, and the
9 renovation of existing spaces to enable county vocational school
10 districts and county colleges to significantly increase their efforts
11 through the expansion of career and technical education programs
12 to meet the demands of labor and industry for a trained workforce.

13 g. The modest amount of school construction funds available to
14 county vocational school districts under the “Educational Facilities
15 Construction and Financing Act,” P.L.2000, c.72 (C.18A:7G-1 et
16 al.), and the funding available to county colleges under the
17 “Building Our Future Bond Act,” P.L.2012, c.41, has been depleted,
18 and a stable source of new funding is critical if these institutions are
19 to be able to move forward in the development of career and
20 technical education programs aligned to the needs of business and
21 industry.

22 h. The economic viability and competitiveness of New Jersey
23 is inextricably linked to the strengths and skills of the State’s
24 current and future workforce and absent the investment of State
25 resources in career and technical education programs the State will
26 be unable to maintain current and attract new high-demand
27 industries that are the engine of economic growth.]²

28

29 ²[3.] 2.² As used in this act:

30 “Bonds” mean the bonds authorized to be issued, or issued,
31 under this act.

32 “Career and technical education program” means a program,
33 approved by the Department of Education, that offers a sequence of
34 courses that provide students with the coherent and rigorous content
35 aligned with challenging academic standards and relevant technical
36 knowledge and skills needed to prepare for further education and
37 careers in current or emerging professions. A career and technical
38 education program provides technical skill proficiency, an industry-
39 recognized credential, a certificate, or an associate degree.

40 “Commission” means the New Jersey Commission on Capital
41 Budgeting and Planning.

42 “Commissioner” means the Commissioner of Education.

43 “Construct” and “construction” means the planning, erecting,
44 altering, repairing, purchasing, improving, developing,
45 constructing, reconstructing, extending, rehabilitating, renovating,
46 upgrading, demolishing, and equipping of ⁴[³school district]⁴ water
47 infrastructure improvement projects ⁴and security projects in

1 schools,⁴ and of³ education buildings at schools,¹ county
2 vocational school districts ^{1,1} and county colleges.

3 “Cost” means the expenses incurred in connection with: the
4 acquisition by purchase, lease, or otherwise, the development, and
5 the construction of any project authorized by this act; the
6 acquisition by purchase, lease, or otherwise, and the development of
7 any real or personal property for use in connection with a project
8 authorized by this act, including any rights of interest therein; the
9 execution of any agreements and franchises deemed by the
10 Commissioner of Education or the Secretary of Higher Education to
11 be necessary or useful and convenient in connection with any
12 project; the procurement or provision of engineering, architectural
13 design, surveying, inspection, planning, legal, financial, or other
14 professional services, estimates, studies, reports, or advice,
15 including the services of a bond registrar or an authenticating agent;
16 feasibility studies; the issuance of bonds, or any interest or discount
17 thereon; the administrative, organizational, operating, or other
18 expenses incident to the financing and completing of any project
19 authorized by this act; the establishment of a reserve fund or funds
20 for working capital, operating, maintenance, or replacement
21 expenses and for the payment or security of principal or interest on
22 bonds, as the Director of the Division of Budget and Accounting in
23 the Department of the Treasury may determine; and reimbursement
24 to any fund of the State of moneys which may have been transferred
25 or advanced therefrom to any fund created by this act, or of any
26 moneys which may have been expended therefrom for, or in
27 connection with, any project authorized by this act.

28 “County college” means an entity established pursuant to chapter
29 64A of Title 18A of the New Jersey Statutes.

30 “County vocational school district” means an entity established
31 pursuant to article 3 of chapter 54 of Title 18A of the New Jersey
32 Statute.

33 “Education buildings” means buildings, structures, and facilities
34 required for the operation of schools,¹ county vocational school
35 districts ^{1,1} or county colleges.

36 “Government securities” means any bonds or other obligations
37 which as to principal and interest constitute direct obligations of, or
38 are unconditionally guaranteed by, the United States of America,
39 including obligations of any federal agency, to the extent those
40 obligations are unconditionally guaranteed by the United States of
41 America, and any certificates or any other evidences of an
42 ownership interest in those obligations of, or unconditionally
43 guaranteed by, the United States of America or in specified portions
44 which may consist of the principal of, or the interest on, those
45 obligations.

