

**58:11B-20 & 58:11B-20.1**  
**LEGISLATIVE HISTORY CHECKLIST**

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**LAWS OF:** 2022                    **CHAPTER:** 14

**NJSA:** 58:11B-20 & 58:11B-20.1  
(Requires DEP to prioritize funding for environmental infrastructure projects for applicants with established program to employ, at project or related facilities, local residents or residents of nearby urban aid qualifying municipalities.)

**BILL NO:** A1115                    (Substituted for S1679)

**SPONSOR(S)** Annette Chaparro and others

**DATE INTRODUCED:** 1/11/2022

**COMMITTEE:**                    **ASSEMBLY:** Special Committee on Infrastructure and Natural Resources

**SENATE:** ---

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:**    **ASSEMBLY:** 3/24/2022

**SENATE:** 3/24/2022

**DATE OF APPROVAL:** 5/9/2022

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (Introduced bill enacted)                    Yes

**A1115**

**INTRODUCED BILL:** (Includes sponsor(s) statement)                    Yes

**COMMITTEE STATEMENT:**    **ASSEMBLY:**                    Yes

**SENATE:**                    No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**                    No

**LEGISLATIVE FISCAL ESTIMATE:**                    No

**S1679**

**INTRODUCED BILL:** (Includes sponsor(s) statement)                    Yes

**COMMITTEE STATEMENT:**    **ASSEMBLY:**                    No

**SENATE:**                    Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**                    No

**LEGISLATIVE FISCAL ESTIMATE:**                    No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

end

P.L. 2022, CHAPTER 14, *approved May 9, 2022*  
Assembly, No. 1115

1 AN ACT concerning environmental infrastructure projects and  
2 amending P.L.1985, c.334 and P.L.1997, c.224.

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

6  
7 1. Section 20 of P.L.1985, c.334 (C.58:11B-20) is amended to  
8 read as follows:

9 20. a. (1) The Commissioner of Environmental Protection shall  
10 for each fiscal year develop a priority system for wastewater treatment  
11 systems and shall establish the ranking criteria and funding policies for  
12 the clean water projects to be financed by the New Jersey  
13 Environmental Infrastructure Financing Program. The commissioner  
14 shall set forth an Interim Clean Water Financing Program Project  
15 Priority List, hereinafter referred to as the "clean water project priority  
16 list," for funding by the trust for each fiscal year and shall include the  
17 aggregate amount of funds of the trust to be authorized for these  
18 purposes. The clean water project priority list may include any  
19 stormwater management or combined sewer overflow abatement  
20 project identified in the stormwater management and combined sewer  
21 overflow abatement project priority list adopted by the commissioner  
22 pursuant to section 28 of P.L.1989, c.181.

23 The clean water project priority list, which shall include for each  
24 wastewater treatment system the date each project is scheduled to be  
25 certified as ready for funding, shall be in conformance with applicable  
26 provisions of the "Federal Water Pollution Control Act Amendments  
27 of 1972," Pub.L.92-500 (33 U.S.C. s.1251 et al.), and any amendatory  
28 or supplementary acts thereto, and State law, or in the case of a  
29 wastewater treatment system project for the reduction of lead in a  
30 publicly-owned facility, conformance with requirements established  
31 by the Department of Environmental Protection for those projects or,  
32 in the case of a wastewater treatment system project financed through  
33 another source of funds, conformance with the requirements  
34 established by the department and the other source of funds for that  
35 project. The clean water project priority list shall include a description  
36 of each project and its purpose, impact, cost, and construction  
37 schedule, and an explanation of the manner in which priorities were  
38 established. The department shall, to the extent consistent with federal  
39 law, assign additional priority points to project applicants with an  
40 established program to employ at the project facility, or at related  
41 offices or facilities, persons who reside in the municipality in which  
42 the project is located, the service area of the project, or in surrounding  
43 municipalities that meet the criteria for State aid pursuant to P.L.1978,

**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 c.14 (C.52:27D-178 et seq.). The priority system and clean water  
2 project priority list for the ensuing fiscal year shall be submitted to the  
3 Secretary of the Senate and the Clerk of the General Assembly on or  
4 before January 15 of each year. The Secretary and the Clerk shall  
5 cause the date of submission to be entered upon the Senate Journal and  
6 the Minutes of the General Assembly, respectively. Incremental  
7 revisions or supplements to the clean water project priority list may be  
8 submitted to the Legislature as provided in subsection d. of section 9  
9 of P.L.1985, c.334 (C.58:11B-9).

