

**ASSEMBLY, No. 5975**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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INTRODUCED NOVEMBER 8, 2021

**Sponsored by:**

**Assemblyman CLINTON CALABRESE**

**District 36 (Bergen and Passaic)**

**Assemblywoman CLEOPATRA G. TUCKER**

**District 28 (Essex)**

**Assemblyman PEDRO MEJIA**

**District 32 (Bergen and Hudson)**

**Senator CHRISTOPHER "KIP" BATEMAN**

**District 16 (Hunterdon, Mercer, Middlesex and Somerset)**

**Senator BOB SMITH**

**District 17 (Middlesex and Somerset)**

**Co-Sponsored by:**

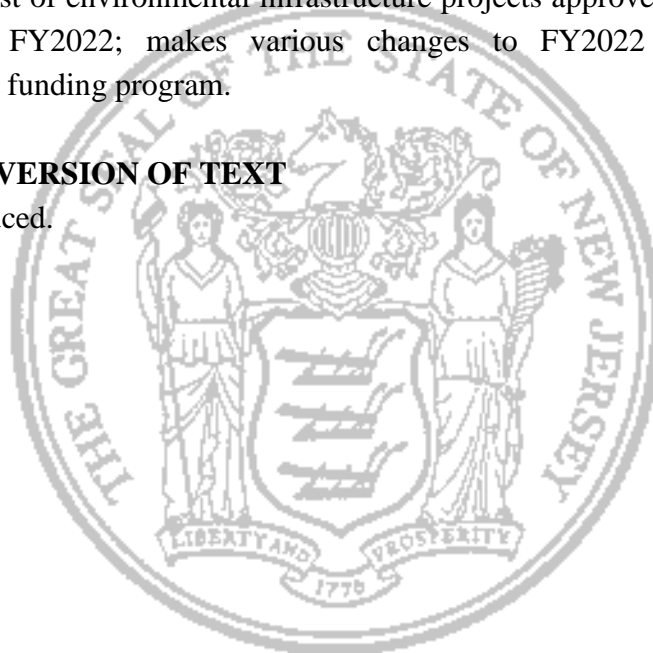
**Assemblymen Benson, Karabinchak, Assemblywomen Jasey and Jimenez**

**SYNOPSIS**

Amends list of environmental infrastructure projects approved for long-term funding for FY2022; makes various changes to FY2022 environmental infrastructure funding program.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 12/2/2021)**

1   **AN ACT** concerning the financing of environmental infrastructure  
2       projects in Fiscal Year 2022 and amending P.L.2021, c.203.

3  
4       **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7       1. Section 1 of P.L.2021, c.203 is amended to read as follows:

8       1. a. (1) There is appropriated to the department from the  
9       “Clean Water State Revolving Fund,” established pursuant to  
10       section 1 of P.L.2009, c.77, an amount equal to the federal fiscal  
11       year 2021 capitalization grant made available to the State for clean  
12       water project loans pursuant to the “Water Quality Act of 1987,” 33  
13       U.S.C. s.1251 et seq., and any amendatory and supplementary acts  
14       thereto (hereinafter referred to as the “Federal Clean Water Act”).

15       (2) There is appropriated to the department from the “Interim  
16       Environmental Financing Program Fund,” established by the New  
17       Jersey Infrastructure Bank pursuant to subsection d. of section 9 of  
18       P.L.1985, c.334 (C.58:11B-9), such amounts as may be necessary to  
19       supplement the sums appropriated from the Clean Water State  
20       Revolving Fund for the purposes of clean water project loans and  
21       providing the State match as may be required for the award of the  
22       capitalization grants made available to the State for clean water  
23       projects pursuant to the Federal Clean Water Act.

24       (3) There is appropriated to the department from the “Disaster  
25       Relief Emergency Financing Program Fund,” established by the  
26       New Jersey Infrastructure Bank pursuant to section 1 of P.L.2013,  
27       c.93 (C.58:11B-9.5), such amounts as may be necessary to  
28       supplement the sums appropriated from the Clean Water State  
29       Revolving Fund for the purposes of clean water project loans and  
30       providing the State match as may be required for the award of the  
31       capitalization grants made available to the State for clean water  
32       projects pursuant to the Federal Clean Water Act.

33       (4) There is appropriated to the department from the “Drinking  
34       Water State Revolving Fund,” established pursuant to section 1 of  
35       P.L.1998, c.84, an amount equal to the federal fiscal year 2021  
36       capitalization grant made available to the State for drinking water  
37       projects pursuant to the “Safe Drinking Water Act Amendments of  
38       1996,” Pub.L.104-182, and any amendatory and supplementary acts  
39       thereto (hereinafter referred to as the “Federal Safe Drinking Water  
40       Act”).

41       The department is authorized to transfer from the Clean Water  
42       State Revolving Fund to the Drinking Water State Revolving Fund,  
43       pursuant to the “Water Infrastructure Funding Transfer Act,”  
44       Pub.L.116-63, additional amounts as may be necessary to address a  
45       threat to public health, and an amount equal to the maximum

**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.

1 amount authorized to be transferred is appropriated to the  
2 department for those purposes.

3 The department is authorized to transfer from the Clean Water  
4 State Revolving Fund to the Drinking Water State Revolving Fund  
5 an amount up to the maximum amount authorized to be transferred  
6 pursuant to the Federal Safe Drinking Water Act to meet present  
7 and future needs for the financing of eligible drinking water  
8 projects, and an amount equal to that maximum amount is  
9 appropriated to the department for those purposes.

10 The department is authorized to transfer from the Drinking  
11 Water State Revolving Fund to the Clean Water State Revolving  
12 Fund an amount up to the maximum amount authorized to be  
13 transferred pursuant to the Federal Clean Water Act to meet present  
14 and future needs for the financing of eligible clean water projects,  
15 and an amount equal to that maximum amount is appropriated to the  
16 department for those purposes.

17 Notwithstanding any provision of **[this act]** P.L.2021, c.203, as  
18 amended by P.L. , c. (pending before the Legislature as this  
19 bill), to the contrary, the department is authorized to utilize funds  
20 from the Clean Water State Revolving Fund for the purposes of the  
21 Drinking Water State Revolving Fund, and may charge interest on  
22 loans made with such invested funds to the extent permitted by the  
23 Federal Clean Water Act and the Federal Safe Drinking Water Act.

24 (5) There is appropriated to the department the unappropriated  
25 balances from the Clean Water State Revolving Fund, including the  
26 balances from the Federal Disaster Relief Appropriations Act, and  
27 any repayments of loans and interest therefrom, as may be available  
28 on or before June 30, 2022, for the purposes of clean water project  
29 loans and providing the State match as may be required for the  
30 award of the capitalization grants made available to the State for  
31 clean water projects pursuant to the Federal Clean Water Act.

32 (6) There is appropriated to the department the unappropriated  
33 balances from the “Wastewater Treatment Fund,” established  
34 pursuant to section 15 of the “Wastewater Treatment Bond Act of  
35 1985,” P.L.1985, c.329, and any repayments of loans and interest  
36 therefrom, as may be available on or before June 30, 2022, for the  
37 purposes of clean water project loans and providing the State match  
38 as may be required for the award of the capitalization grants made  
39 available to the State for clean water projects pursuant to the  
40 Federal Clean Water Act.

41 (7) There is appropriated to the department the unappropriated  
42 balances from the “1992 Wastewater Treatment Fund,” established  
43 pursuant to section 27 of the “Green Acres, Clean Water, Farmland  
44 and Historic Preservation Bond Act of 1992,” P.L.1992, c.88, and  
45 any repayments of loans and interest therefrom, as may be available  
46 on or before June 30, 2022, for the purposes of clean water project  
47 loans and providing the State match as may be required for the

1 award of the capitalization grants made available to the State for  
2 clean water projects pursuant to the Federal Clean Water Act.

3 (8) There is appropriated to the department the unappropriated  
4 balances from the “2003 Water Resources and Wastewater  
5 Treatment Fund,” established pursuant to subsection a. of section 19  
6 of the “Dam, Lake, Stream, Flood Control, Water Resources, and  
7 Wastewater Treatment Project Bond Act of 2003,” P.L.2003, c.162,  
8 and any repayments of loans and interest therefrom, as may be  
9 available on or before June 30, 2022, for the purposes of clean  
10 water project loans and providing the State match as may be  
11 required for the award of the capitalization grants made available to  
12 the State for clean water projects pursuant to the Federal Clean  
13 Water Act.

14 (9) There is appropriated to the department the unappropriated  
15 balances from the “Pinelands Infrastructure Trust Fund,”  
16 established pursuant to section 14 of the “Pinelands Infrastructure  
17 Trust Bond Act of 1985,” P.L.1985, c.302, and any repayments of  
18 loans and interest therefrom, as may be available on or before June  
19 30, 2022, for the purposes of clean water project loans and drinking  
20 water project loans and providing the State match as may be  
21 required for the award of the capitalization grants made available to  
22 the State for clean water projects pursuant to the Federal Clean  
23 Water Act and for drinking water projects pursuant to the Federal  
24 Safe Drinking Water Act.

25 (10) There is appropriated to the department the unappropriated  
26 balances from the “Stormwater Management and Combined Sewer  
27 Overflow Abatement Fund,” established pursuant to the  
28 “Stormwater Management and Combined Sewer Overflow  
29 Abatement Bond Act of 1989,” P.L.1989, c.181, and any  
30 repayments of loans and interest therefrom, as may be available on  
31 or before June 30, 2022, for the purposes of clean water project  
32 loans and providing the State match as may be required for the  
33 award of the capitalization grants made available to the State for  
34 clean water projects pursuant to the Federal Clean Water Act.

35 (11) There is appropriated to the department the unappropriated  
36 balances from the Drinking Water State Revolving Fund and any  
37 repayments of loans and interest therefrom, including the balances  
38 from the Federal Disaster Relief Appropriations Act as may be  
39 available on or before June 30, 2022, for the purposes of drinking  
40 water project loans.

41 (12) There is appropriated to the department such sums as may  
42 be needed from loan repayments and interest earnings from the  
43 “Water Supply Fund,” established pursuant to section 14 of the  
44 “Water Supply Bond Act of 1981,” P.L.1981, c.261, for the  
45 “Drinking Water State Revolving Fund Match Accounts” contained  
46 within that fund, for the purpose of providing the State match as  
47 may be required for the award of the capitalization grants made

1 available to the State for drinking water projects pursuant to the  
2 Federal Safe Drinking Water Act.

3 (13) There is appropriated to the department from the “Interim  
4 Environmental Financing Program Fund,” established by the New  
5 Jersey Infrastructure Bank pursuant to subsection d. of section 9 of  
6 P.L.1985, c.334 (C.58:11B-9), such amounts as may be available on  
7 or before June 30, 2022, and any repayments of loans and interest  
8 therefrom, as may be necessary to supplement the sums  
9 appropriated from the Drinking Water State Revolving Fund for the  
10 purposes of drinking water project loans and providing the State  
11 match as may be required for the award of the capitalization grants  
12 made available to the State for drinking water projects pursuant to  
13 the Federal Safe Drinking Water Act.