46 “Project” means the establishment and construction of education
47 buildings and the expansion and construction of additional facilities

1 at, and the acquisition and installation of additional ³**[and]** ³or³
 2 upgraded equipment for, existing ³or ³new³ education buildings
 3 ⁴**[³and facilities]⁴**, or parts thereof,³ ⁴at county vocational schools
 4 and county colleges⁴ for the purpose of increasing academic
 5 capacity to expand or offer new career and technical education
 6 programs which shall include, but not be limited to, classrooms,
 7 laboratories, computer facilities, and other academic buildings and
 8 all property appurtenant thereto, ⁴**[¹or for the purpose of school**
 9 **facility² security² upgrades in education buildings,¹]⁴** but shall not
 10 include dormitories, administrative buildings, athletic facilities, or
 11 other revenue-producing facilities.

12 ³**“Project”** also means the construction, reconstruction, repair,
 13 rehabilitation, or replacement of ⁴: (1)⁴ water supply infrastructure
 14 in school districts for the purpose of improving water quality in
 15 district schools ⁴; and (2) security projects in school districts⁴ .³

16 ¹**“School”** means an educational institution that includes any of
 17 the grades kindergarten through 12.¹

18 ³**“School district”** means a local or regional school district, a
 19 county special services school district, a county vocational school
 20 district, and a district under partial or full State intervention
 21 pursuant to P.L.1987, c.399 (C.18A:7A-34 et al.);³

22 “Secretary” means the Secretary of Higher Education appointed
 23 pursuant to section 2 of P.L.2009, c.308 (C.18A:3B-47).

24 ⁴**“Security project”** means the construction, improvement,
 25 alteration or modernization of all or any part of a school in a school
 26 district for school security purposes, including alarms and silent
 27 security systems. Security project shall not include routine
 28 maintenance.⁴

29 “Stackable credentials program” means a program established
 30 for the purpose of supporting industry-recognized, short-term
 31 credentials and certificates that count toward a higher-level
 32 certificate or degree so that individuals may advance in employment
 33 and training over the course of their careers.

34
 35 ²**[4.] 3.²** The Commissioner of Education and the Secretary of
 36 Higher Education shall jointly adopt, pursuant to the
 37 "Administrative Procedure Act," P.L.1968 c.410 (C.52:14B-1 et
 38 seq.), rules and regulations necessary to implement the provisions
 39 of this act.

40
 41 ²**[5.] 4.²** Bonds of the State of New Jersey are authorized to be
 42 issued in the aggregate principal amount of ¹**[\$500,000,000]**
 43 ²**[\$750,000,000¹]** ⁴**[\$1,000,000,000²]** \$500,000,000⁴ to be
 44 allocated as grants for the costs of projects as follows:

45 a. ³**[\$450,000,000]** ⁴**[\$400,000,000³]** \$350,000,000⁴ for
 46 county vocational school ¹**[districts; and]** district career and

1 technical education grants ⁴ and for school security project grants to
 2 schools ⁴ ;¹

3 b. \$50,000,000 for county ¹ ~~colleges~~ college career and
 4 technical education grants; ³ ~~and~~ ³

5 ⁴ ~~c.~~ ² ~~[\$250,000,000]~~ ³ ~~[\$500,000,000²]~~ \$450,000,000³ for
 6 school facility security grants ¹ ³; ⁴ and

7 ⁴ ~~d.~~ ^{c.} ⁴ \$100,000,000 for school district water infrastructure
 8 improvement grants ³.

9 ¹ ~~c.~~ ³ ~~d.~~ ¹ ^{e.} ³ Procedures for the review and approval of, and
 10 eligibility criteria for, ¹ career and technical education ¹ grants shall
 11 be established by the commissioner, in consultation with the
 12 Commissioner of Labor and Workforce Development, in the case of
 13 county vocational school district grants, and by the secretary, in
 14 consultation with the Commissioner of Labor and Workforce
 15 Development, in the case of county college grants. The county
 16 vocational school district or the county college, as applicable, shall
 17 demonstrate how the proposed project to be financed through bond
 18 funds will: increase the capacity of the county vocational school
 19 district or county college to offer career and technical education
 20 programs; prepare students for high demand, technically skilled
 21 careers; and align with labor market demands or economic
 22 development goals. The county vocational school district or the
 23 county college shall demonstrate the process by which it engaged
 24 employers to identify workforce needs.