10 (2) The commissioner shall set forth a clean water project  
11 eligibility list for long-term funding by the trust and shall include the  
12 aggregate amount of funds to be authorized for these purposes. The  
13 clean water project eligibility list shall consist of clean water project  
14 priority list projects certified by the department that have commenced  
15 construction and demonstrated a high likelihood of construction  
16 completion on or before the end of the ensuing fiscal year. On or  
17 before May 15 of each year, the trust shall submit the clean water  
18 project eligibility list for the ensuing fiscal year, including any revision  
19 thereof or supplement thereto, to be introduced in each House in the  
20 form of legislative appropriations bills, which shall be referred to the  
21 Senate Environment and Energy Committee and the Assembly  
22 Environment and Solid Waste Committee, or their successors, for their  
23 respective consideration. On or before October 15 of each year the  
24 trust may submit an additional clean water project eligibility list, to be  
25 introduced in each House in the form of legislative appropriations  
26 bills, which shall be referred to the Senate Environment and Energy  
27 Committee and the Assembly Environment and Solid Waste  
28 Committee, or their successors, for their respective consideration.

29 b. The Senate Environment and Energy Committee and the  
30 Assembly Environment and Solid Waste Committee shall, either  
31 individually or jointly, consider the legislation containing the clean  
32 water project eligibility list, and shall report the legislation, together  
33 with any modifications, out of committee for consideration by each  
34 House of the Legislature. On or before July 1 of each year, the  
35 Legislature shall approve an appropriations act containing the clean  
36 water project eligibility list, including any amendatory or  
37 supplementary provisions thereto, which act shall include the  
38 authorization of an aggregate amount of funds of the trust to be  
39 expended for long-term loans and guarantees for the specific projects,  
40 including the individual amounts therefor, on the list.

41 c. The trust shall not expend any money for a long-term loan or  
42 guarantee during a fiscal year for any wastewater treatment system  
43 project unless the expenditure is authorized pursuant to an  
44 appropriations act as provided in the provisions of this section, or as  
45 otherwise set forth in an appropriations act.

46 d. The trust shall submit to the Secretary of the Senate and the  
47 Clerk of the General Assembly on or before January 15 of each year a  
48 report which shall identify the wastewater treatment system projects

1 financed during the prior fiscal year, including a project description,  
2 the amount of the loan provided for each project, and the duration of  
3 each loan.

4 (cf: P.L.2021, c.74, s.10)

5  
6 2. Section 24 of P.L.1997, c.224 (C.58:11B-20.1) is amended to  
7 read as follows:

8 24. a. (1) The Commissioner of Environmental Protection shall  
9 for each fiscal year develop a priority system for water supply projects  
10 and shall establish the ranking criteria and funding policies for the  
11 water supply projects to be financed by the New Jersey Environmental  
12 Infrastructure Financing Program. The commissioner shall set forth an  
13 Interim Drinking Water Financing Program Project Priority List,  
14 hereinafter referred to as the "drinking water project priority list," for  
15 funding by the trust for each fiscal year and shall include the aggregate  
16 amount of funds of the trust to be authorized for these purposes. The  
17 commissioner may include a water supply project on the drinking  
18 water project priority list if it is eligible for funding under the "Water  
19 Supply Bond Act of 1981," P.L.1981, c.261, as amended, meets the  
20 eligibility requirements for funding pursuant to the federal "Safe  
21 Drinking Water Act Amendments of 1996," Pub.L.104-182, or, in the  
22 case of a water supply project for the reduction of lead in a publicly-  
23 owned facility, the project meets the eligibility requirements  
24 established by the Department of Environmental Protection for those  
25 projects or, in the case of a water supply project financed through  
26 another source of funds, conformance with the requirements  
27 established by the department and the other source of funds for that  
28 project. The drinking water project priority list shall include a  
29 description of each project and an explanation of the manner in which  
30 priorities were established. The department shall, to the extent  
31 consistent with federal law, assign additional priority points to project  
32 applicants with an established program to employ at the project  
33 facility, or at related offices or facilities, persons who reside in the  
34 municipality in which the project is located, the service area of the  
35 project, or in surrounding municipalities that meet the criteria for State  
36 aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.). The priority  
37 system and drinking water project priority list for the ensuing fiscal  
38 year shall be submitted to the Secretary of the Senate and the Clerk of  
39 the General Assembly on or before January 15 of each year. The  
40 Secretary and the Clerk shall cause the date of submission to be  
41 entered upon the Senate Journal and the Minutes of the General  
42 Assembly, respectively. Incremental revisions or supplements to the  
43 drinking water project priority list may be submitted to the Legislature  
44 as provided in subsection d. of section 9 of P.L.1985, c.334  
45 (C.58:11B-9).

