ACTS

OF THE

First Annual Session

OF THE

Two Hundred and Nineteenth Legislature

OF THE

STATE OF NEW JERSEY



2020

New Jersey State Library

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[2]Sworn in 2/3/20

LAWS

ACTS
ENACTED BY THE

First Annual Session
OF THE

Two Hundred and Nineteenth Legislature

CHAPTER 1

AN ACT concerning foreclosure and tenant evictions during certain emergency circumstances and supplementing Title 2A of the New Jersey Statutes.

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

C.2A:18-59.3 Eviction, foreclosure prohibited during certain emergency circumstances.

1. a. Notwithstanding any other law to the contrary, whenever a Public Health Emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a State of Emergency, pursuant to P.L.1942, c.251 (C.App.A.9-33 et seq.), or both, has been declared by the Governor and is in effect, the Governor may issue an executive order to declare that a lessee, tenant, homeowner or any other person shall not be removed from a residential property as the result of an eviction or foreclosure proceeding. This executive order shall remain in effect for no longer than two months following the end of the Public Health Emergency or State of Emergency.

b. Eviction and foreclosure proceedings may be initiated or continued during the time of an executive order issued pursuant to this section, but enforcement of all judgments for possession, warrants of removal, and writs of possession shall be stayed during this period if the Governor has issued an executive order prohibiting certain removals from residential property pursuant to subsection a. of this section, unless the court determines on its own motion or motion of the parties that enforcement is necessary in the interest of justice.

c. Sheriffs, court officers, and their agents shall refrain from acting to remove individuals from residential properties through the eviction or foreclosure processes during the time of an executive order issued by the Gov-

ernor prohibiting certain removals from residential property pursuant to subsection a. of this section, unless the court determines on its own motion or motion of the parties that removal is necessary in the interest of justice.

d. As used in this section, "residential property" means any property rented or owned for residential purposes, including, but not limited to, any house, building, mobile home or land in a mobile home park, or tenement leased for residential purposes, but shall not include any hotel, motel, or other guest house, or part thereof, rented to a transient guest or seasonal tenant, or a residential health care facility.

2. This act shall take effect immediately.

Approved March 19, 2020.

CHAPTER 2

AN ACT concerning the conduct of certain State government business and legislative sessions during periods of emergency or other exigency, and amending R.S.52:1-1 and P.L.1963, c.118.

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

1. R.S.52:1-1 is amended to read as follows:

Trenton seat of government; location of legislative sessions.

52:1-1. a. Trenton, in the county of Mercer, shall be the seat of the government of this State.

b. All sessions of the Legislature shall be held at Trenton or, on a temporary basis, for ceremonial or commemorative purposes or, notwithstanding section 1 of P.L.1963, c.118 (C.52:1-1.1), by reason of emergency or other exigency, at such other locations in the State as shall be designated by the Legislature by concurrent resolution.

c. During a period of emergency or exigency, as determined by the Governor pursuant to the laws of this State or by the Legislature pursuant to concurrent resolution, the Legislature may use any technology or electronic means

to conduct its business or otherwise carry out its purposes, or

to comply with the requirements of paragraph 6 of Section IV of Article IV or, for the purpose of ensuring the continuity of governmental opera-

tions, of paragraph 4 of Section VI of Article IV of the Constitution of the State of New Jersey.

2. Section 1 of P.L.1963, c.118 (C.52:1-1.1) is amended to read as follows:

C.52:1-1.1 Emergency temporary location; proclamation by governor.

1. Whenever, due to an emergency or the anticipated effects of such emergency, it becomes imprudent, inexpedient or impossible to conduct the affairs of State Government at the normal location of the seat thereof in the city of Trenton in the county of Mercer, the Governor shall, as often as the exigencies of the situation require, by proclamation, declare an emergency temporary location, or locations, for the seat of Government at such place, or places, within or without this State as he may deem advisable under the circumstances, and shall take such action and issue such orders as may be necessary for an orderly transition of the affairs of State Government to such emergency temporary location, or locations. Such emergency temporary location, or locations, shall remain as the seat of Government until the Legislature shall by law establish a new location, or locations, or until the emergency is declared to be ended by the Governor and the seat of Government is returned to its normal location.

3. This act shall take effect immediately.

Approved March 19, 2020.

CHAPTER 3

AN ACT concerning the use of telemedicine and telehealth to respond to coronavirus disease 2019.

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

1. a. For the duration of the public health emergency declared pursuant to P.L.2005, c.222 (C.26:13-1 et seq.) in response to coronavirus disease 2019 (COVID-19), any health care practitioner shall be authorized to provide and bill for services using telemedicine and telehealth, which may include all services included in the definitions of telemedicine and telehealth set forth in section 1 of P.L.2017, c.117 (C.45:1-61) to the extent appropriate under the standard of care, which services may be provided regardless

of whether rules and regulations concerning the practice of telemedicine and telehealth have been adopted pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). A health care practitioner who is not licensed or certified to provide health care services pursuant to Title 45 of the Revised Statutes may provide telemedicine and telehealth services pursuant to this section, provided that:

(1) the health care practitioner is validly licensed or certified to provide health care services in another state or territory of the United States or in the District of Columbia, and is in good standing in the jurisdiction that issued the license or certification;

(2) the health care services provided by the health care practitioner using telemedicine and telehealth are within the practitioner's authorized scope of practice in the jurisdiction that issued the license or certification;

(3) unless the health care practitioner has a preexisting provider-patient relationship with the patient that is unrelated to COVID-19, the health care services provided are limited to services related to screening for, diagnosing, or treating COVID-19; and

(4) in the event that the health care practitioner determines during a telemedicine or telehealth encounter with a patient located in New Jersey that the encounter will not involve services related to screening for, diagnosing, or treating COVID-19, and the practitioner does not have a preexisting provider-patient relationship with the patient that is unrelated to COVID-19, the practitioner shall advise the patient that the practitioner is not authorized to provide services to the patient, recommend that the patient initiate a new telemedicine or telehealth encounter with a health care practitioner licensed or certified to practice in New Jersey, and terminate the telemedicine or telehealth encounter.

b. The amount charged by a health care practitioner for services provided using telemedicine or telehealth pursuant to this section shall be reasonable and consistent with the ordinary fees typically charged for that service, provided that a health care practitioner who is required to terminate a telemedicine or telehealth encounter pursuant to paragraph (4) of subsection a. of this section shall not issue a bill for any services provided during the encounter.

c. The Commissioner of Health and the Director of the Division of Consumer Affairs in the Department of Law and Public Safety shall waive any requirement of State law or regulation as may be necessary to facilitate the provision of health care services using telemedicine and telehealth during the state of public health emergency declared in response to COVID-19, including any privacy requirements established by State law or regulation

that would limit the use of electronic or technological means that are not typically used in the provision of telemedicine and telehealth, provided that nothing in this subsection shall be construed to authorize the waiver of any State laws or regulations restricting the collection, exchange, transmission, or use of confidential patient health information.

d. Nothing in this section shall be construed to abrogate any authority granted to the Commissioner of Health during a state of public health emergency pursuant to P.L.2005, c.222 (C.26:13-1 et seq.).

2. This act shall take effect immediately.

Approved March 19, 2020.

CHAPTER 4

AN ACT concerning professional and occupational licenses, and supplementing P.L.1999, c.403 (C.45:1-7.1 et seq.).

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

C.45:1-7.6 Granting of professional, occupational licenses during certain emergencies.

1. Notwithstanding the provisions of any other law, during a state of emergency declared by the Governor pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or a public health emergency declared by the Governor pursuant to P.L.2005, c.222 (C.26:13-1 et seq.), and with the approval of the Attorney General, a professional or occupational licensing board within the Division of Consumer Affairs in the Department of Law and Public Safety or, with regard to any industry regulated by the division, the director of the division, as applicable, may grant a license, certificate of registration or certification on an expedited basis to any individual who holds a corresponding license, certificate of registration or certification, in good standing, in another state. Notwithstanding the provisions of any other law to the contrary, and to effectuate the purposes of this act, the board or director, as applicable, may take additional action necessary to protect the public health, safety and welfare, including but not limited to the following:

a. Temporarily waive any requirements to undergo a criminal history record background check as a condition of granting a license, certificate of registration or certification by reciprocity pursuant to this section;

b. Temporarily waive any requirement that licensure, registration, or certification standards in another state be substantially equivalent to the standards in this State as a condition of granting a license, certificate of registration or certification by reciprocity;

c. Temporarily waive any licensing, registration or certification fees;

d. Temporarily waive any other requirements contained in section 3 of P.L.2013, c.182 (C.45:1-7.5) or any other applicable law;

e. Prescribe the duration and terms of any license, certificate of registration or certification granted pursuant to this section; or

f. Require any individual granted a license, certificate of registration or certification pursuant to this section to arrange and agree to supervision by an individual holding a license, certificate of registration or certification, in good standing, while practicing the profession or occupation in this State.

2. This act shall take effect immediately.

Approved March 19, 2020.

CHAPTER 5

AN ACT concerning the delivery of mail-in ballots for the 2020 primary election and the day for conducting the ballot position draw.

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

1. a. Notwithstanding section 9 of P.L.2009, c.79 (C.19:63-9), starting on or before the 45th day before the day the 2020 primary election is held, each county clerk shall forward mail-in ballots by first-class postage, hand delivery, or electronically to each uniformed and overseas mail-in voter, as defined by the federal "Uniformed and Overseas Citizens Absentee Voting Act" (52 U.S.C. s.20310 et seq.), whose request therefor has been approved. Any additional mail-in ballots that have been approved before the 45th day before the election shall be forwarded or delivered at least 38 days before the day of the election. Hand delivery of a mail-in ballot shall be made by the county clerk or the clerk's designee only to the voter, or the voter's authorized messenger, who must appear in person. No person shall serve as an authorized messenger for more than three qualified voters in an election. Ballots that have not been hand delivered shall be addressed to the voter at the forwarding address given in the application.

b. Notwithstanding R.S.19:23-24, or any other law, rule, or regulation to the contrary, if the 53rd day prior to the primary election for the general election falls on a holiday, the county clerk or the clerk's deputy, or the municipal clerk or the clerk's deputy, as the case may be, shall at their office on the 54th day prior to the primary election for the general election at three o'clock in the afternoon conduct the drawing from the box to determine ballot positions. A clerk's office that conducts the drawing from the box on the 54th day prior to the primary election for the general election as required under this subsection shall post notice of the change of date and time in the clerk's office and on the clerk's official website at least by three o'clock 60 days prior to the primary election for the general election.

2. This act shall take effect immediately and shall expire on the date of the 2020 primary election.

Approved March 20, 2020.

CHAPTER 6

AN ACT concerning the provision of school meals during an epidemic and supplementing chapter 33 of Title 18A of the New Jersey Statutes.

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

C.18A:33-27.2 Provision of school meals during period of school closure.

1. a. In the event that a board of education is provided a written directive by either the New Jersey Department of Health or the health officer of the jurisdiction to institute a public health-related closure due to the COVID-19 epidemic, the district shall implement a program during the period of the school closure to provide school meals to all students enrolled in the district who are eligible for the free and reduced price school lunch and school breakfast programs.

b. In the event of the closure, the school district shall identify one or more school meal distribution sites that are walkable and easily accessible to students in the district. The school district shall collaborate with county and municipal government officials in identifying appropriate sites. A school meal distribution site may include, but need not be limited to: faith-based locations; community centers, such as YMCAs; and locations in the school district where summer meals are available. In a school district that

includes high density housing, the district shall make every effort to identify a school meal distribution site in that housing area.

c. The school district shall identify students enrolled in the district who are eligible for the free and reduced price school lunch and school breakfast programs for whom a school meal distribution site identified pursuant to subsection b. of this section is not within walking distance. In the case of these students, the school district shall distribute the school meals to the student's residence or to the student's bus stop along an established bus route provided that the student or the student's parent or guardian is present at the bus stop for the distribution. Food distributed pursuant to this section may include up to a total of three school days' worth of food per delivery.

d. School districts may use school buses owned and operated by the district to distribute school meals pursuant to this section. In the case of a school district that does not own and operate its own buses, the district may contract for the distribution of school meals and these contracts shall not be subject to the public bidding requirements pursuant to the "Public School Contracts Law," P.L.1977, c.114 (C.18A:18A-1 et seq.).

e. A school district shall collaborate, as feasible, with other school districts and local governments to implement the program required pursuant to this section in order to promote administrative and operational efficiencies and cost savings.

C.18A:3-27.3 Food voucher system to provide school meals.

2. In the event that a board of education is provided a written directive by either the New Jersey Department of Health or the health officer of the jurisdiction to institute a public health-related closure due to the COVID-19 epidemic, and the school district is unable to provide school meals pursuant to section 1 of this act to a student who is eligible for a free and reduced price meal, the school district shall establish a food voucher system for these students, in accordance with criteria promulgated by the Commissioner of Education, in consultation with the Commissioner of Human Services. The food voucher system shall provide funds to enable these students to access nutritious food at food retail stores.

C.18A:33-27.4 Costs borne by State.

3. The State shall bear any costs not reimbursed by the federal government which are incurred by the school districts in effectuating the provisions of this act. The State shall maximize the waiver flexibilities being provided by the federal government to address the loss of meals for low-income children due to COVID-19-related school closures.

4. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 7

AN ACT concerning health insurance and Medicaid coverage and coronavirus disease 2019 and supplementing P.L.1968, c.413 (C.30:4D-1 et seq.) and P.L.1997, c.192 (C.26:2S-1 et seq.).

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

1. a. During the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020, the State Medicaid and NJ FamilyCare programs shall provide coverage and payment for expenses incurred in:

(1) the testing for coronavirus disease 2019, provided that a licensed medical practitioner has issued a medical order for that testing; and

(2) the delivery of health care services through telemedicine or telehealth in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.).

b. The coverage shall be provided to the same extent as for any other health care services, except that no cost-sharing shall be imposed on the coverage provided pursuant to this section.

c. The Commissioner of Human Services shall apply for such State plan amendments or waivers as may be necessary to implement the provisions of this act and to secure federal financial participation for State Medicaid expenditures under the federal Medicaid program.

2. a. During the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020, a carrier that offers a health benefits plan in this State shall provide coverage and payment for expenses incurred in:

(1) the testing of coronavirus disease 2019, provided that a health care professional in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.) has issued a medical order for the testing; and

(2) any health care services delivered to a covered person through telemedicine or telehealth in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.).

b. The coverage shall be provided to the same extent as for any other health care services under the health benefits plan, except that no cost-sharing shall be imposed on the coverage provided pursuant to this section.

c. As used in this section, "carrier," means an insurance company, health service corporation, hospital service corporation, medical service corporation, or health maintenance organization authorized to issue health benefits plans in this State, and shall include the State Health Benefits Program and the School Employees' Health Benefits Program.

3. This act shall take effect immediately and shall apply to all health benefits plans currently in effect in the State, or that are delivered, issued, executed or renewed in this State, or approved for issuance or renewal in this State by the Commissioner of Banking and Insurance, on or after the effective date of this act.

Approved March 20, 2020.

CHAPTER 8

AN ACT authorizing the New Jersey Economic Development Authority to make grants during periods of emergency declared by the Governor and for the duration of economic disruptions due to the emergency, and amending various parts of the statutory law.

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

1. Section 5 of P.L.1974, c.80 (C.34:1B-5) is amended to read as follows:

C.34:1B-5 Powers.

5. The authority shall have the following powers:

a. To adopt bylaws for the regulation of its affairs and the conduct of its business;

b. To adopt and have a seal and to alter the same at pleasure;

c. To sue and be sued;

d. To acquire in the name of the authority by purchase or otherwise, on such terms and conditions and such manner as it may deem proper, or by the exercise of the power of eminent domain in the manner provided by the "Eminent Domain Act of 1971," P.L.1971, c.361 (C.20:3-1 et seq.), any

lands or interests therein or other property which it may determine is reasonably necessary for any project; provided, however, that the authority in connection with any project shall not take by exercise of the power of eminent domain any real property except upon consent thereto given by resolution of the governing body of the municipality in which such real property is located; and provided further that the authority shall be limited in its exercise of the power of eminent domain in connection with any project in qualifying municipalities as defined under the provisions of P.L.1978, c.14 (C.52:27D-178 et seq.), or to municipalities which had a population, according to the latest federal decennial census, in excess of 10,000;

e. To enter into contracts with a person upon such terms and conditions as the authority shall determine to be reasonable, including, but not limited to, reimbursement for the planning, designing, financing, construction, reconstruction, improvement, equipping, furnishing, operation and maintenance of the project and to pay or compromise any claims arising therefrom;

f. To establish and maintain reserve and insurance funds with respect to the financing of the project or the school facilities project and any project financed pursuant to the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.);

g. To sell, convey or lease to any person all or any portion of a project for such consideration and upon such terms as the authority may determine to be reasonable;

h. To mortgage, pledge or assign or otherwise encumber all or any portion of a project, or revenues, whenever it shall find such action to be in furtherance of the purposes of this act, P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.);

i. To grant options to purchase or renew a lease for any of its projects on such terms as the authority may determine to be reasonable;

j. To contract for and to accept any gifts or grants or loans of funds or property or financial or other aid in any form from the United States of America or any agency or instrumentality thereof, or from the State or any agency, instrumentality or political subdivision thereof, or from any other source and to comply, subject to the provisions of P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), and P.L.2007, c.137 (C.52:18A-235 et al.), with the terms and conditions thereof;

k. In connection with any action undertaken by the authority in the performance of its duties and any application for assistance or commitments therefor and modifications thereof, to require and collect such fees and charges as the authority shall determine to be reasonable, including but not limited to fees and charges for the authority's administrative, organizational, insurance, operating, legal, and other expenses;

l. To adopt, amend and repeal regulations to carry out the provisions of P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), and P.L.2007, c.137 (C.52:18A-235 et al.);

m. To acquire, purchase, manage and operate, hold and dispose of real and personal property or interests therein, take assignments of rentals and leases and make and enter into all contracts, leases, agreements and arrangements necessary or incidental to the performance of its duties;

n. To purchase, acquire and take assignments of notes, mortgages and other forms of security and evidences of indebtedness;

o. To purchase, acquire, attach, seize, accept or take title to any project or school facilities project by conveyance or by foreclosure, and sell, lease, manage or operate any project or school facilities project for a use specified in this act, P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.);

p. To borrow money and to issue bonds of the authority and to provide for the rights of the holders thereof, as provided in P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.);

q. To extend credit or make loans to any person for the planning, designing, acquiring, constructing, reconstructing, improving, equipping and furnishing of a project or school facilities project, which credits or loans may be secured by loan and security agreements, mortgages, leases and any other instruments, upon such terms and conditions as the authority shall deem reasonable, including provision for the establishment and maintenance of reserve and insurance funds, and to require the inclusion in any mortgage, lease, contract, loan and security agreement or other instrument, of such provisions for the construction, use, operation and maintenance and

financing of a project or school facilities project as the authority may deem necessary or desirable;

r. To guarantee up to 90% of the amount of a loan to a person, if the proceeds of the loan are to be applied to the purchase and installation, in a building devoted to industrial or commercial purposes, or in an office building, of an energy improvement system;

s. To employ consulting engineers, architects, attorneys, real estate counselors, appraisers, and such other consultants and employees as may be required in the judgment of the redevelopment utility to carry out the purposes of P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.), and to fix and pay their compensation from funds available to the redevelopment utility therefor, all without regard to the provisions of Title 11A of the New Jersey Statutes;

t. To do and perform any acts and things authorized by P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.), under, through or by means of its own officers, agents and employees, or by contract with any person;

u. To procure insurance against any losses in connection with its property, operations or assets in such amounts and from such insurers as it deems desirable;

v. To do any and all things necessary or convenient to carry out its purposes and exercise the powers given and granted in P.L.1974, c.80 (C.34:1B-1 et seq.), section 6 of P.L.2001, c.401 (C.34:1B-4.1), P.L.2000, c.72 (C.18A:7G-1 et al.), the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.);

w. To construct, reconstruct, rehabilitate, improve, alter, equip, maintain or repair or provide for the construction, reconstruction, improvement, alteration, equipping or maintenance or repair of any development property and lot, award and enter into construction contracts, purchase orders and other contracts with respect thereto, upon such terms and conditions as the authority shall determine to be reasonable, including, but not limited to, reimbursement for the planning, designing, financing, construction, recon-

struction, improvement, equipping, furnishing, operation and maintenance of any such development property and the settlement of any claims arising therefrom and the establishment and maintenance of reserve funds with respect to the financing of such development property;

x. When authorized by the governing body of a municipality exercising jurisdiction over an urban growth zone, to construct, cause to be constructed or to provide financial assistance to projects in an urban growth zone which shall be exempt from the terms and requirements of the land use ordinances and regulations, including, but not limited to, the master plan and zoning ordinances, of such municipality;

y. To enter into business employment incentive agreements as provided in the "Business Employment Incentive Program Act," P.L.1996, c.26 (C.34:1B-124 et al.);

z. To enter into agreements or contracts, execute instruments, and do and perform all acts or things necessary, convenient or desirable for the purposes of the redevelopment utility to carry out any power expressly provided pursuant to P.L.1974, c.80 (C.34:1B-1 et seq.), P.L.2000, c.72 (C.18A:7G-1 et al.), and P.L.2007, c.137 (C.52:18A-235 et al.), including, but not limited to, entering into contracts with the State Treasurer, the Commissioner of Education, districts, the New Jersey Schools Development Authority, and any other entity which may be required in order to carry out the provisions of P.L.2000, c.72 (C.18A:7G-1 et al.), P.L.2007, c.137 (C.52:18A-235 et al.), and sections 3 through 18 of P.L.2009, c.90 (C.52:27D-489c et al.);

aa. (Deleted by amendment, P.L.2007, c.137);

bb. To make and contract to make loans to local units to finance the cost of school facilities projects and to acquire and contract to acquire bonds, notes or other obligations issued or to be issued by local units to evidence the loans, all in accordance with the provisions of P.L.2000, c.72 (C.18A:7G-1 et al.), and P.L.2007, c.137 (C.52:18A-235 et al.);

cc. Subject to any agreement with holders of its bonds issued to finance a project or school facilities project, obtain as security or to provide liquidity for payment of all or any part of the principal of and interest and premium on the bonds of the authority or for the purchase upon tender or otherwise of the bonds, lines of credit, letters of credit, reimbursement agreements, interest rate exchange agreements, currency exchange agreements, interest rate floors or caps, options, puts or calls to hedge payment, currency, rate, spread or similar exposure or similar agreements, float agreements, forward agreements, insurance contract, surety bond, commitment to purchase or sell bonds, purchase or sale agreement, or commit-

ments or other contracts or agreements, and other security agreements or instruments in any amounts and upon any terms as the authority may determine and pay any fees and expenses required in connection therewith;

dd. To charge to and collect from local units, the State and any other person, any fees and charges in connection with the authority's actions undertaken with respect to school facilities projects, including, but not limited to, fees and charges for the authority's administrative, organization, insurance, operating and other expenses incident to the financing of school facilities projects;

ee. To make loans to refinance solid waste facility bonds through the issuance of bonds or other obligations and the execution of any agreements with counties or public authorities to effect the refunding or rescheduling of solid waste facility bonds, or otherwise provide for the payment of all or a portion of any series of solid waste facility bonds. Any county or public authority refunding or rescheduling its solid waste facility bonds pursuant to this subsection shall provide for the payment of not less than fifty percent of the aggregate debt service for the refunded or rescheduled debt of the particular county or public authority for the duration of the loan; except that, whenever the solid waste facility bonds to be refinanced were issued by a public authority and the county solid waste facility was utilized as a regional county solid waste facility, as designated in the respective adopted district solid waste management plans of the participating counties as approved by the department prior to November 10, 1997, and the utilization of the facility was established pursuant to tonnage obligations set forth in their respective interdistrict agreements, the public authority refunding or rescheduling its solid waste facility bonds pursuant to this subsection shall provide for the payment of a percentage of the aggregate debt service for the refunded or rescheduled debt of the public authority not to exceed the percentage of the specified tonnage obligation of the host county for the duration of the loan. Whenever the solid waste facility bonds are the obligation of a public authority, the relevant county shall execute a deficiency agreement with the authority, which shall provide that the county pledges to cover any shortfall and to pay deficiencies in scheduled repayment obligations of the public authority. All costs associated with the issuance of bonds pursuant to this subsection may be paid by the authority from the proceeds of these bonds. Any county or public authority is hereby authorized to enter into any agreement with the authority necessary, desirable or convenient to effectuate the provisions of this subsection.

The authority shall not issue bonds or other obligations to effect the refunding or rescheduling of solid waste facility bonds after December 31,

2002. The authority may refund its own bonds issued for the purposes herein at any time;

ff. To pool loans for any local government units that are refunding bonds and do and perform any and all acts or things necessary, convenient or desirable for the purpose of the authority to achieve more favorable interest rates and terms for those local governmental units;

gg. To finance projects approved by the board, provide staff support to the board, oversee and monitor progress on the part of the board in carrying out the revitalization, economic development and restoration projects authorized pursuant to the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.) and otherwise fulfilling its responsibilities pursuant thereto;

hh. To offer financial assistance to qualified film production companies as provided in the "New Jersey Film Production Assistance Act," P.L.2003, c.182 (C.34:1B-178 et al.);

ii. To finance or develop private or public parking facilities or structures, which may include the use of solar photovoltaic equipment, in municipalities qualified to receive State aid pursuant to the provisions of P.L.1978, c.14 (C.52:27D-178 et seq.) and municipalities that contain areas designated pursuant to P.L.1985, c.398 (C.52:18A-196 et al.) as Planning Area 1 (Metropolitan), Planning Area 2 (Suburban), or a town center, and to provide appropriate assistance, including but not limited to, extensions of credit, loans, and guarantees, to municipalities qualified to receive State aid pursuant to the provisions of P.L.1978, c.14 (C.52:27D-178 et seq.) and municipalities that contain areas designated pursuant to P.L.1985, c.398 (C.52:18A-196 et seq.) as Planning Area 1 (Metropolitan), Planning Area 2 (Suburban), or a town center, and their agencies and instrumentalities or to private entities whose projects are located in those municipalities, in order to facilitate the financing and development of parking facilities or structures in such municipalities. The authority may serve as the issuing agent of bonds to finance the undertaking of a project for the purposes of this subsection; and

jj. To make grants for the planning, designing, acquiring, constructing, reconstructing, improving, equipping, and furnishing of a project, including, but not limited to, grants for working capital and meeting payroll requirements, upon such terms and conditions as the authority shall deem reasonable, during periods of emergency declared by the Governor and for the duration of economic disruptions due to the emergency.

2. Section 4 of P.L.1992, c.16 (C.34:1B-7.13) is amended to read as follows:

C.34:1B-7.13 Use of moneys in fund.

4. The authority may use the moneys in the fund to pay principal of, premium, if any, and interest on bonds or notes, which shall be entitled "Economic Recovery Fund Bonds or Notes," as appropriate, the proceeds, or net proceeds, of which shall be deposited into the fund, or used for purposes of the fund, and moneys in the fund, including money received from the sale of bonds shall, in such manner as is determined by the authority, and pursuant to subsections d., e., and f. of this section, be used for the financing of projects as set forth in section 3 of P.L.1974, c.80 (C.34:1B-3) and to establish:

a. an economic growth account for business programs, which will invest in small and medium-size businesses that have the greatest potential for creating jobs and stimulating economic growth through such elements as a Statewide lending pool for small business, a business composite bond guarantee, a fund to further supplement the export finance program of the authority to provide direct loans and working capital necessary for New Jersey businesses to compete in the global market, real estate partnerships, a Statewide composite bond pool to assist municipalities in acquiring needed financing for capital expenditures, community-based assistance to assist municipalities in establishing local development corporations to stimulate economic development, a venture capital fund for start-up costs for businesses developing new concepts and inventions, a fund to assist businesses with expansion in such areas as manufacturing retooling to improve quality, to reduce production costs and to train employees to apply the latest technology, and a "Main Street Business Assistance Program" to provide guarantees and loans to small and mid-size businesses and not-for-profit corporations to stimulate the economy. The authority may promulgate rules and regulations for the effective implementation of the "Main Street Business Assistance Program." Notwithstanding any provision of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to the contrary, the authority may adopt, immediately upon filing with the Office of Administrative Law, such regulations as are necessary to implement the provisions of this act, which shall be effective for a period not to exceed 12 months following enactment, and may thereafter be amended, adopted, or readopted by the authority in accordance with the requirements of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). During periods of emergency declared by the Governor and for the duration of economic

disruptions due to the emergency, the authority may use the economic growth account for the planning, designing, acquiring, constructing, reconstructing, improving, equipping, and furnishing by small and medium-size businesses and not-for-profit corporations of a project as defined in section 3 of P.L.1974, c. 80 (C.34:1B-3), including, but not limited to, grants for working capital and meeting payroll requirements, upon such terms and conditions as the authority shall deem reasonable;

b. an economic development infrastructure program account, which shall provide for the financing and development of infrastructure and transportation projects, including but not limited to ports, terminal and transit facilities, roads and airports, parking facilities used in connection with transit facilities, and related facilities, including public-private partnerships, that are integral to economic growth;

c. an account for a cultural, recreational, fine and performing arts, military and veterans memorial, historic preservation project and tourism facilities and improvements program, which shall provide for the financing and development of cultural, recreational, fine and performing arts, military and veterans memorial, historic preservation and tourism projects, including partnerships with public, private and nonprofit entities;

d. an account, into which shall be deposited an amount not less than $45,000,000, out of the total amounts deposited or credited to the fund from the proceeds of the sale of Economic Recovery Fund Bonds or Notes, for the financing of capital facilities for primary and secondary schools in the State for the purpose of the renovation, repair or alteration of existing school buildings, the construction of new school buildings or the conversion of existing school buildings to other instructional purposes.

(1) Of the amount deposited in the account, not less than $25,000,000 shall be deposited in the "Public School Facilities Code Compliance Loan Fund" established pursuant to section 4 of P.L.1993, c.102 (C.34:1B-7.23).

(2) Of the amount deposited in the account, not less than $20,000,000 shall be deposited in the "Public School Facilities Loan Assistance Fund" established pursuant to section 5 of P.L.1993, c.102 (C.34:1B-7.24);

e. an environmental cleanup assistance account, into which shall be deposited an amount not less than $10,000,000, out of the total amounts deposited or credited to the fund from the proceeds of the sale of Economic Recovery Fund Bonds or Notes, to provide financial assistance to the persons and other entities entitled to apply for financial assistance pursuant to P.L.1993, c.139; and

f. an account, into which shall be deposited an amount not less than $15,000,000, out of the total amounts deposited or credited to the fund from

the proceeds of the sale of Economic Recovery Fund Bonds or Notes, for the financing of shore restoration, maintenance, monitoring, protection and preservation projects pursuant to the shore protection master plan prepared by the Department of Environmental Protection pursuant to P.L.1978, c.157.

3. Section 6 of P.L.2011, c.149 (C.34:1B-247) is amended to read as follows:

C.34:1B-247 Limits on combined value of approved credits.

6. a. (1) The combined value of all credits approved by the authority pursuant to P.L.2007, c.346 (C.34:1B-207 et seq.) and P.L.2011, c.149 (C.34:1B-242 et al.) prior to December 31, 2013 shall not exceed $1,750,000,000, except as may be increased by the authority as set forth in paragraph (5) of subsection a. of section 35 of P.L.2009, c.90 (C.34:1B-209.3). Following the enactment of the "New Jersey Economic Opportunity Act of 2013," P.L.2013, c.161 (C.52:27D-489p et al.), there shall be no monetary cap on the value of credits approved by the authority attributable to the program pursuant to the "New Jersey Economic Opportunity Act of 2013," P.L.2013, c.161 (C.52:27D-489p et al.).

(2) (Deleted by amendment, P.L.2013, c.161)

(3) (Deleted by amendment, P.L.2013, c.161)

(4) (Deleted by amendment, P.L.2013, c.161)

(5) (Deleted by amendment, P.L.2013, c.161)

b. (1) A business shall submit an application for tax credits prior to July 1, 2019. The authority shall not approve an application for tax credits unless the application was submitted prior to July 1, 2019.

(2) (a) A business shall submit its documentation indicating that it has met the capital investment and employment requirements specified in the incentive agreement for certification of its tax credit amount within three years following the date of approval of its application by the authority. The authority shall have the discretion to grant two six-month extensions of this deadline. Except as provided in subparagraphs (b) and (c) of this paragraph, in no event shall the incentive effective date occur later than four years following the date of approval of an application by the authority.

(b) As of the effective date of P.L.2017, c.314, a business which applied for the tax credit prior to July 1, 2014 under P.L.2011, c.149 (C.34:1B-242 et al.), shall submit its documentation to the authority no later than July 28, 2019, indicating that it has met the capital investment and employment requirements specified in the incentive agreement for certification of its tax credit amount.

(c) If the Governor declares an emergency, then the chief executive officer of the authority shall have the discretion to grant an extension for the duration of the emergency and the board of the authority, upon recommendation of the chief executive officer, may grant two additional six-month extensions; provided that (i) the extensions are due to the economic disruption caused by the emergency; (ii) the project is delayed due to unforeseeable acts related to the project beyond the eligible business's control and without its fault or negligence; (iii) the eligible business is using best efforts, with all due diligence, to proceed with the completion of the project and the submission of the certification; and (iv) the eligible business has made, and continues to make, all reasonable efforts to prevent, avoid, mitigate, and overcome the delay.

(3) Full-time employment for an accounting or privilege period shall be determined as the average of the monthly full-time employment for the period.

(4) A business seeking a credit for a mega project shall apply for the credit within four years after the effective date of the "New Jersey Economic Opportunity Act of 2013," P.L.2013, c.161 (C.52:27D-489p et al.).

c. (1) In conducting its annual review, the authority may require a business to submit any information determined by the authority to be necessary and relevant to its review.

The credit amount for any tax period for which the documentation of a business's credit amount remains uncertified as of a date three years after the closing date of that period shall be forfeited, although credit amounts for the remainder of the years of the eligibility period shall remain available to it.

The credit amount may be taken by the tax certificate holder for the tax period for which it was issued or may be carried forward for use by the tax certificate holder in any of the next 20 successive tax periods, and shall expire thereafter. The tax certificate holder may transfer the tax credit amount on or after the date of issuance or at any time within three years of the date of issuance for use by the transferee in the tax period for which it was issued or in any of the next 20 successive tax periods. Notwithstanding the foregoing, no more than the amount of tax credits equal to the total credit amount divided by the duration of the eligibility period in years may be taken in any tax period.

(2) Credits granted to a partnership shall be passed through to the partners, members, or owners, respectively, pro-rata or pursuant to an executed agreement among the partners, members, or owners documenting an alternate distribution method provided to the Director of the Division of Taxation in the Department of the Treasury accompanied by any additional information as the director may require.

(3) The amount of credit allowed may be applied against the tax liability otherwise due pursuant to section 5 of P.L.1945, c.162 (C.54:10A-5), pursuant to sections 2 and 3 of P.L.1945, c.132 (C.54:18A-2 and C.54:18A-3), pursuant to section 1 of P.L.1950, c.231 (C.17:32-15), or pursuant to N.J.S.17B:23-5.

d. (1) If, in any tax period, the business reduces the total number of full-time employees in its Statewide workforce by more than 20 percent from the number of full-time employees in its Statewide workforce in the last tax period prior to the credit amount approval under section 3 of P.L.2011, c.149 (C.34:1B-244), then the business shall forfeit its credit amount for that tax period and each subsequent tax period, until the first tax period for which documentation demonstrating the restoration of the business's Statewide workforce to the threshold levels required by the incentive agreement has been reviewed and approved by the authority, for which tax period and each subsequent tax period the full amount of the credit shall be allowed.

(2) If, in any tax period, the number of full-time employees employed by the business at the qualified business facility located within a qualified incentive area drops below 80 percent of the number of new and retained full-time jobs specified in the incentive agreement, then the business shall forfeit its credit amount for that tax period and each subsequent tax period, until the first tax period for which documentation demonstrating the restoration of the number of full-time employees employed by the business at the qualified business facility to 80 percent of the number of jobs specified in the incentive agreement.

(3) (a) If the qualified business facility is sold by the owner in whole or in part during the eligibility period, the new owner shall not acquire the capital investment of the seller and the seller shall forfeit all credits for the tax period in which the sale occurs and all subsequent tax periods, provided however that any credits of the business shall remain unaffected.

(b) In connection with a regional distribution facility of foodstuffs, the business entity or entities which own or lease the facility shall qualify as a business regardless of: (i) the type of the business entity or entities which own or lease the facility; (ii) the ownership or leasing of the facility by more than one business entity; or (iii) the ownership of the business entity or entities which own or lease the facility. The ownership or leasing, whether by members, shareholders, partners, or other owners of the business entity or entities, shall be treated as ownership or leasing by affiliates. The members, shareholders, partners, or other ownership or leasing participants and others that are tenants in the facility shall be treated as affiliates for the purpose of counting the full-time employees and capital investments in the facility. The

business entity or entities may distribute credits to members, shareholders, partners, or other ownership or leasing participants in accordance with their respective interests. If the business entity or entities or their members, shareholders, partners, or other ownership or leasing participants lease space in the facility to members, shareholders, partners, or other ownership or leasing participants or others as tenants in the facility, the leases shall be treated as a lease to an affiliate, and the business entity or entities shall not be subject to forfeiture of the credits. For the purposes of this section, leasing shall include subleasing and tenants shall include subtenants.

(4) (a) For a project located within a Garden State Growth Zone, if, in any tax period, the number of full-time employees employed by the business at the qualified business facility located within a qualified incentive area increases above the number of full-time employees specified in the incentive agreement, then the business shall be entitled to an increased base credit amount for that tax period and each subsequent tax period, for each additional full-time employee added above the number of full-time employees specified in the incentive agreement, until the first tax period for which documentation demonstrating a reduction of the number of full-time employees employed by the business at the qualified business facility, at which time the tax credit amount will be adjusted accordingly pursuant to this section.

(b) For a project located within a Garden State Growth Zone which qualifies under the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), or which contains a Tourism District as established pursuant to section 5 of P.L.2011, c.18 (C.5:12-219) and regulated by the Casino Reinvestment Development Authority, and which qualifies for a tax credit pursuant to subsubparagraph (ii) of subparagraphs (a) through (e) of paragraph (6) of subsection d. of section 5 of P.L.2011, c.149 (C.34:1B-246), if, in any tax period the number of full-time employees employed by the business at the qualified business facility located within a qualified incentive area increases above the number of full-time employees specified in the incentive agreement such that the business shall then meet the minimum number of employees required in subparagraph (b), (c), (d), or (e) of paragraph (6) of subsection d. of section 5 of P.L.2011, c.149 (C.34:1B-246), then the authority shall recalculate the total tax credit amount per full-time job by using the certified capital investment of the project allowable under the applicable subsubparagraph and the number of full-time jobs certified on the date of the recalculation and applying those numbers to subparagraph (b), (c), (d), or (e) of paragraph (6) of subsection d. of section 5 of P.L.2011, c.149 (C.34:1B-246), until the first tax period for which documentation demonstrating a reduction of the

number of full-time employees employed by the business at the qualified business facility, at which time the tax credit amount shall be adjusted accordingly pursuant to this section.

e. The authority shall not enter into an incentive agreement with a business that has previously received incentives pursuant to the "Business Retention and Relocation Assistance Act," P.L.1996, c.25 (C.34:1B-112 et seq.), the "Business Employment Incentive Program Act," P.L.1996, c.26 (C.34:1B-124 et al.), or any other program administered by the authority unless:

(1) the business has satisfied all of its obligations underlying the previous award of incentives or is compliant with section 4 of P.L.2011, c.149 (C.34:1B-245); or

(2) the capital investment incurred and new or retained full-time jobs pledged by the business in the new incentive agreement are separate and apart from any capital investment or jobs underlying the previous award of incentives.

f. A business which has already applied for a tax credit incentive award prior to the effective date of the "New Jersey Economic Opportunity Act of 2013," P.L.2013, c.161 (C.52:27D-489p et al.), but who has not yet been approved for the tax credits, or has not executed an agreement with the authority, may proceed under that application or seek to amend the application or reapply for a tax credit incentive award for the same project or any part thereof for the purpose of availing itself of any more favorable provisions of the program.

4. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 9

AN ACT concerning time off from work in connection with infectious disease and supplementing Title 34 of the Revised Statutes.

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

C.34:11D-12 Employer prohibited from terminating, penalizing employee during times of emergency.

1. An employer shall not, during the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of

2020 concerning the coronavirus disease 2019 pandemic, terminate or otherwise penalize an employee if the employee requests or takes time off from work based on the written or electronically transmitted recommendation of a medical professional licensed in New Jersey that the employee take that time off for a specified period of time because the employee has, or is likely to have, an infectious disease, as defined in section 2 of P.L.2005, c.222 (C.26:13-2), which may infect others at the employee's workplace. The employer shall not, following that specified period of time, refuse to reinstate the employee to employment in the position held when the leave commenced with no reduction in seniority, status, employment benefits, pay or other terms and conditions of employment.

C.34:11D-13 Violations, penalties.

2. If an employer violates the provisions of section 1 of this act, the employee affected by the violation may file a written complaint with the Commissioner of Labor and Workforce Development or initiate an action in a court of competent jurisdiction, to seek reinstatement to employment. If the employer is found by a preponderance of the evidence to be in violation, the court or the commissioner shall order the reinstatement the employee to the position previously held with no reduction in seniority, status, employment benefits, pay, and other terms and conditions of employment and fine the employer $2,500 for each violation of section 1 of this act.

3. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 10

AN ACT concerning the availability of government records during periods of emergency and amending P.L.2001, c.404.

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

1. Section 6 of P.L.2001, c.404 (C.47:1A-5) is amended to read as follows:

C.47:1A-5 Times during which records may be inspected, examined copied; access; copy fees.

6. a. The custodian of a government record shall permit the record to be inspected, examined, and copied by any person during regular business hours; or in the case of a municipality having a population of 5,000 or fewer according to the most recent federal decennial census, a board of education having a total district enrollment of 500 or fewer, or a public authority having less than $10 million in assets, during not less than six regular business hours over not less than three business days per week or the entity's regularly-scheduled business hours, whichever is less; unless a government record is exempt from public access by: P.L.1963, c.73 (C.47:1A-1 et seq.) as amended and supplemented; any other statute; resolution of either or both houses of the Legislature; regulation promulgated under the authority of any statute or Executive Order of the Governor; Executive Order of the Governor; Rules of Court; any federal law; federal regulation; or federal order. Prior to allowing access to any government record, the custodian thereof shall redact from that record any information which discloses the social security number, credit card number, unlisted telephone number, or driver license number of any person; except for use by any government agency, including any court or law enforcement agency, in carrying out its functions, or any private person or entity acting on behalf thereof, or any private person or entity seeking to enforce payment of court-ordered child support; except with respect to the disclosure of driver information by the New Jersey Motor Vehicle Commission as permitted by section 2 of P.L.1997, c.188 (C.39:2-3.4); and except that a social security number contained in a record required by law to be made, maintained or kept on file by a public agency shall be disclosed when access to the document or disclosure of that information is not otherwise prohibited by State or federal law, regulation or order or by State statute, resolution of either or both houses of the Legislature, Executive Order of the Governor, rule of court or regulation promulgated under the authority of any statute or executive order of the Governor. Except where an agency can demonstrate an emergent need, a regulation that limits access to government records shall not be retroactive in effect or applied to deny a request for access to a government record that is pending before the agency, the council or a court at the time of the adoption of the regulation.

b. (1) A copy or copies of a government record may be purchased by any person upon payment of the fee prescribed by law or regulation. Except as otherwise provided by law or regulation and except as provided in paragraph (2) of this subsection, the fee assessed for the duplication of a

government record embodied in the form of printed matter shall be $0.05 per letter size page or smaller, and $0.07 per legal size page or larger. If a public agency can demonstrate that its actual costs for duplication of a government record exceed the foregoing rates, the public agency shall be permitted to charge the actual cost of duplicating the record. The actual cost of duplicating the record, upon which all copy fees are based, shall be the cost of materials and supplies used to make a copy of the record, but shall not include the cost of labor or other overhead expenses associated with making the copy except as provided for in subsection c. of this section. Access to electronic records and non-printed materials shall be provided free of charge, but the public agency may charge for the actual costs of any needed supplies such as computer discs.

(2) No fee shall be charged to a victim of a crime for a copy or copies of a record to which the crime victim is entitled to access, as provided in section 1 of P.L.1995, c.23 (C.47:1A-1.1).

c. Whenever the nature, format, manner of collation, or volume of a government record embodied in the form of printed matter to be inspected, examined, or copied pursuant to this section is such that the record cannot be reproduced by ordinary document copying equipment in ordinary business size or involves an extraordinary expenditure of time and effort to accommodate the request, the public agency may charge, in addition to the actual cost of duplicating the record, a special service charge that shall be reasonable and shall be based upon the actual direct cost of providing the copy or copies; provided, however, that in the case of a municipality, rates for the duplication of particular records when the actual cost of copying exceeds the foregoing rates shall be established in advance by ordinance. The requestor shall have the opportunity to review and object to the charge prior to it being incurred.

d. A custodian shall permit access to a government record and provide a copy thereof in the medium requested if the public agency maintains the record in that medium. If the public agency does not maintain the record in the medium requested, the custodian shall either convert the record to the medium requested or provide a copy in some other meaningful medium. If a request is for a record: (1) in a medium not routinely used by the agency; (2) not routinely developed or maintained by an agency; or (3) requiring a substantial amount of manipulation or programming of information technology, the agency may charge, in addition to the actual cost of duplication, a special charge that shall be reasonable and shall be based on the cost for any extensive use of information technology, or for the labor cost of personnel providing the service, that is actually incurred by the agency or at-

tributable to the agency for the programming, clerical, and supervisory assistance required, or both.

e. Immediate access ordinarily shall be granted to budgets, bills, vouchers, contracts, including collective negotiations agreements and individual employment contracts, and public employee salary and overtime information.

f. The custodian of a public agency shall adopt a form for the use of any person who requests access to a government record held or controlled by the public agency. The form shall provide space for the name, address, and phone number of the requestor and a brief description of the government record sought. The form shall include space for the custodian to indicate which record will be made available, when the record will be available, and the fees to be charged. The form shall also include the following: (1) specific directions and procedures for requesting a record; (2) a statement as to whether prepayment of fees or a deposit is required; (3) the time period within which the public agency is required by P.L.1963, c.73 (C.47:1A-1 et seq.) as amended and supplemented, to make the record available; (4) a statement of the requestor's right to challenge a decision by the public agency to deny access and the procedure for filing an appeal; (5) space for the custodian to list reasons if a request is denied in whole or in part; (6) space for the requestor to sign and date the form; (7) space for the custodian to sign and date the form if the request is fulfilled or denied. The custodian may require a deposit against costs for reproducing documents sought through an anonymous request whenever the custodian anticipates that the information thus requested will cost in excess of $5 to reproduce.

g. A request for access to a government record shall be in writing and hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. A custodian shall promptly comply with a request to inspect, examine, copy, or provide a copy of a government record. If the custodian is unable to comply with a request for access, the custodian shall indicate the specific basis therefor on the request form and promptly return it to the requestor. The custodian shall sign and date the form and provide the requestor with a copy thereof. If the custodian of a government record asserts that part of a particular record is exempt from public access pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.) as amended and supplemented, the custodian shall delete or excise from a copy of the record that portion which the custodian asserts is exempt from access and shall promptly permit access to the remainder of the record. If the government record requested is temporarily unavailable because it is in use or in storage, the custodian shall so advise the requestor and shall make arrangements to promptly make available a copy of the record. If a request for access to a government record

would substantially disrupt agency operations, the custodian may deny access to the record after attempting to reach a reasonable solution with the requestor that accommodates the interests of the requestor and the agency.

h. Any officer or employee of a public agency who receives a request for access to a government record shall forward the request to the custodian of the record or direct the requestor to the custodian of the record.

i. (1) Unless a shorter time period is otherwise provided by statute, regulation, or executive order, a custodian of a government record shall grant access to a government record or deny a request for access to a government record as soon as possible, but not later than seven business days after receiving the request, provided that the record is currently available and not in storage or archived. In the event a custodian fails to respond within seven business days after receiving a request, the failure to respond shall be deemed a denial of the request, unless the requestor has elected not to provide a name, address or telephone number, or other means of contacting the requestor. If the requestor has elected not to provide a name, address, or telephone number, or other means of contacting the requestor, the custodian shall not be required to respond until the requestor reappears before the custodian seeking a response to the original request. If the government record is in storage or archived, the requestor shall be so advised within seven business days after the custodian receives the request. The requestor shall be advised by the custodian when the record can be made available. If the record is not made available by that time, access shall be deemed denied.

(2) During a period declared pursuant to the laws of this State as a state of emergency, public health emergency, or state of local disaster emergency, the deadlines by which to respond to a request for, or grant or deny access to, a government record under paragraph (1) of this subsection or subsection e. of this section shall not apply, provided, however, that the custodian of a government record shall make a reasonable effort, as the circumstances permit, to respond to a request for access to a government record within seven business days or as soon as possible thereafter.

j. A custodian shall post prominently in public view in the part or parts of the office or offices of the custodian that are open to or frequented by the public a statement that sets forth in clear, concise and specific terms the right to appeal a denial of, or failure to provide, access to a government record by any person for inspection, examination, or copying or for purchase of copies thereof and the procedure by which an appeal may be filed.

k. The files maintained by the Office of the Public Defender that relate to the handling of any case shall be considered confidential and shall

not be open to inspection by any person unless authorized by law, court order, or the State Public Defender.

2. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 11

AN ACT concerning the conduct of public meetings during periods of emergency and supplementing P.L.1975, c.231 (C.10:4-6 et seq.).

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

C.10:4-9.3 Conduct of public meetings during periods of emergency.

1. a. Notwithstanding any other provision of law, rule, or regulation to the contrary, during a period declared pursuant to the laws of this State as a state of emergency, public health emergency, or state of local disaster emergency, a public body shall be permitted to perform any of the following by means of communication or other electronic equipment:

(1) conduct a meeting and any public business to be conducted thereat,

(2) cause a meeting to be open to the public,

(3) vote, or

(4) receive public comment.

A public body shall not be deemed to have violated any provision of P.L.1975, c.231 (C.10:4-6 et seq.) in performing such functions by means of communication or other electronic equipment as provided in this subsection.

b. Notwithstanding any other provision of law, rule, or regulation to the contrary, during such periods of emergency, a public body may elect to provide electronic notice pursuant to section 1 of P.L.2002, c.91 (C.10:4-9.1) in lieu of the adequate notice required under P.L.1975, c.231 (C.10:4-6 et seq.), and shall not be deemed to have violated any provision of law thereunder in providing such electronic notice. To the extent practicable, a public body providing only electronic notice of a meeting pursuant to this subsection shall limit public business discussed or effectuated thereat to matters necessary for the continuing operation of government and which relate to the applicable emergency declaration.

c. This section shall not be construed to limit any authorization under law to perform the functions as specified herein irrespective of any emergency.

d. The Department of Community Affairs, and, with regard to any board of education, the State Board of Education, may adopt rules and regulations to effectuate the purposes of this act, P.L.2020, c.11 (C.10:4-9.3). The rules and regulations established pursuant to this section shall be effective immediately upon filing with the Office of Administrative Law for a period not to exceed 18 months, and may, thereafter, be amended, adopted or readopted in accordance with the provisions of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.).

2. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 12

AN ACT concerning county and municipal budgets and amending P.L.1989, c.31.

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

1. Section 1 of P.L.1989, c.31 (C.40A:4-5.1) is amended to read as follows:

C.40A:4-5.1 Local budget date extension.

1. a. Notwithstanding the provisions of any law, rule or regulation to the contrary, the Director of the Division of Local Government Services, in the Department of Community Affairs, hereinafter the "director," may, with the approval of the Local Finance Board, in the Department of Community Affairs, extend the dates for the introduction and approval, and for the adoption, of county and municipal budgets, for any local fiscal year, beyond the dates required under the "Local Budget Law" (N.J.S.40A:4-1 et seq.).

b. Notwithstanding the provisions of subsection a. of this section, whenever a Public Health Emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.) or a State of Emergency pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, has been declared by the Governor and is in effect, the director may extend the statutory dates for the introduction and approval, and adoption, of county and municipal budgets without the approval of the Local Finance Board.

Notwithstanding any provision of this section to the contrary, the governing body of a local unit may adopt the budget for that unit at any time within 10 days after the director has certified his approval thereof and returned the same, if the certification is later than the date of the advertised hearing.

2. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 13

AN ACT concerning testing for coronavirus disease 2019 and amending P.L.2005, c.222.

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

1. For the duration of the public health emergency declared in connection with the coronavirus disease 2019 (COVID-19), all health care facilities licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.) and all clinical laboratories licensed pursuant to the "New Jersey Clinical Laboratory Improvement Act," P.L.1975, c.166 (C.45:9-42.26 et seq.) shall be authorized to collect specimens for the purposes of testing for COVID-19.

2. Section 9 of P.L.2005, c.222 (C.26:13-9) is amended to read as follows:

C.26:13-9 Powers of commissioner relative to health care, other facilities, property, roads, public areas.

9. During a state of public health emergency, the commissioner may exercise, for such period as the state of public health emergency exists, the following powers concerning health care and other facilities, property, roads, or public areas:

a. Use of property and facilities. To procure, by condemnation or otherwise, subject to the payment of reasonable costs as provided for in sections 24 and 25 of this act, construct, lease, transport, store, maintain, renovate or distribute property and facilities as may be reasonable and necessary to respond to the public health emergency, with the right to take immediate possession thereof. Such property and facilities include, but are not limited to, communication devices, carriers, real estate, food and clothing. This authority shall also include the ability to accept and manage those

goods and services donated for the purpose of responding to a public health emergency. The authority provided to the commissioner pursuant to this section shall not affect the existing authority or emergency response of other State agencies.

b. Use of health care facilities.

(1) To require, subject to the payment of reasonable costs as provided for in sections 24 and 25 of this act, a health care facility to provide services or the use of its facility if such services or use are reasonable and necessary to respond to the public health emergency, as a condition of licensure, authorization or the ability to continue doing business in the State as a health care facility. After consultation with the management of the health care facility, the commissioner may determine that the use of the facility may include transferring the management and supervision of the facility to the commissioner for a limited or unlimited period of time, but shall not exceed the duration of the public health emergency. In the event of such a transfer, the commissioner shall use the existing management of the health care facility.

(2) Concurrent with or within 24 hours of the transfer of the management and supervision of a health care facility, the commissioner shall provide the facility with a written order notifying the facility of:

(a) the premises designated for transfer;

(b) the date and time at which the transfer will commence;

(c) a statement of the terms and condition of the transfer;

(d) a statement of the basis upon which the transfer is justified; and

(e) the availability of a hearing to contest the order, as provided in paragraph (3) of this subsection.

(3) A health care facility subject to an order to transfer management and supervision to the commissioner pursuant to this section may request a hearing in the Superior Court to contest the order.

(a) Upon receiving a request for a hearing, the court shall fix a date for a hearing. The hearing shall be held within 72 hours of receipt of the request by the court, excluding Saturdays, Sundays and legal holidays. The court may proceed in a summary manner. At the hearing, the burden of proof shall be on the commissioner to prove by a preponderance of the evidence that transfer of the management and supervision of the health care facility is reasonable and necessary to respond to the public health emergency and the order issued by the commissioner is warranted to address the need.

(b) If, upon a hearing, the court finds that the transfer of the management and supervision of the health care facility is not warranted, the facility shall be released immediately from the transfer order.

(c) The manner in which the request for a hearing pursuant to this subsection is filed and acted upon shall be in accordance with the Rules of Court.

(4) A health care facility which provides services or the use of its facility or whose management or supervision is transferred to the commissioner pursuant to this subsection shall not be liable for any civil damages as a result of the commissioner's acts or omissions in providing medical care or treatment or any other services related to the public health emergency.

(5) For the duration of a state of public health emergency, the commissioner shall confer with the Commissioner of Banking and Insurance to request that the Department of Banking and Insurance waive regulations requiring compliance by a health care provider or health care facility with a managed care plan's administrative protocols, including but not limited to, prior authorization and pre-certification.

(6) The commissioner may waive any staffing ratio requirements for any health care facility for the duration of a state of public health emergency.

c. Control of property. To inspect, control, restrict, and regulate by rationing and using quotas, prohibitions on shipments, allocation or other means, the use, sale, dispensing, distribution or transportation of food, clothing and other commodities, as may be reasonable and necessary to respond to the public health emergency.

d. To identify areas that are or may be dangerous to the public health and to recommend to the Governor and the Attorney General that movement of persons within that area be restricted, if such action is reasonable and necessary to respond to the public health emergency.

3. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 14

AN ACT concerning public health emergencies and supplementing P.L.2005, c.222 (C.26:13-1 et seq.).

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

C.26:13-17.1 Information disseminated during times of public health emergencies.

1. Throughout the duration of a public health emergency declared pursuant to P.L.2005, c.222 (C.26:13-1 et seq.), to the extent practicable, information concerning food access programs and resources shall be prominently displayed on the main website of the Statewide 2-1-1 system and of each executive branch department. In addition, to the extent practicable, the Statewide 2-1-1 system and the executive branch departments shall disseminate information concerning food access programs and resources using social media and any other means deemed appropriate to reach as many individuals and population groups in the State as possible.

2. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 15

AN ACT concerning corporations and remote shareholders' meetings and amending N.J.S.14A:5-1.

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

1. N.J.S.14A:5-1 is amended to read as follows:

Place of shareholders' meetings.

14A:5-1. Place of shareholders' meetings.

(1) Meetings of shareholders of every corporation organized for any purpose under any general or special law of this State may, unless otherwise provided by law, be held at such place, within or without this State, as may be provided in the by-laws or as may be fixed by the board pursuant to authority granted by the by-laws. In the absence of any such provision, all meetings shall be held at the registered office of the corporation. During a state of emergency declared by the Governor, a meeting of shareholders may be held by means of remote communication to the extent the board authorizes and adopts guidelines and procedures governing such a meeting.

(2) One or more shareholders may participate in a meeting of shareholders by means of remote communication to the extent the board authorizes that participation. Shareholder meetings conducted in part or solely by means of remote communication in reliance upon this subsection and any shareholder's remote participation in those meetings shall be subject to

those guidelines and procedures as the board adopts, and shall be in conformity with subsection 14A:5-1(3).

(3) A shareholder participating in a meeting of shareholders by means of remote communication in reliance upon subsection 14A:5-1(1) shall be deemed present in person and shall be entitled to vote at the meeting regardless of whether that meeting is held at a designated place or solely by means of remote communication. In any shareholder meeting conducted in part or solely by means of remote communication in reliance upon subsection 14A:5-1(1), the corporation shall implement reasonable measures to:

(a) verify that each person participating remotely is a shareholder or a proxy of a shareholder;

(b) provide each shareholder participating remotely with a reasonable opportunity to participate in the meeting, including an opportunity to vote on matters submitted to the shareholders, and to read or hear the proceedings of the meeting substantially concurrently with those proceedings; and

(c) record and maintain a record of any shareholder votes or other actions taken by remote communication at the meeting.

2. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 16

AN ACT limiting the return of certain items purchased during a state of emergency declared in response to COVID-19 and supplementing P.L.1960, c.39 (C.56:8-1 et seq.).

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

C.56:8-222 Findings, declarations relative to return of certain items purchased during a state of emergency.

1. The Legislature finds and declares that in response to the public health emergency resulting from the COVID-19 virus, consumers have been purchasing large quantities of products in order to prepare for a possible quarantine or isolation period. The Centers for Disease Control and Prevention (CDC) has advised that the COVID-19 virus may be spread from person-to-person from contaminated surfaces. The CDC further has

advised that current evidence suggests that the COVID-19 virus may remain viable on contaminated surfaces for anywhere from hours to days. Following a quarantine or period of isolation, a consumer may attempt to return unused items purchased in bulk, which may contribute to the spread of COVID-19 if the items being returned are contaminated with the virus. The legislature finds that in order to inhibit the further spread of COVID-19 and protect the public health, it is necessary to limit the return of groceries and other foodstuffs purchased during a state of emergency declared in response to COVID-19.

C.56:8-223 Definitions relative to the return of items purchased during a state of emergency.

2. As used in this act:

"Groceries and other foodstuffs" means dairy products, meat and delicatessen products, produce products, seafood products, carbonated beverages, coffee and other beverages, snack foods, candy products, baked products, paper products, household cleaning items, health and beauty products, frozen foods, pet foods and supplies, and any other edible product not previously listed.

"Retail food store" means any retail establishment where groceries and other foodstuffs are regularly and customarily sold in a bona fide manner for off-premises consumption.

C.56:8-224 Unlawful practice, violation

3. It shall be an unlawful practice, and a violation of P.L.1960, c.39 (C.56:8-1 et seq.) for any retail food store to accept the return of any groceries and other foodstuffs purchased by a consumer during, and for 30 days following, a state of emergency declared in response to COVID-19. A retail food store may accept the return of groceries and other foodstuffs if it determines, in its sole discretion, that the groceries and other foodstuffs are unsafe for use or otherwise adulterated within the meaning of R.S.24:5-8 as a result of any manufacturing error or defect. Any groceries or other foodstuffs accepted for return by a retail food store shall not be offered for resale.

4. This act shall take effect immediately.

Approved March 20, 2020.

CHAPTER 17

AN ACT concerning family leave and disability benefits and amending various parts of the statutory law.

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

1. Section 3 of P.L.2018, c.10 (C.34:11D-3) is amended to read as follows:

C.34:11D-3 Permitted usage of earned sick leave.

3. a. An employer shall permit an employee to use the earned sick leave accrued pursuant to this act for any of the following:

(1) time needed for diagnosis, care, or treatment of, or recovery from, an employee's mental or physical illness, injury or other adverse health condition, or for preventive medical care for the employee;

(2) time needed for the employee to aid or care for a family member of the employee during diagnosis, care, or treatment of, or recovery from, the family member's mental or physical illness, injury or other adverse health condition, or during preventive medical care for the family member;

(3) absence necessary due to circumstances resulting from the employee, or a family member of the employee, being a victim of domestic or sexual violence, if the leave is to allow the employee to obtain for the employee or the family member: medical attention needed to recover from physical or psychological injury or disability caused by domestic or sexual violence; services from a designated domestic violence agency or other victim services organization; psychological or other counseling; relocation; or legal services, including obtaining a restraining order or preparing for, or participating in, any civil or criminal legal proceeding related to the domestic or sexual violence;

(4) time during which the employee is not able to work because of:

(a) a closure of the employee's workplace, or the school or place of care of a child of the employee by order of a public official or because of a state of emergency declared by the Governor, due to an epidemic or other public health emergency;

(b) the declaration of a state of emergency by the Governor, or the issuance by a health care provider or the Commissioner of Health or other public health authority of a determination that the presence in the community of the employee, or a member of the employee's family in need of care by the employee, would jeopardize the health of others;

(c) during a state of emergency declared by the Governor, or upon the recommendation, direction, or order of a healthcare provider or the Commissioner of Health or other authorized public official, the employee undergoes isolation or quarantine, or cares for a family member in quarantine, as a result of suspected exposure to a communicable disease and a finding by the provider or authority that the presence in the community of the employee or family member would jeopardize the health of others; or

(5) time needed by the employee in connection with a child of the employee to attend a school-related conference, meeting, function or other event requested or required by a school administrator, teacher, or other professional staff member responsible for the child's education, or to attend a meeting regarding care provided to the child in connection with the child's health conditions or disability.

b. If an employee's need to use earned sick leave is foreseeable, an employer may require advance notice, not to exceed seven calendar days prior to the date the leave is to begin, of the intention to use the leave and its expected duration, and shall make a reasonable effort to schedule the use of earned sick leave in a manner that does not unduly disrupt the operations of the employer. If the reason for the leave is not foreseeable, an employer may require an employee to give notice of the intention as soon as practicable, if the employer has notified the employee of this requirement. Employers may prohibit employees from using foreseeable earned sick leave on certain dates, and require reasonable documentation if sick leave that is not foreseeable is used during those dates. For earned sick leave of three or more consecutive days, an employer may require reasonable documentation that the leave is being taken for the purpose permitted under subsection a. of this section. If the leave is permitted under paragraph (1) or (2) of subsection a. of this section, documentation signed by a health care professional who is treating the employee or the family member of the employee indicating the need for the leave and, if possible, number of days of leave, shall be considered reasonable documentation. If the leave is permitted under paragraph (3) of subsection a. of this section because of domestic or sexual violence, any of the following shall be considered reasonable documentation of the domestic or sexual violence: medical documentation; a law enforcement agency record or report; a court order; documentation that the perpetrator of the domestic or sexual violence has been convicted of a domestic or sexual violence offense; certification from a certified Domestic Violence Specialist or a representative of a designated domestic violence agency or other victim services organization; or other documentation or certification provided by a social worker, counselor, member of the clergy, shelter worker, health care

professional, attorney, or other professional who has assisted the employee or family member in dealing with the domestic or sexual violence. If the leave is permitted under paragraph (4) of subsection a. of this section, a copy of the order of the public official or the determination by the health authority shall be considered reasonable documentation.

c. Nothing in this act shall be deemed to require an employer to provide earned sick leave for an employee's leave for purposes other than those identified in this section, or prohibit the employer from taking disciplinary action against an employee who uses earned sick leave for purposes other than those identified in this section. An employer may provide an offer to an employee for a payment of unused earned sick leave in the final month of the employer's benefit year. The employee shall choose, no later than 10 calendar days from the date of the employer's offer, whether to accept a payment or decline a payment. If the employee agrees to receive a payment, the employee shall choose a payment for the full amount of unused earned sick leave or for 50 percent of the amount of unused earned sick leave. The payment amount shall be based on the same rate of pay that the employee earns at the time of the payment. If the employee declines a payment for unused earned sick leave, or agrees to a payment for 50 percent of the amount of unused sick leave, the employee shall be entitled to carry forward any unused or unpaid earned sick leave to the proceeding benefit year as provided pursuant to subsection a. of section 2 of this act. If the employee agrees to a payment for the full amount of unused earned sick leave, the employee shall not be entitled to carry forward any earned sick leave to the proceeding benefit year pursuant to subsection a. of section 2 of this act.

d. If an employer foregoes the accrual process for earned sick leave hours pursuant to subsection a. of section 2 of this act and provides an employee with the full complement of earned sick leave for a benefit year on the first day of each benefit year, then the employer shall either provide to the employee a payment for the full amount of unused earned sick leave in the final month of the employer's benefit year or carry forward any unused sick leave to the next benefit year. The employer may pay the employee the full amount of unused earned sick leave in the final month of a benefit year pursuant to this subsection only if the employer forgoes, with respect to that employee, the accrual process for earned sick leave during the next benefit year. Unless an employer policy or collective bargaining agreement provides for the payment of accrued earned sick leave upon termination, resignation, retirement or other separation from employment, an employee shall not be entitled under this section to payment of unused earned sick leave upon the separation from employment.

e. Any information an employer possesses regarding the health of an employee or any family member of the employee or domestic or sexual violence affecting an employee or employee's family member shall be treated as confidential and not disclosed except to the affected employee or with the written permission of the affected employee.

2. Section 3 of P.L.1989, c.261 (C.34:11B-3) is amended to read as follows:

C.34:11B-3 Definitions.

3. As used in this act:

a. "Child" means a biological, adopted, foster child, or resource family child, stepchild, legal ward, or child of a parent, including a child who becomes the child of a parent pursuant to a valid written agreement between the parent and a gestational carrier.

b. "Director" means the Director of the Division on Civil Rights.

c. "Division" means the Division on Civil Rights in the Department of Law and Public Safety.

d. "Employ" means to suffer or permit to work for compensation, and includes ongoing, contractual relationships in which the employer retains substantial direct or indirect control over the employee's employment opportunities or terms and conditions of employment.

e. "Employee" means a person who is employed for at least 12 months by an employer, with respect to whom benefits are sought under this act, for not less than 1,000 base hours during the immediately preceding 12-month period. Any time, up to a maximum of 90 calendar days, during which a person is laid off or furloughed by an employer due to that employer curtailing operations because of a state of emergency declared after October 22, 2012, shall be regarded as time in which the person is employed for the purpose of determining eligibility for leave time under this act. In making the determination, the base hours per week during the layoff or furlough shall be deemed to be the same as the average number of hours worked per week during the rest of the 12-month period.

f. "Employer" means a person or corporation, partnership, individual proprietorship, joint venture, firm or company or other similar legal entity which engages the services of an employee and which:

(1) (Deleted by amendment, P.L.2019, c.37);

(2) (Deleted by amendment, P.L.2019, c.37);

(3) With respect to the period of time from the 1,095th day following the effective date of P.L.1989, c.261 (C.34:11B-1 et seq.) through June 30,

2019, employs 50 or more employees for each working day during each of 20 or more calendar workweeks in the then current or immediately preceding calendar year; and

(4) With respect to any period of time on or after June 30, 2019, employs 30 or more employees for each working day during each of 20 or more calendar workweeks in the then current or immediately preceding calendar year.

"Employer" includes the State, any political subdivision thereof, and all public offices, agencies, boards or bodies.

g. "Employment benefits" means all benefits and policies provided or made available to employees by an employer, and includes group life insurance, health insurance, disability insurance, sick leave, annual leave, pensions, or other similar benefits.

h. "Parent" means a person who is the biological parent, adoptive parent, foster parent, resource family parent, step-parent, parent-in-law or legal guardian, having a "parent-child relationship" with a child as defined by law, or having sole or joint legal or physical custody, care, guardianship, or visitation with a child, or who became the parent of the child pursuant to a valid written agreement between the parent and a gestational carrier.

i. "Family leave" means leave from employment so that the employee may provide care made necessary by reason of:

(1) the birth of a child of the employee, including a child born pursuant to a valid written agreement between the employee and a gestational carrier;

(2) the placement of a child into foster care with the employee or in connection with adoption of such child by the employee; or

(3) the serious health condition of a family member of the employee.

j. "Family member" means a child, parent, parent-in-law, sibling, grandparent, grandchild, spouse, domestic partner, or one partner in a civil union couple, or any other individual related by blood to the employee, and any other individual that the employee shows to have a close association with the employee which is the equivalent of a family relationship.

k. "Reduced leave schedule" means leave scheduled for fewer than an employee's usual number of hours worked per workweek but not for fewer than an employee's usual number of hours worked per workday, unless agreed to by the employee and the employer.

l. "Serious health condition" means an illness, injury, impairment, or physical or mental condition which requires:

(1) inpatient care in a hospital, hospice, or residential medical care facility; or

(2) continuing medical treatment or continuing supervision by a health care provider.

During a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, "serious health condition" shall also include an illness caused by an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease, which requires in-home care or treatment of a family member of the employee due to:

(1) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of a family member may jeopardize the health of others; and

(2) the recommendation, direction, or order of the provider or authority that the family member be isolated or quarantined because of suspected exposure to the communicable disease.

m. "State of emergency" means a natural or man-made disaster or emergency for which a state of emergency has been declared by the President of the United States or the Governor, or for which a state of emergency has been declared by a municipal emergency management coordinator.

3. Section 4 of P.L.1989, c.261 (C.34:11B-4) is amended to read as follows:

C.34:11B-4 Family leave; duration, frequency, payment, certification, denial.

4. An employee of an employer in this State subject to the provisions of this act shall be entitled to a family leave of 12 weeks in any 24-month period upon advance notice to the employer in the manner specified by the provisions of sections 11 and 12 of P.L.2008, c.17 (C.43:21-39.2 and 43:21-39.3), unless the employer denies family leave to the employee pursuant to subsection h. of this section.

a. In the case of a family member who has a serious health condition, the leave may be taken intermittently when medically necessary, in the manner specified by the provisions of section 11 of P.L.2008, c.17 (C.43:21-39.2).

b. In the case of the foster care placement, birth or adoption of a healthy child, the leave may be taken intermittently in the manner specified by the provisions of paragraph (2) of subsection a. of section 12 of P.L.2008, c.17 (C.43:21-39.3).

c. Leave taken because of the birth or placement for adoption of a child may commence at any time within a year after the date of the foster care placement, birth or placement for adoption.

d. Family leave required by this act may be paid, unpaid, or a combination of paid and unpaid leave. If an employer provides paid family leave for fewer than 12 workweeks, the additional weeks of leave added to attain the 12-workweek total required by this act may be unpaid.

e. An employer may require that any period of family leave be supported by certification issued by a duly licensed health care provider or any other health care provider determined by the director to be capable of providing adequate certification.

(1) Where the certification is for the serious health condition of a family member of the employee, the certification shall be sufficient if it states: (a) the date on which the serious health condition commenced; (b) the probable duration of the condition; and (c) the medical facts within the provider's knowledge regarding the condition;

(2) Where the certification is for the birth or placement of the child, the certification need only state the date of birth or date of placement, whichever is appropriate.

In any case in which the employer has reason to doubt the validity of the certification provided pursuant to paragraph (1) of this subsection, the employer may require, at its own expense, that an employee obtain an opinion regarding the serious health condition from a second health care provider designated or approved, but not employed on a regular basis, by the employer. If the second opinion differs from the certification provided pursuant to paragraph (1) of this subsection, the employer may require, at its own expense, that the employee obtain the opinion of a third health care provider designated or approved jointly by the employer and the employee concerning the serious health condition. The opinion of the third health care provider shall be considered to be final and shall be binding on the employer and the employee.

f. In any case in which the necessity for leave under this act is foreseeable, based upon placement of a child into foster care an expected birth or placement of the child for adoption, the employee shall provide the employer with prior notice of the expected birth or placement of the child for adoption or foster care in the manner specified by the provisions of section 11 of P.L.2008, c.17 (C.43:21-39.2).

g. No employee shall, during any period of leave taken pursuant to this section, perform services on a full-time basis for any person for whom

the employee did not provide those services immediately prior to commencement of the leave.

h. An employer may deny family leave to the employee if:

(1) The employee is a salaried employee who is among the highest paid 5% of the employer's employees or the seven highest paid employees of the employer, whichever is greater;

(2) The denial is necessary to prevent substantial and grievous economic injury to the employer's operations; and

(3) The employer notifies the employee of its intent to deny the leave at the time the employer determines that the denial is necessary.

The provisions of this subsection shall not apply when the family leave is due to a health care provider, the Commissioner of Health or other authorized public official having ordered, directed, or recommended that a family member of the employee in need of care by the employee be isolated or quarantined, or is due to a place of care of a member of the employee's family being closed because of a state of emergency declared by the Governor or order of the Commissioner of Health or other authorized public official, during an epidemic of a communicable disease, or a known or suspected exposure to a communicable disease.

i. In any case in which the leave has already commenced at the time of the notification pursuant to paragraph (3) of subsection h. of this section, the employee shall return to work within 10 working days of the date of notification.

4. Section 3 of P.L.1948, c.110 (C.43:21-27) is amended to read as follows:

C.43:21-27 Definitions.

3. As used in this act, unless the context clearly requires otherwise:

(a) (1) "Covered employer" means, with respect to whether an employer is required to provide benefits during an employee's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, who is an employer subject to the "unemployment compensation law" (R.S.43:21-1 et seq.), except the State, its political subdivisions, and any instrumentality of the State unless such governmental entity elects to become a covered employer pursuant to paragraph (2) of this subsection (a); provided, however, that commencing with

the effective date of this act, the State of New Jersey, including Rutgers, The State University and the New Jersey Institute of Technology, shall be deemed a covered employer, as defined herein.

"Covered employer" means, after June 30, 2009, with respect to whether the employer is an employer whose employees are eligible for benefits during periods of family temporary disability leave pursuant to P.L.1948, c.110 (C.43:21-25 et al.), and, after December 31, 2008, whether employees of the employer are required to make contributions pursuant to R.S.43:21-7(d)(1)(G)(ii), any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company or domestic or foreign corporation, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, who is an employer subject to the "unemployment compensation law" (R.S.43:21-1 et seq.), including any governmental entity or instrumentality which is an employer under R.S.43:21-19(h)(5), notwithstanding that the governmental entity or instrumentality has not elected to be a covered employer pursuant to paragraph (2) of this subsection (a).

(2) Any governmental entity or instrumentality which is an employer under R.S.43:21-19(h)(5) may, with respect to the provision of benefits during an employee's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), elect to become a "covered employer" under this subsection beginning with the date on which its coverage under R.S.43:21-19(h)(5) begins or as of January 1 of any year thereafter by filing written notice of such election with the division within at least 30 days of the effective date. Such election shall remain in effect for at least two full calendar years and may be terminated as of January 1 of any year thereafter by filing with the division a written notice of termination at least 30 days prior to the termination date.

(b) (1) "Covered individual" means, with respect to whether an individual is eligible for benefits during an individual's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any person who is in employment, as defined in the "unemployment compensation law" (R.S.43:21-1 et seq.), for which the individual is entitled to remuneration from a covered employer, or who has been out of such employment for less than two weeks, except that a "covered individual" who is employed by the State of New Jersey, including Rutgers, The State University or the New Jersey Institute of Technology, or by any governmental entity or instrumentality which elects to become a "covered employer" pursuant to P.L.1948. c.110 (C.43:21-25 et al.) prior to July 1, 2019 shall not be eligible to receive any benefits under the "Temporary Disability Benefits Law" until such individual has exhausted all sick leave accumulated as an employee in the classified service of the

State or accumulated under terms and conditions similar to classified employees or accumulated under the terms and conditions pursuant to the laws of this State or as the result of a negotiated contract with any governmental entity or instrumentality which elects to become a "covered employer"; and, after June 30, 2019 may be required, prior to receiving any benefits under the "Temporary Disability Benefits Law," to use up to two weeks of sick leave accumulated as an employee in the classified service of the State or accumulated under terms and conditions similar to classified employees or accumulated under the terms and conditions pursuant to the laws of this State or as the result of a negotiated contract with any governmental entity or instrumentality which elects to become a "covered employer," except that the individual shall not be required to use the individual's last week's worth of accumulated sick time before receiving the benefits.

"Covered individual" shall not mean, with respect to whether an individual is eligible for benefits during an individual's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any member of the Division of State Police in the Department of Law and Public Safety.

(2) "Covered individual" means, with respect to whether an individual is eligible for benefits during the individual's period of family temporary disability leave pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any individual who is in employment, as defined in the "unemployment compensation law" (R.S.43:21-1 et seq.), for which the individual is entitled to remuneration from a covered employer, or who has been out of that employment for less than two weeks.

(c) "Division" or "commission" means the Division of Unemployment and Temporary Disability Insurance of the Department of Labor and Workforce Development, and any transaction or exercise of authority by the director of the division shall be deemed to be performed by the division.

(d) "Day" shall mean a full calendar day beginning and ending at midnight.

(e) "Disability" shall mean such disability as is compensable under section 5 of P.L.1948, c.110 (C.43:21-29).

(f) "Disability benefits" shall mean any cash payments which are payable to a covered individual for all or part of a period of disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.).

(g) "Period of disability" with respect to any covered individual shall mean:

(1) The entire period of time during which the covered individual is continuously and totally unable to perform the duties of the covered individual's employment because of the covered individual's own disability, except

that two periods of disability due to the same or related cause or condition and separated by a period of not more than 14 days shall be considered as one continuous period of disability; provided the individual has earned wages during such 14-day period with the employer who was the individual's last employer immediately preceding the first period of disability; and

(2) On or after July 1, 2009, the entire period of family temporary disability leave taken from employment by the covered individual.

(h) "Wages" shall mean all compensation payable by covered employers to covered individuals for personal services, including commissions and bonuses and the cash value of all compensation payable in any medium other than cash.

(i) (1) (Deleted by amendment, P.L.2001, c.17).

(2) (Deleted by amendment, P.L.2001, c.17).

(3) (Deleted by amendment, P.L.2013, c.221).

(4) "Base week" with respect to periods of disability commencing on or after January 1, 2001, means any calendar week of a covered individual's base year during which the covered individual earned in employment from a covered employer remuneration not less than an amount 20 times the minimum wage in effect pursuant to section 5 of P.L.1966, c.113 (C.34:11-56a4) on October 1 of the calendar year preceding the calendar year in which the benefit year commences, which amount shall be adjusted to the next higher multiple of $1.00 if not already a multiple thereof, except that if in any calendar week an individual subject to this paragraph is in employment with more than one employer, the covered individual may in that calendar week establish a base week with respect to each of the employers from whom the covered individual earns remuneration equal to not less than the amount defined in this paragraph during that week.

(5) In the case of an individual who is laid off or furloughed by an employer curtailing operations because of a state of emergency declared after October 22, 2012, any week in which the individual is separated from employment due to that layoff or furlough, up to a maximum of 13 weeks, shall be regarded as a week which is a "base week" for the purpose of determining whether the individual becomes eligible for benefits pursuant to subsection (d) or (e) of section 17 of P.L.1948, c.110 (C.43:21-41), but shall not be regarded as a base week when calculating the "average weekly wage" pursuant to subsection (j) of this section.

(j) (1) "Average weekly wage" means, with respect to the payment of benefits commencing before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), the amount derived by dividing a covered individual's total wages earned from the individual's most recent covered employer during

the base weeks in the eight calendar weeks immediately preceding the calendar week in which a period of disability commenced, by the number of such base weeks, and, with respect to the payment of benefits commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), the amount derived by dividing a covered individual's total wages earned from the individual's most recent covered employer during the base weeks in the base year immediately preceding the calendar week in which a period of disability commenced, or in which the individual submits a claim for the benefits pursuant to subsection h. of section 10 of P.L.2008, c.17 (C.43:21-39.1) or paragraph (3) of subsection (a) of section 25 of P.L.1948, c.110 (C.43:21-49), by the number of base weeks.

(2) With respect to the payment of benefits commencing before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computation in paragraph (1) of this subsection (j) yields a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in such eight calendar weeks, then the average weekly wage shall be computed on the basis of earnings from all covered employers during the base weeks in the eight calendar weeks immediately preceding the week in which the period of disability commenced, and, with respect to the payment of benefits commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computation in paragraph (1) of this subsection (j) yields a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in the base year, then the average weekly wage shall be computed on the basis of earnings from all covered employers during the base weeks in the base year immediately preceding the week in which the period of disability commences, or in which the individual submits a claim for the benefits pursuant to subsection h. of section 10 of P.L.2008, c.17 (C.43:21-39.1) or paragraph (3) of subsection (a) of section 25 of P.L.1948, c.110 (C.43:21-49).

(3) For periods of disability commencing on or after July 1, 2009 and before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computations in paragraphs (1) and (2) of this subsection (j) both yield a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in the 26 calendar weeks immediately preceding the week in which the period of disability commenced, then the average weekly wage shall, upon a written request to the department by the individual on a form provided by the department, be computed by the department on the basis of earnings from all covered employers of the individual during the base weeks in those 26 calendar weeks,

and, in the case of a claim for benefits from a private plan, that computation of the average weekly wage shall be provided by the department to the individual and the individual's employer.

When determining the "average weekly wage" with respect to a period of family temporary disability leave for an individual who has a period of family temporary disability immediately after the individual has a period of disability for the individual's own disability, the period of disability is deemed to have commenced at the beginning of the period of disability for the individual's own disability, not the period of family temporary disability.

(k) "Child" means a biological, adopted, or foster child, stepchild or legal ward of a covered individual, child of a domestic partner of the covered individual, or child of a civil union partner of the covered individual, including a child who becomes the child of a parent pursuant to a valid written agreement between the parent and a gestational carrier.

(l) "Domestic partner" means a domestic partner as defined in section 3 of P.L.2003, c.246 (C.26:8A-3).

(m)"Civil union" means a civil union as defined in section 2 of P.L.2006, c.103 (C.37:1-29).

(n) "Family member" means a sibling, grandparent, grandchild, child, spouse, domestic partner, civil union partner, parent-in-law, or parent of a covered individual, or any other individual related by blood to the employee, and any other individual that the employee shows to have a close association with the employee which is the equivalent of a family relationship.

(o) "Family temporary disability leave" means leave taken by a covered individual from work with an employer to:

(1) participate in the providing of care, as defined in the "Family Leave Act," P.L.1989, c.261 (C.34:11B-1 et seq.) and regulations adopted pursuant to that act, for a family member of the individual made necessary by a serious health condition of the family member;

(2) be with a child during the first 12 months after the child's birth, if the individual, or the domestic partner or civil union partner of the individual, is a biological parent of the child, or is a parent of the child pursuant to a valid gestational carrier agreement, or the first 12 months after the placement of the child for adoption or as a foster child with the individual; or

(3) engage in activities for which unpaid leave may be taken pursuant to section 3 of the "New Jersey Security and Financial Empowerment Act," P.L.2013, c.82 (C.34:11C-3), on the individual's own behalf, if the individual is a victim of an incident of domestic violence, a sexually violent offense, or to assist a family member of the individual who has been a victim of an incident of domestic violence, or a sexually violent offense, provided

that any time taken by an individual who has been a victim of an incident of domestic violence, or a sexually violent offense for which the individual receives benefits for a disability caused by the violence or offense shall be regarded as a period of disability of the individual and not as a period of family temporary disability leave.

"Family temporary disability leave" does not include any period of time in which a covered individual is paid benefits pursuant to P.L.1948, c.110 (C.43:21-25 et al.) because the individual is unable to perform the duties of the individual's employment due to the individual's own disability.

(p) "Health care provider" means a health care provider as defined in the "Family Leave Act," P.L.1989, c.261 (C.34:11B-1 et seq.), and any regulations adopted pursuant to that act.

(q) "Parent of a covered individual" means a biological parent, foster parent, adoptive parent, or stepparent of the covered individual or a person who was a legal guardian of the covered individual when the covered individual was a child, or who became the parent of the covered individual pursuant to a valid written agreement between the parent and a gestational carrier.

(r) "Placement for adoption" means the time when a covered individual adopts a child or becomes responsible for a child pending adoption by the covered individual.

(s) "Serious health condition" means an illness, injury, impairment or physical or mental condition which requires: inpatient care in a hospital, hospice, or residential medical care facility; or continuing medical treatment or continuing supervision by a health care provider. During a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, "serious health condition" shall also include an illness caused by an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease, which requires in-home care or treatment of the employee or family member of the employee due to:

(1) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the employee or family member may jeopardize the health of others; and

(2) the recommendation, direction, or order of the provider or authority that the employee or family member be isolated or quarantined as a result of suspected exposure to a communicable disease.

(t) "12-month period" means, with respect to an individual who establishes a valid claim for disability benefits during a period of family tempo-

rary disability leave, the 365 consecutive days that begin with the first day that the individual first establishes the claim.

(u) "State of emergency" means a natural or man-made disaster or emergency for which a state of emergency has been declared by the President of the United States or the Governor, or for which a state of emergency has been declared by a municipal emergency management coordinator.

(v) "Base year" with respect to benefit years commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), means the first four of the last five completed calendar quarters immediately preceding the period of disability, except that, if the individual does not have sufficient qualifying weeks or wages in the individual's base year to qualify for benefits, the individual shall have the option of designating that the individual's base year shall be the "alternative base year," which means the last four completed calendar quarters immediately preceding the period of disability; and except that if the individual also does not have sufficient qualifying weeks or wages in the last four completed calendar quarters immediately preceding the period of disability, "alternative base year" means the last three completed calendar quarters immediately preceding the individual's benefit year and, of the calendar quarter in which the period of disability commences, the portion of the quarter which occurs before the commencing of the period of disability. The division shall inform the individual of the individual's options under this subsection. If information regarding weeks and wages for the calendar quarter or quarters immediately preceding the period of disability is not available to the division from the regular quarterly reports of wage information and the division is not able to obtain the information using other means pursuant to State or federal law, the division may base the determination of eligibility for benefits on the affidavit of an individual with respect to weeks and wages for that calendar quarter. The individual shall furnish payroll documentation, if available, in support of the affidavit. A determination of benefits based on an alternative base year shall be adjusted when the quarterly report of wage information from the employer is received if that information causes a change in the determination.

5. Section 5 of P.L.1948, c.110 (C.43:21-29) is amended to read as follows:

C.43:21-29 Compensable disability.

5. Compensable disability.

(a) In the case of the disability of a covered individual, disability shall be compensable subject to the limitations of P.L.1948, c.110 (C.43:21-25 et

al.) if: the disability is the result of the covered individual suffering an accident or sickness not arising out of and in the course of the individual's employment or if so arising not compensable under the workers' compensation law, R.S.34:15-1 et seq., including if the disability is the result of the donation of any organ or bone marrow by the covered individual, and the disability results in the individual's total inability to perform the duties of employment, except that an individual who is otherwise eligible for benefits but only able to return to work on a reduced basis while recovering from the disability may receive benefits pursuant to the provisions of subsection (b) of section 16 of P.L.1948, c.110 (C.43:21-40).

(b) In the case of an individual taking family temporary disability leave, the leave, including leave to care for family members suffering from accident or sickness, shall be compensable subject to the limitations of P.L.2008, c.17 (C.43:21-39.1 et al.).

(c) During a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, "sickness" also includes an illness caused by an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease, which requires in-home care or treatment of the employee or family member of the employee due to:

(1) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the family member or employee may jeopardize the health of others; and

(2) the recommendation, direction, or order of the provider or authority that the employee or family member be isolated or quarantined as a result of suspected exposure to a communicable disease.

6. Section 14 of P.L.1948, c.110 (C.43:21-38) is amended to read as follows:

C.43:21-38 Duration of benefits.

14. a. With respect to any period of disability for an individual's own disability commencing on or after January 1, 1953, disability benefits, not in excess of an individual's maximum benefits, shall be payable with respect to disability which commences while a person is a covered individual under the Temporary Disability Benefits Law, and shall be payable with respect to the eighth consecutive day of such disability and each day thereafter that such period of disability continues; and if benefits shall be payable for three consecutive weeks with respect to any period of disability

commencing on or after January 1, 1968, then benefits shall also be payable with respect to the first seven days thereof. With respect to any period of disability for an individual's own disability commencing on or after the effective date of P.L.2020, c.17 the disability benefits shall be payable with respect to the first day of the disability, if the disability is for a sickness as described in subsection (c) of section 5 of P.L.1948, c.110 (C.43:21-29).

b. With respect to any period of family temporary disability leave commencing on or after July 1, 2009 and while an individual is a covered individual, family temporary disability benefits, not in excess of the individual's maximum benefits, shall be payable with respect to the first day of leave taken after the first one-week period following the commencement of the period of family temporary disability leave and each subsequent day of leave during that period of family temporary disability leave; and if benefits become payable on any day after the first three weeks in which leave is taken, then benefits shall also be payable with respect to any leave taken during the first one-week period in which leave is taken. With respect to any period of family temporary disability leave commencing on or after July 1, 2019 and while an individual is a covered individual, family temporary disability benefits, not in excess of the individual's maximum benefits, shall be payable with respect to the first day of leave taken upon the commencement of the period of family temporary disability leave and each subsequent day of leave during that period of family temporary disability leave. The maximum total benefits payable to any eligible individual for any period of disability of the individual commencing on or after January 1, 1968, shall be either 26 times his weekly benefit amount or 1/3 of his total wages in his base year, whichever is the lesser; provided that such maximum amount shall be computed in the next lower multiple of $1.00 if not already a multiple thereof. The maximum total benefits payable to any eligible individual for any period of family temporary disability leave commencing on or after July 1, 2009 and before July 1, 2020, shall be six times the individual's weekly benefit amount or 1/3 of his total wages in his base year, whichever is the lesser; provided that the maximum amount shall be computed in the next lower multiple of $1.00, if not already a multiple thereof. The maximum total benefits payable to any eligible individual for any period of family temporary disability leave commencing on or after July 1, 2020, shall be twelve times the individual's weekly benefit amount; provided that the maximum amount shall be computed in the next lower multiple of $1.00, if not already a multiple thereof.

7. Section 15 of P.L.1948, c.110 (C.43:21-39) is amended to read as follows:

C.43:21-39 Limitation of benefits.

15. Limitation of benefits. Notwithstanding any other provision of the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.), no benefits shall be payable under the State plan to any individual:

(a) for the first seven consecutive days of each period of disability; except that:

(1) if benefits shall be payable for three consecutive weeks with respect to any period of disability, then benefits shall also be payable with respect to the first seven days thereof;

(2) (Deleted by amendment, P.L.2019, c.37)

(3) in the case of an individual taking family temporary disability leave, there shall be no waiting period;

(4) if the benefits shall be payable for a period of disability which is the result of the donation of any organ or bone marrow by the covered individual, then benefits shall be payable with respect to the first seven days thereof; and

(5) the seven-day waiting period shall not apply to benefits for a period of disability if the disability is for a sickness as described in subsection (c) of section 5 of P.L.1948, c.110 (C.43:21-29);

(b) (1) for more than 26 weeks with respect to any one period of disability of the individual;

(2) for more than six weeks with respect to any one period of family temporary disability leave commencing before July 1, 2020 and more than 12 weeks if the period of leave commences on or after July 1, 2020, or for more than 42 days with respect to any one period of family temporary disability leave commencing before July 1, 2020 and more than 56 days if the period of leave commences on or after July 1, 2020, and is taken on an intermittent basis; and

(3) for more than six weeks of family temporary disability leave during any 12-month period commencing before July 1, 2020 and more than 12 weeks for any 12-month period commencing on or after July 1, 2020, or for more than 42 days of family temporary disability leave taken during any 12-month period commencing before July 1, 2020 and more than 56 days if the period of leave commences on or after July 1, 2020, on an intermittent basis, including family temporary disability leave taken pursuant to R.S.43:21-4(f)(2) while unemployed;

(c) for any period of disability which did not commence while the claimant was a covered individual;

(d) for any period of disability of a claimant during which the claimant is not under the care of a legally licensed physician, dentist, optometrist, podiatrist, practicing psychologist, advanced practice nurse, certified nurse midwife, or chiropractor, who, when requested by the division, shall certify within the scope of the practitioner's practice, the disability of the claimant, the probable duration thereof, and, where applicable, the medical facts within the practitioner's knowledge or for any period of family temporary disability leave for a serious health condition of a family member of the claimant, during which the family member is not receiving inpatient care in a hospital, hospice, or residential medical care facility or is not subject to continuing medical treatment or continuing supervision by a health care provider, who, when requested by the division, shall certify within the scope of the provider's practice, the serious health condition of the family member, the probable duration thereof, and, where applicable, the medical facts within the provider's knowledge;

(e) (Deleted by amendment, P.L.1980, c.90.)

(f) for any period of disability due to willfully and intentionally self-inflicted injury, or to injury sustained in the perpetration by the claimant of a crime of the first, second, third, or fourth degree, or for any period during which a covered individual would be disqualified for unemployment compensation benefits for gross misconduct under subsection (b) of R.S.43:21-5;

(g) for any period during which the claimant performs any work for remuneration or profit, except that, in a case of a claim for benefits for a period of family temporary disability on or after July 1, 2020 in which the covered individual has more than one employer, the individual shall have the option of claiming benefits for leave taken from one employer, based on wages paid by that employer, on the condition that the individual does not, during the period for which the benefits are paid, increase the amount of employment time with any one employer;

(h) in a weekly amount which together with any remuneration the claimant continues to receive from the employer would exceed regular weekly wages immediately prior to disability;

(i) for any period during which a covered individual would be disqualified for unemployment compensation benefits under subsection (d) of R.S.43:21-5, unless the disability commenced prior to such disqualification;

(j) for any period during which the claimant receives any paid sick leave, vacation time or other leave at full pay from the employer of the individual;

and there shall be no other cause of disqualification or ineligibility to receive disability benefits hereunder except as may be specifically provided in P.L.1948, c.110 (C.43:21-25 et al.).

8. This act shall take effect immediately.

Approved March 25, 2020.

CHAPTER 18

AN ACT providing immunity from liability for certain claims alleging injury or death during public health emergency and state of emergency and facilitating issuance of temporary licenses and certifications.

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

1. a. The Legislature finds and declares:

This statement of legislative intent is made to establish clearly our intent because of the lack of committee hearings. This statement shall be made an official part of the record in establishing this Legislature's intent.

It has been reported that this bill would grant immunity to all medical doctors and healthcare workers in New Jersey for all inpatient or outpatient procedures or any medical treatment rendered during the timeframe of the COVID-19 emergency. This is not an accurate statement.

The enactment of this bill is to ensure that there are no impediments to providing medical treatment related to the COVID-19 emergency and that all medical personnel supporting the COVID-19 response are granted immunity. However, medical care rendered in the ordinary course of medical practice does not provide the granting of immunity. For example, procedures performed by licensed medical professionals in their ordinary course of business, including orthopedic procedures, OB/GYN services, and necessary cardiological procedures.

It is not the Legislature's intent to grant immunity for medical services, treatment and procedures that are unrelated to the COVID-19 emergency.

b. As used in this section:

"Health care facility" means any healthcare facility as defined in section 2 of P.L.2005, c.222 (C.26:13-2), and any modular field treatment facility and any other site designated by the Commissioner of Health for tem-

porary use for the purpose of providing essential services in support of the State's response to the outbreak of coronavirus disease during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020.

"Health care professional" means a physician, physician assistant, advanced practice nurse, registered nurse, licensed practical nurse, or other health care professional whose professional practice is regulated pursuant to Title 45 of the Revised Statutes or who is otherwise authorized to provide health care services in this State, an emergency medical technician or mobile intensive care paramedic certified by the Commissioner of Health pursuant to Title 26 of the Revised Statutes or who is otherwise authorized to provide health care services in this State, and a radiologic technologist regulated pursuant to Title 26 of the Revised Statutes or who is otherwise authorized to provide health care services in this State.

"Scarce critical resource allocation policy" means a policy, protocol or guidelines for the allocation by a health care facility, or a health care system that owns or operates more than one health care facility, of ventilators, intensive care unit beds, or other medical resources or supplies that may be in limited supply and high demand during a public health emergency.

c. Notwithstanding the provisions of any law, rule, or regulation to the contrary:

(1) a health care professional shall not be liable for civil damages for injury or death alleged to have been sustained as a result of an act or omission by the health care professional in the course of providing medical services in support of the State's response to the outbreak of coronavirus disease during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020; and (2) a health care facility or a health care system that owns or operates more than one health care facility shall not be liable for civil damages for injury or death alleged to have been sustained as a result of an act or omission by one or more of its agents, officers, employees, servants, representatives or volunteers, if, and to the extent, such agent, officer, employee, servant, representative or volunteer is immune from liability pursuant to paragraph (1) of this subsection.

Immunity shall also include any act or omission undertaken in good faith by a health care professional or healthcare facility or a health care system to support efforts to treat COVID-19 patients and to prevent the spread of COVID-19 during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020, including but not limited to engaging in telemedicine or telehealth, and diagnosing or treating patients outside the normal scope of the health care professional's

license or practice. The immunity granted pursuant to this subsection shall not apply to acts or omissions constituting a crime, actual fraud, actual malice, gross negligence, recklessness, or willful misconduct, and shall be retroactive to March 9, 2020.

d. Notwithstanding the provisions of any law, rule, or regulation to the contrary, a health care facility or a health care system that owns or operates more than one health care facility shall not be criminally or civilly liable for damages for injury or death alleged to have been sustained as a result of an act or omission by the facility or system or one or more of the facility's or system's agents, officers, employees, servants, representatives or volunteers during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020 in connection with the allocation of mechanical ventilators or other scarce medical resources, if the health care facility or system adopts and adheres to a scarce critical resource allocation policy that at a minimum incorporates the core principles identified by the Commissioner of Health in an executive directive or administrative order, and the health care facility's or system's agents, officers, employees, servants, representatives and volunteers shall not be civilly or criminally liable for an injury caused by any act or omission pursuant to this subsection during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020 pursuant to, and consistent with, such policy.

2. During the state of emergency declared by the Governor in Executive Order 103 of 2020 pursuant to P.L.1942, c.251 (C.App.A.:9-33 et seq.), and the public health emergency declared by the Governor in Executive Order 103 of 2020 pursuant to P.L.2005, c.222 (C.26:13-1 et seq.), the Director of the Division of Consumer Affairs within the Department of Law and Public Safety may issue an administrative order to suspend temporarily any provision of Title 45 of the Revised Statutes or suspend or modify temporarily any rule adopted pursuant to such authority concerning the practice of any profession or occupation for which licenses, certificates, registrations, or certifications are issued by the division or any board or other body in the division, or adopt or prescribe temporarily any rule concerning the practice of any profession or occupation for which licenses, certificates, registrations, or certifications are issued by the division or any board or other body in the division, if the director determines, upon concurrence by the Attorney General, that such order is necessary to promote the public welfare and further such other purposes for which the state of emergency and public health emergency was declared by the Governor in Executive

Order 103 of 2020. Any administrative order issued by the director pursuant to this section shall cease to apply upon the expiration of the state of emergency or public health emergency declared by the Governor in Executive Order 103 of 2020, or upon the rescission of the declaration of the state of emergency or public health emergency declared by the Governor in Executive Order 103 of 2020, and shall not be subject to the requirements of the Administrative Procedure Act, P.L.1968, c.410 (C.52:14B-1 et seq.).

3. a. Notwithstanding any other provision of law to the contrary, for the duration of the state of emergency or the public health emergency declared in response to the COVID-19 pandemic, whichever period of declared emergency is longer, the Commissioner of Health shall be authorized to:

(1) issue a provisional certification to any emergency medical technician whose professional certification has expired, regardless of whether the emergency medical technician has satisfied the requirements for reinstatement of an expired certification, provided that the emergency medical technician submits an application for provisional certification that includes such information or attestations as may be required by the commissioner, and the commissioner determines that the application should be granted. The commissioner may require additional showings, such as a demonstration of proficiency, prior to granting such application. A provisional certification issued under this paragraph shall be valid for six months from the date of issuance, unless otherwise determined by the commissioner;

(2) issue a provisional certification to any paramedic whose professional certification has expired within the last five years, regardless of whether the paramedic has satisfied the requirements for reinstatement of an expired certification, provided that the paramedic submits an application for provisional certification that includes such information or attestations as may be required by the commissioner, and the commissioner determines that the application should be granted. The commissioner may require additional showings, such as a demonstration of proficiency, prior to granting such application. A provisional certification issued under this paragraph shall be valid for six months from the date of issuance, unless otherwise determined by the commissioner;

(3) temporarily reactivate the certification of any paramedic whose certification is currently on inactive status, regardless of whether the paramedic has satisfied the requirements for reactivation of an inactive certification, provided that the paramedic submits an application for reactivation that includes such information or attestations as may be required by the commissioner, and the commissioner determines that the application should be grant-

ed. The commissioner may require additional showings, such as a demonstration of proficiency, prior to granting such application. A temporary reactivation issued under this paragraph shall be valid for six months from the date of issuance, unless otherwise determined by the commissioner; and

(4) grant temporary reciprocity to any paramedic who is not certified to practice in New Jersey but is either provisionally certified as a paramedic by the National Registry of Emergency Medical Technicians or is certified as a paramedic in any other state or the District of Columbia, provided that the paramedic has not had a paramedic certification revoked by the Department of Health, does not currently have a paramedic certification under suspension by the Department of Health, and satisfies all other requirements as may be provided by the commissioner. A grant of temporary reciprocity issued under this paragraph shall be valid for six months from the date of issuance, unless otherwise determined by the commissioner.

b. To facilitate the provisional certification of emergency medical technicians and paramedics, the temporary reactivation of inactive paramedic certifications, and the grant of temporary reciprocity to out-of-State paramedics pursuant to subsection a. of this section, the commissioner is authorized to waive any fees, continuing education requirements, refresher course requirements, periods of provisional certification, required demonstrations of proficiency, endorsement requirements, clinical training requirements, examination requirements, and other requirements that would otherwise apply to recertification of an emergency medical technician or a paramedic whose certification has expired, reactivation of a paramedic certification that has been placed on inactive status, or a grant of reciprocity to an out-of-State paramedic. Waivers of regulations issued pursuant to this subsection shall be valid for six months from the date of issuance, unless otherwise determined by the commissioner.

4. This act shall take effect immediately and section 1 shall be retroactive to March 9, 2020.

Approved April 14, 2020.

CHAPTER 19

AN ACT mitigating the fiscal impact of the COVID-19 pandemic.

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

1. a. A taxpayer required to make and file an annual or quarterly return or report pursuant to the "New Jersey Gross Income Tax Act," N.J.S.54A:1-1 et seq., or the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), on an original due date of April 15, 2020, shall be granted by the Director of the Division of Taxation in the Department of the Treasury an automatic extension of time to file those returns or reports and to pay the tax due until July 15, 2020.

b. The provisions involving payment of interest upon any overpayment of tax pursuant to N.J.S.54A:9-7 and section 7 of P.L.1992, c.175 (C.54:49-15.1), are hereby extended for six months after the conclusion of the state of emergency declared by the Governor pursuant to Executive Order No. 103 of 2020, or any extension thereof, or within six months after the return is filed, whichever is later.

c. A taxpayer granted an automatic extension pursuant to subsection a. of this section shall not be subject to penalties or interest if the return or report is filed and the tax due is paid on or before July 15, 2020, or by such other date that may be permitted by the director in accordance with regulations in effect on the effective date of P.L.2020, c.19.

d. Notwithstanding any provision of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to the contrary, the director may adopt immediately upon filing with the Office of Administrative Law such rules and regulations as the director determines to be necessary and appropriate to effectuate the purposes of this section.

2. The statute of limitations to assess any tax pursuant to N.J.S.54A:9-4 and R.S.54:49-6 is hereby extended for 90 days after the conclusion of the state of emergency declared by the Governor pursuant to Executive Order No. 103 of 2020, or any extension thereof.

3. a. Notwithstanding R.S.52:5-1, or any other law to the contrary, for purposes of the State's general appropriation law, the State fiscal year scheduled to end on June 30, 2020 shall end on September 30, 2020, and the subsequent State fiscal year shall begin on October 1, 2020 and end on June 30, 2021.

b. Following the enactment of P.L.2020, c.19, any additional spending required to support the operations of the State from July 1, 2020 through Sep-

tember 30, 2020, shall be made through the enactment of a general law that amends or provides for a supplemental appropriation to P.L.2019, c.150.

4. The fiscal year of a municipality operating under the State fiscal year pursuant to an ordinance adopted pursuant to subsection a. of section 3 of 1991, c.75 (C.40A:4-3.2) shall be not be altered or otherwise affected by the provisions of section 3 of P.L. , c. (pending before the Legislature as this bill). Nothing in this section shall be construed as prohibiting a municipality from reverting to a calendar fiscal year pursuant to subsection b. of section 3 of 1991, c.75 (C.40A:4-3.2).

5. a. The State Treasurer shall prepare a report on the financial condition of the State budget for State Fiscal Years 2020 and 2021, as altered by section 3 of P.L.2020, c.19.

b. The report shall provide:

(1) an update on State revenue collections through the first nine months of State Fiscal Year 2020 and a revised forecast of revenue projections for the remainder of the current fiscal year;

(2) a detailed plan of spending from State, federal, and all other governmental funds for the continuation of essential governmental operations during the remainder of State Fiscal Year 2020, including, but not limited to, debt service payments, pension payments, spending on capital projects, public transportation, school aid, municipal aid, utility service subsidies, and funding for hospitals, higher education, and emergency relief impacted by the COVID-19 pandemic; and

(3) an assessment of current economic conditions and the potential impact of the economy on the proposed budget for State Fiscal Year 2021.

c. The report shall be submitted to the Legislature, in accordance with section 2 of P.L.1991, c.164 (C.52:14-19.1), by May 22, 2020 and shall be made publicly available through a link prominently displayed on the Office of Management and Budget in the Department of the Treasury's website.

6. The Governor shall formulate and transmit a revised budget message for State Fiscal Year 2021, as altered by section 3 of P.L.2020, c.19. The revised budget message shall meet the requirements set forth in section 11 of P.L.1944, c.112 (C.52:27B-20), except that the required estimate of balances on hand shall be as of October 1 instead of July 1, and the Governor shall present the revised budget message by August 25, 2020.

7. This act shall take effect immediately.

Approved April 14, 2020.

CHAPTER 20

AN ACT concerning nonprofit corporations and remote meetings and amending N.J.S.15A:5-1 and N.J.S.15A:5-4.

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

1. N.J.S.15A:5-1 is amended to read as follows:

Meetings of members of corporation.

15A:5-1. a. Meetings of members of every corporation organized under this title may, unless otherwise provided by law, be held at a place, within or without this State, as may be provided in the bylaws or as may be fixed by the board pursuant to authority granted by the bylaws. In the absence of such a provision, all meetings of members shall be held at the registered office of the corporation. During a state of emergency declared by the Governor, a meeting of members may be held by means of remote communication to the extent the board authorizes and adopts guidelines and procedures governing such a meeting.

b. One or more members may participate in a meeting by means of remote communication to the extent the board authorizes that participation. Meetings conducted in part or solely by means of remote communication in reliance upon this subsection and any member's remote participation in those meetings shall be subject to those guidelines and procedures as the board adopts, and shall be in conformity with subsection c. of this section.

c. A member participating in a meeting of members by means of remote communication in reliance upon subsection a. of this section shall be deemed present in person and shall be entitled to vote at the meeting regardless of whether that meeting is held at a designated place or solely by means of remote communication. In any meeting conducted in part or solely by means of remote communication in reliance upon subsection a. of this section, the corporation shall implement reasonable measures to:

(1) verify that each person participating remotely is a member or a proxy of a member;

(2) provide each member participating remotely with a reasonable opportunity to participate in the meeting, including an opportunity to vote on matters submitted to the members, and to read or hear the proceedings of the meeting substantially concurrently with those proceedings; and

(3) record and maintain a record of any votes or other actions taken by remote communication at the meeting.

2. N.J.S.15A:5-4 is amended to read as follows:

Notice of members' meetings.

15A:5-4. a. Except as otherwise provided in this act, written notice of the time, place and purposes of every meeting of members shall be given not less than 10 nor more than 60 days before the date of the meeting, either personally or by mail, to each member of record entitled to vote at the meeting. If the board has authorized participation by members by means of remote communication pursuant to N.J.S.15A:5-1, the notice to members shall describe the means of remote communication to be used.

b. When a meeting is adjourned to another time or place, it shall not be necessary, unless the bylaws otherwise provide, to give notice of the adjourned meeting if the time and place to which the meeting is adjourned are announced at the meeting at which the adjournment is taken and at the adjourned meeting only business shall be transacted as might have been transacted at the original meeting. If after the adjournment, the board fixes a new record date for the adjourned meeting, a notice of the adjourned meeting shall be given to each member of record on the new record date entitled to notice under subsection a. of this section.

3. This act shall take effect immediately.

Approved April 14, 2020.

CHAPTER 21

AN ACT concerning the date of the 2020 primary election.

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

1. a. Notwithstanding the provisions of R.S.19:2-1, R.S.19:23-40, any provision of Title 19 of the Revised Statutes, or any other law, rule, or regula-

tion to the contrary, the 2020 primary election shall not be held on the Tuesday next after the first Monday in June, falling on June 2, 2020, and shall be held instead on the Tuesday next after the first Monday in July, falling on July 7, 2020. Any other election scheduled to occur between May 13, 2020 and July 6, 2020, inclusive, shall be rescheduled to be held on July 7, 2020.

b. Nothing in this act shall be interpreted to affect the deadlines prescribed under the provisions of Title 19 of the Revised Statutes for the nomination of candidates, filing of petitions, acceptance of nominations, certification of nominations, and any other deadline required to be met preceding the primary election, when that deadline occurs before April 11, 2020, including, but not limited to, the deadline for filing nominating petitions under R.S.19:23-14, for amending defective petitions under R.S.19:23-20, for the filing of objections to nominating petitions under R.S.19:13-10, for determining the validity of objections to nominating petitions under R.S.19:13-11, and for drawing for ballot positions under R.S.19:23-24, which dates shall continue to be determined by reference to June 2, 2020. All other deadlines prescribed under the provisions of Title 19 of the Revised Statutes for meeting statutory requirements for a primary election shall be calculated using the July 7, 2020 primary election date.

c. Notwithstanding the provisions of subsection b. of this section, or any other law, rule, or regulation to the contrary, the party affiliation deadline established under R.S.19:23-45 shall be calculated based on the July 7, 2020 primary election date.

d. Notwithstanding the provisions of Title 19 of the Revised Statutes, or any other law, rule, or regulation to the contrary, petitions for direct nomination for the general election required to be filed under R.S.19:13-3 through R.S.19:13-9 shall be due by 4:00 p.m. on July 7, 2020.

2. This act shall take effect immediately.

Approved April 14, 2020.

CHAPTER 22

AN ACT concerning mass layoffs due to the coronavirus disease 2019 pandemic and amending P.L.2007, c.212.

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

1. Section 1 of P.L.2007, c.212 (C.34:21-1) is amended to read as follows:

C.34:21-1 Definitions relative to prenotification of certain plant closings, transfers and mass layoffs.

1. As used in P.L.2007, c.212 (C.34:21-1 et seq.):

"Commissioner" means the Commissioner of Labor and Workforce Development.

"Department" means the Department of Labor and Workforce Development.

"Employer" means an individual or private business entity which employs the workforce at an establishment.

"Establishment" means a place of employment which has been operated by an employer for a period longer than three years, but shall not include a temporary construction site. "Establishment" may be a single location or a group of locations, including any facilities located in this State.

"Facility" means a building.

"Mass layoff" means a reduction in force which is not the result of a transfer or termination of operations and which results in the termination of employment at an establishment during any 30-day period for 50 or more of the employees at or reporting to the establishment, except that "mass layoff" shall not include a mass layoff made necessary because of a fire, flood, natural disaster, national emergency, act of war, civil disorder or industrial sabotage, decertification from participation in the Medicare and Medicaid programs as provided under Titles XVIII and XIX of the federal "Social Security Act," Pub.L. 74-271 (42 U.S.C. s.1395 et seq.) or license revocation pursuant to P.L.1971, c.136 (C.26:2H-1 et al.).

"Operating unit" means an organizationally distinct product, operation, or specific work function within or across facilities at a single establishment.

"Response team" means the plant closing response team established pursuant to section 5 of P.L.2007, c.212 (C.34:21-5).

"Termination of employment" means the layoff of an employee without a commitment to reinstate the employee to his previous employment within six months of the layoff, except that "termination of employment" shall not mean a voluntary departure or retirement or a discharge or suspension for misconduct of the employee connected with the employment or any layoff of a seasonal employee or refer to any situation in which an employer offers to an employee, at a location inside the State and not more than 50 miles from the previous place of employment, the same employment or a

position with equivalent status, benefits, pay and other terms and conditions of employment, and, except that a layoff of more than six months which, at its outset, was announced to be a layoff of six months or less, shall not be treated as a termination of employment under P.L.2007, c.212 (C.34:21-1 et seq.) if the extension beyond six months is caused by business circumstances not reasonably foreseeable at the time of the initial layoff, and notice is given at the time it becomes reasonably foreseeable that the extension beyond six months will be required.

"Termination of operations" means the permanent or temporary shutdown of a single establishment, or of one or more facilities or operating units within a single establishment, except that "termination of operations" shall not include a termination of operations made necessary because of a fire, flood, natural disaster, national emergency, act of war, civil disorder or industrial sabotage, decertification from participation in the Medicare and Medicaid programs as provided under Titles XVIII and XIX of the federal "Social Security Act," Pub.L. 74-271 (42 U.S.C. s.1395 et seq.) or license revocation pursuant to P.L.1971, c.136 (C.26:2H-1 et al.).

"Transfer of operations" means the permanent or temporary transfer of a single establishment, or one or more facilities or operating units within a single establishment, to another location, inside or outside of this State.

2. Section 3 of P.L.2019, c.423 is amended to read as follows:

3. P.L.2019, c.423 shall take effect on the 90th day next following the termination of Executive Order 103 of 2020.

3. This act shall take effect immediately, and shall be retroactive to March 9, 2020.

Approved April 14, 2020.

CHAPTER 23

AN ACT concerning family leave and amending P.L.1989, c.261 and P.L.1948, c.110.

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

1. Section 3 of P.L.1989, c.261 (C.34:11B-3) is amended to read as follows:

C.34:11B-3 Definitions.

3. As used in this act:

a. "Child" means a biological, adopted, foster child, or resource family child, stepchild, legal ward, or child of a parent, including a child who becomes the child of a parent pursuant to a valid written agreement between the parent and a gestational carrier.

b. "Director" means the Director of the Division on Civil Rights.

c. "Division" means the Division on Civil Rights in the Department of Law and Public Safety.

d. "Employ" means to suffer or permit to work for compensation, and includes ongoing, contractual relationships in which the employer retains substantial direct or indirect control over the employee's employment opportunities or terms and conditions of employment.

e. "Employee" means a person who is employed for at least 12 months by an employer, with respect to whom benefits are sought under this act, for not less than 1,000 base hours during the immediately preceding 12-month period. Any time, up to a maximum of 90 calendar days, during which a person is laid off or furloughed by an employer due to that employer curtailing operations because of a state of emergency declared after October 22, 2012, shall be regarded as time in which the person is employed for the purpose of determining eligibility for leave time under this act. In making the determination, the base hours per week during the layoff or furlough shall be deemed to be the same as the average number of hours worked per week during the rest of the 12-month period.

f. "Employer" means a person or corporation, partnership, individual proprietorship, joint venture, firm or company or other similar legal entity which engages the services of an employee and which:

(1) (Deleted by amendment, P.L.2019, c.37);

(2) (Deleted by amendment, P.L.2019, c.37);

(3) With respect to the period of time from the 1,095th day following the effective date of P.L.1989, c.261 (C.34:11B-1 et seq.) through June 30, 2019, employs 50 or more employees for each working day during each of 20 or more calendar workweeks in the then current or immediately preceding calendar year; and

(4) With respect to any period of time on or after June 30, 2019, employs 30 or more employees for each working day during each of 20 or

more calendar workweeks in the then current or immediately preceding calendar year.