25 Projects that meet any of the following criteria shall receive
 26 priority for ¹ career and technical education ¹ grant funding:

27 (1) the county vocational school district or the county college
 28 offers a stackable credentials program;

29 (2) in the case of a county vocational school district grant, the
 30 school district has entered into a partnership with a county college
 31 for the provision of career and technical education programs, and in
 32 the case of a county college grant, the county college has entered
 33 into a partnership with a county vocational school district for the
 34 provision of career and technical education programs; or

35 (3) the county vocational school district or the county college
 36 has entered into a partnership with an employer to provide technical
 37 education and training for current or potential employees.

38 ¹ ~~d.~~ ¹ Procedures for the review and approval of, and eligibility
 39 criteria for, school ⁴ ~~facility security~~ ⁴ security project ⁴ grants shall
 40 be established by the commissioner ⁴, in consultation with the New
 41 Jersey Schools Development Authority ⁴ .

42 ³ ~~e.~~ ¹ Procedures for the review and approval of, and eligibility
 43 criteria for, school district water infrastructure improvement grants
 44 shall be established by the commissioner, in consultation with the
 45 Commissioner of Environmental Protection.

1 f.³ For any career and technical education project approved by
 2 the commissioner or the secretary, as applicable, the grant shall
 3 support 75% of the cost of the project and the county which
 4 established the county vocational school district or county college
 5 shall support 25% of the cost of the project. ⁴[This matching
 6 requirement may be met ³, among other ways,³ through cash
 7 contributions, or through in-kind contributions including, but not
 8 limited to, land, facilities, or equipment as permitted by the
 9 commissioner or secretary.]⁴

10 ³[f.¹] g.³ The commissioner in the case of county vocational
 11 school district ¹career and technical education¹ grants ³[¹and] ,³
 12 school ⁴[facility security] security project⁴ grants¹, ³and school
 13 district water infrastructure improvement grants,³ and the secretary
 14 in the case of county college grants, shall prepare a list of eligible
 15 projects. The commissioner or the secretary, as applicable, shall
 16 submit to the presiding officers of each House of the Legislature on
 17 a date that both Houses are in session a copy of the list of eligible
 18 projects along with the amount of the grant for each project. The
 19 list shall be deemed to be approved in its entirety unless the
 20 Legislature adopts a concurrent resolution stating that the
 21 Legislature is not in agreement with the list within 60 days
 22 following the date of transmittal of the list to the Legislature. The
 23 payment of project grants on the list of projects shall be subject to
 24 the prior appropriation of sufficient funds pursuant to section ²[15]
 25 14² of this act for total project amounts so listed.

26
 27 ²[6.] 5.² The bonds authorized under this act shall be serial
 28 bonds, term bonds, or a combination thereof, and shall be known as
 29 ²[“Career and Technical Education ¹and School Security¹] “Securing
 30 Our Children’s Future² Bonds.” They shall be issued from time to
 31 time as the issuing officials herein named shall determine and may be
 32 issued in coupon form, fully-registered form or book-entry form. The
 33 bonds may be subject to redemption prior to maturity and shall mature
 34 and be paid not later than 35 years from the respective dates of their
 35 issuance.

36
 37 ²[7.] 6.² The Governor, the State Treasurer and the Director of
 38 the Division of Budget and Accounting in the Department of the
 39 Treasury, or any two of these officials, herein referred to as “the
 40 issuing officials,” are authorized to carry out the provisions of this
 41 act relating to the issuance of bonds, and shall determine all matters
 42 in connection therewith, subject to the provisions of this act. If an
 43 issuing official is absent from the State or incapable of acting for
 44 any reason, the powers and duties of that issuing official shall be
 45 exercised and performed by the person authorized by law to act in
 46 an official capacity in the place of that issuing official.

1 ²[8.] 7.² Bonds issued in accordance with the provisions of
2 this act shall be a direct obligation of the State of New Jersey, and
3 the faith and credit of the State are pledged for the payment of the
4 interest and redemption premium thereon, if any, when due, and for
5 the payment of the principal thereof at maturity or earlier
6 redemption date. The principal of and interest on the bonds shall be
7 exempt from taxation by the State or by any county, municipality or
8 other taxing district of the State.

