

34:1B-330
LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2022 **CHAPTER:** 46

NJSA: 34:1B-330
(Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program.)

BILL NO: S2917 (Substituted for A4395)

SPONSOR(S) Nilsa I. Cruz-Perez and others

DATE INTRODUCED: 6/23/2022

COMMITTEE: **ASSEMBLY:** ---
SENATE: Budget and Appropriations

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: ASSEMBLY: 6/29/2022

SENATE: 6/29/2022

DATE OF APPROVAL: 6/30/2022

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced bill enacted) Yes

S2917

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)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes

A4395

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)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes

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 46, *approved June 30, 2022*

Senate, No. 2917

1 AN ACT concerning the New Jersey Aspire Program and amending
2 P.L.2020, c.156.

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

6
7 1. Section 62 of P.L.2020, c.156 (C.34:1B-330) is amended to
8 read as follows:

9 62. a. A developer approved for an incentive award pursuant to
10 sections 58 and 59 of P.L.2020, c.156 (C.34:1B-326 and C.34:1B-
11 327) and that enters an incentive award agreement pursuant to
12 section 60 of P.L.2020, c.156 (C.34:1B-328) shall submit annually,
13 commencing in the year in which the incentive award is issued and
14 for the remainder of the eligibility period, a report indicating
15 whether the developer is aware of any condition, event, or act that
16 would cause the developer not to be in compliance with the
17 incentive award agreement or the provisions of sections 54 through
18 67 of P.L.2020, c.156 (C.34:1B-322 through C.34:1B-335) and any
19 additional reporting requirements contained in the incentive award
20 agreement or tax credit certificate. The developer, or an authorized
21 agent of the developer, shall certify that the information provided
22 pursuant to this subsection is true under the penalty of perjury.

23 b. (1) Upon receipt and review of each report submitted during
24 the eligibility period, the authority shall provide to the developer
25 and the director a certificate of compliance indicating the amount of
26 tax credits that the developer may apply against the developer's tax
27 liability.

28 (2) Upon receipt by the director of the certificate of compliance,
29 the director shall allow the developer a credit against the tax
30 imposed pursuant to section 5 of P.L.1945, c.162 (C.54:10A-5). A
31 developer shall apply the credit awarded against the developer's
32 liability under section 5 of P.L.1945, c.162 (C.54:10A-5), sections 2
33 and 3 of P.L.1945, c.132 (C.54:18A-2 and C.54:18A-3), section 1
34 of P.L.1950, c.231 (C.17:32-15), or N.J.S.17B:23-5 for the privilege
35 period during which the director allows the developer a tax credit
36 pursuant to this subsection. A developer **[shall not]** may carry
37 forward an unused credit **[unless the developer was unable to use**
38 **the credit because the developer's redevelopment project was**
39 **directly impacted due to a natural disaster, state emergency,**
40 **national emergency, or a situation that was out of the developer's**
41 **control that impacted the developer's use of the credit that year, in**
42 **which case the developer is permitted to carry forward an unused**

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 credit for up to two years upon submitting evidence of the
2 developer's redevelopment project being directly impacted by such
3 a circumstance and receiving approval from the authority **】** resulting
4 from the limitations of paragraph (3) of this subsection, if
5 necessary, for use in the seven privilege periods next following the
6 privilege period for which the credits are awarded. Credits granted
7 to a partnership shall be passed through to the partners, members, or
8 owners, respectively, pro-rata, or pursuant to an executed agreement
9 among the partners, members, or owners documenting an alternate
10 distribution method provided to the director accompanied by any
11 additional information as the director may prescribe.

