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RWH/CL

P.L. 2020, CHAPTER 38, *approved June 19, 2020*  
Assembly, No. 741

1 **AN ACT** establishing the New Jersey Fuel Cell Task Force and  
2 supplementing Title 48 of the Revised Statutes.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 1. a. There is established in the Board of Public Utilities the  
8 New Jersey Fuel Cell Task Force. The purpose of the task force  
9 shall be to develop a plan to increase the use of fuel cells in the  
10 State and to provide information, education, and resources for that  
11 purpose. The task force shall:

12 (1) serve as a resource to State departments and local  
13 governments on fuel cell issues;

14 (2) assist in the growth of fuel cell businesses in the State;

15 (3) increase the use of fuel cells throughout State government  
16 departments and agencies;

17 (4) develop a strategy for the development of infrastructure to  
18 support the use of fuel cells; and

19 (5) provide information and educational materials to the public,  
20 government, and industry about the use and benefits of fuel cells.

21 In conducting its duties, the task force shall consult with the United  
22 States Department of Energy and any fuel cell organizations that  
23 may exist in other states.

24 b. The task force shall consist of 15 members as follows:

25 (1) The Commissioner of Environmental Protection, the  
26 President of the Board of Public Utilities, the Commissioner of  
27 Transportation, the Commissioner of Community Affairs, the Chief  
28 Executive Officer of the New Jersey Economic Development  
29 Authority, who shall serve ex officio, or their respective designees;  
30 and

31 (2) the following public members, appointed by the Governor:

32 (a) one member representing a fuel cell advocacy group in the  
33 State;

34 (b) one member representing fuel cell manufacturers;

35 (c) one member representing suppliers of hydrogen for fuel  
36 cells;

37 (d) one member representing fuel cell vehicle manufacturers;

38 (e) two members of the academic community with expertise in  
39 fuel cells;

40 (f) one member representing a manufacturer of stationary fuel  
41 cells;

42 (g) one member with expertise in fuel cell powered material  
43 handling equipment;

1 (h) one member representing local government with expertise in  
2 municipal land use matters; and

3 (i) one member with expertise in retail fuel sales and  
4 distribution.

5 c. All appointments to the task force shall be made no later  
6 than 90 days after the effective date of this act. Each public member  
7 shall serve for four years or until a successor is appointed, and  
8 vacancies shall be filled in the same manner as the original  
9 appointments. The members of the task force shall serve without  
10 compensation, but shall be eligible for reimbursement for necessary  
11 and reasonable expenses incurred in the performance of their  
12 official duties within the limits of funds appropriated or otherwise  
13 made available to the task force for its purposes.

14 d. The task force shall organize as soon as practicable  
15 following the appointment of all its public members and shall select  
16 a chairperson and a vice-chairperson from among its members, as  
17 well as a secretary who need not be a member of the task force. A  
18 majority of the full membership of the task force shall constitute a  
19 quorum for the transaction of task force business. The task force  
20 may meet and hold hearings at the place or places the task force  
21 designates.

22 The Board of Public Utilities shall provide staff support to the  
23 task force. The task force shall be entitled to call to its assistance  
24 and avail itself of the services of the employees of any State,  
25 county, or municipal department, board, bureau, commission, or  
26 agency as the task force may require and as may be available to the  
27 task force for its purposes.

28 e. No later than one year after its organization, and annually  
29 thereafter, the task force shall prepare and submit to the Governor  
30 and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the  
31 Legislature, a report detailing the task force's plan to increase the  
32 use of fuel cells in the State, including any recommendations for  
33 legislative or regulatory action that are necessary to effectuate the  
34 plan.

35

36 2. This act shall take effect immediately.

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41 \_\_\_\_\_  
42 Establishes NJ Fuel Cell Task Force to increase use of fuel cells  
in State.