9
10 ²[9.] 8.² The bonds shall be signed in the name of the State by
11 means of the manual or facsimile signature of the Governor under
12 the Great Seal of the State, which seal may be by facsimile or by
13 way of any other form of reproduction on the bonds, and attested by
14 the manual or facsimile signature of the Secretary of State, or an
15 Assistant Secretary of State, and shall be countersigned by the
16 facsimile signature of the Director of the Division of Budget and
17 Accounting in the Department of the Treasury and may be manually
18 authenticated by an authenticating agent or bond registrar, as the
19 issuing official shall determine. Interest coupons, if any, attached
20 to the bonds shall be signed by the facsimile signature of the
21 Director of the Division of Budget and Accounting in the
22 Department of the Treasury. The bonds may be issued
23 notwithstanding that an official signing them or whose manual or
24 facsimile signature appears on the bonds or coupons has ceased to
25 hold office at the time of issuance, or at the time of the delivery of
26 the bonds to the purchaser thereof.

27
28 ²[10.] 9.² a. The bonds shall recite that they are issued for the
29 purposes set forth in section ²[5] 4.² of this act, that they are issued
30 pursuant to this act, that this act was submitted to the people of the
31 State at the general election next occurring at least 70 days after
32 enactment as specified in section ²[23] 22.² of this act, and that this
33 act was approved by a majority of the legally qualified voters of the
34 State voting thereon at the election. This recital shall be conclusive
35 evidence of the authority of the State to issue the bonds and their
36 validity. Any bonds containing this recital shall, in any suit, action or
37 proceeding involving their validity, be conclusively deemed to be fully
38 authorized by this act and to have been issued, sold, executed and
39 delivered in conformity herewith and with all other provisions of laws
40 applicable hereto, and shall be incontestable for any cause.

41 b. The bonds shall be issued in those denominations and in the
42 form or forms, whether coupon, fully-registered or book-entry, and
43 with or without provisions for interchangeability thereof, as may be
44 determined by the issuing officials.

45
46 ²[11.] 10.² When the bonds are issued from time to time, the
47 bonds of each issue shall constitute a separate series to be

1 designated by the issuing officials. Each series of bonds shall bear
 2 such rate or rates of interest as may be determined by the issuing
 3 officials, which interest shall be payable semiannually; except that
 4 the first and last interest periods may be longer or shorter, in order
 5 that intervening semiannual payments may be at convenient dates.
 6

7 ²[12.] 11.² The bonds shall be issued and sold at the price or
 8 prices and under the terms, conditions and regulations as the issuing
 9 officials may prescribe, after notice of the sale, published at least
 10 once in at least three newspapers published in this State, and at least
 11 once in a publication carrying municipal bond notices and devoted
 12 primarily to financial news, published in this State or in the city of
 13 New York, the first notice to appear at least five days prior to the
 14 day of bidding. The notice of sale may contain a provision to the
 15 effect that any bid in pursuance thereof may be rejected. In the
 16 event of rejection or failure to receive any acceptable bid, the
 17 issuing officials, at any time within 60 days from the date of the
 18 advertised sale, may sell the bonds at a private sale at such price or
 19 prices under the terms and conditions as the issuing officials may
 20 prescribe. The issuing officials may sell all or part of the bonds of
 21 any series as issued to any State fund or to the federal government
 22 or any agency thereof, at a private sale, without advertisement.
 23

24 ²[13.] 12.² Until permanent bonds are prepared, the issuing
 25 officials may issue temporary bonds in the form and with those
 26 privileges as to their registration and exchange for permanent bonds
 27 as may be determined by the issuing officials.
 28

29 ²[14.] 13.² The proceeds from the sale of bonds used to provide
 30 grants to ¹schools,¹ ³school districts,³ county vocational school
 31 districts ^{1,}¹ and county colleges as set forth in section ²[5] 4² shall be
 32 paid to the State Treasurer, shall be held by the State Treasurer in a
 33 separate fund, and shall be deposited in such depositories as may be
 34 selected by the State Treasurer to the credit of the fund, which fund
 35 shall be known as the ²[“Career and Technical Education ¹and School
 36 Security¹ ¹” ²“Securing Our Children’s Future² Fund.”
 37

