

P.L. 2021, CHAPTER 21, *approved February 22, 2021*  
Assembly, No. 5053

1   **AN ACT** concerning the financing of environmental infrastructure  
2       projects in Fiscal Year 2021 and amending P.L.2020, c.49.

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.2020, c.49 is amended to read as follows:

8       1. a. (1) There is appropriated to the Department of  
9 Environmental Protection from the "Clean Water State Revolving  
10 Fund," established pursuant to section 1 of P.L.2009, c.77, an  
11 amount equal to the federal fiscal year 2020 capitalization grant  
12 made available to the State for clean water project loans pursuant to  
13 the "Water Quality Act of 1987," 33 U.S.C. s.1251 et seq., and any  
14 amendatory and supplementary acts thereto (hereinafter referred to  
15 as the "Federal Clean Water Act").

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

26       (3) There is appropriated to the Department of Environmental  
27 Protection from the "Disaster Relief Emergency Financing Program  
28 Fund," established by the New Jersey Infrastructure Bank pursuant  
29 to section 1 of P.L.2013, c.93 (C.58:11B-9.5), such amounts as may  
30 be necessary to supplement the sums appropriated from the Clean  
31 Water State Revolving Fund 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       (4) There is appropriated to the Department of Environmental  
36 Protection from the "Drinking Water State Revolving Fund,"  
37 established pursuant to section 1 of P.L.1998, c.84, an amount equal  
38 to the federal fiscal year 2020 capitalization grant made available to  
39 the State for drinking water projects pursuant to the "Safe Drinking  
40 Water Act Amendments of 1996," Pub.L.104-182, and any  
41 amendatory and supplementary acts thereto (hereinafter referred to  
42 as the "Federal Safe Drinking Water Act").

**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       The Department of Environmental Protection is authorized to  
2 transfer from the Clean Water State Revolving Fund to the Drinking  
3 Water State Revolving Fund, pursuant to the "Water Infrastructure  
4 Funding Transfer Act," Pub.L.116-63, additional amounts as may  
5 be necessary to address a threat to public health, and an amount  
6 equal to the maximum amount authorized to be transferred is  
7 appropriated to the department for those purposes.

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

16       The Department of Environmental Protection is authorized to  
17 transfer from the Drinking Water State Revolving Fund to the Clean  
18 Water State Revolving Fund an amount up to the maximum amount  
19 authorized to be transferred pursuant to the Federal Clean Water  
20 Act to meet present and future needs for the financing of eligible  
21 clean water projects, and an amount equal to that maximum amount  
22 is appropriated to the department for those purposes.

23       Notwithstanding any provision of **[this act]** P.L.2020, c.49, as  
24 amended by P.L. , c. (pending before the Legislature as this bill)  
25 to the contrary, the Department of Environmental Protection is  
26 authorized to utilize funds from the Clean Water State Revolving  
27 Fund for the purposes of the Drinking Water State Revolving Fund,  
28 and may charge interest on loans made with such invested funds to  
29 the extent permitted by the Federal Clean Water Act and the Federal  
30 Safe Drinking Water Act.

31       (5) There is appropriated to the Department of Environmental  
32 Protection the unappropriated balances from the Clean Water State  
33 Revolving Fund, including the balances from the Federal Disaster  
34 Relief Appropriations Act, and any repayments of loans and interest  
35 therefrom, as may be available on or before June 30, 2021, for the  
36 purposes of clean water project loans and providing the State match  
37 as may be required for the award of the capitalization grants made  
38 available to the State for clean water projects pursuant to the  
39 Federal Clean Water Act.

40       (6) There is appropriated to the Department of Environmental  
41 Protection the unappropriated balances from the "Wastewater  
42 Treatment Fund," established pursuant to section 15 of the  
43 "Wastewater Treatment Bond Act of 1985," P.L.1985, c.329, and  
44 any repayments of loans and interest therefrom, as may be available  
45 on or before June 30, 2021, for the purposes of clean water project  
46 loans and providing the State match as may be required for the  
47 award of the capitalization grants made available to the State for  
48 clean water projects pursuant to the Federal Clean Water Act.

1       (7) There is appropriated to the Department of Environmental  
2 Protection the unappropriated balances from the "1992 Wastewater  
3 Treatment Fund," established pursuant to section 27 of the "Green  
4 Acres, Clean Water, Farmland and Historic Preservation Bond Act  
5 of 1992," P.L.1992, c.88, and any repayments of loans and interest  
6 therefrom, as may be available on or before June 30, 2021, for the  
7 purposes of clean water project loans and providing the State match  
8 as may be required for the award of the capitalization grants made  
9 available to the State for clean water projects pursuant to the  
10 Federal Clean Water Act.

11       (8) There is appropriated to the Department of Environmental  
12 Protection the unappropriated balances from the "2003 Water  
13 Resources and Wastewater Treatment Fund," established pursuant  
14 to subsection a. of section 19 of the "Dam, Lake, Stream, Flood  
15 Control, Water Resources, and Wastewater Treatment Project Bond  
16 Act of 2003," P.L.2003, c.162, and any repayments of loans and  
17 interest therefrom, as may be available on or before June 30, 2021,  
18 for the purposes of clean water project loans and providing the State  
19 match as may be required for the award of the capitalization grants  
20 made available to the State for clean water projects pursuant to the  
21 Federal Clean Water Act.

22       (9) There is appropriated to the Department of Environmental  
23 Protection the unappropriated balances from the "Pinelands  
24 Infrastructure Trust Fund," established pursuant to section 14 of the  
25 "Pinelands Infrastructure Trust Bond Act of 1985," P.L.1985, c.302,  
26 and any repayments of loans and interest therefrom, as may be  
27 available on or before June 30, 2021, for the purposes of clean  
28 water project loans and drinking water project loans and providing  
29 the State match as may be required for the award of the  
30 capitalization grants made available to the State for clean water  
31 projects pursuant to the Federal Clean Water Act and for drinking  
32 water projects pursuant to the Federal Safe Drinking Water Act.

33       (10) There is appropriated to the Department of Environmental  
34 Protection the unappropriated balances from the "Stormwater  
35 Management and Combined Sewer Overflow Abatement Fund,"  
36 established pursuant to the "Stormwater Management and  
37 Combined Sewer Overflow Abatement Bond Act of 1989,"  
38 P.L.1989, c.181, and any repayments of loans and interest  
39 therefrom, as may be available on or before June 30, 2021, for the  
40 purposes of clean water project loans and providing the State match  
41 as may be required for the award of the capitalization grants made  
42 available to the State for clean water projects pursuant to the  
43 Federal Clean Water Act.

44       (11) There is appropriated to the Department of Environmental  
45 Protection the unappropriated balances from the Drinking Water  
46 State Revolving Fund and any repayments of loans and interest  
47 therefrom, including the balances from the Federal Disaster Relief

1 Appropriations Act as may be available on or before June 30, 2021,  
2 for the purposes of drinking water project loans.

3 (12) There is appropriated to the Department of Environmental  
4 Protection such sums as may be needed from loan repayments and  
5 interest earnings from the "Water Supply Fund," established  
6 pursuant to section 14 of the "Water Supply Bond Act of 1981,"  
7 P.L.1981, c.261, for the "Drinking Water State Revolving Fund  
8 Match Accounts" contained within that fund, for the purpose of  
9 providing the State match as may be required for the award of the  
10 capitalization grants made available to the State for drinking water  
11 projects pursuant to the Federal Safe Drinking Water Act.

12 (13) There is appropriated to the Department of Environmental  
13 Protection from the "Interim Environmental Financing Program  
14 Fund," established by the New Jersey Infrastructure Bank pursuant  
15 to subsection d. of section 9 of P.L.1985, c.334 (C.58:11B-9), such  
16 amounts as may be available on or before June 30, 2021, and any  
17 repayments of loans and interest therefrom, 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 (14) There is appropriated to the Department of Environmental  
24 Protection from the "Disaster Relief Emergency Financing Program  
25 Fund," established by the New Jersey Infrastructure Bank pursuant  
26 to section 1 of P.L.2013, c.93 (C.58:11B-9.5), such amounts as may  
27 be necessary to supplement the sums appropriated from the  
28 Drinking Water State Revolving Fund for the purposes of drinking  
29 water project loans and providing the State match as may be  
30 required for the award of the capitalization grants made available to  
31 the State for drinking water projects pursuant to the Federal Safe  
32 Drinking Water Act.

33 (15) There is appropriated to the Department of Environmental  
34 Protection such amounts as may be received by the Department of  
35 Community Affairs, as the grantee from the United States  
36 Department of Housing and Urban Development Community  
37 Development Block Grant - Disaster Recovery Program (CDBG-  
38 DR), as may be available on or before June 30, 2021, for the  
39 purposes of CDBG-DR eligible clean water and drinking water  
40 project loans and providing the State match as may be required for  
41 the award of the capitalization grants made available to the State for  
42 clean water projects pursuant to the Federal Clean Water Act and  
43 drinking water projects pursuant to the Federal Safe Drinking Water  
44 Act.