"Employer" includes the State, any political subdivision thereof, and all public offices, agencies, boards or bodies.

g. "Employment benefits" means all benefits and policies provided or made available to employees by an employer, and includes group life insurance, health insurance, disability insurance, sick leave, annual leave, pensions, or other similar benefits.

h. "Parent" means a person who is the biological parent, adoptive parent, foster parent, resource family parent, step-parent, parent-in-law or legal guardian, having a "parent-child relationship" with a child as defined by law, or having sole or joint legal or physical custody, care, guardianship, or visitation with a child, or who became the parent of the child pursuant to a valid written agreement between the parent and a gestational carrier.

i. "Family leave" means leave from employment so that the employee may provide care made necessary by reason of:

(1) the birth of a child of the employee, including a child born pursuant to a valid written agreement between the employee and a gestational carrier;

(2) the placement of a child into foster care with the employee or in connection with adoption of such child by the employee;

(3) the serious health condition of a family member of the employee; or

(4) in the event of a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, an epidemic of a communicable disease, a known or suspected exposure to the communicable disease, or efforts to prevent spread of a communicable disease, which:

(a) requires in-home care or treatment of a child due to the closure of the school or place of care of the child of the employee, by order of a public official due to the epidemic or other public health emergency;

(b) prompts the issuance by a public health authority of a determination, including by mandatory quarantine, requiring or imposing responsive or prophylactic measures as a result of illness caused by an epidemic of a communicable disease or known or suspected exposure to the communicable disease because the presence in the community of a family member in need of care by the employee, would jeopardize the health of others; or

(c) results in the recommendation of a health care provider or public health authority, that a family member in need of care by the employee voluntarily undergo self-quarantine as a result of suspected exposure to a communicable disease because the presence in the community of that family member in need of care by the employee, would jeopardize the health of others.

j. "Family member" means a child, parent, parent-in-law, sibling, grandparent, grandchild, spouse, domestic partner, or one partner in a civil union couple, or any other individual related by blood to the employee, and any other individual that the employee shows to have a close association with the employee which is the equivalent of a family relationship.

k. "Reduced leave schedule" means leave scheduled for fewer than an employee's usual number of hours worked per workweek but not for fewer than an employee's usual number of hours worked per workday, unless agreed to by the employee and the employer.

l. "Serious health condition" means an illness, injury, impairment, or physical or mental condition which requires:

(1) inpatient care in a hospital, hospice, or residential medical care facility; or

(2) continuing medical treatment or continuing supervision by a health care provider.

m. "State of emergency" means a natural or man-made disaster or emergency for which a state of emergency has been declared by the President of the United States or the Governor, or for which a state of emergency has been declared by a municipal emergency management coordinator.

n. "Health care provider" means a duly licensed health care provider or other health care provider deemed appropriate by the director.

2. Section 4 of P.L.1989, c.261 (C.34:11B-4) is amended to read as follows:

C.34:11B-4 Family leave; duration, frequency, payment, certification, denial.

4. An employee of an employer in this State subject to the provisions of this act shall be entitled to a family leave of 12 weeks in any 24-month period upon advance notice to the employer in the manner specified by the provisions of sections 11 and 12 of P.L.2008, c.17 (C.43:21-39.2 and 43:21-39.3), unless the employer denies family leave to the employee pursuant to subsection h. of this section.

a. In the case of a family member who has a serious health condition, the leave may be taken intermittently when medically necessary, in the manner specified by the provisions of section 11 of P.L.2008, c.17 (C.43:21-39.2).

b. In the case of the foster care placement, birth or adoption of a healthy child, the leave may be taken intermittently in the manner specified by the provisions of paragraph (2) of subsection a. of section 12 of P.L.2008, c.17 (C.43:21-39.3).

c. Leave taken because of the birth or placement for adoption of a child may commence at any time within a year after the date of the foster care placement, birth or placement for adoption.

d. Family leave required by this act may be paid, unpaid, or a combination of paid and unpaid leave. If an employer provides paid family leave for fewer than 12 workweeks, the additional weeks of leave added to attain the 12-workweek total required by this act may be unpaid.

e. An employer may require that any period of family leave be supported by certification issued by a duly licensed health care provider or any other health care provider determined by the director to be capable of providing adequate certification as described in paragraphs (1) and (2) of this subsection, or where the leave is for an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease, certification issued by a school, place of care for children, public health authority, public official, or health care provider, as described in paragraph (3) of this subsection.

(1) Where the certification is for the serious health condition of a family member of the employee, the certification shall be sufficient if it states: (a) the date on which the serious health condition commenced; (b) the probable duration of the condition; and (c) the medical facts within the provider's knowledge regarding the condition;

(2) Where the certification is for the birth or placement of the child, the certification need only state the date of birth or date of placement, whichever is appropriate;

(3) Where the certification is for an epidemic of a communicable disease, a known or suspected exposure to the communicable disease, or efforts to prevent spread of the communicable disease, the certification shall be sufficient if it includes:

(a) for leave taken to provide in-home care or treatment of a child due to the closure of the school or place of care of the child of the employee, by order of a public official due to the epidemic or other public health emergency, the date on which the closure of the school or place of care of the child of the employee commenced and the reason for such closure;

(b) for leave taken due to a public health authority's issuance of a determination requiring or imposing responsive or prophylactic measures as a result of illness caused by an epidemic of a communicable disease or known or suspected exposure to the communicable disease because the presence in the community of a family member in need of care by the employee would jeopardize the health of others, the date of issuance of the determination and the probable duration of the determination; or

(c) for leave taken because a health care provider or public health authority recommends that a family member in need of care by the employee voluntarily undergo self-quarantine as a result of suspected exposure to a communicable disease because the presence in the community of that family member in need of care by the employee would jeopardize the health of others, the date of the recommendation, the probable duration of the condition, and the medical or other facts within the health care provider or public health authority's knowledge regarding the condition.

In any case in which the employer has reason to doubt the validity of the certification provided pursuant to paragraph (1) of this subsection, the employer may require, at its own expense, that an employee obtain an opinion regarding the serious health condition from a second health care provider designated or approved, but not employed on a regular basis, by the employer. If the second opinion differs from the certification provided pursuant to paragraph (1) of this subsection, the employer may require, at its own expense, that the employee obtain the opinion of a third health care provider designated or approved jointly by the employer and the employee concerning the serious health condition. The opinion of the third health care provider shall be considered to be final and shall be binding on the employer and the employee.

f. In any case in which the necessity for leave under this act is foreseeable, based upon placement of a child into foster care an expected birth or placement of the child for adoption, the employee shall provide the employer with prior notice of the expected birth or placement of the child for adoption or foster care in the manner specified by the provisions of section 11 of P.L.2008, c.17 (C.43:21-39.2).

g. No employee shall, during any period of leave taken pursuant to this section, perform services on a full-time basis for any person for whom the employee did not provide those services immediately prior to commencement of the leave.

h. An employer may deny family leave to the employee if:

(1) The employee is a salaried employee who is among the highest paid 5% of the employer's employees or the seven highest paid employees of the employer, whichever is greater;

(2) The denial is necessary to prevent substantial and grievous economic injury to the employer's operations; and

(3) The employer notifies the employee of its intent to deny the leave at the time the employer determines that the denial is necessary.

The provisions of this subsection shall not apply when, in the event of a state of emergency declared by the Governor or when indicated to be

needed by the Commissioner of Health or other public health authority, the family leave is for an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease.

i. In any case in which the leave has already commenced at the time of the notification pursuant to paragraph (3) of subsection h. of this section, the employee shall return to work within 10 working days of the date of notification.

j. In the case of leave taken due to an epidemic of a communicable disease, a known or suspected exposure to the communicable disease, or efforts to prevent spread of the communicable disease, the leave may be taken intermittently if: (1) the covered individual provides the employer with prior notice of the leave as soon as practicable; and (2) the covered individual makes a reasonable effort to schedule the leave so as not to unduly disrupt the operations of the employer and, if possible, provide the employer, prior to the commencement of the intermittent leave, with a regular schedule of the day or days of the week on which the intermittent leave will be taken.

3. Section 3 of P.L.1948, c.110 (C.43:21-27) is amended to read as follows:

C.43:21-27 Definitions.

3. As used in this act, unless the context clearly requires otherwise:

(a) (1) "Covered employer" means, with respect to whether an employer is required to provide benefits during an employee's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, who is an employer subject to the "unemployment compensation law" (R.S.43:21-1 et seq.), except the State, its political subdivisions, and any instrumentality of the State unless such governmental entity elects to become a covered employer pursuant to paragraph (2) of this subsection (a); provided, however, that commencing with the effective date of this act, the State of New Jersey, including Rutgers, The State University and the New Jersey Institute of Technology, shall be deemed a covered employer, as defined herein.

"Covered employer" means, after June 30, 2009, with respect to whether the employer is an employer whose employees are eligible for

benefits during periods of family temporary disability leave pursuant to P.L.1948, c.110 (C.43:21-25 et al.), and, after December 31, 2008, whether employees of the employer are required to make contributions pursuant to R.S.43:21-7(d)(1)(G)(ii), any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company or domestic or foreign corporation, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, who is an employer subject to the "unemployment compensation law" (R.S.43:21-1 et seq.), including any governmental entity or instrumentality which is an employer under R.S.43:21-19(h)(5), notwithstanding that the governmental entity or instrumentality has not elected to be a covered employer pursuant to paragraph (2) of this subsection (a).

(2) Any governmental entity or instrumentality which is an employer under R.S.43:21-19(h)(5) may, with respect to the provision of benefits during an employee's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), elect to become a "covered employer" under this subsection beginning with the date on which its coverage under R.S.43:21-19(h)(5) begins or as of January 1 of any year thereafter by filing written notice of such election with the division within at least 30 days of the effective date. Such election shall remain in effect for at least two full calendar years and may be terminated as of January 1 of any year thereafter by filing with the division a written notice of termination at least 30 days prior to the termination date.

(b) (1) "Covered individual" means, with respect to whether an individual is eligible for benefits during an individual's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any person who is in employment, as defined in the "unemployment compensation law" (R.S.43:21-1 et seq.), for which the individual is entitled to remuneration from a covered employer, or who has been out of such employment for less than two weeks, except that a "covered individual" who is employed by the State of New Jersey, including Rutgers, The State University or the New Jersey Institute of Technology, or by any governmental entity or instrumentality which elects to become a "covered employer" pursuant to P.L.1948. c.110 (C.43:21-25 et al.) prior to July 1, 2019 shall not be eligible to receive any benefits under the "Temporary Disability Benefits Law" until such individual has exhausted all sick leave accumulated as an employee in the classified service of the State or accumulated under terms and conditions similar to classified employees or accumulated under the terms and conditions pursuant to the laws of this State or as the result of a negotiated contract with any governmental entity or instrumentality which elects to become a "covered employer"; and, after June 30, 2019 may be required, prior to receiving any benefits

under the "Temporary Disability Benefits Law," to use up to two weeks of sick leave accumulated as an employee in the classified service of the State or accumulated under terms and conditions similar to classified employees or accumulated under the terms and conditions pursuant to the laws of this State or as the result of a negotiated contract with any governmental entity or instrumentality which elects to become a "covered employer," except that the individual shall not be required to use the individual's last week's worth of accumulated sick time before receiving the benefits.

"Covered individual" shall not mean, with respect to whether an individual is eligible for benefits during an individual's own disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any member of the Division of State Police in the Department of Law and Public Safety.

(2) "Covered individual" means, with respect to whether an individual is eligible for benefits during the individual's period of family temporary disability leave pursuant to P.L.1948, c.110 (C.43:21-25 et al.), any individual who is in employment, as defined in the "unemployment compensation law" (R.S.43:21-1 et seq.), for which the individual is entitled to remuneration from a covered employer, or who has been out of that employment for less than two weeks.

(c) "Division" or "commission" means the Division of Unemployment and Temporary Disability Insurance of the Department of Labor and Workforce Development, and any transaction or exercise of authority by the director of the division shall be deemed to be performed by the division.

(d) "Day" shall mean a full calendar day beginning and ending at midnight.

(e) "Disability" shall mean such disability as is compensable under section 5 of P.L.1948, c.110 (C.43:21-29).

(1) "Disability" shall, in the event of a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, also include an illness caused by an epidemic of a communicable disease, a known or suspected exposure to the communicable disease, or efforts to prevent spread of the communicable disease, which requires in-home care or treatment of the employee due to:

(i) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the employee may jeopardize the health of others; and

(ii) the recommendation, direction, or order of the provider or authority that the employee be isolated or quarantined as a result of suspected exposure to a communicable disease.

(f) "Disability benefits" shall mean any cash payments which are payable to a covered individual for all or part of a period of disability pursuant to P.L.1948, c.110 (C.43:21-25 et al.).

(g) "Period of disability" with respect to any covered individual shall mean:

(1) The entire period of time during which the covered individual is continuously and totally unable to perform the duties of the covered individual's employment because of the covered individual's own disability, except that two periods of disability due to the same or related cause or condition and separated by a period of not more than 14 days shall be considered as one continuous period of disability; provided the individual has earned wages during such 14-day period with the employer who was the individual's last employer immediately preceding the first period of disability; and

(2) On or after July 1, 2009, the entire period of family temporary disability leave taken from employment by the covered individual.

(h) "Wages" shall mean all compensation payable by covered employers to covered individuals for personal services, including commissions and bonuses and the cash value of all compensation payable in any medium other than cash.

(i) (1) (Deleted by amendment, P.L.2001, c.17).

(2) (Deleted by amendment, P.L.2001, c.17).

(3) (Deleted by amendment, P.L.2013, c.221).

(4) "Base week" with respect to periods of disability commencing on or after January 1, 2001, means any calendar week of a covered individual's base year during which the covered individual earned in employment from a covered employer remuneration not less than an amount 20 times the minimum wage in effect pursuant to section 5 of P.L.1966, c.113 (C.34:11-56a4) on October 1 of the calendar year preceding the calendar year in which the benefit year commences, which amount shall be adjusted to the next higher multiple of $1.00 if not already a multiple thereof, except that if in any calendar week an individual subject to this paragraph is in employment with more than one employer, the covered individual may in that calendar week establish a base week with respect to each of the employers from whom the covered individual earns remuneration equal to not less than the amount defined in this paragraph during that week.

(5) In the case of an individual who is laid off or furloughed by an employer curtailing operations because of a state of emergency declared after October 22, 2012, any week in which the individual is separated from employment due to that layoff or furlough, up to a maximum of 13 weeks,

shall be regarded as a week which is a "base week" for the purpose of determining whether the individual becomes eligible for benefits pursuant to subsection (d) or (e) of section 17 of P.L.1948, c.110 (C.43:21-41), but shall not be regarded as a base week when calculating the "average weekly wage" pursuant to subsection (j) of this section.

(j) (1) "Average weekly wage" means, with respect to the payment of benefits commencing before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), the amount derived by dividing a covered individual's total wages earned from the individual's most recent covered employer during the base weeks in the eight calendar weeks immediately preceding the calendar week in which a period of disability commenced, by the number of such base weeks, and, with respect to the payment of benefits commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), the amount derived by dividing a covered individual's total wages earned from the individual's most recent covered employer during the base weeks in the base year immediately preceding the calendar week in which a period of disability commenced, or in which the individual submits a claim for the benefits pursuant to subsection h. of section 10 of P.L.2008, c.17 (C.43:21-39.1) or paragraph (3) of subsection (a) of section 25 of P.L.1948, c.110 (C.43:21-49), by the number of base weeks.

(2) With respect to the payment of benefits commencing before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computation in paragraph (1) of this subsection (j) yields a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in such eight calendar weeks, then the average weekly wage shall be computed on the basis of earnings from all covered employers during the base weeks in the eight calendar weeks immediately preceding the week in which the period of disability commenced, and, with respect to the payment of benefits commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computation in paragraph (1) of this subsection (j) yields a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in the base year, then the average weekly wage shall be computed on the basis of earnings from all covered employers during the base weeks in the base year immediately preceding the week in which the period of disability commences, or in which the individual submits a claim for the benefits pursuant to subsection h. of section 10 of P.L.2008, c.17 (C.43:21-39.1) or paragraph (3) of subsection (a) of section 25 of P.L.1948, c.110 (C.43:21-49).

(3) For periods of disability commencing on or after July 1, 2009 and before the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), if the computations in paragraphs (1) and (2) of this subsection (j) both yield a result which is less than the individual's average weekly earnings in employment with all covered employers during the base weeks in the 26 calendar weeks immediately preceding the week in which the period of disability commenced, then the average weekly wage shall, upon a written request to the department by the individual on a form provided by the department, be computed by the department on the basis of earnings from all covered employers of the individual during the base weeks in those 26 calendar weeks, and, in the case of a claim for benefits from a private plan, that computation of the average weekly wage shall be provided by the department to the individual and the individual's employer.

When determining the "average weekly wage" with respect to a period of family temporary disability leave for an individual who has a period of family temporary disability immediately after the individual has a period of disability for the individual's own disability, the period of disability is deemed to have commenced at the beginning of the period of disability for the individual's own disability, not the period of family temporary disability.

(k) "Child" means a biological, adopted, or foster child, stepchild or legal ward of a covered individual, child of a domestic partner of the covered individual, or child of a civil union partner of the covered individual, including a child who becomes the child of a parent pursuant to a valid written agreement between the parent and a gestational carrier.

(l) "Domestic partner" means a domestic partner as defined in section 3 of P.L.2003, c.246 (C.26:8A-3).

(m)"Civil union" means a civil union as defined in section 2 of P.L.2006, c.103 (C.37:1-29).

(n) "Family member" means a sibling, grandparent, grandchild, child, spouse, domestic partner, civil union partner, parent-in-law, or parent of a covered individual, or any other individual related by blood to the employee, and any other individual that the employee shows to have a close association with the employee which is the equivalent of a family relationship.

(o) "Family temporary disability leave" means leave taken by a covered individual from work with an employer to:

(1) participate in the providing of care, as defined in the "Family Leave Act," P.L.1989, c.261 (C.34:11B-1 et seq.) and regulations adopted pursuant to that act, for a family member of the individual made necessary by a serious health condition of the family member;

(2) be with a child during the first 12 months after the child's birth, if the individual, or the domestic partner or civil union partner of the individual, is a biological parent of the child, or is a parent of the child pursuant to a valid gestational carrier agreement, or the first 12 months after the placement of the child for adoption or as a foster child with the individual;

(3) engage in activities for which unpaid leave may be taken pursuant to section 3 of the "New Jersey Security and Financial Empowerment Act," P.L.2013, c.82 (C.34:11C-3), on the individual's own behalf, if the individual is a victim of an incident of domestic violence, a sexually violent offense, or to assist a family member of the individual who has been a victim of an incident of domestic violence, or a sexually violent offense, provided that any time taken by an individual who has been a victim of an incident of domestic violence, or a sexually violent offense for which the individual receives benefits for a disability caused by the violence or offense shall be regarded as a period of disability of the individual and not as a period of family temporary disability leave; or

(4) in the event of a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, an epidemic of a communicable disease, a known or suspected exposure to the communicable disease, or efforts to prevent spread of the communicable disease, provide in-home care or treatment of the family member of the employee required due to:

(i) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the family member may jeopardize the health of others; and

(ii) the recommendation, direction, or order of the provider or authority that the family member be isolated or quarantined as a result of suspected exposure to a communicable disease.

"Family temporary disability leave" does not include any period of time in which a covered individual is paid benefits pursuant to P.L.1948, c.110 (C.43:21-25 et al.) because the individual is unable to perform the duties of the individual's employment due to the individual's own disability.

(p) "Health care provider" means a health care provider as defined in the "Family Leave Act," P.L.1989, c.261 (C.34:11B-1 et seq.), and any regulations adopted pursuant to that act.

(q) "Parent of a covered individual" means a biological parent, foster parent, adoptive parent, or stepparent of the covered individual or a person who was a legal guardian of the covered individual when the covered individual was a child, or who became the parent of the covered individual pursuant to a valid written agreement between the parent and a gestational carrier.

(r) "Placement for adoption" means the time when a covered individual adopts a child or becomes responsible for a child pending adoption by the covered individual.

(s) "Serious health condition" means an illness, injury, impairment or physical or mental condition which requires: inpatient care in a hospital, hospice, or residential medical care facility; or continuing medical treatment or continuing supervision by a health care provider.

(t) "12-month period" means, with respect to an individual who establishes a valid claim for disability benefits during a period of family temporary disability leave, the 365 consecutive days that begin with the first day that the individual first establishes the claim.

(u) "State of emergency" means a natural or man-made disaster or emergency for which a state of emergency has been declared by the President of the United States or the Governor, or for which a state of emergency has been declared by a municipal emergency management coordinator.

(v) "Base year" with respect to benefit years commencing on or after the effective date of P.L.2019, c.37 (C.43:21-45.2 et al.), means the first four of the last five completed calendar quarters immediately preceding the period of disability, except that, if the individual does not have sufficient qualifying weeks or wages in the individual's base year to qualify for benefits, the individual shall have the option of designating that the individual's base year shall be the "alternative base year," which means the last four completed calendar quarters immediately preceding the period of disability; and except that if the individual also does not have sufficient qualifying weeks or wages in the last four completed calendar quarters immediately preceding the period of disability, "alternative base year" means the last three completed calendar quarters immediately preceding the individual's benefit year and, of the calendar quarter in which the period of disability commences, the portion of the quarter which occurs before the commencing of the period of disability. The division shall inform the individual of the individual's options under this subsection. If information regarding weeks and wages for the calendar quarter or quarters immediately preceding the period of disability is not available to the division from the regular quarterly reports of wage information and the division is not able to obtain the information using other means pursuant to State or federal law, the division may base the determination of eligibility for benefits on the affidavit of an individual with respect to weeks and wages for that calendar quarter. The individual shall furnish payroll documentation, if available, in support of the affidavit. A determination of benefits based on an alternative base year shall be adjusted when the

quarterly report of wage information from the employer is received if that information causes a change in the determination.

4. Section 5 of P.L.1948, c.110 (C.43:21-29) is amended to read as follows:

C.43:21-29 Compensable disability.

5. Compensable disability.

(a) In the case of the disability of a covered individual, disability shall be compensable subject to the limitations of P.L.1948, c.110 (C.43:21-25 et al.) if: the disability is the result of the covered individual suffering an accident or sickness not arising out of and in the course of the individual's employment or if so arising not compensable under the workers' compensation law, R.S.34:15-1 et seq., including if the disability is the result of the donation of any organ or bone marrow by the covered individual, and the disability results in the individual's total inability to perform the duties of employment, except that an individual who is otherwise eligible for benefits but only able to return to work on a reduced basis while recovering from the disability may receive benefits pursuant to the provisions of subsection (b) of section 16 of P.L.1948, c.110 (C.43:21-40).

(b) In the case of an individual taking family temporary disability leave, the leave shall be compensable subject to the limitations of P.L.2008, c.17 (C.43:21-39.1 et al.).

(c) During a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, family temporary disability leave also includes leave taken for an illness caused by an epidemic of a communicable disease, a known or suspected exposure to a communicable disease, or efforts to prevent spread of a communicable disease, which requires in-home care or treatment of the family member of the employee due to:

(1) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the family member may jeopardize the health of others; and

(2) the recommendation, direction, or order of the provider or authority that the family member be isolated or quarantined as a result of suspected exposure to a communicable disease.

(d) During a state of emergency declared by the Governor, or when indicated to be needed by the Commissioner of Health or other public health authority, disability also includes illness caused by an epidemic of a communicable disease, a known or suspected exposure to a communicable

disease, or efforts to prevent spread of a communicable disease, which requires in-home care or treatment of the employee due to:

(1) the issuance by a healthcare provider or the commissioner or other public health authority of a determination that the presence in the community of the employee may jeopardize the health of others; and

(2) the recommendation, direction, or order of the provider or authority that the employee be isolated or quarantined as a result of suspected exposure to a communicable disease.

5. Section 14 of P.L.1948, c.110 (C.43:21-38) is amended to read as follows:

C.43:21-38 Duration of benefits.

14. a. With respect to any period of disability for an individual's own disability commencing on or after January 1, 1953, disability benefits, not in excess of an individual's maximum benefits, shall be payable with respect to disability which commences while a person is a covered individual under the Temporary Disability Benefits Law, and shall be payable with respect to the eighth consecutive day of such disability and each day thereafter that such period of disability continues; and if benefits shall be payable for three consecutive weeks with respect to any period of disability commencing on or after January 1, 1968, then benefits shall also be payable with respect to the first seven days thereof. With respect to any period of disability for an individual's own disability commencing on or after the effective date of P.L.2020, c.17 the disability benefits shall be payable with respect to the first day of the disability, if the disability is as described in subsection (d) of section 5 of P.L.1948, c.110 (C.43:21-29), or is for leave as described in subsection (c) of section 5 of P.L.1948, c.110 (C.43:21-29).

b. With respect to any period of family temporary disability leave commencing on or after July 1, 2009 and while an individual is a covered individual, family temporary disability benefits, not in excess of the individual's maximum benefits, shall be payable with respect to the first day of leave taken after the first one-week period following the commencement of the period of family temporary disability leave and each subsequent day of leave during that period of family temporary disability leave; and if benefits become payable on any day after the first three weeks in which leave is taken, then benefits shall also be payable with respect to any leave taken during the first one-week period in which leave is taken. With respect to any period of family temporary disability leave commencing on or after July 1, 2019 and while an individual is a covered individual, family temporary dis-

ability benefits, not in excess of the individual's maximum benefits, shall be payable with respect to the first day of leave taken upon the commencement of the period of family temporary disability leave and each subsequent day of leave during that period of family temporary disability leave. The maximum total benefits payable to any eligible individual for any period of disability of the individual commencing on or after January 1, 1968, shall be either 26 times his weekly benefit amount or 1/3 of his total wages in his base year, whichever is the lesser; provided that such maximum amount shall be computed in the next lower multiple of $1.00 if not already a multiple thereof. The maximum total benefits payable to any eligible individual for any period of family temporary disability leave commencing on or after July 1, 2009 and before July 1, 2020, shall be six times the individual's weekly benefit amount or 1/3 of his total wages in his base year, whichever is the lesser; provided that the maximum amount shall be computed in the next lower multiple of $1.00, if not already a multiple thereof. The maximum total benefits payable to any eligible individual for any period of family temporary disability leave commencing on or after July 1, 2020, shall be twelve times the individual's weekly benefit amount; provided that the maximum amount shall be computed in the next lower multiple of $1.00, if not already a multiple thereof.

6. Section 15 of P.L.1948, c.110 (C.43:21-39) is amended to read as follows:

C.43:21-39 Limitation of benefits.

15. Limitation of benefits. Notwithstanding any other provision of the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.), no benefits shall be payable under the State plan to any individual:

(a) for the first seven consecutive days of each period of disability; except that:

(1) if benefits shall be payable for three consecutive weeks with respect to any period of disability, then benefits shall also be payable with respect to the first seven days thereof;

(2) (Deleted by amendment, P.L.2019, c.37)

(3) in the case of an individual taking family temporary disability leave, there shall be no waiting period;

(4) if the benefits shall be payable for a period of disability which is the result of the donation of any organ or bone marrow by the covered individual, then benefits shall be payable with respect to the first seven days thereof; and

(5) the seven-day waiting period shall not apply to benefits for a period of disability if the disability is as described in subsection (d) of section 5 of P.L.1948, c.110 (C.43:21-29), or is for leave as described in subsection (c) of section 5 of P.L.1948, c.110 (C.43:21-29);

(b) (1) for more than 26 weeks with respect to any one period of disability of the individual;

(2) for more than six weeks with respect to any one period of family temporary disability leave commencing before July 1, 2020 and more than 12 weeks if the period of leave commences on or after July 1, 2020, or for more than 42 days with respect to any one period of family temporary disability leave commencing before July 1, 2020 and more than 56 days if the period of leave commences on or after July 1, 2020, and is taken on an intermittent basis; and

(3) for more than six weeks of family temporary disability leave during any 12-month period commencing before July 1, 2020 and more than 12 weeks for any 12-month period commencing on or after July 1, 2020, or for more than 42 days of family temporary disability leave taken during any 12-month period commencing before July 1, 2020 and more than 56 days if the period of leave commences on or after July 1, 2020, on an intermittent basis, including family temporary disability leave taken pursuant to R.S.43:21-4(f)(2) while unemployed;

(c) for any period of disability which did not commence while the claimant was a covered individual;

(d) for any period of disability of a claimant during which the claimant is not under the care of a legally licensed physician, dentist, optometrist, podiatrist, practicing psychologist, advanced practice nurse, certified nurse midwife, or chiropractor, who, when requested by the division, shall certify within the scope of the practitioner's practice, the disability of the claimant, the probable duration thereof, and, where applicable, the medical facts within the practitioner's knowledge or for any period of family temporary disability leave for a serious health condition of a family member of the claimant, during which the family member is not receiving inpatient care in a hospital, hospice, or residential medical care facility or is not subject to continuing medical treatment or continuing supervision by a health care provider, who, when requested by the division, shall certify within the scope of the provider's practice, the serious health condition of the family member, the probable duration thereof, and, where applicable, the medical facts within the provider's knowledge;

(e) (Deleted by amendment, P.L.1980, c.90.)

(f) for any period of disability due to willfully and intentionally self-inflicted injury, or to injury sustained in the perpetration by the claimant of a crime of the first, second, third, or fourth degree, or for any period during which a covered individual would be disqualified for unemployment compensation benefits for gross misconduct under subsection (b) of R.S.43:21-5;

(g) for any period during which the claimant performs any work for remuneration or profit, except that, in a case of a claim for benefits for a period of family temporary disability on or after July 1, 2020 in which the covered individual has more than one employer, the individual shall have the option of claiming benefits for leave taken from one employer, based on wages paid by that employer, on the condition that the individual does not, during the period for which the benefits are paid, increase the amount of employment time with any one employer;

(h) in a weekly amount which together with any remuneration the claimant continues to receive from the employer would exceed regular weekly wages immediately prior to disability;

(i) for any period during which a covered individual would be disqualified for unemployment compensation benefits under subsection (d) of R.S.43:21-5, unless the disability commenced prior to such disqualification;

(j) for any period during which the claimant receives any paid sick leave, vacation time or other leave at full pay from the employer of the individual;

and there shall be no other cause of disqualification or ineligibility to receive disability benefits hereunder except as may be specifically provided in P.L.1948, c.110 (C.43:21-25 et al.).

7. This act shall take effect immediately and shall be retroactive to March 25, 2020.

Approved April 14, 2020.

CHAPTER 24

AN ACT concerning food waste recycling and food waste-to-energy production, supplementing Titles 13 and 52 of the Revised Statutes, and amending P.L.1987, c.102 and P.L.1999, c.23.

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

C.13:1E-99.122 Definitions relative to food waste.

1. As used in P.L.2020, c.24 (C.13:1E-99.122 et al.):

"Alternative authorized food waste recycling method" means: (1) recycling food waste at the site at which it is generated as authorized by the Department of Environmental Protection; (2) treating food waste at the site at which it is generated pursuant to a permit issued by the department; (3) sending food waste for offsite use for agricultural purposes, including as animal feed; (4) sending food waste offsite for treatment with sewage sludge in an anaerobic digester for renewable natural gas or biogas recovery as authorized by the department; or (5) any other method of recycling or reuse of food waste, as authorized by the department.

"Authorized food waste recycling facility" means a Class C recycling center within the State authorized to accept, store, process, or transfer food waste or compostable material, pursuant to subsection b. of section 41 of P.L.1987, c.102 (C.13:1E-99.34).

"Department" means the Department of Environmental Protection.

"Food waste" means food processing vegetative waste, food processing residue generated from processing and packaging operations, overripe produce, trimmings from food, food product over-runs from food processing, soiled and unrecyclable paper generated from food processing, and used cooking fats, oil, and grease, but shall not include food donated by the generator for human consumption, any waste generated by a consumer after the generator issues or sells food to the consumer, or any waste regulated by 7 C.F.R. ss.330.400 through 330.403 and 9 C.F.R. s.94.5.

"Large food waste generator" means any commercial food wholesaler, distributor, industrial food processor, supermarket, resort, conference center, banquet hall, restaurant, educational or religious institution, military installation, prison, hospital, medical facility, or casino that produces at least 52 tons per year of food waste; provided that "large food waste generator" shall not include any interstate carrier conducting interstate transportation operations in the post-security area of an international airport.

"Source separate" or "source separated" means the process by which food waste is separated at the point of generation by the generator thereof from other solid waste for the purpose of recycling.

C.13:1E-99.123 Requirements for large food waste generator; violations, penalties.

2. a. Beginning 18 months after the effective date of P.L.2020, c.24 (C.13:1E-99.122 et al.), each large food waste generator, for each individual establishment or location owned or operated by the large food waste generator that is located within 25 road miles of an authorized food waste recy-

cling facility and generates an average projected volume of 52 or more tons per year of food waste within 25 road miles of an authorized food waste recycling facility, shall:

(1) source separate its food waste from other solid waste; and

(2) send the source separated food waste to an authorized food waste recycling facility that has available capacity and will accept it.

b. Notwithstanding the provisions of subsection a. of this section:

(1) If a large food waste generator is not located within 25 road miles of an authorized food waste recycling facility, or the authorized food waste recycling facility will not accept the generator's food waste, the large food waste generator may send the food waste for final disposal at a solid waste facility as provided in the approved district solid waste management plan for the solid waste management district in which the generator is located;

(2) Any large food waste generator that is obligated to source separate and recycle its food waste pursuant to subsection a. of this section shall be deemed to be in compliance with the provisions of this section if the large food waste generator:

(a) performs enclosed on-site composting, or anaerobic or aerobic digestion of its source separated food waste in accordance with standards adopted by the department pursuant to subsection d. of this section, or

(b) recycles food waste using an alternative authorized food waste recycling method; and

(3) A large food waste generator may petition the Department of Environmental Protection for a waiver of the requirements in subsection a. of this section if the cost of transporting the food waste plus the fee charged by an authorized food waste recycling facility located within 25 road miles of the large food waste generator is at least 10 percent more than the cost of transporting the food waste for disposal as solid waste plus the disposal fee charged for solid waste disposal in the State for noncontract commercial waste by a properly licensed transfer station, sanitary landfill facility, incinerator, or resource recovery facility located within 25 road miles of the large food waste generator provided that any authorized food waste recycling facility located within 25 road miles of the large food waste generator seeking the waiver must be given notice of the petition and an opportunity to participate in the proceeding before the department.

c. Any person who violates P.L.2020, c.24 (C.13:1E-99.122 et al.), or any rule or regulation adopted pursuant thereto, shall be subject to a civil penalty of $250 for the first offense, $500 for the second offense, and $1,000 for the third and each subsequent offense, to be collected in a civil action by a summary proceeding under the "Penalty Enforcement Law of

1999," P.L.1999, c.274 (C.2A:58-10 et seq.). If the violation is of a continuing nature, each day during which it continues shall constitute an additional, separate, and distinct offense. The Superior Court and the municipal court shall have jurisdiction to enforce the provisions of the "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10 et seq.) in connection with this subsection.

d. The Department of Environmental Protection shall adopt, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), rules and regulations necessary to implement this section, including, but not limited to:

(1) record keeping and reporting requirements for large food waste generators and authorized food waste recycling facilities, as determined necessary by the department;

(2) guidelines and procedures for businesses to follow to determine whether they are subject to the requirements of this section, including food waste generation estimates and food waste audits or assessments;

(3) a list of food waste products that must be source separated and recycled pursuant to this section;

(4) standards for the enclosed on-site composting, or anaerobic or aerobic digestion of source separated food waste, including requirements for energy production and other sustainable uses of the byproducts of recycled food waste;

(5) a list of actions businesses may take to reduce the amount of food waste they generate to a level below the threshold amount established in subsection a. of this section; and

(6) procedures for a large food waste generator to follow when petitioning the department for a waiver pursuant to paragraph (3) of subsection b. of this section.

e. The department shall publish on its Internet website the name, location, and contact information for each authorized food waste recycling facility in the State.

C.13:1E-99.124 Economic benefit for municipality.

3. a. Any municipality within which an authorized food waste recycling facility is located, pursuant to an adopted district solid waste management plan approved after the effective date of P.L.2020, c.24 (C.13:1E-99.122 et al.), shall be entitled to an economic benefit of not less than the equivalent of $0.50 per ton, to be paid and adjusted quarterly, of all food waste accepted for processing at the authorized food waste recycling facility during the 2021 calendar year and each year thereafter. The owner or operator of the

authorized food waste recycling facility shall pay quarterly to the municipality the full amount due under this subsection. The municipality is authorized to anticipate this amount for the purposes of preparing its annual budget.

b. For the purposes of calculating the payments, the owner or operator of the authorized food waste recycling facility may, subject to the prior agreement of the municipality and approval of the Department of Environmental Protection, provide the municipality with any of the following benefits in consideration for the use of land within the municipality's boundaries as the location of the authorized food waste recycling facility:

(1) quarterly payments of money in lieu of taxes on the land used for the authorized food waste recycling center or other authorized facility;

(2) exemption from all fees and charges for the acceptance of food waste for composting, anaerobic or aerobic digestion, or other processing, as approved by the department, of food waste generated within the municipality's boundaries;

(3) quarterly lump sum cash payments; or

(4) any combination thereof.

C.13:1E-99.125 Food Waste Recycling Market Development Council.

4. a. There is established in the Department of Environmental Protection a Food Waste Recycling Market Development Council, which shall consist of 12 members. The members shall include the Commissioner of Environmental Protection, the President of the Board of Public Utilities, the Commissioner of Transportation, the Secretary of Agriculture, the State Treasurer, and the Attorney General, or their designees, who shall serve ex officio; and six citizens of the State appointed by the Governor. Of the appointed members: two shall be actively engaged in the composting industry, of whom one shall be a representative of the National Waste and Recycling Association and one shall be a representative of the National Biosolids Partnership or equivalent entities; two shall be actively engaged in the recycling or solid waste collection industry, of whom one shall be a representative of the Association of New Jersey Recyclers or equivalent entities; and two shall represent the general public. The Commissioner of Environmental Protection shall appoint the chairperson and the vice-chairperson of the council from the citizen members.

b. Members of the council shall serve without compensation, but shall be reimbursed for expenses incurred in attending meetings and performing their duties to the extent funds are available therefor.

c. Within 18 months after the date of enactment of this act, the Food Waste Recycling Market Development Council shall prepare a report on the

existing markets for any products and energy produced from food recycling facilities, food waste composting facilities, and anaerobic and aerobic digestion facilities that accept food waste material. The council shall investigate the feasibility of providing preferences for products or energy produced from food recycling facilities, food waste composting facilities, and anaerobic and aerobic digestion facilities in the State procurement process, including how to stimulate the use in public projects of compost or soil amendment products derived from these facilities. The council shall provide recommendations on changes needed to State laws or rules or regulations to stimulate the market for products and energy produced from food recycling facilities, food waste composting facilities, and anaerobic and aerobic digestion facilities that accept food waste material. The report shall be transmitted to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature.

C.52:32-61 Use by State departments, agencies.

5. a. Every State department or agency that engages in landscaping or construction activities on State land, or for State projects or facilities, shall use, where technically feasible, environmentally sound, and competitively priced, compost, mulch, or other soil amendments produced from municipal solid waste, food waste, sludge, yard waste, clean wood waste, or other organic materials that the supplier has certified comply with applicable project standards and specifications. Such compost, mulch, or soil amendments shall be used in place of chemical fertilizers or soil amendments.

b. In purchasing compost, mulch, or other soil amendments for use by the various departments or agencies of State government, the Director of the Division of Purchase and Property in the Department of the Treasury, whenever the price is competitive and the quality satisfactory for the purpose intended, shall make contracts available for compost, mulch, or other soil amendments produced from municipal solid waste, food waste, sludge, yard waste, clean wood waste, or other organic materials.

c. As used in this section:

"Competitive" or "competitively priced" means a price of no more than 10% above the price of products which are manufactured or produced from virgin materials; except that the Director of the Division of Purchase and Property, upon consultation with the Department of Environmental Protection, may make contracts available for compost, mulch, or other soil amendments produced from municipal solid waste, food waste, sludge, yard waste, clean wood waste, or other organic materials at a price no more than 15% above the price of products manufactured or produced from vir-

gin materials whenever the director determines that a 15% price differential is in the best interest of the State.

"Food waste" shall have the same meaning as provided in section 1 of P.L.2020, c.24 (C.13:1E-99.122).

6. Section 41 of P.L.1987, c.102 (C.13:1E-99.34) is amended to read as follows:

C.13:1E-99.34 Recycling centers.

41. a. Notwithstanding the provisions of P.L.1970, c.39 (C.13:1E-1 et seq.) or any other law, rule or regulation to the contrary, no recycling center as defined in section 2 of P.L.1987, c.102 (C.13:1E-99.12) shall be required by the department to obtain a registration statement, engineering design approval, or approval of an environmental and health impact statement prior to the commencement of operations.

b. No recycling center shall receive, store, process or transfer any waste material other than source separated nonputrescible or source separated commingled nonputrescible metal, glass, paper, or plastic containers, and corrugated and other cardboard without the prior approval of the department.

c. An authorized food waste recycling facility, as defined pursuant to section 1 of P.L.2020, c.24 (C.13:1E-99.122), located and constructed, pursuant to an adopted district solid waste management plan approved after the effective date of P.L.2020, c.24 (C.13:1E-99.122 et al.), shall, where feasible, employ minority and women applicants that reside near the facility.

7. Section 3 of P.L.1999, c.23 (C.48:3-51) is amended to read as follows:

C.48:3-51 Definitions relative to competition in certain industries.

3. As used in P.L.1999, c.23 (C.48:3-49 et al.):

"Assignee" means a person to which an electric public utility or another assignee assigns, sells, or transfers, other than as security, all or a portion of its right to or interest in bondable transition property. Except as specifically provided in P.L.1999, c.23 (C.48:3-49 et al.), an assignee shall not be subject to the public utility requirements of Title 48 or any rules or regulations adopted pursuant thereto.

"Base load electric power generation facility" means an electric power generation facility intended to be operated at a greater than 50 percent capacity factor including, but not limited to, a combined cycle power facility and a combined heat and power facility.

"Base residual auction" means the auction conducted by PJM, as part of PJM's reliability pricing model, three years prior to the start of the delivery year to secure electrical capacity as necessary to satisfy the capacity requirements for that delivery year.

"Basic gas supply service" means gas supply service that is provided to any customer that has not chosen an alternative gas supplier, whether or not the customer has received offers as to competitive supply options, including, but not limited to, any customer that cannot obtain such service for any reason, including non-payment for services. Basic gas supply service is not a competitive service and shall be fully regulated by the board.

"Basic generation service" or "BGS" means electric generation service that is provided, to any customer that has not chosen an alternative electric power supplier, whether or not the customer has received offers for competitive supply options, including, but not limited to, any customer that cannot obtain such service from an electric power supplier for any reason, including non-payment for services. Basic generation service is not a competitive service and shall be fully regulated by the board.

"Basic generation service provider" or "provider" means a provider of basic generation service.

"Basic generation service transition costs" means the amount by which the payments by an electric public utility for the procurement of power for basic generation service and related ancillary and administrative costs exceeds the net revenues from the basic generation service charge established by the board pursuant to section 9 of P.L.1999, c.23 (C.48:3-57) during the transition period, together with interest on the balance at the board-approved rate, that is reflected in a deferred balance account approved by the board in an order addressing the electric public utility's unbundled rates, stranded costs, and restructuring filings pursuant to P.L.1999, c.23 (C.48:3-49 et al.). Basic generation service transition costs shall include, but are not limited to, costs of purchases from the spot market, bilateral contracts, contracts with non-utility generators, parting contracts with the purchaser of the electric public utility's divested generation assets, short-term advance purchases, and financial instruments such as hedging, forward contracts, and options. Basic generation service transition costs shall also include the payments by an electric public utility pursuant to a competitive procurement process for basic generation service supply during the transition period, and costs of any such process used to procure the basic generation service supply.

"Board" means the New Jersey Board of Public Utilities or any successor agency.

"Bondable stranded costs" means any stranded costs or basic generation service transition costs of an electric public utility approved by the board for recovery pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.), together with, as approved by the board: (1) the cost of retiring existing debt or equity capital of the electric public utility, including accrued interest, premium and other fees, costs, and charges relating thereto, with the proceeds of the financing of bondable transition property; (2) if requested by an electric public utility in its application for a bondable stranded costs rate order, federal, State and local tax liabilities associated with stranded costs recovery, basic generation service transition cost recovery, or the transfer or financing of the property, or both, including taxes, whose recovery period is modified by the effect of a stranded costs recovery order, a bondable stranded costs rate order, or both; and (3) the costs incurred to issue, service or refinance transition bonds, including interest, acquisition or redemption premium, and other financing costs, whether paid upon issuance or over the life of the transition bonds, including, but not limited to, credit enhancements, service charges, overcollateralization, interest rate cap, swap or collar, yield maintenance, maturity guarantee or other hedging agreements, equity investments, operating costs, and other related fees, costs, and charges, or to assign, sell, or otherwise transfer bondable transition property.

"Bondable stranded costs rate order" means one or more irrevocable written orders issued by the board pursuant to P.L.1999, c.23 (C.48:3-49 et al.) which determines the amount of bondable stranded costs and the initial amount of transition bond charges authorized to be imposed to recover the bondable stranded costs, including the costs to be financed from the proceeds of the transition bonds, as well as on-going costs associated with servicing and credit enhancing the transition bonds, and provides the electric public utility specific authority to issue or cause to be issued, directly or indirectly, transition bonds through a financing entity and related matters as provided in P.L.1999, c.23 (C.48:3-49 et al.), which order shall become effective immediately upon the written consent of the related electric public utility to the order as provided in P.L.1999, c.23 (C.48:3-49 et al.).

"Bondable transition property" means the property consisting of the irrevocable right to charge, collect, and receive, and be paid from collections of, transition bond charges in the amount necessary to provide for the full recovery of bondable stranded costs which are determined to be recoverable in a bondable stranded costs rate order, all rights of the related electric public utility under the bondable stranded costs rate order including, without limitation, all rights to obtain periodic adjustments of the related

transition bond charges pursuant to subsection b. of section 15 of P.L.1999, c.23 (C.48:3-64), and all revenues, collections, payments, money, and proceeds arising under, or with respect to, all of the foregoing.

"British thermal unit" or "Btu" means the amount of heat required to increase the temperature of one pound of water by one degree Fahrenheit.

"Broker" means a duly licensed electric power supplier that assumes the contractual and legal responsibility for the sale of electric generation service, transmission, or other services to end-use retail customers, but does not take title to any of the power sold, or a duly licensed gas supplier that assumes the contractual and legal obligation to provide gas supply service to end-use retail customers, but does not take title to the gas.

"Brownfield" means any former or current commercial or industrial site that is currently vacant or underutilized and on which there has been, or there is suspected to have been, a discharge of a contaminant.

"Buydown" means an arrangement or arrangements involving the buyer and seller in a given power purchase contract and, in some cases third parties, for consideration to be given by the buyer in order to effectuate a reduction in the pricing, or the restructuring of other terms to reduce the overall cost of the power contract, for the remaining succeeding period of the purchased power arrangement or arrangements.

"Buyout" means an arrangement or arrangements involving the buyer and seller in a given power purchase contract and, in some cases third parties, for consideration to be given by the buyer in order to effectuate a termination of such power purchase contract.

"Class I renewable energy" means electric energy produced from solar technologies, photovoltaic technologies, wind energy, fuel cells, geothermal technologies, wave or tidal action, small scale hydropower facilities with a capacity of three megawatts or less and put into service after the effective date of P.L.2012, c.24, methane gas from landfills, methane gas from a biomass facility provided that the biomass is cultivated and harvested in a sustainable manner, or methane gas from a composting or anaerobic or aerobic digestion facility that converts food waste or other organic waste to energy.

"Class II renewable energy" means electric energy produced at a hydropower facility with a capacity of greater than three megawatts, but less than 30 megawatts, or a resource recovery facility, provided that the facility is located where retail competition is permitted and provided further that the Commissioner of Environmental Protection has determined that the facility meets the highest environmental standards and minimizes any impacts to the environment and local communities. Class II renewable energy shall not include electric energy produced at a hydropower facility with a

capacity of greater than 30 megawatts on or after the effective date of P.L.2015, c.51.

"Co-generation" means the sequential production of electricity and steam or other forms of useful energy used for industrial or commercial heating and cooling purposes.

"Combined cycle power facility" means a generation facility that combines two or more thermodynamic cycles, by producing electric power via the combustion of fuel and then routing the resulting waste heat by-product to a conventional boiler or to a heat recovery steam generator for use by a steam turbine to produce electric power, thereby increasing the overall efficiency of the generating facility.

"Combined heat and power facility" or "co-generation facility" means a generation facility which produces electric energy and steam or other forms of useful energy such as heat, which are used for industrial or commercial heating or cooling purposes. A combined heat and power facility or co-generation facility shall not be considered a public utility.

"Competitive service" means any service offered by an electric public utility or a gas public utility that the board determines to be competitive pursuant to section 8 or section 10 of P.L.1999, c.23 (C.48:3-56 or C.48:3-58) or that is not regulated by the board.

"Commercial and industrial energy pricing class customer" or "CIEP class customer" means that group of non-residential customers with high peak demand, as determined by periodic board order, which either is eligible or which would be eligible, as determined by periodic board order, to receive funds from the Retail Margin Fund established pursuant to section 9 of P.L.1999, c.23 (C.48:3-57) and for which basic generation service is hourly-priced.

"Comprehensive resource analysis" means an analysis including, but not limited to, an assessment of existing market barriers to the implementation of energy efficiency and renewable technologies that are not or cannot be delivered to customers through a competitive marketplace.

"Connected to the distribution system" means, for a solar electric power generation facility, that the facility is: (1) connected to a net metering customer's side of a meter, regardless of the voltage at which that customer connects to the electric grid; (2) an on-site generation facility; (3) qualified for net metering aggregation as provided pursuant to paragraph (4) of subsection e. of section 38 of P.L.1999, c.23 (C.48:3-87); (4) owned or operated by an electric public utility and approved by the board pursuant to section 13 of P.L.2007, c.340 (C.48:3-98.1); (5) directly connected to the electric grid at 69 kilovolts or less, regardless of how an electric public utility

classifies that portion of its electric grid, and is designated as "connected to the distribution system" by the board pursuant to subsections q. through s. of section 38 of P.L.1999, c.23 (C.48:3-87); or (6) is certified by the board, in consultation with the Department of Environmental Protection, as being located on a brownfield, on an area of historic fill, or on a properly closed sanitary landfill facility. Any solar electric power generation facility, other than that of a net metering customer on the customer's side of the meter, connected above 69 kilovolts shall not be considered connected to the distribution system.

"Customer" means any person that is an end user and is connected to any part of the transmission and distribution system within an electric public utility's service territory or a gas public utility's service territory within this State.

"Customer account service" means metering, billing, or such other administrative activity associated with maintaining a customer account.

"Delivery year" or "DY" means the 12-month period from June 1st through May 31st, numbered according to the calendar year in which it ends.

"Demand side management" means the management of customer demand for energy service through the implementation of cost-effective energy efficiency technologies, including, but not limited to, installed conservation, load management, and energy efficiency measures on and in the residential, commercial, industrial, institutional, and governmental premises and facilities in this State.

"Electric generation service" means the provision of retail electric energy and capacity which is generated off-site from the location at which the consumption of such electric energy and capacity is metered for retail billing purposes, including agreements and arrangements related thereto.

"Electric power generator" means an entity that proposes to construct, own, lease, or operate, or currently owns, leases, or operates, an electric power production facility that will sell or does sell at least 90 percent of its output, either directly or through a marketer, to a customer or customers located at sites that are not on or contiguous to the site on which the facility will be located or is located. The designation of an entity as an electric power generator for the purposes of P.L.1999, c.23 (C.48:3-49 et al.) shall not, in and of itself, affect the entity's status as an exempt wholesale generator under the Public Utility Holding Company Act of 1935, 15 U.S.C. s.79 et seq., or its successor act.

"Electric power supplier" means a person or entity that is duly licensed pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.) to offer and to assume the contractual and legal responsibility to provide electric gen-

eration service to retail customers, and includes load serving entities, marketers, and brokers that offer or provide electric generation service to retail customers. The term excludes an electric public utility that provides electric generation service only as a basic generation service pursuant to section 9 of P.L.1999, c.23 (C.48:3-57).

"Electric public utility" means a public utility, as that term is defined in R.S.48:2-13, that transmits and distributes electricity to end users within this State.

"Electric related service" means a service that is directly related to the consumption of electricity by an end user, including, but not limited to, the installation of demand side management measures at the end user's premises, the maintenance, repair, or replacement of appliances, lighting, motors, or other energy-consuming devices at the end user's premises, and the provision of energy consumption measurement and billing services.

"Electronic signature" means an electronic sound, symbol, or process, attached to, or logically associated with, a contract or other record, and executed or adopted by a person with the intent to sign the record.

"Eligible generator" means a developer of a base load or mid-merit electric power generation facility including, but not limited to, an on-site generation facility that qualifies as a capacity resource under PJM criteria and that commences construction after the effective date of P.L.2011, c.9 (C.48:3-98.2 et al.).

"Energy agent" means a person that is duly registered pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.), that arranges the sale of retail electricity or electric related services, or retail gas supply or gas related services, between government aggregators or private aggregators and electric power suppliers or gas suppliers, but does not take title to the electric or gas sold.

"Energy consumer" means a business or residential consumer of electric generation service or gas supply service located within the territorial jurisdiction of a government aggregator.

"Energy efficiency portfolio standard" means a requirement to procure a specified amount of energy efficiency or demand side management resources as a means of managing and reducing energy usage and demand by customers.

"Energy year" or "EY" means the 12-month period from June 1st through May 31st, numbered according to the calendar year in which it ends.

"Existing business relationship" means a relationship formed by a voluntary two-way communication between an electric power supplier, gas supplier, broker, energy agent, marketer, private aggregator, sales representative, or telemarketer and a customer, regardless of an exchange of con-

sideration, on the basis of an inquiry, application, purchase, or transaction initiated by the customer regarding products or services offered by the electric power supplier, gas supplier, broker, energy agent, marketer, private aggregator, sales representative, or telemarketer; however, a consumer's use of electric generation service or gas supply service through the consumer's electric public utility or gas public utility shall not constitute or establish an existing business relationship for the purpose of P.L.2013, c.263.

"Farmland" means land actively devoted to agricultural or horticultural use that is valued, assessed, and taxed pursuant to the "Farmland Assessment Act of 1964," P.L.1964, c.48 (C.54:4-23.1 et seq.).

"Federal Energy Regulatory Commission" or "FERC" means the federal agency established pursuant to 42 U.S.C. s.7171 et seq. to regulate the interstate transmission of electricity, natural gas, and oil.

"Final remediation document" shall have the same meaning as provided in section 3 of P.L.1976, c.141 (C.58:10-23.11b).

"Financing entity" means an electric public utility, a special purpose entity, or any other assignee of bondable transition property, which issues transition bonds. Except as specifically provided in P.L.1999, c.23 (C.48:3-49 et al.), a financing entity which is not itself an electric public utility shall not be subject to the public utility requirements of Title 48 of the Revised Statutes or any rules or regulations adopted pursuant thereto.

"Gas public utility" means a public utility, as that term is defined in R.S.48:2-13, that distributes gas to end users within this State.

"Gas related service" means a service that is directly related to the consumption of gas by an end user, including, but not limited to, the installation of demand side management measures at the end user's premises, the maintenance, repair or replacement of appliances or other energy-consuming devices at the end user's premises, and the provision of energy consumption measurement and billing services.

"Gas supplier" means a person that is duly licensed pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.) to offer and assume the contractual and legal obligation to provide gas supply service to retail customers, and includes, but is not limited to, marketers and brokers. A non-public utility affiliate of a public utility holding company may be a gas supplier, but a gas public utility or any subsidiary of a gas utility is not a gas supplier. In the event that a gas public utility is not part of a holding company legal structure, a related competitive business segment of that gas public utility may be a gas supplier, provided that related competitive business segment is structurally separated from the gas public utility, and provided that the interactions between the gas public utility and the related competi-

tive business segment are subject to the affiliate relations standards adopted by the board pursuant to subsection k. of section 10 of P.L.1999, c.23 (C.48:3-58).

"Gas supply service" means the provision to customers of the retail commodity of gas, but does not include any regulated distribution service.

"Government aggregator" means any government entity subject to the requirements of the "Local Public Contracts Law," P.L.1971, c.198 (C.40A:11-1 et seq.), the "Public School Contracts Law," N.J.S.18A:18A-1 et seq., or the "County College Contracts Law," P.L.1982, c.189 (C.18A:64A-25.1 et seq.), that enters into a written contract with a licensed electric power supplier or a licensed gas supplier for: (1) the provision of electric generation service, electric related service, gas supply service, or gas related service for its own use or the use of other government aggregators; or (2) if a municipal or county government, the provision of electric generation service or gas supply service on behalf of business or residential customers within its territorial jurisdiction.

"Government energy aggregation program" means a program and procedure pursuant to which a government aggregator enters into a written contract for the provision of electric generation service or gas supply service on behalf of business or residential customers within its territorial jurisdiction.

"Governmental entity" means any federal, state, municipal, local, or other governmental department, commission, board, agency, court, authority, or instrumentality having competent jurisdiction.

"Greenhouse gas emissions portfolio standard" means a requirement that addresses or limits the amount of carbon dioxide emissions indirectly resulting from the use of electricity as applied to any electric power suppliers and basic generation service providers of electricity.

"Historic fill" means generally large volumes of non-indigenous material, no matter what date they were emplaced on the site, used to raise the topographic elevation of a site, which were contaminated prior to emplacement and are in no way connected with the operations at the location of emplacement and which include, but are not limited to, construction debris, dredge spoils, incinerator residue, demolition debris, fly ash, and nonhazardous solid waste. "Historic fill" shall not include any material which is substantially chromate chemical production waste or any other chemical production waste or waste from processing of metal or mineral ores, residues, slags, or tailings.

"Incremental auction" means an auction conducted by PJM, as part of PJM's reliability pricing model, prior to the start of the delivery year to secure

electric capacity as necessary to satisfy the capacity requirements for that delivery year, that is not otherwise provided for in the base residual auction.

"Leakage" means an increase in greenhouse gas emissions related to generation sources located outside of the State that are not subject to a state, interstate, or regional greenhouse gas emissions cap or standard that applies to generation sources located within the State.

"Locational deliverability area" or "LDA" means one or more of the zones within the PJM region which are used to evaluate area transmission constraints and reliability issues including electric public utility company zones, sub-zones, and combinations of zones.

"Long-term capacity agreement pilot program" or "LCAPP" means a pilot program established by the board that includes participation by eligible generators, to seek offers for financially-settled standard offer capacity agreements with eligible generators pursuant to the provisions of P.L.2011, c.9 (C.48:3-98.2 et al.).

