

P.L. 2021, CHAPTER 328, *approved December 21, 2021*
Assembly, No. 5975

- 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”).

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

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

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

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

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

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

46 (7) There is appropriated to the department the unappropriated
47 balances from the “1992 Wastewater Treatment Fund,” established
48 pursuant to section 27 of the “Green Acres, Clean Water, Farmland

1 and Historic Preservation Bond Act of 1992,” P.L.1992, c.88, and
2 any repayments of loans and interest therefrom, as may be available
3 on or before June 30, 2022, for the purposes of clean water project
4 loans and providing the State match as may be required for the
5 award of the capitalization grants made available to the State for
6 clean water projects pursuant to the Federal Clean Water Act.

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

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

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

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

45 (12) There is appropriated to the department such sums as may
46 be needed from loan repayments and interest earnings from the
47 “Water Supply Fund,” established pursuant to section 14 of the
48 “Water Supply Bond Act of 1981,” P.L.1981, c.261, for the

1 “Drinking Water State Revolving Fund Match Accounts” contained
2 within that fund, for the purpose of providing the State match as
3 may be required for the award of the capitalization grants made
4 available to the State for drinking water projects pursuant to the
5 Federal Safe Drinking Water Act.

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

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

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

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

46 (17) Of the sums appropriated to the department from the
47 “Water Supply Fund” pursuant to P.L.1999, c.174, P.L.2001, c.222,
48 P.L.2002, c.70, and P.L.2003, c.158, the department is authorized to

1 transfer any unexpended balances and any repayments of loans and
2 interest therefrom as may be available on or before June 30, 2022,
3 in such amounts as needed to the Drinking Water State Revolving
4 Fund accounts contained within the Water Supply Fund established
5 for the purposes of providing drinking water project loans and
6 providing the State match as may be required for the award of the
7 capitalization grants made available to the State for drinking water
8 projects pursuant to the Federal Safe Drinking Water Act.

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

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

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

1 grants made available to the State for clean water projects pursuant
2 to the Federal Clean Water Act and for drinking water projects
3 pursuant to the Federal Safe Drinking Water Act.

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

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

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

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

1 amended by P.L. , c. (pending before the Legislature as this
2 bill), or by the Commissioner of Environmental Protection pursuant
3 to section 7 of [this act] P.L.2021, c.203, as amended by P.L. ,
4 c. (pending before the Legislature as this bill).

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

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

40 (3) To the extent funds designated in State fiscal year 2021 are
41 available, a maximum of \$500,000 in principal forgiveness loans
42 shall be issued to finance clean water environmental infrastructure
43 projects as provided in subsection a. of section 3 of P.L.2021,
44 c.203, as amended by P.L. , c. (pending before the Legislature
45 as this bill), for systems serving populations of up to 10,000
46 residents for the development of asset management plans wherein
47 principal forgiveness shall be 100 percent of the total loan amount

1 per project in an amount not to exceed \$100,000 per project
2 sponsor.

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

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

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

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

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

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

45 (b) up to \$2 million in principal forgiveness loans for drinking
46 water systems that serve fewer than 500 persons and are assisted by
47 the Community Engineering Corps to come into compliance with
48 federal or State drinking water regulations. A loan issued pursuant

1 to this subparagraph shall have 100 percent principal forgiveness
2 for a loan amount of up to \$750,000 per project; and

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

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

28 Loans may be made pursuant to this subsection to the extent
29 there are sufficient eligible project applications and 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. Any such amounts may be reduced by the
33 Commissioner of Environmental Protection pursuant to section 7 of
34 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending
35 before the Legislature as this bill), or if a project fails to meet the
36 requirements of section 4 or 5 of 【this act】 P.L.2021, c.203, as
37 amended by P.L. , c. (pending before the Legislature as this
38 bill); and

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

46 d. The department is authorized to make zero interest and
47 principal forgiveness financing loans to or on behalf of the project

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

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

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

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

36 "Department" means the Department of Environmental
37 Protection.

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

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

1 "Trust" means the New Jersey Infrastructure Bank created
2 pursuant to section 4 of P.L.1985, c.334 (C.58:11B-4).
3 (cf: P.L.2021, c.203, s.1)
4
5 2. Section 2 of P.L.2021, c.203 is amended to read as follows:
6 2. a. (1) The department is authorized to expend funds for the
7 purpose of making supplemental zero interest loans to or on behalf
8 of the project sponsors listed below for the following clean water
9 environmental infrastructure projects:
10

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>

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

1 sufficient funds are available, except as a project fails to meet the
2 requirements of section 4, 5, or 7 of **【this act】** P.L.2021, c.203, as
3 amended by P.L. , c. (pending before the Legislature as this
4 bill).