**ASSEMBLY, No. 741**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblyman HERB CONAWAY, JR.**

**District 7 (Burlington)**

**Assemblyman ANDREW ZWICKER**

**District 16 (Hunterdon, Mercer, Middlesex and Somerset)**

**Co-Sponsored by:**

**Assemblywoman Timberlake, Assemblymen Houghtaling, Karabinchak  
and Assemblywoman Pinkin**

**SYNOPSIS**

Establishes NJ Fuel Cell Task Force to increase use of fuel cells in State.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



**(Sponsorship Updated As Of: 2/3/2020)**

1 AN ACT establishing the New Jersey Fuel Cell Task Force and  
2 supplementing Title 48 of the Revised Statutes.

3

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

6

7 1. a. There is established in the Board of Public Utilities the  
8 New Jersey Fuel Cell Task Force. The purpose of the task force  
9 shall be to develop a plan to increase the use of fuel cells in the  
10 State and to provide information, education, and resources for that  
11 purpose. The task force shall:

12 (1) serve as a resource to State departments and local  
13 governments on fuel cell issues;

14 (2) assist in the growth of fuel cell businesses in the State;

15 (3) increase the use of fuel cells throughout State government  
16 departments and agencies;

17 (4) develop a strategy for the development of infrastructure to  
18 support the use of fuel cells; and

19 (5) provide information and educational materials to the public,  
20 government, and industry about the use and benefits of fuel cells.

21 In conducting its duties, the task force shall consult with the United  
22 States Department of Energy and any fuel cell organizations that  
23 may exist in other states.

24 b. The task force shall consist of 15 members as follows:

25 (1) The Commissioner of Environmental Protection, the  
26 President of the Board of Public Utilities, the Commissioner of  
27 Transportation, the Commissioner of Community Affairs, the Chief  
28 Executive Officer of the New Jersey Economic Development  
29 Authority, who shall serve ex officio, or their respective designees;  
30 and

31 (2) the following public members, appointed by the Governor:

32 (a) one member representing a fuel cell advocacy group in the  
33 State;

34 (b) one member representing fuel cell manufacturers;

35 (c) one member representing suppliers of hydrogen for fuel  
36 cells;

37 (d) one member representing fuel cell vehicle manufacturers;

38 (e) two members of the academic community with expertise in  
39 fuel cells;

40 (f) one member representing a manufacturer of stationary fuel  
41 cells;

42 (g) one member with expertise in fuel cell powered material  
43 handling equipment;

44 (h) one member representing local government with expertise in  
45 municipal land use matters; and

46 (i) one member with expertise in retail fuel sales and  
47 distribution.

1 c. All appointments to the task force shall be made no later  
2 than 90 days after the effective date of this act. Each public member  
3 shall serve for four years or until a successor is appointed, and  
4 vacancies shall be filled in the same manner as the original  
5 appointments. The members of the task force shall serve without  
6 compensation, but shall be eligible for reimbursement for necessary  
7 and reasonable expenses incurred in the performance of their  
8 official duties within the limits of funds appropriated or otherwise  
9 made available to the task force for its purposes.

10 d. The task force shall organize as soon as practicable  
11 following the appointment of all its public members and shall select  
12 a chairperson and a vice-chairperson from among its members, as  
13 well as a secretary who need not be a member of the task force. A  
14 majority of the full membership of the task force shall constitute a  
15 quorum for the transaction of task force business. The task force  
16 may meet and hold hearings at the place or places the task force  
17 designates.

18 The Board of Public Utilities shall provide staff support to the  
19 task force. The task force shall be entitled to call to its assistance  
20 and avail itself of the services of the employees of any State,  
21 county, or municipal department, board, bureau, commission, or  
22 agency as the task force may require and as may be available to the  
23 task force for its purposes.

24 e. No later than one year after its organization, and annually  
25 thereafter, the task force shall prepare and submit to the Governor  
26 and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the  
27 Legislature, a report detailing the task force's plan to increase the  
28 use of fuel cells in the State, including any recommendations for  
29 legislative or regulatory action that are necessary to effectuate the  
30 plan.

31

32 2. This act shall take effect immediately.