46 (2) The commissioner shall set forth a drinking water project  
47 eligibility list for long-term funding by the trust and shall include the  
48 aggregate amount of funds to be authorized for these purposes. The

1 drinking water project eligibility list shall consist of drinking water  
2 project priority list projects certified by the department that have  
3 commenced construction and demonstrated a high likelihood of  
4 construction completion on or before the end of the ensuing fiscal  
5 year. On or before May 15 of each year, the trust shall submit the  
6 drinking water project eligibility list for the ensuing fiscal year,  
7 including any revision thereof or supplement thereto, to be introduced  
8 in each House in the form of legislative appropriations bills, which  
9 shall be referred to the Senate Environment and Energy Committee  
10 and the Assembly Environment and Solid Waste Committee, or their  
11 successors, for their respective consideration. On or before October 15  
12 of each year the trust may submit an additional drinking water project  
13 eligibility list, to be introduced in each House in the form of legislative  
14 appropriations bills, which shall be referred to the Senate Environment  
15 and Energy Committee and the Assembly Environment and Solid  
16 Waste Committee, or their successors, for their respective  
17 consideration.

18 b. The Senate Environment and Energy Committee and the  
19 Assembly Environment and Solid Waste Committee shall, either  
20 individually or jointly, consider the legislation containing the drinking  
21 water project eligibility list, and shall report the legislation, together  
22 with any modifications, out of committee for consideration by each  
23 House of the Legislature. On or before July 1 of each year, the  
24 Legislature shall approve an appropriations act containing the drinking  
25 water project eligibility list, including any amendatory or  
26 supplementary provisions thereto, which act shall include the  
27 authorization of an aggregate amount of funds of the trust to be  
28 expended for long-term loans and guarantees for the specific water  
29 supply projects, including the individual amounts therefor, on the list.

30 c. The trust shall not expend any money for a long-term loan or  
31 guarantee during a fiscal year for any water supply project unless the  
32 expenditure is authorized pursuant to an appropriations act as provided  
33 in the provisions of this section, or as otherwise set forth in an  
34 appropriations act.

35 d. The trust shall submit to the Secretary of the Senate and the  
36 Clerk of the General Assembly on or before January 15 of each year a  
37 report which shall identify the water supply projects financed during  
38 the prior fiscal year, including a project description, the amount of the  
39 loan provided for each project, and the duration of each loan.

40 (cf: P.L.2021, c.74, s.11)

41

42 3. This act shall take effect immediately.

43

44

45

46 Requires DEP to prioritize funding for environmental  
47 infrastructure projects for applicants with established program to  
48 employ, at project or related facilities, local residents or residents of  
49 nearby urban aid qualifying municipalities.

**ASSEMBLY, No. 1115**

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**STATE OF NEW JERSEY**

**220th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

**Sponsored by:**

**Assemblywoman ANNETTE CHAPARRO**

**District 33 (Hudson)**

**Assemblywoman VERLINA REYNOLDS-JACKSON**

**District 15 (Hunterdon and Mercer)**

**Assemblyman JOE DANIELSEN**

**District 17 (Middlesex and Somerset)**

**Co-Sponsored by:**

**Assemblywoman Murphy and Assemblyman Conaway**

**SYNOPSIS**

Requires DEP to prioritize funding for environmental infrastructure projects for applicants with established program to employ, at project or related facilities, local residents or residents of nearby urban aid qualifying municipalities.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning environmental infrastructure projects and  
2 amending P.L.1985, c.334 and P.L.1997, c.224.

3

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

6

7 1. Section 20 of P.L.1985, c.334 (C.58:11B-20) is amended to  
8 read as follows:

9 20. a. (1) The Commissioner of Environmental Protection shall  
10 for each fiscal year develop a priority system for wastewater treatment  
11 systems and shall establish the ranking criteria and funding policies for  
12 the clean water projects to be financed by the New Jersey  
13 Environmental Infrastructure Financing Program. The commissioner  
14 shall set forth an Interim Clean Water Financing Program Project  
15 Priority List, hereinafter referred to as the "clean water project priority  
16 list," for funding by the trust for each fiscal year and shall include the  
17 aggregate amount of funds of the trust to be authorized for these  
18 purposes. The clean water project priority list may include any  
19 stormwater management or combined sewer overflow abatement  
20 project identified in the stormwater management and combined sewer  
21 overflow abatement project priority list adopted by the commissioner  
22 pursuant to section 28 of P.L.1989, c.181.