45 (16) There is appropriated to the Department of Environmental  
46 Protection such sums as may be available on or before June 30,  
47 2021, as repayments of drinking water project loans and any interest  
48 therefrom from the "Water Supply Fund," established pursuant to

1 section 14 of the "Water Supply Bond Act of 1981," P.L.1981,  
2 c.261, for the purposes of 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 (17) Of the sums appropriated to the Department of  
7 Environmental Protection from the "Water Supply Fund" pursuant  
8 to P.L.1999, c.174, P.L.2001, c.222, P.L.2002, c.70, and P.L.2003,  
9 c.158, the department is authorized to transfer any unexpended  
10 balances and any repayments of loans and interest therefrom as may  
11 be available on or before June 30, 2021, in such amounts as needed  
12 to the Drinking Water State Revolving Fund accounts contained  
13 within the Water Supply Fund established for the purposes of  
14 providing drinking water project loans and providing the State  
15 match as may be required for the award of the capitalization grants  
16 made available to the State for drinking water projects pursuant to  
17 the Federal Safe Drinking Water Act.

18 (18) Of the sums appropriated to the Department of  
19 Environmental Protection from the "1992 Wastewater Treatment  
20 Fund" pursuant to P.L.1996, c.85, P.L.1997, c.221, P.L.1998, c.84,  
21 P.L.1999, c.174, P.L.2000, c.92, P.L.2001, c.222, and P.L.2002,  
22 c.70, the department is authorized to transfer any unexpended  
23 balances and any repayments of loans and interest therefrom as may  
24 be available on or before June 30, 2021, in such amounts as needed  
25 to the Clean Water State Revolving Fund accounts contained within  
26 the 1992 Wastewater Treatment Fund for the purposes of providing  
27 clean water project loans and providing the State match as may be  
28 required for the award of the capitalization grants made available to  
29 the State for clean water projects pursuant to the Federal Clean  
30 Water Act.

31 (19) Of the sums appropriated to the Department of  
32 Environmental Protection from the "2003 Water Resources and  
33 Wastewater Treatment Fund" pursuant to P.L.2004, c.109 and  
34 P.L.2007, c.139, the department is authorized to transfer any  
35 unexpended balances and any repayments of loans and interest  
36 therefrom as may be available on or before June 30, 2021, in such  
37 amounts as needed to the Clean Water State Revolving Fund  
38 accounts contained within the 2003 Water Resources and  
39 Wastewater Treatment Fund for the purposes of providing clean  
40 water project loans and providing the State match as may be  
41 required for the award of the capitalization grants made available to  
42 the State for clean water projects pursuant to the Federal Clean  
43 Water Act.

44 (20) There is appropriated to the Department of Environmental  
45 Protection the sums deposited by the New Jersey Infrastructure  
46 Bank into the Clean Water State Revolving Fund, the "Wastewater  
47 Treatment Fund," the "1992 Wastewater Treatment Fund," the  
48 "Water Supply Fund," the "Stormwater Management and Combined

1 Sewer Overflow Abatement Fund," established pursuant to the  
2 "Stormwater Management and Combined Sewer Overflow  
3 Abatement Bond Act of 1989," P.L.1989, c.181, the "2003 Water  
4 Resources and Wastewater Treatment Fund," and the Drinking  
5 Water State Revolving Fund, as appropriate, pursuant to paragraph  
6 (6) of subsection c. of section 1 of P.L.2020, c.48, as amended by  
7 P.L. , c. (pending before the Legislature as Senate Bill No. of  
8 2020 and Assembly Bill No. of 2020), as may be available on or  
9 before June 30, 2021, for the purposes of providing clean water  
10 project loans and drinking water project loans and providing the  
11 State match as may be required for the award of the capitalization  
12 grants made available to the State for clean water projects pursuant  
13 to the Federal Clean Water Act and for drinking water projects  
14 pursuant to the Federal Safe Drinking Water Act.

15 Any such amounts shall be for the purpose of making zero  
16 interest and principal forgiveness financing loans, to the extent  
17 sufficient funds are available, to or on behalf of local government  
18 units or public water utilities (hereinafter referred to as "project  
19 sponsors") to finance a portion of the cost of the construction of  
20 clean water projects and drinking water projects listed in sections 2  
21 and 3 of **【this act】** P.L.2020, c.49, as amended by P.L. ,  
22 c. (pending before the Legislature as this bill) , and for the  
23 purpose of implementing and administering the provisions of **【this**  
24 **act】** P.L.2020, c.49, as amended by P.L. , c. (pending before the  
25 Legislature as this bill) , to the extent permitted by the Federal  
26 Disaster Relief Appropriations Act, the Federal Clean Water Act,  
27 the Federal Safe Drinking Water Act, P.L.2009, c.77, the  
28 "Wastewater Treatment Bond Act of 1985," P.L.1985, c.329, the  
29 "Water Supply Bond Act of 1981," P.L.1981, c.261, the  
30 "Stormwater Management and Combined Sewer Overflow  
31 Abatement Bond Act of 1989," P.L.1989, c.181, the "Green Acres,  
32 Clean Water, Farmland and Historic Preservation Bond Act of  
33 1992," P.L.1992, c.88, the "Dam, Lake, Stream, Flood Control,  
34 Water Resources, and the Wastewater Treatment Project Bond Act  
35 of 2003," P.L.2003, c.162, and any amendatory and supplementary  
36 acts thereto.

37 (21) Of the \$60 million appropriated to the department for  
38 Drinking Water Infrastructure by the State fiscal year 2021 annual  
39 appropriations act, P.L.2020 c.97, up to \$25 million may be  
40 transferred to the New Jersey Infrastructure Bank to invest, provide  
41 debt service reserve or guarantee, or pay interest on behalf of a  
42 sponsor of a drinking water environmental infrastructure project.

43 b. The department is authorized to make zero interest and  
44 principal forgiveness financing loans to or on behalf of the project  
45 sponsors for the environmental infrastructure projects listed in  
46 subsection a. of section 2 and subsection a. of section 3 of **【this act】**  
47 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
48 Legislature as this bill) for clean water projects, up to the individual

1 amounts indicated and in the priority stated, to the extent there are  
2 sufficient eligible project applications, except that any such  
3 amounts may be reduced if a project fails to meet the requirements  
4 of sections 4 or 5 of **【this act】** P.L.2020, c.49, as amended by  
5 P.L. , c. (pending before the Legislature as this bill) , or by the  
6 Commissioner of Environmental Protection pursuant to section 7 of  
7 **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
8 before the Legislature as this bill) , provided:

9 (1) a maximum of \$15 million in principal forgiveness loans,  
10 plus any appropriated but unallocated funds designated in State  
11 fiscal year 2020 for combined sewer overflow projects, shall be  
12 issued as provided in subsection a. of section 3 of **【this act】**  
13 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
14 Legislature as this bill) to communities in combined sewer overflow  
15 sewersheds sponsoring construction projects that reduce or  
16 eliminate discharges from combined sewer overflow outfalls,  
17 wherein principal forgiveness loans shall not exceed \$4 million per  
18 borrower subject to the availability of funds, and wherein 50  
19 percent of the principal of the fund loan shall be forgiven, 25  
20 percent of the loan shall be a zero interest rate fund loan, and 25  
21 percent of the loan shall be a trust market rate loan. For project  
22 costs greater than \$4 million up to and including \$10 million, 75  
23 percent of the loan shall be a zero interest rate fund loan and 25  
24 percent of the loan shall be a trust market rate loan. For project  
25 costs greater than \$10 million, 50 percent of the loan shall be a zero  
26 interest rate fund loan and 50 percent of the loan shall be a trust  
27 market rate loan;

28 (2) a maximum of \$10 million in principal forgiveness loans  
29 shall be issued as provided in subsection a. of section 3 of **【this act】**  
30 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
31 Legislature as this bill) for water quality restoration projects  
32 wherein principal forgiveness loans shall not exceed \$2 million per  
33 borrower subject to the availability of funds, and wherein 50  
34 percent of the principal of the fund loan shall be forgiven, 25  
35 percent of the loan shall be a zero interest rate fund loan, and 25  
36 percent of the loan shall be a trust market rate loan subject to the  
37 availability of funds. For project costs greater than \$4 million up to  
38 and including \$10 million, 75 percent of the loan shall be a zero  
39 interest rate fund loan and 25 percent of the loan shall be a trust  
40 market rate loan. For project costs greater than \$10 million, 50  
41 percent of the loan shall be a zero interest rate fund loan and 50  
42 percent of the loan shall be a trust market rate loan;

43 (3) to the extent funds are available, a maximum of \$500,000 in  
44 principal forgiveness loans shall be issued to finance clean water  
45 environmental infrastructure projects as provided in subsection a. of  
46 section 3 of **【this act】** P.L.2020, c.49, as amended by P.L. ,  
47 c. (pending before the Legislature as this bill) for systems serving  
48 populations of up to 10,000 residents for the development of asset

1 management plans wherein principal forgiveness shall be 100  
2 percent of the fund loan amount per project in an amount not to  
3 exceed \$100,000 per project sponsor; and

4 (4) those projects listed in subsection a. of section 2 of **[this**  
5 **act]** P.L.2020, c.49, as amended by P.L. , c. (pending before the  
6 Legislature as this bill) and subsection a. of section 3 of **[this act]**  
7 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
8 Legislature as this bill) that were previously identified in P.L.2019,  
9 c.193, as amended by P.L.2019, c.514, are granted continued  
10 priority status and shall be subject to the provisions of P.L.2019,  
11 c.193, as amended by P.L.2019, c.514, provided such projects  
12 receive short-term funding prior to June 30, 2020.