14 (14) There is appropriated to the department from the “Disaster  
15 Relief Emergency Financing Program Fund,” established by the  
16 New Jersey Infrastructure Bank pursuant to section 1 of P.L.2013,  
17 c.93 (C.58:11B-9.5), such amounts as may be necessary to  
18 supplement the sums appropriated from the Drinking Water State  
19 Revolving Fund for the purposes of drinking water project loans  
20 and providing the State match as may be required for the award of  
21 the capitalization grants made available to the State for drinking  
22 water projects pursuant to the Federal Safe Drinking Water Act.

23 (15) There is appropriated to the department such amounts as  
24 may be received by the Department of Community Affairs, as the  
25 grantee from the United States Department of Housing and Urban  
26 Development Community Development Block Grant - Disaster  
27 Recovery Program (CDBG-DR), as may be available on or before  
28 June 30, 2022, for the purposes of CDBG-DR eligible clean water  
29 and drinking water project loans and providing the State match as  
30 may be required for the award of the capitalization grants made  
31 available to the State for clean water projects pursuant to the  
32 Federal Clean Water Act and drinking water projects pursuant to the  
33 Federal Safe Drinking Water Act.

34 (16) There is appropriated to the department such sums as may  
35 be available on or before June 30, 2022, as repayments of drinking  
36 water project loans and any interest therefrom from the “Water  
37 Supply Fund,” established pursuant to section 14 of the “Water  
38 Supply Bond Act of 1981,” P.L.1981, c.261, for the purposes of  
39 drinking water project loans and providing the State match as may  
40 be required for the award of the capitalization grants made available  
41 to the State for drinking water projects pursuant to the Federal Safe  
42 Drinking Water Act.

43 (17) Of the sums appropriated to the department from the  
44 “Water Supply Fund” pursuant to P.L.1999, c.174, P.L.2001, c.222,  
45 P.L.2002, c.70, and P.L.2003, c.158, the department is authorized to  
46 transfer any unexpended balances and any repayments of loans and  
47 interest therefrom as may be available on or before June 30, 2022,  
48 in such amounts as needed to the Drinking Water State Revolving

1 Fund accounts contained within the Water Supply Fund established  
2 for the purposes of providing drinking water project loans and  
3 providing the State match as may be required for the award of the  
4 capitalization grants made available to the State for drinking water  
5 projects pursuant to the Federal Safe Drinking Water Act.

6 (18) Of the sums appropriated to the department from the “1992  
7 Wastewater Treatment Fund” pursuant to P.L.1996, c.85, P.L.1997,  
8 c.221, P.L.1998, c.84, P.L.1999, c.174, P.L.2000, c.92, P.L.2001,  
9 c.222, and P.L.2002, c.70, the department is authorized to transfer  
10 any unexpended balances and any repayments of loans and interest  
11 therefrom as may be available on or before June 30, 2022, in such  
12 amounts as needed to the Clean Water State Revolving Fund  
13 accounts contained within the 1992 Wastewater Treatment Fund for  
14 the purposes of providing clean water project loans and providing  
15 the State match as may be required for the award of the  
16 capitalization grants made available to the State for clean water  
17 projects pursuant to the Federal Clean Water Act.

18 (19) Of the sums appropriated to the department from the “2003  
19 Water Resources and Wastewater Treatment Fund” pursuant to  
20 P.L.2004, c.109 and P.L.2007, c.139, the department is authorized  
21 to transfer any unexpended balances and any repayments of loans  
22 and interest therefrom as may be available on or before June 30,  
23 2022, in such amounts as needed to the Clean Water State  
24 Revolving Fund accounts contained within the 2003 Water  
25 Resources and Wastewater Treatment Fund for the purposes of  
26 providing clean water project loans and providing the State match  
27 as may be required for the award of the capitalization grants made  
28 available to the State for clean water projects pursuant to the  
29 Federal Clean Water Act.

30 (20) There is appropriated to the department the sums deposited  
31 by the New Jersey Infrastructure Bank into the Clean Water State  
32 Revolving Fund, the “Wastewater Treatment Fund,” the “1992  
33 Wastewater Treatment Fund,” the “Water Supply Fund,” the  
34 “Stormwater Management and Combined Sewer Overflow  
35 Abatement Fund,” established pursuant to the “Stormwater  
36 Management and Combined Sewer Overflow Abatement Bond Act  
37 of 1989,” P.L.1989, c.181, the “2003 Water Resources and  
38 Wastewater Treatment Fund,” and the Drinking Water State  
39 Revolving Fund, as appropriate, pursuant to paragraph (6) of  
40 subsection c. of section 1 of P.L.2021, c.204, as amended by  
41 P.L. , c. (pending before the Legislature as Senate Bill No. 4078  
42 or Assembly Bill No. 5974 of 2020-2021), as may be available on or  
43 before June 30, 2022, for the purposes of providing clean water  
44 project loans and drinking water project loans and providing the  
45 State match as may be required for the award of the capitalization  
46 grants made available to the State for clean water projects pursuant  
47 to the Federal Clean Water Act and for drinking water projects  
48 pursuant to the Federal Safe Drinking Water Act.

1 Any such amounts shall be for the purpose of making zero  
2 interest and principal forgiveness financing loans, to the extent  
3 sufficient funds are available, to or on behalf of local government  
4 units or public water utilities (hereinafter referred to as “project  
5 sponsors”) to finance a portion of the cost of the construction of  
6 clean water projects and drinking water projects listed in sections 2  
7 and 3 of **[this act]** P.L.2021, c.203, as amended by P.L. ,  
8 c. (pending before the Legislature as this bill), and for the purpose  
9 of implementing and administering the provisions of **[this act]**  
10 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
11 Legislature as this bill), to the extent permitted by the Federal  
12 Disaster Relief Appropriations Act, the Federal Clean Water Act,  
13 the Federal Safe Drinking Water Act, P.L.2009, c.77, the  
14 “Wastewater Treatment Bond Act of 1985.” P.L.1985, c.329, the  
15 “Water Supply Bond Act of 1981,” P.L.1981, c.261, the  
16 “Stormwater Management and Combined Sewer Overflow  
17 Abatement Bond Act of 1989,” P.L.1989, c.181, the “Green Acres,  
18 Clean Water, Farmland and Historic Preservation Bond Act of  
19 1992,” P.L.1992, c.88, the “Dam, Lake, Stream, Flood Control,  
20 Water Resources, and the Wastewater Treatment Project Bond Act  
21 of 2003,” P.L.2003, c.162, and any amendatory and supplementary  
22 acts thereto.

23 (21) Of the \$60 million appropriated to the department for the  
24 capital construction of drinking water infrastructure by the State  
25 fiscal year 2021 appropriations act, P.L.2020 c.97, up to \$25  
26 million may be transferred to the New Jersey Infrastructure Bank to  
27 invest, provide debt service reserve or guarantee, or pay interest on  
28 behalf of a sponsor of a drinking water environmental infrastructure  
29 project.

30 (22) There is appropriated to the department such amounts as  
31 may be received by the department under the Sewer Overflow and  
32 Stormwater Reuse Grants Program, as the grantee from the United  
33 States Environmental Protection Agency, as may be available on or  
34 before June 30, 2022, for the purposes of eligible clean water  
35 project grants.

36 b. The department is authorized to make zero interest and  
37 principal forgiveness financing loans to or on behalf of the project  
38 sponsors for the environmental infrastructure projects listed in  
39 subsection a. of section 2 and subsection a. of section 3 of **[this act]**  
40 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
41 Legislature as this bill), for clean water projects, up to the  
42 individual amounts indicated and in the priority stated, to the extent  
43 there are sufficient eligible project applications, except that any  
44 such amounts may be reduced if a project fails to meet the  
45 requirements of sections 4 or 5 of **[this act]** P.L.2021, c.203, as  
46 amended by P.L. , c. (pending before the Legislature as this  
47 bill), or by the Commissioner of Environmental Protection pursuant

1 to section 7 of **[this act]** P.L.2021, c.203, as amended by P.L. ,  
2 c. (pending before the Legislature as this bill).

3 (1) A maximum of \$35 million in principal forgiveness loans,  
4 plus any appropriated but unallocated funds designated in State  
5 fiscal year 2021 for combined sewer overflow projects, shall be  
6 issued as provided in subsection a. of section 3 of **[this act]**  
7 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
8 Legislature as this bill), to communities in combined sewer  
9 overflow sewersheds for construction projects that reduce or  
10 eliminate discharges from combined sewer overflow outfalls. The  
11 amount of a principal forgiveness loan issued pursuant to this  
12 paragraph shall not exceed \$4 million per borrower whenever  
13 practicable. For project costs up to and including \$4 million, 50  
14 percent of the principal of the loan shall be forgiven, and the  
15 remaining 50 percent of the loan shall have a blended interest rate  
16 of **[25]** 50 percent of the trust's market rate. For project costs  
17 greater than \$4 million and up to and including \$10 million, the  
18 loan shall have a blended interest rate of **[50]** 25 percent of the  
19 trust's market rate. For project costs greater than \$10 million, the  
20 loan shall have a blended interest rate of 50 percent of the trust's  
21 market rate.

22 (2) A maximum of \$10 million in principal forgiveness loans,  
23 plus any appropriated but unallocated funds designated in State  
24 fiscal year 2021 for water quality restoration projects, shall be  
25 issued as provided in subsection a. of section 3 of **[this act]**  
26 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
27 Legislature as this bill), for water quality restoration projects. The  
28 amount of a principal forgiveness loan issued pursuant to this  
29 paragraph shall not exceed \$4 million per borrower whenever  
30 practicable. For project costs up to and including \$4 million, 50  
31 percent of the principal of the loan shall be forgiven, and the  
32 remaining 50 percent of the loan shall have a blended interest rate  
33 of 50 percent of the trust's market rate. For project costs greater  
34 than \$4 million and up to and including \$10 million, the loan shall  
35 have a blended interest rate of 25 percent of the trust's market rate.  
36 For project costs greater than \$10 million, the loan shall have a  
37 blended interest rate of 50 percent of the trust's market rate.

38 (3) To the extent funds designated in State fiscal year 2021 are  
39 available, a maximum of \$500,000 in principal forgiveness loans  
40 shall be issued to finance clean water environmental infrastructure  
41 projects as provided in subsection a. of section 3 of P.L.2021,  
42 c.203, as amended by P.L. , c. (pending before the Legislature  
43 as this bill), for systems serving populations of up to 10,000  
44 residents for the development of asset management plans wherein  
45 principal forgiveness shall be 100 percent of the total loan amount  
46 per project in an amount not to exceed \$100,000 per project  
47 sponsor.



1       (4) A maximum of \$1 million in principal forgiveness loans for  
2 combined sewer overflow or stormwater management projects shall  
3 be issued to finance up to 20 percent of project costs for projects  
4 that qualify for a Sewer Overflow and Stormwater Reuse grant. 100  
5 percent of the principal of the loan shall be forgiven, and the  
6 remaining project costs shall be financed through a Sewer Overflow  
7 and Stormwater Reuse grant from the department.