"Market transition charge" means a charge imposed pursuant to section 13 of P.L.1999, c.23 (C.48:3-61) by an electric public utility, at a level determined by the board, on the electric public utility customers for a limited duration transition period to recover stranded costs created as a result of the introduction of electric power supply competition pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.).

"Marketer" means a duly licensed electric power supplier that takes title to electric energy and capacity, transmission and other services from electric power generators and other wholesale suppliers and then assumes the contractual and legal obligation to provide electric generation service, and may include transmission and other services, to an end-use retail customer or customers, or a duly licensed gas supplier that takes title to gas and then assumes the contractual and legal obligation to provide gas supply service to an end-use customer or customers.

"Mid-merit electric power generation facility" means a generation facility that operates at a capacity factor between baseload generation facilities and peaker generation facilities.

"Net metering aggregation" means a procedure for calculating the combination of the annual energy usage for all facilities owned by a single customer where such customer is a State entity, school district, county, county agency, county authority, municipality, municipal agency, or municipal authority, and which are served by a solar electric power generating facility as provided pursuant to paragraph (4) of subsection e. of section 38 of P.L.1999, c.23 (C.48:3-87).

"Net proceeds" means proceeds less transaction and other related costs as determined by the board.

"Net revenues" means revenues less related expenses, including applicable taxes, as determined by the board.

"Offshore wind energy" means electric energy produced by a qualified offshore wind project.

"Offshore wind renewable energy certificate" or "OREC" means a certificate, issued by the board or its designee, representing the environmental attributes of one megawatt hour of electric generation from a qualified offshore wind project.

"Off-site end use thermal energy services customer" means an end use customer that purchases thermal energy services from an on-site generation facility, combined heat and power facility, or co-generation facility, and that is located on property that is separated from the property on which the on-site generation facility, combined heat and power facility, or co-generation facility is located by more than one easement, public thoroughfare, or transportation or utility-owned right-of-way.

"On-site generation facility" means a generation facility, including, but not limited to, a generation facility that produces Class I or Class II renewable energy, and equipment and services appurtenant to electric sales by such facility to the end use customer located on the property or on property contiguous to the property on which the end user is located. An on-site generation facility shall not be considered a public utility. The property of the end use customer and the property on which the on-site generation facility is located shall be considered contiguous if they are geographically located next to each other, but may be otherwise separated by an easement, public thoroughfare, transportation or utility-owned right-of-way, or if the end use customer is purchasing thermal energy services produced by the on-site generation facility, for use for heating or cooling, or both, regardless of whether the customer is located on property that is separated from the property on which the on-site generation facility is located by more than one easement, public thoroughfare, or transportation or utility-owned right-of-way.

"Open access offshore wind transmission facility" means an open access transmission facility, located either in the Atlantic Ocean or offshore, used to facilitate the collection of offshore wind energy or its delivery to the electronic transmission system in this State.

"Person" means an individual, partnership, corporation, association, trust, limited liability company, governmental entity, or other legal entity.

"PJM Interconnection, L.L.C." or "PJM" means the privately-held, limited liability corporation that serves as a FERC-approved Regional Transmission Organization, or its successor, that manages the regional, high-voltage electricity grid serving all or parts of 13 states including New Jersey and the District of Columbia, operates the regional competitive wholesale electric market, manages the regional transmission planning process, and establishes systems and rules to ensure that the regional and in-State energy markets operate fairly and efficiently.

"Preliminary assessment" shall have the same meaning as provided in section 3 of P.L.1976, c.141 (C.58:10-23.11b).

"Private aggregator" means a non-government aggregator that is a duly-organized business or non-profit organization authorized to do business in this State that enters into a contract with a duly licensed electric power supplier for the purchase of electric energy and capacity, or with a duly licensed gas supplier for the purchase of gas supply service, on behalf of multiple end-use customers by combining the loads of those customers.

"Properly closed sanitary landfill facility" means a sanitary landfill facility, or a portion of a sanitary landfill facility, for which performance is complete with respect to all activities associated with the design, installation, purchase, or construction of all measures, structures, or equipment required by the Department of Environmental Protection, pursuant to law, in order to prevent, minimize, or monitor pollution or health hazards resulting from a sanitary landfill facility subsequent to the termination of operations at any portion thereof, including, but not necessarily limited to, the placement of earthen or vegetative cover, and the installation of methane gas vents or monitors and leachate monitoring wells or collection systems at the site of any sanitary landfill facility.

"Public utility holding company" means: (1) any company that, directly or indirectly, owns, controls, or holds with power to vote, 10 percent or more of the outstanding voting securities of an electric public utility or a gas public utility or of a company which is a public utility holding company by virtue of this definition, unless the Securities and Exchange Commission, or its successor, by order declares such company not to be a public utility holding company under the Public Utility Holding Company Act of 1935, 15 U.S.C. s.79 et seq., or its successor; or (2) any person that the Securities and Exchange Commission, or its successor, determines, after notice and opportunity for hearing, directly or indirectly, to exercise, either alone or pursuant to an arrangement or understanding with one or more other persons, such a controlling influence over the management or policies of an electric public utility or a gas public utility or public utility holding

company as to make it necessary or appropriate in the public interest or for the protection of investors or consumers that such person be subject to the obligations, duties, and liabilities imposed in the Public Utility Holding Company Act of 1935, 15 U.S.C. s.79 et seq., or its successor act.

"Qualified offshore wind project" means a wind turbine electricity generation facility in the Atlantic Ocean and connected to the electric transmission system in this State, and includes the associated transmission-related interconnection facilities and equipment, and approved by the board pursuant to section 3 of P.L.2010, c.57 (C.48:3-87.1).

"Registration program" means an administrative process developed by the board pursuant to subsection u. of section 38 of P.L.1999, c.23 (C.48:3-87) that requires all owners of solar electric power generation facilities connected to the distribution system that intend to generate SRECs, to file with the board documents detailing the size, location, interconnection plan, land use, and other project information as required by the board.

"Regulatory asset" means an asset recorded on the books of an electric public utility or gas public utility pursuant to the Statement of Financial Accounting Standards, No. 71, entitled "Accounting for the Effects of Certain Types of Regulation," or any successor standard and as deemed recoverable by the board.

"Related competitive business segment of an electric public utility or gas public utility" means any business venture of an electric public utility or gas public utility including, but not limited to, functionally separate business units, joint ventures, and partnerships, that offers to provide or provides competitive services.

"Related competitive business segment of a public utility holding company" means any business venture of a public utility holding company, including, but not limited to, functionally separate business units, joint ventures, and partnerships and subsidiaries, that offers to provide or provides competitive services, but does not include any related competitive business segments of an electric public utility or gas public utility.

"Reliability pricing model" or "RPM" means PJM's capacity-market model, and its successors, that secures capacity on behalf of electric load serving entities to satisfy load obligations not satisfied through the output of electric generation facilities owned by those entities, or otherwise secured by those entities through bilateral contracts.

"Renewable energy certificate" or "REC" means a certificate representing the environmental benefits or attributes of one megawatt-hour of generation from a generating facility that produces Class I or Class II renewable

energy, but shall not include a solar renewable energy certificate or an offshore wind renewable energy certificate.

"Resource clearing price" or "RCP" means the clearing price established for the applicable locational deliverability area by the base residual auction or incremental auction, as determined by the optimization algorithm for each auction, conducted by PJM as part of PJM's reliability pricing model.

"Resource recovery facility" means a solid waste facility constructed and operated for the incineration of solid waste for energy production and the recovery of metals and other materials for reuse, which the Department of Environmental Protection has determined to be in compliance with current environmental standards, including, but not limited to, all applicable requirements of the federal "Clean Air Act" (42 U.S.C. s.7401 et seq.).

"Restructuring related costs" means reasonably incurred costs directly related to the restructuring of the electric power industry, including the closure, sale, functional separation, and divestiture of generation and other competitive utility assets by a public utility, or the provision of competitive services as those costs are determined by the board, and which are not stranded costs as defined in P.L.1999, c.23 (C.48:3-49 et al.) but may include, but not be limited to, investments in management information systems, and which shall include expenses related to employees affected by restructuring which result in efficiencies and which result in benefits to ratepayers, such as training or retraining at the level equivalent to one year's training at a vocational or technical school or county community college, the provision of severance pay of two weeks of base pay for each year of full-time employment, and a maximum of 24 months' continued health care coverage. Except as to expenses related to employees affected by restructuring, "restructuring related costs" shall not include going forward costs.

"Retail choice" means the ability of retail customers to shop for electric generation or gas supply service from electric power or gas suppliers, or opt to receive basic generation service or basic gas service, and the ability of an electric power or gas supplier to offer electric generation service or gas supply service to retail customers, consistent with the provisions of P.L.1999, c.23 (C.48:3-49 et al.).

"Retail margin" means an amount, reflecting differences in prices that electric power suppliers and electric public utilities may charge in providing electric generation service and basic generation service, respectively, to retail customers, excluding residential customers, which the board may authorize to be charged to categories of basic generation service customers of electric public utilities in this State, other than residential customers, under the board's continuing regulation of basic generation service pursuant to

sections 3 and 9 of P.L.1999, c.23 (C.48:3-51 and 48:3-57), for the purpose of promoting a competitive retail market for the supply of electricity.

"Sales representative" means a person employed by, acting on behalf of, or as an independent contractor for, an electric power supplier, gas supplier, broker, energy agent, marketer, or private aggregator who, by any means, solicits a potential residential customer for the provision of electric generation service or gas supply service.

"Sanitary landfill facility" shall have the same meaning as provided in section 3 of P.L.1970, c.39 (C.13:1E-3).

"School district" means a local or regional school district established pursuant to chapter 8 or chapter 13 of Title 18A of the New Jersey Statutes, a county special services school district established pursuant to article 8 of chapter 46 of Title 18A of the New Jersey Statutes, a county vocational school district established pursuant to article 3 of chapter 54 of Title 18A of the New Jersey Statutes, and a district under full State intervention pursuant to P.L.1987, c.399 (C.18A:7A-34 et al.).

"Shopping credit" means an amount deducted from the bill of an electric public utility customer to reflect the fact that the customer has switched to an electric power supplier and no longer takes basic generation service from the electric public utility.

"Site investigation" shall have the same meaning as provided in section 3 of P.L.1976, c.141 (C.58:10-23.11b).

"Small scale hydropower facility" means a facility located within this State that is connected to the distribution system, and that meets the requirements of, and has been certified by, a nationally recognized low-impact hydropower organization that has established low-impact hydropower certification criteria applicable to: (1) river flows; (2) water quality; (3) fish passage and protection; (4) watershed protection; (5) threatened and endangered species protection; (6) cultural resource protection; (7) recreation; and (8) facilities recommended for removal.

"Social program" means a program implemented with board approval to provide assistance to a group of disadvantaged customers, to provide protection to consumers, or to accomplish a particular societal goal, and includes, but is not limited to, the winter moratorium program, utility practices concerning "bad debt" customers, low income assistance, deferred payment plans, weatherization programs, and late payment and deposit policies, but does not include any demand side management program or any environmental requirements or controls.

"Societal benefits charge" means a charge imposed by an electric public utility, at a level determined by the board, pursuant to, and in accordance with, section 12 of P.L.1999, c.23 (C.48:3-60).

"Solar alternative compliance payment" or "SACP" means a payment of a certain dollar amount per megawatt hour (MWh) which an electric power supplier or provider may submit to the board in order to comply with the solar electric generation requirements under section 38 of P.L.1999, c.23 (C.48:3-87).

"Solar renewable energy certificate" or "SREC" means a certificate issued by the board or its designee, representing one megawatt hour (MWh) of solar energy that is generated by a facility connected to the distribution system in this State and has value based upon, and driven by, the energy market.

"Standard offer capacity agreement" or "SOCA" means a financially-settled transaction agreement, approved by board order, that provides for eligible generators to receive payments from the electric public utilities for a defined amount of electric capacity for a term to be determined by the board but not to exceed 15 years, and for such payments to be a fully non-bypassable charge, with such an order, once issued, being irrevocable.

"Standard offer capacity price" or "SOCP" means the capacity price that is fixed for the term of the SOCA and which is the price to be received by eligible generators under a board-approved SOCA.

"State entity" means a department, agency, or office of State government, a State university or college, or an authority created by the State.

"Stranded cost" means the amount by which the net cost of an electric public utility's electric generating assets or electric power purchase commitments, as determined by the board consistent with the provisions of P.L.1999, c.23 (C.48:3-49 et al.), exceeds the market value of those assets or contractual commitments in a competitive supply marketplace and the costs of buydowns or buyouts of power purchase contracts.

"Stranded costs recovery order" means each order issued by the board in accordance with subsection c. of section 13 of P.L.1999, c.23 (C.48:3-61) which sets forth the amount of stranded costs, if any, the board has determined an electric public utility is eligible to recover and collect in accordance with the standards set forth in section 13 of P.L.1999, c.23 (C.48:3-61) and the recovery mechanisms therefor.

"Telemarketer" shall have the same meaning as set forth in section 2 of P.L.2003, c.76 (C.56:8-120).

"Telemarketing sales call" means a telephone call made by a telemarketer to a potential residential customer as part of a plan, program, or campaign to encourage the customer to change the customer's electric power

supplier or gas supplier. A telephone call made to an existing customer of an electric power supplier, gas supplier, broker, energy agent, marketer, private aggregator, or sales representative, for the sole purpose of collecting on accounts or following up on contractual obligations, shall not be deemed a telemarketing sales call. A telephone call made in response to an express written request of a customer shall not be deemed a telemarketing sales call.

"Thermal efficiency" means the useful electric energy output of a facility, plus the useful thermal energy output of the facility, expressed as a percentage of the total energy input to the facility.

"Transition bond charge" means a charge, expressed as an amount per kilowatt hour, that is authorized by and imposed on electric public utility ratepayers pursuant to a bondable stranded costs rate order, as modified at any time pursuant to the provisions of P.L.1999, c.23 (C.48:3-49 et al.).

"Transition bonds" means bonds, notes, certificates of participation, beneficial interest, or other evidences of indebtedness or ownership issued pursuant to an indenture, contract, or other agreement of an electric public utility or a financing entity, the proceeds of which are used, directly or indirectly, to recover, finance or refinance bondable stranded costs and which are, directly or indirectly, secured by or payable from bondable transition property. References in P.L.1999, c.23 (C.48:3-49 et al.) to principal, interest, and acquisition or redemption premium with respect to transition bonds which are issued in the form of certificates of participation or beneficial interest or other evidences of ownership shall refer to the comparable payments on such securities.

"Transition period" means the period from August 1, 1999 through July 31, 2003.

"Transmission and distribution system" means, with respect to an electric public utility, any facility or equipment that is used for the transmission, distribution, or delivery of electricity to the customers of the electric public utility including, but not limited to, the land, structures, meters, lines, switches, and all other appurtenances thereof and thereto, owned or controlled by the electric public utility within this State.

"Universal service" means any service approved by the board with the purpose of assisting low-income residential customers in obtaining or retaining electric generation or delivery service.

"Unsolicited advertisement" means any advertising claims of the commercial availability or quality of services provided by an electric power supplier, gas supplier, broker, energy agent, marketer, private aggregator, sales representative, or telemarketer which is transmitted to a potential customer without that customer's prior express invitation or permission.

8. This act shall take effect immediately.

Approved April 14, 2020.

CHAPTER 25

AN ACT concerning professional and occupational licenses, and supplementing P.L.1999, c.403 (C.45:1-7.1 et seq.).

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

C.45:1-7.7 Reactivation of license, certificate of registration, certification.

1. Notwithstanding the provisions of any other law, during the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020, and with the approval of the Attorney General, the Director of the Division of Consumer Affairs, with respect to any or all professional or occupational licensing boards within the Division of Consumer Affairs in the Department of Law and Public Safety or any industry regulated by the division, or any professional or occupational licensing boards within the division may temporarily reactivate a license, certificate of registration or certification on an expedited basis, for such period as deemed necessary by the director, to any individual who held a corresponding license, certificate of registration or certification, in good standing at the time that the individual retired from active practice or was placed on the inactive status, or who while otherwise in good standing allowed their license to lapse and was suspended for that reason, within the last five years, or such other timeframe as the director may specify. Notwithstanding the provisions of any other law to the contrary, and to effectuate the purposes of this act, the board or director, as applicable, may take additional action necessary to protect the public health, safety and welfare, including but not limited to:

a. Temporarily waive any requirements contained in section 2 of P.L.2013, c.182 (C.45:1-7.4), relating to the renewal, reinstatement or reactivation of a license, certification or registration, including fees, job listings or continuing education requirements;

b. Prescribe the duration and terms of any license, certificate of registration or certification granted pursuant to this section;

c. Require, in consultation with the Commissioner of Health or such other State department or agency as may be appropriate, any individual

granted a license, certificate of registration or certification pursuant to this section to practice the profession or occupation in this State, as deemed necessary to protect the public health, safety and welfare; or

d. Waive compliance by any individual granted a license, certificate of registration or certification pursuant to this section with liability insurance required by statute or regulation, for acts or omissions undertaken in the course of providing health care services in support of the State's response to the declared emergency.

2. This act shall take effect immediately and be retroactive to April 1, 2020.

Approved April 14, 2020.

CHAPTER 26

AN ACT concerning remote notarial acts, and other acts for executing and verifying certain documents, by notaries public and certain other authorized officials using communication technology for the duration of the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020.

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

1. a. As used in this section:

"Communication technology" means an electronic device or process that:

(1) allows a notary public or an officer authorized to take oaths, affirmations, and affidavits, or to take acknowledgements, and a remotely located individual to communicate with each other simultaneously by sight and sound; and

(2) when necessary and consistent with other applicable law, facilitates communication with a remotely located individual who has a vision, hearing, or speech impairment.

"Foreign state" means a jurisdiction other than the United States, a state, or a federally recognized Indian tribe.

"Identity proofing" means a process or service by which a third person provides a notary public or an officer authorized to take oaths, affirmations, and affidavits, or to take acknowledgements with a means to verify the

identity of a remotely located individual by a review of personal information from public or private data sources.

"Notarial act" means any official act performed by a notary public appointed pursuant to the provisions of the "Notaries Public Act of 1979," P.L.1979, c.460 (C.52:7-10 et seq.), or otherwise qualified and commissioned as a notary public in this State, or performed by an officer authorized to take oaths, affirmations and affidavits under R.S.41:2-1 or to take acknowledgments under R.S.46:14-6.1. "Notarial act" shall include the following: taking acknowledgments; administering oaths and affirmations; executing jurats or other verification; taking proofs of deed; and executing protests for non-payment.

"Outside the United States" means a location outside the geographic boundaries of the United States, Puerto Rico, the United States Virgin Islands, and any territory, insular possession, or other location subject to the jurisdiction of the United States.

"Remotely located individual" means an individual who is not in the physical presence of a notary public, or an officer authorized to take oaths, affirmations, and affidavits, or to take acknowledgements, performing a notarial act under subsection c. of this section.

"Satisfactory evidence" means a passport, driver's license, or government issued nondriver identification card, which is current or expired not more than three years before performance of the notarial act; another form of government identification issued to an individual, which is current or expired not more than three years before performance of the notarial act, contains the signature or a photograph of the individual, and is satisfactory to the notary public or officer authorized to take oaths, affirmations, and affidavits, or authorized to take acknowledgements; or a verification on oath or affirmation of a credible witness personally appearing before the notary public or officer and known to the notary public or officer or whom the notary public or officer can identify on the basis of a passport, driver's license, or government issued nondriver identification card, which is current or expired not more than three years before performance of the notarial act.

b. Notwithstanding the provisions of any law or regulation to the contrary, during the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020, a notary public appointed pursuant to the provisions of the "Notaries Public Act of 1979," P.L.1979, c. 460 (C.52:7-10 et seq.), or otherwise qualified and commissioned as a notary public in this State or an officer authorized to take oaths, affirmations and affidavits under R.S.41:2-1 or to take acknowledgements under

R.S.46:14-6.1 may perform notarial acts using communication technology for a remotely located individual if:

(1) the notary public or officer:

(a) has personal knowledge of the identity of the individual appearing before the notary public or officer, which is based upon dealings with the individual sufficient to provide reasonable certainty that the individual has the identity claimed;

(b) has satisfactory evidence of the identity of the remotely located individual by oath or affirmation from a credible witness appearing before the notary public or officer; or

(c) has obtained satisfactory evidence of the identity of the remotely located individual by using at least two different types of identity proofing;

(2) the notary public or officer is reasonably able to confirm that a record before the notary public or officer is the same record in which the remotely located individual made a statement or on which the remotely located individual executed a signature;

(3) the notary public or officer or a person acting on their behalf creates an audio-visual recording of the performance of the notarial act; and

(4) for a remotely located individual who is located outside the United States:

(a) the record: (i) is to be filed with or relates to a matter before a public official or court, governmental entity, or other entity subject to the jurisdiction of the United States; or (ii) involves property located in the territorial jurisdiction of the United States or involves a transaction substantially connected with the United States; and

(b) the act of making the statement or signing the record is not prohibited by the foreign state in which the remotely located individual is located.

c. During the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020, a remotely located individual may comply with subsections a. and b. of R.S.46:14-2.1 by using communication technology to appear before a notary public appointed pursuant to the provisions of the "Notaries Public Act of 1979," P.L.1979, c.460 (C.52:7-10 et seq.), or otherwise qualified and commissioned as a notary public in this State, or by using communication technology to appear before an officer authorized to take oaths, affirmations, and affidavits under R.S.41:2-1 or to take acknowledgments under R.S.46:14-6.1.

d. This section shall not apply to a record to the extent it is governed by:

(1) the "Uniform Commercial Code," N.J.S.12A:1-101 et seq., other than N.J.S.12A:1-107, N.J.S.12A:1-206, the provisions of the "Uniform

Commercial Code – Sales," chapter 2 of Title 12A of the New Jersey Statutes, and the provisions of the "Uniform Commercial Code – Leases," chapter 2A of Title 12A of the New Jersey Statutes; or

(2) a statute, regulation or other rule of law governing adoption, divorce or other matters of family law.

e. If a notarial act is performed under this section, the certificate required by subsection c. of R.S.46:14-2.1 and name affixation required by section 10 of P.L.1979, c.460 (C.52:7-19) shall indicate that the notarial act was performed using communication technology.

f. A notary public appointed pursuant to the provisions of the "Notaries Public Act of 1979," P.L.1979, c.460 (C.52:7-10 et seq.), or otherwise qualified and commissioned as a notary public in this State, or an officer authorized to take oaths, affirmations and affidavits under R.S.41:2-1 or to take acknowledgments under R.S.46:14-6.1, a guardian, conservator, or agent of such person or, if such person is deceased, a personal representative of the deceased person, shall retain the audio-visual recording created under paragraph (3) of subsection b. of this section or cause the recording to be retained by a repository designated by or on behalf of the person required to retain the recording. Unless a different period is required by rule adopted pursuant to subsection g. of this section, the recording must be retained for a period of at least 10 years after the recording is made.

g. (1) Notwithstanding the provisions of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to the contrary, the State Treasurer may, in her discretion, adopt rules or append provisions to the manual distributed pursuant to section 8 of P.L.1979, c.460 (C.52:7-17) as necessary to implement the provisions of this section, which rules or appended provisions may include the means of performing a notarial act involving a remotely located individual using communication technology; standards for communication technology and identity proofing; and standards for the retention of an audio-visual recording created under paragraph (3) of subsection b. of this section.

(2) Before adopting, amending, or repealing any such rule or appended provision pursuant to this subsection, the State Treasurer shall consider the most recent standards regarding the performance of a notarial act with respect to a remotely located individual promulgated by national standard-setting organizations such as the Mortgage Industry Standards Maintenance Organization and the recommendations of the National Association of Secretaries of State.

(3) Any rule adopted or provisions appended to the manual pursuant to this subsection shall be effective for a period not to exceed the duration of

the public health emergency and state of emergency declared by the Governor in Executive Order 103 of 2020.

2. This act shall take immediately and shall expire upon rescission of Executive Order No. 103 of 2020 by the Governor.

Approved April 14, 2020.

CHAPTER 27

AN ACT concerning flexible instruction days for public schools and approved private schools for students with disabilities, supplementing chapter 46 of Title 18A of the New Jersey Statutes, and amending P.L.1996, c.138.

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

1. Section 9 of P.L.1996, c.138 (C.18A:7F-9) is amended to read as follows:

C.18A:7F-9 Receipt of State aid by school district; conditions.

9. a. In order to receive any State aid pursuant to P.L.2007, c.260 (C.18A:7F-43 et al.), a school district, charter school, renaissance school project, county vocational school district, or county special services school district shall comply with the rules and standards for the equalization of opportunity which have been or may hereafter be prescribed by law or formulated by the commissioner pursuant to law, including those implementing P.L.1996, c.138 (C.18A:7F-1 et al.) and P.L.2007, c.260 (C.18A:7F-43 et al.) or related to the core curriculum content standards required by P.L.2007, c.260 (C.18A:7F-43 et al.), and shall further comply with any directive issued by the commissioner pursuant to section 6 of P.L.1996, c.138 (C.18A:7F-6). The commissioner is hereby authorized to withhold all or part of a district's State aid for failure to comply with any rule, standard or directive. No State aid shall be paid to any district which has not provided public school facilities for at least 180 days during the preceding school year, but the commissioner, for good cause shown, may remit the penalty.

b. Notwithstanding the provisions of subsection a. of this section to the contrary, in the event that a school district is required to close the schools of the district for more than three consecutive school days due to a

declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner shall allow the district to apply to the 180-day requirement established pursuant to subsection a. of this section, one or more days of virtual or remote instruction provided to students on the day or days the schools of the district were closed if the program of virtual or remote instruction meets such criteria as may be established by the commissioner. A district that wants to use a program of virtual or remote instruction to meet the 180-day requirement in accordance with this subsection shall, with board of education approval, submit its proposed program of virtual or remote instruction to the commissioner within 30 days of the effective date of P.L.2020, c.27 and annually thereafter, provided however that if the school district is unable to complete and submit its proposed program within the 30-day period and the district is required to close its schools for a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner may retroactively approve the program.

A day of virtual or remote instruction, if instituted under a program approved by the commissioner, shall be considered the equivalent of a full day of school attendance for the purposes of meeting State and local graduation requirements, the awarding of course credit, and such other matters as determined by the commissioner.

If a program of virtual or remote instruction is implemented for the general education students the same educational opportunities shall be provided to students with disabilities. Special education and related services, including speech language services, counseling services, physical therapy, occupational therapy, and behavioral services, may be delivered to students with disabilities through the use of electronic communication or a virtual or online platform and as required by the student's Individualized Education Program (IEP), to the greatest extent practicable.

c. In the event that the State or local health department determines that it is advisable to close or mandates closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the superintendent of schools shall have the authority to implement the school district's program of virtual or remote instruction. The superintendent shall consult with the board of education prior to such decision if practicable. The superintendent shall ensure that

students, parents, staff, and the board of education or boards of education are informed promptly of the superintendent's decision.

d. The commissioner shall define virtual and remote instruction and establish guidance for its use. The guidance shall provide school districts with information on:

(1) providing instruction to students who may not have access to a computer or to sufficient broadband, or to any technology required for virtual or remote instruction;

(2) the required length of a virtual or remote instruction day;

(3) the impact of virtual or remote instruction on the school lunch and school breakfast programs;

(4) the impact of virtual or remote instruction on the schedule for administering State assessments; and

(5) such other topics as the commissioner deems necessary.

e. (1) Nothing in subsection b., c., or d. of this section shall be construed to limit, supersede or preempt the rights, privileges, compensation, remedies, and procedures afforded to public school employees or a collective bargaining unit under federal or State law or any provision of a collective bargaining agreement entered into by the school district. In the event of the closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure for a period longer than three consecutive school days, public school employees covered by a collective negotiations agreement shall be entitled to compensation, benefits, and emoluments as provided in the collective negotiations agreement as if the school facilities remained open for any purpose and for any time lost as a result of school closures or use of virtual or remote instruction, except that additional compensation, benefits, and emoluments may be negotiated for additional work performed.

(2) In the event of the closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure for a period longer than three consecutive school days, public school employees who are not covered by a collective negotiations agreement shall be entitled to any benefits, compensation, and emoluments to which they otherwise would be entitled as if they had performed the work for such benefits, compensation, and emoluments as if the school facilities remained open for any purpose and for any time lost as a result of school closures or use of virtual or remote instruction.

(3) If the schools of a school district are subject to a health-related closure for a period longer than three consecutive school days, which is the result of a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer, then the school district shall continue to make payments of benefits, compensation, and emoluments pursuant to the terms of a contract with a contracted service provider in effect on the date of the closure as if the services for such benefits, compensation, and emoluments had been provided, and as if the school facilities had remained open. Payments received by a contracted service provider pursuant to this paragraph shall be used to meet the payroll and fixed costs obligations of the contracted service provider. A school district shall make all reasonable efforts to renegotiate a contract in good faith subject to this paragraph and may direct contracted service providers, who are a party to a contract and receive payments from the school district under this paragraph, to provide services on behalf of the school district which may reasonably be provided and are within the general expertise or service provision of the original contract. Negotiations shall not include indirect costs such as fuel or tolls. As a condition of negotiations, a contracted service provider shall reveal to the school district whether the entity has insurance coverage for business interruption covering work stoppages. A school district shall not be liable for the payment of benefits, compensation, and emoluments pursuant to the terms of a contract with a contracted service provider under this paragraph for services which otherwise would not have been provided had the school facilities remained open. Nothing in this paragraph shall be construed to require a school district to make payments to a party in material breach of a contract with a contracted service provider if the breach was not due to a closure resulting from a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer.

(4) If the schools of a school district are subject to a health-related closure for a period longer than three consecutive school days, which is the result of a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer, the school district shall be obligated to make payments for benefits, compensation, and emoluments and all payments required pursuant to P.L.1968, c.243 (C.18A:6-51 et seq.), to an educational services commission, county special services school district, and a jointure commission, and under any shared services agreement and cooperative contract entered into with any other public entity. An educational services commission, county special services school district, and jointure commission shall continue to make payments of benefits, compensation, and emoluments

pursuant to the terms of a contract with a contracted service provider or a shared services agreement in effect on the date of the closure as if the services for such benefits, compensation, and emoluments had been provided, and as if the school facilities had remained open. Payments received by a contracted service provider or public entity pursuant to this paragraph shall be used to meet the payroll and fixed costs obligations of the contracted service provider or public entity. An educational services commission, county special services school district, jointure commission or any lead school district under a shared services agreement or cooperative contract, shall make all reasonable efforts to renegotiate a contract in good faith subject to this paragraph and may direct contracted service providers or public entities, who are a party to a contract and receive payments under this paragraph, to provide services which may reasonably be provided and are within the general expertise or service provision of the original contract. Negotiations shall not include indirect costs such as fuel or tolls. As a condition of negotiations, a contracted service provider or public entity shall reveal whether the entity has insurance coverage for business interruption covering work stoppages.

f. For purposes of subsections b., c., d., and e. of this section, "school district" shall include a charter school and a renaissance school project.

C.18A:46-21.1 Private school for students with disabilities, eligibility for aid.

2. a. In the event that an approved private school for students with disabilities is required to close the school for more than three consecutive school days due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner shall allow the school to apply one or more days of virtual or remote instruction provided to students on the day or days the school was closed to qualify as a day of instruction for the purposes of calculating tuition if the program of virtual or remote instruction meets such criteria as may be established by the commissioner. An approved private school for students with disabilities that wants to use a program of virtual or remote instruction to qualify as a day of instruction for the purposes of calculating tuition shall submit its proposed program of virtual or remote instruction to the commissioner within 30 days of the effective date of P.L.2020, c.27 and annually thereafter, provided however that if the school is unable to complete its proposed program within the 30-day period and the school is required to close for a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner may retroactively approve the program.

A day of virtual or remote instruction, if instituted under a program approved by the commissioner, shall be considered the equivalent of a full day of school attendance for the purposes of meeting State and local graduation requirements, the awarding of course credit, and such other matters as determined by the commissioner.

Special education and related services, including speech language services, counseling services, physical therapy, occupational therapy, and behavioral services, may be delivered to students with disabilities through the use of electronic communication or a virtual or online platform and as required by the student's Individualized Education Program (IEP), to the greatest extent practicable.

b. In the event that the State or local health department determines that it is advisable to close or mandates closure of an approved private school for students with disabilities due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the principal of the school shall have the authority to implement the school's program of virtual or remote instruction.

c. The commissioner shall define virtual and remote instruction and establish guidance for its use. The guidance shall provide schools with information on:

(1) providing instruction to students who may not have access to a computer or to sufficient broadband, or to any technology required for virtual or remote instruction;

(2) the required length of a virtual or remote instruction day;

(3) the impact of virtual or remote instruction on the schedule for administering State assessments; and

(4) such other topics as the commissioner deems necessary.

3. The State Board of Education shall promulgate regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to effectuate the provisions of P.L.2020, c.27.

4. This act shall take effect immediately.

Approved April 14, 2020.

CHAPTER 28

AN ACT concerning COVID-19 demographic data.

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

1. a. The Commissioner of Health shall require hospitals licensed pursuant to Title 26 of the Revised Statutes to report to the Department of Health demographic data, including the age, ethnicity, gender, and race of persons in this State who have tested positive for the coronavirus disease 2019 or who have died from the coronavirus disease 2019, as well as the number of persons who attempt to get treatment for the coronavirus disease 2019, the number of persons who are admitted for treatment for the coronavirus disease 2019, and the number of persons who attempt to get tested for the coronavirus disease 2019 and were turned away, until the end of the State's declared public health emergency related to the coronavirus disease 2019. The commissioner shall compile the reported Statewide data by county and municipality.

b. The Department of Health shall publish on its Internet website the demographic data received pursuant to subsection a. of this section. The department shall update its Internet website on a daily basis by publishing the latest demographic data received by the Commissioner of Health until the end of the State's declared public health emergency related to the coronavirus disease 2019.

c. The Commissioner of Health shall prepare and submit a report compiling the data reported pursuant to this section to the Governor and to the Legislature, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1).

2. This act shall take effect immediately and shall expire upon the submission of the report as required pursuant to subsection b. of section 1 of this act.

Approved April 22, 2020.

CHAPTER 29

AN ACT concerning school meals and amending and supplementing P.L.2015, c.15.

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

C.18A:33-21a Short title.

1. Section 1 of P.L.2015, c.15 (C.18A:33-21) and sections 3 and 4 of P.L.2020, c.29 (C.18A:33-21b and C.18A:33-21c) shall be known and may be cited as the "Hunger-Free Students' Bill of Rights Act."

2. Section 1 of P.L.2015, c.15 (C.18A:33-21) is amended to read as follows:

C.18A:33-21 Provision of school meals.

1. a. In the event that a school district determines that a student's school breakfast or school lunch bill is in arrears, the district shall contact the student's parent or guardian to provide notice of the arrearage and shall provide the parent or guardian with a period of 10 school days to pay the amount due. If the student's parent or guardian has not made full payment by the end of the 10 school days, then the district shall again contact the student's parent or guardian to provide notice of any action to be taken by the school district in response to a student's school breakfast or school lunch bill being in arrears.

A school district shall report at least biannually to the Department of Agriculture the number of students who are denied school breakfast or school lunch pursuant to this section.

Nothing in this section shall be construed to require a school district to deny or restrict access to school breakfast or school lunch to a student whose school breakfast or school lunch bill is in arrears.

b. A school district shall not:

(1) publicly identify or stigmatize a student who cannot pay for a school breakfast or a school lunch or whose school breakfast or school lunch bill is in arrears, for example, by requiring that the student sit at a separate table or wear a wristband, hand stamp, or identifying mark or by serving the student an alternative meal;

(2) require a student who cannot pay for a school breakfast or a school lunch or whose school breakfast or school lunch bill is in arrears to do chores or other work to pay for the school breakfast or school lunch; or

(3) require a student to discard a school breakfast or school lunch after it has been served because of the student's inability to pay for a school breakfast or a school lunch or because money is owed for previously provided meals.

c. If a student owes money for the equivalent of five or more school meals, a school district shall:

(1) determine if the student is eligible for a free or reduced price school meal;

(2) make at least two attempts, not including the application or instructions provided to the parent or guardian pursuant to section 3 of P.L.2020, c.29 (C.18A:33-21b), to contact the student's parent or guardian and have the parent or guardian fill out an application for the school lunch program and school breakfast program; and

(3) require a principal, or a person designated by the principal, to contact the parent or guardian to offer assistance with the application for the school lunch and school breakfast program, determine if there are other issues within the household that have caused the child to have insufficient funds to purchase a school breakfast or school lunch, and offer any other appropriate assistance.

d. A school district shall direct communications about a student's school breakfast or school lunch bill being in arrears to the parent or guardian and not the student. Nothing in this subsection shall prohibit a school district from sending a student home with a letter addressed to a parent or guardian.

C.18A:33-21b Information provided to parents, guardians.

3. At the beginning of each school year, and upon initial enrollment in the case of a student enrolling during the school year, a school district shall provide to the parent or guardian of each student:

a. information on the National School Lunch Program and the federal School Breakfast Program;

b. an application to apply for the school lunch and school breakfast programs and instructions for completing the application; and

c. information on the rights of students and their families under P.L.2015, c.15 (C.18A:33-21) and P.L.2020, c.29 (C.18A:33-21a et al.).

The district may provide the application and information electronically, through the usual means by which the school district communicates with parents electronically. The application and information shall be in a language that the parent or guardian understands.

C.18A:33-21c Provision of meals to homeless students.

4. The school district liaison for the education of homeless children shall coordinate with school district personnel to ensure that a homeless student receives free school meals and is monitored according to the school district's policies.

5. This act shall take effect on the first day of the first full school year following the date of enactment.

Approved May 4, 2020.

CHAPTER 30

AN ACT requiring Medicaid and health insurance coverage for certain prescription drugs during a state of emergency and supplementing P.L.1968, c.413 (C.30:4D-1 et seq.) and P.L.1997, c.192 (C.26:2S-1 et seq.).

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

C.30:4D-6p Coverage of certain prescription refills by Medicaid, NJ FamilyCare during state of emergency.

1. a. Subject to subsection b. of this section and to the extent consistent with clinical guidelines, the State Medicaid and NJ FamilyCare programs shall provide coverage of prescription drug refills even when the covered person has not yet reached the scheduled refill date, provided that the prescription itself would remain valid beyond the refill date, in a manner calculated to ensure an enrollee's ability to maintain at least a 30-day supply, or a 90-day supply of a maintenance medication supply at home but not to exceed a 120-day supply on-hand at any given time. The coverage shall be provided based on the authorization for the most recently filled prescription and additional authorization for the refill shall not be required.

b. The provisions of this section shall be in effect if:

(1) a state of emergency or public health emergency is declared by the State or federal government, or an emergency supply of a drug is recommended by the Centers for Disease Control and Prevention; and

(2) the Commissioner of Human Services determines that an emergency supply of prescription drugs is necessary.

c. The coverage shall be provided on an in-network basis to the same extent as for any other refills of prescription drugs, except that:

(1) in the event of a drug shortage or access issue, formulary flexibility shall be provided for a covered alternative; and

(2) no fees shall be imposed for home delivery of the drugs.

d. The Commissioner of Human Services shall apply for such State plan amendments or waivers as may be necessary to implement the provi-

sions of this section and to secure federal financial participation for State Medicaid expenditures under the federal Medicaid program.

e. The Division of Consumer Affairs, in consultation with the Commissioner of Human Services, may develop restrictions on the filling or refilling of prescriptions by pharmacists to address shortage concerns, provided those restrictions shall exclude restricting use for existing conditions to the maximum extent practicable.

C.26:2S-37 Insurance plans to cover prescription refills during state of emergency.

2. a. Subject to subsection b. of this section and to the extent consistent with clinical guidelines, the Commissioner of Banking and Insurance shall require carriers to provide coverage of prescription drug refills even when the covered person has not yet reached the scheduled refill date, provided that the prescription itself would remain valid beyond the refill date and the member will be eligible beyond the refill date, in a manner calculated to ensure a subscriber's ability to maintain at least a 30-day supply, or a 90-day supply of a maintenance medication supply at home but not to exceed a 120-day supply on-hand at any given time. The coverage shall be provided based on the authorization for the most recently filled prescription and additional authorization for the refill shall not be required.

b. The provisions of this section shall be in effect if:

(1) a state of emergency or public health emergency is declared by the State or federal government, or an emergency supply of a drug is recommended by the Centers for Disease Control and Prevention; and

(2) the commissioner determines that an emergency supply of prescription drugs is necessary.

c. The coverage shall be provided on an in-network basis to the same extent as for any other refills of prescription drugs under the health benefits plan, except that:

(1) in the event of a drug shortage or access issue identified by the commissioner or the Division of Consumer Affairs, the carrier shall provide formulary flexibility for a covered alternative. The cost-sharing for any non-preferred medication shall not exceed the cost-sharing that would be imposed for the preferred medication that is unavailable due to the shortage or access issue; and

(2) no fees shall be imposed for home delivery of the drugs.

d. The Division of Consumer Affairs, in consultation with the commissioner, may develop restrictions on the filling or refilling of prescriptions by pharmacists to address shortage concerns, provided those re-

strictions shall exclude restricting use for existing conditions to the maximum extent practicable.

e. As used in this section, "carrier" means an insurance company, health service corporation, hospital service corporation, medical service corporation, or health maintenance organization authorized to issue health benefits plans in this State, and shall include the State Health Benefits Program and the School Employees' Health Benefits Program.

3. This act shall take effect immediately.

Approved May 15, 2020.

CHAPTER 31

AN ACT concerning student financial aid and the 2020 public health state of emergency and supplementing various parts of the statutory law.

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

C.18A:71B-2.4 HESSA to exclude spring 2020 semester for lifetime eligibility of financial aid.

1. The Higher Education Student Assistance Authority shall exclude the spring 2020 semester from a student's total lifetime eligibility limits for all State financial aid programs administered pursuant to N.J.S.18A:71B-1 et seq., if the student was unable to complete the semester due to the public health state of emergency declared to exist in New Jersey by Executive Order 103 dated March 9, 2020.

C.18A:71B-5.1 Waiver of amounts student required to return to HESAA.

2. The Higher Education Student Assistance Authority shall waive the amounts that a student is required to return under N.J.S.18A:71B-5, if the institution has already disbursed the student's State financial aid and the student withdraws or reduces his credits to below full-time, or in the case of a part-time State tuition aid grant reduces his credits to below half-time, due to the public health state of emergency declared to exist in New Jersey by Executive Order 103 dated March 9, 2020.

C.18A:71B-85a County college students remain eligible for NJ STARS program.

3. Notwithstanding any law or regulation to the contrary, a student enrolled in a county college in the 2019-2020 academic year shall remain eligible for a scholarship under the NJ STARS Program in the third semester of county college enrollment. To remain eligible for the scholarship in the fourth and fifth semesters of county college enrollment, a student who was enrolled in the 2019-2020 academic year shall attain a grade point average of at least 3.0 by the start of the student's fourth semester of county college enrollment.

C.18A:71B-86.4c County college student to maintain certain cumulative average for eligibility for NJ STARS II program.

4. a. Notwithstanding any law or regulation to the contrary, a student enrolled in a county college in the 2019-2020 academic year shall attain a cumulative grade point average of at least 3.0 upon graduation from the county college to be eligible for a scholarship under the NJ STARS II Program for the student's third academic year of study.

b. Notwithstanding any law or regulation to the contrary, a student enrolled in a four-year institution of higher education in the 2019-2020 academic year shall remain eligible for a scholarship under the NJ STARS II Program in his third semester of study at a four-year institution. To remain eligible for a scholarship in the fourth semester of study, a student who was enrolled in the 2019-2020 academic year shall attain a grade point average of at least a 3.25 based on the student's performance during the first three semesters of study at the four-year institution.

5. This act shall take effect immediately.

Approved May 15, 2020.

CHAPTER 32

AN ACT concerning childbirth and supplementing Title 26 of the Revised Statutes.

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

C.26:2H-12.6h Pregnant woman permitted to be accompanied during period of labor and delivery.

1. An acute care general hospital licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.) shall permit a pregnant woman to have at least one in-

dividual to accompany the woman during the period of labor and delivery in the room of the hospital where the woman gives birth to her child.

2. The Commissioner of Health shall adopt rules and regulations, in accordance with the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate the provisions of this act, including rules and regulations as to restrictions an acute care general hospital may place on individuals accompanying pregnant women during the period of labor and delivery as provided in section 1 of this act.

3. This act shall take effect immediately.

Approved May 15, 2020.

CHAPTER 33

AN ACT concerning the delivery and sale of alcoholic beverages during a state of emergency.

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

1. As used in this act:

"Retail consumption license or permit" means a plenary retail consumption license, plenary retail consumption license used in connection with a hotel or motel, or seasonal retail consumption license issued pursuant to R.S.33:1-12, or concessionaire permit issued pursuant to Title 33 of the Revised Statutes that authorizes the sale of all alcoholic beverages for consumption on the licensed premises.

"State of emergency" means the state of emergency declared by the Governor pursuant to Executive Order No. 103 of 2020 in response to the COVID-19 pandemic.

2. a. Notwithstanding the provisions of R.S.33:1-12 or any other law to the contrary, during the period this section remains in effect the holder of a retail consumption license or permit shall be entitled to:

(1) sell on the licensed premises for consumption off the licensed premises any alcoholic beverages in original containers or in any other closed and sealed containers or any distilled alcoholic beverages mixed or

blended with other alcoholic or nonalcoholic beverages in closed and sealed containers; and

(2) deliver, by common carrier or otherwise, to the residence of a consumer within this State who is 21 years of age or older for consumption off the licensed premises any alcoholic beverages in original containers or in any other closed and sealed containers or any distilled alcoholic beverages mixed or blended with other alcoholic or nonalcoholic beverages in closed and sealed containers.

b. Containers in which alcoholic beverages are sold or delivered pursuant to this section shall be affixed with a tamper evident seal and may be of any size, except that containers, other than original containers, in which any distilled alcoholic beverages mixed or blended with other alcoholic beverages are sold or delivered pursuant to this section shall have a maximum capacity of 16 fluid ounces.

3. a. Notwithstanding the provisions of R.S.33:1-10 or any other law to the contrary, during the period this section remains in effect the holder of a craft distillery license shall be entitled to sell on the licensed premises for consumption off the licensed premises:

(1) distilled alcoholic beverages that are manufactured on the licensed premises and mixed or blended with other alcoholic or nonalcoholic beverages and sold in closed and sealed containers; and

(2) distilled alcoholic beverages that are manufactured on the licensed premises and sold in original containers and accompanied by one or more nonalcoholic beverages or foodstuffs that may be combined by the consumer to prepare a mixed drink.

b. Containers in which distilled alcoholic beverages are sold pursuant to this section shall be affixed with a tamper evident seal and may be of any size, except that containers, other than original containers, in which any distilled alcoholic beverages mixed or blended with other alcoholic beverages are sold pursuant to this section shall have a maximum capacity of 16 fluid ounces.

c. Any food stuffs sold pursuant to paragraph (2) of subsection a. of this section shall be sold only as a mixed drink ingredient and not as a separate meal.

4. The privileges established pursuant to sections 1 through 3 of this act and Special Ruling No. 2020-1 issued by the Director of the Division of Alcoholic Beverage Control shall remain in effect until: (1) the date of expiration, termination, or rescission of any executive or administrative orders

issued by the Governor or Commissioner of Health establishing coronavirus-related occupancy or customer seating restrictions applicable to licensed premises; or (2) the first day of the seventh month following the date on which the Governor declares that the state of emergency has ended, whichever date occurs later.

5. Whenever the Governor declares a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), the Division of Alcoholic Beverage Control shall publish on its website a notice to licensees advising that, in accordance with R.S.54:43-2, no tax imposed pursuant to the "Alcoholic Beverage Tax Law," R.S.54:41-1 et seq. shall be payable on any sale or delivery of alcohol used by a licensee in the production of hand sanitizer and other patent, proprietary, medicinal, pharmaceutical, antiseptic and toilet preparations, provided that the license holder submits to the Division of Taxation satisfactory evidence of such sale, delivery, and intended use of the alcohol for such preparations.

6. This act shall take effect immediately and shall expire on: (1) the date of expiration, termination, or rescission of any and all executive or administrative orders issued by the Governor or Commissioner of Health establishing coronavirus-related occupancy or customer seating restrictions applicable to licensed premises; or (2) the first day of the seventh month following the date on which the Governor declares that the state of emergency has ended, whichever date occurs later.

Approved May 15, 2020.

CHAPTER 34

AN ACT concerning certain local government deadlines, certifications, meetings, and acceptance of payments, property taxes, and supplementing Title 52 of the Revised Statutes, and amending P.L.1995, c.325, R.S.54:4-67, and R.S.54:4-76.

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

C.52:27D-18.4 Extension of certain interest free periods relative to payment of taxes.

1. a. Notwithstanding the provisions of any law, rule, or regulation to the contrary, whenever a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A.9-33 et seq.), or both, has been declared by the Governor and is in effect, the Director of the Division of Local Government Services in the Department of Community Affairs shall have the power to extend any deadline under the "Local Budget Law," N.J.S.40A:4-1 et seq., the "Local Fiscal Affairs Law," N.J.S.40A:5-1 et seq., the "Local Authorities Fiscal Control Law," P.L.1983, c.313 (C.40A:5A-1 et seq.), under chapter 4 of Title 54 of the Revised Statutes with respect to the issuance of any tax bill except for the quarterly property tax installment dates pursuant to R.S.54:4-66 or section 2 of P.L.1994, c.72 (C.54:4-66.1), and under chapter 5 of Title 54 of the Revised Statutes with respect to a municipal tax sale. The Director of the Division of Local Government Services shall have the power to permit municipalities to institute an extended grace period pursuant to R.S.54:4-67, for the first $10,000 determined to be due and required to be paid for the property tax quarter, not to extend beyond the first calendar day of the next calendar month immediately following the quarterly property tax installment date and under conditions the director may specify, as well as to extend the dates for the payment of taxes by a municipality due to a county, a school district, or any other taxing district under chapter 4 of Title 54 of the Revised Statutes or any other law, which extension shall be equal to the number of days of the extended grace period pursuant to R.S.54:4-67 provided under this subsection. The Director of the Division of Local Government Services, in consultation with the Director of the Division of Taxation in the Department of the Treasury, shall have the power to extend any other deadline established in chapter 1, chapter 3, chapter 4, or chapter 5 of Title 54 of the Revised Statutes if the Director of the Division of Local Government Services determines that the extension is necessary to minimize and mitigate additional hardships, loss, or suffering to the State and its political subdivisions. A municipality, county, or any other agency or political subdivision of this State shall not enact or enforce any order, rule, regulation, ordinance, or resolution that, in any way, conflicts with any of the provisions of this section.

b. Whenever the governing body, by resolution, extends the interest-free period pursuant to subsection a. of this section, the governing body shall provide a notice to all taxpayers by either (1) regular mail; or (2) by a telephonic system and one of the following alternatives: electronic mail, text messaging system, or any other digital platform used by the municipal-

ity to disseminate information to municipal residents electronically. The municipality also shall post the notice on its Internet website, if the municipality has a website, and on the Internet website of the Department of Community Affairs, if the municipality has no website. The municipal clerk shall notify the Director of the Division of Local Government Services in the Department of Community Affairs of its adoption of a resolution effectuating the provisions of an extended interest-free period, pursuant to subsection a. of this section, not later than the third business day next following the municipal governing body's adoption of the resolution.

c. In the event that, pursuant to subsection a. of this section, the Director of the Division of Local Government Services orders an extension of the dates for the payment of taxes by a municipality due to a county, a school district, or any other taxing district under chapter 4 of Title 54 of the Revised Statutes or any other law, the director shall require a municipality to pay a percentage of the total installment of taxes due to a county, school district, or any other taxing district by the original statutory date for full payment of the installment. In determining the percentage to be paid by the municipality by the original statutory installment due date, the director shall consider the amount of property taxes collected by the municipality, the fiscal condition of the municipality, the fiscal condition of any taxing district subject to the director's order of extension pursuant to subsection a. of this section, and any other budgetary, fiscal, or economic factors the director finds appropriate to make the determination. The director shall consult with the Commissioner of Education when considering the fiscal condition of a school district pursuant to this subsection.

C.52:27D-18.5 Extension of certification renewal periods.

2. Notwithstanding the provisions of any law, rule, or regulation to the contrary, the following certification renewal periods shall be extended by one year, exclusive of any grace periods or extensions that may be granted by statute:

a. The renewal period for municipal finance officer certificates pursuant to section N.J.S.40A:9-140 shall be extended from two years to three years.

b. The renewal period for tax collector certificates pursuant to section 7 of P.L.1993, c.25 (C.40A:9-145.3b) shall be extended from two years to three years.

c. The renewal period for registered municipal clerk certificates pursuant to section 8 of P.L.1997, c.279 (C.40A:9-133.10) shall be extended from two years to three years.

d. The renewal period for county finance officer certificates pursuant to section 3 of P.L.1993, c.87 (C.40A:9-28.3) shall be extended from two years to three years.

e. The renewal period for qualified purchasing agent certificates pursuant to section 9 of P.L.1971, c.198 (C.40A:11-9) shall be extended from three years to four years.

f. The renewal period for public works manager certificates pursuant to section 2 of P.L.1991, c.258 (C.40A:9-154.6b) shall be extended from three years to four years.

g. The renewal period for tax assessor certificates pursuant to section 1 of P.L.1999, c.278 (C.54:1-35.25b) shall be extended from three years to four years.

This section shall apply only to certifications with statutory expiration dates occurring on or after the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.). Renewal cycles commencing after the expiration of certifications extended pursuant to this section shall revert to their original statutory time periods.

C.52:27D-18.6 Extension of term of acting municipal clerk.

3. Notwithstanding any provision of N.J.S.40A:9-133 to the contrary, a person appointed by a municipality to serve as an acting municipal clerk who is serving in that position as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.), and whose term has not expired prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.), may, subject to the approval of the Director of the Division of Local Government Services in the Department of Community Affairs, be reappointed as an acting municipal clerk by that municipality following the termination of the temporary appointment for up to three subsequent one-year terms. A person serving as acting municipal clerk as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) shall not serve the municipality as acting municipal clerk for more than four consecutive years from the date of their initial appointment by the municipality as acting municipal clerk.

C.52:27D-18.7 Extension of term as temporary chief financial officer.

4. Notwithstanding any provision of section 8 of P.L.1988, c.110 (C.40A:9-140.13) to the contrary, a person appointed by a municipality to serve as a temporary chief financial officer who is serving in that position as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) and whose term has not expired prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) may, subject to the approval of the Director of

the Division of Local Government Services in the Department of Community Affairs, be reappointed as a temporary chief financial officer by that municipality following the termination of the temporary appointment for up to three subsequent one-year terms. A person serving as temporary chief financial officer as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) shall not serve the municipality as a temporary chief financial officer for more than four consecutive years from the date of their initial appointment by the municipality as temporary chief financial officer.

C.52:27D-18.8 Extension of term as county temporary chief financial officer.

5. Notwithstanding any provision of section 4 of P.L.1993, c.87 (C.40A:9-28.4) to the contrary, a person appointed by a county to serve as a temporary chief financial officer who is serving in that position as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) and whose term has not expired prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) may, subject to the approval of the Director of the Division of Local Government Services in the Department of Community Affairs, be reappointed as a temporary chief financial officer by that county following the termination of the temporary appointment for up to two subsequent one-year terms. A person serving as temporary chief financial officer as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) shall not serve the county as a temporary chief financial officer for more than three consecutive years from the date of their initial appointment by the county as temporary chief financial officer.

C.52:27D-18.9 Extension of term as municipal temporary principal public works manager.

6. Notwithstanding any provision of section 7 of P.L.1991, c.258 (C.40A:9-154.6g) to the contrary, a person appointed by a municipality to serve as a temporary principal public works manager who is serving in that position as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) and whose term has not expired prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) may be reappointed as a temporary principal public works manager for up to two subsequent one-year terms. A person serving as a temporary principal public works manager as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) shall not serve the municipality as a temporary principal public works manager for more than three consecutive years from the date of their initial appointment by the municipality as a temporary principal public works manager.

C.52:27D-18.10 Extension of term as temporary purchasing agent for contracting unit.

7. Notwithstanding any provision of section 9 of P.L.1971, c.198 (C.40A:11-9) to the contrary, a person appointed by a contracting unit to serve as a temporary purchasing agent who is serving in that position as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) and whose term has not expired prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) may, subject to the approval of the Director of the Division of Local Government Services in the Department of Community Affairs, be reappointed as a temporary purchasing agent for up to two subsequent one-year terms following the end of the first temporary appointment. A person serving as a temporary purchasing agent as of the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.) shall not serve the contracting unit as a temporary purchasing agent for more than three consecutive years from the date of their initial appointment by the contracting unit as a temporary purchasing agent.

C.52:27D-18.11 Conducting public meeting remotely under certain circumstances.

8. a. Consistent with section 1 of P.L.2020, c.11 (C.10:4-9.3) and notwithstanding any other law, rule, or regulation to the contrary, whenever a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A.9-33 et seq.), or both, or a state of local disaster emergency has been declared by the Governor and is in effect, a local public body may conduct a public meeting remotely by electronic means, provided that reasonable public notice and provision for public input is made under the circumstances.

b. The Director of the Division of Local Government Services in the Department of Community Affairs shall adopt, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), rules and regulations concerning the conduct of remote public meetings during a public health emergency or state of emergency that are necessary to implement the provisions of subsection a. of this section, which shall include minimum procedures to be followed to provide reasonable public notice and allowance for public input. The director may adopt an emergency rule pursuant to subsection (c) of section 4 of P.L.1968, c.410 (C.52:14B-4) to implement this section.

c. "Local public body" means any "public body," as that term is defined in section 3 of P.L.1975, c.231 (C.10:4-8), with territorial jurisdiction equal to or less than a county.

"Public meeting" means the same as that term is defined in section 3 of P.L.1975, c.231 (C.10:4-8).

9. Section 2 of P.L.1995, c.325 (C.40A:5-44) is amended to read as follows:

C.40A:5-44 Definitions relative to card or other electronic based payments.

2. As used in this act:

"Association" means an organization whose members are issuers.

"Cardholder" means the person or organization named on the face of a credit card or debit card to whom or for whose benefit the credit card or debit card is issued by an issuer.

"Card based payment" means a monetary obligation tendered by the user of a credit card or debit card.

"Card payment system" means a technical procedure by which obligations owed a local unit or court may be paid by credit card or debit card.

"Credit card" means any instrument or device linked to an established line of credit, whether known as a credit card, charge card, credit plate, or by any other name, issued with or without fee by an issuer for the use of the cardholder in satisfying outstanding financial obligations, obtaining money, goods, services or anything else of value on credit.

"Debit card" means any instrument or device, whether known as a debit card, automated teller machine card, or by any other name, issued with or without fee by an issuer for the use of the cardholder in obtaining money, goods, services or anything else of value through the electronic authorization of a financial institution to debit the cardholder's account.

"Director" means the Director of the Division of Local Government Services in the Department of Community Affairs.