38 ²[15.] 14.² a. The moneys in the ²[“Career and Technical
 39 Education ¹and School Security¹” ²“Securing Our Children’s Future²
 40 Fund” are specifically dedicated and shall be applied to the cost of
 41 providing grants to ¹schools,¹ ³school districts,³ county vocational
 42 school districts ^{1,}¹ and county colleges for projects as set forth in
 43 section ²[5] 4² of this act. However, no moneys in the fund shall be
 44 expended for those purposes, except as otherwise authorized by this
 45 act, without the appropriation thereof by the Legislature, but bonds
 46 may be issued as herein provided, notwithstanding that the Legislature

1 shall not have then adopted an act making an appropriation of any of
2 the moneys.

3 b. At any time prior to the issuance and sale of bonds under this
4 act, the State Treasurer is authorized to transfer from any available
5 moneys in any fund of the treasury of the State to the credit of the
6 ²["Career and Technical Education ¹and School Security¹"] "Securing
7 Our Children's Future² Fund" those sums as the State Treasurer may
8 deem necessary. The sums so transferred shall be returned to the same
9 fund of the treasury of the State by the State Treasurer from the
10 proceeds of the sale of the first issue of bonds.

11 c. Pending their application to the purposes provided in this act,
12 the moneys in the ²["Career and Technical Education ¹and School
13 Security¹"] "Securing Our Children's Future² Fund" may be invested
14 and reinvested as are other trust funds in the custody of the State
15 Treasurer, in the manner provided by law. Net earnings received from
16 the investment, reinvestment, or deposit of moneys in the ²["Career and
17 Technical Education ¹and School Security¹"] "Securing Our Children's
18 Future² Fund" shall be paid into the General Fund.

19

20 ²[16.] 15.² If any coupon bond, coupon or registered bond is
21 lost, mutilated or destroyed, a new bond or coupon shall be
22 executed and delivered of like tenor, in substitution for the lost,
23 mutilated or destroyed bond or coupon, upon the owner furnishing
24 to the issuing officials evidence satisfactory to them of the loss,
25 mutilation or destruction of the bond or coupon, the ownership
26 thereof, and security, indemnity and reimbursement for expenses
27 connected therewith, as the issuing officials may require.

28

29 ²[17.] 16.² The accrued interest, if any, received upon the sale
30 of the bonds shall be applied to the discharge of a like amount of
31 interest upon the bonds when due. Any expense incurred by the
32 issuing officials for advertising, engraving, printing, clerical,
33 authenticating, registering, legal or other services necessary to carry
34 out the duties imposed upon them by the provisions of this act shall
35 be paid from the proceeds of the sale of the bonds by the State
36 Treasurer, upon the warrant of the Director of the Division of
37 Budget and Accounting in the Department of the Treasury, in the
38 same manner as other obligations of the State are paid.

39

40 ²[18.] 17.² Bonds of each series issued hereunder shall mature,
41 including any sinking fund redemptions, not later than the 35th year
42 from the date of issue of that series, and in amounts as shall be
43 determined by the issuing officials. The issuing officials may
44 reserve to the State by appropriate provision in the bonds of any
45 series the power to redeem any of the bonds prior to maturity at the
46 price or prices and upon the terms and conditions as may be
47 provided in the bonds.

