

P.L. 2021, CHAPTER 45, *approved April 9, 2021*
Assembly, No. 5444 (*Second Reprint*)

1 ¹**[A SUPPLEMENT** to the Fiscal Year 2021 appropriations act,
2 P.L.2020, c.97] **AN ACT** making federal funding available to the
3 New Jersey Economic Development Authority to support food
4 and beverage establishments in need¹.
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6 **BE IT ENACTED** by the Senate and the General Assembly of the
7 State of New Jersey:
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9 ¹**[1.** In addition to the amounts appropriated under P.L.2020,
10 c.97, the annual appropriations act for Fiscal Year 2021, there is
11 appropriated the following sum/sum for the purpose specified:
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82 DEPARTMENT OF THE TREASURY
50 Economic Planning, Development, and Security
51 Economic Planning and Development

GRANTS-IN-AID

38-2043	Economic Development	\$35,000,000
	Total Grants-in-Aid Appropriation,	
	Economic Planning and Development.....	\$35,000,000

Grants-in-Aid:

13 38 Coronavirus Relief Fund – Assistance to Food
14 and Beverage Establishments, EDA..... (\$35,000,000)
15
16 The amount hereinabove appropriated for Coronavirus Relief Fund
17 –Assistance to Food and Beverage Establishments, EDA shall be
18 allocated from a portion of federal block grant funds allocated to
19 the State from the federal “Coronavirus Relief Fund” established
20 pursuant to the federal “Coronavirus Aid, Relief, and Economic
21 Security Act (CARES Act),” Pub.L.116-136, or any other federal
22 funds made available to the State in response to the coronavirus
23 disease 2019 (COVID-19) pandemic.
24
25 The amount hereinabove appropriated for Coronavirus Relief Fund
26 – Assistance to Food and Beverage Establishments, EDA shall
27 be allocated by the New Jersey Economic Development
28 Authority to restaurants and dining establishments at which 100
29 or fewer workers are employed at a location in this State, and to
bars, breweries, brewpubs, wineries, or other establishments
serving alcoholic beverages on its premises at which 100 or

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:
¹Assembly ACE committee amendments adopted March 8, 2021.
²Assembly AAP committee amendments adopted March 17, 2021.

fewer workers are employed at a location in this State. The New Jersey Economic Development Authority shall establish minimum grant eligibility criteria and the size of the grant awards to meet the needs of the grantee entities in responding to the public health crisis.¹

¹1. a. Subject to the availability of federal funds provided or made accessible to the State via federal block grant funds allocated to the State from the federal “Coronavirus Relief Fund” established pursuant to the federal “Coronavirus Aid, Relief, and Economic Security Act (CARES Act),” Pub.L.116-136, or any other federal funds made available to the State in response to the coronavirus disease 2019 (COVID-19) pandemic, \$35,000,000 from such federal funds shall be made available to the New Jersey Economic Development Authority for the purposes set forth in subsection b. of this section.

b. ²(1)² The funds made available to the New Jersey Economic Development Authority pursuant to subsection a. of this section shall be reserved by the authority to provide financial support, by way of grants, to eligible food and beverage establishments. ²The authority may use not more than five percent of the funds to defray any administrative expenses incurred in the implementation of this section.

(2) Notwithstanding the provisions of paragraph (1) of this subsection to the contrary, the authority may transfer the uncommitted balance of any funds made available pursuant to this section to any program established pursuant to P.L. , c. (C.) (pending before the Legislature as Assembly Bill No. 5443 or Senate Bill No. 3523 of 2021), P.L. , c. (C.) (pending before the Legislature as Assembly Bill No. 5445 or Senate Bill No. 3520 of 2021), P.L. , c. (C.) (pending before the Legislature as Assembly Bill No. 5446 or Senate Bill No. 3519 of 2021), or P.L. , c. (C.) (pending before the Legislature as Assembly Bill No. 5447 or Senate Bill No. 3521 of 2021). The authority shall submit notice to the Joint Budget Oversight Committee no less than five calendar days before the date of the transfer. At minimum, the notice shall indicate the amount of the transferred funds and the purpose for which the funds are transferred.²

c. The New Jersey Economic Development Authority shall establish the size of the awards and eligibility of entities in subsection b. of this section to meet the needs of the eligible food and beverage establishments in responding to the public health crisis.

d. As used in this section “eligible food and beverage establishments” means restaurants and dining establishments at which ²[100] 50² or fewer workers are employed at a location in this State, and bars, breweries, brewpubs, wineries, or other establishments serving alcoholic beverages on its premises at which ²[100] 50² or fewer workers are employed at a location in this State.¹

1 2. This act shall take effect immediately.

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6 Makes \$35 million in federal funds available to EDA to support
7 food and beverage establishments in need.