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

9 b. (1) The department is authorized to expend funds for the
10 purpose of making supplemental loans to or on behalf of the project
11 sponsors listed below for the following drinking water
12 environmental infrastructure projects:
13

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

14
15 (2) The loans authorized in this subsection shall be made for the
16 difference between the allowable loan amount required by these
17 projects based upon final building costs pursuant to section 7 of
18 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending
19 before the Legislature as this bill), and the loan amounts certified
20 by the Commissioner of Environmental Protection in State fiscal
21 year 2020 and for increased allowable costs as defined and
22 determined in accordance with the rules and regulations adopted by
23 the department pursuant to section 5 of P.L.1981, c.261. The loans
24 authorized in this subsection shall be made to or on behalf of the
25 project sponsors listed, up to the individual amounts indicated and
26 in the priority stated, to the extent sufficient funds are available,
27 except as a project fails to meet the requirements of section 4, 5, or
28 7 of 【this act】 P.L.2021, c.203, as amended by P.L. ,
29 c. (pending before the Legislature as this bill).

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

34 c. The department is authorized to adjust the allowable
35 department loan amount for projects authorized in this section to
36 between zero percent and 100 percent of the total allowable loan
37 amount. If the department loan amount is adjusted to 100 percent
38 of the total allowable loan amount, the loan shall be provided
39 pursuant to the terms and conditions of the financing program year

1 in which the construction loan component of the project was
2 certified by the department and **【for】** in which the trust issued an
3 interim financing program loan or, in the absence of an interim
4 financing program loan, the terms and conditions of the State fiscal
5 year 2022 financing program.
6 (cf: P.L.2021, c.203, s.2)
7
8 3. Section 3 of P.L.2021, c.203 is amended to read as follows:
9 3. a. (1) The following environmental infrastructure projects
10 shall be known and may be cited as the “Storm Sandy and State
11 Fiscal Year 2022 Clean Water Project Eligibility List”:
12

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 】
<u>Camden County MUA</u>	<u>S340640-20</u>	<u>\$2,250,000</u>	<u>\$3,000,000</u>
<u>Newark City</u>	<u>S340815-28</u>	<u>\$4,500,000</u>	<u>\$6,000,000</u>
Newark City	S340815-24	【 <u>\$15,750,000</u> <u>\$17,250,000</u>	【 <u>\$21,000,000</u> <u>\$23,000,000</u>
【 Camden County MUA	S340640-18	\$63,022,500	\$84,030,000

A5975
15

North Bergen MUA	S340652-14	\$21,000,000	\$28,000,000 】
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】 <u>\$81,000,000</u>	\$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】 <u>\$3,750,000</u>	【\$2,200,000】 <u>\$5,000,000</u>
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】
<u>Perth Amboy 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 Bergen County UA</u>	<u>S340700-18</u>	<u>\$1,500,000</u>	<u>\$2,000,000</u>
<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>
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
【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】

A5975
20

Glen Ridge Borough	S340861-03	\$334,387	\$445,849
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>
East Orange City	S340843-03	【\$9,000,000】 <u>\$12,000,000</u>	【\$12,000,000】 <u>\$16,000,000</u>
【 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】 <u>\$2,062,500</u>	\$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:

1

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

2

3 b. The following environmental infrastructure projects shall be
4 known and may be cited as the “Storm Sandy and State Fiscal Year
5 2022 Drinking Water Project Eligibility List”:
6

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

A5975
23

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
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

A5975
24

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
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】

A5975
25

<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>
<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>

A5975

26

<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>
<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: [72] 64		[\$430,155,294] \$389,824,939	[\$574,449,560] \$520,675,753

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

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

4. Section 4 of P.L.2021, c.203 is amended to read as follows:
4. Any financing loan made by the department pursuant to **[this act]** P.L.2021, c.203, as amended by P.L. , c. (pending before the Legislature as this bill), shall be subject to the following requirements:

a. The Commissioner Environmental Protection has certified that the project is in compliance with the provisions of P.L.1977, c.224, P.L.1985, c.329, P.L.1992, c.88, P.L.1997, c.223, P.L.1997,

1 c.225, or P.L.2003, c.162, and any rules and regulations adopted
2 pursuant thereto;