13 c. The department is authorized to make zero interest and  
14 principal forgiveness financing loans to or on behalf of the project  
15 sponsors for the environmental infrastructure projects listed in  
16 subsection b. of section 3 of **[this act]** P.L.2020, c.49, as amended  
17 by P.L. , c. (pending before the Legislature as this bill) for  
18 drinking water projects, up to the individual amounts indicated and  
19 in the priority stated, provided:

20 (1) a maximum of 30 percent of the 2020 Drinking Water State  
21 Revolving Fund capitalization grant, not to exceed \$5 million, plus  
22 any funds transferred to the Drinking Water State Revolving Fund  
23 pursuant to paragraph (4) of subsection a. of this section may be  
24 issued as provided in subsection b. of section 3 of **[this act]**  
25 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
26 Legislature as this bill) for drinking water systems, as follows:

27 (a) up to \$4 million of Drinking Water State Revolving Fund  
28 loans, plus any appropriated but unallocated funds designated in  
29 State fiscal year 2020 for drinking water systems serving  
30 populations of up to 10,000 residents, shall be available for drinking  
31 water systems serving populations of up to 10,000 residents  
32 wherein principal forgiveness shall not exceed \$500,000 in the  
33 aggregate and shall not exceed 50 percent of the total loan amount  
34 per project sponsor in an amount not to exceed \$1 million per  
35 project sponsor.

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

39 (b) a maximum of \$500,000 in principal forgiveness loans shall  
40 be issued to drinking water systems serving populations of up to  
41 10,000 residents for the development of asset management plans  
42 wherein principal forgiveness shall be 100 percent of the fund loan  
43 amount per project in an amount not to exceed \$100,000 per project  
44 sponsor subject to the availability of funds; and

45 (c) a maximum of \$10 million of principal forgiveness for  
46 drinking water systems serving communities with a population of  
47 up to 1,000 residents for corrosion control treatment and lead  
48 service line replacement projects wherein principal forgiveness



1 shall not exceed 90 percent of the total fund loan amount of \$1  
2 million per water system;

3 (2) up to \$103 million of moneys from the Drinking Water State  
4 Revolving Fund, plus any appropriated but unallocated funds  
5 designated in State fiscal year 2020, may be issued for principal  
6 forgiveness loans for drinking water systems serving communities  
7 with a weighted median household income less than the median  
8 household income for the State to finance lead service line  
9 replacements, wherein principal forgiveness shall not exceed 50  
10 percent of the total fund loan amount of: \$2 million per water  
11 system for systems with fewer than 1,000 known lead service lines,  
12 \$10 million per water system for systems with 1,000 to 5,000  
13 known lead service lines, and \$40 million per water system for  
14 systems with greater than 5,000 known lead service lines.

15 Loans may be made pursuant to this subsection to the extent  
16 there are sufficient eligible project applications and as may be  
17 required for the award of the capitalization grants made available to  
18 the State for drinking water projects pursuant to the Federal Safe  
19 Drinking Water Act. Any such amounts may be reduced by the  
20 Commissioner of Environmental Protection pursuant to section 7 of  
21 **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
22 before the Legislature as this bill) , or if a project fails to meet the  
23 requirements of section 4 or 5 of **【this act】** P.L.2020, c.49, as  
24 amended by P.L. , c. (pending before the Legislature as this  
25 bill) ; and

26 (3) Those projects listed in subsections a. and b. of section 3 of  
27 **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
28 before the Legislature as this bill) that were previously identified in  
29 P.L.2019, c.193, as amended by P.L.2019, c.514, are granted  
30 continued priority status and shall be subject to the provisions of  
31 P.L.2019, c.193, as amended by P.L.2019, c.514, provided such  
32 projects receive short-term funding prior to June 30, 2020.

33 d. The department is authorized to make zero interest and  
34 principal forgiveness financing loans to or on behalf of the project  
35 sponsors for the environmental infrastructure projects listed in  
36 sections 2 and 3 of **【this act】** P.L.2020, c.49, as amended by P.L. ,  
37 c. (pending before the Legislature as this bill) under the same  
38 terms, conditions and requirements set forth in this section from any  
39 unexpended balances of the amounts appropriated pursuant to  
40 section 1 of P.L.1987, c.200, section 2 of P.L.1988, c.133, section 1  
41 of P.L.1989, c.189, section 1 of P.L.1990, c.99, section 1 of  
42 P.L.1991, c.325, section 1 of P.L.1992, c.38, section 1 of P.L.1993,  
43 c.193, section 1 of P.L.1994, c.106, section 1 of P.L.1995, c.219,  
44 section 1 of P.L.1996, c.85, section 1 of P.L.1997, c.221, section 2  
45 of P.L.1998, c.84, section 2 of P.L.1999, c.174, section 2 of  
46 P.L.2000, c.92, sections 1 and 2 of P.L.2001, c.222, sections 1 and  
47 2 of P.L.2002, c.70, sections 1 and 2 of P.L.2003, c.158, sections 1  
48 and 2 of P.L.2004, c.109, sections 1 and 2 of P.L.2005, c.196,

1 sections 1 and 2 of P.L.2006, c.68, sections 1 and 2 of P.L.2007,  
 2 c.139, sections 1 and 2 of P.L.2008, c.68, sections 1 and 2 of  
 3 P.L.2009, c.102, sections 1 and 2 of P.L.2010, c.63, sections 1 and  
 4 2 of P.L.2011, c.93, sections 1 and 2 of P.L.2012, c.43, sections 1  
 5 and 2 of P.L.2013, c.95, sections 1 and 2 of P.L.2014, c.25, sections  
 6 1 and 2 of P.L.2015, c.108, sections 1 and 2 of P.L.2016, c.32, as  
 7 amended by P.L.2017, c.14, sections 1 and 2 of P.L.2017, c.143, as  
 8 amended by P.L.2017, c.326, sections 1 and 2 of P.L.2018, c.85, as  
 9 amended by P.L.2018, c.137 and P.L.2019, c.12, **【and】** sections 1  
 10 and 2 of P.L.2019, c.193, as amended by P.L.2019, c.514, and  
 11 sections 1 and 2 of P.L.2020, c.49, as amended by P.L. ,  
 12 c. (pending before the Legislature as this bill), including amounts  
 13 resulting from the low bid and final building cost reductions  
 14 authorized pursuant to section 6 of P.L.1987, c.200, section 7 of  
 15 P.L.1988, c.133, section 6 of P.L.1989, c.189, section 6 of  
 16 P.L.1990, c.99, section 6 of P.L.1991, c.325, section 6 of P.L.1992,  
 17 c.38, section 6 of P.L.1993, c.193, section 6 of P.L.1994, c.106,  
 18 section 6 of P.L.1995, c.219, section 6 of P.L.1996, c.85, section 6  
 19 of P.L.1997, c.221, section 7 of P.L.1998, c.84, section 6 of  
 20 P.L.1999, c.174, section 6 of P.L.2000, c.92, section 6 of P.L.2001,  
 21 c.222, section 6 of P.L.2002, c.70, section 6 of P.L.2003, c.158,  
 22 section 6 of P.L.2004, c.109, section 6 of P.L.2005, c.196, section 6  
 23 of P.L.2006, c.68, section 6 of P.L.2007, c.139, section 6 of  
 24 P.L.2008, c.68, section 7 of P.L.2009, c.102, section 6 of P.L.2010,  
 25 c.63, section 6 of P.L.2011, c.93, section 6 of P.L.2012, c.43,  
 26 section 6 of P.L.2013, c.95, section 7 of P.L.2014, c.25, section 7 of  
 27 P.L.2015, c.108, section 7 of P.L.2016, c.32, as amended by  
 28 P.L.2017, c.14, section 7 of P.L.2017, c.143 as amended by  
 29 P.L.2017, c.326, section 7 of P.L.2018, c.85, as amended by  
 30 P.L.2018, c.137 and P.L.2019, c.12, **【and】** section 7 of P.L.2019,  
 31 c.193, as amended by P.L.2019, c.514, and section 7 of P.L.2020,  
 32 c.49, as amended by P.L. , c. (pending before the Legislature as  
 33 this bill), and from any repayments of loans and interest from the  
 34 Clean Water State Revolving Fund, the "Wastewater Treatment  
 35 Fund," the "Water Supply Fund," the "1992 Wastewater Treatment  
 36 Fund," the "2003 Water Resources and Wastewater Treatment  
 37 Fund," and amounts deposited therein during State fiscal year 2019  
 38 and State fiscal year 2020 pursuant to the provisions of section 16  
 39 of P.L.1985, c.329, and section 2 of P.L.2009, c.77 and any  
 40 amendatory and supplementary acts thereto, including any Clean  
 41 Water State Revolving Fund Accounts contained within the  
 42 "Wastewater Treatment Fund," and from any repayment of loans  
 43 and interest from the Drinking Water State Revolving Fund.  
 44 e. The department is authorized to make zero interest and  
 45 principal forgiveness Sandy financing loans to or on behalf of the  
 46 project sponsors for the Sandy environmental infrastructure projects  
 47 listed in subsection a. of section 3 of **【this act】** P.L.2020, c.49, as  
 48 amended by P.L. , c. (pending before the Legislature as this bill)