33

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35 STATEMENT

36

37 This bill establishes in the Board of Public Utilities the New Jersey  
38 Fuel Cell Task Force (task force). The purpose of the task force is to  
39 develop a plan to increase the use of fuel cells in the State and to  
40 provide information, education, and resources for that purpose. In  
41 addition to developing the plan, the task force is to:

42 1) serve as a resource to State departments and local governments  
43 on fuel cell issues;

44 2) assist in the growth of fuel cell businesses in the State;

45 3) increase the use of fuel cells throughout State government;

46 4) develop a strategy for the development of infrastructure to  
47 support the use of fuel cells; and

**A741 JOHNSON, CONAWAY**

1       5) provide informational materials and education to the public,  
2 government, and industry about the use and benefits of fuel cells.

3       The task force is to consist of 15 members, including the  
4 Commissioner of Environmental Protection, the President of the Board  
5 of Public Utilities, the Commissioner of Transportation, the  
6 Commissioner of Community Affairs, the Chief Executive Officer of  
7 the New Jersey Economic Development Authority, who would serve  
8 ex officio, or their respective designees, and public members to be  
9 appointed by the Governor who are to represent stakeholders and  
10 experts.

11       No later than one year after its organization, and annually  
12 thereafter, the task force is to prepare and submit to the Governor and  
13 the Legislature a report detailing the task force's plan to increase the  
14 use of fuel cells in the State, including any recommendations for  
15 legislative or regulatory action that are necessary to effectuate the  
16 plan.



ASSEMBLY SCIENCE, INNOVATION AND TECHNOLOGY  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 741**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 3, 2020

The Assembly Science, Innovation and Technology Committee reports favorably Assembly, No. 741.

As reported, this bill establishes in the Board of Public Utilities the New Jersey Fuel Cell Task Force (task force). The purpose of the task force is to develop a plan to increase the use of fuel cells in the State and to provide information, education, and resources for that purpose. In addition to developing the plan, the task force is to:

- 1) serve as a resource to State departments and local governments on fuel cell issues;
- 2) assist in the growth of fuel cell businesses in the State;
- 3) increase the use of fuel cells throughout State government;
- 4) develop a strategy for the development of infrastructure to support the use of fuel cells; and
- 5) provide informational materials and education to the public, government, and industry about the use and benefits of fuel cells.

The task force is to consist of 15 members, including the Commissioner of Environmental Protection, the President of the Board of Public Utilities, the Commissioner of Transportation, the Commissioner of Community Affairs, the Chief Executive Officer of the New Jersey Economic Development Authority, who would serve ex officio, or their respective designees, and public members to be appointed by the Governor who are to represent stakeholders and experts.

No later than one year after its organization, and annually thereafter, the task force is to prepare and submit to the Governor and the Legislature a report detailing the task force's plan to increase the use of fuel cells in the State, including any recommendations for legislative or regulatory action that are necessary to effectuate the plan.

This bill was pre-filed for introduction in the 2020-2021 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# SENATE ENVIRONMENT AND ENERGY COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 741

# STATE OF NEW JERSEY

DATED: JUNE 4, 2020

The Senate Environment and Energy Committee favorably reports Assembly Bill No. 741.

This bill would establish in the Board of Public Utilities the New Jersey Fuel Cell Task Force. The purpose of the task force would be to develop a plan to increase the use of fuel cells in the State and to provide information, education, and resources for that purpose. In addition to developing the plan, the task force would:

- (1) serve as a resource to State departments and local governments on fuel cell issues;
- (2) assist in the growth of fuel cell businesses in the State;
- (3) increase the use of fuel cells throughout State government;
- (4) develop a strategy for the development of infrastructure to support the use of fuel cells; and
- (5) provide informational materials and education to the public, government, and industry about the use and benefits of fuel cells.

The task force would consist of 15 members, including the Commissioner of Environmental Protection, the President of the Board of Public Utilities, the Commissioner of Transportation, the Commissioner of Community Affairs, the Chief Executive Officer of the New Jersey Economic Development Authority, who would serve ex officio, or their respective designees, and public members to be appointed by the Governor who are to represent stakeholders and experts.