1 ²[19.] 18.² Any bond or bonds issued hereunder which are
2 subject to refinancing pursuant to the “Refunding Bond Act of
3 1985,” P.L.1985, c.74 as amended by P.L.1992, c.182 (C.49:2B-1 et
4 seq.), shall no longer be deemed to be outstanding, shall no longer
5 constitute a direct obligation of the State of New Jersey, and the
6 faith and credit of the State shall no longer be pledged to the
7 payment of the principal of, redemption premium, if any, and
8 interest on the bonds, and the bonds shall be secured solely by and
9 payable solely from moneys and government securities deposited in
10 trust with one or more trustees or escrow agents, which trustees and
11 escrow agents shall be trust companies or national or state banks
12 having powers of a trust company, located either within or without
13 the State, as provided herein, whenever there shall be deposited in
14 trust with the trustees or escrow agents, as provided herein, either
15 moneys or government securities, including government securities
16 issued or held in book-entry form on the books of the Department of
17 Treasury of the United States, the principal of and interest on which
18 when due will provide money which, together with the moneys, if
19 any, deposited with the trustees or escrow agents at the same time,
20 shall be sufficient to pay when due the principal of, redemption
21 premium, if any, and interest due and to become due on the bonds
22 on or prior to the redemption date or maturity date thereof, as the
23 case may be; provided the government securities shall not be
24 subject to redemption prior to their maturity other than at the option
25 of the holder thereof. The State of New Jersey hereby covenants
26 with the holders of any bonds for which government securities or
27 moneys shall have been deposited in trust with the trustees or
28 escrow agents as provided in this section that, except as otherwise
29 provided in this section, neither the government securities nor
30 moneys so deposited with the trustees or escrow agents shall be
31 withdrawn or used by the State for any purpose other than, and shall
32 be held in trust for, the payment of the principal of, redemption
33 premium, if any, and interest to become due on the bonds; provided
34 that any cash received from the principal or interest payments on
35 the government securities deposited with the trustees or escrow
36 agents, to the extent the cash will not be required at any time for
37 that purpose, shall be paid over to the State, as received by the
38 trustees or escrow agents, free and clear of any trust, lien, pledge or
39 assignment securing the bonds; and to the extent the cash will be
40 required for that purpose at a later date, shall, to the extent
41 practicable and legally permissible, be reinvested in government
42 securities maturing at times and in amounts sufficient to pay when
43 due the principal of, redemption premium, if any, and interest to
44 become due on the bonds on and prior to the redemption date or
45 maturity date thereof, as the case may be, and interest earned from
46 the reinvestments shall be paid over to the State, as received by the
47 trustees or escrow agents, free and clear of any trust, lien or pledge
48 securing the bonds. Notwithstanding anything to the contrary

1 contained herein: a. the trustees or escrow agents shall, if so
2 directed by the issuing officials, apply moneys on deposit with the
3 trustees or escrow agents pursuant to the provisions of this section,
4 and redeem or sell government securities so deposited with the
5 trustees or escrow agents, and apply the proceeds thereof to (1) the
6 purchase of the bonds which were refinanced by the deposit with
7 the trustees or escrow agents of the moneys and government
8 securities and immediately thereafter cancel all bonds so purchased,
9 or (2) the purchase of different government securities; provided
10 however, that the moneys and government securities on deposit
11 with the trustees or escrow agents after the purchase and
12 cancellation of the bonds or the purchase of different government
13 securities shall be sufficient to pay when due the principal of,
14 redemption premium, if any, and interest on all other bonds in
15 respect of which the moneys and government securities were
16 deposited with the trustees or escrow agents on or prior to the
17 redemption date or maturity date thereof, as the case may be; and b.
18 in the event that on any date, as a result of any purchases and
19 cancellations of bonds or any purchases of different government
20 securities, as provided in this sentence, the total amount of moneys
21 and government securities remaining on deposit with the trustees or
22 escrow agents is in excess of the total amount which would have
23 been required to be deposited with the trustees or escrow agents on
24 that date in respect of the remaining bonds for which the deposit
25 was made in order to pay when due the principal of, redemption
26 premium, if any, and interest on the remaining bonds, the trustees or
27 escrow agents shall, if so directed by the issuing officials, pay the
28 amount of the excess to the State, free and clear of any trust, lien,
29 pledge or assignment securing the refunding bonds.

30
31 ²[20.] 19.² Refunding bonds issued pursuant to P.L.1985, c.74 as
32 amended by P.L.1992, c.182 (C.49:2B-1 et seq.) may be consolidated
33 with bonds issued pursuant to section ²[5] 4² of this act or with bonds
34 issued pursuant to any other act for purposes of sale.

35
36 ²[21.] 20.² To provide funds to meet the interest and principal
37 payment requirements for the bonds and refunding bonds issued
38 under this act and outstanding, there is appropriated in the order
39 following:

40 a. Revenue derived from the collection of taxes under the
41 “Sales and Use Tax Act,” P.L.1966, c.30 (C.54:32B-1 et seq.), or so
42 much thereof as may be required; and

43 b. If, at any time, funds necessary to meet the interest,
44 redemption premium, if any, and principal payments on outstanding
45 bonds issued under this act are insufficient or not available, there
46 shall be assessed, levied and collected annually in each of the
47 municipalities of the counties of this State, a tax on the real and
48 personal property upon which municipal taxes are or shall be