1 for clean water projects, in a manner consistent with the Federal  
2 Disaster Relief Appropriations Act, up to the individual amounts  
3 indicated, except that any such amount may be reduced by the  
4 Commissioner of Environmental Protection pursuant to section 7 of  
5 **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
6 before the Legislature as this bill) , or if a project fails to meet the  
7 requirements of section 4, 5, or 7 of **【this act】** P.L.2020, c.49, as  
8 amended by P.L. , c. (pending before the Legislature as this bill)  
9 , provided a maximum of \$300 million shall be provided for Sandy  
10 financing loans for clean water projects to provide financial  
11 assistance to communities affected by the Storm Sandy, and for  
12 projects whose purpose is to reduce flood damage risk and  
13 vulnerability or to enhance resiliency to rapid hydrologic change or  
14 a natural disaster.

15 f. For the purposes of **【this act】** P.L.2020, c.49, as amended by  
16 P.L. , c. (pending before the Legislature as this bill) :

17 "Base financing" means zero interest loans provided by the  
18 Department of Environmental Protection from moneys made  
19 available for the purposes of **【this act】** P.L.2020, c.49, as amended  
20 by P.L. , c. (pending before the Legislature as this bill) from any  
21 source other than funds received pursuant to the Federal Disaster  
22 Relief Appropriations Act, related State matching funds, and  
23 interest earned thereon.

24 "Federal Disaster Relief Appropriations Act" means the  
25 "Disaster Relief Appropriations, 2013," Pub.L.113-2, and any  
26 amendatory and supplementary acts thereto.

27 "Sandy financing" or "Sandy funding" means grants, zero  
28 interest loans or principal forgiveness loans provided by the  
29 Department of Environmental Protection from funds made available  
30 to the State for clean water projects or clean water project match,  
31 pursuant to the Federal Disaster Relief Appropriations Act.  
32 (cf: P.L.2020, c.49, s.1)  
33

34 2. Section 2 of P.L.2020, c.49 is amended to read as follows:

35 2. a. (1) The department is authorized to expend funds for the  
36 purpose of making supplemental zero interest loans to or on behalf  
37 of the project sponsors listed below for the following clean water  
38 environmental infrastructure projects:

| Project Sponsor                             | Project Number      | Estimated Allowable DEP Loan Amount                | Estimated Total Loan Amount                        |
|---|---------------------|--|--|
| Elizabeth City                              | S340942-19R         | \$206,250  | \$275,000  |
| Ocean Twp. SA                               | S340750-14R         | \$750,000  | \$1,000,000  |
| <u>Hoboken City</u>                         | <u>S340635-06R</u>  | <u>\$30,000,000</u>                                | <u>\$40,000,000</u>                                |
| <u>Franklin Township Sewerage Authority</u> | <u>S340839-06-1</u> | <u>\$750,000</u>                                   | <u>\$1,000,000</u>                                 |
| Paterson City                               | S340850-03-1        | <b>[\$1,800,000]</b><br><u>\$1,912,500</u>         | <b>[\$2,400,000]</b><br><u>\$2,550,000</u>         |
| Rockaway Valley RSA                         | S340821-06-1        | \$581,250  | \$775,000  |
| Somerville Borough                          | S342013-01-1        | \$1,387,500  | \$1,850,000  |
| <b>Total Projects:</b><br><b>[5] 7</b>      |                     | <b>[\$4,725,000]</b><br><b><u>\$35,587,500</u></b> | <b>[\$6,300,000]</b><br><b><u>\$47,450,000</u></b> |

1

2 (2) The loans authorized in this subsection shall be made for the

3 difference between the allowable loan amounts required by these

4 projects based upon final building costs pursuant to section 7 of

5 **[this act]** P.L.2020, c.49, as amended by P.L. , c. (pending

6 before the Legislature as this bill) and the loan amounts certified by

7 the Commissioner of Environmental Protection in State fiscal years

8 2008, 2019, and 2020 and for increased allowable costs as defined

9 and determined in accordance with the rules and regulations

10 adopted by the department pursuant to section 4 of P.L.1985, c.329.

11 The loans authorized in this subsection shall be made to or on

12 behalf of the project sponsors listed, up to the individual amounts

13 indicated and in the priority stated, to the extent sufficient funds are

14 available, except as a project fails to meet the requirements of

15 section 4, 5, or 7 of **[this act]** P.L.2020, c.49, as amended by

16 P.L. , c. (pending before the Legislature as this bill) .

17 (3) The zero interest loans for the projects authorized in this

18 subsection shall have priority over projects listed in subsection a. of

19 section 3 of **[this act]** P.L.2020, c.49, as amended by P.L. ,

20 c. (pending before the Legislature as this bill) .

21 b. (1) The Department of Environmental Protection is

22 authorized to expend funds for the purpose of making supplemental

23 loans to or on behalf of the project sponsors listed below for the

24 following drinking water environmental infrastructure projects:

| Project Sponsor | Project Number | Estimated Allowable DEP Loan Amount | Estimated Total Loan Amount |
|-----------------|----------------|-------------------------------------|-----------------------------|
|-----------------|----------------|-------------------------------------|-----------------------------|

|  |              |  |  |
|--|--------------|--|--|
| Newark City                                    | 0714001-016R | 【\$1,275,000】<br>\$2,250,000                 | 【\$1,700,000】<br>\$3,000,000                 |
| North Jersey<br>District Water<br>Supply Comm. | 1613001-025R | \$19,125,000                                 | \$25,500,000                                 |
| <b>Total Projects: 2</b>                       |              | <b>【\$20,400,000】</b><br><b>\$21,375,000</b> | <b>【\$27,200,000】</b><br><b>\$28,500,000</b> |

1  
2 (2) The loans authorized in this subsection shall be made for the  
3 difference between the allowable loan amount required by these  
4 projects based upon final building costs pursuant to section 7 of  
5 **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
6 before the Legislature as this bill) and the loan amounts certified by  
7 the Commissioner of Environmental Protection in State fiscal year  
8 2020 and for increased allowable costs as defined and determined in  
9 accordance with the rules and regulations adopted by the  
10 department pursuant to section 5 of P.L.1981, c.261. The loans  
11 authorized in this subsection shall be made to or on behalf of the  
12 project sponsors listed, up to the individual amounts indicated and  
13 in the priority stated, to the extent sufficient funds are available,  
14 except as a project fails to meet the requirements of section 4, 5, or  
15 7 of **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
16 before the Legislature as this bill) .

17 (3) The zero interest loans for the projects authorized in this  
18 subsection shall have priority over projects listed in subsection b. of  
19 section 3 of **【this act】** P.L.2020, c.49, as amended by P.L. ,  
20 c. (pending before the Legislature as this bill) .