12 (3) The director shall prescribe the order of priority of the
13 application of the credit allowed under this section and any other
14 credits allowed by law against the tax imposed under section 5 of
15 P.L.1945, c.162 (C.54:10A-5). The amount of the credit applied
16 under this section against the tax imposed pursuant to section 5 of
17 P.L.1945, c.162 (C.54:10A-5) for a privilege period, together with
18 any other credits allowed by law, shall not reduce the tax liability to
19 an amount less than the statutory minimum provided in subsection
20 (e) of section 5 of P.L.1945, c.162 (C.54:10A-5).
21 (cf: P.L.2020, c.156, s.62)

22

23 2. This act shall take effect immediately.

24

25

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STATEMENT

27

28 This bill provides that the recipients of tax credits under the New
29 Jersey Aspire Program may carry forward unused tax credits during
30 the seven privilege periods following the year in which the credits
31 are awarded.

32 Under current law, when a developer is awarded tax credits
33 under the New Jersey Aspire Program, the developer may only
34 carry forward unused tax credits in certain circumstances.
35 Specifically, the developer is required to demonstrate that the tax
36 credits could not be claimed because the developer's redevelopment
37 project was directly impacted by a natural disaster, state emergency,
38 national emergency, or other situation beyond the developer's
39 control. In these circumstances, current law allows the developer to
40 carry forward the unused tax credit for up to two years if the developer
41 receives approval from the New Jersey Economic Development
42 Authority (EDA).

43 Notably, the bill expands the circumstances in which a developer
44 may carry forward unused tax credits under the New Jersey Aspire
45 Program. Under the bill, a developer would be permitted to carry
46 forward any tax credits that cannot be claimed due to the value of
47 the tax credits exceeding the amount of eligible tax liabilities
48 against which the tax credits may be claimed. The bill also

S2917

3

1 provides that the EDA would no longer be required to approve the
2 carry forward of tax credits.

3 Additionally, the bill increases the period of time in which
4 unused tax credits may be carried forward. Specifically, the bill
5 permits a developer to carry forward unused tax credits for use in
6 the seven privilege periods following the privilege period for which
7 the tax credits are awarded.

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12 Expands allowance for developers to carry forward unused tax
13 credits under New Jersey Aspire Program.

SENATE, No. 2917

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED JUNE 23, 2022

Sponsored by:

Senator NILSA I. CRUZ-PEREZ

District 5 (Camden and Gloucester)

Senator M. TERESA RUIZ

District 29 (Essex)

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman ROY FREIMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

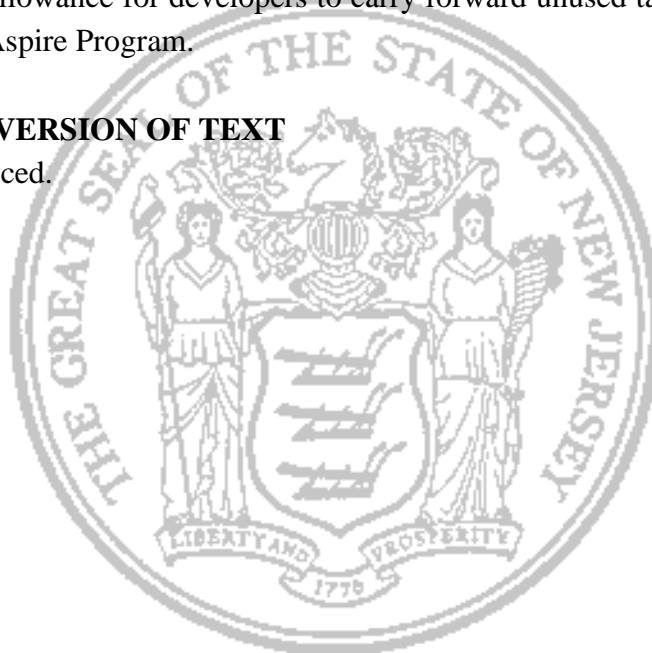
Senators Pou and Turner

SYNOPSIS

Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/29/2022)