8       (5) The projects listed in subsection a. of section 2 of **[this act]**  
9 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
10 Legislature as this bill), and subsection a. of section 3 of **[this act]**  
11 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
12 Legislature as this bill), that were previously identified in P.L.2020,  
13 c.49, as amended by P.L.2021, c.21, are granted continued priority  
14 status and shall be subject to the provisions of P.L.2020, c.49, as  
15 amended by P.L.2021, c.21, provided such projects receive short-  
16 term funding prior to June 30, 2021.

17       c. The department is authorized to make zero interest and  
18 principal forgiveness financing loans to or on behalf of the project  
19 sponsors for the environmental infrastructure projects listed in  
20 subsection b. of section 3 of **[this act]** P.L.2021, c.203, as amended  
21 by P.L. , c. (pending before the Legislature as this bill), for  
22 drinking water projects, up to the individual amounts indicated and  
23 in the priority stated, provided:

24       (1) a maximum of 30 percent of the 2021 Drinking Water State  
25 Revolving Fund capitalization grant, not to exceed \$5 million, plus  
26 any funds transferred to the Drinking Water State Revolving Fund  
27 pursuant to paragraph (4) of subsection a. of this section may be  
28 issued as provided in subsection b. of section 3 of **[this act]**  
29 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
30 Legislature as this bill), for drinking water systems, as follows:

31       (a) up to \$4 million of Drinking Water State Revolving Fund  
32 loans, plus any appropriated but unallocated funds designated in  
33 State fiscal year 2021 for drinking water systems serving  
34 populations of up to 10,000 residents, shall be available for drinking  
35 water systems serving populations of up to 10,000 residents  
36 wherein principal forgiveness shall not exceed \$500,000 in the  
37 aggregate and shall not exceed 50 percent of the total loan amount  
38 per project sponsor in an amount not to exceed \$1 million per  
39 project sponsor.

40       Loans for drinking water systems serving 500 or fewer residents  
41 shall be given the highest priority, followed by systems serving 501  
42 to 10,000 residents;

43       (b) up to \$2 million in principal forgiveness loans for drinking  
44 water systems that serve fewer than 500 persons and are assisted by  
45 the Community Engineering Corps to come into compliance with  
46 federal or State drinking water regulations. A loan issued pursuant  
47 to this subparagraph shall have 100 percent principal forgiveness  
48 for a loan amount of up to \$750,000 per project; and

1 (c) a maximum of \$10 million of principal forgiveness for  
2 drinking water systems serving communities with a population of  
3 up to 1,000 residents for corrosion control treatment and lead  
4 service line replacement projects wherein principal forgiveness  
5 **【shall not exceed 90】** may be authorized for up to 100 percent of  
6 the total fund loan amount of \$1 million per water system;

7 (2) up to \$103 million of moneys from the Drinking Water State  
8 Revolving Fund, plus any appropriated but unallocated funds  
9 designated in State fiscal year 2021, may be issued for principal  
10 forgiveness loans for drinking water systems serving communities  
11 with a weighted median household income less than the median  
12 household income for the State to finance lead service line  
13 replacements, wherein principal forgiveness shall not exceed 50  
14 percent of the total **【fund】** loan amount of: \$2 million per water  
15 system for systems with fewer than 1,000 known lead service lines,  
16 \$10 million per water system for systems with 1,000 to 5,000  
17 known lead service lines, and **【\$20】** \$36 million per water system  
18 for systems with greater than 5,000 known lead service lines.  
19 Notwithstanding the principal forgiveness limitations set forth in  
20 this paragraph, the department may increase the amount of principal  
21 forgiveness by one percent increments for each qualifying principal  
22 forgiveness loan, up to a maximum of the applicable cap amount,  
23 until the total amount of funds appropriated to the department for  
24 principal forgiveness pursuant to the federal "Water Infrastructure  
25 Funding Transfer Act," Pub.L.116-63, is exhausted.

26 Loans may be made pursuant to this subsection to the extent  
27 there are sufficient eligible project applications and as may be  
28 required for the award of the capitalization grants made available to  
29 the State for drinking water projects pursuant to the Federal Safe  
30 Drinking Water Act. Any such amounts may be reduced by the  
31 Commissioner of Environmental Protection pursuant to section 7 of  
32 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending  
33 before the Legislature as this bill), or if a project fails to meet the  
34 requirements of section 4 or 5 of 【this act】 P.L.2021, c.203, as  
35 amended by P.L. , c. (pending before the Legislature as this  
36 bill); and

37 (3) Those projects listed in subsections a. and b. of section 3 of  
38 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending  
39 before the Legislature as this bill), that were previously identified in  
40 P.L.2020, c.49, as amended by P.L.2021, c.21, are granted  
41 continued priority status and shall be subject to the provisions of  
42 P.L.2020, c.49, as amended by P.L.2021, c.21, provided such  
43 projects receive short-term funding prior to June 30, 2021.

44 d. The department is authorized to make zero interest and  
45 principal forgiveness financing loans to or on behalf of the project  
46 sponsors for the environmental infrastructure projects listed in  
47 sections 2 and 3 of **【this act】** P.L.2021, c.203, as amended by

1 P.L. , c. (pending before the Legislature as this bill), under the  
 2 same terms, conditions and requirements set forth in this section  
 3 from any unexpended balances of the amounts appropriated  
 4 pursuant to section 1 of P.L.1987, c.200, section 2 of P.L.1988,  
 5 c.133, section 1 of P.L.1989, c.189, section 1 of P.L.1990, c.99,  
 6 section 1 of P.L.1991, c.325, section 1 of P.L.1992, c.38, section 1  
 7 of P.L.1993, c.193, section 1 of P.L.1994, c.106, section 1 of  
 8 P.L.1995, c.219, section 1 of P.L.1996, c.85, section 1 of P.L.1997,  
 9 c.221, section 2 of P.L.1998, c.84, section 2 of P.L.1999, c.174,  
 10 section 2 of P.L.2000, c.92, sections 1 and 2 of P.L.2001, c.222,  
 11 sections 1 and 2 of P.L.2002, c.70, sections 1 and 2 of P.L.2003,  
 12 c.158, sections 1 and 2 of P.L.2004, c.109, sections 1 and 2 of  
 13 P.L.2005, c.196, sections 1 and 2 of P.L.2006, c.68, sections 1 and  
 14 2 of P.L.2007, c.139, sections 1 and 2 of P.L.2008, c.68, sections 1  
 15 and 2 of P.L.2009, c.102, sections 1 and 2 of P.L.2010, c.63,  
 16 sections 1 and 2 of P.L.2011, c.93, sections 1 and 2 of P.L.2012,  
 17 c.43, sections 1 and 2 of P.L.2013, c.95, sections 1 and 2 of  
 18 P.L.2014, c.25, sections 1 and 2 of P.L.2015, c.108, sections 1 and  
 19 2 of P.L.2016, c.32, as amended by P.L.2017, c.14, sections 1 and 2  
 20 of P.L.2017, c.143, as amended by P.L.2017, c.326, sections 1 and  
 21 2 of P.L.2018, c.85, as amended by P.L.2018, c.137 and P.L.2019,  
 22 c.12, sections 1 and 2 of P.L.2019, c.193, as amended by P.L.2019,  
 23 c.514, and P.L.2020, c.49, as amended by P.L.2021, c.21, and  
 24 sections 1 and 2 of P.L.2021, c.203, as amended by P.L. ,  
 25 c. (pending before the Legislature as this bill), including amounts  
 26 resulting from the low bid and final building cost reductions  
 27 authorized pursuant to section 6 of P.L.1987, c.200, section 7 of  
 28 P.L.1988, c.133, section 6 of P.L.1989, c.189, section 6 of  
 29 P.L.1990, c.99, section 6 of P.L.1991, c.325, section 6 of P.L.1992,  
 30 c.38, section 6 of P.L.1993, c.193, section 6 of P.L.1994, c.106,  
 31 section 6 of P.L.1995, c.219, section 6 of **[P.L.f1996]** P.L.1996,  
 32 c.85, section 6 of P.L.1997, c.221, section 7 of P.L.1998, c.84,  
 33 section 6 of P.L.1999, c.174, section 6 of P.L.2000, c.92, section 6  
 34 of P.L.2001, c.222, section 6 of P.L.2002, c.70, section 6 of  
 35 P.L.2003, c.158, section 6 of P.L.2004, c.109, section 6 of  
 36 P.L.2005, c.196, section 6 of P.L.2006, c.68, section 6 of P.L.2007,  
 37 c.139, section 6 of P.L.2008, c.68, section 7 of P.L.2009, c.102,  
 38 section 6 of P.L.2010, c.63, section 6 of P.L.2011, c.93, section 6 of  
 39 P.L.2012, c.43, section 6 of P.L.2013, c.95, section 7 of P.L.2014,  
 40 c.25, section 7 of P.L.2015, c.108, section 7 of P.L.2016, c.32, as  
 41 amended by P.L.2017, c.14, section 7 of P.L.2017, c.143 as  
 42 amended by P.L.2017, c.326, section 7 of P.L.2018, c.85, as  
 43 amended by P.L.2018, c.137 and P.L.2019, c.12, section 7 of  
 44 P.L.2019, c.193, as amended by P.L.2019, c.514, **[and]** section 7 of  
 45 P.L.2020, c.49, as amended by P.L.2021, c.21, and section 7 of  
 46 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
 47 Legislature as this bill), and from any repayments of loans and  
 48 interest from the Clean Water State Revolving Fund, the

1 "Wastewater Treatment Fund," the "Water Supply Fund," the "1992  
2 Wastewater Treatment Fund," the "2003 Water Resources and  
3 Wastewater Treatment Fund," and amounts deposited therein during  
4 State fiscal year 2020 and State fiscal year 2021 pursuant to the  
5 provisions of section 16 of P.L.1985, c.329, and section 2 of  
6 P.L.2009, c.77 and any amendatory and supplementary acts thereto,  
7 including any Clean Water State Revolving Fund Accounts  
8 contained within the "Wastewater Treatment Fund," and from any  
9 repayment of loans and interest from the Drinking Water State  
10 Revolving Fund.

11 e. The department is authorized to make zero interest and  
12 principal forgiveness Sandy financing loans to or on behalf of the  
13 project sponsors for the Sandy environmental infrastructure projects  
14 listed in subsection a. of section 3 of **[this act]** P.L.2021, c.203, as  
15 amended by P.L. , c. (pending before the Legislature as this  
16 bill), for clean water projects, and subsection b. of section 3 of  
17 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
18 Legislatre as this bill) for drinking water projects, in a manner  
19 consistent with the Federal Disaster Relief Appropriations Act, up  
20 to the individual amounts indicated, except that any such amount  
21 may be reduced by the Commissioner of Environmental Protection  
22 pursuant to section 7 of **[this act]** P.L.2021, c.203, as amended by  
23 P.L. , c. (pending before the Legislature as this bill), or if a  
24 project fails to meet the requirements of section 4, 5, or 7 of [this  
25 act] P.L.2021, c.203, as amended by P.L. , c. (pending before  
26 the Legislature as this bill), provided a maximum of \$300 million  
27 shall be provided for Sandy financing loans for clean water projects  
28 to provide financial assistance to communities affected by the  
29 Storm Sandy, and for projects whose purpose is to reduce flood  
30 damage risk and vulnerability or to enhance resiliency to rapid  
31 hydrologic change or a natural disaster.