23 The clean water project priority list, which shall include for each  
24 wastewater treatment system the date each project is scheduled to be  
25 certified as ready for funding, shall be in conformance with applicable  
26 provisions of the "Federal Water Pollution Control Act Amendments  
27 of 1972," Pub.L.92-500 (33 U.S.C. s.1251 et al.), and any amendatory  
28 or supplementary acts thereto, and State law, or in the case of a  
29 wastewater treatment system project for the reduction of lead in a  
30 publicly-owned facility, conformance with requirements established  
31 by the Department of Environmental Protection for those projects or,  
32 in the case of a wastewater treatment system project financed through  
33 another source of funds, conformance with the requirements  
34 established by the department and the other source of funds for that  
35 project. The clean water project priority list shall include a description  
36 of each project and its purpose, impact, cost, and construction  
37 schedule, and an explanation of the manner in which priorities were  
38 established. The department shall, to the extent consistent with federal  
39 law, assign additional priority points to project applicants with an  
40 established program to employ at the project facility, or at related  
41 offices or facilities, persons who reside in the municipality in which  
42 the project is located, the service area of the project, or in surrounding  
43 municipalities that meet the criteria for State aid pursuant to P.L.1978,  
44 c.14 (C.52:27D-178 et seq.). The priority system and clean water  
45 project priority list for the ensuing fiscal year shall be submitted to the

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 Secretary of the Senate and the Clerk of the General Assembly on or  
2 before January 15 of each year. The Secretary and the Clerk shall  
3 cause the date of submission to be entered upon the Senate Journal and  
4 the Minutes of the General Assembly, respectively. Incremental  
5 revisions or supplements to the clean water project priority list may be  
6 submitted to the Legislature as provided in subsection d. of section 9  
7 of P.L.1985, c.334 (C.58:11B-9).

8 (2) The commissioner shall set forth a clean water project  
9 eligibility list for long-term funding by the trust and shall include the  
10 aggregate amount of funds to be authorized for these purposes. The  
11 clean water project eligibility list shall consist of clean water project  
12 priority list projects certified by the department that have commenced  
13 construction and demonstrated a high likelihood of construction  
14 completion on or before the end of the ensuing fiscal year. On or  
15 before May 15 of each year, the trust shall submit the clean water  
16 project eligibility list for the ensuing fiscal year, including any revision  
17 thereof or supplement thereto, to be introduced in each House in the  
18 form of legislative appropriations bills, which shall be referred to the  
19 Senate Environment and Energy Committee and the Assembly  
20 Environment and Solid Waste Committee, or their successors, for their  
21 respective consideration. On or before October 15 of each year the  
22 trust may submit an additional clean water project eligibility list, to be  
23 introduced in each House in the form of legislative appropriations  
24 bills, which shall be referred to the Senate Environment and Energy  
25 Committee and the Assembly Environment and Solid Waste  
26 Committee, or their successors, for their respective consideration.

27 b. The Senate Environment and Energy Committee and the  
28 Assembly Environment and Solid Waste Committee shall, either  
29 individually or jointly, consider the legislation containing the clean  
30 water project eligibility list, and shall report the legislation, together  
31 with any modifications, out of committee for consideration by each  
32 House of the Legislature. On or before July 1 of each year, the  
33 Legislature shall approve an appropriations act containing the clean  
34 water project eligibility list, including any amendatory or  
35 supplementary provisions thereto, which act shall include the  
36 authorization of an aggregate amount of funds of the trust to be  
37 expended for long-term loans and guarantees for the specific projects,  
38 including the individual amounts therefor, on the list.

39 c. The trust shall not expend any money for a long-term loan or  
40 guarantee during a fiscal year for any wastewater treatment system  
41 project unless the expenditure is authorized pursuant to an  
42 appropriations act as provided in the provisions of this section, or as  
43 otherwise set forth in an appropriations act.

44 d. The trust shall submit to the Secretary of the Senate and the  
45 Clerk of the General Assembly on or before January 15 of each year a  
46 report which shall identify the wastewater treatment system projects  
47 financed during the prior fiscal year, including a project description,

1 the amount of the loan provided for each project, and the duration of  
2 each loan.

3 (cf: P.L.2021, c.74, s.10)

4

5 2. Section 24 of P.L.1997, c.224 (C.58:11B-20.1) is amended to  
6 read as follows:

7 24. a. (1) The Commissioner of Environmental Protection shall  
8 for each fiscal year develop a priority system for water supply projects  
9 and shall establish the ranking criteria and funding policies for the  
10 water supply projects to be financed by the New Jersey Environmental  
11 Infrastructure Financing Program. The commissioner shall set forth an  
12 Interim Drinking Water Financing Program Project Priority List,  
13 hereinafter referred to as the "drinking water project priority list," for  
14 funding by the trust for each fiscal year and shall include the aggregate  
15 amount of funds of the trust to be authorized for these purposes. The  
16 commissioner may include a water supply project on the drinking  
17 water project priority list if it is eligible for funding under the "Water  
18 Supply Bond Act of 1981," P.L.1981, c.261, as amended, meets the  
19 eligibility requirements for funding pursuant to the federal "Safe  
20 Drinking Water Act Amendments of 1996," Pub.L.104-182, or, in the  
21 case of a water supply project for the reduction of lead in a publicly-  
22 owned facility, the project meets the eligibility requirements  
23 established by the Department of Environmental Protection for those  
24 projects or, in the case of a water supply project financed through  
25 another source of funds, conformance with the requirements  
26 established by the department and the other source of funds for that  
27 project. The drinking water project priority list shall include a  
28 description of each project and an explanation of the manner in which  
29 priorities were established. The department shall, to the extent  
30 consistent with federal law, assign additional priority points to project  
31 applicants with an established program to employ at the project  
32 facility, or at related offices or facilities, persons who reside in the  
33 municipality in which the project is located, the service area of the  
34 project, or in surrounding municipalities that meet the criteria for State  
35 aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.). The priority  
36 system and drinking water project priority list for the ensuing fiscal  
37 year shall be submitted to the Secretary of the Senate and the Clerk of  
38 the General Assembly on or before January 15 of each year. The  
39 Secretary and the Clerk shall cause the date of submission to be  
40 entered upon the Senate Journal and the Minutes of the General  
41 Assembly, respectively. Incremental revisions or supplements to the  
42 drinking water project priority list may be submitted to the Legislature  
43 as provided in subsection d. of section 9 of P.L.1985, c.334  
44 (C.58:11B-9).

45 (2) The commissioner shall set forth a drinking water project  
46 eligibility list for long-term funding by the trust and shall include the  
47 aggregate amount of funds to be authorized for these purposes. The  
48 drinking water project eligibility list shall consist of drinking water

1 project priority list projects certified by the department that have  
2 commenced construction and demonstrated a high likelihood of  
3 construction completion on or before the end of the ensuing fiscal  
4 year. On or before May 15 of each year, the trust shall submit the  
5 drinking water project eligibility list for the ensuing fiscal year,  
6 including any revision thereof or supplement thereto, to be introduced  
7 in each House in the form of legislative appropriations bills, which  
8 shall be referred to the Senate Environment and Energy Committee  
9 and the Assembly Environment and Solid Waste Committee, or their  
10 successors, for their respective consideration. On or before October 15  
11 of each year the trust may submit an additional drinking water project  
12 eligibility list, to be introduced in each House in the form of legislative  
13 appropriations bills, which shall be referred to the Senate Environment  
14 and Energy Committee and the Assembly Environment and Solid  
15 Waste Committee, or their successors, for their respective  
16 consideration.

17 b. The Senate Environment and Energy Committee and the  
18 Assembly Environment and Solid Waste Committee shall, either  
19 individually or jointly, consider the legislation containing the drinking  
20 water project eligibility list, and shall report the legislation, together  
21 with any modifications, out of committee for consideration by each  
22 House of the Legislature. On or before July 1 of each year, the  
23 Legislature shall approve an appropriations act containing the drinking  
24 water project eligibility list, including any amendatory or  
25 supplementary provisions thereto, which act shall include the  
26 authorization of an aggregate amount of funds of the trust to be  
27 expended for long-term loans and guarantees for the specific water  
28 supply projects, including the individual amounts therefor, on the list.

29 c. The trust shall not expend any money for a long-term loan or  
30 guarantee during a fiscal year for any water supply project unless the  
31 expenditure is authorized pursuant to an appropriations act as provided  
32 in the provisions of this section, or as otherwise set forth in an  
33 appropriations act.

34 d. The trust shall submit to the Secretary of the Senate and the  
35 Clerk of the General Assembly on or before January 15 of each year a  
36 report which shall identify the water supply projects financed during  
37 the prior fiscal year, including a project description, the amount of the  
38 loan provided for each project, and the duration of each loan.

39 (cf: P.L.2021, c.74, s.11)

40

41 3. This act shall take effect immediately.

42

43

44 STATEMENT

45

46

47 This bill, would direct the Department of Environmental  
48 Protection (DEP) to provide additional priority points to certain

1 applicants that seek funding for sewerage and drinking water  
2 infrastructure projects from the New Jersey Infrastructure Bank (I-  
3 Bank).

4 Specifically, under the bill, project applicants with an established  
5 program to employ at the project facility, or at related offices or  
6 facilities, persons who reside in the municipality in which the  
7 project is located, the service area of the project, or in surrounding  
8 municipalities that meet the criteria for State aid pursuant to  
9 P.L.1978, c.14 (C.52:27D-178 et seq.) would receive additional  
10 priority points. The DEP would factor these additional points into  
11 its calculations when establishing the "clean water project priority  
12 list" pursuant to section 20 of P.L.1985, c.334 (C.58:11B-20) and  
13 the "drinking water project priority list," pursuant to section 24 of  
14 P.L.1997, c.224 (C.58:11B-20.1).

ASSEMBLY SPECIAL COMMITTEE ON INFRASTRUCTURE  
AND NATURAL RESOURCES

STATEMENT TO

**ASSEMBLY, No. 1115**

**STATE OF NEW JERSEY**

DATED: MARCH 10, 2022

The Assembly Special Committee on Infrastructure and Natural Resources reports favorably Assembly Bill No. 1115.