1 AN ACT concerning the New Jersey Aspire Program and amending
2 P.L.2020, c.156.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
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7 1. Section 62 of P.L.2020, c.156 (C.34:1B-330) is amended to
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15 whether the developer is aware of any condition, event, or act that
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18 67 of P.L.2020, c.156 (C.34:1B-322 through C.34:1B-335) and any
19 additional reporting requirements contained in the incentive award
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21 agent of the developer, shall certify that the information provided
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41 **control that impacted the developer's use of the credit that year, in**
42 **which case the developer is permitted to carry forward an unused**
43 **credit for up to two years upon submitting evidence of the**
44 **developer's redevelopment project being directly impacted by such**
45 **a circumstance and receiving approval from the authority]** resulting

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 from the limitations of paragraph (3) of this subsection, if
2 necessary, for use in the seven privilege periods next following the
3 privilege period for which the credits are awarded. Credits granted
4 to a partnership shall be passed through to the partners, members, or
5 owners, respectively, pro-rata, or pursuant to an executed agreement
6 among the partners, members, or owners documenting an alternate
7 distribution method provided to the director accompanied by any
8 additional information as the director may prescribe.

9 (3) The director shall prescribe the order of priority of the
10 application of the credit allowed under this section and any other
11 credits allowed by law against the tax imposed under section 5 of
12 P.L.1945, c.162 (C.54:10A-5). The amount of the credit applied
13 under this section against the tax imposed pursuant to section 5 of
14 P.L.1945, c.162 (C.54:10A-5) for a privilege period, together with
15 any other credits allowed by law, shall not reduce the tax liability to
16 an amount less than the statutory minimum provided in subsection
17 (e) of section 5 of P.L.1945, c.162 (C.54:10A-5).
18 (cf: P.L.2020, c.156, s.62)

19
20 2. This act shall take effect immediately.

21
22
23 STATEMENT
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25 This bill provides that the recipients of tax credits under the New
26 Jersey Aspire Program may carry forward unused tax credits during
27 the seven privilege periods following the year in which the credits
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37 carry forward the unused tax credit for up two years if the developer
38 receives approval from the New Jersey Economic Development
39 Authority (EDA).

40 Notably, the bill expands the circumstances in which a developer
41 may carry forward unused tax credits under the New Jersey Aspire
42 Program. Under the bill, a developer would be permitted to carry
43 forward any tax credits that cannot be claimed due to the value of
44 the tax credits exceeding the amount of eligible tax liabilities
45 against which the tax credits may be claimed. The bill also
46 provides that the EDA would no longer be required to approve the
47 carry forward of tax credits.

S2917 CRUZ-PEREZ, RUIZ

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1 Additionally, the bill increases the period of time in which
2 unused tax credits may be carried forward. Specifically, the bill
3 permits a developer to carry forward unused tax credits for use in
4 the seven privilege periods following the privilege period for which
5 the tax credits are awarded.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 2917

STATE OF NEW JERSEY

DATED: JUNE 27, 2022

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 2917.

This bill provides that the recipients of tax credits under the New Jersey Aspire Program may carry forward unused tax credits during the seven privilege periods following the year in which the credits are awarded.

Under current law, when a developer is awarded tax credits under the New Jersey Aspire Program, the developer may only carry forward unused tax credits in certain circumstances. Specifically, the developer is required to demonstrate that the tax credits could not be claimed because the developer's redevelopment project was directly impacted by a natural disaster, state emergency, national emergency, or other situation beyond the developer's control. In these circumstances, current law allows the developer to carry forward the unused tax credit for up to two years if the developer receives approval from the New Jersey Economic Development Authority (EDA).

Notably, the bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Under the bill, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. The bill also provides that the EDA would no longer be required to approve the carry forward of tax credits.

Additionally, the bill increases the period of time in which unused tax credits may be carried forward. Specifically, the bill permits a developer to carry forward unused tax credits for use in the seven privilege periods following the privilege period for which the tax credits are awarded.

FISCAL IMPACT:

The Office of Legislative Services concludes that the bill would result in a potential decrease in State revenue because the bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be

claimed. Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State's revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in State revenues.