No later than one year after its organization, and annually thereafter, the task force would prepare and submit to the Governor and the Legislature a report detailing the task force's plan to increase the use of fuel cells in the State, including any recommendations for legislative or regulatory action that are necessary to effectuate the plan.

As reported by the committee, this bill is identical to Senate Bill No.762, as amended and reported by the committee.

# SENATE, No. 762

## STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Senator JOSEPH A. LAGANA**

**District 38 (Bergen and Passaic)**

**Co-Sponsored by:**

**Senator Turner**

**SYNOPSIS**

Establishes NJ Fuel Cell Task Force to increase use of fuel cells in State.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



**(Sponsorship Updated As Of: 3/16/2020)**

1 AN ACT establishing the New Jersey Fuel Cell Task Force, and  
2 supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. There is established in the Department of Environmental  
8 Protection the New Jersey Fuel Cell Task Force. The purpose of  
9 the task force shall be to develop a plan to increase the use of fuel  
10 cells in the State and to provide information, education, and  
11 resources for that purpose. The task force shall:

12 (1) serve as a resource to State departments and local  
13 governments on fuel cell issues;

14 (2) assist in the growth of fuel cell businesses in the State;

15 (3) increase the use of fuel cells throughout State government  
16 departments and agencies;

17 (4) develop a strategy for the development of infrastructure to  
18 support the use of fuel cells; and

19 (5) provide information and educational materials to the public,  
20 government, and industry about the use and benefits of fuel cells.

21 In conducting its duties, the task force shall consult with the United  
22 States Department of Energy and any fuel cell organizations that  
23 may exist in other states.

24 b. The task force shall consist of 13 members as follows:

25 (1) The Commissioner of Environmental Protection, the  
26 President of the Board of Public Utilities, the Commissioner of  
27 Transportation, the Commissioner of Community Affairs, the Chief  
28 Executive Officer of the New Jersey Economic Development  
29 Authority, who shall serve ex officio, or their respective designees;  
30 and

31 (2) the following public members, appointed by the Governor:

32 (a) one member representing a fuel cell advocacy group in the  
33 State;

34 (b) one member representing fuel cell manufacturers;

35 (c) one member representing suppliers of hydrogen for fuel  
36 cells;

37 (d) one member representing fuel cell vehicle manufacturers;

38 (e) two members of the academic community with expertise in  
39 fuel cells;

40 (f) one member representing a manufacturer of stationary fuel  
41 cells; and

42 (g) one member with expertise in fuel cell powered material  
43 handling equipment.

44 c. All appointments to the task force shall be made no later  
45 than 90 days after the effective date of this act. Each member shall  
46 serve for four years or until a successor is appointed, and vacancies  
47 shall be filled in the same manner as the original appointments.

48 The members of the task force shall serve without compensation,

1 but shall be eligible for reimbursement for necessary and reasonable  
2 expenses incurred in the performance of their official duties within  
3 the limits of funds appropriated or otherwise made available to the  
4 task force for its purposes.

5 d. The task force shall organize as soon as practicable  
6 following the appointment of its public members and shall select a  
7 chairperson and a vice-chairperson from among its members, as  
8 well as a secretary who need not be a member of the task force. A  
9 majority of the membership of the task force shall constitute a  
10 quorum for the transaction of task force business. The task force  
11 may meet and hold hearings at the place or places the task force  
12 designates.

13 The Department of Environmental Protection shall provide staff  
14 support to the task force. The task force shall be entitled to call to  
15 its assistance and avail itself of the services of the employees of any  
16 State, county, or municipal department, board, bureau, commission,  
17 or agency as the task force may require and as may be available to  
18 the task force for its purposes.

19 e. No later than one year after its organization, and annually  
20 thereafter, the task force shall prepare and submit to the Governor  
21 and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), the  
22 Legislature, a report detailing the task force's plan to increase the  
23 use of fuel cells in the State, including any recommendations for  
24 legislative or regulatory action that are necessary to effectuate the  
25 plan.

26

27 2. This act shall take effect immediately.