This bill would direct the Department of Environmental Protection (DEP) to provide additional priority points to certain applicants that seek funding, from the New Jersey Infrastructure Bank (I-Bank), for sewerage and drinking water infrastructure projects.

Specifically, under the bill, project applicants with an established program to employ at the project facility, or at related offices or facilities, persons who reside in the municipality in which the project is located, the service area of the project, or in surrounding municipalities that meet the criteria for State aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.) would receive additional priority points. The DEP would factor these additional points into its calculations when establishing the "clean water project priority list," pursuant to section 20 of P.L.1985, c.334 (C.58:11B-20), and the "drinking water project priority list," pursuant to section 24 of P.L.1997, c.224 (C.58:11B-20.1).

This bill was pre-filed for introduction in the 2022-2023 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# SENATE, No. 1679

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED FEBRUARY 14, 2022

**Sponsored by:**

**Senator NELLIE POU**

**District 35 (Bergen and Passaic)**

**Senator SHIRLEY K. TURNER**

**District 15 (Hunterdon and Mercer)**

**SYNOPSIS**

Requires DEP to prioritize funding for environmental infrastructure projects for applicants with established program to employ, at project or related facilities, local residents or residents of nearby urban aid qualifying municipalities.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 3/24/2022)

1 AN ACT concerning environmental infrastructure projects and  
2 amending P.L.1985, c.334 and P.L.1997, c.224.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
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8 read as follows:

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15 Priority List, hereinafter referred to as the "clean water project priority  
16 list," for funding by the trust for each fiscal year and shall include the  
17 aggregate amount of funds of the trust to be authorized for these  
18 purposes. The clean water project priority list may include any  
19 stormwater management or combined sewer overflow abatement  
20 project identified in the stormwater management and combined sewer  
21 overflow abatement project priority list adopted by the commissioner  
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24 wastewater treatment system the date each project is scheduled to be  
25 certified as ready for funding, shall be in conformance with applicable  
26 provisions of the "Federal Water Pollution Control Act Amendments  
27 of 1972," Pub.L.92-500 (33 U.S.C. s.1251 et al.), and any amendatory  
28 or supplementary acts thereto, and State law, or in the case of a  
29 wastewater treatment system project for the reduction of lead in a  
30 publicly-owned facility, conformance with requirements established  
31 by the Department of Environmental Protection for those projects or,  
32 in the case of a wastewater treatment system project financed through  
33 another source of funds, conformance with the requirements  
34 established by the department and the other source of funds for that  
35 project. The clean water project priority list shall include a description  
36 of each project and its purpose, impact, cost, and construction  
37 schedule, and an explanation of the manner in which priorities were  
38 established. The department shall, to the extent consistent with federal  
39 law, assign additional priority points to project applicants with an  
40 established program to employ at the project facility, or at related  
41 offices or facilities, persons who reside in the municipality in which  
42 the project is located, the service area of the project, or in surrounding  
43 municipalities that meet the criteria for State aid pursuant to P.L.1978,  
44 c.14 (C.52:27D-178 et seq.). The priority system and clean water  
45 project priority list for the ensuing fiscal year shall be submitted to the

**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 Secretary of the Senate and the Clerk of the General Assembly on or  
2 before January 15 of each year. The Secretary and the Clerk shall  
3 cause the date of submission to be entered upon the Senate Journal and  
4 the Minutes of the General Assembly, respectively. Incremental  
5 revisions or supplements to the clean water project priority list may be  
6 submitted to the Legislature as provided in subsection d. of section 9  
7 of P.L.1985, c.334 (C.58:11B-9).

8 (2) The commissioner shall set forth a clean water project  
9 eligibility list for long-term funding by the trust and shall include the  
10 aggregate amount of funds to be authorized for these purposes. The  
11 clean water project eligibility list shall consist of clean water project  
12 priority list projects certified by the department that have commenced  
13 construction and demonstrated a high likelihood of construction  
14 completion on or before the end of the ensuing fiscal year. On or  
15 before May 15 of each year, the trust shall submit the clean water  
16 project eligibility list for the ensuing fiscal year, including any revision  
17 thereof or supplement thereto, to be introduced in each House in the  
18 form of legislative appropriations bills, which shall be referred to the  
19 Senate Environment and Energy Committee and the Assembly  
20 Environment and Solid Waste Committee, or their successors, for their  
21 respective consideration. On or before October 15 of each year the  
22 trust may submit an additional clean water project eligibility list, to be  
23 introduced in each House in the form of legislative appropriations  
24 bills, which shall be referred to the Senate Environment and Energy  
25 Committee and the Assembly Environment and Solid Waste  
26 Committee, or their successors, for their respective consideration.