LEGISLATIVE FISCAL ESTIMATE
SENATE, No. 2917
STATE OF NEW JERSEY
220th LEGISLATURE

DATED: JULY 1, 2022

SUMMARY

Synopsis: Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program.

Type of Impact: Potential annual decrease in State revenue; annual decrease in State expenditures.

Agencies Affected: Department of the Treasury and New Jersey Economic Development Authority.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
Potential State Revenue Decrease	Indeterminate
State Expenditure Decrease	Indeterminate

- The Office of Legislative Services (OLS) concludes that the bill would result in a potential decrease in annual State revenue and a marginal decrease in annual State expenditures associated with the expanded allowance for developers to carry forward unused tax credits under the New Jersey Aspire Program.
- Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed.
- Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State’s revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in annual State revenues.
- The bill also provides that the New Jersey Economic Development Authority (EDA) would no longer be required to approve the carry forward of these credits. Consequently, the OLS expects the bill to marginally decrease EDA expenses incurred in the administration of the New Jersey Aspire Program.



BILL DESCRIPTION

This bill provides that the recipients of tax credits under the New Jersey Aspire Program may carry forward unused tax credits during the seven privilege periods following the year in which the credits are awarded.

Under current law, when a developer is awarded tax credits under the New Jersey Aspire Program, the developer may only carry forward unused tax credits in certain circumstances. Specifically, the developer is required to demonstrate that the tax credits could not be claimed because the developer's redevelopment project was directly impacted by a natural disaster, state emergency, national emergency, or other situation beyond the developer's control. In these circumstances, current law allows the developer to carry forward the unused tax credit for up to two years if the developer receives approval from the EDA.

The bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Under the bill, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. The bill also provides that the EDA would no longer be required to approve the carry forward of tax credits.

Additionally, the bill increases the period of time in which unused tax credits may be carried forward. Specifically, the bill permits a developer to carry forward unused tax credits for use in the seven privilege periods following the privilege period for which the tax credits are awarded.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill would result in a potential annual decrease in State revenue and a marginal annual decrease in State expenditures associated with the expanded allowance for developers to carry forward unused tax credits under the New Jersey Aspire Program.

Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State's revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in annual State revenues.

In addition, the bill provides that the EDA would no longer be required to approve the carry forward of unused tax credits under the New Jersey Aspire Program. Consequently, the bill would reduce certain administrative responsibilities currently borne by the EDA. As a result, the bill is expected to marginally decrease annual EDA expenses incurred in the administration of the New Jersey Aspire Program.

Section: Authorities, Utilities, Transportation and Communications

*Analyst: Joseph A. Pezzulo
Senior Research Analyst*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY, No. 4395

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED JUNE 23, 2022

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman ROY FREIMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

SYNOPSIS

Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the New Jersey Aspire Program and amending
2 P.L.2020, c.156.

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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.

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2 necessary, for use in the seven privilege periods next following the
3 privilege period for which the credits are awarded. Credits granted
4 to a partnership shall be passed through to the partners, members, or
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14 P.L.1945, c.162 (C.54:10A-5) for a privilege period, together with
15 any other credits allowed by law, shall not reduce the tax liability to
16 an amount less than the statutory minimum provided in subsection
17 (e) of section 5 of P.L.1945, c.162 (C.54:10A-5).
18 (cf: P.L.2020, c.156, s.62)

19
20 2. This act shall take effect immediately.

21 22 23 STATEMENT

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40 Notably, the bill expands the circumstances in which a developer
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A4395 PINTOR MARIN, FREIMAN

4

1 Additionally, the bill increases the period of time in which
2 unused tax credits may be carried forward. Specifically, the bill
3 permits a developer to carry forward unused tax credits for use in
4 the seven privilege periods following the privilege period for which
5 the tax credits are awarded.