32 f. For the purposes of **[this act]** P.L.2021, c.203, as amended  
33 by P.L. , c. (pending before the Legislature as this bill):

34 "Department" means the Department of Environmental  
35 Protection.

36 "Federal Disaster Relief Appropriations Act" means the  
37 "Disaster Relief Appropriations Act, 2013," Pub.L.113-2, and any  
38 amendatory and supplementary acts thereto.

39 "Sandy financing" means grants, zero interest loans or principal  
40 forgiveness loans provided by the Department of Environmental  
41 Protection from funds made available to the State for clean water or  
42 drinking water projects, or clean water or drinking water project  
43 match, pursuant to the Federal Disaster Relief Appropriations Act.

44 "Trust" means the New Jersey Infrastructure Bank created  
45 pursuant to section 4 of P.L.1985, c.334 (C.58:11B-4).

46 (cf: P.L.2021, c.203, s.1)

1        2. Section 2 of P.L.2021, c.203 is amended to read as follows:  
2        2. a. (1) The department is authorized to expend funds for the  
3 purpose of making supplemental zero interest loans to or on behalf  
4 of the project sponsors listed below for the following clean water  
5 environmental infrastructure projects:  
6

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Camden County MUA	S340640-18R	\$7,500,000	\$10,000,000
Elizabeth City	S340942-19R	\$206,250	\$275,000
Hoboken City	S340635-06R	\$30,000,000	\$40,000,000
North Bergen MUA	S340652-14R	\$3,750,000	\$5,000,000
Ocean Twp. SA	S340750-14R	\$750,000	\$1,000,000
Plumsted Twp.	S340607-03R	\$7,500,000	\$10,000,000
Rockaway Valley RSA	S340821-07R	\$2,250,000	\$3,000,000
Franklin Twp. SA	S340839-06-1	\$750,000	\$1,000,000
Paterson City	S340850-03-1	\$1,912,500	\$2,550,000
Rockaway Valley RSA	S340821-06-1	\$581,250	\$775,000
<u>Warren Twp. SA</u>	<u>S340964-05R</u>	<u>\$3,750,000</u>	<u>\$5,000,000</u>
Somerville Borough	S342013-01-1	\$1,387,500	\$1,850,000
<b>Total Projects:</b> <b><u>[11] 12</u></b>		<b>[\$56,587,500]</b> <b><u>\$60,337,500</u></b>	<b>[\$75,450,000]</b> <b><u>\$80,450,000</u></b>

7  
8        (2) The loans authorized in this subsection shall be made for the  
9 difference between the allowable loan amounts required by these  
10 projects based upon final building costs pursuant to section 7 of  
11 **[this act]** P.L.2021, c.203, as amended by P.L. , c. (pending  
12 before the Legislature as this bill), and the loan amounts certified  
13 by the Commissioner of Environmental Protection in State fiscal  
14 years 2008, 2017, 2019, 2020, and 2021 and for increased allowable  
15 costs as defined and determined in accordance with the rules and  
16 regulations adopted by the department pursuant to section 4 of  
17 P.L.1985, c.329. The loans authorized in this subsection shall be  
18 made to or on behalf of the project sponsors listed, up to the  
19 individual amounts indicated and in the priority stated, to the extent  
20 sufficient funds are available, except as a project fails to meet the  
21 requirements of section 4, 5, or 7 of **[this act]** P.L.2021, c.203, as

1 amended by P.L. , c. (pending before the Legislature as this  
2 bill).

3 (3) The zero interest loans for the projects authorized in this  
4 subsection shall have priority over projects listed in subsection a. of  
5 section 3 of **【this act】** P.L.2021, c.203, as amended by P.L. ,  
6 c. (pending before the Legislature as this bill).

7 b. (1) The department is authorized to expend funds for the  
8 purpose of making supplemental loans to or on behalf of the project  
9 sponsors listed below for the following drinking water  
10 environmental infrastructure projects:  
11

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Newark City	0714001-016R	\$2,250,000	\$3,000,000
North Jersey District Water Supply Comm.	1613001-025R	\$19,125,000	\$25,500,000
<b>Total Projects:</b> <b>2</b>		<b>\$21,375,000</b>	<b>\$28,500,000</b>

12  
13 (2) The loans authorized in this subsection shall be made for the  
14 difference between the allowable loan amount required by these  
15 projects based upon final building costs pursuant to section 7 of  
16 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending  
17 before the Legislature as this bill), and the loan amounts certified  
18 by the Commissioner of Environmental Protection in State fiscal  
19 year 2020 and for increased allowable costs as defined and  
20 determined in accordance with the rules and regulations adopted by  
21 the department pursuant to section 5 of P.L.1981, c.261. The loans  
22 authorized in this subsection shall be made to or on behalf of the  
23 project sponsors listed, up to the individual amounts indicated and  
24 in the priority stated, to the extent sufficient funds are available,  
25 except as a project fails to meet the requirements of section 4, 5, or  
26 7 of **【this act】** P.L.2021, c.203, as amended by P.L. ,  
27 c. (pending before the Legislature as this bill).

28 (3) The zero interest loans for the projects authorized in this  
29 subsection shall have priority over projects listed in subsection b. of  
30 section 3 of **【this act】** P.L.2021, c.203, as amended by P.L. ,  
31 c. (pending before the Legislature as this bill).

32 c. The department is authorized to adjust the allowable  
33 department loan amount for projects authorized in this section to  
34 between zero percent and 100 percent of the total allowable loan  
35 amount. If the department loan amount is adjusted to 100 percent  
36 of the total allowable loan amount, the loan shall be provided  
37 pursuant to the terms and conditions of the financing program year  
38 in which the construction loan component of the project was  
39 certified by the department and **【for】** in which the trust issued an

1 interim financing program loan or, in the absence of an interim  
2 financing program loan, the terms and conditions of the State fiscal  
3 year 2022 financing program.  
4 (cf: P.L.2021, c.203, s.2)  
5  
6 3. Section 3 of P.L.2021, c.203 is amended to read as follows:  
7 3. a. (1) The following environmental infrastructure projects  
8 shall be known and may be cited as the “Storm Sandy and State  
9 Fiscal Year 2022 Clean Water Project Eligibility List”:  
10

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Musconetcong SA	S340384-09	\$4,500,000	\$6,000,000
Camden County MUA	S340640-17	\$2,625,000	\$3,500,000
Camden County MUA	S340640-24	\$4,875,000	\$6,500,000
Rahway Valley SA	S340547-14	\$7,125,000	\$9,500,000
Rahway Valley SA	S340547-15	\$1,941,389	\$2,588,518
Camden County MUA	S340640-22	\$2,625,000	\$3,500,000
Camden County MUA	S340640-23	\$4,200,000	\$5,600,000
Camden County MUA	S340640-16	\$9,975,000	\$13,300,000
Camden County MUA	S340640-20	\$2,250,000	\$3,000,000
Newark City	S340815-28	\$4,500,000	\$6,000,000
Newark City	S340815-24	[\$15,750,000] \$17,250,000	[\$21,000,000] \$23,000,000
Camden County MUA	S340640-18	\$63,022,500	\$84,030,000
North Bergen MUA	S340652-14	\$21,000,000	\$28,000,000

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Hopatcong Borough	S340488-08	\$450,000	\$600,000
【Jersey City MUA	S340928-15	\$30,750,000	\$41,000,000
Jersey City MUA	S340928-20	\$5,400,000	\$7,200,000
Jersey City MUA	S340928-28	\$2,025,000	\$2,700,000
Jersey City MUA	S340928-31	\$8,294,700	\$11,059,600
Jersey City MUA	S340928-34	\$975,000	\$1,300,000】
Jersey City MUA	S340928-24	【\$80,693,069】 \$81,000,000	\$108,000,000
【Jersey City MUA	S340928-33	\$6,750,000	\$9,000,000】
Elizabeth City	S340942-17	\$4,875,000	\$6,500,000
Camden County MUA	S340640-13	\$9,600,000	\$12,800,000
Bayonne City	S340399-31	【\$1,650,000】 \$3,750,000	【\$2,200,000】 \$5,000,000
Ocean County UA	S340372-62	\$3,225,000	\$4,300,000
Ocean County UA	S340372-63	\$1,650,000	\$2,200,000
Ocean County UA	S340372-61	\$3,975,000	\$5,300,000
【Ocean County UA	S340372-59	\$5,715,000	\$7,620,000
Hoboken City	S340635-07	\$3,750,000	\$5,000,000】
Hoboken City	S340635-09	\$375,000	\$500,000
Mount Laurel Twp. MUA	S340943-06	\$6,000,000	\$8,000,000
Jersey City	S340928-30	\$2,033,250	\$2,711,000
North Hudson SA	S340952-30	\$17,400,000	\$23,200,000
Riverside SA	S340490-01	\$630,000	\$840,000
【Perth Amboy City	S340435-11	\$4,844,513	\$6,459,351】



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<u>Perth Amboy</u> <u>City</u>	<u>S340435-14</u>	<u>\$1,956,000</u>	<u>\$2,608,000</u>
Hackensack City	S340923-14	\$6,000,000	\$8,000,000
Somerset Raritan Valley SA	S340801-09	\$4,875,000	\$6,500,000
【Somerset Raritan Valley SA	S340801-07	\$25,500,000	\$34,000,000
Passaic Valley SC	S340689-48	\$675,308	\$900,410】
Passaic Valley SC	S340689-37	\$91,125,000	\$121,500,000
【Passaic Valley SC	S340689-38	\$16,125,000	\$21,500,000
Passaic Valley SC	S345200-02	\$1,500,000	\$2,000,000
Passaic Valley SC	S340689-40	\$3,750,000	\$5,000,000】
Passaic Valley SC	S345200-01	\$7,125,000	\$9,500,000
【Passaic Valley SC	S340689-30	\$2,775,000	\$3,700,000
Passaic Valley SC	S340689-32	\$7,500,000	\$10,000,000
Northwest Bergen County UA	S340700-16	\$3,675,000	\$4,900,000】
Bergen County UA	S340386-21	\$5,700,000	\$7,600,000
【Linden Roselle SA	S340299-09	\$1,575,000	\$2,100,000
Linden Roselle SA	S340299-08	\$12,750,000	\$17,000,000
Lambertville MUA	S340882-09	\$1,350,000	\$1,800,000
Raritan Twp. MUA	S340485-12	\$3,675,000	\$4,900,000】
<u>Northwest</u> <u>Bergen County</u> <u>UA</u>	<u>S340700-18</u>	<u>\$1,500,000</u>	<u>\$2,000,000</u>