27 b. The Senate Environment and Energy Committee and the  
28 Assembly Environment and Solid Waste Committee shall, either  
29 individually or jointly, consider the legislation containing the clean  
30 water project eligibility list, and shall report the legislation, together  
31 with any modifications, out of committee for consideration by each  
32 House of the Legislature. On or before July 1 of each year, the  
33 Legislature shall approve an appropriations act containing the clean  
34 water project eligibility list, including any amendatory or  
35 supplementary provisions thereto, which act shall include the  
36 authorization of an aggregate amount of funds of the trust to be  
37 expended for long-term loans and guarantees for the specific projects,  
38 including the individual amounts therefor, on the list.

39 c. The trust shall not expend any money for a long-term loan or  
40 guarantee during a fiscal year for any wastewater treatment system  
41 project unless the expenditure is authorized pursuant to an  
42 appropriations act as provided in the provisions of this section, or as  
43 otherwise set forth in an appropriations act.

44 d. The trust shall submit to the Secretary of the Senate and the  
45 Clerk of the General Assembly on or before January 15 of each year a  
46 report which shall identify the wastewater treatment system projects  
47 financed during the prior fiscal year, including a project description,



1 the amount of the loan provided for each project, and the duration of  
2 each loan.

3 (cf: P.L.2021, c.74, s.10)

4

5 2. Section 24 of P.L.1997, c.224 (C.58:11B-20.1) is amended to  
6 read as follows:

7 24. a. (1) The Commissioner of Environmental Protection shall  
8 for each fiscal year develop a priority system for water supply projects  
9 and shall establish the ranking criteria and funding policies for the  
10 water supply projects to be financed by the New Jersey Environmental  
11 Infrastructure Financing Program. The commissioner shall set forth an  
12 Interim Drinking Water Financing Program Project Priority List,  
13 hereinafter referred to as the "drinking water project priority list," for  
14 funding by the trust for each fiscal year and shall include the aggregate  
15 amount of funds of the trust to be authorized for these purposes. The  
16 commissioner may include a water supply project on the drinking  
17 water project priority list if it is eligible for funding under the "Water  
18 Supply Bond Act of 1981," P.L.1981, c.261, as amended, meets the  
19 eligibility requirements for funding pursuant to the federal "Safe  
20 Drinking Water Act Amendments of 1996," Pub.L.104-182, or, in the  
21 case of a water supply project for the reduction of lead in a publicly-  
22 owned facility, the project meets the eligibility requirements  
23 established by the Department of Environmental Protection for those  
24 projects or, in the case of a water supply project financed through  
25 another source of funds, conformance with the requirements  
26 established by the department and the other source of funds for that  
27 project. The drinking water project priority list shall include a  
28 description of each project and an explanation of the manner in which  
29 priorities were established. The department shall, to the extent  
30 consistent with federal law, assign additional priority points to project  
31 applicants with an established program to employ at the project  
32 facility, or at related offices or facilities, persons who reside in the  
33 municipality in which the project is located, the service area of the  
34 project, or in surrounding municipalities that meet the criteria for State  
35 aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.). The priority  
36 system and drinking water project priority list for the ensuing fiscal  
37 year shall be submitted to the Secretary of the Senate and the Clerk of  
38 the General Assembly on or before January 15 of each year. The  
39 Secretary and the Clerk shall cause the date of submission to be  
40 entered upon the Senate Journal and the Minutes of the General  
41 Assembly, respectively. Incremental revisions or supplements to the  
42 drinking water project priority list may be submitted to the Legislature  
43 as provided in subsection d. of section 9 of P.L.1985, c.334  
44 (C.58:11B-9).

45 (2) The commissioner shall set forth a drinking water project  
46 eligibility list for long-term funding by the trust and shall include the  
47 aggregate amount of funds to be authorized for these purposes. The  
48 drinking water project eligibility list shall consist of drinking water

1 project priority list projects certified by the department that have  
2 commenced construction and demonstrated a high likelihood of  
3 construction completion on or before the end of the ensuing fiscal  
4 year. On or before May 15 of each year, the trust shall submit the  
5 drinking water project eligibility list for the ensuing fiscal year,  
6 including any revision thereof or supplement thereto, to be introduced  
7 in each House in the form of legislative appropriations bills, which  
8 shall be referred to the Senate Environment and Energy Committee  
9 and the Assembly Environment and Solid Waste Committee, or their  
10 successors, for their respective consideration. On or before October 15  
11 of each year the trust may submit an additional drinking water project  
12 eligibility list, to be introduced in each House in the form of legislative  
13 appropriations bills, which shall be referred to the Senate Environment  
14 and Energy Committee and the Assembly Environment and Solid  
15 Waste Committee, or their successors, for their respective  
16 consideration.