ASSEMBLY BUDGET COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4395

STATE OF NEW JERSEY

DATED: JUNE 27, 2022

The Assembly Budget Committee reports favorably Assembly Bill No. 4395.

This bill provides that the recipients of tax credits under the New Jersey Aspire Program may carry forward unused tax credits during the seven privilege periods following the year in which the credits are awarded.

Under current law, when a developer is awarded tax credits under the New Jersey Aspire Program, the developer may only carry forward unused tax credits in certain circumstances. Specifically, the developer is required to demonstrate that the tax credits could not be claimed because the developer's redevelopment project was directly impacted by a natural disaster, state emergency, national emergency, or other situation beyond the developer's control. In these circumstances, current law allows the developer to carry forward the unused tax credit for up to two years if the developer receives approval from the New Jersey Economic Development Authority (EDA).

Notably, the bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Under the bill, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. The bill also provides that the EDA would no longer be required to approve the carry forward of tax credits.

Additionally, the bill increases the period of time in which unused tax credits may be carried forward. Specifically, the bill permits a developer to carry forward unused tax credits for use in the seven privilege periods following the privilege period for which the tax credits are awarded.

FISCAL IMPACT:

The Office of Legislative Services concludes that the bill would result in a potential decrease in State revenue because the bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be

claimed. Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State's revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in State revenues.

LEGISLATIVE FISCAL ESTIMATE
ASSEMBLY, No. 4395
STATE OF NEW JERSEY
220th LEGISLATURE

DATED: JULY 1, 2022

SUMMARY

Synopsis: Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program.

Type of Impact: Potential annual decrease in State revenue; annual decrease in State expenditures.

Agencies Affected: Department of the Treasury and New Jersey Economic Development Authority.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
Potential State Revenue Decrease	Indeterminate
State Expenditure Decrease	Indeterminate

- The Office of Legislative Services (OLS) concludes that the bill would result in a potential decrease in annual State revenue and a marginal decrease in annual State expenditures associated with the expanded allowance for developers to carry forward unused tax credits under the New Jersey Aspire Program.
- Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed.
- Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State’s revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in annual State revenues.
- The bill also provides that the New Jersey Economic Development Authority (EDA) would no longer be required to approve the carry forward of these credits. Consequently, the OLS expects the bill to marginally decrease EDA expenses incurred in the administration of the New Jersey Aspire Program.



BILL DESCRIPTION

This bill provides that the recipients of tax credits under the New Jersey Aspire Program may carry forward unused tax credits during the seven privilege periods following the year in which the credits are awarded.

Under current law, when a developer is awarded tax credits under the New Jersey Aspire Program, the developer may only carry forward unused tax credits in certain circumstances. Specifically, the developer is required to demonstrate that the tax credits could not be claimed because the developer's redevelopment project was directly impacted by a natural disaster, state emergency, national emergency, or other situation beyond the developer's control. In these circumstances, current law allows the developer to carry forward the unused tax credit for up to two years if the developer receives approval from the EDA.

The bill expands the circumstances in which a developer may carry forward unused tax credits under the New Jersey Aspire Program. Under the bill, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. The bill also provides that the EDA would no longer be required to approve the carry forward of tax credits.

Additionally, the bill increases the period of time in which unused tax credits may be carried forward. Specifically, the bill permits a developer to carry forward unused tax credits for use in the seven privilege periods following the privilege period for which the tax credits are awarded.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill would result in a potential annual decrease in State revenue and a marginal annual decrease in State expenditures associated with the expanded allowance for developers to carry forward unused tax credits under the New Jersey Aspire Program.

Specifically, a developer would be permitted to carry forward any tax credits that cannot be claimed due to the value of the tax credits exceeding the amount of eligible tax liabilities against which the tax credits may be claimed. Although this provision would not impact the total value of tax credits that are awarded under the program, this allowance may increase the rate at which these credits are applied against actual tax liabilities and extend the State's revenue loss over a longer period of time. Accordingly, the bill may result in a potential decrease in annual State revenues.