21 c. The Department of Environmental Protection is authorized  
22 to adjust the allowable Department of Environmental Protection  
23 loan amount for projects authorized in this section to between zero  
24 percent and 100 percent of the total allowable loan amount, and, if  
25 the Department of Environmental Protection loan amount is  
26 adjusted to 100 percent of the total allowable loan amount, the loan  
27 shall be provided pursuant to the terms and conditions of the  
28 financing program year in which the trust issued an interim  
29 financing program loan for the project or, in the absence of an  
30 interim financing program loan, the terms and conditions of the  
31 State fiscal year 2021 financing program.  
32 (cf: P.L.2020, c.49, s.2)

33  
34 3. Section 3 of P.L.2020, c.49 is amended to read as follows:  
35 3. a. (1) The following environmental infrastructure projects  
36 shall be known and may be cited as the "Storm Sandy and State  
37 Fiscal Year 2021 Clean Water Project Eligibility List":

| Project<br>Sponsor | Project<br>Number | Estimated<br>Allowable DEP<br>Loan Amount | Estimated<br>Total Loan<br>Amount |
|--------------------|-------------------|---|-----------------------------------|
|--------------------|-------------------|---|-----------------------------------|

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|------------------------|-------------------|---|--|
| <u>Musconetcong SA</u> | <u>S340384-09</u> | <u>\$4,500,000</u>                          | <u>\$6,000,000</u>                           |
| 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                                  |
| Newark City            | S340815-28        | \$4,500,000                                 | \$6,000,000                                  |
| Camden County MUA      | S340640-16        | \$9,975,000                                 | \$13,300,000                                 |
| Newark City            | S340815-24        | \$15,750,000                                | \$21,000,000                                 |
| Camden City            | S340366-15        | \$9,997,500                                 | \$13,330,000                                 |
| Camden County MUA      | S340640-18        | \$63,022,500                                | \$84,030,000                                 |
| North Bergen MUA       | S340652-14        | \$17,250,000                                | \$23,000,000                                 |
| 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        | S340928-21        | <b>【\$9,750,000】</b><br><u>\$18,750,000</u> | <b>【\$13,000,000】</b><br><u>\$25,000,000</u> |
| <u>Jersey City MUA</u> | <u>S340928-24</u> | <u>\$80,693,069</u>                         | <u>\$108,000,000</u>                         |
| 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        | <b>【\$885,885】</b><br><u>\$975,000</u>      | <b>【\$1,181,180】</b><br><u>\$1,300,000</u>   |
| Elizabeth City         | S340942-17        | \$4,875,000                                 | \$6,500,000                                  |
| Camden County MUA      | S340640-13        | \$9,600,000                                 | \$12,800,000                                 |
| Long Branch SA         | S340336-08        | \$1,305,525                                 | \$1,740,700                                  |
| Ocean County UA        | S340372-62        | \$3,225,000                                 | \$4,300,000                                  |
| <u>Ocean County UA</u> | <u>S340372-61</u> | <u>\$3,975,000</u>                          | <u>\$5,300,000</u>                           |
| 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<br>Twp. MUA                  | S340943-06        | \$6,000,000                                | \$8,000,000                                |
| Jersey City                               | S340928-30        | \$2,033,250                                | \$2,711,000                                |
| North Hudson<br>SA                        | S340952-30        | \$17,400,000                               | \$23,200,000                               |
| <u>North Hudson<br/>SA</u>                | <u>S340952-31</u> | <u>\$74,550</u>                            | <u>\$547,350</u>                           |
| North Hudson<br>SA                        | S345190-01        | \$4,500,000                                | \$6,000,000                                |
| Riverside SA                              | S340490-01        | \$630,000                                  | \$840,000                                  |
| Perth Amboy<br>City                       | S340435-11        | \$4,844,513                                | \$6,459,351                                |
| Perth Amboy<br>City                       | S340435-14        | \$1,956,000                                | \$2,608,000                                |
| Perth Amboy<br>City                       | S345220-01        | \$750,000                                  | \$1,000,000                                |
| Hackensack<br>City                        | S340923-14        | \$6,000,000                                | \$8,000,000                                |
| Somerset<br>Raritan Valley<br>SA          | S340801-09        | \$4,875,000                                | \$6,500,000                                |
| <u>Somerset<br/>Raritan Valley<br/>SA</u> | <u>S340801-07</u> | <u>\$25,500,000</u>                        | <u>\$34,000,000</u>                        |
| Passaic Valley<br>SC                      | S340689-48        | \$675,308                                  | \$900,410                                  |
| Passaic Valley<br>SC                      | S340689-38        | \$15,750,000                               | \$21,000,000                               |
| Passaic Valley<br>SC                      | S345200-01        | <b>【\$6,000,000】</b><br><u>\$6,750,000</u> | <b>【\$8,000,000】</b><br><u>\$9,000,000</u> |
| Passaic Valley<br>SC                      | S345200-02        | \$1,500,000                                | \$2,000,000                                |
| <u>Passaic Valley<br/>SC</u>              | <u>S340689-40</u> | <u>\$13,217,254</u>                        | <u>\$123,300,000</u>                       |
| Passaic Valley<br>SC                      | S340689-30        | \$2,775,000                                | \$3,700,000                                |
| Passaic Valley<br>SC                      | S340689-32        | \$7,500,000                                | \$10,000,000                               |
| Northwest<br>Bergen County<br>UA          | S340700-16        | \$3,675,000                                | \$4,900,000                                |
| Bergen County<br>UA                       | S340386-21        | \$5,700,000                                | \$7,600,000                                |
| <u>Bergen County<br/>UA</u>               | <u>S340386-24</u> | <u>\$1,462,500</u>                         | <u>\$1,950,000</u>                         |
| Linden Roselle<br>SA                      | S340299-09        | \$1,575,000                                | \$2,100,000                                |
| Linden Roselle<br>SA                      | S340299-08        | \$12,750,000                               | \$17,000,000                               |
| Lambertville<br>MUA                       | S340882-09        | \$1,350,000                                | \$1,800,000                                |
| Raritan Twp.<br>MUA                       | S340485-12        | \$3,675,000                                | \$4,900,000                                |

|  |                   |  |  |
|--|-------------------|--|--|
| Clinton Town                                       | S340924-08        | \$3,075,000                                | \$4,100,000                                |
| 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                                |
| JMEUC - East Orange City                           | S340686-09a       | \$465,378                                  | \$620,504                                  |
| JMEUC - Elizabeth City                             | S340686-09b       | \$4,879,407                                | \$6,505,876                                |
| JMEUC - Hillside Twp.                              | S340686-09c       | \$681,323                                  | \$908,430                                  |
| JMEUC - Irvington Twp.                             | S340686-09d       | \$1,689,260                                | \$2,252,347                                |
| JMEUC - Newark City                                | S340686-09e       | \$1,022,282                                | \$1,363,042                                |
| JMEUC - South Orange Village Twp.                  | S340686-09f       | \$488,105                                  | \$650,806                                  |
| JMEUC - Summit City                                | S340686-09g       | \$889,742                                  | \$1,186,322                                |
| JMEUC - Union Twp.                                 | S340686-09h       | \$1,837,001                                | \$2,449,335                                |
| JMEUC - West Orange Twp.                           | S340686-09i       | \$1,189,072                                | \$1,585,429                                |
| Howell Twp.  | S344040-02        | \$11,010,000                               | \$14,680,000                               |
| <u>Rutgers, The State University of New Jersey</u> | <u>S340500-01</u> | <u>\$27,750,000</u>                        | <u>\$37,000,000</u>                        |
| 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                                |
| Ocean County                                       | S344080-09        | \$975,000                                  | \$1,300,000                                |
| Western Monmouth UA                                | S340128-06        | \$9,825,000                                | \$13,100,000                               |
| Chatham (MCJM) Borough                             | S340715-07A       | <b>【\$2,250,000】</b><br><u>\$5,466,885</u> | <b>【\$3,000,000】</b><br><u>\$7,289,180</u> |
| Madison (MCJM) Borough                             | S340715-07B       | <b>【\$3,750,000】</b><br><u>\$5,466,885</u> | <b>【\$5,000,000】</b><br><u>\$7,289,180</u> |
| <u>Wildwood City</u>                               | <u>S340664-06</u> | <u>\$11,784,758</u>                        | <u>\$15,713,010</u>                        |
| 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>                        |



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| Long Branch<br>SA   | S340336-09        | \$4,200,000         | \$5,600,000         |
| Manasquan<br>River RSA                                    | S340911-03        | \$495,000           | \$660,000           |
| <u>Little Egg<br/>Harbor MUA</u>                          | <u>S340579-03</u> | <u>\$1,779,298</u>  | <u>\$2,900,000</u>  |
| Delran Twp.   | S340794-10        | \$1,575,000         | \$2,100,000         |
| <u>Hopatcong<br/>Borough</u>                              | <u>S340488-07</u> | <u>\$76,000</u>     | <u>\$80,000</u>     |
| Middlesex<br>County UA                                    | S340699-14        | \$8,250,000         | \$11,000,000        |
| <u>Bergen County<br/>UA</u>                               | <u>S340386-25</u> | <u>\$3,000,000</u>  | <u>\$4,000,000</u>  |
| Monmouth<br>County<br>Bayshore<br>Outfall<br>Authority    | S340325-04        | \$2,625,000         | \$3,500,000         |
| <u>Camden<br/>County MUA</u>                              | <u>S340640-28</u> | <u>\$5,625,000</u>  | <u>\$7,500,000</u>  |
| <u>Toms River<br/>MUA</u>                                 | <u>S340145-05</u> | <u>\$3,100,000</u>  | <u>\$4,500,000</u>  |
| Ocean County<br>UA  | S340372-60        | \$652,500           | \$870,000           |
| <u>Two Rivers<br/>Water<br/>Reclamation<br/>Authority</u> | <u>S340117-10</u> | <u>\$56,250,000</u> | <u>\$75,000,000</u> |
| Brick Twp.<br>MUA   | S340448-11        | \$4,275,000         | \$5,700,000         |
| Northwest<br>Bergen County<br>UA                          | S340700-15        | \$5,250,000         | \$7,000,000         |
| Northwest<br>Bergen County<br>UA                          | S340700-18        | \$1,500,000         | \$2,000,000         |
| Northwest<br>Bergen County<br>UA                          | S340700-19        | \$6,099,338         | \$8,132,450         |
| Western<br>Monmouth UA                                    | S340128-05        | \$5,887,500         | \$7,850,000         |
| Old Bridge<br>MUA   | S340945-14        | \$2,700,000         | \$3,600,000         |
| Franklin Twp.<br>SA                                       | S340839-08        | \$3,150,000         | \$4,200,000         |
| Evesham MUA   | S340838-07        | \$1,200,000         | \$1,600,000         |
| <u>Mount Laurel<br/>Twp. MUA</u>                          | <u>S340943-07</u> | <u>\$2,400,000</u>  | <u>\$3,200,000</u>  |
| Winslow Twp.  | S340895-10        | \$1,275,000         | \$1,700,000         |
| <u>Ocean Twp.<br/>SA</u>                                  | <u>S340750-13</u> | <u>\$412,500</u>    | <u>\$550,000</u>    |
| Ocean Twp.<br>SA  | S340750-12        | \$3,375,000         | \$4,500,000         |

