

SENATE, No. 4079

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 8, 2021

Sponsored by:

Senator CHRISTOPHER "KIP" BATEMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Senator BOB SMITH

District 17 (Middlesex and Somerset)

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.



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 by
33 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
Total Projects: <u>[11] 12</u>		[\$56,587,500] <u>\$60,337,500</u>	[\$75,450,000] <u>\$80,450,000</u>

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
Total Projects: 2		\$21,375,000	\$28,500,000

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

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

b. The following environmental infrastructure projects shall be known and may be cited as the “Storm Sandy and State Fiscal Year 2022 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
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	【\$2,700,000】 <u>\$3,375,000</u>	【\$3,600,000】 <u>\$4,500,000</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 Municipal Utility Authority	1911006-003	\$75,000	】\$100,000
<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>
Total Projects: <u>【72】 64</u>		<u>【\$430,155,294】</u> <u>\$389,824,939</u>	<u>【\$574,449,560】</u> <u>\$520,675,753</u>

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.