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<u>Linden Roselle SA</u>	<u>S340299-08</u>	<u>\$20,250,000</u>	<u>\$27,000,000</u>
<u>Clinton Town</u>	<u>S340924-08</u>	<u>\$3,075,000</u>	<u>\$4,100,000</u>
Gloucester County UA	S340902-15	\$8,625,000	\$11,500,000
Stafford Twp.	S344100-03	\$4,200,000	\$5,600,000
Allentown Borough	S340567-05	\$3,825,000	\$5,100,000
Stony Brook RSA	S340400-11	\$16,500,000	\$22,000,000
Evesham MUA	S340838-09	\$375,000	\$500,000
Howell Twp.	S344040-02	\$11,010,000	\$14,680,000
Rutgers, The State University of New Jersey	S340500-01	\$27,750,000	\$37,000,000
Willingboro MUA	S340132-09	\$6,750,000	\$9,000,000
Ocean County	S344080-10	\$187,500	\$250,000
Ocean County	S344080-11	\$262,500	\$350,000
【Rockaway Valley RSA	S340821-07	\$6,150,000	\$8,200,000】
Rockaway Valley RSA	S340821-08	\$11,625,000	\$15,500,000
Ocean County	S344080-09	\$975,000	\$1,300,000
【Western Monmouth UA	S340128-06	\$9,825,000	\$13,100,000】
Chatham Borough	S340715-07A	\$5,466,885	\$7,289,180
Madison Borough	S340715-07B	\$5,466,885	\$7,289,180
Wildwood City	S340664-06	\$11,784,758	\$15,713,010
【Point Pleasant Beach Borough	S344190-02	\$2,362,500	\$3,150,000】
<u>New Jersey Water Supply Authority</u>	<u>S340421-02</u>	<u>\$64,575,000</u>	<u>\$86,100,000</u>
<u>Long Branch SA</u>	<u>S340336-09</u>	<u>\$4,200,000</u>	<u>\$5,600,000</u>
<u>Stafford Twp.</u>	<u>S340946-07</u>	<u>\$3,750,000</u>	<u>\$5,000,000</u>

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Manasquan River RSA	S340911-03	\$495,000	\$660,000
【Little Egg Harbor MUA	S340579-03	\$1,779,298	\$2,900,000
Middlesex County UA	S340699-14	\$8,250,000	\$11,000,000】
<u>Delran Twp.</u>	<u>S340794-10</u>	<u>\$1,575,000</u>	<u>\$2,100,000</u>
Monmouth County Bayshore Outfall Authority	S340325-04	\$2,625,000	\$3,500,000
<u>Camden County MUA</u>	<u>S340640-28</u>	<u>\$5,625,000</u>	<u>\$7,500,000</u>
<u>Warren Twp. SA</u>	<u>S340964-05</u>	<u>\$3,750,000</u>	<u>\$5,000,000</u>
Atlantic County UA	S340809-29	\$3,000,000	\$4,000,000
<u>Lambertville MUA</u>	<u>S340882-09</u>	<u>\$1,350,000</u>	<u>\$1,800,000</u>
Atlantic County UA	S340809-30	\$7,575,000	\$10,100,000
<u>Lambertville MUA</u>	<u>S340882-10</u>	<u>\$525,000</u>	<u>\$700,000</u>
Toms River MUA	S340145-05	【\$3,100,000】 <u>\$3,375,000</u>	\$4,500,000
Toms River MUA	S340145-08	\$1,018,800	\$1,358,400
【Ocean County UA	S340372-60	\$652,500	\$870,000】
Two Rivers Water Reclamation Authority	S340117-09	【\$3,000,000】 <u>\$3,150,000</u>	【\$4,000,000】 <u>\$4,200,000</u>
Brick Twp. MUA	S340448-11	\$4,275,000	\$5,700,000
<u>Paulsboro Borough</u>	<u>S340164-01</u>	<u>\$2,062,500</u>	<u>\$2,750,000</u>
Northwest Bergen County UA	S340700-15	\$5,250,000	\$7,000,000

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【Northwest Bergen County UA	S340700-18	\$1,500,000	\$2,000,000】
Northwest Bergen County UA	S340700-19	\$6,099,338	\$8,132,450
【Western Monmouth UA	S340128-05	\$5,887,500	\$7,850,000
Old Bridge MUA	S340945-14	\$2,700,000	\$3,600,000】
Franklin Twp. SA	S340839-09	\$5,625,000	\$7,500,000
<u>Franklin Twp. SA</u>	<u>S340839-08</u>	<u>\$3,150,000</u>	<u>\$4,200,000</u>
【Evesham MUA	S340838-07	\$1,200,000	\$1,600,000】
Mount Laurel Twp. MUA	S340943-07	\$2,400,000	\$3,200,000
Winslow Twp.	S340895-10	\$1,275,000	\$1,700,000
Ocean Twp. SA	S340750-13	\$412,500	\$550,000
【Ocean Twp. SA	S340750-12	\$3,375,000	\$4,500,000】
Scotch Plains Twp.	S340512-01	\$2,025,000	\$2,700,000
<u>Carteret Borough</u>	<u>S340939-10</u>	<u>\$4,950,000</u>	<u>\$6,600,000</u>
Burlington Twp.	S340712-17	\$750,000	\$1,000,000
<u>Somerset Raritan Valley SA</u>	<u>S340801-07</u>	<u>\$25,500,000</u>	<u>\$34,000,000</u>
【West Deptford Twp.	S340947-05	\$1,061,250	\$1,415,000】
Princeton	S340656-11	\$2,944,259	\$3,925,678
【Warren Twp. SA	S340964-05	\$8,100,000	\$10,800,000】
Middlesex Borough	S340698-02	\$1,926,563	\$2,568,750
Pennsville SA	S340870-04	\$1,200,000	\$1,600,000
Red Bank Borough	S340528-01	【\$1,125,000】 <u>\$3,375,000</u>	【\$1,500,000】 <u>\$4,500,000</u>
【Glen Ridge Borough	S340861-04	\$1,725,000	\$2,300,000】
Glen Ridge Borough	S340861-03	\$334,387	\$445,849

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Buena Borough MUA	S340518-06	\$973,500	\$1,298,000
【Bradley Beach Borough	S340472-01	\$2,025,000	\$2,700,000
Lambertville MUA	S340882-10	\$525,000	\$700,000】
Long Beach Twp.	S340023-07	\$3,450,000	\$4,600,000
Ship Bottom Borough	S340311-05	\$3,750,000	\$5,000,000
Passaic Valley SC	S340689-45	\$7,657,577	\$10,210,102
Passaic Valley SC	S340689-54	\$11,642,883	\$15,523,844
【Plumsted Twp.	S340607-03	\$12,769,687	\$34,000,000
Lakewood Twp. MUA	S340465-02	\$3,240,000	\$4,320,000】
Lower Twp. MUA	S340810-05	【\$12,825,000】 \$22,500,000	【\$17,100,000】 \$30,000,000
<u>Greenwich Twp.</u>	<u>S340359-02</u>	<u>\$1,650,000</u>	<u>\$2,200,000</u>
<u>Marlboro Twp.</u>	<u>S340268-02</u>	<u>\$723,188</u>	<u>\$964,250</u>
Mantua Twp. MUA	S340514-02	\$1,687,500	\$2,250,000
Newton Town	S340449-04	\$403,500	\$538,000
Cranford Twp.	S340858-04	【\$9,000,000】 \$2,625,000	【\$12,000,000】 \$3,500,000
【New Jersey Water Supply Authority	S340421-01	\$45,000,000	\$60,000,000】
Northfield City	S340508-02	\$112,500	\$150,000
Spotswood Borough	S340510-01	\$4,070,250	\$5,427,000
【Paulsboro Borough	S340164-01	\$2,062,500	\$2,750,000】
North Hudson SA	S340952-36	\$675,000	\$900,000
Clinton Town	S340924-07	\$600,000	\$800,000
<u>Kearny Town</u>	<u>S340259-12</u>	<u>\$16,125,000</u>	<u>\$21,500,000</u>
Jersey City MUA	S340928-32	【\$6,150,000】 \$9,225,000	\$12,300,000
Atlantic City MUA	S340439-04	\$2,300,000	\$3,066,667
<u>Jersey City MUA</u>	<u>S340928-33</u>	<u>\$6,750,000</u>	<u>\$9,000,000</u>

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East Orange City	S340843-03	【\$9,000,000】 \$12,000,000	【\$12,000,000】 \$16,000,000
【Gloucester County Improvement Authority	S342016-04	\$13,875,001	\$18,500,001
Salem County Improvement Authority	S342022-02	\$7,399,084	\$8,500,000】
Burlington City	S340140-02	\$1,950,000	\$2,600,000
<u>Raritan Twp. MUA</u>	<u>S340485-12</u>	<u>\$3,675,000</u>	<u>\$4,900,000</u>
【Lakewood Twp. MUA	S340465-03	\$1,312,500	\$1,750,000】
Bloomfield Twp.	S340516-01	\$5,423,228	\$7,230,970
【North Brunswick Twp.	S340888-02	\$6,000,000	\$8,000,000】
<u>Northwest Bergen County UA</u>	<u>S340700-16</u>	<u>\$3,675,000</u>	<u>\$4,900,000</u>
University Hospital	S340500-03	\$5,850,000	\$7,800,000
【Manchester Twp.	S340650-08	\$2,250,000	\$3,000,000
Point Pleasant Beach Borough	S340479-04	\$1,447,500	\$1,930,000
Allentown Borough	S340567-06	\$498,704	\$664,938】
Ship Bottom Borough	S340311-04	【\$536,663】 \$2,062,500	\$2,750,000
Total Projects: 【133】 100		【\$946,664,729】 \$731,572,751	【\$1,285,265,898】 \$975,430,300

1

2 (2) The department is authorized to make clean water project loans

3 to the following municipalities receiving funding from the

4 “Pinelands Infrastructure Trust Fund,” established pursuant to

5 section 14 of the “Pinelands Infrastructure Trust Bond Act of

6 1985,” P.L.1985, c.302:

7

Project Sponsor	Project Number	Estimated Total Loan Amount
Pemberton Twp.	Pinelands 1	\$2,929,000
Manchester Twp./ Jackson MUA	Pinelands 2	\$7,192,035

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Galloway Twp.	Pinelands 4	\$3,493,440
Winslow Twp.	Pinelands 5	\$1,728,940
<b>Total Pinelands Projects: 4</b>		<b>\$15,343,415</b>

- 1
- 2       b. The following environmental infrastructure projects shall be
- 3 known and may be cited as the “Storm Sandy and State Fiscal Year
- 4 2022 Drinking Water Project Eligibility List”:
- 5