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#### STATEMENT

31

32 This bill would establish in the Department of Environmental  
33 Protection the New Jersey Fuel Cell Task Force. The purpose of  
34 the task force will be to develop a plan to increase the use of fuel  
35 cells in the State and to provide information, education, and  
36 resources for that purpose. In addition to developing the plan, the  
37 task force would:

38 (1) serve as a resource to State departments and local  
39 governments on fuel cell issues;

40 (2) assist in the growth of fuel cell businesses in the State;

41 (3) increase the use of fuel cells throughout State government  
42 departments and agencies;

43 (4) develop a strategy for the development of infrastructure to  
44 support the use of fuel cells; and

45 (5) provide informational materials and education to the public,  
46 government, and industry about the use and benefits of fuel cells.

47 The task force would consist of 13 members including the  
48 Commissioner of Environmental Protection, the President of the

1 Board of Public Utilities, the Commissioner of Transportation, the  
2 Commissioner of Community Affairs, the Chief Executive Officer  
3 of the New Jersey Economic Development Authority, who would  
4 serve ex officio, or their respective designees, and public members  
5 to be appointed by the Governor who would represent stakeholders  
6 and experts.

7 No later than one year after its organization, and annually  
8 thereafter, the task force would prepare and submit to the Governor  
9 and the Legislature, a report detailing the task force's plan to  
10 increase the use of fuel cells in the State, including any  
11 recommendations for legislative or regulatory action that are  
12 necessary to effectuate the plan.

# SENATE ENVIRONMENT AND ENERGY COMMITTEE

## STATEMENT TO

### **SENATE, No. 762**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JUNE 4, 2020

The Senate Environment and Energy Committee favorably reports Senate Bill No. 762 with committee amendments.

This bill, as amended by the committee, would establish in the Board of Public Utilities the New Jersey Fuel Cell Task Force. The purpose of the task force would be to develop a plan to increase the use of fuel cells in the State and to provide information, education, and resources for that purpose. In addition to developing the plan, the task force would:

- (1) serve as a resource to State departments and local governments on fuel cell issues;
- (2) assist in the growth of fuel cell businesses in the State;
- (3) increase the use of fuel cells throughout State government;
- (4) develop a strategy for the development of infrastructure to support the use of fuel cells; and
- (5) provide informational materials and education to the public, government, and industry about the use and benefits of fuel cells.

The task force would consist of 15 members, including the Commissioner of Environmental Protection, the President of the Board of Public Utilities, the Commissioner of Transportation, the Commissioner of Community Affairs, the Chief Executive Officer of the New Jersey Economic Development Authority, who would serve ex officio, or their respective designees, and public members to be appointed by the Governor who are to represent stakeholders and experts.

No later than one year after its organization, and annually thereafter, the task force would prepare and submit to the Governor and the Legislature a report detailing the task force's plan to increase the use of fuel cells in the State, including any recommendations for legislative or regulatory action that are necessary to effectuate the plan.

The committee amendments to the bill would:

- (1) provide that the task force is established in the Board of Public Utilities, rather than the Department of Environmental Protection;
- (2) provide that the task force is composed of 15 members, rather than 13 members;

(3) provide that, of the two newly added task force members, one would represent local government and have expertise in municipal land use matters, and one would have expertise in retail fuel sales and distribution; and

(4) make technical changes to the bill.

This bill was pre-filed for introduction in the 2020-2021 session pending technical review. As reported and amended by the committee, the bill includes the changes required by technical review, which has been performed.

As amended and reported by the committee, this bill is identical to Assembly Bill No.741, which was also reported by the committee.





**Coronavirus Updates and Information**

## Governor Murphy Takes Action on Legislation

06/19/2020

**TRENTON** - Today, Governor Phil Murphy signed the following bills into law:

**A-741/S-762 (Johnson, Conaway, Zwicker/Gopal, Lagana)** - Establishes NJ Fuel Cell Task Force to increase use of fuel cells in State.

**A-4126/S-2526 (Egan, Pinkin/Greenstein, Cruz-Perez)** - Permits local units and authorities to waive interest and lien enforcement for certain delinquent water and sewer utility payments during emergency circumstances.