17 b. The Senate Environment and Energy Committee and the  
18 Assembly Environment and Solid Waste Committee shall, either  
19 individually or jointly, consider the legislation containing the drinking  
20 water project eligibility list, and shall report the legislation, together  
21 with any modifications, out of committee for consideration by each  
22 House of the Legislature. On or before July 1 of each year, the  
23 Legislature shall approve an appropriations act containing the drinking  
24 water project eligibility list, including any amendatory or  
25 supplementary provisions thereto, which act shall include the  
26 authorization of an aggregate amount of funds of the trust to be  
27 expended for long-term loans and guarantees for the specific water  
28 supply projects, including the individual amounts therefor, on the list.

29 c. The trust shall not expend any money for a long-term loan or  
30 guarantee during a fiscal year for any water supply project unless the  
31 expenditure is authorized pursuant to an appropriations act as provided  
32 in the provisions of this section, or as otherwise set forth in an  
33 appropriations act.

34 d. The trust shall submit to the Secretary of the Senate and the  
35 Clerk of the General Assembly on or before January 15 of each year a  
36 report which shall identify the water supply projects financed during  
37 the prior fiscal year, including a project description, the amount of the  
38 loan provided for each project, and the duration of each loan.

39 (cf: P.L.2021, c.74, s.11)

40

41 3. This act shall take effect immediately.

42

43

44

STATEMENT

45

46 This bill would direct the Department of Environmental  
47 Protection (DEP) to provide additional priority points to certain  
48 applicants that seek funding for sewerage and drinking water

1 infrastructure projects from the New Jersey Infrastructure Bank (I-  
2 Bank).

3 Specifically, under the bill, project applicants with an established  
4 program to employ at the project facility, or at related offices or  
5 facilities, persons who reside in the municipality in which the  
6 project is located, the service area of the project, or in surrounding  
7 municipalities that meet the criteria for State aid pursuant to  
8 P.L.1978, c.14 (C.52:27D-178 et seq.) would receive additional  
9 priority points. The DEP would factor these additional points into  
10 its calculations when establishing the "clean water project priority  
11 list" pursuant to section 20 of P.L.1985, c.334 (C.58:11B-20) and  
12 the "drinking water project priority list," pursuant to section 24 of  
13 P.L.1997, c.224 (C.58:11B-20.1).

# SENATE ENVIRONMENT AND ENERGY COMMITTEE

## STATEMENT TO

### SENATE, No. 1679

# STATE OF NEW JERSEY

DATED: MARCH 14, 2022

The Senate Environment and Energy Committee favorably reports Senate Bill No. 1679.

This bill would direct the Department of Environmental Protection (DEP) to provide additional priority points to certain applicants that seek funding for sewerage and drinking water infrastructure projects from the New Jersey Infrastructure Bank (I-Bank).

Specifically, under the bill, project applicants with an established program to employ at the project facility, or at related offices or facilities, persons who reside in the municipality in which the project is located, the service area of the project, or in surrounding municipalities that meet the criteria for State aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.) would receive additional priority points. The DEP would factor these additional points into its calculations when establishing the "clean water project priority list" pursuant to section 20 of P.L.1985, c.334 (C.58:11B-20) and the "drinking water project priority list," pursuant to section 24 of P.L.1997, c.224 (C.58:11B-20.1).

# Governor Murphy Takes Action on Legislation

05/9/2022

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

**S-356/A-3089 (Gopal, Stanfield/Benson, Haider, Spearman)** - Provides for lifetime disqualification from operating commercial motor vehicle and transportation network company vehicle for persons convicted of human trafficking

**S-399/A-3146 (Johnson, A.M. Bucco/Park, Jaffer, Greenwald)** - Increases contribution limit by counties and municipalities to volunteer first aid, ambulance, and rescue squads

**S-906/A-2847 (Diegnan, Holzapfel/Benson, McKnight)** - Authorizes transfer on death (TOD) of title to motor vehicle

**A-1115/S-1679 (Chaparro, Reynolds-Jackson, Danielsen/Pou, Turner)** - Requires DEP to prioritize funding for environmental infrastructure projects for applicants with established program to employ, at project or related facilities, local residents or residents of nearby urban aid qualifying municipalities

Governor Murphy conditionally vetoed the following bills:

**A-642/S-1369 (Coughlin, Dancer/Vitale) – CONDITIONAL** - Concerns use of steel slag as aggregate

[Copy of Statement](#)

**A-2472/S-510 (McGuckin, Moriarty, Auth, Piperno/Cryan) – CONDITIONAL** - Establishes bribery in official and political matters applies to person soliciting, accepting, or agreeing to accept benefit as consideration to act even though not yet in office or otherwise qualified to act

[Copy of Statement](#)