

[First Reprint]

## ASSEMBLY, No. 5675

# STATE OF NEW JERSEY

## 220th LEGISLATURE

INTRODUCED JUNE 28, 2023

**Sponsored by:**

**Assemblyman LOUIS D. GREENWALD**

**District 6 (Burlington and Camden)**

**Assemblyman WILLIAM F. MOEN, JR.**

**District 5 (Camden and Gloucester)**

**SYNOPSIS**

Establishes “Boardwalk Preservation Fund” in DCA; appropriates \$100 million from federal “American Rescue Plan Act of 2021.”

**CURRENT VERSION OF TEXT**

As reported by the Assembly Budget Committee on June 28, 2023, with amendments.



(Sponsorship Updated As Of: 6/30/2023)

1 AN ACT establishing a “Boardwalk Preservation Fund,”  
 2 supplementing chapter 27D of Title 52 of the Revised Statutes,  
 3 and making an appropriation.

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

7  
 8 1. a. There is established a “Boardwalk Preservation Fund” in the  
 9 Department of Community Affairs for the purpose of providing  
 10 <sup>1</sup>“matching” grants to counties and municipalities <sup>1</sup>“in amounts equal  
 11 to reasonable and necessary county and municipal expenditures or  
 12 contributions concerning” for<sup>1</sup> boardwalk construction, maintenance,  
 13 reconstruction, and repair projects <sup>1</sup>, including construction,  
 14 maintenance, reconstruction, and repair projects related to ancillary or  
 15 appurtenant structures<sup>1</sup>. <sup>1</sup>“The fund shall be administered by the  
 16 department through the Division of Housing and Community  
 17 Resources.”<sup>1</sup>

18 b. (1) The department shall develop an application process and  
 19 promulgate criteria for a county or municipality, individually or  
 20 jointly, to qualify for a <sup>1</sup>“matching” grant. This information shall be  
 21 disseminated to coastal counties and municipalities in a form and  
 22 manner to be determined by the department.

23 (2) The <sup>1</sup>“division” department<sup>1</sup> shall accept and review  
 24 applications submitted by counties and municipalities and determine  
 25 whether the application has met the criteria established by the  
 26 department pursuant to paragraph (1) of this subsection to qualify for a  
 27 <sup>1</sup>“matching” grant.

28 c. The <sup>1</sup>“division” department<sup>1</sup> shall approve in advance any  
 29 projects proposed to be funded with <sup>1</sup>“matching” grants and enter  
 30 into an agreement with the county or municipality, as negotiated by the  
 31 <sup>1</sup>“division” department<sup>1</sup>, for the expenditure or allocation of  
 32 <sup>1</sup>“matching” grant funds and for reporting on expenditures and  
 33 project outcomes. The award of <sup>1</sup>“matching” grants to a county or  
 34 municipality, individually or jointly, pursuant to this section shall be  
 35 conditioned upon compliance with the provisions of an agreement  
 36 approved pursuant to this section, and as determined by the  
 37 <sup>1</sup>“division” department<sup>1</sup>. <sup>1</sup>As part of an agreement, the department  
 38 shall require a county, municipal, or joint contribution or expenditure  
 39 to the project of not less than five percent of the project cost, provided,  
 40 however, that a grant applicant that has one of the highest 50 distress  
 41 scores on the 2020 Municipal Revitalization Index shall not be  
 42 required to make a contribution or expenditure as a condition of  
 43 receiving a grant from the fund.<sup>1</sup> The <sup>1</sup>“division” department<sup>1</sup> shall

**EXPLANATION** – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly ABU committee amendments adopted June 28, 2023.

1 award <sup>1</sup>【matching】<sup>1</sup> grants based on criteria established by the  
2 department pursuant to paragraph (1) of subsection b. of this section.

3 <sup>1</sup>With respect to applicants for which the department requires a  
4 county, municipal, or joint contribution or expenditure, criteria shall  
5 include a preference for applicants that include a contribution or  
6 expenditure that exceeds five percent of the project cost.<sup>1</sup>

7 d. The department shall submit annual reports to the Governor  
8 and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the  
9 Legislature, related to the awarding of <sup>1</sup>【matching】<sup>1</sup> grants pursuant  
10 to this section, and related to the expenditure of <sup>1</sup>【matching】<sup>1</sup> grant  
11 funds and project outcomes.

12

13 2. Out of the amounts of federal funds provided or made  
14 accessible to the State by the federal “American Rescue Plan Act of  
15 2021,” Pub.L.117-2, there is appropriated to the Department of  
16 Community Affairs the sum of \$100,000,000 for the administration of  
17 the “Boardwalk Preservation Fund” and the award of <sup>1</sup>【matching】<sup>1</sup>  
18 grant funding pursuant to section 1 of P.L. , c. (C. ) (pending  
19 before the Legislature as this bill).

20

21 3. This act shall take effect immediately.