"Electronic funds transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, that is initiated through an electronic terminal, telephone, or computer or magnetic tape for the purpose of ordering, instructing or authorizing a financial institution to debit or credit an account, and includes an in-person funds transfer and an online funds transfer.

"Electronic funds transfer system" means a technical procedure by which obligations owed to or collected by the Supreme Court, the Superior Court, Tax Court or a local unit may be paid by an electronic transaction between the financial institution of the person or organization owing the obligation and the financial institution of the governmental entity.

"In-person funds transfer" means any transfer of funds through a service that accepts a payment made in-person, by any method, and then transmits those funds to a payee by electronic funds transfer, but shall not include a service that requires a local unit to maintain, and funds to be

transmitted to, an account that is not a designated depository of the local unit pursuant to N.J.S.A.40A:5-14.

"Issuer" means the business organization or financial institution which issues a credit card or debit card, or its duly authorized agent.

"Local unit" means any unit of government subject to the provisions of chapter 5 or 5A of Title 40A of the New Jersey Statutes, and the constituent parts of those units, including but not limited to independent local authorities, public libraries, municipal courts and joint municipal courts.

"Online funds transfer" means any Internet-based transfer of funds through an Internet-based payment system, but shall not include a service that requires a local unit to maintain, and funds to be transmitted to, an account that is not a designated depository of the local unit pursuant to N.J.S.A.40A:5-14.

"Service charge" means a fee charged by the Supreme Court, the Superior Court, Tax Court or local unit in excess of the total obligation owed by a person or organization to offset processing charges or discount fees for the use of a card payment system or an electronic funds transfer system.

10. R.S.54:4-67 is amended to read as follows:

Discount for prepayment; interest for delinquencies; notification; exceptions.

54:4-67. a. (1) The governing body of each municipality may by resolution fix the rate of discount to be allowed for the payment of taxes or assessments previous to the date on which they would become delinquent. The rate so fixed shall not exceed 6% per annum, shall be allowed only in case of payment made on or before the thirtieth day previous to the date on which the taxes or assessments would become delinquent, after subtracting the amount of applicable property tax credit as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6). No such discount shall apply to the purchaser of a total property tax levy pursuant to section 16 of P.L.1997, c.99 (C.54:5-113.5). The governing body may also fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal liens or charges, unless otherwise provided by law, on or before the date when they would become delinquent, and may provide that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable. The rate so fixed shall not exceed 8% per annum on the first $1,500.00 of the delinquency and 18% per annum on any amount in excess of $1,500.00, to be calculated from the date the tax was payable until the date that actual payment to the tax collector is made.

(2) Notwithstanding the provisions of paragraph (1) of this subsection regarding delinquent payments, in the case of a municipality that has experienced a flood, hurricane, superstorm, tornado, or other natural disaster, interest shall not be charged by the municipality to a delinquent taxpayer if:

(a) a state of emergency has been declared as a result thereof by the Governor less than 30 days prior to the date upon which a property tax installment payment is payable pursuant to R.S.54:4-66 or section 2 of P.L.1994, c.72 (C.54:4-66.1), as appropriate, and

(b) the governing body of the municipality adopts a resolution providing that interest shall not be charged to a delinquent taxpayer if payment of the property tax installment, plus any available property tax credit as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6), is made on or before the first day of the next calendar month from the date upon which it became payable.

(3) The municipal clerk shall notify the Director of the Division of Local Government Services in the Department of Community Affairs of its adoption of a resolution effectuating the provisions of paragraph (2) of this subsection not later than the third business day next following the municipal governing body's adoption of the resolution. If the municipality is under State supervision pursuant to the provisions of Article 4 of the "Local Government Supervision Act (1947)," P.L.1947, c.151 (C.52:27BB-54 et seq.), is subject to the provisions of the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), or is otherwise subject to a memorandum of understanding or similar agreement with the division as a condition of receiving supplemental State aid, the resolution shall not be effective unless it is approved by the director.

(4) (a) As used in this paragraph:

"Eligible resident" means either:

(i) an employee of a federal government agency who is furloughed because of a shutdown and receives unemployment benefits during the shutdown or who works during a shutdown but is not paid because of the shutdown; or

(ii) a contractor whose pay is received through a contract with a federal government agency but whose payment is delayed or diminished because of a shutdown, provided that the contractor receives unemployment benefits during the shutdown.

"Shutdown" means any period in which there is more than a 24-hour lapse in appropriations for any federal government agency as a result of a failure to enact a regular appropriations bill or continuing resolution due to an impasse between the President and the Congress of the United States or between the two Houses of Congress.

(b) Notwithstanding the provisions of paragraph (1) of this subsection regarding delinquent payments, a municipality shall not charge interest to a delinquent taxpayer who is an eligible resident or who resides with a spouse, partner in a civil union, or domestic partner who is an eligible resident, if:

(i) a shutdown remains in effect for more than 21 days and either ends less than 14 days prior to the date upon which a property tax installment payment is payable pursuant to R.S.54:4-66 or section 2 of P.L.1994, c.72 (C.54:4-66.1), as appropriate, or remains in effect on the date that the property tax installment payment is due and payable; and

(ii) the governing body of the municipality in which the delinquent taxpayer resides adopts a resolution providing that interest shall not be charged to such a delinquent taxpayer if payment of the property tax installment, less any available property tax credit as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6), is made on or before the date upon which the next property tax installment payment is payable.

(c) Interest shall not be charged pursuant to this paragraph only if a delinquent property taxpayer provides to the municipality proof that the delinquent property taxpayer's pay, or the pay of the delinquent property taxpayer's spouse, partner in a civil union, or domestic partner, is derived from a federal government agency that is affected by a shutdown. In the case of a federal employee, that proof shall be demonstrated by a pay stub showing employment by a federal government agency that is affected by a shutdown. In the case of a contractor, the resolution adopted by the governing body of the municipality pursuant to subparagraph (b) of this paragraph shall establish the criteria necessary to verify the that the contractor's pay is received through a contract with a federal agency that is affected by a shutdown.

(d) The municipal clerk shall notify the Director of the Division of Local Government Services in the Department of Community Affairs of the municipality's adoption of a resolution effectuating the provisions of part (ii) of subparagraph (b) of this paragraph not later than the third business day next following the adoption of the resolution. If the municipality is under State supervision pursuant to the provisions of Article 4 of the "Local Government Supervision Act (1947)," P.L.1947, c.151 (C.52:27BB-54 et seq.), is subject to the provisions of the "Municipal Rehabilitation and Economic Recovery Act," P.L.2002, c.43 (C.52:27BBB-1 et al.), or is otherwise subject to a memorandum of understanding or similar agreement with the division as a condition of receiving supplemental State aid, the resolution shall not be effective unless it is approved by the director.

b. At any time when the governing body changes the rate of interest to be charged for delinquent taxes, assessments, or other municipal charges, or

to be charged for the end of the year penalty, pursuant to subsection a. of this section, the governing body, after adoption of a resolution changing the rate of interest, shall provide a notice to all taxpayers, prior to the date that taxes are next due or with the tax bill, stating the new rate or rates to be charged, the date that the new rate or rates take effect, and, if the new rate or rates of interest are not to be effective for the remainder of the tax year, the property tax quarter or quarters for which the change in rates shall apply. The notice may be separate from the tax bill. A change in the rate of interest or the end of year penalty shall not take effect until the required notice has been provided in accordance with this subsection. To satisfy the notice requirement in this subsection, the governing body shall post the notice on its municipal bulletin board; post the notice on its municipal Internet webpage; publish the notice in its official newspaper; provide a notice to all taxpayers by either (1) regular mail; or (2) by a telephonic system and issue the notice by one of the following alternatives: electronic mail, text messaging system, or any other digital platform used by the municipality to disseminate information to public residents electronically.

c. In municipalities that have sold their property tax levy pursuant to section 16 of P.L.1997, c.99 (C.54:5-113.5), the rate of interest to be charged for the nonpayment of taxes, assessments or other municipal liens or charges shall be the same interest or delinquency rate or rates otherwise charged by the municipality, to be calculated from the date the tax was payable until the date of actual payment to the tax collector. The purchaser of the total property tax levy shall be paid only those amounts attributable to properties included in the total property tax levy purchase and actually collected by the tax collector and which amounts shall not include any delinquent interest collected by the municipal tax collector prior to the time that the total property tax levy purchaser makes the levy payment to the municipality.

d. Whenever the time period for a property tax installment payment has been extended pursuant to the provisions of subsection a. of this section, the Director of the Division of Local Government Services in the Department of Community Affairs may, by temporary order, extend the dates for payment of taxes by a municipality due to a county pursuant to R.S.54:4-74, any school district pursuant to R.S.54:4-75, and any other taxing district as provided by law.

"Delinquency" means the sum of all taxes and municipal charges due on a specific real property, less the amount of applicable property tax credit as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6), covering any number of quarters or years. The property shall remain delinquent, as defined herein, until such time as all unpaid taxes, including subsequent taxes and

liens, together with interest thereon shall have been fully paid and satisfied and all applicable property tax credit, as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6), has been credited. The delinquency shall remain notwithstanding the issuance of a certificate of sale pursuant to R.S.54:5-32 and R.S.54:5-46, the payment of delinquent tax by the purchaser of the total property tax levy pursuant to section 16 of P.L.1997, c.99 (C.54:5-113.5) and for the purposes of satisfying the requirements for filing any tax appeal with the county board of taxation or the State tax court. The governing body may also fix a penalty to be charged to a taxpayer with a delinquency in excess of $10,000 who fails to pay that delinquency as billed, less the amount of applicable property tax credit as defined in section 1 of P.L.2018, c.11 (C.54:4-66.6), prior to the end of the fiscal year. If any fiscal year delinquency in excess of $10,000 is paid by the holder of an outstanding tax sale certificate or a total property tax levy purchaser, the holder or purchaser, as appropriate, shall be entitled to receive the amount of the penalty as part of the amount required to redeem such certificate of sale providing the payment is made by the tax lien holder or tax levy purchaser prior to the end of the fiscal year. If the holder of the outstanding tax sale certificate or the levy to the end of the fiscal year, then the holder or purchaser shall be entitled to a pro rata share of the delinquency penalty upon redemption, and the balance of the penalty shall inure to the benefit of the municipality. The penalty so fixed shall not exceed 6% of the amount of the delinquency with respect to each most recent fiscal year only.

11. R.S.54:4-76 is amended to read as follows:

Payment of taxes due by municipality, county; borrowing permitted, interest; waiver.

54:4-76. a. The governing body of the municipality or the county shall cause the county tax due, as calculated pursuant to R.S.54:4-74, and other county taxes levied, school tax due, as calculated pursuant to R.S.54:4-75, taxes due to other taxing districts, and State taxes to be paid as and when due for payment. If there shall not be sufficient funds in the treasury available for such payments, the governing body shall immediately borrow sufficient money and pay such taxes due. The board of chosen freeholders of each county may by resolution fix the rate of discount to be allowed for the payment to the county treasurer of county taxes previous to the date on which they will become due for payment. The rate so fixed shall not exceed six percent per year, and shall be allowed only in case of payment on or before the thirtieth day previous to the date on which said taxes will become due for payment to the county treasurer. On any part of the taxes

payable to the county treasurer and on any part of the taxes payable to the State by the county treasurer, which shall remain unpaid after the time within which they are required to be paid by this chapter, the taxing district or county in arrears shall pay to the county or State, as the case may be, interest at the rate of six percent per year upon the delayed payment.

b. Notwithstanding the provisions of subsection a. of this section, the board of chosen freeholders of a county may, by resolution, waive the interest that a municipality is required to pay to the county pursuant to that subsection on any unpaid property taxes due and owing to the county by a municipality if the municipality adopted an extended interest-free period pursuant to subsection a. of section 1 of P.L.2020, c.34 (C.52:27D-18.4), and a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A.9-33 et seq.), or both, has been declared by the Governor and is in effect. A waiver adopted by a county pursuant to this subsection shall expire 30 days after the end of the municipality's extended interest-free period.

12. Notwithstanding the provisions of section 15 of P.L.1944, c.255 (C.43:16A-15), section 24 of P.L.1954, c.84 (C.43:15A-24), or any other law, rule, or regulation to the contrary, if payment of the full amount of the employer's contributions certified by the Police and Firemen's Retirement System or the Public Employees' Retirement System was not made within 30 days after the required due date when that due date occurred in the year 2020 and prior to the effective date of P.L.2020, c.34 (C.52:27D-18.4 et al.), the interest at the rate of 10 percent per year that is required to be assessed against the unpaid balance thereof on the first day after such 30th day shall not be assessed for an additional period of 30 days. If the full amount of the certified employer's contributions is not made within 60 days after the required due date, the interest shall be assessed against any unpaid balance of that employer on the first day after that 60th day.

13. This act shall take effect immediately, and sections 8 and 12 shall be retroactive to March 9, 2020.

Approved May 15, 2020.

CHAPTER 35

AN ACT extending the time period for the filing and processing of certain property tax appeals in 2020.

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

1. Notwithstanding the provisions of any law, rule, or regulation to the contrary, for tax year 2020, the deadline to file an appeal of the assessment of a parcel of real property pursuant to R.S.54:3-21 shall be July 1, 2020, and the deadline for a county board of taxation to render a decision on appeals filed by property taxpayers shall be September 30, 2020. The provisions of this section shall apply to an appeal of an assessment of a parcel of real property even if the deadline for filing the appeal was prior to the effective date of this act.

The provisions of this section shall not apply to appeals filed with a county board of taxation with respect to parcels of real property located in a county participating in the demonstration program established in section 4 of P.L.2013, c.15 (C.54:1-104), in a county operating under the "Property Tax Assessment Reform Act," P.L.2009, c.118 (C.54:1-86 et seq.), or in a county that has adopted, by resolution, the provisions of section 1 of P.L.2018, c.94 (C.54:1-105).

2. This act shall take effect immediately, shall be retroactive to April 1, 2020, and shall expire on December 31, 2020.

Approved May 28, 2020.

CHAPTER 36

AN ACT concerning membership on the Board of Public Utilities, and amending R.S.48:2-8.

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

1. R.S.48:2-8 is amended to read as follows:

Connection with public utilities or government office.

48:2-8. No member or employee of the board shall have any official or professional relation or connection with, or hold any stock or securities in, any public utility as herein defined, operating within this State, or hold any other office of profit or trust under the government of this State or of the

United States; except that a member may hold an office under the government of this State for which the member does not receive a salary.

2. This act shall take effect immediately and shall be retroactive to January 1, 2020.

Approved June 11, 2020.

CHAPTER 37

AN ACT concerning hotel sanitization and supplementing N.J.S.A.55:13A-1 et seq.

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

C.55:13A-29 Definitions relative to hotel sanitation.

1. As used in this act:

"Front desk" means the physical location in a hotel where a guest may check-into or reserve a room.

"Guest room" means a private room made available by a hotel for occupancy by a guest. A guest room may be comprised of several interconnected rooms, such as a bathroom, living room, or multiple bedrooms, in the case of a suite.

"Guest touch-point" means any surface in a public space in hotel that is regularly touched by a hotel or motel guest. A guest touch-point includes, but is not limited to, doorknobs, door handles, counters, desks, tables, chairs, sofas, and electronics.

"Occupied guest room" means that a guest is currently checked in to a guest room regardless of whether the guest is physically present in the room.

"Public space" means any space accessible to a guest within a hotel including, but not limited to, the lobby, including a lobby bathroom, a dining area, a hallway, an elevator, and a bathroom. A public space does not include a guest room.

C.55:13A-30 Protocols for hotel sanitation.

2. a. The Commissioner of Health shall issue protocols for the sanitization of each hotel in the State. These protocols shall include, but not be limited to, directives requiring hotels to:

(1) maintain continuous 24 hour, seven day a week coverage of a front desk by at least one employee, and by at least one additional employee per every 200 guest rooms;

(2) train a front desk employee to respond to a guests' inquiry related to health and safety, including but not limited to, the location of hospitals in the vicinity of the hotel, emergency telephone numbers, and options for seeking treatment or testing for virus diseases during a public health crisis;

(3) ensure that every guest room is cleaned and sanitized and provided with an adequate supply of clean towels, sheets, and pillowcases prior to occupancy by a new guest;

(4) ensure that every occupied guest room is cleaned and sanitized every day, and that the room is provided with an adequate supply of clean towels, sheets, and pillowcases and that the towels, sheets, and pillowcases are changed no less frequently than once every day;

(5) ensure that all public spaces are cleaned and sanitized at least once every day, and that all guest touch-points are cleaned and sanitized regularly throughout each day;

(6) provide their employees with anti-microbial cleaning products certified by the United States Environmental Protection Agency that are approved for use against the coronavirus disease 2019 (COVID-19), other coronaviruses, influenza viruses, or other viral diseases. These products shall be used when cleaning and sanitizing each guest room, guest touch-point, and public space; and

(7) train its employees on the proper use of anti-microbial cleaning products and on proper cleaning protocols that maximize the sanitary condition of each guest room, guest touch-point, and public space.

b. The Bureau of Housing Inspection in the Department of Community Affairs shall distribute the guidelines developed by the Department of Health pursuant to subsection a. of this section, and shall inspect each hotel in the State for the purpose of determining the extent to which each hotel complies with the provisions of this act and the regulations promulgated hereunder.

C.55:13A-31 Rules, regulations.

3. The Commissioner of Health, in consultation with the Department of Community Affairs, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) shall adopt rules and regulations necessary to effectuate the purposes of this act.

4. This act shall take effect 14 days following enactment, except that the commissioner may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

Approved June 11, 2020.

CHAPTER 38

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

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

C.26:2C-68 New Jersey Fuel Cell Task Force.

1. a. There is established in the Board of Public Utilities the New Jersey Fuel Cell Task Force. The purpose of the task force shall 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. The task force shall:

(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 departments and agencies;

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

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

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

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

(1) 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 shall serve ex officio, or their respective designees; and

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

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

(b) one member representing fuel cell manufacturers;

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

(d) one member representing fuel cell vehicle manufacturers;

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

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

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

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

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

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

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

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

e. No later than one year after its organization, and annually thereafter, the task force shall prepare and submit to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to 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.

2. This act shall take effect immediately.

Approved June 19, 2020.

CHAPTER 39

AN ACT concerning interest and lien enforcement of certain utility payments during emergencies, amending various parts of the statutory law , and supplementing chapter 62 of Title 40 of the Revised Statutes

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

1. Section 21 of P.L.1946, c.138 (C.40:14A-21) is amended to read as follows:

C.40:14A-21 Interest on service charges; liens; enforcement.

21. (a) In the event that a service charge of any sewerage authority with regard to any parcel of real property shall not be paid as and when due, interest shall accrue and be due to the sewerage authority on the unpaid balance at the rate of 1 1/2 percent per month until such service charge, and the interest thereon, shall be fully paid to the sewerage authority.

(b) In the event that a service charge of any sewerage authority with regard to any parcel of real property owned by any person other than the State or an agency or subdivision thereof shall not be paid as and when due, the unpaid balance thereof and all interest accruing thereon shall be a lien on such parcel. Such lien shall be superior and paramount to the interest in such parcel of any owner, lessee, tenant, mortgagee or other person except the lien of municipal taxes and shall be on a parity with and deemed equal to the lien on such parcel of the municipality where such parcel is situate for taxes thereon due in the same year and not paid when due. Such lien shall not bind or affect a subsequent bona fide purchaser of such parcel for a valuable consideration without actual notice of such lien, unless the sewerage authority shall have filed in the office of the collector or other officer of said municipality charged with the duty of enforcing municipal liens on real property a statement showing the amount and due date of such unpaid balance and identifying such parcel, which identification may be sufficiently made by reference to the assessment map of said municipality. The information shown in such statement shall be included in any certificate with respect to said parcel thereafter made by the official of said municipality vested with the power to make official certificates of searches for municipal liens. Whenever such service charge and any subsequent service charge with regard to such parcel and all interest accrued thereon shall have been fully paid to the sewerage authority, such statement shall be promptly withdrawn or cancelled by the sewerage authority.

(c) In the event that a service charge of any sewerage authority with regard to any parcel of real property shall not be paid as and when due, the sewerage authority may, in its discretion, enter upon such parcel and cause the connection thereof leading directly or indirectly to the sewerage system to be cut and shut off until such service charge and any subsequent service charge with regard to such parcel and all interest accrued thereon shall be fully paid to the sewerage authority.

(d) In the event that a service charge of any sewerage authority with regard to any parcel of real property shall not be paid as and when due, the sewerage authority may, in accordance with section twenty-six of this act, cause the supply of water to such parcel to be stopped or restricted until such service charge and any subsequent service charge with regard to such parcel and all interest accrued thereon shall be fully paid to the sewerage authority. If for any reason such supply of water shall not be promptly stopped or restricted as required by section twenty-six of this act, the sewerage authority may itself shut off or restrict such supply and, for that purpose, may enter on any lands, waters or premises of any county, municipality or other person. The supply of water to such parcel shall, notwithstanding the provisions of this subsection, be restored or increased if the State Department of Health, upon application of the local board of health or health officer of the municipality where such parcel is situate, shall after public hearing find and shall certify to the sewerage authority that the continuance of such stopping or restriction of the supply of water endangers the health of the public in such municipality.

(e) The collector or other officer of every municipality charged by law with the duty of enforcing municipal liens on real property shall enforce, with and as any other municipal lien on real property in such municipality, all service charges and the lien thereof shown in any statement filed with him by any sewerage authority pursuant to subsection (b) of this section, and shall pay over to the sewerage authority the sums or a pro rata share of the sums realized upon such enforcement or upon liquidation of any property acquired by the municipality by virtue of such enforcement.

(f) In the event that any service charge of a sewerage authority shall not be paid as and when due, the unpaid balance thereof and all interest accrued thereon, together with attorney's fees and costs, may be recovered by the sewerage authority in a civil action, and any lien on real property for such service charge and interest accrued thereon may be foreclosed or otherwise enforced by the sewerage authority by action or suit in equity as for the foreclosure of a mortgage on such real property.

(g) All rights and remedies granted by this act for the collection and enforcement of service charges shall be cumulative and concurrent.

(h) Notwithstanding the provisions of this section, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency, then, for the duration of the public health emergency, state of emergency, or both and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, the sewerage authority may, in its discretion, engage in any combination of the following: (1) not charge interest on the delinquent payment; (2) not place a lien on such parcel of real property for the unpaid balance for any service charge and all interest accruing thereon; or (3) not discontinue service of any property for the failure to pay any amount owing. A sewerage authority shall exercise the discretionary authority it is provided under this subsection consistently to all properties, or to all properties of the same use type or other appropriate category.

2. Section 41 of P.L.1957, c.183 (C.40:14B-41) is amended to read as follows:

C.40:14B-41 Interest on unpaid services charges.

41. a. In the event that a service charge of any municipal authority with regard to any parcel of real property shall not be paid as and when due, interest shall accrue and be due to the municipal authority on the unpaid balance at the rate of 1 1/2 percent per month until such service charge, and the interest thereon, shall be fully paid to the municipal authority.

b. Notwithstanding the provisions of subsection a. of this section regarding delinquent payments, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency that the municipal authority has experienced, then, for the duration of the public health emergency, state of emergency, or both and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, the municipal authority may, in its discretion, refrain from charging interest on the delinquent payment. A municipal authority shall exercise the discretionary authority it is provided under this subsec-

tion consistently to all properties, or to all properties of the same use type or other appropriate category.

3. Section 42 of P.L.1957, c.183, (C.40:14B-42) is amended to read as follows:

C.40:14B-42 Lien for service charge.

42. a. In the event that a service charge of any municipal authority with regard to any parcel of real property owned by any person other than the State or an agency or subdivision thereof shall not be paid as and when due, the unpaid balance thereof and all interest accruing thereon shall be a lien on such parcel. Such lien shall be superior and paramount to the interest in such parcel of any owner, lessee, tenant, mortgagee or other person except the lien of municipal taxes and shall be on a parity with and deemed equal to the lien on such parcel of the municipality where such parcel is situate for taxes thereon due in the same year and not paid when due. Such lien shall not bind or affect a subsequent bona fide purchaser of such parcel for a valuable consideration without actual notice of such lien, unless the municipal authority shall have filed in the office of the collector or other officer of said municipality charged with the duty of enforcing municipal liens on real property a statement showing the amount and due date of such unpaid balance and identifying such parcel, which identification may be sufficiently made by reference to the assessment map of said municipality. The information shown in such statement shall be included in any certificate with respect to said parcel thereafter made by the official of said municipality vested with the power to make official certificates of searches for municipal liens. Whenever such service charge and any subsequent service charge with regard to such parcel and all interest accrued thereon shall have been fully paid to the municipal authority, such statement shall be promptly withdrawn or canceled by the municipal authority.

b. Notwithstanding the provisions of subsection a. of this section regarding delinquent payments, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency that the municipal authority has experienced, then, for the duration of the public health emergency, state of emergency, or both and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, the municipal authority may, in its discretion, refrain

from placing a lien on such parcel of real property for the unpaid balance for any service charge and all interest accruing thereon. A municipal authority shall exercise the discretionary authority it is provided under this subsection consistently to all properties, or to all properties of the same use type or other appropriate category.

4. N.J.S.40A:26A-12 is amended to read as follows:

Rates, rentals, connection fees, or other charges as lien on real property; discontinuance of service.

40A:26A-12. a. Rates, rentals, connection fees or other charges levied in accordance with N.J.S.40A:26A-10 and 40A:26A-11, shall be a first lien or charge against the property benefited therefrom. If any part of the amount due and payable in rates, rentals, connection fees or other charges remain unpaid for 30 days following the date for the payment thereof, interest upon the amount unpaid shall accrue at a rate of interest to be determined in accordance with N.J.S.40A:26A-17. The governing body or bodies of the local unit or units may authorize payment of delinquent assessments on an installment basis in accordance with R.S.54:5-19. Liens levied in accordance with this section shall be enforceable in the manner provided for real property tax liens in chapter 5 of Title 54 of the Revised Statutes.

b. Nothing in this section shall be construed to limit the right of a local unit or local units to discontinue service of any property for the failure to pay any amount owing within 30 days after the date the amount is due and payable, if written notice of the proposed discontinuance of service and of the reasons therefor has been given, within at least 10 days prior to the date of discontinuance, to the owner of record of the property. In the event that notice is provided by mail, the notice requirements shall be satisfied if the mailing is made to the last known address of the owner of record and is postmarked at least 10 days prior to the date of discontinuance.

c. Notwithstanding the provisions of subsections a. and b. of this section, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency, then, for the duration of the public health emergency, state of emergency, or both and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, the governing body or bodies of the local unit or units may, in its discretion, engage in any combination of the following: (1) not charge inter-

est on the delinquent payment; (2) not place a lien on such parcel of real property for the unpaid balance for any service charge and all interest accruing thereon; or (3) not discontinue service of any property for the failure to pay any amount owing. The governing body shall exercise the discretionary authority it is provided under this subsection consistently to all properties, or to all properties of the same use type or other appropriate category.

5. N.J.S.40A:31-12 is amended to read as follows:

Rates, rentals, connection fees, or other charges as lien on real property; discontinuance of service.

40A:31-12. a. Rates, rentals, connection fees or other charges levied in accordance with N.J.S.40A:31-10 and 40A:31-11, shall be a first lien or charge against the property benefited therefrom. If any part of the amount due and payable in rates, rentals, connection fees or other charges remains unpaid for 30 days following the date for the payment thereof, interest upon the amount unpaid shall accrue at a rate of interest to be determined in accordance with N.J.S.40A:31-17. The governing body or bodies of the local unit or units may authorize payment of delinquent assessments on an installment basis in accordance with R.S.54:5-19. Liens levied in accordance with this section shall be enforceable in the manner provided for real property tax liens in chapter 5 of Title 54 of the Revised Statutes.

b. Nothing in this section shall be construed to limit the right of a local unit or local units to discontinue service to any property for the failure to pay any amount owing within 30 days after the date the amount is due and payable, if written notice of the proposed discontinuance of service and of the reasons therefor has been given, within at least 10 days prior to the date of discontinuance, to the owner of record of the property. In the event that notice is provided by mail, the notice requirements shall be satisfied if the mailing is made to the last known address of the owner of record and is postmarked at least 10 days prior to the date of discontinuance.

c. Notwithstanding the provisions of subsections a. and b. of this section, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency, then, for the duration of the public health emergency, state of emergency, or both and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, the governing body or bodies of the local unit or units may, in its

discretion, engage in any combination of the following: (1) not charge interest on the delinquent payment; (2) not place a lien on such parcel of real property for the unpaid balance for any service charge and all interest accruing thereon; or (3) not discontinue service of any property for the failure to pay any amount owing. The governing body shall exercise the discretionary authority it is provided under this subsection consistently to all properties, or to all properties of the same use type or other appropriate category.

C.40:62-83.2 Certain water, sewer systems, actions during public health or state of emergency.

6. Notwithstanding the provisions of any law to the contrary, if the Governor has declared a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, in response to a flood, hurricane, superstorm, tornado, natural or other disaster, or public health emergency, then, for the duration of the public health emergency, state of emergency, or both, and for a period up to 90 days after the public health emergency, state of emergency, or both, are no longer in effect, any municipality that owns and operates its water and sewer systems as one utility or that furnishes a supply of water or sewerage service, or both, to the inhabitants of another municipality, may, in its discretion, engage in any combination of the following: (1) not charge interest on the delinquent payment; (2) not place a lien on such parcel of real property for the unpaid balance for any service charge and all interest accruing thereon; or (3) not discontinue service of any property for the failure to pay any amount owing. A sewerage authority shall exercise the discretionary authority it is provided under this subsection consistently to all properties, or to all properties of the same use type or other appropriate category.

7. This act shall take effect immediately and shall apply retroactively to March 9, 2020.

Approved June 19, 2020.

CHAPTER 40

AN ACT concerning the conversion of certain residential rental premises and amending and supplementing P.L.1991, c.509.

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

1. Section 2 of P.L.1991, c.509 (C.2A:18-61.41) is amended to read as follows:

C.2A:18-61.41 Findings, declarations.

2. a. The Legislature finds that the provision and maintenance of an adequate supply of housing affordable to persons of low and moderate income in this State has been and is becoming increasingly difficult as a result of economic and market forces which require special public actions or subsidies to counteract.

b. One particularly acute result of these forces has been the continual increase in the number of displaced or homeless persons who, lacking permanent shelter, require special assistance from public services in this State and in surrounding states in order to remain alive.

c. The Legislature has taken various actions to increase the supply of affordable housing in the State. However, it also is necessary to protect residential tenants, particularly those of advanced age or disability, or lower economic status, from the effects of eviction from affordable housing in recognition of the high costs, both financial and social, to the public of displacement from affordable housing and of homelessness.

d. The Legislature recognizes that the eviction of residential tenants pursuant to the process of conversion of residential premises to condominiums or cooperatives exacerbates homelessness and makes more difficult the maintenance of an adequate supply of low and moderate income housing.

e. The Legislature, therefore, declares that it is in the public interest to establish a tenant protection program specifically designed to provide protection to residential tenants, particularly the aged and disabled and those of low and moderate income, from eviction resulting from condominium or cooperative conversion.

f. Despite its laudable objectives, the Legislature finds that the "Tenant Protection Act of 1992," P.L.1991, c.509 (C.2A:18-61.40 et al.) has yet to adequately preserve the supply of affordable housing in certain municipalities in which condominium and cooperative conversions have been especially common. Accordingly, the Legislature also finds that condominium and cooperative conversions remove affordable rental housing from the market.

g. In the public interest of preserving affordable housing, the Legislature therefore declares that qualified municipalities may prohibit the conversion of affordable rental housing units.

2. Section 3 of P.L.1991, c.509 (C.2A:18-61.42) is amended to read as follows:

C.2A:18-61.42 Definitions.

3. As used in this act:

"Administrative agency" means the municipal board, officer or agency designated, or the county agency contracted with, pursuant to section 6 of this act.

"Affordable rental housing unit" means a rental housing unit that is subject to a rent control ordinance.

"Annual household income" means the total income from all sources during the last full calendar year, or the annual average of that total income during the last two calendar years, whichever is less, of a tenant and all members of the household who are residing in the tenant's dwelling unit when the tenant applies for protected tenancy, whether or not such income is subject to taxation by any taxing authority.

"Commissioner" means the Commissioner of Community Affairs.

"Conversion" means conversion as defined in section 3 of "The Planned Real Estate Development Full Disclosure Act," P.L.1977, c.419 (C.45:22A-23).

"Conversion recording" means the recording with the appropriate county officer of a master deed for a condominium or a deed to a cooperative corporation for a planned residential development or separable fee simple ownership of the dwelling units.

"County rental housing shortage" means a certification issued by the Commissioner of Community Affairs that there has occurred a significant decline in the availability of rental dwelling units in the county due to conversions; provided, however, that the commissioner shall not issue any such certification unless during the immediately preceding 10-year period:

a. The aggregate number of rental units subject to registrations of conversion during any three consecutive years in the county exceeds 10,000; and

b. The aggregate number of rental units subject to registrations of conversion in at least one of those three years exceeds 5,000.

"Department" means the Department of Community Affairs.

"Index" means the annual average over a 12-month period beginning September 1 and ending August 31 of the Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W), All Items Series A, of the United States Department of Labor (1957-1959 = 100), for either the New York, NY-Northeastern New Jersey or the Philadelphia, PA-New Jersey

region, according as either shall have been determined by the commissioner to be applicable in the locality of a property undergoing conversion.

"Protected tenancy period" means, except as otherwise provided in section 11 of this act, all that time following the conversion recording for a building or structure during which a qualified tenant in that building or structure continues to be a qualified tenant and continues to occupy a dwelling unit therein as his principal residence.

"Qualified county" means:

a. Any county with a population in excess of 500,000 and a population density in excess of 8,500 per square mile, according to the most recent federal decennial census; or

b. Any county wherein there exists a county rental housing shortage.

"Qualified municipality" means any municipality with a population density in excess of 25,000 per square mile, according to the most recent federal decennial census, and which has adopted a rent control ordinance.

"Qualified tenant" means a tenant who is a resident in a qualified county and:

(1) Applied for protected tenancy status on or before the date of registration of conversion by the department, or within one year of the effective date of P.L.1991, c.509 (C.2A:18-61.40 et al.), whichever is later;

(2) Has occupied the premises as his principal residence for at least 12 consecutive months next preceding the date of application; and

(3) Has an annual household income that does not at the time of application exceed the maximum qualifying income as determined pursuant to section 4 of P.L.1991, c.509 (C.2A:18-61.43), except that this income limitation shall not apply to any tenant who is age 75 or more years or is disabled within the meaning of section 3 of P.L.1981, c.226 (C.2A:18-61.24).

"Registration of conversion" means an approval of an application for registration by the department in accordance with "The Planned Real Estate Development Full Disclosure Act," P.L.1977, c.419 (C.45:22A-21 et seq.).

"Tenant in need of comparable housing" means a tenant who is not a qualified tenant under P.L.1991, c.509 (C.2A:18-61.40 et al.) and is not eligible for protected tenancy under the "Senior Citizens and Disabled Protected Tenancy Act," P.L.1981, c.226 (C.2A:18-61.22 et al.).

3. Section 9 of P.L.1991, c.509 (C.2A:18-61.48) is amended to read as follows:

C.2A:18-61.48 Requirements for registration of conversion for building, structure.

9. In addition to the limitations set forth in section 4 of P.L.2020, c.40 (C.2A:18-61.48a), a registration of conversion for a building or structure located in a qualified county shall not be approved until the department receives proof that the provisions of section 8 of P.L.1991, c.509 (C.2A:18-61.47) have been complied with, and that notification as required in section 8 of P.L.1991, c.509 (C.2A:18A-61.47) has been made to all tenants who filed application for protected tenancy status on or before the application deadline prescribed in the notice given pursuant to section 7 of P.L.1991, c.509 (C.2A:18-61.46). The proof shall be by affidavit or in such form as the department may require.

C.2A:18-61.48a Prohibition of conversion of affordable rental housing unit to condominium, cooperative form of ownership.

4. a. A qualified municipality may, by ordinance, prohibit the conversion of any affordable rental housing unit to a condominium or cooperative form of ownership. Upon the adoption of the ordinance to prohibit the conversion of affordable rental housing units, the prohibition shall remain in effect until such time as the governing body adopts a resolution to suspend the prohibition, as set forth in paragraph (3) of this subsection. An ordinance to prohibit the conversion of affordable rental housing units shall:

(1) recognize a shortage of affordable rental housing within the municipality and the public need to prevent the loss of affordable rental housing units through conversions;

(2) establish criteria to determine the minimum number of affordable rental housing units required in the municipality. The criteria may include, but not be limited to, the vacancy rate of affordable rental housing units, the proportion of affordable rental housing units to total housing units, the proportion of existing affordable housing units to condominium and cooperative units, or any other consideration that the governing body may deem appropriate; and

(3) provide for the suspension of the prohibition, by resolution, upon finding that the criteria established pursuant to paragraph (2) of this subsection have been met. If after adopting a resolution to suspend the prohibition, the governing body of the qualified municipality finds that the criteria established pursuant to paragraph (2) of this subsection are no longer met, then the governing body may, by resolution, reinstate the prohibition.

b. The governing body of a qualified municipality shall transmit any ordinance or resolution adopted pursuant to subsection a. of this section to the department within five days of adoption.

c. Notwithstanding any other provision of law, rule, or regulation to the contrary, the department shall not approve an application for registration for the conversion of any affordable rental housing unit located in a qualified municipality during such time as the ordinance adopted pursuant to subsection a. of this section remains in effect.

d. Notwithstanding any other provision of law, rule, or regulation to the contrary, any application for registration of conversion, notice of intention to convert, full plan of conversion, public offering statement, or other required documentation submitted pursuant to any law or regulation, including but not limited to, P.L.1991, c.509 (C.2A:18-61.40 et al.), P.L.1981, c.226 (C.2A:18-61.22 et al.), P.L.1974, c.49 (C.2A:18-61.1 et al.), or P.L.1977, c.419 (C.45:22A-21 et seq.), and that is associated with the conversion of any affordable rental housing unit located in a qualified municipality, shall be deemed null and void if submitted to the department, designated administrative agency, or tenant during such time as the ordinance adopted pursuant to subsection a. of this section remains in effect.

5. This act shall take effect immediately.

Approved June 26, 2020.

CHAPTER 41

AN ACT requiring the Commissioner of Education to establish the Bridge Year Pilot Program.

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

1. As used in this act, "host high school" means the high school that a student, who pursues a bridge year pursuant to the provisions of this act, attended as a junior in high school.

2. a. The Commissioner of Education shall establish a three-year "Bridge Year Pilot Program," under which each school district with a high school shall offer students in the graduating class of 2021 and the graduating class of 2022 the opportunity to pursue a bridge year during the year

immediately following their senior year of high school, in accordance with the provisions of this act. The purpose of the pilot program shall be to provide participating students an additional year to address learning loss and missed opportunities in extracurricular activities, including spring sports programs, as a result of the public health state of emergency caused by the coronavirus disease 2019 pandemic.

A nonpublic school may elect to participate in the Bridge Year Pilot Program.

Under the pilot program, each high school in a school district shall designate a school staff member as a bridge year liaison to serve as the school's central point of contact for students interested in pursuing a bridge year pursuant to this act and for students participating in a bridge year. Nothing in this subsection shall be construed to require a school district to hire an individual to serve as a bridge year liaison.

b. A student in the graduating class of 2021 or the graduating class of 2022 who has met all applicable high school graduation requirements by the end of the senior year of high school may defer graduation from high school to pursue a bridge year. A student who intends to pursue a bridge year shall notify his host high school's bridge year liaison of that intent no later than the first day of the second semester of the student's senior year of high school. The host high school shall permit students participating in the bridge year to participate in graduation ceremonies with the graduating class of 2021 or class of 2022, as applicable, but shall not issue diplomas to those students until the conclusion of the bridge year. Nothing in this section shall be construed to require a student to pursue a bridge year. To be eligible to participate in the bridge year program, a student shall be 19 years of age or younger and shall not turn 20 years of age at any time during the bridge year, except that a classified student shall be eligible to participate if the student will turn 20 years of age during the bridge year due to services provided pursuant to the student's individualized education program.

c. (1) A student pursuing a bridge year shall remain enrolled in the host high school while participating in the Bridge Year Pilot Program. A bridge year liaison shall develop, in consultation with a student pursuing a bridge year, an individual learning plan for the student. The individual learning plan shall define academic and co-curricular goals for the bridge year and detail activities and strategies for accomplishing those goals including, but not limited to, counseling, academic support, coursework, and co-curricular or athletic participation. During the fall semester of the student's bridge year, the student shall take between nine and 12 credits at the host high school, the county college that serves the county of the host high school, or

a combination thereof. During the spring semester of the student's bridge year, the student shall take between nine and 12 credits at the county college that serves the county of the host high school. The credits taken by a student pursuant to this paragraph shall together form a coordinated sequence of academic content that prepares the student for high-skill, high wage, or in-demand occupations. At the conclusion of each semester of the bridge year, the host high school shall update the student's high school transcript to reflect any high school credits earned during the bridge year. For the purpose of enrolling in college credits pursuant to this paragraph, the student shall be considered a non-matriculated student of the county college. A student who pursues a bridge year and participates in a spring sport sanctioned by the New Jersey State Interscholastic Athletic Association pursuant to section 3 of this act shall enroll in less than 12 college credits, or otherwise be enrolled in a number of college credits as to not be considered a full-time college student, in each of the fall and spring semesters during the student's bridge year.

(2) The student shall maintain a grade point average of 2.0 in order to remain in the Bridge Year Pilot Program. The county college or other institution of higher education which a student pursuing a bridge year is attending shall report at least quarterly to the bridge year liaison at a student's host high school, in a manner specified by the student's individual learning plan developed pursuant to paragraph (1) of this subsection, concerning the student's academic progress and performance.

(3) A county college shall charge students participating in a bridge year pursuant to this act a maximum of $145 per credit inclusive of all fees, except that fees associated with specific courses or with the use of on-campus science laboratories may be charged at a maximum of $45 per course.

(4) During a semester of the bridge year, a student may take three credits offered by a four-year institution of higher education at any high school in the State or at any other location to fulfill the student's credit requirement. The four-year institution shall charge the student no more than is permitted pursuant to paragraph (3) of this subsection and shall report to the student's bridge year liaison as required pursuant to paragraph (2) of this subsection.

d. Notwithstanding the requirement established under the Community College Opportunity Grant Program to be enrolled in a course of study or a curriculum leading to a degree or certificate and subject to the availability of funds in the annual appropriations act, a student pursuing a bridge year shall be eligible for a financial aid grant under the Community College Opportunity Grant Program if the student meets all other applicable eligibility requirements.

e. A public institution of higher education shall, pursuant to P.L.2007, c.175 (C.18A:62-46 et seq.), accept all applicable credits
that a student, who completed a bridge year pursuant to this act, earned during the bridge year. An independent institution of higher education in the State may elect to accept the credits that a student earned during the bridge year.

f. In the event that a student initially decides to pursue a bridge year in the fall semester but does not continue the bridge year in the spring semester, the student's host high school shall release all final transcripts and other records as necessary and as may be requested. A student who decides not to continue the bridge year in the spring semester shall not be eligible to participate in a spring sports program or extracurricular activities pursuant to this act.

3. a. A student who pursues a bridge year pursuant to this act shall be permitted to participate in a spring sport sanctioned by the New Jersey State Interscholastic Athletic Association and extracurricular activities at the student's host high school. A student pursuing a bridge year shall not be eligible to participate in any fall or winter sport sanctioned by the association. A student participating in a spring sport or extracurricular activity during his bridge year shall pay applicable student athletics and activities fees and be subject to the host high school's student code of conduct, athletic code of conduct, and any other applicable codes, rules or policies that other students participating in the spring sport or extracurricular activity at the host high school are required to follow. Notwithstanding the provisions of any law, rule, or regulation to the contrary, an insurer doing business in the State and issuing liability insurance policies to school districts shall provide coverage for students participating in a spring sport or extracurricular activity pursuant to this act, as part of a school district's liability insurance policy.

This section shall not be construed to supersede the governance or eligibility rules applicable to a particular extracurricular activity, except as otherwise provided in subsection c. of this section. This section shall also not be construed to supersede the governance or eligibility rules, which are established by a local, state, or national organization with bona fide authority over a particular extracurricular activity, that are applicable to that activity, except as otherwise provided in subsection c. of this section.

b. In order to participate in a spring sport during the bridge year, the student shall meet the current age participation requirements of the New Jersey State Interscholastic Athletic Association. The student shall participate in the spring sport at the student's host high school and shall not be

permitted to transfer to a different high school, even in the event that the student experiences a change in residence.

c. For students participating in a spring sport pursuant to this act, the New Jersey State Interscholastic Athletic Association shall be requested to waive the eight semester rule under which a student is not eligible for high school athletics after the expiration of eight consecutive semesters following the student's entrance into the ninth grade.

d. The association shall confer with the National Collegiate Athletic Association or any other athletic association, conference, or group or organization with authority over intercollegiate athletics to ensure that any student participating in a spring sport during a bridge year will be eligible to declare as a college recruit during the bridge year and participate in intercollegiate athletics.

4. a. The State Board of Education shall promulgate regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate the provisions of this act.

b. The Higher Education Student Assistance Authority shall promulgate regulations, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate the provisions of subsection d. of section 2 of this act.

5. This act shall take effect immediately.

Approved June 26, 2020.

CHAPTER 42

AN ACT limiting certain third-party food takeout and delivery application service fees charged to restaurants and supplementing P.L.1960, c.39 (C.56:8-1 et seq.).

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

C.56:8-225 Findings, declarations relative to third-party food takeout, delivery applications relative to restaurants.

1. The Legislature finds and declares that due to the current state of emergency declared in response to the COVID-19 pandemic, restaurants have been prohibited from offering dine-in service and limited to delivery

and takeout offerings only, which has placed a sudden and severe financial strain on many restaurants. This emergency has also resulted in an increased use of third-party food takeout and delivery service applications to place orders with restaurants for food takeout or delivery. While some companies have provided meaningful support to the restaurant community, other companies offering third-party food takeout and delivery services may charge restaurants a service fee exceeding 30 percent of the individual order price, thereby compounding the current financial strain on restaurants. Restaurants that are also small businesses, in particular, may have limited bargaining power to negotiate lower fees. The Legislature finds that it is in the public interest to take action to maximize restaurant revenue from takeout and delivery orders to enable restaurants to survive this crisis and remain sources of employment and community vitality in this State.

C.56:8-226 Limit on service fee.

2. a. It shall be an unlawful practice and a violation of P.L.1960, c.39 (C.56:8-1 et seq.) for any third-party food takeout and delivery service application or Internet website, during and until the first day of the third month following any state of emergency declared by the Governor in response to COVID-19 that restricts restaurant dine-in service to less than 25 percent of the maximum capacity allowed by law, to charge a service fee to a restaurant for food take-out or delivery orders that is:

(1) greater than 20 percent of the cost of the individual order; or

(2) greater than 10 percent of the cost of the individual order, when the order is delivered by an employee of the restaurant or an independent contractor with whom the restaurant has contracted directly.

The provisions of this section shall not be construed to limit the ability of any restaurant to choose to pay up to 25 percent of the cost of the individual order to access additional advertising or other products and services offered by any third-party food takeout and delivery service application or Internet website. However, any restaurant that chooses to pay a service fee that is greater than the fee set forth in the provisions of this section shall be required to affirmatively elect to pay that fee regardless of any contract that is in effect on the effective date of this act unless the contract was entered into prior to the state of emergency declared by the Governor pursuant to Executive Order No. 103 of 2020.

b. The provisions of this section shall supersede and preempt any county or municipal law, ordinance, resolution, or regulation concerning the relationship between third-party food takeout and delivery service applications or Internet websites and any restaurant utilizing its services.

c. As used in this section, "third-party food takeout and delivery service application or Internet website" means any online food ordering and delivery service that allows a consumer to place an order for takeout or delivery from a restaurant.

3. This act shall take effect immediately.

Approved June 26, 2020.

CHAPTER 43

AN ACT to amend and supplement "An Act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 2020 and regulating the disbursement thereof," approved June 30, 2019 (P.L.2019, c.150).

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

1. The first language provision in section 1 of P.L.2019, c.150, the annual appropriations act for Fiscal Year 2020, is amended to read as follows:

The appropriations herein or so much thereof as may be necessary are hereby appropriated out of the General Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and spending agencies and for the several purposes herein specified for the fiscal year ending on September 30, 2020. Unless otherwise provided, the appropriations herein made shall be available during said fiscal year and for a period of one month thereafter for expenditures applicable to said fiscal year. Unless otherwise provided, at the expiration of said one-month period, all unexpended balances shall lapse into the State Treasury or to the credit of trust, dedicated or non-State funds as applicable, except those balances held by encumbrances on file as of September 30, 2020 with the Director of the Division of Budget and Accounting or held by pre-encumbrances on file as of September 30, 2020 as determined by the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide the Legislative Budget and Finance Officer with a listing of all pre-encumbrances outstanding as of October 31, 2020 together with an explanation of their status. Nothing contained in this section or in this act shall be construed to prohibit the payment due upon any encumbrance or pre-encumbrance made under any appropriation contained in any appropriation act of the previous year or years. Furthermore, balances held by pre-encumbrances as of June 30, 2019 are available for payments applicable to fiscal year 2019 as determined by the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide the Legislative Budget and Finance Officer with a listing of all pre-encumbrances outstanding as of July 31, 2019 together with an explanation of their status. On or before December 1, 2019, the State Treasurer, in accordance with the provisions of section 37 of article 3 of P.L.1944, c.112 (C.52:27B-46), shall transmit to the Legislature the Annual Financial Report of the State of New Jersey for the fiscal year ending June 30, 2019, depicting the financial condition of the State and the results of operation for the fiscal year ending June 30, 2019.

Matter within summary of appropriations is not enacted as part of the law and is intended to be for the purpose of displaying summaries of the items of appropriations set forth elsewhere.

2. Notwithstanding the provisions of any law or regulation to the contrary, amounts placed into reserve as of June 30, 2020, by the Director of the Division of Budget and Accounting pursuant to P.L.1944, c.112 (C.52:27B-26), as set forth in a list transmitted to the Joint Budget Oversight Committee (JBOC), are hereby deappropriated and shall be added to undesignated fund balance and, except for the appropriations contained in this act and supplemental spending authority conferred in P.L.2019, c.150 not otherwise modified in this act, shall not be re-appropriated for any other purpose, subject to disapproval of the list by JBOC. If JBOC does not disapprove of the list within five days of notification, the actions of the Director shall be deemed approved.