In addition, the bill provides that the EDA would no longer be required to approve the carry forward of unused tax credits under the New Jersey Aspire Program. Consequently, the bill would reduce certain administrative responsibilities currently borne by the EDA. As a result, the bill is expected to marginally decrease annual EDA expenses incurred in the administration of the New Jersey Aspire Program.

Section: Authorities, Utilities, Transportation and Communications

*Analyst: Joseph A. Pezzulo
Senior Research Analyst*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

Governor Murphy Takes Action on Legislation

06/30/2022

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

2944/A-4162 (Sarlo, Ruiz/Freiman, Mosquera, Jaffer, Moriarty, Tully, Swain) - Credits \$5.2 billion to “New Jersey Debt Defeasance and Prevention Fund”; appropriates \$2.9 billion to NJ Schools Development Authority, NJ DOT, and NJT; and establishes process for authorizing future appropriations for debt defeasance and capital projects

S-1929/A-3668 (Gopal, Pennacchio/McKeon, Tully, Conaway) - Makes FY 2022 supplemental appropriation to provide State military impact aid to certain school districts

A-4403/S-2915 (Pintor Marin, Wimberly/Sarlo, Cunningham) - Makes FY 2022 supplemental appropriations of \$71,786,000

ACS for A-1522/S-2914 (Moriarty, Mosquera, Jaffer, Freiman, Lampitt, Greenwald/Madden, Gopal) - Establishes annual sales tax holiday for certain retail sales of computers, school computer supplies, school supplies, school art supplies, school instructional materials and sport or recreational equipment.

A-4401/S-2860 (Jaffer, Moriarty, Tully/Gopal, Pou) - Provides one-year waiver of certain MVC fees imposed for driver’s licenses and non-driver identification cards.

S-2861/A-4400 (Madden, Pou/Mosquera, Swain, Wimberly) - Waives fees for marriage and civil union licenses in Fiscal Year 2023; appropriates \$2 million

S-2523/ACS for A-3852 (Ruiz, Cunningham/Reynolds-Jackson, Freiman, Jaffer, Moriarty, Mosquera, Wimberly) - Provides child tax credit under gross income tax

S-2476wGR/A-4179 (Ruiz, Vitale/Coughlin, Jasey, Sumter, Quijano) - Establishes Thriving By Three Act to award competitive grants for infant and toddler child care programs; appropriates \$28 million

A-2359/S-2034 (Tucker, Moen, Haider/Cruz-Perez, Pou) - Provides for streamlining of SNAP application process and establishes SNAP application call center; appropriates \$750,000

A-2360/S-2035 (Reynolds-Jackson, Mukherji, Speight/Cunningham, Ruiz) - Eliminates requirement that participation in NJ SNAP Employment and Training Program is mandatory for certain recipients

A-2361/S-2016 (Jimenez, Sumter, Timberlake/Zwicker, Ruiz) - Requires DHS to maintain SNAP outreach plan and to conduct additional outreach programs

A-2362/S-2036 (Freiman, Mosquera, Quijano/Johnson, Ruiz) - Requires DHS to submit federal waiver request regarding time limits for certain SNAP recipients under certain circumstances

A-2363/S-2033 (Stanley, Mejia, Lopez/Pou, Ruiz) - Concerns SNAP services provided at county boards of social services and county welfare agencies; appropriates \$250,000

A-2364/S-2017 (Spearman, Pintor Marin, Atkins/Greenstein, Ruiz) - Appropriates \$813,000 to DHS to implement use of electronic benefit transfer cards in Senior Farmers’ Market Nutrition Program

A-2366/SCS for S-2156 (McKnight, Carter, Verrelli/Lagana, Pou) - Establishes State SNAP Minimum Benefit Program; appropriates \$18 million to DHS