<b>Project Sponsor</b>	<b>Project Number</b>	<b>Estimated Allowable DEP Loan Amount</b>	<b>Estimated Total Loan Amount</b>
【Newark City	0714001-020	\$13,125,000	\$17,500,000
Trenton City	1111001-011	\$15,255,000	\$20,340,000
Newark City	0714001-019	\$9,375,000	\$12,500,000
Orange City	0717001-013	\$525,000	\$700,000
Newark City	0714001-022	\$17,250,000	\$23,000,000
Bloomfield Twp.	0702001-003	\$823,796	\$1,098,395
NJ American Water Co., Inc.	1345001-017	\$7,575,000	\$10,100,000
Burlington City	0305001-002	\$2,700,000	\$3,600,000
Orange City	0717001-014	\$1,500,000	\$2,000,000
National Park Borough	0812001-005	\$1,144,875	\$1,526,500
Moorestown Twp.	0322001-001	\$18,468,750	\$24,625,000
Brick Twp. MUA	1506001-011	\$15,667,500	\$20,890,000
East Orange City	0705001-014	\$24,750,000	\$33,000,000
Newark City	0714001-008	\$25,647,000	\$34,196,000
East Greenwich	0803001-004	\$1,950,000	\$2,600,000
Jersey City MUA	0906001-017	\$1,305,180	\$1,740,240】
NJ American Water Co., Inc.	2004002-012	\$15,000,000	\$20,000,000
【Woodbine Borough	0516001-001	\$3,750,000	\$5,000,000
Newark City	0714001-018	\$3,862,500	\$5,150,000
Jersey City MUA	0906001-019	\$5,025,000	\$6,700,000
Wildwood City	0514001-006	\$4,637,403	\$6,183,204
Little Egg Harbor MUA	1516001-005	\$1,087,500	\$1,450,000

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Seaside Park Borough	1527001-004	\$1,125,000	\$1,500,000
NJ American Water Co., Inc.	1345001-021	\$19,758,750	\$26,345,000
Manchester Twp.	1518005-002	\$4,125,000	\$5,500,000
Paulsboro Borough	0814001-003	\$2,100,000	\$2,800,000
Hamburg Borough	1909001-002	\$825,000	\$1,100,000
Jersey City MUA	0906001-025	\$24,000,000	\$32,000,000
Jersey City MUA	0906001-009	\$3,750,000	\$5,000,000
Middlesex Water Co.	1225001-028	\$8,400,000	\$11,200,000
Old Bridge MUA	1209002-005	\$1,875,000	\$2,500,000
Hoboken City	0905001-002	\$6,000,000	\$8,000,000
Wall Twp.	1352003-001	\$1,350,000	\$1,800,000
Wall Twp.	1352003-002	\$2,775,000	\$3,700,000
Clinton Town	1005001-011	\$ 949,355	\$1,265,807
Clinton Town	1005001-010	\$1,320,000	\$2,640,000
Spotswood Borough	1224001-001	\$2,582,936	\$3,443,914
Glen Ridge Borough	0708001-008	\$1,929,908	\$2,573,210
Jersey City MUA	0906001-020	\$4,965,000	\$6,620,000
Jersey City MUA	0906001-021	\$8,250,000	\$11,000,000
Jackson Twp. MUA	1511001-013	\$15,000,000	\$20,000,000
Ship Bottom Borough	1528001-003	\$7,500,000	\$10,000,000
South Orange Village	0719001-012	\$ 600,000	\$800,000
Berkeley Twp. MUA	1505004-009	\$1,875,000	\$2,500,000
Jersey City MUA	0906001-015	\$2,691,950	\$3,589,266
Hoboken City	0905001-001	\$6,375,000	\$8,500,000
Hightstown Borough	1104001-010	\$1,331,759	\$1,775,678
Middlesex Water Co.	1225001-025	\$42,750,000	\$57,000,000
Evesham MUA	0313001-001	\$1,950,000	\$2,600,000



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Moorestown Twp.	0322001-002	\$11,430,000	\$15,240,000
Brick Twp. MUA	1506001-009	\$4,446,570	\$5,928,760
Ship Bottom Borough	1528001-004	\$3,075,000	\$4,100,000
Lakehurst Borough	1513001-002	\$900,000	\$1,200,000】
East Windsor MUA	1101002-005	\$1,500,000	\$2,000,000
【Clinton Town	1005001-012	\$2,625,000	\$3,500,000
Long Beach Twp.	1517001-015	\$3,119,401	\$4,159,201
Milltown Borough	1212001-005	\$1,350,000	\$1,800,000
Allentown Borough	1302001-002	\$411,825	\$549,100
Roosevelt Borough	1341001-007	\$450,000	\$600,000】
<u>South Orange Village</u>	<u>0719001-012</u>	<u>\$600,000</u>	<u>\$800,000</u>
<u>Old Bridge MUA</u>	<u>1209002-005</u>	<u>\$2,025,000</u>	<u>\$2,700,000</u>
NJ American Water Co., Inc.	2004002-013	\$12,000,000	\$16,000,000
【Jackson Twp. MUA	1511001-012	\$8,250,000	\$11,000,000
Clinton Town	1005001-013	\$2,250,000	\$3,000,000】
<u>Jersey City MUA</u>	<u>0906001-021</u>	<u>\$8,250,000</u>	<u>\$11,000,000</u>
<u>Lakeshore Co.</u>	<u>1413001-001</u>	<u>\$375,000</u>	<u>\$500,000</u>
<u>Hoboken City</u>	<u>0905001-002</u>	<u>\$6,000,000</u>	<u>\$8,000,000</u>
<u>Glen Ridge Borough</u>	<u>0708001-008</u>	<u>\$1,929,908</u>	<u>\$2,573,210</u>
Brielle Borough	1308001-004	\$1,845,000	\$2,460,000
【Mount Arlington Borough	1426005-001	\$165,836	\$250,285】
<u>Moorestown Twp.</u>	<u>0322001-002</u>	<u>\$11,430,000</u>	<u>\$15,240,000</u>
<u>Woodbine Borough</u>	<u>0516001-001</u>	<u>\$3,750,000</u>	<u>\$5,000,000</u>

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<u>Woodland Heights Homeowners Association</u>	<u>1615022-001</u>	<u>\$420,000</u>	<u>\$560,000</u>
<u>Jersey City MUA</u>	<u>0906001-020</u>	<u>\$4,965,000</u>	<u>\$6,620,000</u>
<u>Newark City</u>	<u>0714001-018</u>	<u>\$3,862,500</u>	<u>\$5,150,000</u>
<u>Lakehurst Borough</u>	<u>1513001-002</u>	<u>\$900,000</u>	<u>\$1,200,000</u>
<u>Orange City</u>	<u>0717001-014</u>	<u>\$1,500,000</u>	<u>\$2,000,000</u>
<u>Jersey City MUA</u>	<u>0906001-009</u>	<u>\$3,750,000</u>	<u>\$5,000,000</u>
Brielle Borough	1308001-005	<b>【\$2,700,000】</b> <u>\$3,375,000</u>	<b>【\$3,600,000】</b> <u>\$4,500,000</u>
<b>【Hampton Borough</b>	1013001-001	\$1,350,000	\$1,800,000
Little Egg Harbor MUA	1516001-003	\$4,143,750	\$5,525,000
National Park Borough	0812001-004	\$1,275,000	\$1,700,000
Hopatcong Borough	1912001-004	\$75,000	\$100,000
Hamburg Borough	1909001-001	\$63,750	\$85,000
Highbridge Borough	1014001-001	\$75,000	\$100,000
Hardyston Municipal Utility Authority	1911006-003	\$75,000	<b>【\$100,000】</b>
<u>Middlesex Water Co.</u>	<u>1225001-025</u>	<u>\$42,750,000</u>	<u>\$57,000,000</u>
<u>Hardyston MUA</u>	<u>1911006-003</u>	<u>\$75,000</u>	<u>\$100,000</u>
<u>Jersey City MUA</u>	<u>0906001-025</u>	<u>\$24,000,000</u>	<u>\$32,000,000</u>
<u>Hopatcong Borough</u>	<u>1912001-004</u>	<u>\$75,000</u>	<u>\$100,000</u>
<u>Jersey City MUA</u>	<u>0906001-015</u>	<u>\$2,691,950</u>	<u>\$3,589,266</u>
<u>Spotswood Borough</u>	<u>1224001-001</u>	<u>\$2,582,936</u>	<u>\$3,443,914</u>
<u>Trenton City</u>	<u>1111001-011</u>	<u>\$15,255,000</u>	<u>\$20,340,000</u>
<u>Wildwood City</u>	<u>0514001-006</u>	<u>\$4,637,403</u>	<u>\$6,183,204</u>
<u>Hamburg Borough</u>	<u>1909001-001</u>	<u>\$63,750</u>	<u>\$85,000</u>
<u>National Park Borough</u>	<u>0812001-005</u>	<u>\$1,144,875</u>	<u>\$1,526,500</u>

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<u>NJ American Water Co., Inc.</u>	<u>1345001-021</u>	<u>\$19,758,750</u>	<u>\$26,345,000</u>
<u>Moorestown Twp.</u>	<u>0322001-001</u>	<u>\$18,468,750</u>	<u>\$24,625,000</u>
<u>National Park Borough</u>	<u>0812001-004</u>	<u>\$1,275,000</u>	<u>\$1,700,000</u>
<u>Highbridge Borough</u>	<u>1014001-001</u>	<u>\$75,000</u>	<u>\$100,000</u>
<u>Newark City</u>	<u>0714001-008</u>	<u>\$25,647,000</u>	<u>\$34,196,000</u>
<u>Farmingdale Borough</u>	<u>1314001-002</u>	<u>\$680,250</u>	<u>\$907,000</u>
<u>Brick Twp. MUA</u>	<u>1506001-011</u>	<u>\$15,667,500</u>	<u>\$20,890,000</u>
<u>Brick Twp. MUA</u>	<u>1506001-009</u>	<u>\$4,446,570</u>	<u>\$5,928,760</u>
<u>Clinton Town</u>	<u>1005001-012</u>	<u>\$2,625,000</u>	<u>\$3,500,000</u>
<u>Ship Bottom Borough</u>	<u>1528001-003</u>	<u>\$7,500,000</u>	<u>\$10,000,000</u>
<u>Ship Bottom Borough</u>	<u>1528001-004</u>	<u>\$3,075,000</u>	<u>\$4,100,000</u>
<u>Jersey City MUA</u>	<u>0906001-018</u>	<u>\$7,500,000</u>	<u>\$10,000,000</u>
<u>Jersey City MUA</u>	<u>0906001-017</u>	<u>\$1,305,180</u>	<u>\$1,740,240</u>
<u>NJ American Water Co., Inc.</u>	<u>1345001-017</u>	<u>\$7,575,000</u>	<u>\$10,100,000</u>
<u>Hamburg Borough</u>	<u>1909001-002</u>	<u>\$825,000</u>	<u>\$1,100,000</u>
<u>East Orange City</u>	<u>0705001-014</u>	<u>\$24,750,000</u>	<u>\$33,000,000</u>
<u>Newark City</u>	<u>0714001-022</u>	<u>\$17,250,000</u>	<u>\$23,000,000</u>
<u>Allentown Borough</u>	<u>1302001-002</u>	<u>\$411,825</u>	<u>\$549,100</u>
<u>Jersey City MUA</u>	<u>0906001-019</u>	<u>\$5,025,000</u>	<u>\$6,700,000</u>
<u>Clinton Town</u>	<u>1005001-013</u>	<u>\$2,250,000</u>	<u>\$3,000,000</u>
<u>Paulsboro Borough</u>	<u>0814001-003</u>	<u>\$2,250,000</u>	<u>\$3,000,000</u>
<u>Milltown Borough</u>	<u>1212001-005</u>	<u>\$1,350,000</u>	<u>\$1,800,000</u>
<u>Newark City</u>	<u>0714001-019</u>	<u>\$9,375,000</u>	<u>\$12,500,000</u>
<u>Mount Arlington Borough</u>	<u>1426005-001</u>	<u>\$165,836</u>	<u>\$250,285</u>
<u>Newark City</u>	<u>0714001-020</u>	<u>\$13,125,000</u>	<u>\$17,500,000</u>