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| Vernon Twp.                    | S340745-03        | \$82,500            | \$110,000           |
| 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>  |
| <u>Burlington Twp.</u>         | <u>S340712-17</u> | <u>\$750,000</u>    | <u>\$1,000,000</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         |
| Red Bank Borough               | S340528-01        | \$1,125,000         | \$1,500,000         |
| North Haledon Borough          | S340229-02        | \$75,000            | \$100,000           |
| Glen Ridge Borough             | S340861-03        | \$334,387           | \$445,849           |
| Glen Ridge Borough             | S340861-04        | \$1,725,000         | \$2,300,000         |
| Emerson Borough                | S340497-01        | \$75,000            | \$100,000           |
| <u>Mount Arlington Borough</u> | <u>S340451-05</u> | <u>\$159,456</u>    | <u>\$212,785</u>    |
| <u>Buena Borough MUA</u>       | <u>S340518-06</u> | <u>\$973,500</u>    | <u>\$1,298,000</u>  |
| Bradley Beach Borough          | S340472-01        | \$2,025,000         | \$2,700,000         |
| <u>Medford Lakes Borough</u>   | <u>S340319-03</u> | <u>\$8,250,000</u>  | <u>\$11,000,000</u> |
| Lambertville MUA               | S340882-10        | \$525,000           | \$700,000           |
| Hamburg Borough                | S340149-03        | \$75,000            | \$100,000           |
| Long Beach Twp.                | S340023-07        | \$3,450,000         | \$4,600,000         |
| Long Beach Twp.                | S340023-08        | \$90,000            | \$120,000           |
| <u>Ship Bottom Borough</u>     | <u>S340311-05</u> | <u>\$3,750,000</u>  | <u>\$5,000,000</u>  |
| Passaic Valley SC              | S340689-45        | \$7,657,577         | \$10,210,102        |
| <u>Plumsted Twp.</u>           | <u>S340607-03</u> | <u>\$12,769,687</u> | <u>\$34,000,000</u> |
| <u>Camden County MUA</u>       | <u>S340640-26</u> | <u>\$21,150,000</u> | <u>\$28,200,000</u> |
| Lakewood Twp. MUA              | S340465-02        | \$3,240,000         | \$4,320,000         |
| <u>Marlboro Twp.</u>           | <u>S340268-02</u> | <u>\$723,188</u>    | <u>\$964,250</u>    |
| Cumberland County              | S340438-03        | \$12,750,000        | \$17,000,000        |

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|--|-------------------|--|--|
| Cranford Twp.  | S340858-04        | \$9,000,000                                | \$12,000,000                               |
| <u>New Jersey<br/>Water Supply<br/>Authority</u>           | <u>S340421-01</u> | <u>\$42,600,000</u>                        | <u>\$56,800,000</u>                        |
| Gloucester<br>Twp.   | S340364-11        | \$712,500                                  | \$950,000                                  |
| Gloucester<br>Twp.   | S340364-15        | \$1,087,500                                | \$1,450,000                                |
| Spotswood<br>Borough                                       | S340510-01        | \$4,070,250                                | \$5,427,000                                |
| <u>Northfield City</u>                                     | <u>S340508-02</u> | <u>\$112,500</u>                           | <u>\$150,000</u>                           |
| Paulsboro<br>Borough                                       | S340164-01        | \$2,062,500                                | \$2,750,000                                |
| North Hudson<br>SA   | S340952-36        | \$675,000                                  | \$900,000                                  |
| Clinton Town   | S340924-07        | \$600,000                                  | \$800,000                                  |
| Sussex County<br>MUA                                       | S342008-04        | <b>【\$5,552,370】</b><br><u>\$6,300,000</u> | <b>【\$7,403,160】</b><br><u>\$8,400,000</u> |
| Kearny Town  | S340259-12        | \$16,125,000                               | \$21,500,000                               |
| <u>Jersey City<br/>MUA</u>                                 | <u>S340928-32</u> | <u>\$6,150,000</u>                         | <u>\$12,300,000</u>                        |
| <u>Atlantic City<br/>MUA</u>                               | <u>S340439-04</u> | <u>\$2,300,000</u>                         | <u>\$3,066,667</u>                         |
| <u>Gloucester<br/>County<br/>Improvement<br/>Authority</u> | <u>S342016-04</u> | <u>\$13,875,001</u>                        | <u>\$18,500,001</u>                        |
| <u>Salem County<br/>Improvement<br/>Authority</u>          | <u>S342022-02</u> | <u>\$7,399,084</u>                         | <u>\$8,500,000</u>                         |
| Burlington<br>City   | S340140-02        | \$1,950,000                                | \$2,600,000                                |
| Willingboro<br>MUA   | S340132-11        | \$7,500,000                                | \$10,000,000                               |
| Lakewood<br>Twp. MUA                                       | S340465-03        | \$1,312,500                                | \$1,750,000                                |
| Bloomfield<br>Twp.   | S340516-01        | \$5,423,228                                | \$7,230,970                                |
| Brick Twp.<br>MUA  | S340448-14        | \$1,500,000                                | \$2,000,000                                |
| North<br>Brunswick<br>Twp.                                 | S340888-02        | \$6,000,000                                | \$8,000,000                                |
| <u>University<br/>Hospital</u>                             | <u>S340500-03</u> | <u>\$5,850,000</u>                         | <u>\$7,800,000</u>                         |
| Manchester<br>Twp.   | S340650-08        | \$2,250,000                                | \$3,000,000                                |
| Point Pleasant<br>Beach<br>Borough                         | S340479-04        | \$1,447,500                                | \$1,930,000                                |
| Allentown<br>Borough                                       | S340567-06        | \$498,704                                  | \$664,938                                  |

|  |            |   |   |
|--|------------|---|---|
| Ship Bottom Borough                        | S340311-04 | <b>【\$2,062,500】</b><br><u>\$536,663</u>                | \$2,750,000   |
| <b>Total Projects:</b><br><b>【123】 157</b> |            | <b>【\$583,016,066】</b><br><b><u>\$1,034,948,089</u></b> | <b>【\$777,354,747】</b><br><b><u>\$1,509,080,830</u></b> |

(2) The Department of Environmental Protection is authorized to make clean water project loans to the following municipalities receiving funding from the "Pinelands Infrastructure Trust Fund," established pursuant to section 14 of the "Pinelands Infrastructure Trust Bond Act of 1985," P.L.1985, c.302:

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

b. The following environmental infrastructure projects shall be known and may be cited as the "State Fiscal Year 2021 Drinking Water Project Eligibility List":

| Project Sponsor             | Project Number     | Estimated Allowable DEP Loan Amount | Estimated Total Loan Amount |
|-----------------------------|--------------------|-------------------------------------|-----------------------------|
| Newark City                 | 0714001-020        | \$13,125,000                        | \$17,500,000                |
| Newark City                 | 0714001-019        | \$9,375,000                         | \$12,500,000                |
| Trenton City                | 1111001-011        | \$15,255,000                        | \$20,340,000                |
| 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                 |
| Moorestown Twp.             | 0322001-001        | \$18,468,750                        | \$24,625,000                |
| Brick Twp. MUA              | 1506001-011        | \$15,667,500                        | \$20,890,000                |
| <u>East Orange City</u>     | <u>0705001-014</u> | <u>\$24,750,000</u>                 | <u>\$33,000,000</u>         |
| East Greenwich              | 0803001-004        | \$1,950,000                         | \$2,600,000                 |
| Jersey City MUA             | 0906001-017        | \$1,305,180                         | \$1,740,240                 |