1 assessed, levied and collected, sufficient to meet the interest on all
2 outstanding bonds issued hereunder and on the bonds proposed to
3 be issued under this act in the calendar year in which the tax is to be
4 raised and for the payment of bonds falling due in the year
5 following the year for which the tax is levied. The tax shall be
6 assessed, levied and collected in the same manner and at the same
7 time as are other taxes upon real and personal property. The
8 governing body of each municipality shall cause to be paid to the
9 county treasurer of the county in which the municipality is located,
10 on or before December 15 in each year, the amount of tax herein
11 directed to be assessed and levied, and the county treasurer shall
12 pay the amount of the tax to the State Treasurer on or before
13 December 20 in each year.

14 If on or before December 31 in any year, the issuing officials, by
15 resolution, determine that there are moneys in the General Fund
16 beyond the needs of the State, sufficient to pay the principal of
17 bonds falling due and all interest and redemption premium, if any,
18 payable in the ensuing calendar year, the issuing officials shall file
19 the resolution in the office of the State Treasurer, whereupon the
20 State Treasurer shall transfer the moneys to a separate fund to be
21 designated by the State Treasurer, and shall pay the principal,
22 redemption premium, if any, and interest out of that fund as the
23 same shall become due and payable, and the other sources of
24 payment of the principal, redemption premium, if any, and interest
25 provided for in this section shall not then be available, and the
26 receipts for the year from the tax specified in subsection a. of this
27 section shall be considered and treated as part of the General Fund,
28 available for general purposes.

29
30 ²**[22.]** 21.² Should the State Treasurer, by December 31 of any
31 year, deem it necessary, because of the insufficiency of funds
32 collected from the sources of revenues as provided in this act, to
33 meet the interest and principal payments for the year after the
34 ensuing year, then the State Treasurer shall certify to the Director of
35 the Division of Budget and Accounting in the Department of the
36 Treasury the amount necessary to be raised by taxation for those
37 purposes, the same to be assessed, levied and collected for and in
38 the ensuing calendar year. The director shall, on or before March 1
39 following, calculate the amount in dollars to be assessed, levied and
40 collected in each county as herein set forth. This calculation shall
41 be based upon the corrected assessed valuation of each county for
42 the year preceding the year in which the tax is to be assessed, but
43 the tax shall be assessed, levied and collected upon the assessed
44 valuation of the year in which the tax is assessed and levied. The
45 director shall certify the amount to the county board of taxation and
46 the treasurer of each county. The county board of taxation shall
47 include the proper amount in the current tax levy of the several

1 taxing districts of the county in proportion to the ratables as
2 ascertained for the current year.

3
4 ²[23.] 22.² For the purpose of complying with the provisions of
5 the State Constitution, this act shall be submitted to the people at
6 the general election next occurring at least 70 days after enactment.
7 To inform the people of the contents of this act, it shall be the duty
8 of the Secretary of State, after this section takes effect, and at least
9 60 days prior to the election, to cause this act to be published at
10 least once in one or more newspapers of each county, if any
11 newspapers be published therein and to notify the clerk of each
12 county of this State of the passage of this act; and the clerks
13 respectively, in accordance with the instructions of the Secretary of
14 State, shall have printed on each of the ballots the following:

15 If you approve of the act entitled below, make a cross (x), plus
16 (+), or check (✓) mark in the square opposite the word "Yes."

17 If you disapprove of the act entitled below, make a cross (x),
18 plus (+), or check (✓) mark in the square opposite the word "No."