<u>Orange City</u>	<u>0717001-013</u>	<u>\$525,000</u>	<u>\$700,000</u>
<u>Seaside Park Borough</u>	<u>1527001-004</u>	<u>\$1,125,000</u>	<u>\$1,500,000</u>
<u>Roosevelt Borough</u>	<u>1341001-007</u>	<u>\$450,000</u>	<u>\$600,000</u>
<u>Hampton Borough</u>	<u>1013001-001</u>	<u>\$1,650,000</u>	<u>\$2,200,000</u>
<u>Middlesex Water Co.</u>	<u>1225001-028</u>	<u>\$8,400,000</u>	<u>\$11,200,000</u>
<u>Long Beach Twp.</u>	<u>1517001-015</u>	<u>\$3,119,401</u>	<u>\$4,159,201</u>
<u>Bloomfield Twp.</u>	<u>0702001-003</u>	<u>\$823,796</u>	<u>\$1,098,395</u>
<u>Hightstown Borough</u>	<u>1104001-010</u>	<u>\$1,331,759</u>	<u>\$1,775,678</u>
<u>East Greenwich</u>	<u>0803001-004</u>	<u>\$1,950,000</u>	<u>\$2,600,000</u>
<u>Clinton Town</u>	<u>1005001-010</u>	<u>\$1,320,000</u>	<u>\$2,640,000</u>
<b>Total Projects:</b> <b><u>【72】 64</u></b>		<b><u>【\$430,155,294】</u></b> <b><u>\$389,824,939</u></b>	<b><u>【\$574,449,560】</u></b> <b><u>\$520,675,753</u></b>

1  
2 c. The department is authorized to adjust the allowable  
3 department loan amount for projects authorized in this section to  
4 between zero percent and 100 percent of the total allowable loan  
5 amount. If the department loan amount is adjusted to 100 percent  
6 of the total allowable loan amount, the loan shall be provided  
7 pursuant to the terms and conditions of the financing program year  
8 in which the construction loan component of the project was  
9 certified by the department and for which the trust issued an interim  
10 financing program loan or, in the absence of an interim financing  
11 program loan, the terms and conditions of the State fiscal year 2022  
12 financing program.

13 (cf: P.L.2021, c.203, s.3)

14  
15 4. Section 4 of P.L.2021, c.203 is amended to read as follows:  
16 4. Any financing loan made by the department pursuant to  
17 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending  
18 before the Legislature as this bill), shall be subject to the following  
19 requirements:

20 a. The Commissioner Environmental Protection has certified  
21 that the project is in compliance with the provisions of P.L.1977,  
22 c.224, P.L.1985, c.329, P.L.1992, c.88, P.L.1997, c.223, P.L.1997,  
23 c.225, or P.L.2003, c.162, and any rules and regulations adopted  
24 pursuant thereto;

25 b. Except as otherwise provided in this subsection, a loan for  
26 an environmental infrastructure project listed in section 2 or 3 of  
27 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending

1 before the Legislature as this bill), shall be subject to the terms and  
2 conditions of the financing program year in which the construction  
3 loan component of the project was certified by the department and  
4 **【for】** in which the trust issued an interim financing program loan  
5 or, in the absence of an interim financing program loan, the terms  
6 and conditions of the State fiscal year 2022 financing program.  
7 Notwithstanding any provision of **【this act】** P.L.2021, c.203, as  
8 amended by P.L. , c. (pending before the Legislature as this  
9 bill), or a financial plan of the trust for State fiscal years 2018  
10 through 2021 developed pursuant to section 21 of P.L.1985, c.334  
11 (C.58:11B-21) or section 25 of P.L.1997, c.224 (C.58:11B-21.1) to  
12 the contrary, a loan for an environmental infrastructure project  
13 listed in section 2 or 3 of **【this act】** P.L.2021, c.203, as amended by  
14 P.L. , c. (pending before the Legislature as this bill), that is  
15 partially funded from the proceeds of bonds issued by the trust to  
16 the United States Environmental Protection Agency pursuant to the  
17 federal "Water Infrastructure Finance and Innovation Act of 2014,"  
18 33 U.S.C. s.3901 et seq., shall be subject to terms and conditions  
19 regulating the blending of federal and other funds that are consistent  
20 with those provisions of the financial plan of the trust for State  
21 fiscal year 2022 that reference the federal "Water Infrastructure  
22 Finance and Innovation Act of 2014;"

23 c. Notwithstanding the provisions of sections 2 and 3 of **【this**  
24 **act】** P.L.2021, c.203, as amended by P.L. , c. (pending before  
25 the Legislature as this bill), the department allowable loan amount  
26 may be 100 percent of the total allowable loan amount for:

27 (1) clean water project and drinking water project loans to (a)  
28 municipalities that do not satisfy the New Jersey Infrastructure  
29 Bank credit policy but are subject to State financial supervision and  
30 oversight pursuant to the "Local Government Supervision Act  
31 (1947)," P.L.1947, c.151 (C.52:27BB-1 et seq.), or (b) municipal,  
32 county, or regional sewerage authorities, or utilities authorities, that  
33 do not satisfy the New Jersey Infrastructure Bank credit policy but  
34 where the municipal participant through its service agreement with  
35 the authority or utility is under State financial supervision and  
36 oversight pursuant to the "Local Government Supervision Act  
37 (1947)," P.L.1947, c.151 (C.52:27BB-1 et seq.), and the repayment  
38 obligation of the authority or utility is secured by the full faith and  
39 credit of the participating municipality pursuant to the service  
40 agreement; **【and】**

41 (2) clean water and drinking water loans to municipalities  
42 receiving funding under the United States Department of Housing  
43 and Urban Development Community Development Block Grant –  
44 Disaster Recovery Program (CDBG-DR); and

45 (3) clean water loans to municipal, county, or regional sewerage  
46 authorities that qualify for Sewer Overflow and Stormwater Reuse

1 grants for combined sewer overflows or stormwater management  
2 projects.

3 d. With the exception of a loan for which the department issues  
4 100 percent of the loan amount pursuant to subsection b. of section  
5 2, subsection c. of section 3, and subsection c. of this section, the  
6 loan shall be conditioned upon approval of a loan from the New  
7 Jersey Infrastructure Bank pursuant to P.L.2021, c.204, as amended  
8 by P.L. . c. (pending before the Legislature as Senate Bill No.  
9 4078 or Assembly Bill No. 5974 of 2020-2021), prior to June 30,  
10 **[2021]** 2022;

11 e. The loan shall be repaid within a period not to exceed 30  
12 years, or 35 years for loans funded pursuant to the federal "Water  
13 Infrastructure Finance and Innovation Act of 2014," 33 U.S.C.  
14 s.3901 et seq., as amended and supplemented, or 45 years for  
15 combined sewer overflow abatement projects, of the making of the  
16 loan; and

17 f. The loan shall be subject to any other terms and conditions  
18 as may be established by the commissioner and approved by the  
19 State Treasurer, which may include, notwithstanding any other  
20 provision of law to the contrary, subordination of a loan authorized  
21 in **[this act]** P.L.2021, c.203, as amended by P.L. . c. (pending  
22 before the Legislature as this bill), to loans made by the New Jersey  
23 Infrastructure Bank pursuant to P.L.2021, c.204, as amended by  
24 P.L. . c. (pending before the Legislature as Senate Bill No. 4078  
25 or Assembly Bill No. 5974 of 2020-2021), or to administrative fees  
26 payable to the trust pursuant to subsection o. of section 5 of  
27 P.L.1985, c.334 (C.58:11B-5).  
28 (cf: P.L.2021, c.203, s.4)

29  
30 5. Section 5 of P.L.2021, c.203 is amended to read as follows:

31 5. Any Sandy financing loan made by the department pursuant  
32 to **[this act]** P.L.2021, c.203, as amended by P.L. . c. (pending  
33 before the Legislature as this bill), shall be subject to the following  
34 requirements:

35 a. The commissioner has certified that the project is in  
36 compliance with the provisions of Title X, Chapter 7 of the Federal  
37 Disaster Relief Appropriations Act;

38 b. The commissioner has certified that the project is in  
39 compliance with the provisions of P.L.1977, c.224, P.L.1985, c.329,  
40 P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225 or P.L.2003,  
41 c.162, and any rules and regulations adopted pursuant thereto; and

42 c. The loan shall be subject to any other terms and conditions  
43 as may be established by the commissioner and approved by the  
44 State Treasurer, which may include, notwithstanding any other  
45 provision of law to the contrary, subordination of a loan authorized  
46 in **[this act]** P.L.2021, c.203, as amended by P.L. . c. (pending  
47 before the Legislature as this bill), to loans made by the trust  
48 pursuant to P.L.2021, c.204, as amended by P.L. . c. (pending

1 before the Legislature as Senate Bill No. 4078 or Assembly Bill No.  
2 5974 of 2020-2021), prior to June 30, [2021] 2022, or to  
3 administrative fees payable to the trust pursuant to subsection o. of  
4 section 5 of P.L.1985, c.334 (C.58:11B-5).  
5 (cf: P.L.2021, c.203, s.5)

6  
7 6. Section 6 of P.L.2021, c.203 is amended to read as follows:

8 6. The eligibility lists and authorization for the making of loans  
9 pursuant to sections 2 and 3 of **[this act]** P.L.2021, c.203, as  
10 amended by P.L. , c. (pending before the Legislature as this  
11 bill), shall expire on July 1, 2022, and any project sponsor which  
12 has not executed and delivered a loan agreement with the  
13 department for a loan authorized in [this act] P.L.2021, c.203, as  
14 amended by P.L. , c. (pending before the Legislature as this  
15 bill), shall no longer be entitled to that loan.  
16 (cf: P.L.2021, c.203, s.6)

17  
18 7. Section 7 of P.L.2021, c.203 is amended to read as follows:

19 7. The Commissioner of Environmental Protection is  
20 authorized to reduce or increase the individual amount of loan funds  
21 made available to or on behalf of project sponsors pursuant to  
22 sections 2 and 3 of **[this act]** P.L.2021, c.203, as amended by  
23 P.L. , c. (pending before the Legislature as this bill), based upon  
24 final or low bid building costs defined in and determined in  
25 accordance with rules and regulations adopted by the commissioner  
26 pursuant to section 4 of P.L.1985, c.329, section 2 of P.L.1999,  
27 c.362 (C.58:12A-12.2), or section 5 of P.L.1981, c.261, provided  
28 that the total loan amount does not exceed the estimated total  
29 allowable loan amount. The commissioner is authorized to reduce  
30 or increase the individual amount of loan funds made available to or  
31 on behalf of project sponsors pursuant to sections 2 and 3 of [this  
32 act] P.L.2021, c.203, as amended by P.L. , c. (pending before  
33 the Legislature as this bill), in an amount not to exceed 10 percent  
34 of the total allowable loan amount based upon additional project  
35 costs to comply with the department's guidance for asset  
36 management, emergency response, flood protection, and auxiliary  
37 power.  
38 (cf: P.L.2021, c.203, s.7)

39  
40 8. Section 8 of P.L.2021, c.203 is amended to read as follows:

41 8. The expenditure of the funds appropriated by **[this act]**  
42 P.L.2021, c.203, as amended by P.L. , c. (pending before the  
43 Legislature as this bill), is subject to the provisions and conditions  
44 of P.L.1977, c.224, P.L.1085, c.302, P.L.1985, c.329, P.L.1989,  
45 c.181, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225 or  
46 P.L.2003, c.162, and the rules and regulations adopted by the  
47 Commissioner of Environmental Protection pursuant thereto, and

1 the provisions of the Federal Disaster Relief Appropriations Act,  
2 the Federal Clean Water Act, and the Federal Safe Drinking Water  
3 Act, and any amendatory and supplementary acts thereto.  
4 (cf: P.L.2021, c.203, s.8)

5  
6 9. Section 10 of P.L.2021, c.203 is amended to read as follows:

7 10. a. Prior to repayment to the Clean Water State Revolving  
8 Fund pursuant to sections 1 and 2 of P.L.2009, c.77 and any  
9 amendatory and supplementary acts thereto, prior to repayment to  
10 the "Wastewater Treatment Fund" pursuant to the provisions of  
11 section 16 of P.L.1985, c.329, prior to repayment to the "1992  
12 Wastewater Treatment Fund" pursuant to the provisions of section  
13 28 of P.L.1992, c.88, prior to repayment to the Drinking Water  
14 State Revolving Fund, prior to repayment to the "Stormwater  
15 Management and Combined Sewer Overflow Abatement Fund"  
16 pursuant to the provisions of section 15 of P.L.1989, c.181, prior to  
17 repayment to the "2003 Water Resources and Wastewater  
18 Treatment Fund" pursuant to the provisions of section 20 of  
19 P.L.2003, c.162, prior to repayment to the "Water Supply Fund"  
20 pursuant to the provisions of section 15 of P.L.1981, c.261, or prior  
21 to the repayment to the "Pinelands Infrastructure Trust Fund"  
22 pursuant to the provisions of section 5 of P.L.1985, c.302,  
23 repayments of loans made pursuant to these acts may be utilized by  
24 the New Jersey Infrastructure Bank established pursuant to  
25 P.L.1985, c.334 (C.58:11B-1 et seq.), as amended and  
26 supplemented by P.L.1997, c.224, under terms and conditions  
27 established by the commissioner and trust, approved by the State  
28 Treasurer, and consistent with the provisions of P.L.1985, c.334  
29 (C.58:11B-1 et seq.) and federal tax, environmental or securities  
30 law, to the extent necessary to secure repayment of trust bonds  
31 issued to finance loans approved pursuant to P.L.2021, c.204, as  
32 amended by P.L. . c. (pending before the Legislature as Senate  
33 Bill No. 4078 or Assembly Bill No. 5974 of 2020-2021), and to  
34 secure the administrative fees payable to the trust pursuant to  
35 subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5) by the  
36 project sponsors receiving trust loans.

37 b. Prior to repayment to the Clean Water State Revolving Fund  
38 pursuant to section 1 and 2 of P.L.2009, c.77 and any amendatory  
39 and supplementary acts thereto, prior to repayment to the  
40 "Wastewater Treatment Fund" pursuant to the provisions of section  
41 16 of P.L.1985, c.329, prior to repayment to the "1992 Wastewater  
42 Treatment Fund" pursuant to the provisions of section 28 of  
43 P.L.1992, c.88, prior to repayment to the "Water Supply Fund"  
44 pursuant to the provisions of section 15 of P.L.1981, c.261, prior to  
45 repayment to the Drinking Water State Revolving Fund, prior to  
46 repayment to the "2003 Water Resources and Wastewater  
47 Treatment Fund" pursuant to the provisions of section 20 of  
48 P.L.2003, c.162, prior to repayment to the "Stormwater



Management and Combined Sewer Overflow Abatement Fund” pursuant to the provisions of section 15 of P.L.1989, c.181, or prior to repayment to the “Pinelands Infrastructure Trust Fund” pursuant to the provisions of section 5 of P.L.1985, c.302, the trust is further authorized to utilize repayments of loans made pursuant to P.L.1989, c.189, P.L.1990, c.99, P.L.1991, c.325, P.L.1992, c.38, P.L.1993, c.193, P.L.1994, c.106, P.L.1995, c.219, P.L.1996, c.85, P.L.1997, c.221, P.L.1998, c.84, P.L.1999, c.174, P.L.2000, c.92, P.L.2001, c.222, P.L.2002, c.70, P.L.2003, c.158, P.L.2004, c.109, P.L.2005, c.196, P.L.2006, c.68, P.L.2007, c.139, P.L.2008, c.68, P.L.2009, c.102, P.L.2010, c.63, P.L.2011, c.93, P.L.2012, c.43, P.L.2013, c.95, P.L.2014, c.25, P.L.2015, c.108, P.L.2016, c.32, P.L.2017, c.143, as amended by P.L.2017, c.326, P.L.2018, c.85, as amended by P.L.2018, c.137, P.L.2019, c.12, P.L.2019, c.193, as amended by P.L.2019, c.514, P.L.2020, c.49, as amended by P.L.2021, c.21, or P.L.2021, c.203, as amended by P.L. . c. (pending before the Legislature as this bill), to secure repayment of trust bonds issued to finance loans approved pursuant to P.L.1995, c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85, P.L.1999, c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71, P.L.2003, c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67, P.L.2007, c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62, P.L.2011, c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26, P.L.2015, c.107, P.L.2016, c.31, P.L.2017, c.142, as amended by P.L.2017, c.327, P.L.2018, c.84, as amended by P.L.2019, c.30, P.L.2019, c.192, as amended by P.L.2019, c.515, P.L.2020, c.48, as amended by P.L.2021, c.22, or P.L.2021, c.204, as amended by P.L. . c. (pending before the Legislature as Senate Bill No. 4078 or Assembly Bill No. 5974 of 2020-2021), and to secure the administrative fees payable to the trust under these loans pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5).

c. To the extent that any loan repayment sums are used to satisfy any trust bond repayment or administrative fee payment deficiencies, the trust shall repay such sums to the department for deposit into the Clean Water State Revolving Fund, the “Wastewater Treatment Fund,” the “1992 Wastewater Treatment Fund,” the “Water Supply Fund,” the Drinking Water State Revolving Fund, the “2003 Water Resources and Wastewater Treatment Fund,” the “Stormwater Management and Combined Sewer Overflow Abatement Fund,” or the “Pinelands Infrastructure Trust Fund,” as appropriate, from amounts received by or on behalf of the trust from project sponsors causing any such deficiency.  
(cf: P.L.2021, c.203, s.10)

10. Section 13 of P.L.2021, c.203 is amended to read as follows:

13. There is appropriated to the New Jersey Infrastructure Bank established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.), funds from the Federal Disaster Relief Appropriations Act deposited in

1 any account including the Clean Water State Revolving Fund, the  
2 "Water Supply Fund," or the Drinking Water State Revolving Fund,  
3 as appropriate, funds transferred by the department to the New  
4 Jersey Infrastructure Bank pursuant to paragraph (21) of subsection  
5 a. of section 1 of P.L.2021, c.203, as amended by P.L. ,  
6 c. (pending before the Legislature as this bill), and funds from any  
7 net earnings received from the investment and reinvestment of such  
8 deposits, such sums as the chairperson of the trust certifies to the  
9 Commissioner of Environmental Protection to be necessary and  
10 appropriate for deposit into one or more reserve funds or accounts  
11 established by the trust pursuant to section 11 of P.L.1985, c.334  
12 (C.58:11B-11).  
13 (cf: P.L.2021, c.203, s.13)

14  
15 11. This act shall take effect immediately.  
16  
17

#### 18 STATEMENT

19  
20 This bill would amend P.L.2021, c.203 to alter the list of  
21 environmental infrastructure projects for which the Legislature has  
22 appropriated funds to the Department of Environmental Protection  
23 (DEP) for State fiscal year 2022 (FY2022) to include new projects,  
24 remove projects, modify the priority of certain projects, and modify  
25 the loan amounts for certain projects.

26 The bill would also make various changes to P.L.2021, c.203 to  
27 reflect changes in the financial plan of the New Jersey  
28 Infrastructure Bank (NJIB), which administers the loans used to  
29 finance the environmental infrastructure projects listed in the bill.  
30 These changes include increasing the principal forgiveness cap for  
31 certain lead service line projects, adding a Sewer Overflow and  
32 Stormwater Reuse Grants program, and providing direct grants to  
33 water systems that serve fewer than 500 persons and do not meet  
34 the requirements to qualify for a loan.

35 In August 2021, P.L.2021, c.203 was enacted into law, which  
36 appropriated funds to the DEP for the purpose of financing  
37 approximately \$1.979 billion in Storm Sandy and other  
38 environmental infrastructure projects through the New Jersey  
39 Infrastructure Bank (NJIB) in FY2022. This bill would amend the  
40 lists of environmental infrastructure projects for which the DEP is  
41 appropriated funds pursuant to P.L.2021, c.203 to include new  
42 projects, remove projects, modify the priority of certain projects,  
43 and modify the loan amounts for certain projects, as enumerated in  
44 subsection a. of section 2 and subsections a. and b. of section 3 of  
45 the bill. The bill appropriates to the DEP up to \$1.62 billion, and  
46 any unexpended balances from previous authorizations, to provide  
47 loans to project sponsors for a total of 182 eligible environmental  
48 infrastructure projects for FY2022. This would include 100

1 projects on the “Storm Sandy and State Fiscal Year 2022 Clean  
2 Water Project Eligibility List” and 64 projects on the “Storm Sandy  
3 and State Fiscal Year 2022 Drinking Water Project Eligibility List.”  
4 The DEP would also be appropriated funds to finance supplemental  
5 loans to 14 environmental infrastructure projects.