3 b. Except as otherwise provided in this subsection, a loan for
4 an environmental infrastructure project listed in section 2 or 3 of
5 **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending
6 before the Legislature as this bill), shall be subject to the terms and
7 conditions of the financing program year in which the construction
8 loan component of the project was certified by the department and
9 **【for】** in which the trust issued an interim financing program loan
10 or, in the absence of an interim financing program loan, the terms
11 and conditions of the State fiscal year 2022 financing program.
12 Notwithstanding any provision of **【this act】** P.L.2021, c.203, as
13 amended by P.L. , c. (pending before the Legislature as this
14 bill), or a financial plan of the trust for State fiscal years 2018
15 through 2021 developed pursuant to section 21 of P.L.1985, c.334
16 (C.58:11B-21) or section 25 of P.L.1997, c.224 (C.58:11B-21.1) to
17 the contrary, a loan for an environmental infrastructure project
18 listed in section 2 or 3 of **【this act】** P.L.2021, c.203, as amended by
19 P.L. , c. (pending before the Legislature as this bill), that is
20 partially funded from the proceeds of bonds issued by the trust to
21 the United States Environmental Protection Agency pursuant to the
22 federal "Water Infrastructure Finance and Innovation Act of 2014,"
23 33 U.S.C. s.3901 et seq., shall be subject to terms and conditions
24 regulating the blending of federal and other funds that are consistent
25 with those provisions of the financial plan of the trust for State
26 fiscal year 2022 that reference the federal "Water Infrastructure
27 Finance and Innovation Act of 2014;"

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

32 (1) clean water project and drinking water project loans to (a)
33 municipalities that do not satisfy the New Jersey Infrastructure
34 Bank credit policy but are subject to 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.), or (b) municipal,
37 county, or regional sewerage authorities, or utilities authorities, that
38 do not satisfy the New Jersey Infrastructure Bank credit policy but
39 where the municipal participant through its service agreement with
40 the authority or utility is under State financial supervision and
41 oversight pursuant to the "Local Government Supervision Act
42 (1947)," P.L.1947, c.151 (C.52:27BB-1 et seq.), and the repayment
43 obligation of the authority or utility is secured by the full faith and
44 credit of the participating municipality pursuant to the service
45 agreement; **【and】**

46 (2) clean water and drinking water loans to municipalities
47 receiving funding under the United States Department of Housing

1 and Urban Development Community Development Block Grant –
2 Disaster Recovery Program (CDBG-DR); and

3 (3) clean water loans to municipal, county, or regional sewerage
4 authorities that qualify for Sewer Overflow and Stormwater Reuse
5 grants for combined sewer overflows or stormwater management
6 projects.

7 d. With the exception of a loan for which the department issues
8 100 percent of the loan amount pursuant to subsection b. of section
9 2, subsection c. of section 3, and subsection c. of this section, the
10 loan shall be conditioned upon approval of a loan from the New
11 Jersey Infrastructure Bank pursuant to P.L.2021, c.204, as amended
12 by P.L. . c. (pending before the Legislature as Senate Bill No.
13 4078 or Assembly Bill No. 5974 of 2020-2021). prior to June 30,
14 **【2021】** 2022;

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

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

33
34 5. Section 5 of P.L.2021, c.203 is amended to read as follows:

35 5. Any Sandy financing loan made by the department pursuant
36 to **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending
37 before the Legislature as this bill), shall be subject to the following
38 requirements:

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

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

46 c. The loan shall be subject to any other terms and conditions
47 as may be established by the commissioner and approved by the
48 State Treasurer, which may include, notwithstanding any other

1 provision of law to the contrary, subordination of a loan authorized
2 in **【this act】** P.L.2021, c.203, as amended by P.L. , c. (pending
3 before the Legislature as this bill), to loans made by the trust
4 pursuant to P.L.2021, c.204, as amended by P.L. . c. (pending
5 before the Legislature as Senate Bill No. 4078 or Assembly Bill No.
6 5974 of 2020-2021), prior to June 30, **【2021】** 2022, or to
7 administrative fees payable to the trust pursuant to subsection o. of
8 section 5 of P.L.1985, c.334 (C.58:11B-5).
9 (cf: P.L.2021, c.203, s.5)

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

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

21
22 7. Section 7 of P.L.2021, c.203 is amended to read as follows:

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

42 (cf: P.L.2021, c.203, s.7)

43
44 8. Section 8 of P.L.2021, c.203 is amended to read as follows:

45 8. The expenditure of the funds appropriated by **【this act】**
46 P.L.2021, c.203, as amended by P.L. , c. (pending before the
47 Legislature as this bill), is subject to the provisions and conditions

1 of P.L.1977, c.224, P.L.1085, c.302, P.L.1985, c.329, P.L.1989,
2 c.181, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225 or
3 P.L.2003, c.162, and the rules and regulations adopted by the
4 Commissioner of Environmental Protection pursuant thereto, and
5 the provisions of the Federal Disaster Relief Appropriations Act,
6 the Federal Clean Water Act, and the Federal Safe Drinking Water
7 Act, and any amendatory and supplementary acts thereto.
8 (cf: P.L.2021, c.203, s.8)