3. In addition to the amounts appropriated under P.L.2019, c.150, there is appropriated out of the General Fund, for the months of July 2019 through June 2020, the following sums for the purposes specified:

14 DEPARTMENT OF BANKING AND INSURANCE
50 Economic Planning, Development, and Security
52 Economic Regulation
DIRECT STATE SERVICES

02-3120 Actuarial Services $77,000,000
Total Direct State Services Appropriation, Economic Regulation $77,000,000

Direct State Services:
Special Purpose:
New Jersey Reinsurance Program ..... ($77,000,000)

42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
43 Science and Technical Programs
DIRECT STATE SERVICES

29-4850 Environmental Management and Preservation – CBT Dedication $3,954,000
Total Direct State Services Appropriation, Science and Technical Programs $3,954,000

Direct State Services:
Special Purpose:
29 Water Resources Monitoring and Planning – Constitutional Dedication ..... ($3,954,000)

44 Site Remediation and Waste Management
CAPITAL CONSTRUCTION

29-4815 Environmental Management and Preservation - CBT Dedication $15,984,000

Total Capital Construction Appropriation, Site Remediation and Waste Management $15,984,000

Capital Construction:

29 Hazardous Substance Discharge Remediation Loans & Grants - Constitutional Dedication.....($6,625,000)

29 Hazardous Substance Discharge Remediation - Constitutional Dedication .....(3,954,000)

29 Private Underground Storage Tank Remediation – Constitutional Dedication.....(5,405,000)

66 DEPARTMENT OF LAW AND PUBLIC SAFETY

10 Public Safety and Criminal Justice

12 Law Enforcement

STATE AID

09-1020 Criminal Justice..... $2,000,000

Total State Aid Appropriation, Law Enforcement..... $2,000,000

State Aid:

09 Safe and Secure Neighborhoods Program.....($2,000,000)

94 INTERDEPARTMENTAL ACCOUNTS

77 Government Direction, Management, and Control

74 General Government Services

9410 Employee Benefits

DIRECT STATE SERVICES

03-9410 Employee Benefits $14,819,000

Total Direct State Services Appropriation, Employee Benefits $14,819,000

Direct State Services:

Special Purpose:

03 Public Employees' Retirement System.....($13,691,000)

03 Police and Firemen's Retirement System.....(1,068,000)

03 Teachers' Pension and Annuity Fund.....(60,000)

GRANTS-IN-AID

03-9410 Employee Benefits $249,000

Total Grants-in-Aid Appropriation, Employee Benefits..... $249,000

Grants-in-Aid:

03 Public Employees' Retirement System.....($236,000)

03 Teachers' Pension and Annuity Fund.....(13,000)

Total Appropriation, June 2020 Supplemental $114,006,000

4. In addition to the amounts appropriated under P.L.2019, c.150, there is appropriated out of the General Fund, or such other sources of funds specifically indicated or as may be applicable, for the months of July 2020 through September 2020, the following sums for the purposes specified:

01 LEGISLATURE
70 Government Direction, Management, and Control
71 Legislative Activities
0001 Senate
DIRECT STATE SERVICES

01-0001 Senate	$4,167,000
Total Direct State Services Appropriation, Senate	$4,167,000

Direct State Services:

Personal Services:	
Senators (40)	($495,000)
Salaries and Wages	(2,073,000)
Members' Staff Services	(1,428,000)
Materials and Supplies	(32,000)
Services Other Than Personal	(116,000)
Maintenance and Fixed Charges	(17,000)
Additions, Improvements and Equipment	(6,000)

0002 General Assembly
DIRECT STATE SERVICES

02-0002 General Assembly	$5,796,000
Total Direct State Services Appropriation, General Assembly	$5,796,000

Direct State Services:

Personal Services:	
Assemblypersons (80)	($984,000)
Salaries and Wages	(2,168,000)
Members' and Staff Services	(2,458,000)
Materials and Supplies	(26,000)
Services Other Than Personal	(137,000)
Maintenance and Fixed Charges	(22,000)
Additions, Improvements and Equipment	(1,000)

0003 Office of Legislative Services
DIRECT STATE SERVICES

03-0003 Legislative Support Services	$10,972,000
Total Direct State Services Appropriation, Office of Legislative Services	$10,972,000

Direct State Services:

Personal Services:

Salaries and Wages .....($6,347,000)
Materials and Supplies.....(383,000)
Services Other Than Personal.....(600,000)
Maintenance and Fixed Charges.....(755,000)
Special Purpose:
Continuation and Expansion of Data Processing Systems...(1,726,000)
Additions, Improvements and Equipment .....(1,161,000)

77 Legislative Commissions and Committees
DIRECT STATE SERVICES

09-0014 Joint Committee on Public Schools..... $84,000
09-0018 State Commission of Investigation..... 1,170,000
09-0053 New Jersey Law Revision Commission..... 80,000
09-0058 State Capitol Joint Management Commission..... 2,585,000
Total Direct State Services Appropriation, Legislative Commissions and Committees $3,919,000

Direct State Services:
Intergovernmental Relations Commission:
09 Expenses of Commission.....($3,919,000)

Legislature, Total State Appropriation..... $24,854,000

Summary of Legislature Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $24,854,000
Appropriations by Fund
General Fund..... $24,854,000

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06 OFFICE OF THE CHIEF EXECUTIVE
70 Government Direction, Management, and Control
76 Management and Administration
DIRECT STATE SERVICES

01-0300 Executive Management $1,682,000
Total Direct State Services Appropriation, Management and Administration $1,682,000

Direct State Services:
Personal Services:
Salaries and Wages .....($1,556,000)
Materials and Supplies.....(31,000)
Services Other Than Personal.....(85,000)
Maintenance and Fixed Charges.....(10,000)

Office of the Chief Executive, Total State Appropriation..... $1,682,000

Summary of Office of the Chief Executive Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services..... $1,682,000
Appropriations by Fund:
General Fund..... $1,682,000

10 DEPARTMENT OF AGRICULTURE
40 Community Development and Environmental Management
49 Agricultural Resources, Planning, and Regulation
DIRECT STATE SERVICES

01-3310 Animal Disease Control..... $389,000
02-3320 Plant Pest and Disease Control..... 495,000
03-3330 Agricultural and Natural Resources..... 132,000
06-3360 Marketing and Development Services..... 170,000
08-3380 Farmland Preservation..... 19,000
99-3370 Administration and Support Services..... 355,000
Total Direct State Services Appropriation, Agricultural Resources, Planning, and Regulation..... $1,560,000

Direct State Services:
Personal Services:
Salaries and Wages..... ($1,331,000)
Materials and Supplies..... (23,000)
Services Other Than Personal..... (68,000)
Maintenance and Fixed Charges..... (38,000)
Special Purpose:
02 New Jersey Hemp Farming Fund..... (69,000)
06 Promotion/Market Development..... (12,000)
08 Agricultural Right to Farm Program..... (19,000)

STATE AID

05-3350 Food and Nutrition Services..... $1,403,000
(From Property Tax Relief Fund..... $1,403,000)
08-3380 Farmland Preservation..... 1,000
(From Property Tax Relief Fund..... 1,000)
Total State Aid Appropriation, Agricultural Resources, Planning, and Regulation..... $1,404,000
(From Property Tax Relief Fund..... $1,404,000)

State Aid:
05 School Lunch Aid - State Aid Grants (PTRF)..... ($1,403,000)
08 Payments in Lieu of Taxes (PTRF)..... (1,000)

Department of Agriculture, Total State Appropriation $2,964,000

Summary of Department of Agriculture Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $1,560,000
State Aid 1,404,000
Appropriations by Fund:
General Fund $1,560,000
Property Tax Relief Fund $1,404,000

14 DEPARTMENT OF BANKING AND INSURANCE
50 Economic Planning, Development, and Security
52 Economic Regulation
DIRECT STATE SERVICES

01-3110 Consumer Protection Services and Solvency Regulation $5,359,000
02-3120 Actuarial Services 1,338,000
03-3130 Regulation of the Real Estate Industry 921,000
04-3110 Public Affairs, Legislative and Regulatory Services 581,000
06-3110 Bureau of Fraud Deterrence 2,501,000
07-3170 Supervision and Examination of Financial Institutions 1,040,000
99-3150 Administration and Support Services 1,044,000
Total Direct State Services Appropriation, Economic Regulation $12,784,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($10,682,000)
Materials and Supplies ..... (96,000)
Services Other Than Personal ..... (1,766,000)
Maintenance and Fixed Charges ..... (123,000)
Special Purpose:
01 Rate Counsel – Insurance ..... (37,000)
02 Actuarial Services ..... (80,000)

Department of Banking and Insurance, Total State Appropriation $12,784,000

Summary of Department of Banking and Insurance Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $12,784,000

Appropriations by Fund:
General Fund $12,784,000

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16 DEPARTMENT OF CHILDREN AND FAMILIES
50 Economic Planning, Development, and Security
55 Social Services Programs
DIRECT STATE SERVICES

01-1610 Child Protection and Permanency	$65,766,000
02-1620 Children's System of Care	480,000
03-1630 Family and Community Partnerships	472,000
04-1600 Education Services	3,735,000
05-1600 Child Welfare Training Academy Services and Operations	1,546,000
99-1600 Administration and Support Services	7,103,000
Total Direct State Services Appropriations, Social Services Programs	$79,102,000

Direct State Services:

Personal Services:	
Salaries and Wages	($62,472,000)
Materials and Supplies	(396,000)
Services Other Than Personal	(1,997,000)
Maintenance and Fixed Charges	(6,294,000)
Special Purpose:	
01 Keeping Families Together	(5,168,000)
01 Peer Recovery Support Services	(1,150,000)
05 NJ Partnership for Public Child Welfare	(875,000)
Additions, Improvements and Equipment	(750,000)

GRANTS-IN-AID

01-1610 Child Protection and Permanency	$100,056,000
02-1620 Children's System of Care	89,887,000
03-1630 Family and Community Partnerships	17,546,000
Total Grants-in-Aid Appropriation, Social Services Programs	$207,489,000

Grants-in-Aid:

01 Substance Use Disorder Services	($3,910,000)
01 Independent Living and Shelter Care	(3,664,000)
01 Out-of-Home Placements	(2,993,000)
01 Family Support Services	(23,018,000)
01 Child Abuse Prevention	(3,081,000)
01 Foster Care	(12,628,000)
01 Subsidized Adoption	(29,167,000)
01 Foster Care and Permanency Initiative	(1,957,000)

01	New Jersey Homeless Youth Act	(363,000)
01	Purchase of Social Services	(19,275,000)
02	Care Management Organizations	(14,098,000)
02	Out-of-Home Treatment Services	(31,865,000)
02	Family Support Services	(7,004,000)
02	Mobile Response	(7,628,000)
02	Intensive In-Home Behavioral Assistance	(19,825,000)
02	Youth Incentive Program	(1,511,000)
02	Outpatient	(2,899,000)
02	Contracted Systems Administrator	(2,380,000)
02	State Children's Health Insurance Program - Care Management Organizations	(558,000)
02	State Children's Health Insurance Program – Out-of-Home Treatment Services	(1,115,000)
02	State Children's Health Insurance Program - Mobile Response	(279,000)
02	State Children's Health Insurance Program – In-Home Behavioral Assistance	(725,000)
03	Early Childhood Services	(1,564,000)
03	School Linked Services Program	(4,969,000)
03	Family Support Services	(5,739,000)
03	Women's Services	(4,386,000)
03	Sexual Violence Prevention and Intervention Services	(888,000)
	Department of Children and Families, Total State Appropriation	$286,591,000

Summary of Department of Children and Families Appropriations

(For Display Purposes Only)

Appropriations by Category:	
Direct State Services	$79,102,000
Grants-in-Aid	207,489,000
Appropriations by Fund:	
General Fund	$286,591,000

22 DEPARTMENT OF COMMUNITY AFFAIRS

40 Community Development and Environmental Management

41 Community Development Management

DIRECT STATE SERVICES

01-8010 Housing Code Enforcement	$2,329,000
02-8020 Housing Services	811,000

06-8015 Uniform Construction Code 3,682,000
13-8027 Codes and Standards..... 124,000
18-8017 Uniform Fire Code 2,061,000
Total Direct State Services Appropriation, Community Development Management..... $9,007,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($7,925,000)
Materials and Supplies..... (23,000)
Services Other Than Personal..... (140,000)
Maintenance and Fixed Charges..... (28,000)
Special Purpose:
02 Affordable Housing..... (452,000)
02 Local Planning Services..... (345,000)
18 Local Fire Fighters' Training..... (94,000)

GRANTS-IN-AID

01-8010 Housing Code Enforcement $230,000
18-8017 Uniform Fire Code 37,000
Total Grants-in-Aid Appropriation, Community Development Management..... $267,000

Grants-in-Aid:

01 Cooperative Housing Inspection..... ($230,000)
18 Uniform Fire Code – Continuing Education..... (37,000)

50 Economic Planning, Development, and Security
55 Social Services Programs
DIRECT STATE SERVICES

05-8050 Community Resources..... $25,000
Total Direct State Services Appropriation, Social Services Programs $25,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($19,000)
Services Other Than Personal..... (6,000)

70 Government Direction, Management, and Control
75 State Subsidies and Financial Aid
DIRECT STATE SERVICES

04-8030 Local Government Services..... $999,000
Total Direct State Services Appropriation, State Subsidies and Financial Aid $999,000

Direct State Services:
Personal Services:
Local Finance Board Members ..... ($21,000)
Salaries and Wages ..... (861,000)
Materials and Supplies ..... (9,000)
Services Other Than Personal ..... (54,000)
Maintenance and Fixed Charges ..... (4,000)
Special Purpose:
04 Local Assistance Bureau ..... (50,000)

STATE AID

04-8030 Local Government Services $298,573,000
(From Property Tax Relief Fund ..... 298,573,000)
Total State Aid Appropriation, State Subsidies and Financial Aid $298,573,000
(From Property Tax Relief Fund ..... 298,573,000)
State Aid:
04 Consolidated Municipal Property Tax Relief Aid (PTRF) ..... (298,573,000)

76 Management and Administration
DIRECT STATE SERVICES

99-8070 Administration and Support Services $317,000
Total Direct State Services Appropriation, Management and Administration $317,000
Direct State Services:
Personal Services:
Salaries and Wages ..... ($176,000)
Materials and Supplies ..... (2,000)
Services Other Than Personal ..... (14,000)
Maintenance and Fixed Charges ..... (4,000)
Special Purpose:
99 Government Records Council ..... (121,000)

Department of Community Affairs, Total State Appropriation $309,188,000

Summary of Department of Community Affairs Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $10,348,000
Grants-in-Aid 267,000
State Aid 298,573,000

Appropriations by Fund:
General Fund $10,615,000
Property Tax Relief Fund 298,573,000

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26 DEPARTMENT OF CORRECTIONS
10 Public Safety and Criminal Justice
16 Detention and Rehabilitation
DIRECT STATE SERVICES

07-7040 Institutional Control and Supervision $120,142,000
08-7040 Institutional Care and Treatment 61,226,000
99-7040 Administration and Support Services 17,130,000
Subtotal Direct State Services Appropriation, Detention and Rehabilitation $198,498,000
Less:
Institutional Restructuring Savings $5,625,000
Total Deductions $5,625,000
Total Direct State Services Appropriation, Detention and Rehabilitation $192,873,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($131,826,000)
Food In Lieu of Cash ..... (843,000)
Materials and Supplies ..... (15,146,000)
Services Other Than Personal ..... (37,325,000)
Maintenance and Fixed Charges ..... (3,640,000)
Special Purpose:
07 Civilly Committed Sexual Offender Program ..... (8,413,000)
08 Mid-State Licensed Drug Treatment Program ..... (1,000,000)
08 Edna Mahan Visitation Program ..... (32,000)
Additions, Improvements and Equipment ..... (273,000)
Less:
Institutional Restructuring Savings 5,625,000

7025 System-Wide Program Support
DIRECT STATE SERVICES

07-7025 Institutional Control and Supervision $8,351,000
13-7025 Institutional Program Support 16,732,000
Total Direct State Services Appropriation, System-Wide Program Support $25,083,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($11,380,000)
Materials and Supplies ..... (367,000)

Services Other Than Personal .....(6,183,000)
Special Purpose:
13 Integrated Information Systems .....(3,974,000)
13 Offender Re-entry Program .....(311,000)
13 DOC/DOT Work Details .....(9,000)
13 Medication Assisted Treatment (MAT) Program .....(638,000)
13 Narcan Equipment and Training for Staff.....(122,000)
13 Peer Specialist Entry Engagement Program .....(100,000)
13 Navigators for Released Inmates .....(250,000)
13 Inhaled Narcan for Released Inmates .....(89,000)
13 Hepatitis C Testing and Treatment for State Inmates .....(1,125,000)
13 Additions, Improvements and Equipment.....(535,000)

GRANTS-IN-AID

13-7025 Institutional Program Support $15,171,000
Total Grants-in-Aid Appropriation, System-Wide Program Support $15,171,000
Grants-in-Aid:
13 Purchase of Service for Inmates Incarcerated In County Penal Facilities .....($355,000)
13 Purchase of Community Services .....(14,816,000)

17 Parole
DIRECT STATE SERVICES

03-7010 Parole..... $11,874,000
05-7280 State Parole Board..... 3,125,000
99-7280 Administration and Support Services..... 894,000
Total Direct State Services Appropriation, Parole..... $15,893,000
Direct State Services:
Personal Services:
Salaries and Wages .....($9,564,000)
Materials and Supplies.....(116,000)
Services Other Than Personal.....(511,000)
Maintenance and Fixed Charges.....(268,000)
Special Purpose:
03 Parolee Electronic Monitoring Program .....(1,057,000)
03 Supervision, Surveillance, and Gang Suppression Program.....(409,000)
03 Sex Offender Management Unit .....(3,328,000)
03 Satellite-based Monitoring of Sex Offenders.....(613,000)
03 Narcan Administration and Training .....(10,000)
Additions, Improvements and Equipment .....(17,000)

GRANTS-IN-AID

03-7010 Parole $7,620,000
Total Grants-in-Aid Appropriation, Parole $7,620,000

Grants-in-Aid:

03 Re-Entry Substance Abuse Program ..... ($2,386,000)
03 Mutual Agreement Program (MAP) ..... (1,111,000)
03 Community Resource Center Program (CRC) ..... (2,560,000)
03 Stages to Enhance Parolee Success Program (STEPS) ..... (1,563,000)

19 Central Planning, Direction and Management

DIRECT STATE SERVICES

99-7000 Administration and Support Services $4,355,000
Total Direct State Services Appropriation, Central Planning, Direction and Management $4,355,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($3,546,000)
Materials and Supplies ..... (139,000)
Services Other Than Personal ..... (128,000)
Maintenance and Fixed Charges ..... (188,000)
Additions, Improvements and Equipment ..... (354,000)

Department of Corrections, Total State Appropriation $260,995,000

Summary of Department of Corrections Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $238,204,000
Grants-in-Aid 22,791,000
Appropriations by Fund:
General Fund $260,995,000

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34 DEPARTMENT OF EDUCATION

30 Educational, Cultural, and Intellectual Development

31 Direct Educational Services and Assistance

DIRECT STATE SERVICES

36-5120 Student Transportation $71,000
38-5120 Facilities Planning and School Building Aid 281,000
42-5120 School Finance 874,000
Total Direct State Services Appropriation, Direct Educational Services and Assistance $1,226,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,155,000)
Materials and Supplies ..... (6,000)
Services Other Than Personal ..... (65,000)

STATE AID

01-5120 General Formula Aid $1,294,612,000
(From General Fund ..... $412,000)
(From Property Tax Relief Fund ..... 1,294,200,000)
02-5120 Nonpublic School Aid 18,243,000
03-5120 Miscellaneous Grants-In-Aid 18,000,000
(From Property Tax Relief Fund ..... 18,000,000)
07-5120 Special Education 140,336,000
(From Property Tax Relief Fund ..... 140,336,000)
36-5120 Student Transportation 61,447,000
(From Property Tax Relief Fund ..... 61,447,000)
38-5120 Facilities Planning and School Building Aid 171,410,000
(From Property Tax Relief Fund ..... 171,410,000)
Total State Aid Appropriation, Direct Educational Services and Assistance $1,704,048,000
(From General Fund ..... $18,655,000)
(From Property Tax Relief Fund ..... 1,685,393,000)
Less:
Assessment of EDA Debt Service $5,306,000
Growth Savings – Payment Changes 41,927,000
Total Deductions $47,233,000
Total State Aid Appropriation, Direct Educational Services and Assistance $1,656,815,000
(From General Fund ..... $18,655,000)
(From Property Tax Relief Fund ..... 1,638,160,000)
State Aid:
01 Equalization Aid ..... ($412,000)
01 Equalization Aid (PTRF) ..... (1,052,644,000)
01 Vocational Expansion Stabilization Aid (PTRF) ..... (506,000)
01 Educational Adequacy Aid (PTRF) ..... (12,217,000)
01 Security Aid (PTRF) ..... (42,547,000)
01 Adjustment Aid (PTRF) ..... (58,855,000)
01 Preschool Education Aid (PTRF) ..... (122,048,000)
01 School Choice (PTRF) ..... (5,383,000)
02 Nonpublic Textbook Aid ..... (8,243,000)
02 Nonpublic Handicapped Aid ..... (3,000,000)
02 Nonpublic Auxiliary Services Aid ..... (3,883,000)

02 Nonpublic Auxiliary/Handicapped
Transportation Aid ..... (617,000)
02 Nonpublic Nursing Services Aid ..... (2,500,000)
03 Charter School Aid (PTRF) ..... (12,500,000)
03 Bridge Loan Interest and Approved
Borrowing Cost (PTRF) ..... (200,000)
03 Payments for Institutionalized Children –
Unknown District of Residence (PTRF)..... (5,300,000)
07 Special Education Categorical Aid (PTRF) ..... (140,336,000)
36 Transportation Aid (PTRF)..... (61,347,000)
36 Family Crisis Transportation Aid (PTRF) ..... (100,000)
38 School Building Aid (PTRF) ..... (21,331,000)
38 School Construction Debt Service Aid (PTRF) ..... (47,472,000)
38 School Construction & Renovation Fund (PTRF) (102,607,000)
Less:
Deductions.....47,233,000

32 Operation and Support of Educational Institutions
DIRECT STATE SERVICES
12-5011 Marie H. Katzenbach School for the Deaf..... $1,464,000
Total Direct State Services Appropriation, Operation
and Support of Educational Institutions $1,464,000
Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,100,000)
Materials and Supplies..... (166,000)
Services Other Than Personal..... (55,000)
Maintenance and Fixed Charges..... (100,000)
Special Purpose:
12 Transportation Expenses for Students..... (10,000)
Additions, Improvements and Equipment ..... (33,000)

33 Supplemental Education and Training Programs
DIRECT STATE SERVICES
20-5062 Career Readiness and Technical Education..... $238,000
Total Direct State Services Appropriation, Supplemental
Education and Training Programs $238,000
Direct State Services:
Personal Services:
Salaries and Wages ..... ($223,000)
Materials and Supplies..... (7,000)
Services Other Than Personal..... (8,000)

STATE AID

20-5062 Career Readiness and Technical Education $1,215,000
Total State Aid Appropriation, Supplemental Education and Training Programs $1,215,000

State Aid:

20 Vocational Education ..... ($1,215,000)

34 Educational Support Services

DIRECT STATE SERVICES

30-5063 Standards, Assessments and Curriculum $8,518,000
31-5060 Grants Management 172,000
32-5061 Professional Learning Recruitment and Preparation 1,258,000
33-5067 Field Services 2,187,000
34-5068 Innovation 373,000
35-5069 Early Childhood Education 481,000
37-5069 Comprehensive Support 303,000
40-5064 Student Services 323,000
Total Direct State Services Appropriation, Educational Support Services $13,615,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($4,906,000)
Materials and Supplies ..... (45,000)
Services Other Than Personal ..... (469,000)
Maintenance and Fixed Charges ..... (2,000)
Special Purpose:
30 Statewide Assessment Program ..... (8,069,000)
30 General Education Development ..... (51,000)
40 New Jersey Commission on Holocaust Education ..... (36,000)
40 New Jersey Amistad Commission ..... (36,000)
Additions, Improvements and Equipment ..... (1,000)

STATE AID

39-5094 Teachers' Pension and Annuity Assistance $460,872,000
(From Property Tax Relief Fund ..... $460,872,000)
Total State Aid Appropriation, Educational Support Services $460,872,000
(From Property Tax Relief Fund ..... $460,872,000)

State Aid:

39 Teachers' Pension and Annuity Fund – Post Retirement Medical (PTRF) ..... ($242,767,000)
39 Social Security Tax (PTRF) ..... (120,134,000)

39 Teachers' Pension and Annuity Fund – Non-contributory Insurance (PTRF) ..... (10,714,000)
39 Post Retirement Medical Other Than TPAF (PTRF) ..... (58,304,000)
39 Debt Service on Pension Obligation Bonds (PTRF) ..... (28,953,000)

35 Education Administration and Management
DIRECT STATE SERVICES

41-5092 Performance Management $127,000
43-5092 Office of Fiscal Accountability and Compliance 643,000
99-5095 Administration and Support Services 4,100,000
Total Direct State Services Appropriation, Education Administration and Management $4,870,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($4,188,000)
Materials and Supplies ..... (33,000)
Services Other Than Personal ..... (499,000)
Maintenance and Fixed Charges ..... (24,000)
Special Purpose:
43 Internal Auditing ..... (112,000)
99 State Board of Education Expenses ..... (14,000)

Department of Education, Total State Appropriation $2,140,315,000

Summary of Department of Education Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $21,413,000
State Aid 2,118,902,000
Appropriations by Fund:
General Fund $41,283,000
Property Tax Relief Fund 2,099,032,000

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42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
42 Natural Resource Management
DIRECT STATE SERVICES

11-4870 Forest Resource Management $2,480,000
12-4875 Parks Management 9,597,000
13-4880 Hunters' and Anglers' License Fund 3,878,000
14-4885 Shellfish and Marine Fisheries Management 918,000

20-4880 Wildlife Management 98,000
21-4895 Natural Resources Engineering 337,000
24-4876 Palisades Interstate Park Commission 852,000
Total Direct State Services Appropriation, Natural Resource Management $18,160,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($10,897,000)
Employee Benefits ..... (999,000)
Materials and Supplies ..... (1,159,000)
Services Other Than Personal ..... (938,000)
Maintenance and Fixed Charges ..... (518,000)
Special Purpose:
11 Fire Fighting Costs ..... (1,751,000)
12 Green Acres/Open Space Administration ..... (1,450,000)
20 Endangered Species Tax Check-Off Donations ..... (98,000)
21 Dam Safety ..... (337,000)
Additions, Improvements and Equipment ..... (13,000)

GRANTS-IN-AID

12-4875 Parks Management $455,000
Total Grants-in-Aid Appropriation, Natural Resource Management $455,000

Grants-in-Aid:

12 Public Facility Programming ..... ($455,000)

CAPITAL CONSTRUCTION

21-4895 Natural Resources Engineering $5,790,000
Total Capital Construction Appropriation, Natural Resource Management $5,790,000

Capital Projects:

Natural Resources Engineering:
21 Shore Protection Fund Projects ..... ($5,500,000)
21 HR-6 Flood Control ..... (290,000)

43 Science and Technical Programs

DIRECT STATE SERVICES

05-4810 Water Supply $2,315,000
07-4850 Water Monitoring and Resource Management 2,546,000
15-4890 Land Use Regulation and Management 3,625,000
18-4810 Science and Research 63,000
29-4850 Environmental Management and Preservation - CBT Dedication 2,633,000
90-4801 Environmental Policy and Planning 862,000

Total Direct State Services Appropriation, Science and Technical Programs $12,044,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($3,095,000)
Materials and Supplies ..... (118,000)
Services Other Than Personal ..... (735,000)
Maintenance and Fixed Charges ..... (42,000)
Special Purpose:
05 Administrative Costs Water Supply Bond Act of 1981 – Management ..... (679,000)
05 Administrative Costs Water Supply Bond Act of 1981 - Watershed and Aquifer ..... (490,000)
05 Water/Wastewater Operators Licenses ..... (17,000)
05 Safe Drinking Water Fund ..... (667,000)
07 Water Resources Monitoring and Planning ..... (2,546,000)
15 Tidelands Peak Demands ..... (956,000)
18 Hazardous Waste Research ..... (63,000)
29 Water Resources Monitoring and Planning – Constitutional Dedication ..... (2,633,000)
Additions, Improvements and Equipment ..... (3,000)

44 Site Remediation and Waste Management

DIRECT STATE SERVICES

19-4815 Publicly-Funded Site Remediation and Response $2,416,000
23-4910 Solid and Hazardous Waste Management 1,265,000
27-4815 Remediation Management 8,838,000
Total Direct State Services Appropriation, Site Remediation and Waste Management $12,519,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($4,104,000)
Materials and Supplies ..... (37,000)
Services Other Than Personal ..... (849,000)
Maintenance and Fixed Charges ..... (109,000)
Special Purpose:
19 Cleanup Projects Administrative Costs ..... (2,416,000)
27 Hazardous Discharge Site Cleanup Fund – Responsible Party ..... (5,004,000)

CAPITAL CONSTRUCTION

29-4815 Environmental Management and Preservation – CBT Dedication $8,952,000

Total Capital Construction Appropriation, Site Remediation and Waste Management $8,952,000

Capital Projects:

Site Remediation:

29 Hazardous Substance Discharge Remediation – Constitutional Dedication ..... ($2,633,000)

29 Private Underground Storage Tank Remediation – Constitutional Dedication ..... (2,633,000)

29 Hazardous Substance Discharge Remediation Loans & Grants - Constitutional Dedication ..... (3,686,000)

45 Environmental Regulation

DIRECT STATE SERVICES

01-4820 Radiation Protection $3,082,000
02-4825 Air Pollution Control 4,162,000
08-4891 Water Pollution Control 2,028,000
09-4860 Public Wastewater Facilities 687,000
Total Direct State Services Appropriation, Environmental Regulation $9,959,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($5,433,000)
Materials and Supplies ..... (34,000)
Services Other Than Personal ..... (1,071,000)
Maintenance and Fixed Charges ..... (44,000)
Special Purpose:

01 Nuclear Emergency Response ..... (1,784,000)
01 Quality Assurance - Lab Certification Programs ..... (354,000)
02 Pollution Prevention ..... (265,000)
02 Toxic Catastrophe Prevention ..... (251,000)
02 Worker and Community Right to Know Act ..... (198,000)
02 Oil Spill Prevention ..... (525,000)

46 Environmental Planning and Administration

DIRECT STATE SERVICES

26-4805 Regulatory and Governmental Affairs $483,000
99-4800 Administration and Support Services 5,223,000
Total Direct State Services Appropriation, Environmental Planning and Administration $5,706,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($4,378,000)
Materials and Supplies ..... (29,000)

Services Other Than Personal ..... (167,000)
Maintenance and Fixed Charges ..... (40,000)
Special Purpose:
99 New Jersey Environmental Management System .... (1,092,000)

STATE AID

99-4800 Administration and Support Services $2,700,000
(From General Fund ..... $1,354,000)
(From Property Tax Relief Fund ..... 1,346,000)
Total State Aid Appropriation, Environmental Planning and Administration $2,700,000
(From General Fund ..... $1,354,000)
(From Property Tax Relief Fund ..... 1,346,000)
State Aid:
99 Mosquito Control, Research, Administration and Operations (PTRF) ..... ($1,346,000)
99 Administration and Operations of the Highlands Council ..... (579,000)
99 Administration, Planning and Development Activities of the Pinelands Commission ..... (775,000)

47 Compliance and Enforcement
DIRECT STATE SERVICES

02-4855 Air Pollution Control $1,137,000
04-4835 Pesticide Control 679,000
08-4855 Water Pollution Control 1,593,000
15-4855 Land Use Regulation and Management 740,000
23-4855 Solid and Hazardous Waste Management 1,363,000
Total Direct State Services Appropriation, Compliance and Enforcement $5,512,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($4,288,000)
Materials and Supplies ..... (50,000)
Services Other Than Personal ..... (698,000)
Maintenance and Fixed Charges ..... (176,000)
Special Purpose:
15 Tidelands Peak Demands ..... (300,000)

STATE AID

08-4855 Water Pollution Control $675,000
(From Property Tax Relief Fund ..... $675,000)

Total State Aid Appropriation, Compliance and Enforcement $675,000
(From Property Tax Relief Fund ..... $675,000)

State Aid:

08 County Environmental Health Act (PTRF).....($675,000)

Department of Environmental Protection,
Total State Appropriation $82,472,000

Summary of Department of Environmental Protection Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $63,900,000
Grants-in-Aid 455,000
State Aid 3,375,000
Capital Construction 14,742,000
Appropriations by Fund:
General Fund..... $80,451,000
Property Tax Relief Fund..... 2,021,000

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46 DEPARTMENT OF HEALTH
20 Physical and Mental Health
21 Health Services
DIRECT STATE SERVICES

01-4215 Vital Statistics $330,000
02-4220 Family Health Services 391,000
03-4230 Public Health Protection Services 2,512,000
05-4285 Community Health Services..... 894,000
08-4280 Laboratory Services..... 1,375,000
12-4245 AIDS Services..... 334,000
Total Direct State Services Appropriation, Health Services $5,836,000

Direct State Services:

Personal Services:
Salaries and Wages .....($3,226,000)
Materials and Supplies.....(559,000)
Services Other Than Personal.....(245,000)
Maintenance and Fixed Charges.....(83,000)
Special Purpose:
02 WIC Farmers Market Program .....(20,000)
02 Identification System for Children's
Health and Disabilities .....(150,000)
02 Governor's Council for Medical
Research and Treatment of Autism .....(67,000)

03 Cancer Registry ..... (63,000)
03 Cancer Investigation and Education ..... (59,000)
03 Emergency Medical Services for Children ..... (13,000)
03 Animal Welfare` ..... (34,000)
03 Worker and Community Right to Know ..... (439,000)
05 Cancer Screening - Early Detection and Education Program ..... (788,000)
08 West Nile Virus - Laboratory ..... (90,000)

GRANTS-IN-AID

02-4220 Family Health Services $35,799,000
(From General Fund ..... $35,680,000)
(From Casino Revenue Fund ..... 119,000)
03-4230 Public Health Protection Services 9,835,000
12-4245 AIDS Services 3,172,000
Total Grants-in-Aid Appropriation, Health Services $48,806,000
(From General Fund ..... $48,687,000)
(From Casino Revenue Fund ..... 119,000)

Grants-in-Aid:

02 Family Planning Services ..... ($3,814,000)
02 Maternal, Child and Chronic Health Services ..... (1,800,000)
02 Statewide Birth Defects Registry (CRF) ..... (119,000)
02 Poison Control Center ..... (147,000)
02 Early Childhood Intervention Program ..... (28,844,000)
02 Surveillance, Epidemiology, and End Results Expansion Program – CINJ ..... (450,000)
02 Improving Veterans Access to Health Care ..... (625,000)
03 Cancer Institute of New Jersey ..... (6,300,000)
03 South Jersey Cancer Program – Camden ..... (3,465,000)
03 Worker and Community Right to Know ..... (70,000)
12 AIDS Grants ..... (2,172,000)
12 Syringe Access Program ..... (1,000,000)

22 Health Planning and Evaluation

DIRECT STATE SERVICES

06-4260 Health Care Facility Regulation and Oversight $2,612,000
07-4270 Health Care Systems Analysis 362,000
Total Direct State Services Appropriation, Health Planning and Evaluation $2,974,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($2,222,000)
Materials and Supplies ..... (21,000)

Services Other Than Personal.....(321,000)
Maintenance and Fixed Charges.....(47,000)
Special Purpose:
06 Nursing Home Background Checks/Nursing Aide Certification Program.....(220,000)
06 Implement Patient Safety Act.....(90,000)
Additions, Improvements and Equipment.....(53,000)

GRANTS-IN-AID

07-4270 Health Care Systems Analysis $71,147,000
Total Grants-in-Aid Appropriation, Health Planning and Evaluation $71,147,000

Grants-in-Aid:
07 Hospital Asset Transformation Program.....($10,647,000)
07 Graduate Medical Education.....(60,500,000)

23 Mental Health and Addiction Services

DIRECT STATE SERVICES

15-4291 Patient Care and Health Services $70,875,000
99-4291 Administration and Support Services 14,214,000
Total Direct State Services Appropriation, Mental Health and Addiction Services $85,089,000

Direct State Services:
Personal Services:
Salaries and Wages .....($78,293,000)
Materials and Supplies.....(3,112,000)
Services Other Than Personal.....(2,319,000)
Maintenance and Fixed Charges.....(947,000)
Special Purpose:
15 Interim Assistance.....(163,000)
Additions, Improvements and Equipment .....(255,000)

4299 Division of Behavioral Health Services

DIRECT STATE SERVICES

99-4299 Administration and Support Services $1,111,000
Total Direct State Services Appropriation, Division of Behavioral Health Services $1,111,000

Direct State Services:
Personal Services:
Salaries and Wages .....($1,010,000)
Materials and Supplies.....(5,000)
Services Other Than Personal.....(71,000)
Maintenance and Fixed Charges.....(9,000)

Additions, Improvements and Equipment ..... (16,000)

25 Health Administration
DIRECT STATE SERVICES

11-4297 Office of the Chief State Medical Examiner $581,000
99-4210 Administration and Support Services 2,613,000
Total Direct State Services Appropriation, Health Administration $3,194,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,495,000)
Materials and Supplies ..... (16,000)
Services Other Than Personal ..... (77,000)
Maintenance and Fixed Charges ..... (1,000)
Special Purpose:
11 State Medical Examiner Opioid Detection ..... (300,000)
99 Office of Minority and Multicultural Health ..... (337,000)
99 Integrated Population Health Data Project ..... (100,000)
99 Substance Use Disorder Health Information Technology Interoperability Project ..... (675,000)
99 Opioid Reduction Options Project ..... (125,000)
Additions, Improvements and Equipment ..... (68,000)

Department of Health, Total State Appropriation $218,157,000

Summary of Department of Health Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $98,204,000
Grants-in-Aid 119,953,000
Appropriations by Fund:
General Fund $218,038,000
Casino Revenue Fund 119,000

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54 DEPARTMENT OF HUMAN SERVICES
20 Physical and Mental Health
23 Mental Health and Addiction Services
7700 Division of Mental Health and Addiction Services
DIRECT STATE SERVICES

09-7700 Addiction Services $8,096,000
99-7700 Administration and Support Services 3,240,000

Total Direct State Services Appropriation, Division of Mental Health and Addiction Services $11,336,000

Direct State Services:

Personal Services:
Salaries and Wages .....($2,755,000)
Materials and Supplies.....(18,000)
Services Other Than Personal.....(367,000)
Maintenance and Fixed Charges.....(37,000)
Special Purpose:
09 Medication Assisted Treatment- Training for Medical Professionals .....(250,000)
09 Reducing Opioid Rx in Hospital Emergency Rooms...(188,000)
09 County Jail Medication Assisted Treatment Initiative .....(1,350,000)
09 Interim Managing Entity Expansion .....(295,000)
09 Information Technology Enchancements - Community Based Substance Use Disorder Providers .....(106,000)
09 Addictions Public Awareness and Media Campaign .....(1,000,000)
09 Substance Exposed Infants .....(1,526,000)
09 Recovery Housing.....(131,000)
09 Expansion of Opioid Recovery Pilot Program.....(3,250,000)
Additions, Improvements and Equipment .....(63,000)

GRANTS-IN-AID

08-7700 Community Services $77,937,000
09-7700 Addiction Services 5,367,000
Total Grants-in-Aid Appropriation, Division of Mental Health and Addiction Services $83,304,000

Grants:

08 Community Care.....($70,900,000)
08 Univ. Behavioral Healthcare Centers – Newark (Rutgers, the State University) .....(1,387,000)
08 Univ. Behavioral Healthcare Centers – Piscataway (Rutgers, the State University) .....(2,650,000)
08 Behavioral Health Rate Increase.....(3,000,000)
09 Community Based Substance Use Disorder Treatment and Prevention – State Share.....(3,641,000)
09 Medication Assisted Treatment Initiative .....(1,356,000)
09 Compulsive Gambling .....(147,000)
09 Mutual Agreement Parolee Rehabilitation Project for Substance Use Disorders .....(223,000)

STATE AID

08-7700 Community Services $16,304,000
(From Property Tax Relief Fund..... $16,304,000)
Total State Aid Appropriation, Division of Mental Health and Addiction Services $16,304,000
(From Property Tax Relief Fund..... $16,304,000)

State Aid:

08 Support of Patients in County Psychiatric Hospitals (PTRF)..... ($16,304,000)

24 Special Health Services
7540 Division of Medical Assistance and Health Services
DIRECT STATE SERVICES

21-7540 Health Services Administration and Management $11,559,000
Total Direct State Services Appropriation, Division of Medical Assistance and Health Services $11,559,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($3,165,000)
Materials and Supplies..... (27,000)
Services Other Than Personal..... (1,762,000)
Maintenance and Fixed Charges..... (16,000)
Special Purpose:
21 Payments to Fiscal Agents ..... (6,475,000)
21 Professional Standards Review Organization – Utilization Review ..... (69,000)
21 Drug Utilization Review Board – Administrative Costs..... (3,000)
Additions, Improvements and Equipment ..... (42,000)

GRANTS-IN-AID

22-7540 General Medical Services..... $1,081,467,000
(From General Fund..... $1,080,467,000)
(From Property Tax Relief Fund..... 1,000,000)
Total Grants-in-Aid Appropriation, Division of Medical Assistance and Health Services $1,081,467,000
(From General Fund..... 1,080,467,000)
(From Property Tax Relief Fund..... 1,000,000)

Grants-in-Aid:

22 Medical Coverage – Aged, Blind and Disabled..($323,441,000)

22 Medical Coverage – Community- Based Long Term Care Recipients..... (254,159,000)

22 Medical Coverage – Nursing Home Residents .....(110,398,000)
22 Medical Coverage – Title XIX Parents and Children.....(105,075,000)
22 Medical Coverage – ACA Expansion Population...(87,163,000)
22 Medicare Parts A and B .....(57,240,000)
22 Medicare Part D.....(131,388,000)
22 Eligibility and Enrollment Services .....(5,302,000)
22 Eligibility and Enrollment Services (PTRF).....(1,000,000)
22 Provider Settlements and Adjustments .....(6,301,000)

26 Division of Aging Services

DIRECT STATE SERVICES

20-7530 Medical Services for the Aged $648,000
24-7530 Pharmaceutical Assistance to the Aged and Disabled..... 1,193,000
55-7530 Programs for the Aged 307,000
(From General Fund.....$87,000)
(From Casino Revenue Fund.....220,000)
57-7530 Office of the Public Guardian 159,000
Total Direct State Services Appropriation, Division of Aging Services $2,307,000
(From General Fund.....$2,087,000)
(From Casino Revenue Fund.....220,000)

Direct State Services:

Personal Services:
Salaries and Wages .....($1,519,000)
Salaries and Wages (CRF).....(200,000)
Materials and Supplies.....(35,000)
Materials and Supplies (CRF) .....(4,000)
Services Other Than Personal.....(407,000)
Services Other Than Personal (CRF).....(12,000)
Maintenance and Fixed Charges.....(94,000)
Maintenance and Fixed Charges (CRF).....(1,000)
Special Purpose:
55 Federal Programs for the Aged .....(32,000)
Additions, Improvements and Equipment (CRF) .....(3,000)

GRANTS-IN-AID

24-7530 Pharmaceutical Assistance to the Aged and Disabled..... 9,060,000
(From General Fund ..... 7,788,000)
(From Casino Revenue Fund ..... 1,272,000)
55-7530 Programs for the Aged 6,750,000
(From General Fund ..... 4,250,000)
(From Casino Revenue Fund ..... 2,500,000)

Total Grants-in-Aid Appropriation, Division of Aging Services $15,810,000
(From General Fund) ..... *$12,038,000)*
(From Casino Revenue Fund) ..... *3,772,000)*

Grants-in-Aid:

24 Pharmaceutical Assistance to the Aged – Claims ..... (500,000)
24 Pharmaceutical Assistance to the Aged and Disabled – Claims ..... (6,638,000)
24 Pharmaceutical Assistance to the Aged and Disabled – Claims (CRF) ..... (1,272,000)
24 Senior Gold Prescription Discount Program ..... (650,000)
55 Community Based Senior Programs ..... (4,250,000)
55 Community Based Senior Program (CRF) ..... (2,500,000)

STATE AID

55-7530 Programs for the Aged $1,444,000
(From General Fund) ..... *$1,048,000)*
(From Property Tax Relief Fund) ..... *396,000)*
Total State Aid Appropriation, Division of Aging Services $1,444,000
(From General Fund) ..... *$1,048,000)*
(From Property Tax Relief Fund) ..... *396,000)*

State Aid:

55 County Offices on Aging (PTRF) ..... ($396,000)
55 Older Americans Act – State Share ..... (1,048,000)

27 Disability Services
7545 Division of Disability Services
DIRECT STATE SERVICES

27-7545 Disability Services $309,000
Total Direct State Services Appropriation, Division of Disability Services $309,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($242,000)
Materials and Supplies ..... (1,000)
Services Other Than Personal ..... (64,000)
Maintenance and Fixed Charges ..... (2,000)

GRANTS-IN-AID

27-7545 Disability Services $2,893,000
(From General Fund) ..... *$1,959,000)*
(From Casino Revenue Fund) ..... *934,000)*

Total Grants-in-Aid Appropriation, Division of Disability Services $2,893,000
(From General Fund..... $1,959,000)
(From Casino Revenue Fund..... 934,000)

Grants-in-Aid:

27 Personal Assistance Services Program.....($1,568,000)
27 Personal Assistance Services Program (CRF) .....(934,000)
27 Community Supports to Allow Discharge from Nursing Homes.....(18,000)
27 Transportation/Vocational Services for the Disabled.....(373,000)

30 Educational, Cultural, and Intellectual Development
32 Operation and Support of Educational Institutions
DIRECT STATE SERVICES

05-7610 Residential Care and Habilitation Services $17,324,000
99-7610 Administration and Support Services..... 5,376,000
Total Direct State Services Appropriation, Operation and Support of Educational Institutions $22,700,000

Direct State Services:

Personal Services:
Salaries and Wages .....($12,982,000)
Materials and Supplies.....(5,402,000)
Services Other Than Personal.....(2,002,000)
Maintenance and Fixed Charges.....(2,074,000)
Additions, Improvements and Equipment .....(240,000)

7601 Community Programs
DIRECT STATE SERVICES

08-7601 Community Services $899,000
99-7601 Administration and Support Services..... 2,452,000
Total Direct State Services Appropriation, Community Programs $3,351,000

Direct State Services:

Personal Services:
Salaries and Wages .....($1,805,000)
Materials and Supplies.....(417,000)
Services Other Than Personal.....(463,000)
Maintenance and Fixed Charges.....(377,000)
Special Purpose:
99 Developmental Disabilities Council .....(69,000)
Additions, Improvements and Equipment .....(220,000)

GRANTS-IN-AID

01-7601 Purchased Residential Care $173,580,000
(From General Fund ..... $103,460,000)
(From Casino Revenue Fund ..... 70,120,000)
02-7601 Social Supervision and Consultation 15,408,000
03-7601 Adult Activities 55,267,000
Total Grants-in-Aid Appropriation, Community Programs $244,255,000
(From General Fund ..... $174,135,000)
(From Casino Revenue Fund ..... 70,120,000)

Grants-in-Aid:

01 CCP – Individual Supports ..... ($77,585,000)
01 CCP – Individual Supports (CRF) ..... (70,120,000)
01 Skill Development Homes ..... (1,375,000)
01 Client Housing ..... (12,500,000)
01 Contracted Services ..... (12,000,000)
02 Office for Prevention of Developmental Disabilities .. (129,000)
02 CCP – Individual and Family Support Services ..... (6,233,000)
02 Supports Program – Individual and Family Support Services ..... (9,046,000)
03 Supports Program – Employment and Day Services ..... (23,392,000)
03 CCP – Employment and Day Services ..... (31,875,000)

33 Supplemental Education and Training Programs
7560 Commission for the Blind and Visually Impaired

DIRECT STATE SERVICES

11-7560 Services for the Blind and Visually Impaired $2,029,000
99-7560 Administration and Support Services 660,000
Total Direct State Services Appropriation, Commission for the Blind and Visually Impaired $2,689,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($2,149,000)
Materials and Supplies ..... (31,000)
Services Other Than Personal ..... (178,000)
Maintenance and Fixed Charges ..... (114,000)
Special Purpose:
11 Technology for the Visually Impaired ..... (172,000)
Additions, Improvements and Equipment ..... (45,000)

GRANTS-IN-AID

11-7560 Services for the Blind and Visually Impaired $243,000

Total Grants-in-Aid Appropriation, Commission for the Blind and Visually Impaired $243,000

Grants-in-Aid:

11 Educational Services for Children .....($220,000)
11 Services to Rehabilitation Clients .....(23,000)

50 Economic Planning, Development, and Security
53 Economic Assistance and Security
7550 Division of Family Development

DIRECT STATE SERVICES

15-7550 Income Maintenance Management..... $7,746,000
Total Direct State Services Appropriation, Division of Family Development $7,746,000

Direct State Services:

Personal Services:
Salaries and Wages .....($3,328,000)
Materials and Supplies.....(83,000)
Services Other Than Personal.....(1,147,000)
Maintenance and Fixed Charges.....(211,000)
Special Purpose:
15 Electronic Benefit Transfer/Distribution System.....(504,000)
15 Work First New Jersey – Technology Investment....(2,421,000)
Additions, Improvements and Equipment .....(52,000)

GRANTS-IN-AID

15-7550 Income Maintenance Management $49,948,000
Total Grants-in-Aid Appropriation, Division of Family Development $49,948,000

Grants-in-Aid:

15 Work First New Jersey – Training Related Expenses.....($492,000)
15 Work First New Jersey Support Services.....(5,966,000)
15 Work First New Jersey Child Care .....(36,683,000)
15 Kinship Care Initiatives .....(1,250,000)
15 SSI Attorney Fees .....(456,000)
15 Substance Use Disorder Initiatives .....(5,101,000)

STATE AID

15-7550 Income Maintenance Management..... $67,574,000
(From General Fund..... $43,494,000)
(From Property Tax Relief Fund..... 24,080,000)
Total State Aid Appropriation, Division of Family Development $67,574,000
(From General Fund..... $43,494,000)

(From Property Tax Relief Fund..... 24,080,000)

State Aid:

15 County Administration Funding (PTRF) ..... (11,104,000)
15 Work First New Jersey – Client Benefits..... (3,520,000)
15 General Assistance Emergency Assistance Program (5,952,000)
15 Payments for Cost of General Assistance ..... (8,315,000)
15 Work First New Jersey – Emergency Assistance..... (1,580,000)
15 Payments for Supplemental Security Income ..... (17,522,000)
15 State Supplemental Security Income Administrative Fee ..... (6,605,000)
15 General Assistance County Administration (PTRF) (6,653,000)
15 Supplemental Nutrition Assistance Program Administration – State (PTRF)..... (6,323,000)

55 Social Services Programs
7580 Division of the Deaf and Hard of Hearing
DIRECT STATE SERVICES

23-7580 Services for the Deaf $165,000
Total Direct State Services Appropriation, Division of the Deaf and Hard of Hearing $165,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($136,000)
Services Other Than Personal..... (10,000)
Special Purpose:
23 Services to Deaf Clients..... (9,000)
23 Communication Access Services ..... (10,000)

GRANTS-IN-AID

23-7580 Services for the Deaf $3,000
(From Casino Revenue Fund ..... $3,000)
Total Grants-in-Aid Appropriation, Division of the Deaf and Hard of Hearing..... $3,000
(From Casino Revenue Fund ..... $3,000)

Grants-in-Aid:

23 Hearing Aid Assistance to the Aged and Disabled Program (CRF) ..... ($3,000)

70 Government Direction, Management, and Control
76 Management and Administration
7500 Division of Management and Budget
DIRECT STATE SERVICES

96-7500 Institutional Security Services $1,858,000
99-7500 Administration and Support Services 7,788,000

Total Direct State Services Appropriation, Division of Management and Budget $9,646,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($7,455,000)
Materials and Supplies ..... (91,000)
Services Other Than Personal ..... (1,503,000)
Maintenance and Fixed Charges ..... (217,000)
Special Purpose:
99 Health Care Billing System ..... (14,000)
99 Transfer to State Police for Fingerprinting/Background Checks of Job Applicants ..... (157,000)
Additions, Improvements and Equipment ..... (209,000)

GRANTS-IN-AID

99-7500 Administration and Support Services $851,000

Total Grants-in-Aid Appropriation, Division of Management and Budget $851,000

Grants-in-Aid:

99 Unit Dose Contracting Services ..... ($361,000)
99 Consulting Pharmacy Services ..... (490,000)

Department of Human Services, Total State Appropriation $1,635,904,000

Summary of Department of Human Services Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services *$71,808,000*
Grants-in-Aid *1,478,774,000*
State Aid *85,322,000*
Appropriations by Fund:
General Fund *$1,519,075,000*
Property Tax Relief Fund *41,780,000*
Casino Revenue Fund *75,049,000*

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62 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

50 Economic Planning, Development, and Security

51 Economic Planning and Development

DIRECT STATE SERVICES

99-4565 Administration and Support Services $4,551,000

Total Direct State Services Appropriation, Economic Planning and Development $4,551,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($631,000)
Materials and Supplies ..... (3,000)
Services Other Than Personal ..... (36,000)
Maintenance and Fixed Charges ..... (6,000)
Special Purpose:
99 IT Projects Unemployment Processing Modernization ..... (3,875,000)

53 Economic Assistance and Security

DIRECT STATE SERVICES

03-4520 State Disability Insurance Plan $8,273,000
04-4520 Private Disability Insurance Plan 1,297,000
05-4525 Workers' Compensation 3,498,000
06-4530 Special Compensation 500,000
Total Direct State Services Appropriation, Economic Assistance and Security $13,568,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($8,525,000)
Materials and Supplies ..... (86,000)
Services Other Than Personal ..... (1,610,000)
Maintenance and Fixed Charges ..... (736,000)
Special Purpose:
03 State Disability Insurance Plan ..... (75,000)
03 State Disability Benefits Fund - Joint Tax Functions ..... (1,375,000)
03 Family Leave Insurance ..... (1,035,000)
04 Private Disability Insurance Plan ..... (25,000)
05 Workers' Compensation ..... (91,000)
06 Special Compensation ..... (10,000)

54 Manpower and Employment Services

DIRECT STATE SERVICES

07-4535 Vocational Rehabilitation Services $677,000
09-4545 Employment Services 2,641,000
12-4550 Workplace Standards 1,474,000
16-4555 Public Sector Labor Relations 923,000
17-4560 Private Sector Labor Relations 124,000
Total Direct State Services Appropriation, Manpower and Employment Services $5,839,000

Direct State Services:
Personal Services:
Salaries and Wages .....($4,374,000)
Materials and Supplies.....(9,000)
Services Other Than Personal.....(110,000)
Maintenance and Fixed Charges.....(6,000)
Special Purpose:
09 Workforce Development Partnership Program .....(477,000)
09 Workforce Development Partnership – Counselors.....(20,000)
09 Workforce Literacy and Basic Skills Program.....(500,000)
12 Worker and Community Right to Know Act .....(8,000)
12 Public Works Contractor Registration .....(323,000)
12 Safety Commission .....(1,000)
Additions, Improvements and Equipment .....(11,000)

GRANTS-IN-AID

07-4535 Vocational Rehabilitation Services $10,867,000
(From General Fund..... $10,318,000)
(From Casino Revenue Fund..... 549,000)
10-4545 Employment and Training Services 7,519,000
Total Grants-in-Aid Appropriation, Manpower and Employment Services..... $18,386,000
(From General Fund..... $17,837,000)
(From Casino Revenue Fund..... $549,000)
Grants-in-Aid:
07 Vocational Rehabilitation Services .....($9,210,000)
07 Vocational Rehabilitation Services (CRF).....(549,000)
07 Services to Clients (State Share).....(1,108,000)
10 New Jersey Youth Corps .....(581,000)
10 Work First New Jersey Work Activities .....(6,938,000)

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

22-4575 General Administration, Agency Services, Test Development and Analytics..... $5,172,000
24-4580 Appeals and Regulatory Affairs 480,000
Total Direct State Services Appropriation, General Government Services $5,652,000
Direct State Services:
Personal Services:
Civil Service Commission .....($1,000)
Salaries and Wages .....(4,815,000)
Materials and Supplies.....(46,000)

Services Other Than Personal ..... (632,000)
Maintenance and Fixed Charges ..... (34,000)
Special Purpose:
22 Test Validation/Police Testing ..... (109,000)
22 Americans with Disabilities Act ..... (15,000)

Department of Labor and Workforce Development,
Total State Appropriation $47,996,000

Summary of Department of Labor and Workforce Development Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $29,610,000
Grants-in-Aid 18,386,000
Appropriations by Fund:
General Fund $47,447,000
Casino Revenue Fund 549,000

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66 DEPARTMENT OF LAW AND PUBLIC SAFETY
10 Public Safety and Criminal Justice
12 Law Enforcement
DIRECT STATE SERVICES

06-1200 State Police Operations $72,007,000
09-1020 Criminal Justice 9,808,000
30-1460 Gaming Enforcement 13,327,000
(From Casino Control Fund ..... $13,327,000)
99-1200 Administration and Support Services 8,343,000
Total Direct State Services Appropriation, Law Enforcement.. $103,485,000
(From General Fund ..... $90,158,000)
(From Casino Control Fund ..... 13,327,000)

Direct State Services:
Personal Services:
Salaries and Wages ..... ($47,807,000)
Salaries and Wages (CCF) ..... (11,307,000)
Cash in Lieu of Maintenance ..... (8,401,000)
Cash in Lieu of Maintenance (CCF) ..... (202,000)
Materials and Supplies ..... (2,963,000)
Materials and Supplies (CCF) ..... (88,000)
Services Other Than Personal ..... (3,904,000)
Services Other Than Personal (CCF) ..... (580,000)
Maintenance and Fixed Charges ..... (1,624,000)

Maintenance and Fixed Charges (CCF).....(637,000)
Special Purpose:
06 Nuclear Emergency Response Program.....(143,000)
06 Drunk Driver Fund Program.....(241,000)
06 State Police DNA Laboratory Enhancement.....(1,088,000)
06 Urban Search and Rescue.....(492,000)
06 Rural Section Policing.....(16,516,000)
06 Expungement Unit.....(2,000,000)
09 Division of Criminal Justice – State Match.....(261,000)
09 Office of Public Integrity & Accountability.....(2,130,000)
09 Expenses of State Grand Jury.....(134,000)
09 Medicaid Fraud Investigation - State Match.....(250,000)
30 Gaming Enforcement (CCF).....(375,000)
99 Emergency Operations Center and Hamilton TechPlex Maintenance.....(868,000)
99 N.C.I.C. 2000 Project.....(394,000)
Additions, Improvements and Equipment.....(942,000)
Additions, Improvements and Equipment (CCF).....(138,000)

GRANTS-IN-AID

06-1200 State Police Operations $97,000
Total Grants-in-Aid Appropriation, Law Enforcement..... $97,000

Grants-in-Aid:
06 Nuclear Emergency Response Program.....($97,000)

13 Special Law Enforcement Activities
DIRECT STATE SERVICES

03-1160 Office of Highway Traffic Safety..... $100,000
17-1420 Election Law Enforcement..... 1,355,000
20-1450 Review and Enforcement of Ethical Standards 263,000
Total Direct State Services Appropriation, Special Law Enforcement Activities..... $1,718,000

Direct State Services:
Personal Services:
Salaries and Wages .....($1,422,000)
Materials and Supplies.....(15,000)
Services Other Than Personal.....(178,000)
Maintenance and Fixed Charges.....(3,000)
Special Purpose:
03 Federal Highway Safety.....(100,000)

18 Juvenile Services

DIRECT STATE SERVICES

34-1500 Juvenile Community Programs $7,605,000
35-1505 Institutional Control and Supervision 10,288,000
36-1505 Institutional Care and Treatment 3,567,000
40-1500 Juvenile Parole and Transitional Services 1,454,000
99-1500 Administration and Support Services 3,986,000
Total Direct State Services Appropriation, Juvenile Services..... $26,900,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($21,340,000)
Materials and Supplies ..... (1,232,000)
Services Other Than Personal ..... (2,789,000)
Maintenance and Fixed Charges ..... (741,000)
Special Purpose:
34 Juvenile Aftercare Programs ..... (22,000)
34 Juvenile Justice Initiatives ..... (200,000)
99 Johnstone Facility Maintenance ..... (160,000)
99 Juvenile Justice - State Matching Funds ..... (40,000)
Additions, Improvements and Equipment ..... (376,000)

GRANTS-IN-AID

34-1500 Juvenile Community Programs $3,734,000
Total Grants-in-Aid Appropriation, Juvenile Services..... $3,734,000

Grants-in-Aid:

34 Juvenile Detention Alternative Initiative ..... ($427,000)
34 Alternatives to Juvenile Incarceration Programs..... (365,000)
34 Crisis Intervention Program ..... (966,000)
34 State/Community Partnership Grants..... (1,906,000)
34 Purchase of Services for Juvenile Offenders..... (70,000)

19 Central Planning, Direction and Management

DIRECT STATE SERVICES

13-1005 Homeland Security and Preparedness $3,124,000
99-1000 Administration and Support Services 4,133,000
Total Direct State Services Appropriation, Central Planning, Direction and Management $7,257,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($2,507,000)
Materials and Supplies ..... (18,000)
Services Other Than Personal ..... (108,000)
Maintenance and Fixed Charges ..... (6,000)

Special Purpose:
13 Office of Homeland Security and Preparedness .....(1,488,000)
13 Cybersecurity and Data Protection .....(1,636,000)
99 Atlantic City Tourism District .....(73,000)
99 Prescription Drug Monitoring Program Enhancements .(50,000)
99 Continuing Education for Health Care Professionals ..(250,000)
99 Online Licensure for Mental Health Professionals .....(125,000)
99 Operation Helping Hand .....(550,000)
99 Office of Law Enforcement Professional Standards ....(441,000)
Additions, Improvements and Equipment .....(5,000)

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

12-1010 Legal Services $21,124,000
Subtotal Direct State Services Appropriation, General Government Services $21,124,000
Less:
Legal Services $16,748,000
Total Income Deductions $16,748,000
Total Direct State Services Appropriation, General Government Services $4,376,000
Direct State Services:
Personal Services:
Salaries and Wages .....($3,852,000)
Materials and Supplies.....(21,000)
Services Other Than Personal.....(110,000)
Maintenance and Fixed Charges.....(32,000)
Special Purpose:
12 Legal Services.....(16,748,000)
12 Child Welfare Unit.....(361,000)
Less:
Total Income Deductions..... 16,748,000

80 Special Government Services
82 Protection of Citizens' Rights
DIRECT STATE SERVICES

14-1310 Consumer Affairs $2,012,000
15-1318 Operation of State Professional Boards..... 4,401,000
(From General Fund..... $4,378,000)
(From Casino Revenue Fund..... 23,000)
16-1350 Protection of Civil Rights..... 1,399,000
19-1440 Victims of Crime Compensation Office..... 2,500,000

Total Direct State Services Appropriation, Protection of Citizens' Rights $10,312,000
(From General Fund ..... $10,289,000)
(From Casino Revenue Fund ..... 23,000)

Direct State Services:

Personal Services:
Salaries and Wages ..... ($1,409,000)
Salaries and Wages (CRF) ..... (19,000)
Employee Benefits (CRF) ..... (4,000)
Materials and Supplies ..... (19,000)
Services Other Than Personal ..... (4,687,000)
Maintenance and Fixed Charges ..... (41,000)
Special Purpose:
14 Prescription Drug Monitoring Program ..... (192,000)
14 Consumer Affairs Legalized Games of Chance ..... (301,000)
14 Securities Enforcement Fund ..... (223,000)
14 Consumer Affairs Weights and Measures Program .... (653,000)
14 Consumer Affairs Charitable Registrations Program.. (139,000)
15 Personal Care Attendants - Background Checks..... (125,000)
19 Claims - Victims of Crime ..... (2,500,000)

Department of Law and Public Safety, Total State Appropriation $157,879,000

Summary of Department of Law and Public Safety Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $154,048,000
Grants-in-Aid 3,831,000
Appropriations by Fund:
General Fund $144,529,000
Casino Control Fund 13,327,000
Casino Revenue Fund 23,000

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67 DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS
10 Public Safety and Criminal Justice
14 Military Services
DIRECT STATE SERVICES

40-3620 New Jersey National Guard Support Services $923,000
60-3600 Joint Training Center Management and Operations 32,000
99-3600 Administration and Support Services 1,057,000
Total Direct State Services Appropriation, Military Services $2,012,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($971,000)
Materials and Supplies ..... (39,000)
Services Other Than Personal ..... (355,000)
Maintenance and Fixed Charges ..... (266,000)
Special Purpose:
40 National Guard - State Active Duty ..... (13,000)
40 New Jersey National Guard ChalleNGe Youth Program ..... (66,000)
40 Joint Federal - State Operations and Maintenance Contracts (State Share) ..... (288,000)
Additions, Improvements and Equipment ..... (14,000)

80 Special Government Services
83 Services to Veterans
3610 Veterans' Program Support
DIRECT STATE SERVICES

50-3610 Veterans' Outreach and Assistance $1,048,000
51-3610 Veterans' Haven 509,000
70-3610 Burial Services 505,000
Total Direct State Services Appropriation, Veterans' Program Support $2,062,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($1,384,000)
Materials and Supplies ..... (130,000)
Services Other Than Personal ..... (107,000)
Maintenance and Fixed Charges ..... (20,000)
Special Purpose:
50 Payment of Military Leave Benefits ..... (19,000)
50 Veterans' State Benefits Bureau ..... (34,000)
50 Maintenance for Memorials ..... (286,000)
70 Honor Guard Support Services ..... (82,000)

GRANTS-IN-AID

50-3610 Veterans' Outreach and Assistance $562,000
Total Grants-in-Aid Appropriation, Veterans' Program Support $562,000

Grants-in-Aid:

50 Support Services for Returning Veterans ..... ($113,000)
50 Veterans' Transportation ..... (84,000)
50 Blind Veterans' Allowances ..... (6,000)
50 Paraplegic and Hemiplegic Veterans' Allowance ..... (34,000)

50 Post Traumatic Stress Disorder ..... (325,000)

3630 Menlo Park Veterans' Memorial Home

DIRECT STATE SERVICES

20-3630 Domiciliary and Treatment Services $5,628,000
99-3630 Administration and Support Services 1,715,000
Total Direct State Services Appropriation, Menlo Park Veterans' Memorial Home $7,343,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($5,682,000)
Materials and Supplies ..... (648,000)
Services Other Than Personal ..... (855,000)
Maintenance and Fixed Charges ..... (129,000)
Additions, Improvements and Equipment ..... (29,000)

GRANTS-IN-AID

20-3630 Domiciliary and Treatment Services $14,000
Total Grants-in-Aid Appropriation, Menlo Park Veterans' Memorial Home $14,000

Grants-in-Aid:

20 Prescription Drug Program ..... ($14,000)

3640 Paramus Veterans' Memorial Home

DIRECT STATE SERVICES

20-3640 Domiciliary and Treatment Services $5,490,000
99-3640 Administration and Support Services 991,000
Total Direct State Services Appropriation, Paramus Veterans' Memorial Home $6,481,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($5,580,000)
Materials and Supplies ..... (531,000)
Services Other Than Personal ..... (317,000)
Maintenance and Fixed Charges ..... (44,000)
Additions, Improvements and Equipment ..... (9,000)

GRANTS-IN-AID

20-3640 Domiciliary and Treatment Services $14,000
Total Grants-in-Aid Appropriation, Paramus Veterans' Memorial Home $14,000

Grants-in-Aid:

20 Prescription Drug Program ..... ($14,000)

3650 Vineland Veterans' Memorial Home

DIRECT STATE SERVICES

20-3650 Domiciliary and Treatment Services $5,788,000
99-3650 Administration and Support Services 1,364,000
Total Direct State Services Appropriation, Vineland Veterans' Memorial Home $7,152,000

Direct State Services:

Personal Services:
Salaries and Wages .....($6,067,000)
Materials and Supplies.....(395,000)
Services Other Than Personal.....(585,000)
Maintenance and Fixed Charges.....(73,000)
Additions, Improvements and Equipment .....(32,000)

GRANTS-IN-AID

20-3650 Domiciliary and Treatment Services $14,000
Total Grants-in-Aid Appropriation, Vineland Veterans' Memorial Home $14,000

Grants-in-Aid:

20 Prescription Drug Program .....($14,000)

Department of Military and Veterans' Affairs, Total State Appropriation $25,654,000

Summary of Department of Military and Veterans' Affairs Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $25,050,000
Grants-in-Aid 604,000
Appropriations by Fund:
General Fund..... $25,654,000

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74 DEPARTMENT OF STATE

30 Educational, Cultural, and Intellectual Development

36 Higher Educational Services

DIRECT STATE SERVICES

80-2400 Statewide Planning and Coordination for Higher Education..... $477,000
81-2400 Educational Opportunity Fund Programs 106,000
Total Direct State Services Appropriation, Higher Educational Services $583,000

Direct State Services:

Personal Services:
Salaries and Wages .....($537,000)

Materials and Supplies ..... (3,000)
Services Other Than Personal ..... (26,000)
Maintenance and Fixed Charges ..... (4,000)
Additions, Improvements and Equipment ..... (13,000)

GRANTS-IN-AID

80-2400 Statewide Planning and Coordination for Higher Education $625,000
81-2400 Educational Opportunity Fund Programs 11,893,000
Total Grants-in-Aid Appropriation, Higher Educational Services $12,518,000

Grants-in-Aid:

80 College Bound ..... ($625,000)
81 Opportunity Program Grants ..... (7,920,000)
81 Supplementary Education Program Grants ..... (3,973,000)

2405 Higher Education Student Assistance Authority

GRANTS-IN-AID

45-2405 Student Assistance Programs $113,244,000
Total Grants-in-Aid Appropriation, Higher Education Student Assistance Authority $113,244,000

Grants-in-Aid:

45 Tuition Aid Grants ..... ($103,000,000)
45 Governor's Urban Scholarship Program ..... (142,000)
45 Community College Opportunity Grant ..... (10,000,000)
45 New Jersey World Trade Center Scholarship Program ..... (102,000)

2410 Rutgers, The State University - New Brunswick

GRANTS-IN-AID

82-2410 Institutional Support $48,749,000
Total Grants-in-Aid Appropriation, Rutgers, The State University - New Brunswick $48,749,000

Grants-in-Aid:

82 General Institutional Operations ..... ($17,298,000)
82 School of Biomedical and Health Sciences ..... (31,451,000)

2415 Agricultural Experiment Station

GRANTS-IN-AID

82-2415 Institutional Support $2,267,000
Total Grants-in-Aid Appropriation, Agricultural Experiment Station $2,267,000

Grants-in-Aid:

82 General Institutional Operations ..... ($2,267,000)

2416 Rutgers, The State University - Camden
GRANTS-IN-AID

82-2416 Institutional Support $1,798,000
Total Grants-in-Aid Appropriation, Rutgers, The State University – Camden $1,798,000

Grants-in-Aid:
82 General Institutional Operations $1,798,000

2417 Rutgers, The State University - Newark
GRANTS-IN-AID

82-2417 Institutional Support $3,360,000
Total Grants-in-Aid Appropriation, Rutgers, The State University – Newark $3,360,000

Grants-in-Aid:
82 General Institutional Operations ..... ($3,360,000)

2430 New Jersey Institute of Technology
GRANTS-IN-AID

82-2430 Institutional Support $3,922,000
Total Grants-in-Aid Appropriation, New Jersey Institute of Technology $3,922,000

Grants-in-Aid:
82 General Institutional Operations ..... ($3,922,000)

2440 Thomas Edison State University
GRANTS-IN-AID

82-2440 Institutional Support $355,000
Total Grants-in-Aid Appropriation, Thomas Edison State University $355,000

Grants-in-Aid:
82 General Institutional Operations ..... ($355,000)

2445 Rowan University
GRANTS-IN-AID

82-2445 Institutional Support $17,112,000
Total Grants-in-Aid Appropriation, Rowan University $17,112,000

Grants-in-Aid:
82 Cooper Medical School of Rowan University ..... ($2,599,000)
82 Cooper Medical School – Cooper University Hospital Support ..... (4,792,000)
82 General Institutional Operations ..... (2,920,000)
82 School of Osteopathic Medicine ..... (6,801,000)

2450 New Jersey City University
GRANTS-IN-AID

82-2450 Institutional Support $2,674,000
Total Grants-in-Aid Appropriation, New Jersey City University $2,674,000
Grants-in-Aid:
82 General Institutional Operations ..... ($2,674,000)

2455 Kean University
GRANTS-IN-AID

82-2455 Institutional Support $3,381,000
Total Grants-in-Aid Appropriation, Kean University $3,381,000
Grants-in-Aid:
82 General Institutional Operations ..... ($3,381,000)

2460 William Paterson University of New Jersey
GRANTS-IN-AID

82-2460 Institutional Support $3,363,000
Total Grants-in-Aid Appropriation, William Paterson University of New Jersey $3,363,000
Grants-in-Aid:
82 General Institutional Operations ..... ($3,363,000)

2465 Montclair State University
GRANTS-IN-AID

82-2465 Institutional Support $3,969,000
Total Grants-in-Aid Appropriation, Montclair State University $3,969,000
Grants-in-Aid:
82 General Institutional Operations ..... ($3,969,000)

2470 The College of New Jersey
GRANTS-IN-AID

82-2470 Institutional Support $3,013,000
Total Grants-in-Aid Appropriation, The College of New Jersey $3,013,000
Grants-in-Aid:
82 General Institutional Operations ..... ($3,013,000)

2475 Ramapo College of New Jersey
GRANTS-IN-AID

82-2475 Institutional Support $1,652,000
Total Grants-in-Aid Appropriation, Ramapo College of New Jersey $1,652,000

Grants-in-Aid:
82 General Institutional Operations ..... ($1,652,000)

2480 Stockton University
GRANTS-IN-AID
82-2480 Institutional Support $2,028,000
Total Grants-in-Aid Appropriation, Stockton University $2,028,000
Grants-in-Aid:
82 General Institutional Operations ..... ($2,028,000)

2485 University Hospital
GRANTS-IN-AID
82-2485 Institutional Support $9,864,000
Total Grants-in-Aid Appropriation, University Hospital $9,864,000
Grants-in-Aid:
82 University Hospital ..... ($9,864,000)

37 Cultural and Intellectual Development Services
2541 Division of State Library
DIRECT STATE SERVICES
51-2541 Library Services $1,439,000
Total Direct State Services Appropriation, Division of State Library $1,439,000
Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,062,000)
Materials and Supplies ..... (97,000)
Services Other Than Personal ..... (48,000)
Maintenance and Fixed Charges ..... (7,000)
Special Purpose:
51 Supplies and Extended Services ..... (225,000)

STATE AID
51-2541 Library Services $5,583,000
(From General Fund ..... $1,935,000)
(From Property Tax Relief Fund ..... 3,648,000)
Total State Aid Appropriation, Division of State Library $5,583,000
(From General Fund ..... $1,935,000)
(From Property Tax Relief Fund ..... 3,648,000)
State Aid:
51 Per Capita Library Aid (PTRF) ..... ($3,648,000)
51 Library Network ..... (1,935,000)

37 Cultural and Intellectual Development Services

DIRECT STATE SERVICES

05-2530 Support of the Arts $101,000
06-2535 Museum Services 578,000
07-2540 Development of Historical Resources 106,000
Total Direct State Services Appropriation, Cultural and Intellectual Development Services $785,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($648,000)
Materials and Supplies ..... (22,000)
Services Other Than Personal ..... (93,000)
Maintenance and Fixed Charges ..... (22,000)

70 Government Direction, Management, and Control
74 General Government Services

DIRECT STATE SERVICES

01-2505 Office of the Secretary of State $982,000
02-2510 Business Action Center 1,223,000
08-2545 State Archives 290,000
25-2525 Election Management and Coordination 2,049,000
Total Direct State Services Appropriation, General Government Services $4,544,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($1,804,000)
Materials and Supplies ..... (51,000)
Services Other Than Personal ..... (232,000)
Maintenance and Fixed Charges ..... (6,000)
Special Purpose:
01 Office of Volunteerism ..... (10,000)
01 Office of Programs ..... (179,000)
02 Office of Economic Growth ..... (114,000)
02 New Jersey Motion Picture Commission ..... (113,000)
02 Travel and Tourism Advertising and Promotion ..... (265,000)
25 Help America Vote Act ..... (1,770,000)

GRANTS-IN-AID

01-2505 Office of the Secretary of State $582,000
Total Grants-in-Aid Appropriation, General Government Services $582,000

Grants-in-Aid:

01 Office of Programs ..... ($215,000)

01 Center for Hispanic Policy, Research and Development .....(367,000)

STATE AID

25-2525 Election Management and Coordination $6,258,000
Total State Aid Appropriation, General Government Services $6,258,000

State Aid:

25 County Election Boards Mail in Ballots .....($2,500,000)
25 Extended Polling Place Hours.....(3,758,000)

Department of State, Total State Appropriation..... $253,043,000

Summary of Department of State Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $7,351,000
Grants-in-Aid 233,851,000
State Aid 11,841,000
Appropriations by Fund:
General Fund..... $249,395,000
Property Tax Relief Fund..... 3,648,000

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78 DEPARTMENT OF TRANSPORTATION
60 Transportation Programs
61 State and Local Highway Facilities
DIRECT STATE SERVICES

06-6100 Maintenance and Operations $9,199,000
08-6120 Physical Plant and Support Services 1,327,000
Total Direct State Services Appropriation, State and Local Highway Facilities..... $10,526,000

Direct State Services:

Personal Services:
Salaries and Wages .....($5,576,000)
Materials and Supplies.....(2,816,000)
Services Other Than Personal.....(449,000)
Maintenance and Fixed Charges.....(1,685,000)

CAPITAL CONSTRUCTION

60-6200 Transportation Trust Fund Authority $418,500,000
(From General Fund..... $368,500,000)
(From Property Tax Relief Fund..... 50,000,000)

Total Capital Construction Appropriation, State and
Local Highway Facilities $418,500,000
(From General Fund ..... $368,500,000)
(From Property Tax Relief Fund ..... 50,000,000)

Capital Projects:

60 Transportation Trust Fund –
Subaccount for Debt Service for
Prior Bonds ..... ($266,983,000)

60 Transportation Trust Fund –
Subaccount for Debt Service for
Prior Bonds (PTRF) ..... (50,000,000)

60 Transportation Trust Fund –
Subaccount for Debt Service for
Transportation Program Bonds ..... (101,517,000)

62 Public Transportation

STATE AID

04-6050 Railroad and Bus Operations $4,627,000
(From Property Tax Relief Fund ..... $4,627,000)
Total State Aid Appropriation, Public Transportation $4,627,000
(From Property Tax Relief Fund ..... $4,627,000)

State Aid:

04 Transportation Assistance for Senior
Citizens and Disabled Residents (PTRF) ..... ($4,627,000)

64 Regulation and General Management

DIRECT STATE SERVICES

05-6070 Multimodal Services $84,000
99-6000 Administration and Support Services 177,000
Total Direct State Services Appropriation,
Regulation and General Management $261,000

Direct State Services:

Materials and Supplies ..... ($26,000)
Services Other Than Personal ..... (172,000)
Maintenance and Fixed Charges ..... (1,000)
Special Purpose:
05 Office of Maritime Resources ..... (62,000)

Department of Transportation, Total State Appropriation $433,914,000

Summary of Department of Transportation Appropriations
(For Display Purposes Only)

Appropriations by Category:

Direct State Services $10,787,000
State Aid 4,627,000
Capital Construction 418,500,000
Appropriations by Fund:
General Fund $379,287,000
Property Tax Relief Fund 54,627,000

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82 DEPARTMENT OF THE TREASURY
30 Educational, Cultural. and Intellectual Development
36 Higher Educational Services
GRANTS-IN-AID

47-2155 Support to Independent Institutions $45,000
49-2155 Miscellaneous Higher Education Programs 60,760,000
Total Grants-in-Aid Appropriation, Higher Educational Services $60,805,000

Grants-in-Aid:
47 Clinical Legal Programs for the Poor - Seton Hall University ..... ($45,000)
49 Higher Education Capital Improvement Program - Debt Service ..... (60,760,000)

STATE AID

48-2155 Aid to County Colleges $36,220,000
(From General Fund ..... $2,975,000)
From Property Tax Relief Fund ..... 33,245,000)
Subtotal State Aid Appropriation, Higher Educational Services $36,220,000
(From General Fund ..... $2,975,000)
(From Property Tax Relief Fund ..... 33,245,000)
Less:
Supplemental Workforce Fund - Basic Skills $2,975,000
Total Income Deductions $2,975,000
Total State Aid Appropriation, Higher Educational Services $33,245,000
(From Property Tax Relief Fund ..... $33,245,000)

State Aid:
48 Debt Service for Chapter 12, P.L.1971, c.12 (N.J.S.18A:64A-22.1) (PTRF) ..... ($10,451,000)
48 Alternate Benefit Program - Employer Contributions (PTRF) ..... (1,748,000)
48 Alternate Benefit Program – Non-contributory Insurance (PTRF) ..... (546,000)
48 Teachers' Pension and Annuity Fund - Non-contributory Insurance (PTRF) ..... (1,000)

48 Teachers' Pension and Annuity Fund - Post Retirement Medical (PTRF) ..... (312,000)
48 Post Retirement Medical Other Than TPAF (PTRF) ..... (6,359,000)
48 Employer Contributions - FICA for County College Members of TPAF (PTRF) ..... (9,000)
48 Operational Costs ..... (2,975,000)
48 Operational Costs (PTRF) ..... (13,790,000)
48 Debt Service on Pension Obligation Bonds (PTRF) ..... (29,000)
Less:
Income Deductions 2,975,000

52 Economic Regulation
DIRECT STATE SERVICES

54-2008 Utility Regulation $1,436,000
55-2004 Regulation of Cable Television 474,000
88-2058 Energy Assistance Programs 467,000
97-2016 Regulatory Support Services 973,000
99-2003 Administration and Support Services 3,320,000
Total Direct State Services Appropriation, Economic Regulation $6,670,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($5,731,000)
Materials and Supplies ..... (94,000)
Services Other Than Personal ..... (656,000)
Maintenance and Fixed Charges ..... (169,000)
Additions, Improvements and Equipment ..... (20,000)

70 Government Direction, Management, and Control
72 Governmental Review and Oversight
DIRECT STATE SERVICES

03-2015 Employee Relations and Collective Negotiations $230,000
07-2040 Office of Management and Budget 3,164,000
Total Direct State Services Appropriation, Governmental Review and Oversight $3,394,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($2,949,000)
Materials and Supplies ..... (32,000)
Services Other Than Personal ..... (411,000)
Maintenance and Fixed Charges ..... (2,000)

2066 Office of the State Comptroller
DIRECT STATE SERVICES

08-2066 Office of the State Comptroller $2,019,000
Total Direct State Services Appropriation, Office of the State Comptroller $2,019,000

Direct State Services:
Personal Services:
Salaries and Wages .....($1,610,000)
Materials and Supplies.....(9,000)
Services Other Than Personal.....(376,000)
Maintenance and Fixed Charges.....(11,000)
Additions, Improvements and Equipment .....(13,000)

73 Financial Administration
DIRECT STATE SERVICES

15-2080 Taxation Services and Administration $27,947,000
17-2105 Administration of State Revenues and Enterprise Services..... 10,173,000
19-2120 Management of State Investments..... 456,000
25-2095 Administration of Casino Gambling 1,900,000
(From Casino Control Fund.....$1,900,000)
Total Direct State Services Appropriation, Financial Administration..... $40,476,000
(From General Fund.....$38,576,000)
(From Casino Control Fund.....1,900,000)

Direct State Services:
Personal Services:
Chairman and Commissioners (CCF) .....($98,000)
Salaries and Wages .....(31,122,000)
Salaries and Wages (CCF) .....(756,000)
Employee Benefits (CCF).....(482,000)
(From General Fund.....31,122,000)
(From Casino Control Fund.....1,336,000)
Materials and Supplies.....(558,000)
Materials and Supplies (CCF) .....(21,000)
Services Other Than Personal.....(5,970,000)
Services Other Than Personal (CCF).....(150,000)
Maintenance and Fixed Charges.....(198,000)
Maintenance and Fixed Charges (CCF).....(333,000)
Special Purpose:
17 Wage Reporting/Temporary Disability Insurance .....(200,000)
25 Administration of Casino Gambling (CCF).....(5,000)
Additions, Improvements and Equipment .....(528,000)

Additions, Improvements and Equipment (CCF) ..... (55,000)

74 General Government Services
DIRECT STATE SERVICES

02-2069 Garden State Preservation Trust $70,000
09-2050 Purchasing and Inventory Management 2,081,000
10-2062 Public Broadcasting Services 526,000
26-2067 Property Management and Construction - Property Management Services 4,873,000
37-2051 Risk Management 915,000
Total Direct State Services Appropriation, General Government Services $8,465,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($4,969,000)
Materials and Supplies ..... (228,000)
Services Other Than Personal ..... (1,023,000)
Maintenance and Fixed Charges ..... (2,003,000)
Special Purpose:
02 Garden State Preservation Trust ..... (70,000)
09 Chief Diversity Officer ..... (150,000)
Additions, Improvements and Equipment ..... (22,000)

2026 Office of Administrative Law
DIRECT STATE SERVICES

45-2026 Adjudication of Administrative Appeals $1,111,000
Total Direct State Services Appropriation, Office of Administrative Law $1,111,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,099,000)
Materials and Supplies ..... (3,000)
Services Other Than Personal ..... (1,000)
Maintenance and Fixed Charges ..... (8,000)

2034 Office of Information Technology
DIRECT STATE SERVICES

40-2034 Office of Information Technology $38,063,000
65-2034 Emergency Telecommunication Services 4,456,000
Subtotal Direct State Services Appropriation, Office of Information Technology $42,519,000

Less:

OIT - Other Resources $13,500,000
Total Income Deductions $13,500,000
Total Direct State Services Appropriation,
Office of Information Technology $29,019,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($7,122,000)
Materials and Supplies ..... (52,000)
Services Other Than Personal ..... (17,381,000)
Maintenance and Fixed Charges ..... (8,000)
Special Purpose:
40 Office of Information Technology ..... (13,500,000)
65 Statewide 9-1-1 Emergency
Telecommunication System ..... (3,456,000)
65 Office of Emergency Telecommunication
Services ..... (1,000,000)

Less:
Income Deductions 13,500,000

75 State Subsidies and Financial Aid

STATE AID

29-2078 Locally Provided Assistance $5,768,000
(From General Fund ..... 2,218,000)
(From Property Tax Relief Fund ..... 3,550,000)
35-2078 Police and Firemen's Retirement System 13,155,000
(From Property Tax Relief Fund ..... 13,155,000)
42-2085 Energy Tax Receipts Property Tax Relief Aid 364,055,000
(From Property Tax Relief Fund ..... 364,055,000)
Total State Aid Appropriation, State Subsidies and
Financial Aid $382,978,000
(From General Fund ..... $2,218,000)
(From Property Tax Relief Fund ..... 380,760,000)

State Aid:

29 Highlands Protection Fund - Watershed
Moratorium Offset Aid ..... ($2,218,000)
29 Public Library Project Fund (PTRF) ..... (3,550,000)
35 Debt Service on Pension Obligation Bonds (PTRF) ..... (2,856,000)
35 Police and Firemen's Retirement System -
Post Retirement Medical (PTRF) ..... (10,299,000)
42 Energy Tax Receipts Property Tax Relief Aid
(PTRF) ..... (364,055,000)

76 Management and Administration
DIRECT STATE SERVICES

99-2000 Administration and Support Services $2,714,000
Total Direct State Services Appropriation, Management and Administration $2,714,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($2,269,000)
Materials and Supplies ..... (20,000)
Services Other Than Personal ..... (338,000)
Maintenance and Fixed Charges ..... (5,000)
Special Purpose:
99 Federal Liaison Office, Washington, D.C. ..... (4,000)
99 Ombudsman for Individuals with Intellectual or Developmental Disabilities and their Families ..... (74,000)
Additions, Improvements and Equipment ..... (4,000)

GRANTS-IN-AID

Administration and Support Services $500,000
Total Grants-in-Aid Appropriation, Management and Administration $500,000

Grants-in-Aid:

National Center for Civic Innovation Inc. ..... ($500,000)

80 Special Government Services
82 Protection of Citizens' Rights
DIRECT STATE SERVICES

06-2024 Appellate Services to Indigents $2,074,000
57-2021 Trial Services to Indigents 17,435,000
58-2022 Mental Health Advocacy 1,707,000
66-2021 Office of Law Guardian 6,075,000
67-2021 Office of Parental Representation 4,360,000
99-2025 Administration and Support Services 736,000
Total Direct State Services Appropriation, Protection of Citizens' Rights $32,387,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($25,996,000)
Materials and Supplies ..... (306,000)
Services Other Than Personal ..... (5,301,000)
Maintenance and Fixed Charges ..... (513,000)

Additions, Improvements and Equipment .....(271,000)

2048 State Legal Services Office
GRANTS-IN-AID

89-2048 Civil Legal Services for the Poor $3,717,000
Total Grants-in-Aid Appropriation, State Legal Services Office..... $3,717,000

Grants-in-Aid:
89 Legal Services of New Jersey - Legal Assistance in Civil Matters.....($3,717,000)

2096 Corrections Ombudsperson
DIRECT STATE SERVICES

51-2096 Corrections Ombudsperson $221,000
Total Direct State Services Appropriation, Corrections Ombudsperson..... $221,000

Direct State Services:
Personal Services:
Salaries and Wages .....($212,000)
Materials and Supplies.....(1,000)
Services Other Than Personal.....(6,000)
Maintenance and Fixed Charges.....(2,000)

2097 Office of the State Long-Term Care Ombudsman
DIRECT STATE SERVICES

81-2097 State Long-Term Care Ombudsman..... $485,000
Total Direct State Services Appropriation, Division of Office of the State Long-Term Care Ombudsman $485,000

Direct State Services:
Personal Services:
Salaries and Wages .....($405,000)
Materials and Supplies.....(8,000)
Services Other Than Personal.....(59,000)
Maintenance and Fixed Charges.....(13,000)

2098 Division of Rate Counsel
DIRECT STATE SERVICES

53-2098 Rate Counsel $1,742,000
Total Direct State Services Appropriation, Division of Rate Counsel $1,742,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($748,000)
Materials and Supplies ..... (12,000)
Services Other Than Personal ..... (856,000)
Maintenance and Fixed Charges ..... (125,000)
Additions, Improvements and Equipment ..... (1,000)

Department of the Treasury, Total State Appropriation $609,948,000

Summary of Department of the Treasury Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $128,703,000
Grants-in-Aid 65,022,000
State Aid 416,223,000
Appropriations by Fund:
General Fund $194,043,000
Property Tax Relief Fund 414,005,000
Casino Control Fund 1,900,000

90 MISCELLANEOUS COMMISSIONS
70 Government Direction, Management, and Control
72 Government Review and Oversight
9148 Council On Local Mandates
DIRECT STATE SERVICES

92-9148 Council On Local Mandates $21,000
Total Direct State Services Appropriation, Council On Local Mandates $21,000

Direct State Services:
Special Purpose:
92 Council On Local Mandates ..... ($21,000)

Miscellaneous Commissions, Total State Appropriation $21,000

Summary of Miscellaneous Commissions Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $21,000
Appropriations by Fund:
General Fund $21,000

94 INTERDEPARTMENTAL ACCOUNTS
70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

01-9400 Property Rentals	$63,420,000
02-9400 Insurance and Other Services	39,183,000
06-9400 Utilities and Other Services	15,398,000
Subtotal Direct State Services Appropriation, General Government Services	$118,001,000
Less:	
Direct Rent Charges and Charges for Operational Efficiencies	**$29,136,000**
Total Deductions	**$29,136,000**
Total Direct State Services Appropriation, General Government Services	$88,865,000

Direct State Services:

Property Rentals:

01	Existing and Anticipated Leases	($46,741,000)
01	Other Debt Service Leases and Tax Payments	(16,679,000)

Less:

Total Deductions		**29,136,000**

Insurance and Other Services:

02	Tort Claims Liability Fund (C.59:12-1)	(4,000,000)
02	Workers' Compensation Self-Insurance Fund	(22,977,000)
02	Property Insurance Premium Payments	(894,000)
02	Casualty Insurance Premium Payments	(118,000)
02	Special Insurance Policy Premium Payment	(163,000)
02	Medical Malpractice Self-Insurance Fund for Rutgers, Rowan, and University Hospital	(10,000,000)
02	Vehicle Claims Liability Fund	(625,000)
02	Self-Insurance Deductible Fund	(375,000)
02	Self-Insurance Fund - Foster Parents	(31,000)

Utilities and Other Services:

06	Utilities and Other Services	(11,875,000)
06	Public Health, Environmental and Agricultural Laboratory	(1,402,000)
06	Household and Security	(2,121,000)

GRANTS-IN-AID

09-9460 Aid to Independent Authorities	$19,790,000
(From General Fund	*$18,584,000)*
(From Property Tax Relief Fund	*1,206,000)*

Total Grants-in-Aid Appropriation, General Government Services $19,790,000
(From General Fund ..... $18,584,000)
(From Property Tax Relief Fund ..... 1,206,000)

Grants-in-Aid:

09 New Jersey Sports and Exposition Authority – Debt Service ..... ($12,241,000)
09 Biomedical Research Bonds, EDA ..... (2,593,000)
09 New Jersey Sports and Exposition Authority – Operations ..... (3,750,000)
09 Municipal Rehabilitation and Economic Recovery, EDA (PTRF) ..... (1,206,000)

CAPITAL CONSTRUCTION

08-9450 Capital Projects – Statewide $1,250,000
Total Capital Construction Appropriation, General Government Services $1,250,000

Capital Projects:

Statewide Capital Projects:

08 State Facilities Energy Efficiency Projects ..... ($1,250,000)

9410 Employee Benefits
DIRECT STATE SERVICES

03-9410 Employee Benefits $446,914,000
Total Direct State Services Appropriation, Employee Benefits $446,914,000

Direct State Services:

Special Purpose:

03 Public Employees' Retirement System – Post Retirement Medical ..... ($85,042,000)
03 Public Employees' Retirement System – Non-contributory Insurance ..... (8,257,000)
03 Police and Firemen's Retirement System – Non-contributory Insurance ..... (1,167,000)
03 Alternate Benefit Program – Employer Contributions ..... (346,000)
03 Alternate Benefit Program - Non-contributory Insurance ..... (47,000)
03 Defined Contribution Retirement Program ..... (414,000)
03 Defined Contribution Retirement Program – Non-contributory Insurance ..... (69,000)
03 State Police Retirement System - Non-contributory Insurance ..... (654,000)

03 Judicial Retirement System –
Non-contributory Insurance .....(196,000)
03 Teachers' Pension and Annuity Fund -
Post Retirement Medical – State .....(561,000)
03 Teachers' Pension and Annuity Fund –
Non-contributory Insurance .....(10,000)
03 Pension Adjustment Program .....(85,000)
03 Veterans Act Pensions .....(8,000)
03 Debt Service on Pension Obligation Bonds.....(21,531,000)
03 Volunteer Emergency Survivor Benefit.....(51,000)
03 State Employees' Health Benefits.....(143,489,000)
03 Other Pension Systems - Post Retirement Medical.(39,498,000)
03 State Employees' Prescription Drug Program .....(42,563,000)
03 State Employees' Dental Program - Shared Cost.....(3,744,000)
03 State Employees' Vision Care Program.....(125,000)
03 Social Security Tax – State .....(95,704,000)
03 Temporary Disability Insurance Liability.....(2,801,000)
03 Unemployment Insurance Liability .....(552,000)

GRANTS-IN-AID

03-9410 Employee Benefits $181,776,000
Total Grants-in-Aid Appropriation, Employee Benefits..... $181,776,000

Grants-in-Aid:

03 Public Employees' Retirement System –
Post Retirement Medical .....($12,632,000)
03 Public Employees' Retirement System –
Non-contributory Insurance .....(1,691,000)
03 Police and Firemen's Retirement System –
Non-contributory Insurance .....(51,000)
03 Alternate Benefit Program - Employer
Contributions.....(14,954,000)
03 Alternate Benefit Program –
Non-contributory Insurance .....(5,832,000)
03 Teachers' Pension and Annuity Fund -
Post Retirement Medical-State.....(1,104,000)
03 Teachers' Pension and Annuity Fund -
Non-contributory Insurance .....(1,000)
03 Debt Service on Pension Obligation Bonds.....(1,242,000)
03 State Employees' Health Benefits.....(100,356,000)
03 Other Pension Systems-Post Retirement Medical...(10,481,000)
03 State Employees' Prescription Drug Program .....(24,326,000)
03 State Employees' Dental Program - Shared Cost.....(2,124,000)
03 Social Security Tax – State .....(4,384,000)
03 Temporary Disability Insurance Liability.....(1,978,000)

03 Unemployment Insurance Liability..... (620,000)

9420 Other Interdepartmental Accounts
DIRECT STATE SERVICES

04-9420 Other Interdepartmental Accounts..... $1,512,000
Total Direct State Services Appropriation, Other Interdepartmental Accounts..... $1,512,000

Direct State Services:

Special Purpose:
04 Contingency Funds ..... ($156,000)
04 Banking Services ..... (1,025,000)
04 Debt Issuance - Special Purpose ..... (275,000)
04 Catastrophic Illness in Children Relief Fund – Employer Contributions ..... (56,000)

9430 Salary Increases and Other Benefits
DIRECT STATE SERVICES

05-9430 Salary Increases and Other Benefits..... $46,975,000
Total Direct State Services Appropriation, Salary Increases and Other Benefits..... $46,975,000

Direct State Services:

Special Purpose:
05 Executive Branch ..... ($42,600,000)
05 Judicial Branch..... (4,375,000)

Interdepartmental Accounts, Total State Appropriation $787,082,000

Summary of Interdepartmental Accounts Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services.....$584,266,000
Grants-in-Aid.....201,566,000
Capital Construction.....1,250,000
Appropriations by Fund:
General Fund.....$785,876,000
Property Tax Relief Fund.....1,206,000

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98 THE JUDICIARY
10 Public Safety and Criminal Justice
15 Judicial Services
DIRECT STATE SERVICES

01-9710 Supreme Court..... $1,725,000

02-9715 Superior Court-Appellate Division 5,594,000
03-9720 Civil Courts 27,827,000
04-9725 Criminal Courts 42,823,000
05-9730 Family Courts 27,554,000
06-9735 Municipal Courts 399,000
07-9740 Probation Services 28,438,000
08-9745 Court Reporting 2,214,000
09-9750 Public Affairs and Education 731,000
10-9755 Information Services 4,433,000
11-9760 Trial Court Services 44,830,000
12-9765 Management and Administration 2,760,000
Total Direct State Services Appropriation, Judicial Services ... $189,328,000

Direct State Services:

Personal Services:
Chief Justice ..... ($56,000)
Associate Justices ..... (320,000)
Judges ..... (22,344,000)
Salaries and Wages ..... (128,689,000)
Materials and Supplies ..... (1,942,000)
Services Other Than Personal ..... (7,626,000)
Maintenance and Fixed Charges ..... (464,000)
Special Purpose:
01 Rules Development ..... (2,000)
04 Drug Court Treatment/Aftercare ..... (6,200,000)
04 Drug Court Operations ..... (5,641,000)
04 Drug Court Judgeships ..... (666,000)
04 Statewide Pretrial Services Program ..... (5,500,000)
05 Family Crisis Intervention ..... (269,000)
05 Child Placement Review Advisory Council ..... (18,000)
05 Kinship Legal Guardianship ..... (948,000)
05 Child Support and Paternity Program Title IV-D (Family Court) ..... (907,000)
07 Intensive Supervision Program ..... (3,624,000)
07 Juvenile Intensive Supervision Program ..... (567,000)
07 Child Support and Paternity Program Title IV-D (Probation) ..... (1,764,000)
11 Child Support and Paternity Program Title IV-D (Trial) ..... (154,000)
12 Affirmative Action and Equal Employment Opportunity ..... (162,000)
Additions, Improvements and Equipment ..... (1,465,000)

The Judiciary, Total State Appropriation $189,328,000

Summary of Judiciary Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $189,328,000
Appropriations by Fund:
General Fund $189,328,000

DEBT SERVICE
82 DEPARTMENT OF THE TREASURY
70 Government Direction, Management, and Control
76 Management and Administration

99-2000 Interest on Bonds $5,325,000
99-2000 Bond Redemption $145,895,000
Total Debt Service Appropriation, Department of the Treasury $151,220,000

Debt Service:
Redemption:
Refunding Bonds (P.L.1985, c.74, as amended by P.L.1992, c.182) ..... ($145,895,000)
Interest:
Refunding Bonds (P.L.1985, c.74, as amended by P.L.1992, c.182) ..... ($5,325,000)

Total Debt Service Appropriation, Department of the Treasury $151,220,000
Total Appropriation, Debt Service $151,220,000

Summary of Debt Service Appropriations
(For Display Purposes Only)

Appropriations by Category:
Debt Service $151,220,000
Appropriations by Fund:
General Fund $151,220,000

Summary of Appropriations – All Departments
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $1,753,023,000
Grants-in-Aid 2,352,989,000
State Aid 2,940,267,000

Capital Construction 434,492,000
Debt Service 151,220,000
Appropriation by Fund:
General Fund $4,624,728,000
Property Tax Relief Fund 2,916,296,000
Casino Revenue Fund 75,740,000
Casino Control Fund 15,227,000
Gubernatorial Elections Fund 0

Total Appropriation, All State Funds
(July 2020 - September 2020) $7,631,991,000

FEDERAL FUNDS
10 DEPARTMENT OF AGRICULTURE
40 Community Development and Environmental Management
49 Agricultural Resources, Planning, and Regulation

01-3310 Animal Disease Control $289,000
02-3320 Plant Pest and Disease Control 1,495,000
05-3350 Food and Nutrition Services 189,951,000
06-3360 Marketing and Development Services 1,065,000
08-3380 Farmland Preservation 6,000
Total Appropriation, Agricultural Resources, Planning, and Regulation $192,806,000

Personal Services:
Salaries and Wages ..... ($1,557,000)
Employee Benefits ..... (771,000)
Materials and Supplies ..... (308,000)
Services Other Than Personal ..... (3,857,000)
Maintenance and Fixed Charges ..... (296,000)
Special Purpose:
National Animal Identification Infrastructure ..... (15,000)
Animal Health Diagnostic Lab CVM VetLrn ..... (10,000)
Cooperative Gypsy Moth Suppression ..... (26,000)
Plant Pest Survey & Detection Program ..... (38,000)
Bio Control - Brown Marmorated Stink Bug/Egg Parasites Survey ..... (7,000)
Bio Control - Mile A Minute ..... (18,000)
Forest Pest Outreach & Survey ..... (18,000)
Farm Bill - Honey Bee Pest & Disease Survey ..... (4,000)
Spotted Lanternfly ..... (7,000)
Asian Longhorned Beetle Monitoring ..... (18,000)
Caps Cyst Nematode and Corn Commodity Surveys ..... (13,000)
Black Swallow-Worts ..... (7,000)

Spotted Lanternfly Survey & Control ..... (992,000)
Growing Japanese Knotweed ..... (14,000)
Child Nutrition Administration ..... (63,000)
Summer Administration ..... (241,000)
Country of Origin Labeling (COOL) ..... (30,000)
Cooperative Inspection Service ..... (2,000)
Agricultural Mediation Grant – USDA ..... (4,000)
State Aid and Grants ..... (184,299,000)
Additions, Improvements and Equipment ..... (191,000)

Total Appropriation, Department of Agriculture $192,806,000

16 DEPARTMENT OF CHILDREN AND FAMILIES

50 Economic Planning, Development, and Security
55 Social Services Programs

01-1610 Child Protection and Permanency $92,649,000
02-1620 Children's System of Care 58,783,000
03-1630 Family and Community Partnerships 9,066,000
04-1600 Education Services 300,000
05-1600 Child Welfare Training Academy Services and Operations 954,000
06-1600 Safety and Security Services 920,000
99-1600 Administration and Support Services 515,000
99-1610 Administration and Support Services 3,791,000
99-1620 Administration and Support Services 375,000
Total Appropriation, Social Services Programs $167,353,000

Personal Services:
Salaries and Wages ..... ($69,681,000)
Materials and Supplies ..... (1,695,000)
Services Other Than Personal ..... (3,656,000)
Maintenance and Fixed Charges ..... (4,095,000)
Special Purpose:
Safety and Security Services - Title IV-E ..... (920,000)
Safety and Permanency in the Courts ..... (125,000)
State Aid and Grants ..... (85,395,000)
Additions, Improvements and Equipment ..... (1,786,000)

Total Appropriation, Department of Children and Families $167,353,000

22 DEPARTMENT OF COMMUNITY AFFAIRS

40 Community Development and Environmental Management
41 Community Development Management

02-8020 Housing Services $83,452,000
06-8015 Uniform Construction Code 8,000

Total Appropriation, Community Development Management ... $83,460,000

Personal Services:
Salaries and Wages ..... ($4,782,000)
Employee Benefits ..... (12,000)
Materials and Supplies ..... (59,000)
Services Other Than Personal ..... (692,000)
Maintenance and Fixed Charges ..... (750,000)
Special Purpose:
Family Self Sufficiency Program Coordinator ..... (5,000)
National Housing Trust Fund ..... (2,005,000)
Mainstream 5 ..... (1,000)
Continuum of Care Program ..... (2,000)
Moderate Rehabilitation Housing Assistance ..... (12,000)
Section 8 Housing Voucher Program ..... (234,000)
Small Cities Block Grant Program ..... (4,000)
Emergency Solutions Grants Program ..... (2,000)
National Affordable Housing – HOME Investment Partnerships ..... (9,000)
Lead-Based Paint Hazard Control ..... (2,000)
Lead Abatement Certification ..... (1,000)
State Aid and Grants ..... (74,888,000)

50 Economic Planning, Development, and Security
55 Social Services Programs

05-8050 Community Resources $41,877,000
Total Appropriation, Social Services Programs $41,877,000

Personal Services:
Salaries and Wages ..... ($491,000)
Employee Benefits ..... (222,000)
Materials and Supplies ..... (16,000)
Services Other Than Personal ..... (375,000)
Maintenance and Fixed Charges ..... (8,000)
Special Purpose:
Weatherization Assistance Program ..... (10,000)
Low Income Home Energy Assistance Program ..... (21,000)
Community Services Block Grant ..... (11,000)
State Aid and Grants ..... (40,720,000)
Additions, Improvements and Equipment ..... (3,000)

Total Appropriation, Department of Community Affairs $125,337,000

26 DEPARTMENT OF CORRECTIONS

10 Public Safety and Criminal Justice

16 Detention and Rehabilitation

13-7025 Institutional Program Support	$3,643,000
Total Appropriation, Detention and Rehabilitation	$3,643,000
Personal Services:	
Salaries and Wages	($31,000)
Special Purpose:	
Prison Rape Elimination Grant	(26,000)
SSA Incentive Payments	(13,000)
National Institute of Justice Operations Research	(38,000)
State Criminal Alien Assistance Program	(1,075,000)
Special Investigations Division - Intelligence Technology	(63,000)
Father/Child Visitation Program	(40,000)
Promising Reentry	(188,000)
Health, Safety and Wellness	(750,000)
Defense Tactical Training	(188,000)
Anti-Heroin Task Force	(750,000)
Inmate Vocational Certifications	(88,000)
Technology Enhancements	(125,000)
Special Operations Tactical Equipment	(50,000)
Diversity Training	(25,000)
Offender Reentry	(150,000)
Innovative Reentry Iniatives	(31,000)
Body Worn Cameras	(12,000)

17 Parole

03-7010 Parole	$275,000
Total Appropriation, Parole	$275,000
State Aid and Grants	($150,000)
State Aid and Grants	(125,000)

19 Central Planning, Direction and Management

99-7000 Administration and Support Services	$289,000
Total Appropriation, Central Planning, Direction and Management	$289,000
Personal Services:	
Salaries and Wages	($178,000)
Employee Benefits	(88,000)
Materials and Supplies	(8,000)
Services Other Than Personal	(4,000)
Additions, Improvements and Equipment	(11,000)

Total Appropriation, Department of Corrections $4,207,000

34 DEPARTMENT OF EDUCATION

30 Educational, Cultural, and Intellectual Development

31 Direct Educational Services and Assistance

07-5065 Special Education $370,257,000

Total Appropriation, Direct Educational Services and Assistance $370,257,000

Personal Services:

Salaries and Wages ..... ($2,501,000)

Employee Benefits ..... (1,342,000)

Services Other Than Personal ..... (2,616,000)

Special Purpose:

State Personnel Development Grant ..... (240,000)

Individuals with Disabilities Education Act Basic State Grant ..... (75,000)

Individuals with Disabilities Education Act Preschool Grants ..... (69,000)

IDEA Part B – Discretionary Administration ..... (188,000)

State Aid and Grants ..... (363,226,000)

32 Operation and Support of Educational Institutions

12-5011 Marie H. Katzenbach School for the Deaf $105,000

Total Appropriation, Operation and Support of Educational Institutions $105,000

Personal Services:

Salaries and Wages ..... ($51,000)

Employee Benefits ..... (27,000)

Services Other Than Personal ..... (22,000)

Special Purpose:

Vocational Education Program ..... (5,000)

33 Supplemental Education and Training Programs

20-5062 Career Readiness and Technical Education $23,341,000

Total Appropriation, Supplemental Education and Training Programs $23,341,000

Personal Services:

Salaries and Wages ..... ($379,000)

Employee Benefits ..... (205,000)

Materials and Supplies ..... (6,000)

Services Other Than Personal ..... (29,000)

Special Purpose:

Vocational Education - Basic Grants - Administration ..... (19,000)

Vocational Education - Title II B
Leadership Activities ..... (75,000)
State Aid and Grants ..... (22,628,000)

34 Educational Support Services

05-5064 Bilingual Education $18,368,000
06-5064 Programs for Disadvantaged Youth 369,999,000
30-5063 Standards, Assessments and Curriculum 71,243,000
32-5061 Professional Learning Recruitment and Preparation 50,000
35-5069 Early Childhood Education 69,000
40-5064 Student and Specialized Services 6,837,000
Total Appropriation, Educational Support Services $466,566,000
Personal Services:
Salaries and Wages ..... ($996,000)
Employee Benefits ..... (537,000)
Materials and Supplies ..... (9,000)
Services Other Than Personal ..... (1,651,000)
Special Purpose:
Language Acquisition Discretionary Administration ..... (11,000)
Migrant Education - Administration/Discretionary ..... (21,000)
Migrant Coordination Program ..... (19,000)
MSix State Data Quality Grants ..... (25,000)
Bilingual and Compensatory Education – Homeless Children and Youth ..... (3,000)
Title I School Improvement Accountability Set Aside Administration ..... (50,000)
Student Support & Academic Enrichment State Grants ..... (250,000)
State Assessments ..... (20,000)
Supporting Effective Instruction State Grants ..... (213,000)
National Assessment of Educational Progress State Coordinator ..... (4,000)
Troops-to-Teachers Program ..... (25,000)
Head Start Collaboration ..... (23,000)
21st Century Schools ..... (128,000)
AIDS Prevention Education ..... (30,000)
State Aid and Grants ..... (462,551,000)

35 Education Administration and Management

99-5095 Administration and Support Services $1,373,000
Total Appropriation, Education Administration and Management $1,373,000
Personal Services:

Salaries and Wages ..... ($567,000)
Employee Benefits ..... (306,000)
Special Purpose:
Improving America's Schools Act –
Consolidated Administration ..... (500,000)

Total Appropriation, Department of Education $861,642,000

42 DEPARTMENT OF ENVIRONMENTAL PROTECTION

40 Community Development and Environmental Management
42 Natural Resource Management

11-4870 Forest Resource Management $616,000
12-4875 Parks Management 7,692,000
13-4880 Hunters' and Anglers' License Fund 8,854,000
14-4885 Shellfish and Marine Fisheries Management 2,092,000
20-4880 Wildlife Management 269,000
21-4895 Natural Resources Engineering 1,058,000
Total Appropriation, Natural Resource Management $20,581,000
Personal Services:
Salaries and Wages ..... ($1,145,000)
Employee Benefits ..... (532,000)
Special Purpose:
Rural Community Fire Protection Program ..... (58,000)
Forest Resource Management -
Cooperative Forest Fire Control ..... (245,000)
Wildfire Risk Reduction ..... (66,000)
Emerald Ash Borer ..... (10,000)
UCF Emerald Ash Borer ..... (10,000)
Oak Wilt Survey ..... (10,000)
Landscape Restoration ..... (81,000)
Consolidated Forest Management ..... (104,000)
Land and Water Conservation Fund ..... (1,250,000)
Historic Preservation Survey and Planning ..... (575,000)
Endangered Plant Species Supplemental Funding ..... (2,000)
Forest Legacy ..... (1,046,000)
Forest Legacy Administration ..... (15,000)
National Recreational Trails ..... (459,000)
FEMA Port Security Grant LSP ..... (275,000)
DOT Reconstruct Ferry Slips LSP ..... (1,500,000)
National Coastal Wetlands Conservation ..... (1,750,000)
Recovery Land Acquisition ..... (625,000)
Hunters' and Anglers' License Fund ..... (231,000)
Hunter Safety Training ..... (849,000)

NJ Outdoor Heritage Program ..... (950,000)
Endangered Species ..... (88,000)
Species of Greater Conservation Need (SGCN) Research ... (53,000)
White Nose Syndrome Grants to States ..... (25,000)
Hunters' & Anglers' License Fund/N.J.
Statewide Fisheries Development ..... (1,572,000)
Northeast Wildlife Teamwork Strategy ..... (45,000)
Boat Access (Fish and Wildlife) ..... (250,000)
Connecting Habitat Across New Jersey
(CHANJ) Assessments ..... (100,000)
Wildlife Management Area Conservation Program ..... (500,000)
Atlantic Brant Migration Ecology Study ..... (108,000)
Wildlife and Sport Fish Restoration Outreach ..... (80,000)
Fish & Wildlife Input to Activities -
Projects of Others ..... (41,000)
Fish and Wildlife Action Plan ..... (19,000)
New Jersey's Landscape Project ..... (137,000)
Statewide Habitat Restoration and Enhancement ..... (152,000)
Statewide Habitat Restoration and Enhancement ..... (153,000)
Habitat Restoration Monitoring and Evaluation ..... (86,000)
Wildlife and Sport Fish Restoration Partnership
Exhibit Development ..... (150,000)
Bobcat Hair Snare Study ..... (105,000)
NJ Fish, Wildlife and Anadromous Fishery Coordination ... (62,000)
Research In Freshwater Fisheries Management ..... (93,000)
Fish Culture and Stocking Project ..... (376,000)
Aquatic Recreational Resource Awareness &
Education Project ..... (159,000)
Wildlife Research and Management ..... (1,211,000)
WMA Planning Tool Development ..... (64,000)
Fish and Wildlife Health ..... (79,000)
Species of Greater Conservation Need -
Mammal Research and Management ..... (66,000)
Marine Fisheries Investigation and Management ..... (1,136,000)
Atlantic Coastal Fisheries ..... (39,000)
Inventory of New Jersey Surf Clam Resources ..... (39,000)
Clean Vessels ..... (242,000)
Marine Fisheries Law Enforcement ..... (239,000)
New Jersey Atlantic and Shortnose Sturgeon ..... (88,000)
Endangered and Nongame Species
Program State Wildlife Grants ..... (235,000)
Community Assistance Program ..... (106,000)
Cooperative Technical Partnership ..... (750,000)

National Dam Safety Program (FEMA).....(20,000)
High Hazard Dams Grants/Loans .....(125,000)

43 Science and Technical Programs

05-4840 Water Supply..... $7,050,000
07-4850 Water Monitoring and Resource Management..... 1,175,000
15-4801 Land Use Regulation and Management..... 917,000
15-4890 Land Use Regulation and Management..... 250,000
18-4810 Science and Research..... 276,000
22-4861 New Jersey Geological Survey..... 212,000
90-4801 Environmental Policy and Planning..... 1,529,000
Total Appropriation, Science and Technical Programs..... $11,409,000
Personal Services:
Salaries and Wages .....($828,000)
Employee Benefits.....(385,000)
Services Other Than Personal.....(99,000)
Special Purpose:
Drinking Water State Revolving Fund.....(243,000)
Drinking Water State Revolving Fund.....(6,500,000)
Water Pollution Control Program .....(497,000)
Water Pollution S106 Enhancements.....(100,000)
Development Compensatory Mitigation Technical Manual and NJ Floristic Quality .....(47,000)
NJ - FRAMES - Monmouth County .....(125,000)
Coastal Zone Management Implementation .....(468,000)
Coastal Zone Management Grant - Section 309 .....(204,000)
Coastal Zone Management – Special Merit .....(125,000)
Coastal Zone Management Grant - Section 310 .....(113,000)
Development of Coastal Ecological Restoration.....(63,000)
Multimedia.....(128,000)
New Jersey Statewide Water Use Data.....(31,000)
National Geologic Mapping Program .....(136,000)
Geological and Geophysical Data Preservation USGS.....(2,000)
Water Pollution Control.....(13,000)
Water Monitoring and Planning.....(170,000)
Nonpoint Source Implementation (319H).....(958,000)
Beach Monitoring and Notification .....(174,000)

44 Site Remediation and Waste Management

19-4815 Publicly-Funded Site Remediation and Response..... $1,257,000
23-4815 Solid and Hazardous Waste Management..... 101,000
23-4910 Solid and Hazardous Waste Management..... 275,000
27-4815 Remediation Management..... 3,002,000

Total Appropriation, Site Remediation and Waste Management.. $4,635,000
Personal Services:
Salaries and Wages ..... ($728,000)
Employee Benefits ..... (336,000)
Special Purpose:
Superfund Core Grant-CPCA..... (7,000)
Superfund Grants ..... (1,250,000)
Hazardous Waste – Resource Conservation Recovery Act (207,000)
Preliminary Assessments/Site Inspections ..... (138,000)
Brownfields..... (141,000)
Remedial Planning Support Agency Assistance ..... (168,000)
Underground Storage Tanks..... (1,660,000)

45 Environmental Regulation

01-4820 Radiation Protection $126,000
02-4892 Air Pollution Control..... 2,489,000
09-4860 Public Wastewater Facilities 17,000,000
16-4891 Water Monitoring and Planning 32,000
Total Appropriation, Environmental Regulation..... $19,647,000
Personal Services:
Salaries and Wages ..... ($633,000)
Employee Benefits ..... (293,000)
Special Purpose:
Radon Program ..... (79,000)
Air Pollution Maintenance Program..... (1,295,000)
BioWatch Monitoring ..... (36,000)
Particulate Monitoring Grant ..... (167,000)
Clean Diesel Retrofit..... (125,000)
Clean Water State Revolving Fund..... (17,000,000)
Underground Injection Control ..... (19,000)

47 Compliance and Enforcement

02-4855 Air Pollution Control..... $626,000
04-4835 Pesticide Control 127,000
08-4855 Water Pollution Control 312,000
15-4855 Land Use Regulation and Management..... 150,000
23-4855 Solid and Hazardous Waste Management 813,000
Total Appropriation, Compliance and Enforcement $2,028,000
Personal Services:
Salaries and Wages ..... ($789,000)
Employee Benefits ..... (364,000)
Special Purpose:
Air Pollution Maintenance Program..... (328,000)

Pesticide Control Consolidated .....(45,000)
Underground Storage Tank Program
Standard Compliance Inspections .....(185,000)
Coastal Zone Management Implementation .....(42,000)
Hazardous Waste - Resource
Conservation Recovery Act.....(275,000)

Total Appropriation, Department of Environmental Protection . $58,300,000

46 DEPARTMENT OF HEALTH
20 Physical and Mental Health
21 Health Services

01-4215 Vital Statistics $376,000
02-4220 Family Health Services 76,575,000
03-4230 Public Health Protection Services 49,129,000
05-4285 Community Health Services..... 7,695,000
08-4280 Laboratory Services..... 2,714,000
12-4245 AIDS Services..... 19,387,000
Total Appropriation, Health Services $155,876,000
Personal Services:
Salaries and Wages .....($9,018,000)
Employee Benefits .....(4,602,000)
Materials and Supplies.....(717,000)
Services Other Than Personal.....(11,648,000)
Maintenance and Fixed Charges.....(255,000)
Special Purpose:
Vital Statistics Component.....(44,000)
Maternal and Child Health Block Grant .....(399,000)
Heart Disease and Stroke Prevention.....(113,000)
Maternal, Infant and Early Childhood
Home Visiting Program.....(20,000)
Supplemental Food Program - Women,
Infants, and Children (WIC).....(104,000)
Supplemental Food Program – WIC.....(184,000)
Early Intervention for Infants and Toddlers
with Disabilities.....(48,000)
N.J. Project: Providing a MED Home
in a Neighborhood of Services .....(22,000)
SSDI.....(16,000)
Women, Infants, and Children (WIC)
Farmers' Market Nutrition Program.....(550,000)
WIC Farmer's Market Food Program .....(60,000)
Abstinence Education - Family Health Services (FHS).....(2,000)

Early Hearing Detection and Intervention (EHDI) Tracking, Research ..... (6,000)
Senior Farmers' Market Nutrition Program ..... (50,000)
Universal Newborn Hearing Screening ..... (2,000)
USDA Incentive Program ..... (78,000)
National Cancer Prevention and Control ..... (14,000)
Rape Prevention and Education Program ..... (245,000)
Maternal and Child Health (MCH) Early Childhood Comprehensive System ..... (35,000)
Prevention and Management of Diabetes, Heart Disease and Stroke ..... (1,424,000)
Surveillance, Epidemiology and End Results (SEER) ..... (224,000)
Preventative Health & Health Services Block Grant ..... (247,000)
Venereal Disease Project ..... (73,000)
Child Nutrition Program – Inspection Services ..... (24,000)
Food Inspection ..... (77,000)
Keep Infection out of Immunization ..... (75,000)
Tuberculosis Control Program ..... (17,000)
BioSense 2.0 ..... (1,000)
Building and Strengthening ..... (11,000)
Epidemiology and Laboratory Capacity – Affordable Care Act ..... (12,000)
Toxic Substances Control Act ..... (42,000)
Census of Fatal Occupational Injuries BLS ..... (23,000)
Environmental Health Education ..... (57,000)
Health Program for Indochinese Refugees ..... (25,000)
Demonstration Program to Conduct Health Assessments ..... (84,000)
Conformance with the Manufactured Food Regulatory Program Standard ..... (310,000)
Adult Blood Lead Surveillance ..... (3,000)
Developing Health Language 7 Standard Messaging Interface in NJ ..... (57,000)
Immunization Project ..... (1,058,000)
Adult Viral Hepatitis Prevention ..... (18,000)
New Jersey Plan for Private Well Programs ..... (43,000)
National Program of Cancer Registries ..... (34,000)
Public Employees Occupational Safety and Health – State Plan ..... (72,000)
Viral Hepatitis Surveillance ..... (19,000)
Surveillance of Hazardous Substance Emergency Events ..... (31,000)
Bioterrorism Hospital Emergency Preparedness ..... (45,000)
Emergency Preparedness for Bioterrorism ..... (318,000)
Pandemic Influenza Healthcare Preparedness ..... (484,000)

National Violent Death Reporting System.....(4,000)
Lead Training and Certification Enforcement Program.....(22,000)
Fundamental & Expanded Occupational Health.....(130,000)
Electronic Patient Care.....(88,000)
Ebola Hospital Preparedness and Response.....(11,000)
Public Health Crisis - Opioids.....(1,131,000)
Oral Health Grant.....(58,000)
Preventative Health & Health Services Block Grant .....(21,000)
State Office of Rural Health.....(16,000)
Coordinated Integrated Initiative .....(452,000)
Prevention & Public Health Fund – Coordinated
Integrated Initiative .....(267,000)
National Cancer Prevention and Control .....(444,000)
Chronic Disease Prevention and Health Promotion .....(4,000)
West Nile Virus – Laboratory.....(51,000)
Epidemiology and Laboratory Capacity -
Affordable Care Act .....(250,000)
Lab Biomonitoring Program – Impact of Biohazards
on New Jersey .....(170,000)
Clinical Laboratory Improvement Amendments Program....(18,000)
Public Health Laboratory Biomonitoring Planning.....(253,000)
Emergency Preparedness for Bioterrorism –
Laboratories.....(1,039,000)
Food Emergency Response Network - E. Coli in
Ground Beef.....(41,000)
HIV/AIDS Surveillance Grant.....(805,000)
Expanded and Integrated HIV Testing.....(23,000)
HIV/AIDS Prevention and Education Grant.....(65,000)
Housing Opportunities for Persons with AIDS.....(7,000)
Comprehensive AIDS Resources Grant.....(69,000)
Morbidity and Risk Behavior Surveillance.....(48,000)
HIV/AIDS Events without Care in New Jersey .....(34,000)
Enhanced HIV/AIDS Surveillance - Perinatal.....(37,000)
Minority AIDS Initiatives .....(102,000)
State Aid and Grants.....(116,340,000)
Additions, Improvements and Equipment .....(736,000)

22 Health Planning and Evaluation

06-4260 Health Care Facility Regulation and Oversight..... $4,149,000
07-4270 Health Care Systems Analysis 1,425,000
Total Appropriation, Health Planning and Evaluation..... $5,574,000
Personal Services:
Salaries and Wages .....($2,028,000)

Employee Benefits ..... (629,000)
Materials and Supplies ..... (13,000)
Services Other Than Personal ..... (366,000)
Maintenance and Fixed Charges ..... (171,000)
Special Purpose:
Long Term Care – Medicaid ..... (241,000)
Implement Patient Safety Act ..... (50,000)
Nurse Aide Certification Program ..... (250,000)
Medicare/Medicaid Inspections of Nursing Facilities ..... (434,000)
HCSA Medicaid ..... (250,000)
State Aid and Grants ..... (1,000,000)
Additions, Improvements and Equipment ..... (142,000)