A-2008/S-352 (Conaway, Verrelli, Benson/Gopal, Madden) - Requires health insurance carriers to provide coverage for treatment of mental health conditions and substance use disorders through collaborative care

S-2872/A-4399 (Scutari, Ruiz/Carter, Reynolds-Jackson, Murphy, Wimberly) - Establishes Behavioral Healthcare Provider Loan Redemption Program within Higher Education Student Assistance Authority; appropriates \$5 million

SCS for S-311/ACS for A-2036 (Vitale, Gopal/Benson, Verrelli, Conaway) - Establishes Statewide behavioral health crisis system of care

SCS for S-722 and 785/ACS for A-998 (Codey, Singleton/Reynolds-Jackson, Stanley, Jaffer) - Codifies and expands ARRIVE Together Pilot Program to make certain mental health services available to police responding to certain emergencies; appropriates \$2 million

S-2909/ACS for A-4374 (Diegnan/Benson, Pintor Marin, McKnight) - Authorizes DOT to compensate contractors and subcontractors affected by supply chain shortages; appropriates \$10 million

A-4405/S-2943 (Benson, Wimberly, Moen/Diegnan) - Concerns New Jersey Transportation Trust Fund Authority; increases Transportation Trust Fund spending limit by \$600 million

A-674/S-1646 (Verrelli, McKnight, McKeon/Ruiz, Pou) - Establishes New Jersey Easy Enrollment Health Insurance Program

A-3733/S-488 (Haider, Stanley, Benson/Scutari, Beach) - Authorizes student attending institution of higher education to earn credit towards graduation for serving as poll worker

ACS for A-3990/SCS for S-2593 (Stanley, Tully, Karabinchak/Diegnan, Corrado) - Provides temporary one-year extension of service life of school buses for 2022-2023 school year; authorizes chief administrator to allow one-year extension in subsequent two school years

A-4208/S-2791 (Pintor Marin, Quijano, Speight/Ruiz, Cruz-Perez) - Provides sales and use tax exemption for certain purchases made by all supermarkets and grocery stores located within urban enterprise zones

A2426/S513 (Wimberly, Reynolds-Jackson, Schaer/Cryan, Turner) - Establishes rebuttable presumption of pretrial detention for defendants who commit certain firearm offenses under Graves Act

A-4385/S-2933 (Conaway/Cryan) - Makes various revisions to law pertaining to electronic medical records and recording patients' demographic information

S-2807/A-246 (Stack, Sacco, Cunningham/McKnight, Sampson, Chaparro) - Establishes Liberty State Park Design Task Force

S-2917/A-4395 (Cruz-Perez, Stack/Pintor Marin, Freiman, Reynolds-Jackson) - Expands allowance for developers to carry forward unused tax credits under New Jersey Aspire Program

S-2921/A-4365 (Zwicker, Pou/Coughlin, Verrelli, Spearman) - Revises various provisions of Food Desert Relief Program

S-2945/ACS for A-4392 (Scutari/Pintor Marin, Sumter, Quijano, McKnight) - Concerns economic incentives for certain cannabis businesses

S-2023/A-4402 (Sarlo, Cunningham/Pintor Marin, Wimberly) - LINE ITEM - Appropriates \$50,638,729,000 in State funds and \$24,082,639,850 in federal funds for the State budget for fiscal year 2022-2023

[Copy of Statement](#)

Governor Murphy signed the following bills today, which were sent to his desk yesterday, conditionally vetoed, and then passed in concurrence with the Governor's recommendations:

S-2476/A-4179 (Ruiz, Vitale/Coughlin, Jasey, Sumter, Quijano) – CONDITIONAL - Establishes Thriving By Three Act to award competitive grants for infant and toddler child care programs; appropriates \$28 million

[Copy of Statement](#)

A-4403/S-2915 (Pintor Marin, Wimberly/Sarlo, Cunningham) – CONDITIONAL - Makes FY 2022 supplemental appropriations of \$71,786,000

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