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

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

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

1 repayment to the Drinking Water State Revolving Fund, prior to
2 repayment to the “2003 Water Resources and Wastewater
3 Treatment Fund” pursuant to the provisions of section 20 of
4 P.L.2003, c.162, prior to repayment to the “Stormwater
5 Management and Combined Sewer Overflow Abatement Fund”
6 pursuant to the provisions of section 15 of P.L.1989, c.181, or prior
7 to repayment to the “Pinelands Infrastructure Trust Fund” pursuant
8 to the provisions of section 5 of P.L.1985, c.302, the trust is further
9 authorized to utilize repayments of loans made pursuant to
10 P.L.1989, c.189, P.L.1990, c.99, P.L.1991, c.325, P.L.1992, c.38,
11 P.L.1993, c.193, P.L.1994, c.106, P.L.1995, c.219, P.L.1996, c.85,
12 P.L.1997, c.221, P.L.1998, c.84, P.L.1999, c.174, P.L.2000, c.92,
13 P.L.2001, c.222, P.L.2002, c.70, P.L.2003, c.158, P.L.2004, c.109,
14 P.L.2005, c.196, P.L.2006, c.68, P.L.2007, c.139, P.L.2008, c.68,
15 P.L.2009, c.102, P.L.2010, c.63, P.L.2011, c.93, P.L.2012, c.43,
16 P.L.2013, c.95, P.L.2014, c.25, P.L.2015, c.108, P.L.2016, c.32,
17 P.L.2017, c.143, as amended by P.L.2017, c.326, P.L.2018, c.85, as
18 amended by P.L.2018, c.137, P.L.2019, c.12, P.L.2019, c.193, as
19 amended by P.L.2019, c.514, P.L.2020, c.49, as amended by
20 P.L.2021, c.21, or P.L.2021, c.203, as amended by P.L. ,
21 c. (pending before the Legislature as this bill), to secure
22 repayment of trust bonds issued to finance loans approved pursuant
23 to P.L.1995, c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85,
24 P.L.1999, c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71,
25 P.L.2003, c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67,
26 P.L.2007, c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62,
27 P.L.2011, c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26,
28 P.L.2015, c.107, P.L.2016, c.31, P.L.2017, c.142, as amended by
29 P.L.2017, c.327, P.L.2018, c.84, as amended by P.L.2019, c.30,
30 P.L.2019, c.192, as amended by P.L.2019, c.515, P.L.2020, c.48, as
31 amended by P.L.2021, c.22, or P.L.2021, c.204, as amended by
32 P.L. . c. (pending before the Legislature as Senate Bill No. 4078
33 or Assembly Bill No. 5974 of 2020-2021), and to secure the
34 administrative fees payable to the trust under these loans pursuant
35 to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5).
36 c. To the extent that any loan repayment sums are used to
37 satisfy any trust bond repayment or administrative fee payment
38 deficiencies, the trust shall repay such sums to the department for
39 deposit into the Clean Water State Revolving Fund, the
40 “Wastewater Treatment Fund,” the “1992 Wastewater Treatment
41 Fund,” the “Water Supply Fund,” the Drinking Water State
42 Revolving Fund, the “2003 Water Resources and Wastewater
43 Treatment Fund,” the “Stormwater Management and Combined
44 Sewer Overflow Abatement Fund,” or the “Pinelands Infrastructure
45 Trust Fund,” as appropriate, from amounts received by or on behalf
46 of the trust from project sponsors causing any such deficiency.
47 (cf: P.L.2021, c.203, s.10)

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

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

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

18

19 11. This act shall take effect immediately.

20

21

22

STATEMENT

23

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

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

39 In August 2021, P.L.2021, c.203 was enacted into law, which
40 appropriated funds to the DEP for the purpose of financing
41 approximately \$1.979 billion in Storm Sandy and other
42 environmental infrastructure projects through the New Jersey
43 Infrastructure Bank (NJIB) in FY2022. This bill would amend the
44 lists of environmental infrastructure projects for which the DEP is
45 appropriated funds pursuant to P.L.2021, c.203 to include new
46 projects, remove projects, modify the priority of certain projects,
47 and modify the loan amounts for certain projects, as enumerated in
48 subsection a. of section 2 and subsections a. and b. of section 3 of

1 the bill. The bill appropriates to the DEP up to \$1.62 billion, and
2 any unexpended balances from previous authorizations, to provide
3 loans to project sponsors for a total of 182 eligible environmental
4 infrastructure projects for FY2022. This would include 100
5 projects on the “Storm Sandy and State Fiscal Year 2022 Clean
6 Water Project Eligibility List” and 64 projects on the “Storm Sandy
7 and State Fiscal Year 2022 Drinking Water Project Eligibility List.”
8 The DEP would also be appropriated funds to finance supplemental
9 loans to 14 environmental infrastructure projects.

10

11

12

13

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