19 If voting machines are used, a vote of "Yes" or "No" shall be
20 equivalent to these markings respectively.

1

<p>YES</p>	<p><u>²[CAREER AND TECHNICAL EDUCATION ¹AND SCHOOL SECURITY¹] SECURING OUR CHILDREN’S FUTURE² BOND ACT</u></p> <p>Do you approve the ²["Career and Technical Education ¹and School Security¹] "<u>Securing Our Children’s Future²</u> Bond Act"? This bond act authorizes the State to issue bonds in the aggregate principal amount of ¹[\$500] ²[\$750¹ million] ⁴[\$1 billion²] <u>\$500 million⁴</u>. The money from the sale of the bonds would be used to provide grants to ¹<u>schools,</u> ¹ ³<u>school districts,</u> ³ county vocational school districts ¹, ¹ and county colleges. Money from the grants would be used to build, equip, and expand facilities to increase career and technical education program capacity¹. Money would also be used for <u>school ⁴[facility]⁴ security upgrades¹ ³and school district water infrastructure improvement projects³</u>.</p>
<p>NO</p>	<p>INTERPRETIVE STATEMENT</p> <p>This act would allow the State to borrow a total principal amount of ¹[\$500] ²[\$750¹ million] ⁴[\$1 billion²] <u>\$500 million⁴</u>. This money would be used to provide grants to county vocational school districts and county colleges to construct and equip buildings to increase capacity in career and technical education programs. ¹<u>The money would also be used to provide grants for school ⁴[facility]⁴ security projects at kindergarten through grade 12 schools.¹</u> ³<u>The money would also be used to provide grants for school district water infrastructure improvement projects.³</u> ⁴<u>Four hundred ³[fifty]³ Three hundred fifty⁴ million dollars would support county vocational school district projects ⁴and school security projects⁴.</u> Fifty million dollars would support county college projects. ²<u>Two hundred fifty</u> ³<u>Five hundred²</u> ⁴<u>Four hundred fifty³ million dollars would support school facility security projects.¹</u>⁴ ³<u>One hundred million dollars would support school district water infrastructure improvement projects.³</u></p>

1 The fact and date of the approval or passage of this act, as the
2 case may be, may be inserted in the appropriate place after the title
3 in the ballot. No other requirements of law of any kind or character
4 as to notice or procedure, except as herein provided, need be
5 adhered to.

6 The votes so cast for and against the approval of this act, by
7 ballot or voting machine, shall be counted and the result thereof
8 returned by the election officer, and a canvass of the election had in
9 the same manner as is provided for by law in the case of the
10 election of a Governor, and the approval or disapproval of this act
11 so determined shall be declared in the same manner as the result of
12 an election for a Governor, and if there is a majority of all the votes
13 cast for and against it at the election in favor of the approval of this
14 act, then all the provisions of this act not made effective theretofore
15 shall take effect forthwith.

16
17 ²~~24.~~ ^{23.}² There is appropriated the sum of \$5,000 to the
18 Department of State for expenses in connection with the publication of
19 notice pursuant to section ²~~23~~ ²²² of this act.

20
21 ²~~25.~~ ^{24.}² The commissioner and the secretary shall submit to
22 the State Treasurer and the commission with the department's or
23 secretary's annual budget request a plan for the expenditure of funds
24 from the ²~~["Career and Technical Education ¹and School Security¹"]~~
25 "Securing Our Children's Future² Fund" for the upcoming fiscal year.
26 This plan shall include the following information: a performance
27 evaluation of the expenditures made from the funds to date; a
28 description of programs planned during the upcoming fiscal year; a
29 copy of the regulations in force governing the operation of programs
30 that are financed, in part or in whole, by funds from the ²~~["Career and
31 Technical Education ¹and School Security¹"]~~ "Securing Our Children's
32 Future² Fund"; and an estimate of expenditures for the upcoming
33 fiscal year.

34
35 ²~~26.~~ ^{25.}² Immediately following the submission to the
36 Legislature of the Governor's annual budget message, the
37 commissioner and the secretary shall submit to the Legislature
38 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), and to the
39 Joint Budget Oversight Committee, or its successor, copies of the plan
40 called for under section ²~~25~~ ²⁴² of this act, together with such
41 changes therein as may have been required by the Governor's budget
42 message.

43
44 ²~~27.~~ ^{26.}² ¹~~[All]~~ Except as otherwise provided by this act, all¹
45 appropriations from the ²~~["Career and Technical Education ¹and
46 School Security¹"]~~ "Securing Our Children's Future² Fund" shall be by
47 specific allocation for each project, and any transfer of any funds so

S2293 [4R] SWEENEY, OROHO

17

1 appropriated shall require the approval of the Joint Budget Oversight
2 Committee, or its successor.

3

4 ²~~28.~~ 27.² This section and sections ²~~23 and 24 and~~ 22 and
5 23² of this act shall take effect immediately and the remainder of this
6 act shall take effect as and when provided in section ²~~23~~ 22² of this
7 act.