|                                  |                    |  |  |
|----------------------------------|--------------------|--|--|
| <u>Woodbine<br/>Borough</u>      | <u>0516001-001</u> | <u>\$3,750,000</u>                         | <u>\$5,000,000</u>                         |
| Newark City                      | 0714001-018        | \$3,862,500                                | \$5,150,000                                |
| Jersey City MUA                  | 0906001-019        | \$5,025,000                                | \$6,700,000                                |
| <u>Wildwood City</u>             | <u>0514001-006</u> | <u>\$4,637,403</u>                         | <u>\$6,183,204</u>                         |
| <u>Little Egg Harbor<br/>MUA</u> | <u>1516001-005</u> | <u>\$1,087,500</u>                         | <u>\$1,450,000</u>                         |
| NJ American<br>Water Co., Inc.   | 1345001-021        | \$19,758,750                               | \$26,345,000                               |
| Manchester Twp.                  | 1518005-002        | \$4,125,000                                | \$5,500,000                                |
| Paulsboro<br>Borough             | 0814001-003        | \$2,100,000                                | \$2,800,000                                |
| <u>Jersey City MUA</u>           | <u>0906001-025</u> | <u>\$24,000,000</u>                        | <u>\$32,000,000</u>                        |
| Jersey City MUA                  | 0906001-009        | <b>【\$2,077,500】</b><br><u>\$3,750,000</u> | <b>【\$2,770,000】</b><br><u>\$5,000,000</u> |
| Middlesex Water<br>Co.           | 1225001-028        | \$8,400,000                                | \$11,200,000                               |
| 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                     | 1005001-010        | <b>【\$1,086,140】</b><br><u>\$1,320,000</u> | <b>【\$1,448,187】</b><br><u>\$2,640,000</u> |
| Clinton Town                     | 1005001-011        | \$949,355                                  | \$1,265,807                                |
| Spotswood<br>Borough             | 1224001-001        | \$2,582,936                                | \$3,443,914                                |
| Glen Ridge<br>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.<br>MUA              | 1511001-013        | \$15,000,000                               | \$20,000,000                               |
| Berkeley Twp.<br>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                                |
| Middlesex Water<br>Co.           | 1225001-025        | \$42,750,000                               | \$57,000,000                               |
| Evesham MUA                      | 0313001-001        | \$1,950,000                                | \$2,600,000                                |
| Brick Twp. MUA                   | 1506001-009        | \$4,446,570                                | \$5,928,760                                |
| Clinton Town                     | 1005001-012        | \$2,625,000                                | \$3,500,000                                |
| Milltown<br>Borough              | 1212001-005        | \$1,350,000                                | \$1,800,000                                |

|   |                    |  |  |
|---|--------------------|--|--|
| NJ American Water Co., Inc.                     | 2004002-013        | \$12,000,000   | \$16,000,000   |
| Jackson Twp. MUA                                | 1511001-012        | \$8,250,000  | \$11,000,000   |
| <u>Mount Arlington Borough</u>                  | <u>1426005-001</u> | <u>\$165,836</u>   | <u>\$250,285</u>   |
| Hampton Borough                                 | 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 MUA                                   | 1911006-003        | \$75,000   | \$100,000  |
| <b>Total Projects:</b><br><b><u>[44] 50</u></b> |                    | <b><u>[\$267,853,335]</u></b><br><b><u>\$328,150,434</u></b> | <b><u>[\$357,137,779]</u></b><br><b><u>\$438,443,081</u></b> |

1  
2 c. The Department of Environmental Protection is authorized  
3 to adjust the allowable Department of Environmental Protection  
4 loan amount for projects authorized in this section to between zero  
5 percent and 100 percent of the total allowable loan amount, and, if  
6 the Department of Environmental Protection loan amount is  
7 adjusted to 100 percent of the total allowable loan amount, the loan  
8 shall be provided pursuant to the terms and conditions of the  
9 financing program year in which the trust issued an interim  
10 financing program loan for the project or, in the absence of an  
11 interim financing program loan, the terms and conditions of the  
12 State fiscal year 2021 financing program.  
13 (cf: P.L.2020, c.49, s.3)  
14

15 4. Section 4 of P.L.2020, c.49 is amended to read as follows:  
16 4. Any financing loan made by the Department of  
17 Environmental Protection pursuant to **[this act]** P.L.2020, c.49, as  
18 amended by P.L. , c. (pending before the Legislature as this bill)  
19 shall be subject to the following 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. **[A]** Except as otherwise provided in this subsection, a loan  
26 for an environmental infrastructure project listed in section 2 or 3 of  
27 **[this act]** P.L.2020, c.49, as amended by P.L. , c. (pending  
28 before the Legislature as this bill) shall be subject to the terms and

1 conditions of the financing program year in which the trust issued  
2 an interim financing program loan for the project or, in the absence  
3 of an interim financing program loan, the terms and conditions of  
4 the State fiscal year 2021 financing program . Notwithstanding any  
5 provision of P.L.2020, c.49, as amended by P.L. , c. (pending  
6 before the Legislature as this bill) or a financial plan of the trust for  
7 State fiscal years 2018, 2019, or 2020 developed pursuant to section  
8 21 of P.L.1985, c.334 (C.58:11B-21) or section 25 of P.L.1997,  
9 c.224 (C.58:11B-21.1) to the contrary, a loan for an environmental  
10 infrastructure project listed in section 2 or 3 of P.L.2020, c.49, as  
11 amended by P.L. , c. (pending before the Legislature as this  
12 bill), that is partially funded from the proceeds of bonds issued by  
13 the trust to the United States Environmental Protection Agency  
14 pursuant to the federal "Water Infrastructure Finance and  
15 Innovation Act of 2014," 33 U.S.C. s.3901 et seq., shall be subject  
16 to terms and conditions regulating the blending of federal and other  
17 funds that are consistent with those provisions of Section III of the  
18 applicable financial plan of the trust for State fiscal year 2021 that  
19 reference the federal "Water Infrastructure Finance and Innovation  
20 Act of 2014" ;

21 c. Notwithstanding the provisions of sections 2 and 3 of **【this**  
22 **act】** P.L.2020, c.49, as amended by P.L. , c. (pending before the  
23 Legislature as this bill) , the Department of Environmental  
24 Protection allowable loan amount may be 100 percent of the total  
25 allowable loan amount for:

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

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

44 d. With the exception of a loan for which the Department of  
45 Environmental Protection issues 100 percent of the loan amount  
46 pursuant to subsection b. of section 2, subsection c. of section 3,  
47 and subsection c. of this section, the loan shall be conditioned upon  
48 approval of a loan from the New Jersey Infrastructure Bank

1 pursuant to P.L.2020, c.48, as amended by P.L. , c. (pending  
2 before the Legislature as Senate Bill No. of 2020 and Assembly  
3 Bill No. of 2020), prior to June 30, 2021;

4 e. The loan shall be repaid within a period not to exceed 30  
5 years, or 45 years for combined sewer overflow abatement projects,  
6 of the making of the loan; and

7 f. The loan shall be subject to any other terms and conditions  
8 as may be established by the commissioner and approved by the  
9 State Treasurer, which may include, notwithstanding any other  
10 provision of law to the contrary, subordination of a loan authorized  
11 in **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
12 before the Legislature as this bill), to loans made by the New Jersey  
13 Infrastructure Bank pursuant to P.L.2020, c.48, as amended by  
14 P.L. , c. (pending before the Legislature as Senate Bill No. of  
15 2020 and Assembly Bill No. of 2020), or to administrative fees  
16 payable to the trust pursuant to subsection o. of section 5 of  
17 P.L.1985, c.334 (C.58:11B-5).

18 (cf: P.L.2020, c.49, s.4)

19  
20 5. Section 5 of P.L.2020, c.49 is amended to read as follows:

21 5. Any Sandy financing loan made by the Department of  
22 Environmental Protection pursuant to **【this act】** P.L.2020, c.49, as  
23 amended by P.L. , c. (pending before the Legislature as this  
24 bill), shall be subject to the following requirements:

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

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

32 c. The loan shall be subject to any other terms and conditions  
33 as may be established by the commissioner and approved by the  
34 State Treasurer, which may include, notwithstanding any other  
35 provision of law to the contrary, subordination of a loan authorized  
36 in **【this act】** P.L.2020, c.49, as amended by P.L. , c. (pending  
37 before the Legislature as this bill), to loans made by the trust  
38 pursuant to P.L.2020, c.48 , as amended by P.L. , c. (pending  
39 before the Legislature as Senate Bill No. of 2020 and Assembly  
40 Bill No. of 2020), prior to June 30, 2021, or to administrative  
41 fees payable to the trust pursuant to subsection o. of section 5 of  
42 P.L.1985, c.334 (C.58:11B-5).

43 (cf: P.L.2020, c.49, s.5)

44  
45 6. Section 6 of P.L.2020, c.49 is amended to read as follows:

46 6. The eligibility lists and authorization for the making of loans  
47 pursuant to sections 2 and 3 of **【this act】** P.L.2020, c.49, as  
48 amended by P.L. , c. (pending before the Legislature as this



1 bill), shall expire on July 1, 2021, and any project sponsor which  
2 has not executed and delivered a loan agreement with the  
3 department for a loan authorized in **【this act】** P.L.2020, c.49, as  
4 amended by P.L. , c. (pending before the Legislature as this  
5 bill), shall no longer be entitled to that loan.

6 (cf: P.L.2020, c.49, s.6)

7  
8 7. Section 7 of P.L.2020, c.49 is amended to read as follows:

9 7. The Commissioner of Environmental Protection is  
10 authorized to reduce or increase the individual amount of loan funds  
11 made available to or on behalf of project sponsors pursuant to  
12 sections 2 and 3 of **【this act】** P.L.2020, c.49, as amended by P.L. ,  
13 c. (pending before the Legislature as this bill), based upon final or  
14 low bid building costs defined in and determined in accordance with  
15 rules and regulations adopted by the commissioner pursuant to  
16 section 4 of P.L.1985, c.329, section 2 of P.L.1999, c.362  
17 (C.58:12A-12.2), or section 5 of P.L.1981, c.261, provided that the  
18 total loan amount does not exceed the estimated total allowable loan  
19 amount. The commissioner is authorized to reduce or increase the  
20 individual amount of loan funds made available to or on behalf of  
21 project sponsors pursuant to sections 2 and 3 of **【this act】** P.L.2020,  
22 c.49, as amended by P.L. , c. (pending before the Legislature as  
23 this bill), in an amount not to exceed 10 percent of the total  
24 allowable loan amount based upon additional project costs to  
25 comply with the Department of Environmental Protection's  
26 guidance for asset management, emergency response, flood  
27 protection, and auxiliary power.

28 (cf: P.L.2020, c.49, s.7)

29  
30 8. Section 8 of P.L.2020, c.49 is amended to read as follows:

31 8. The expenditure of the funds appropriated by **【this act】**  
32 P.L.2020, c.49, as amended by P.L. , c. (pending before the  
33 Legislatre as this bill), is subject to the provisions and conditions  
34 of P.L.1977, c.224, P.L.1985, c.302, P.L.1985, c.329, P.L.1989,  
35 c.181, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225 or  
36 P.L.2003, c.162, and the rules and regulations adopted by the  
37 Commissioner of Environmental Protection pursuant thereto, and  
38 the provisions of the Federal Disaster Relief Appropriations Act,  
39 the Federal Clean Water Act, and the Federal Safe Drinking Water

1 Act, and any amendatory and supplementary acts thereto.  
2 (cf: P.L.2020, c.49, s.8)

3  
4 9. Section 10 of P.L.2020, c.49 is amended to read as follows:

5 10. a. Prior to repayment to the Clean Water State Revolving  
6 Fund pursuant to sections 1 and 2 of P.L.2009, c.77 and any  
7 amendatory and supplementary acts thereto, prior to repayment to  
8 the "Wastewater Treatment Fund" pursuant to the provisions of  
9 section 16 of P.L.1985, c.329, prior to repayment to the "1992  
10 Wastewater Treatment Fund" pursuant to the provisions of section  
11 28 of P.L.1992, c.88, prior to repayment to the Drinking Water  
12 State Revolving Fund, prior to repayment to the "Stormwater  
13 Management and Combined Sewer Overflow Abatement Fund"  
14 pursuant to the provisions of section 15 of P.L.1989, c.181, prior to  
15 repayment to the "2003 Water Resources and Wastewater  
16 Treatment Fund" pursuant to the provisions of section 20 of  
17 P.L.2003, c.162, prior to repayment to the "Water Supply Fund"  
18 pursuant to the provisions of section 15 of P.L.1981, c.261, or prior  
19 to the repayment to the "Pinelands Infrastructure Trust Fund"  
20 pursuant to the provisions of section 5 of P.L.1985, c.302,  
21 repayments of loans made pursuant to these acts may be utilized by  
22 the New Jersey Infrastructure Bank established pursuant to  
23 P.L.1985, c.334 (C.58:11B-1 et seq.), as amended and  
24 supplemented by P.L.1997, c.224, under terms and conditions  
25 established by the commissioner and trust, approved by the State  
26 Treasurer, and consistent with the provisions of P.L.1985, c.334  
27 (C.58:11B-1 et seq.) and federal tax, environmental or securities  
28 law, to the extent necessary to secure repayment of trust bonds  
29 issued to finance loans approved pursuant to P.L.2020, c.48, as  
30 amended by P.L. , c. (pending before the Legislature as Senate  
31 Bill No. of 2020 and Assembly Bill No. of 2020), and to  
32 secure the administrative fees payable to the trust pursuant to  
33 subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5) by the  
34 project sponsors receiving trust loans.

35 b. Prior to repayment to the Clean Water State Revolving Fund  
36 pursuant to sections 1 and 2 of P.L.2009, c.77 and any amendatory  
37 and supplementary acts thereto, prior to repayment to the  
38 "Wastewater Treatment Fund" pursuant to the provisions of section  
39 16 of P.L.1985, c.329, prior to repayment to the "1992 Wastewater  
40 Treatment Fund" pursuant to the provisions of section 28 of  
41 P.L.1992, c.88, prior to repayment to the "Water Supply Fund"  
42 pursuant to the provisions of section 15 of P.L.1981, c.261, prior to  
43 repayment to the Drinking Water State Revolving Fund, prior to  
44 repayment to the "2003 Water Resources and Wastewater  
45 Treatment Fund" pursuant to the provisions of section 20 of  
46 P.L.2003, c.162, prior to repayment to the "Stormwater  
47 Management and Combined Sewer Overflow Abatement Fund"  
48 pursuant to the provisions of section 15 of P.L.1989, c.181, or prior

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

29 c. To the extent that any loan repayment sums are used to  
30 satisfy any trust bond repayment or administrative fee payment  
31 deficiencies, the trust shall repay such sums to the department for  
32 deposit into the Clean Water State Revolving Fund, the  
33 "Wastewater Treatment Fund," the "1992 Wastewater Treatment  
34 Fund," the "Water Supply Fund," the Drinking Water State  
35 Revolving Fund, the "2003 Water Resources and Wastewater  
36 Treatment Fund," the "Stormwater Management and Combined  
37 Sewer Overflow Abatement Fund," or the "Pinelands Infrastructure  
38 Trust Fund," as appropriate, from amounts received by or on behalf  
39 of the trust from project sponsors causing any such deficiency.  
40 (cf: P.L.2020, c.49, s.10)

41  
42 10. This act shall take effect immediately.  
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#### 45 STATEMENT

46  
47 This bill would amend P.L.2020, c.49 to alter the list of  
48 environmental infrastructure projects approved by the Legislature

1 for long-term funding for Fiscal Year 2021 (FY2021) to include  
2 new projects and modify the estimated loan amounts for certain  
3 projects. The bill would also provide that loans for projects  
4 that utilize federal funds raised pursuant to the federal "Water  
5 Infrastructure Finance and Innovation Act of 2014" (WIFIA) are  
6 subject to terms and conditions regulating the blending of federal  
7 and other funds that are consistent with certain provisions of the  
8 FY2021 financial plan of the New Jersey Infrastructure Bank  
9 (NJIB), even if those projects began in earlier fiscal years. In  
10 addition, the bill would authorize the Department of Environmental  
11 Protection (DEP) to transfer up to \$25 million to the NJIB from a  
12 \$60 million capital construction appropriation in the FY2021 annual  
13 appropriations act, P.L.2020, c.97, to invest, provide debt service  
14 reserve or guarantee, or pay interest on behalf of a sponsor of a  
15 drinking water environmental infrastructure project.

16 In July 2020, P.L.2020, c.49 was enacted into law, which  
17 appropriated funds to the DEP for the purpose of financing  
18 approximately \$1.167 billion in Storm Sandy and other  
19 environmental infrastructure projects through the NJIB in FY2021.  
20 Under this bill and P.L.2020, c.49, approximately \$2.039 billion  
21 would be made available for environmental infrastructure projects  
22 through the NJIB in FY2021.

23 Under current law, on or before May 15 each year, the NJIB is  
24 required to submit a list of environmental infrastructure projects,  
25 known as the project eligibility list, to be approved by the  
26 Legislature for long-term funding. The list is introduced in the  
27 Legislature in the form of an appropriation bill. For FY2021, this  
28 bill was enacted as P.L.2020, c.49. In addition, current law  
29 provides the NJIB with the authority to submit an additional project  
30 eligibility list, by October 15 of each year, for approval by the  
31 Legislature. This bill would amend the original project eligibility  
32 list to reflect the changes in the additional list submitted to the  
33 Legislature by the NJIB. Funding sources for NJIB project loans  
34 include federal capitalization grants, State bond issue proceeds,  
35 State match, various prior legislative appropriations, loan  
36 repayments, interest earnings, and market rate loans made by the  
37 NJIB.

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42 Amends list of environmental infrastructure projects approved  
43 for long-term funding for FY2021 to include new projects and  
44 modify estimated loan amounts for certain projects; modifies terms  
45 and conditions for certain loans utilizing federal funds.