23 Mental Health and Addiction Services

15-4291 Patient Care and Health Services $4,047,000
15-4292 Patient Care and Health Services 2,605,000
15-4294 Patient Care and Health Services 3,541,000
99-4291 Administration and Support Services 844,000
99-4292 Administration and Support Services 709,000
99-4294 Administration and Support Services 1,509,000
Total Appropriation, Mental Health and Addiction Services $13,255,000
Personal Services:
Salaries and Wages ..... ($7,348,000)
Materials and Supplies ..... (838,000)
Services Other Than Personal ..... (4,333,000)
Maintenance and Fixed Charges ..... (505,000)
Special Purpose:
Federal DSH Revenues ..... (38,000)
Additions, Improvements and Equipment ..... (193,000)

25 Health Administration

99-4210 Administration and Support Services $3,028,000
Total Appropriation, Health Administration $3,028,000
Personal Services:
Salaries and Wages ..... ($699,000)
Employee Benefits ..... (322,000)
Materials and Supplies ..... (24,000)
Services Other Than Personal ..... (30,000)
Special Purpose:
Immunization Program ..... (1,579,000)
Emergency Preparedness for Bioterrorism ..... (11,000)
New Jersey's Reducing Health Disparities Initiative ..... (40,000)
State Aid and Grants ..... (323,000)

Total Appropriation, Department of Health $177,733,000

54 DEPARTMENT OF HUMAN SERVICES
20 Physical and Mental Health
23 Mental Health and Addiction Services

08-7700 Community Services $44,850,000
09-7700 Addiction Services 29,197,000
Total Appropriation, Special Health Services $74,047,000
Personal Services:
Salaries and Wages ..... ($1,149,000)
Employee Benefits ..... (572,000)
Materials and Supplies ..... (8,000)
Services Other Than Personal ..... (5,344,000)
Special Purpose:
Mental Health Preparedness
Activities Bioterrorism ..... (3,000)
Projects for Assistance in Transition
From Homelessness (PATH) ..... (1,000)
State Aid and Grants ..... (66,970,000)

24 Special Health Services

21-7540 Health Services Administration and Management $59,212,000
22-7540 General Medical Services 1,815,407,000
Total Appropriation, Special Health Services $1,874,619,000
Personal Services:
Salaries and Wages ..... ($6,999,000)
Materials and Supplies ..... (38,000)
Services Other Than Personal ..... (4,380,000)
Maintenance and Fixed Charges ..... (483,000)
Special Purpose:
Payment to Fiscal Agents ..... (35,171,000)
Professional Standards Review
Organization - Utilization Review ..... (750,000)
Drug Utilization Review Board -
Administrative Costs ..... (6,000)
NJ KidCare – Administration ..... (2,221,000)
NJ KidCare B-C-D – Administration ..... (2,555,000)
State Aid and Grants ..... (1,821,822,000)
Additions, Improvements and Equipment ..... (194,000)

26 Division of Aging Services

20-7530 Medical Services for the Aged $8,668,000
55-7530 Programs for the Aged 12,553,000

57-7530 Office of the Public Guardian 803,000
Total Appropriation, Division of Aging Services $22,024,000
Personal Services:
Salaries and Wages ..... ($2,646,000)
Employee Benefits ..... (1,091,000)
Materials and Supplies ..... (233,000)
Services Other Than Personal ..... (839,000)
Maintenance and Fixed Charges ..... (550,000)
Special Purpose:
Administration of US Department of Health and Human Services ..... (1,395,000)
ADM DHS Federal Program – SBUM ..... (617,000)
Managed Long Term Services and Supports ..... (72,000)
Preventative Health and Health Services Grant ..... (12,000)
Counseling on Health Insurance for Medicare Enrollees ..... (10,000)
Older Americans Act - Title III C1 ..... (25,000)
Elder Abuse - Older Americans Act Title III ..... (41,000)
Ombudsman - Older Americans Act Title III ..... (13,000)
National Family Caregiver Program ..... (48,000)
State Aid and Grants ..... (14,342,000)
Additions, Improvements and Equipment ..... (90,000)

27 Disability Services

27-7545 Disability Services $523,000
Total Appropriation, Disability Services $523,000
Personal Services:
Salaries and Wages ..... ($209,000)
Materials and Supplies ..... (39,000)
Services Other Than Personal ..... (55,000)
State Aid and Grants ..... (220,000)

30 Educational, Cultural, and Intellectual Development
32 Operation and Support of Educational Institutions

01-7601 Purchased Residential Care $140,077,000
02-7601 Social Supervision and Consultation 19,967,000
03-7601 Adult Activities 32,187,000
05-7610 Residential Care and Habilitation Services 6,807,000
05-7620 Residential Care and Habilitation Services 14,516,000
05-7640 Residential Care and Habilitation Services 19,413,000
05-7650 Residential Care and Habilitation Services 21,572,000
05-7670 Residential Care and Habilitation Services 24,584,000
08-7601 Community Services 8,275,000
99-7601 Administration and Support Services 9,978,000

99-7610 Administration and Support Services 1,498,000
99-7620 Administration and Support Services 3,018,000
99-7640 Administration and Support Services 4,299,000
99-7650 Administration and Support Services 4,583,000
99-7670 Administration and Support Services 5,277,000
Total Appropriation, Operation and Support of Educational Institutions $316,051,000
Personal Services:
Salaries and Wages .....($120,221,000)
Materials and Supplies.....(9,000)
Services Other Than Personal.....(3,489,000)
Maintenance and Fixed Charges.....(1,000)
State Aid and Grants.....(192,231,000)
Additions, Improvements and Equipment .....(100,000)

33 Supplemental Education and Training Programs

11-7560 Services for the Blind and Visually Impaired $3,045,000
99-7560 Administration and Support Services 496,000
Total Appropriation, Supplemental Education and Training Programs $3,541,000
Personal Services:
Salaries and Wages .....($1,918,000)
Materials and Supplies.....(53,000)
Services Other Than Personal.....(102,000)
Maintenance and Fixed Charges.....(41,000)
State Aid and Grants.....(1,383,000)
Additions, Improvements and Equipment .....(44,000)

50 Economic Planning, Development, and Security
53 Economic Assistance and Security

15-7550 Income Maintenance Management..... $235,809,000
Total Appropriation, Economic Assistance and Security $235,809,000
Personal Services:
Salaries and Wages .....($4,091,000)
Services Other Than Personal.....(6,237,000)
Special Purpose:
Work First New Jersey Technology Investment - Food Stamps.....(3,400,000)
EBT - Operational Food Stamp Match For CWA's.....(775,000)
Work First New Jersey – Benefits Transfer – Operational ...(50,000)
Work First New Jersey – Technology Investments.....(1,300,000)
Work First New Jersey – Technology Investment – TANF/CCDF .....(450,000)

EBT Operational - Child Care Discretionary ..... (26,000)
EBT Operational - Child Care M&M..... (150,000)
EBT Operational - Child Care TANF ..... (80,000)
Work First New Jersey – Technology Investments – Title XIX ..... (3,500,000)
Work First New Jersey - Technology Investment – Title IV-D ..... (5,875,000)
State Aid and Grants..... (209,875,000)

70 Government Direction, Management, and Control
76 Management and Administration

99-7500 Administration and Support Services $7,006,000
Total Appropriation, Management and Administration $7,006,000
Personal Services:
Salaries and Wages ..... ($2,420,000)
Services Other Than Personal..... (193,000)
Special Purpose:
Child Support Enforcement Program ..... (750,000)
Title XIX Medical Assistance ..... (2,440,000)
Vocational Rehabilitation Act - Section 120..... (145,000)
Supplemental Nutrition Assistance Program ..... (625,000)
Temporary Assistance for Needy Families Block Grant ..... (433,000)

Total Appropriation, Department of Human Services $2,533,620,000

62 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
50 Economic Planning, Development, and Security
51 Economic Planning and Development

18-4570 Research and Information..... $2,432,000
Total Appropriation, Economic Planning and Development $2,432,000
Personal Services:
Salaries and Wages ..... ($1,547,000)
Employee Benefits ..... (471,000)
Materials and Supplies..... (28,000)
Services Other Than Personal..... (112,000)
Maintenance and Fixed Charges..... (64,000)
Special Purpose:
Reports and Analysis – Unemployment Insurance ..... (63,000)
ES 202 Covered Employment & Wages ..... (13,000)
Current Employment Statistics..... (8,000)
Local Area Unemployment Statistics..... (3,000)
Occupational Employment Statistics..... (10,000)

ES - Labor Market Information.....(36,000)
Redesigned Occupational Safety and Health (ROSH) .....(1,000)
One Stop Labor Market Information.....(66,000)
Additions, Improvements and Equipment .....(10,000)

53 Economic Assistance and Security

01-4510 Unemployment Insurance..... $39,424,000
02-4515 Disability Determination 18,639,000
Total Appropriation, Economic Assistance and Security $58,063,000
Personal Services:
Salaries and Wages .....($23,745,000)
Employee Benefits .....(10,968,000)
Materials and Supplies.....(925,000)
Services Other Than Personal.....(9,625,000)
Maintenance and Fixed Charges.....(2,575,000)
Special Purpose:
Unemployment Insurance .....(3,750,000)
Reed Act Improvements.....(500,000)
Reemployment Eligibility Assessments -
State Administration.....(625,000)
Employment Security Revenue.....(425,000)
Disability Determination Services .....(500,000)
Old Age and Survivor Insurance
Disability Determination Services .....(250,000)
State Aid and Grants.....(3,700,000)
Additions, Improvements and Equipment .....(475,000)

54 Manpower and Employment Services

07-4535 Vocational Rehabilitation Services $15,345,000
09-4545 Employment Services..... 16,596,000
10-4545 Employment and Training Services 70,814,000
12-4550 Workplace Standards..... 1,414,000
Total Appropriation, Manpower and Employment Services..... $104,169,000
Personal Services:
Salaries and Wages .....($22,831,000)
Employee Benefits .....(10,520,000)
Materials and Supplies.....(344,000)
Services Other Than Personal.....(3,096,000)
Maintenance and Fixed Charges.....(2,097,000)
Special Purpose:
Vocational Rehabilitation Act of 1973 .....(150,000)
Employment Service .....(126,000)
Disabled Veterans' Outreach Program.....(149,000)

Local Veterans' Employment Representatives ..... (8,000)
Trade Adjustment Assistance Project..... (6,000)
Employment Services Grants – Alien Labor Certification... (16,000)
Work Opportunity Tax Credit ..... (25,000)
Employment Services Cost Reimbursable Grants –
Migrant Housing..... (1,000)
Agricultural Wage Surveys ..... (6,000)
Workforce Investment Act..... (73,000)
Employment Services Rapid Response Team ..... (38,000)
Project Reemployment Opportunity System (PROS) ..... (25,000)
National Council on Aging – Senior Community Services
Employment ..... (6,000)
Workforce Investment Act - Adult and Continuing
Education..... (41,000)
Adult Basic Ed Leadership..... (540,000)
Adult Basic Ed Civics Administration ..... (10,000)
Adult Basic Education Civics Leadership..... (214,000)
Occupational Safety Health Act - On-Site Consultation ... (115,000)
Mine Safety Educational Program ..... (16,000)
Public Employees Occupational Safety and Health Act ..... (25,000)
State Aid and Grants..... (63,550,000)
Additions, Improvements and Equipment ..... (141,000)

Total Appropriation, Department of Labor and Workforce
Development $164,664,000

66 DEPARTMENT OF LAW AND PUBLIC SAFETY

10 Public Safety and Criminal Justice

12 Law Enforcement

06-1200 State Police Operations..... $17,623,000
09-1020 Criminal Justice..... 16,729,000
Total Appropriation, Law Enforcement..... $34,352,000
Personal Services:
Salaries and Wages ..... ($589,000)
Employee Benefits ..... (272,000)
Special Purpose:
Fatality Analysis Reporting System (FARS) ..... (88,000)
Paul Coverdell National Forensic Science Improvement... (138,000)
Domestic Marijuana Eradication Suppression Program..... (19,000)
Flood Mitigation Assistance..... (2,250,000)
Recreational Boating Safety..... (950,000)
Internet Crimes Against Children..... (113,000)
Hazardous Materials Transportation ..... (138,000)

Pre-Disaster Mitigation – Competitive .....(1,250,000)
NIEHS Worker Health Safety Training .....(38,000)
Emergency Management Performance Grant –
Non Terrorism .....(2,250,000)
Port Security - New York/New Jersey (North) .....(375,000)
Port Security - Delaware Bay (South).....(375,000)
High Priority Commercial Motor Vehicles Grant.....(125,000)
Forensic Casework DNA Backlog Reduction.....(450,000)
Intellectual Property.....(113,000)
Presidential Residence Protection Assistance .....(125,000)
Community Oriented Policing (COPS) Anti-Heroin
Task Force Program .....(750,000)
Community Oriented Policing (COPS) Anti-Gang
Initiative .....(250,000)
Urban Search and Rescue .....(1,875,000)
USAR/FEMA Administration.....(1,250,000)
Body Cameras.....(375,000)
Anti-Methamphetamine .....(125,000)
Internet Crimes Against Children - Wounded Vet Hire.....(38,000)
National Crime Statistics Exchange.....(688,000)
Sex Offender Registration and Notification Act
(SORNA).....(100,000)
Community Oriented Policing (COPS) Hiring Program..(1,750,000)
MCSAP & New Entrant (Combined).....(1,500,000)
Forensic DNA Laboratory Efficiency Improvement
and Capacity Enhancement .....(125,000)
Medicaid Fraud Unit .....(114,000)
Victim Assistance Grants.....(12,845,000)
Enhancement of Data Analysis Center.....(13,000)
Justice Assistance Grant (JAG).....(1,000,000)
Sex Offender Registration & Notification Act (SORNA)
Reallocation.....(56,000)
Victims of Crime Act – Training Discretionary.....(250,000)
Training for Juvenile Prosecution .....(56,000)
Residential Treatment for Substance Abuse .....(123,000)
Byrne Criminal Justice Innovation Program .....(250,000)
Coverdell Competitive .....(63,000)
Justice Info Sharing Solution Implementation Project.....(125,000)
State Aid and Grants.....(973,000)

13 Special Law Enforcement Activities

03-1160 Office of Highway Traffic Safety..... $10,664,000
Total Appropriation, Special Law Enforcement Activities $10,664,000

Special Purpose:
Federal Highway Safety ..... ($150,000)
Highway Safety - Traffic Records ..... (113,000)
Emergency Services ..... (44,000)
Non-Motorized Safety ..... (375,000)
Federal Highway Traffic Safety Administration ..... (375,000)
FHWA Program Management ..... (50,000)
Motorcycle Training Program ..... (19,000)
Training Grant - Section 402 ..... (50,000)
Pedestrian Safety Grant ..... (438,000)
Selective Enforcement Management ..... (750,000)
Community Traffic Safety ..... (875,000)
Occupant Protection ..... (1,000,000)
State Traffic Safety Information System Improvement .. (1,625,000)
Impaired Driving Countermeasure ..... (2,250,000)
Distracted Driving Incentive ..... (1,250,000)
Motorcycle Safety Grant ..... (150,000)
Graduated Driver Licensing Incentive ..... (125,000)
Highway Safety - Alcohol Education and Public Awareness Coordinator ..... (500,000)
Highway Safety - Safety Restraints Program Management ..... (375,000)
Paid Advertising ..... (150,000)

18 Juvenile Services

99-1500 Administration and Support Services $253,000
Total Appropriation, Juvenile Services $253,000
Special Purpose:
Juvenile Justice Delinquency Prevention ..... ($253,000)

19 Central Planning, Direction and Management

13-1005 Homeland Security Preparedness $9,857,000
99-1000 Administration and Support Services 1,788,000
Total Appropriation, Central Planning, Direction and Management $11,645,000
Special Purpose:
Homeland Security Grant Program ..... ($1,998,000)
Urban Area Security Initiative (UASI) ..... (5,688,000)
UASI Nonprofit Security Grant Program (NSGP) ..... (2,171,000)
Encouraging Innovation ..... (125,000)
Community Policing Development ..... (125,000)
Opioids ..... (625,000)
Centger for Disease Control Grant ..... (263,000)

Preventing Wrongful Convictions.....(63,000)
National Criminal History Program -
Office of the Attorney General.....(125,000)
Opioid State Plan and Opioid Response Team (ORT).....(213,000)
Opioid Interagency Drug Awareness Dashboard (IDAD) ..(249,000)

80 Special Government Services
82 Protection of Citizens' Rights

14-1310 Consumer Affairs $688,000
16-1350 Protection of Civil Rights..... 156,000
19-1440 Victims of Crime Compensation Office..... 811,000
Total Appropriation, Protection of Citizens' Rights $1,655,000
Special Purpose:
Prescription Drug Monitoring Program .....($688,000)
Equal Employment Opportunity Commission .....(75,000)
Housing and Urban Development.....(81,000)
Victims of Crime Act - Building State Technology.....(86,000)
State Aid and Grants.....(725,000)

Total Appropriation, Department of Law and Public Safety $58,569,000

67 DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS
10 Public Safety and Criminal Justice
14 Military Services

40-3620 New Jersey National Guard Support Services..... $16,629,000
99-3600 Administration and Support Services..... 6,050,000
Total Appropriation, Military Services..... $22,679,000
Personal Services:
Salaries and Wages .....($2,599,000)
Employee Benefits .....(489,000)
Materials and Supplies.....(6,443,000)
Services Other Than Personal.....(1,236,000)
Maintenance and Fixed Charges.....(48,000)
Special Purpose:
Dining Facility Operations.....(63,000)
Lakehurst Readiness Center.....(3,750,000)
Natural and Cultural Resources Management.....(5,000)
Federal Distance Learning Program.....(61,000)
Army Facilities Service Contracts .....(109,000)
McGuire Air Force Base – Service Contract .....(20,000)
Army National Guard Electronic Security System .....(88,000)
Training Site Facilities Maintenance Agreements .....(6,000)
McGuire Air Force Base Environmental .....(4,000)

Atlantic City Air Base Operations and Maintenance ..... (5,000)
Atlantic City Air Base Environmental ..... (2,000)
Warren Grove Sustainment Restoration & Modernization .... (1,000)
Atlantic City Air Base Sustainment, Restoration and Modernization..... (48,000)
Armory Renovations and Improvements ..... (1,432,000)
New Jersey National Guard ChalleNGe Youth Program ... (220,000)
NJNG Photovoltaic Sea Girt Program..... (250,000)
Sea Girt Regional Training Institute – Construction..... (2,500,000)
Sea Girt Energy Grid Upgrade ..... (3,300,000)

80 Special Government Services
83 Services to Veterans

20-3630 Domiciliary and Treatment Services $1,000,000
20-3640 Domiciliary and Treatment Services 1,050,000
20-3650 Domiciliary and Treatment Services 625,000
50-3610 Veterans' Outreach and Assistance 151,000
70-3610 Burial Services 1,250,000
Total Appropriation, Services to Veterans $4,076,000
Personal Services:
Salaries and Wages ..... ($553,000)
Employee Benefits ..... (30,000)
Materials and Supplies..... (1,250,000)
Special Purpose:
Medicare Part A Receipts for Resident Care and Operational Costs ..... (2,214,000)
Veterans' Education Monitoring..... (29,000)

Total Appropriation, Department of Military and Veterans' Affairs $26,755,000

74 DEPARTMENT OF STATE
30 Educational, Cultural, and Intellectual Development
36 Higher Educational Services

45-2405 Student Assistance Programs..... $64,000
80-2400 Statewide Planning and Coordination for Higher Education..... 1,251,000
Total Appropriation, Higher Educational Services $1,315,000
Personal Services:
Salaries and Wages ..... ($73,000)
Special Purpose:
National Health Service Corps – Student Loan Repayment Program ..... (64,000)
State Aid and Grants..... (1,178,000)

37 Cultural and Intellectual Development Services

05-2530 Support of the Arts $225,000
Total Appropriation, Cultural and Intellectual Development Services $225,000
Personal Services:
Salaries and Wages ..... ($29,000)
Employee Benefits ..... (63,000)
State Aid and Grants ..... (133,000)

70 Government Direction, Management, and Control
74 General Government Services

01-2505 Office of the Secretary of State $300,000
02-2510 Business Action Center 225,000
25-2525 Election Management and Coordination 4,150,000
Total Appropriation, General Government Services $4,675,000
Special Purpose:
Foster Grandparent Program ..... ($300,000)
State Trade and Export Promotion Pilot Grant Program ..... (225,000)
HAVA Election Security Federal Grant ..... (4,150,000)

Total Appropriation, Department of State $6,215,000

78 DEPARTMENT OF TRANSPORTATION
10 Public Safety and Criminal Justice
11 Vehicular Safety

01-6400 Motor Vehicle Services $489,000
Total Appropriation, Vehicular Safety $489,000
Special Purpose:
Commercial Bus Inspection Unit ..... ($214,000)
Commercial Drivers' License Program ..... (275,000)

60 Transportation Programs
61 State and Local Highway Facilities

00-6300 Federal Highway Administration $173,696,000
Total Appropriation, State and Local Highway Facilities $173,696,000

Federal Highway Administration

Description	**County**	**Amount**
ADA Central, Contract 2	Monmouth, Somerset, Middlesex,	

	Mercer	($1,300,000)
ADA Central, Contract 3	Somerset, Middlesex, Hunterdon, Warren	(3,840,000)
Route 15 SB, Bridge over Rockaway River	Morris	(950,000)
Route 33, Cleveland Avenue to Paxson Avenue	Mercer	(7,000,000)
Route 35, Heards Brook and Woodbridge Creek, Culvert Replacement	Middlesex	(1,500,000)
Route 46, Canfield Avenue	Morris	(700,000)
Route 70, Dakota Trail to Riverview Drive (CR 48)	Burlington, Ocean, Monmouth	(33,700,000)
ADA North, Contract 2	Sussex, Morris	(3,050,000)
ADA North, Contract 4	Morris, Essex	(4,300,000)
F.R.E.C. Access Road, Bridge over Toms River	Ocean	(3,500,000)
Oak Tree Road Bridge, CR 604	Middlesex	(1,000,000)
Oak Tree Road Bridge, CR 604	Middlesex	(1,800,000)
Route 4, Grand Avenue Bridge	Bergen	(1,500,000)
Route 4, Hackensack River Bridge	Bergen	(6,000,000)
Route 4, Jones Road Bridge	Bergen	(600,000)
Route 4, River Drive to Turnbridge Road	Bergen	(9,900,000)
Route 23, Bridge over Pequannock River/Hamburg Turnpike	Morris, Passaic	(1,500,000)
Route 23, Route 80 and Route 46 Interchange	Passaic, Essex	(3,400,000)
Route 26, Cox Road to Nassau Street	Middlesex	(2,780,000)
Route 30, Atco Avenue to Route 206	Camden, Atlantic	(11,570,000)
Route 30, Atco Avenue to Route 206	Camden, Atlantic	(2,500,000)
Route 31, Route 78/22 to Graystock Road	Hunterdon	(1,800,000)
Route 33 Business, Bridge over Conrail Freehold Secondary Branch	Monmouth	(2,500,000)
Route 33, Bridge over Millstone River	Monmouth	(200,000)
Route 35, Bridge over North Branch of Wreck Pond	Monmouth	(226,000)
Route 35, Route 9 to Colonia Boulevard	Middlesex, Union	(400,000)
Route 35, Route 9 to Colonia Boulevard	Middlesex, Union	(3,700,000)
Route 40, CR 555 Intersection, Operational & Safety Improvements	Gloucester	(3,000,000)
Route 40, Elmer Lake to Elmwood Avenue	Gloucester, Salem	(3,540,000)
Route 40, Elmer Lake to Elmwood Avenue	Gloucester, Salem	(4,890,000)
Route 40, Hamilton Common Drive to West End Avenue (CR 629)	Atlantic	(13,340,000)
Route 42, Bridges over Blackwood Railroad Trail	Camden	(21,900,000)
Route 45, Bridge over Woodbury Creek	Gloucester	(500,000)
Route 46, Pequannock Street to CR 513 (West Main Street)	Morris	(1,200,000)

Route 46, Route 80 to Walnut Road	Warren	(1,900,000)
Route 47, Bridge over Dennis Creek	Cape May	(300,000)
Route 66, Jumping Brook Road to Bowne Road/ Wayside Road	Monmouth	(4,620,000)
Route 71, Bridge over NJ Transit (NJCL)	Monmouth	(2,000,000)
Route 88, Bridge over Beaver Dam Creek	Ocean	(240,000)
Route 94, Pleasant Valley Drive to Maple Grange Road	Sussex	(3,000,000)
Route 166, Bridges over Branch of Toms River	Ocean	(350,000)
Route 439, Route 28 (Westfield Avenue) to Route 27 (Newark Avenue)	Union	(1,600,000)
Washington Turnpike, Bridge over West Branch of Wading River	Burlington	(100,000)

60 Transportation Program
64 Regulation and General Management

05-6070 Multimodal Services $1,820,000
Total Appropriation, Regulation and General Management $1,820,000
Special Purpose:
Motor Carrier Safety Assistance Program .....($375,000)
Development and Implementation Grant – Federal Transit Administration.....(382,000)
Airport Fund.....(500,000)
Boating Infrastructure Program (New Jersey Maritime Program).....(400,000)
High Priority Innovative Technology Deployment (ITD) Grant.....(163,000)

Total Appropriation, Department of Transportation $176,005,000

82 DEPARTMENT OF THE TREASURY
50 Economic Planning, Development, and Security
52 Economic Regulation

54-2019 Utility Regulation..... $238,000
56-2014 Energy Resource Management..... 430,000
Total Appropriation, Economic Regulation..... $668,000
Services Other Than Personal.....($430,000)
Special Purpose:
Pipeline Safety .....(200,000)
Damage Prevention Grant Program .....(25,000)
One Call Grant Program .....(13,000)

70 Government Direction, Management, and Control
72 Governmental Review and Oversight

08-2066 Office of the State Comptroller $1,513,000
Total Appropriation, Governmental Review and Oversight $1,513,000
Personal Services:
Salaries and Wages ..... ($1,465,000)
Special Purpose:
Medicaid ..... (48,000)

80 Special Government Services
82 Protection of Citizens' Rights

58-2022 Mental Health Advocacy $56,000
81-2097 State Long-Term Care Ombudsman 286,000
Total Appropriation, Protection of Citizens' Rights $342,000
Personal Services:
Salaries and Wages ..... ($157,000)
Employee Benefits ..... (70,000)
Special Purpose:
Medicaid Reimbursement ..... (56,000)
Money Follows the Person Program - Elder Advocacy ..... (59,000)

Total Appropriation, Department of the Treasury $2,523,000

98 THE JUDICIARY
10 Public Safety and Criminal Justice
15 Judicial Services

05-9730 Family Courts $10,195,000
07-9740 Probation Services 19,301,000
11-9760 Trial Court Services 1,018,000
Total Appropriation, Judicial Services $30,514,000
Personal Services:
Salaries and Wages ..... ($1,018,000)
Services Other Than Personal ..... (75,000)
Special Purpose:
NJ Court Improvement Training ..... (75,000)
Child Support and Paternity Program Title IV-D (Family Court) ..... (9,864,000)
NJ State Court Improvement Grant ..... (100,000)
State Access and Visitation Program ..... (81,000)
Child Support and Paternity Program Title IV-D (Probation) ..... (19,301,000)
Total Appropriation, The Judiciary $30,514,000

Total Appropriation, Federal Funds $4,586,243,000

5. The language provisions in section 1 of P.L.2019, c.150, the annual appropriations act for Fiscal Year 2020, are amended to read as follows:

10 DEPARTMENT OF AGRICULTURE
40 Community Development and Environmental Management
49 Agricultural Resources, Planning, and Regulation
GRANTS-IN-AID

Notwithstanding the provisions of any law or regulation to the contrary, from the Department of Environmental Protection's Water Resources Monitoring and Planning - Constitutional Dedication special purpose account $540,000 shall be transferred on or before September 1, 2019 and $540,000 shall be transferred on or before September 1, 2020; provided, however, that such amounts are appropriated to support nonpoint source pollution control programs in the Department of Agriculture. Further additional amounts may be transferred pursuant to a Memorandum of Understanding between the Department of Environmental Protection and the Department of Agriculture from the Department of Environmental Protection's Water Resources Monitoring and Planning - Constitutional Dedication special purpose account to support nonpoint source pollution control programs in the Department of Agriculture, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance of this program at the end of the preceding fiscal year is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

In addition to the amounts appropriated in P.L.2019, c.150 for the School Breakfast Program, such additional amounts as may be required to support the cost of any public school student eligible for a reduced price breakfast under a School Breakfast Program established pursuant to P.L.2003, c.4 (C.18A:33-9 et seq.), or eligible for a reduced price lunch pursuant to P.L.1974, c.53 (C.18A:33-4 et seq.) in accordance with P.L.2019, c.445 are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

16 DEPARTMENT OF CHILDREN AND FAMILIES
50 Economic Planning, Development, and Security
55 Social Services Programs
GRANTS-IN-AID

Of the amount hereinabove appropriated for Women's Services, $1,438,000 is payable out of the Marriage and Civil Union License Fee Fund. If receipts to that fund are less than anticipated, the appropriation shall be reduced by the amount of the shortfall.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Women's Services, an amount not to exceed $3,188,000 is appropriated to the Displaced Homemaker program from the Workforce Development Partnership Fund established pursuant to section 9

of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

22 DEPARTMENT OF COMMUNITY AFFAIRS
70 Government Direction, Management, and Control
75 State Subsidies and Financial Aid
STATE AID

The amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed on the following schedule: on or before August 1, 45% of the total amount due; September 1, 30% of the total amount due; October 1, 15% of the total amount due; November 1, 5% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 5% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 5% of the total amount due; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Local Government Services, in consultation with the Commissioner of Community Affairs and the State Treasurer, may direct the Director of the Division of Budget and Accounting to provide such payments on an accelerated schedule if necessary to ensure fiscal stability for a municipality. In addition to the amount appropriated in P.L.2019, c.150 for Consolidated Municipal Property Tax Relief Aid, there is hereby appropriated $298,573,000, which shall be distributed to municipalities on or before August 1, 2020.

26 DEPARTMENT OF CORRECTIONS
10 Public Safety and Criminal Justice
16 Detention and Rehabilitation
7025 System-Wide Program Support
ALL OTHER FUNDS

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Institutional Program Support, an amount not to exceed $663,000 is appropriated from the Workforce Development Partnership Fund for the Pre-Release Employment Navigation and Re-Entry Services Program for the purpose of funding employment-related services and assistance to individuals in State custody, upon the recommendation of the Commissioner of Corrections and subject to the approval of the Director of the Division of Budget and Accounting.

34 DEPARTMENT OF EDUCATION
Department wide language

From the amounts hereinabove appropriated for support of public education, such amounts as are required to satisfy delayed June 2020 school aid payments are appropriated and the State Treasurer is hereby authorized to make such payment in July 2020, as adjusted for any amounts due and owing to the State as of June 30, 2020.

Notwithstanding the provisions of any law or regulation to the contrary, for the period beginning July 1, 2020 and ending September 30, 2020: in addition to the amounts appropriated pursuant to P.L.2019, c.150, for the following line-items: Nonpublic Handicapped Aid, Nonpublic Auxiliary Services Aid, Nonpublic Handicapped Transportation Aid, and Nonpublic Nursing Services Aid, additional amounts appropriated shall be paid with the same per pupil allocations as set forth in P.L.2019, c.150, with payments adjusted by the revised count of students, as determined by the Commissioner of the Department of Education. Additionally, the amounts hereinabove appropriated for Debt Service Aid and School Building Aid shall provide payments equal to 85% of the approved October 9, 2019 applications and shall support school bond and lease purchase agreement payments for interest and principal payable for the 2020-2021 school year; and the amount hereinabove appropriated for Charter School Aid shall be as set forth in the revised July 2020 State Aid notice and paid on the payment schedule issued by the Commissioner of the Department of Education.

Notwithstanding the provisions of any law or regulation to the contrary, for the period beginning July 1, 2020 and ending September 30, 2020: in addition to the amounts appropriated pursuant to P.L.2019, c.150, the amounts hereinabove appropriated for Equalization Aid, Educational Adequacy Aid, Special Education Categorical Aid, Security Aid, Transportation Aid, Adjustment Aid and Vocational Expansion Stabilization Aid shall include funding based on the calculation pursuant to P.L.2018, c.67 for the 2020-2021 school year, except that no adjustments shall be made to State aid payable on September 8, 2020 based on adjustments to the 2019-2020 allocations using actual per pupil amounts. For the 2020-2021 school year, the amount hereinabove appropriated for Preschool Education Aid shall be as outlined in the revised July 2020 State aid notices. The total of these formula aid payments shall be reduced by the EDA Assessment, as reflected on the revised July 2020 State aid notice to districts, with the net amount paid to districts on September 8, 2020, pursuant to a schedule of payments issued by the Commissioner of the Department of Education. If a school district demonstrates the need to borrow funds through a written application to the Department of Education subject to the approval of the Commissioner of Education, the board of education of the school district may borrow on or before October 8, 2020 but not earlier than September 22, 2020, a sum not exceeding the amount of the delayed September 22, 2020 payment, and shall comply with the provisions of N.J.S.A. 18A:22-44.2 with respect to any borrowing for the delayed September 22, 2020 payment. For the 2020-2021 school year, School Choice Aid shall be as outlined in the district's revised July 2020 State aid notice, issued by the Commissioner of the Department of Education, with payment beginning on October 8, 2020. If a school district demonstrates the need to borrow funds through a written application to the Department of Education subject to the approval of the Commissioner of Education, the board of education of the school district may borrow on or before October 8, 2020 but not earlier than September 8, 2020, a sum not exceeding the amount of the delayed September 2020 pay-

ments, and shall comply with the provisions of N.J.S.A. 18A:22-44.2 with respect to any borrowing for the delayed September 2020 payments.

Notwithstanding the provisions of N.J.S.A.18A:22-8.1 or any other law or regulation to the contrary, of the amounts hereinabove appropriated for: Equalization Aid, Educational Adequacy Aid, Special Education Categorical Aid, Security Aid, Transportation Aid, Adjustment Aid and Vocational Expansion Stabilization Aid, are subject to the following conditions: for the 2020-2021 school year, school districts may transfer funding between line item and program categories prior to April 1, 2021 without approval of the Commissioner of Education.

42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
42 Natural Resource Management
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Green Acres/Blue Acres/Open Space Administration account may be provided as recommended by the Commissioner of the Department of Environmental Protection, in part, from five percent of any supplemental appropriations for the Preserve New Jersey Green Acres Fund or the Preserve New Jersey Blue Acres Fund, and the balance shall be transferred from the Garden State Green Acres Preservation Trust Fund, the Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007, and the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009, and any Green Trust Fund established pursuant to a Green Acres bond act to the General Fund, together with an amount not to exceed $503,750, and is appropriated to the Department of Environmental Protection for Green Acres/Blue Acres/Open Space Administration, subject to the approval of the Director of the Division of Budget and Accounting. Further, there are appropriated from the Garden State Green Acres Preservation Trust Fund such amounts as may be required for the Department's administrative costs related to programs for buyout of flood-prone properties funded by the federal "Disaster Relief Appropriations Act, 2013," provided that reimbursements to the Department of such costs from federal funding agencies shall be reimbursed to the Garden State Green Acres Preservation Trust Fund.

Of the amount hereinabove appropriated for the Hunters' and Anglers' License Fund, the first $13,868,000 is appropriated from that fund and any amount remaining therein and the unexpended balance at the end of the preceding fiscal year of the receipts in the Hunters' and Anglers' License Fund, together with any receipts in excess of the amount anticipated, are appropriated for the same purpose. If receipts to that fund are less than anticipated, the appropriation from the fund shall be reduced proportionately.

An amount not to exceed $5,552,500 is appropriated from the capital construction appropriation for Shore Protection Fund Projects for costs attributable to plan-

ning, operation, and administration of the shore protection program, subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed $1,448,000 is appropriated from the capital construction appropriation for HR-6 Flood Control for costs attributable to the operation and administration of the State Flood Control Program, subject to the approval of the Director of the Division of Budget and Accounting.

On or before September 1, 2020, the Department of Environmental Protection shall issue a solicitation to engage the private for-profit and non-profit sector in reducing maintenance and capital investment backlog and environmental remediation at state parks in order to facilitate enhanced cultural, recreational and local economic opportunities for New Jersey residents through appropriate means including leaseholds.

43 Science and Technical Programs

DIRECT STATE SERVICES

The amount hereinabove appropriated for the Safe Drinking Water Fund account is appropriated from receipts received pursuant to the "Safe Drinking Water Act," P.L.1977, c.224 (C.58:12A-1 et seq.), together with an amount not to exceed $745,000, for administration of the Safe Drinking Water program, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amounts hereinabove appropriated for the Administrative Costs Water Supply Bond Act of 1981 - Management and Watershed and Aquifer accounts are appropriated from the "Water Supply Bond Act of 1981," P.L.1981, c.261, together with an amount not to exceed $48,750, for costs attributable to administration of water supply programs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, funds appropriated in the Water Resources Monitoring and Planning - Constitutional Dedication special purpose account shall be made available to support nonpoint source pollution and watershed management programs, consistent with the constitutional dedication, within the Department of Environmental Protection, including amounts of $3,290,000 for New Jersey Geological Survey, $1,084,000 for Watershed Management, $1,000,000 for Forest Resource Management, and an amount not to exceed $1,580,000 for the Department of Agriculture to support nonpoint source pollution control programs, at a level of $1,080,000, and the Conservation Assistance Program, at an amount not to exceed $500,000, 50% of which shall be made available on or before September 1, 2019 and 50% of which shall be made available on or before September 1, 2020, subject to the approval of the Director of the Division of Budget and Accounting.

44 Site Remediation and Waste Management
DIRECT STATE SERVICES

In addition to site specific charges, the amounts hereinabove for the Remediation Management program classification, excluding the Hazardous Discharge Site Cleanup Fund - Responsible Party and the Underground Storage Tanks accounts, are appropriated from the New Jersey Spill Compensation Fund, in accordance with the provisions of P.L.1976, c.141 (C.58:10-23.11 et seq.), together with an amount not to exceed $12,618,750 for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for the Hazardous Discharge Site Cleanup Fund - Responsible Party account is appropriated from responsible party cost recoveries and Licensed Site Remediation Professionals fees deposited into the Hazardous Discharge Site Cleanup Fund, together with an amount not to exceed $16,985,000 for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

45 Environmental Regulation
DIRECT STATE SERVICES

The amount hereinabove appropriated for the Nuclear Emergency Response account is payable from receipts received pursuant to the assessments of electrical utility companies under P.L.1981, c.302 (C.26:2D-37 et seq.). Receipts in excess of the amount anticipated, not to exceed $1,723,000, are appropriated. The unexpended balance at the end of the preceding fiscal year in the Nuclear Emergency Response account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Pollution Prevention account is payable from receipts received pursuant to the "Pollution Prevention Act," P.L.1991, c.235 (C.13:1D-35 et seq.), together with an amount not to exceed $297,500, for administration of the Pollution Prevention program, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of the "Worker and Community Right to Know Act," P.L.1983, c.315 (C.34:5A-1 et seq.), the amount hereinabove appropriated for the "Worker and Community Right to Know Act" account is payable out of the "Worker and Community Right to Know Fund," and the receipts in excess of the amount anticipated, not to exceed $590,000, are appropriated. If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

The amount hereinabove appropriated for the Oil Spill Prevention account is payable out of the New Jersey Spill Compensation Fund, and the receipts in excess of those anticipated, not to exceed $393,750, from the New Jersey Spill Compensation Fund for the Oil Spill Prevention program are appropriated, in accordance with the provisions of P.L.1990, c.76 (C.58:10-23.11f2 et seq.), P.L.1990, c.78

(C.58:10-23.11d1 et seq.), and section 1 of P.L.1990, c.80 (C.58:10-23.11f1), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of subsection b. of section 1 of P.L.2005, c.202 (C.58:11B-10.2) or any law or regulation to the contrary, in addition to the amount anticipated to the General Fund from the New Jersey Environmental Infrastructure Financing Program Administrative Fee, there is appropriated $3,250,000 to the Department of Environmental Protection for associated administrative and operating expenses, subject to the approval of the Director of the Division of Budget and Accounting.

Department wide language

In the event that revenues are received in excess of the amount of revenues anticipated from Solid Waste Utility Regulation Assessments, Water Allocation, New Jersey Pollutant Discharge Elimination System/Stormwater Permits, Coastal Area Facility Review Act, Freshwater Wetlands Fees, Stream Encroachment, Waterfront Development Fees, Wetlands, Well Permits/Well Drillers/Pump Installers Licenses, Water/Wastewater Operators Licenses, Air Pollution Fees - Minor Sources, and Pesticide Control Fees, if the amounts of such unanticipated revenues exceed $10,280,000, the amounts of such unanticipated revenues in excess of $10,280,000 and any reappropriated balances are appropriated for information technology enhancements in the Department of Environmental Protection, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Tidelands Peak Demands accounts are payable from receipts from the sales, grants, leases, licensing, and rentals of State riparian lands. If receipts are less than anticipated, the appropriation shall be reduced proportionately. In addition, there is appropriated an amount not to exceed $4,297,500 from the same source for other administrative costs, including legal services, subject to the approval of the Director of the Division of Budget and Accounting.

46 DEPARTMENT OF HEALTH
20 Physical and Mental Health
21 Health Services
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $625,000 from the Autism Medical Research and Treatment Fund for the operations of New Jersey's Autism Registry.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $625,000 from the Autism Medical Research and Treatment Fund for the operations of the Governor's Council for Medical Research and Treatment of Autism.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $312,500 from the Autism Medical Research and Treatment Fund for the Autism New Jersey Helpline.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the "Emergency Medical Technician Training Fund" $156,000 for Emergency Medical Services and $225,000 for the First Response EMT Cardiac Training Program.

GRANTS-IN-AID

There is appropriated $712,500 from the Alcohol Education, Rehabilitation and Enforcement Fund to fund the Fetal Alcohol Syndrome Program.

22 Health Planning and Evaluation

GRANTS-IN-AID

Notwithstanding the provisions of section 3 of P.L.2004, c.113 (C.26:2H-18.59i) or any other law or regulation to the contrary, the supplemental appropriation for Health Care Subsidy Fund Payments is subject to the following conditions: Supplemental Charity Care funding shall be calculated in the following manner: (a) source data for the most recent census data shall be from the 2018 5-Year American Community Survey; (b) source data used shall be from calendar year (CY) 2018 for documented charity care claims data and hospital-specific gross revenue for charity care patients and shall include all adjustments and void claims related to CY 2018 and any prior year submitted claims, as submitted by each acute care hospital or determined by the Department of Health (DOH); (c) source data used for CY 2018 documented charity care for each hospital's total gross revenue for all patients shall be from the CY 2018 audited Acute Care Hospital Cost Report as defined by Form E4, Line 1, Column E data and shall be according to the DOH due date of June 30, 2019, as submitted by December 31, 2019 by each acute care hospital and audited by January 3, 2020; (d) source data used for CY 2018 documented charity care shall be from CY 2018 Medicaid Cost Report submitted by each acute care hospital by February 14, 2020; (e) in the event that an eligible hospital failed to submit the CY 2018 Acute Care Hospital Cost Report, source data from their CY 2017 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E; (f) in the event that an eligible hospital failed to submit a full year CY 2018 Acute Care Hospital Cost Report, source data from a supplemental 2018 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E; (g) for each eligible hospital, except those designated 96% by their hospital-specific reimbursed documented charity care, a proportionate decrease shall be applied to its calculated subsidy based on its percentage of total subsidy such that the total calculated subsidy for all hospitals shall equal $269,000,000; (h) for each eligible hospital the calculated subsidy from (g) shall be reduced by 75 percent such that the final total calculated subsidy for all hospitals shall equal $67,250,000 and (i) the resulting value will constitute each eligible hospital's SFY 2020 supplemental charity care subsidy allocation.

Notwithstanding the provisions of any law or regulation to the contrary, and except as otherwise provided and subject to such modifications as may be required by the Centers for Medicare and Medicaid Services in order to achieve any required federal approval and full Federal Financial Participation, $54,500,000 from amounts hereinabove appropriated for Graduate Medical Education (GME) shall be added to the GME Subsidy, and shall be calculated as follows: (a) the subsidy payment shall be split into a Direct Medical Education (DME) portion and an Indirect Medical Education (IME) portion; (b) source data used for the GME calculation shall come from the Medicaid cost report for calendar year (CY) 2018 submitted by each acute care hospital by February 14, 2020 and Medicaid Managed Care encounter payments data for Medicaid and NJ FamilyCare clients as reported by insurers to the State for the following reporting period: services dates between January 1, 2018 and December 31, 2018; payment dates between January 1, 2018 and December 31, 2019; and a run-date of not later than February 15, 2020; (c) in the event that a hospital reported less than 12 months of 2018 Medicaid costs, the number of reported months of data regarding days, costs, or payments shall be annualized. In the event the hospital completed a merger, acquisition, or business combination resulting in two cost reports filed during the calendar year, two cost reports will be combined into one or a supplemental cost report for the calendar year 2018 submitted by the affected acute care hospital by January 31, 2020 shall be used. In the event that a hospital did not report its Medicaid managed care days on the cost report utilized in this calculation, the Department of Health (DOH) shall ascertain Medicaid managed care encounter days for Medicaid and NJ FamilyCare clients as reported by insurers to the State as per source data defined in (b) above; (d) Medicaid managed care DME cost begins with the intern and residency program costs using the 2018 submitted Medicaid cost report total residency costs, reported on Worksheet B Pt I Column 21 Line 21 plus Worksheet B Pt I Column 22 Line 22 divided by the 2018 resident full time equivalent employees (FTE), reported on Worksheet S-3 Pt 1 Column 9 line 14 to develop an average cost per resident FTE for each hospital; (e) median cost per resident FTE is calculated based on the average cost per resident FTE for each hospital; (f) the median cost per resident FTE is multiplied by the 2018 resident FTEs reported on Worksheet S-3 Pt 1 Column 9 Line 14 to develop total median residency program cost for each hospital; (g) median residency costs are multiplied by the ratio of Medicaid managed care days, reported on Worksheet S-3 Column 7 Line 2, divided by the difference of total days, reported on Worksheet S-3 Column 8 Line 14, less nursery days, reported on Worksheet S-3 Column 8 Line 13 to determine the Medicaid managed care DME cost of each hospital; (h) Medicaid managed care IME cost is defined as the Medicare IME factor multiplied by Medicaid managed care encounter payments as per source data defined in (b) above; (i) the IME factor is calculated using the Medicare IME formula as follows: 1.35 * [(1 + x) ^0.405 - 1], in which "x" is the ratio of submitted IME resident FTEs reported on Worksheet S-3 Pt 1 Column 9 Line 14 divided by the difference of total available beds, reported on Worksheet S-3 Column 2 Line 14, less nursery beds, reported on Worksheet S-3 Column 2

Line 13; (j) total 2018 Medicaid managed care GME costs shall equal total 2018 Medicaid managed care IME costs plus total 2018 Medicaid managed care DME costs; (k) the 2018 total Medicaid managed care DME costs is divided by the total 2018 Medicaid managed care GME costs; (l) the DME allocation portion is calculated by multiplying the total subsidy amount by the ratio in (k) above; (m) each hospital's percentage of total 2018 Medicaid managed care DME costs shall be multiplied by the DME allocation to calculate its DME payment; (n) the 2018 total Medicaid managed care IME costs are divided by the total 2018 Medicaid managed care GME costs; (o) the IME allocation portion is calculated by multiplying the total subsidy amount by the ratio in (n) above; (p) each hospital's percentage of total 2018 Medicaid managed care IME costs shall be multiplied by the IME allocation to calculate its IME payment; (q) the sum of a hospital's DME and IME payments shall equal its subsidy payment. The total amount added to the GME Subsidy shall not exceed $54,500,000 and shall be paid in 3 monthly payments; (r) in the event that a hospital believes that there are mathematical errors in the calculations, or data not matching the actual source documents used to calculate the subsidy as defined above, hospitals shall be permitted to file calculation appeals within 15 working days of receipt of the subsidy allocation letter. If upon review it is determined by the DOH that the error has occurred and would constitute at least a five percent change in the hospital's allocation amount, a revised industry-wide allocation shall be issued.

Notwithstanding the provisions of any law or regulation to the contrary, and except as otherwise provided and subject to such modifications as may be required by the Centers for Medicare and Medicaid Services in order to achieve any required federal approval and full Federal Financial Participation, $6,000,000 from the amounts hereinabove appropriated from Graduate Medical Education (GME) shall be added to the Supplemental Graduate Medical Education Subsidy (GME-S), and shall be available to hospitals that meet the following eligibility criteria: (a) an eligible hospital has a Relative Medicaid Percentage (RMP) that is among the top fourteen acute care hospitals with a residency program; (b) the RMP is a ratio calculated using the 2018 Audited Acute Care Hospital (ACH) Cost Reports according to the DOH due date of June 30, 2019, as submitted by December 31, 2019 by each acute care hospital and audited by January 3, 2020; (c) the RMP numerator equals a hospital's gross revenue from patient care for Medicaid and Medicaid HMO payers as reported on Forms E5 and E6, Line 1, Column D & Column H; (d) the RMP denominator equals a hospital's gross revenue from patient care as reported on Form E4, Line 1, Column E; (e) for instances where hospitals that have a single Medicaid identification number submit a separate ACH Cost Report for each individually licensed hospital, the ACH Cost Report data for those hospitals shall be consolidated to the single Medicaid identification number; (f) the GME-S Subsidy shall be calculated using the same methodology as the GME Subsidy is calculated in this act, except the total amount added to the GME-S Subsidy payments shall not exceed $6,000,000.

Department wide language

Notwithstanding the provisions of P.L.2005, c.237 or any other law or regulation to the contrary, $40,000,000 from the surcharge on each general hospital and each specialty heart hospital is appropriated to fund federally qualified health centers. Any unexpended balance at the end of the preceding fiscal year in the Health Care Subsidy Fund received through the hospital and other health care initiatives account during the preceding fiscal year is appropriated for payments to federally qualified health centers.

Notwithstanding the provisions of section 7 of P.L.1992, c.160 (C.26:2H-18.57) or any law or regulation to the contrary, the first $1,500,000 in per adjusted admission charge assessment revenues, attributable to $10 per adjusted admission charge assessments made by the Department of Health, shall be anticipated as revenue in the General Fund available for health-related purposes. Furthermore, the remaining revenue attributable to this fee shall be available to carry out the provisions of section 7 of P.L.1992, c.160 (C.26:2H-18.57), as determined by the Commissioner of Health, and subject to the approval of the Director of the Division of Budget and Accounting.

54 DEPARTMENT OF HUMAN SERVICES

20 Physical and Mental Health

23 Mental Health and Addiction Services

7700 Division of Mental Health and Addiction Services

GRANTS-IN-AID

Notwithstanding the provisions of P.L.1998, c.149 or any law or regulation to the contrary, $500,000 is appropriated from the Body Armor Replacement Fund to the Division of Mental Health and Addiction Services for the purposes of the "Law Enforcement Officer Crisis Intervention Services" Hotline and the reporting and operations of the Cop 2 Cop program.

24 Special Health Services

7540 Division of Medical Assistance and Health Services

DIRECT STATE SERVICES

Notwithstanding P.L.2011, c.114 (C.30:4D-8.1 et seq.), the Medicaid ACO Demonstration Project is hereby renamed the Regional Health Hub Project, and of the amounts hereinabove appropriated for Services Other Than Personal, an amount not to exceed $1,875,000, subject to the approval of the Director of the Division of Budget and Accounting, is allocated for support of New Jersey's Regional Health Hubs to provide intensive management of high utilization Medicaid recipients and other related services with the goal of improving health outcomes and patient satisfaction while lowering costs. The Commissioner of Human Services shall continue the Regional Health Hub Project through June 30, 2020, except that requirements for ongoing certification and reporting shall be waived, and the commissioner is authorized to designate organizations, and their designated areas, to the project to receive funding through this line item, who

were reviewed in the 2018 report titled Update on ACO Operations and Care Management Strategies in the New Jersey Medicaid ACO Demonstration Project from the Rutgers Center for State Health Policy as required by P.L.2011, c.114 (C.30:4D-8.1 et seq.). Payments to an individual Regional Health Hub (Hub) from this line item shall not exceed $937,500 in State and matching federal funds per Hub and shall be made available to reimburse each approved Hub for administrative expenses. The commissioner shall have the discretion to support Regional Health Hub innovation projects that advance Medicaid priorities using other available dollars as appropriate. The commissioner may grant a request from any Hub to expand its designated area.

GRANTS-IN-AID

Of the amount hereinabove appropriated in the General Medical Services program classification, there shall be transferred to various accounts, including Direct State Services and State Aid accounts, such amounts, not to exceed $7,500,000, as are necessary to pay for the administrative costs of the program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the General Medical Services program classification is subject to the following condition: amounts received by the State from a Class II facility with greater than 500 licensed beds pursuant to an intergovernmental transfer agreement are appropriated to serve as the non-federal share of supplemental Medicaid reimbursements, subject to any required federal approval, and subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of chapter 85 of Title 8 of the New Jersey Administrative Code or any other law or regulation to the contrary, and subject to any required federal approval, the amounts hereinabove appropriated within the General Medical Services program classification are subject to the following condition: for the period from July 1, 2020 to September 30, 2020, all Class I (private), Class II (county), and Class III (special care) nursing facilities shall be reimbursed at the rate received on June 30, 2020.

30 Educational, Cultural, and Intellectual Development
32 Operation and Support of Educational Institutions

DIRECT STATE SERVICES

The State appropriation for the State's developmental centers is based on ICF/MR revenues of $339,581,000, provided that if the ICF/MR revenues exceed $339,581,000, an amount equal to the excess ICF/MR revenues may be deducted from the State appropriation for the developmental centers, subject to the approval of the Director of the Division of Budget and Accounting.

7601 Community Programs
GRANTS-IN-AID

Cost recoveries from consumers with developmental disabilities collected during the current fiscal year, not to exceed $13,724,000, are appropriated for the continued operation of the Division of Developmental Disabilities community-based residential programs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, $887,094,000 of federal Community Care Program funds is appropriated for community-based programs in the Division of Developmental Disabilities. The appropriation of federal Community Care Program funds above this amount is conditional upon the approval of a plan submitted by the Department of Human Services that must be approved by the Director of the Division of Budget and Accounting.

62 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
50 Economic Planning, Development, and Security
51 Economic Planning and Development
DIRECT STATE SERVICES

Of the amount hereinabove appropriated for the Administration and Support Services program classification, $672,500 is appropriated from the Unemployment Compensation Auxiliary Fund.

In addition to the amount hereinabove appropriated for the Administration and Support Services program, an amount not to exceed $687,500 is appropriated from the Unemployment Compensation Auxiliary Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Administration and Support Services program, $38,750 is payable out of the State Disability Benefits Fund and, in addition to the amount hereinabove appropriated for the Administration and Support Services program, there are appropriated from the State Disability Benefits Fund such additional amounts as may be required to administer the program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Administration and Support Services, there is appropriated $1,000,000 from the New Jersey Builders Utilization Initiative for Labor Diversity, pursuant to P.L.2009, c.313 (C.52:38-7), for enforcing the provisions of P.L.2009, c.335 (C.52:40-1 et seq.).

53 Economic Assistance and Security
DIRECT STATE SERVICES

An amount not to exceed $187,500 for the cost of notifying unemployment compensation recipients of the availability of New Jersey Earned Income Tax Credit information, pursuant to section 1 of P.L.2005, c.210 (C.43:21-4.2), is appropri-

ated from the Unemployment Compensation Auxiliary Fund, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated, there is appropriated from the Unemployment Compensation Auxiliary Fund, an amount not to exceed $20,000,000 to support the Unemployment Insurance program as well as costs associated with certain State required notifications to Unemployment Insurance claimants and for the support of the workforce development system, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for administrative costs associated with the State Disability Insurance Plan, there is appropriated from the State Disability Benefits Fund an amount not to exceed $12,500,000, such amount to include $1,000,000 for a reengineering study of the business process, subject to the approval of the Director of the Division of Budget and Accounting.

54 Manpower and Employment Services

DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated for the Council on Gender Parity an amount not to exceed $90,000 from the Unemployment Compensation Auxiliary Fund for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated $17,500,000 from the Workforce Development Partnership Fund.

In addition to the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated an additional $6,250,000 from the Workforce Development Partnership Fund for Extended Employment (Center based jobs), Extended Employment Transportation, and Long-Term Follow Along Services which shall be allocated in the same amounts as in Fiscal Year 2019. Further, there is appropriated an additional $6,250,000 from the Workforce Development Partnership Fund, of which $4,500,000 shall be allocated for the Extended Employment client slots, and $1,750,000 shall be allocated for Extended Employment Transportation. Further, there is appropriated an additional $10,000,000 from the Workforce Development Partnership Fund for Extended Employment.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated $11,392,500 from the Supplemental Workforce Fund for Basic Skills.

In addition to the amounts hereinabove appropriated for the Employment and Training Services program classification, an amount not to exceed $62,500 is appropriated from the Unemployment Compensation Auxiliary Fund for costs incurred by the Disadvantaged Youth Employment Opportunities Council, sub-

ject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for New Jersey Youth Corps, $2,312,500 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9) and an amount not to exceed 10% from all funds available to the program shall be made available for administrative costs incurred by the Department of Labor and Workforce Development.

Of the amount hereinabove appropriated for the New Jersey Youth Corps program, $593,750 is appropriated from the Unemployment Compensation Auxiliary Fund.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for New Jersey Youth Corps, there is appropriated an amount not to exceed $2,750,000 from the Supplemental Workforce Fund for Basic Skills, P.L.2001, c.152 (C.34:15D-21 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for Work First New Jersey Work Activities and Work First New Jersey-Training Related Expenses, $10,237,500 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for the Work First New Jersey Work Activities and Work First New Jersey-Training Related Expenses accounts, an amount not to exceed $26,875,000 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Employment and Training Services, an amount not to exceed $2,500,000 is appropriated from the Workforce Development Partnership Fund for the Parolee Employment Placement Program for parolee employment services from contracted providers, subject to the approval of the Director of the Division of Budget and Accounting.

74 DEPARTMENT OF STATE

30 Educational, Cultural, and Intellectual Development

36 Higher Educational Services

2405 Higher Education Student Assistance Authority

GRANTS-IN-AID

The amount hereinabove appropriated for Tuition Aid Grants is subject to the following condition: notwithstanding the provisions of N.J.S.18A:71B-21 or any law or regulation to the contrary, the Higher Education Student Assistance Authority shall adopt a Tuition Aid Grant Award Table, in accordance with

N.J.A.C.9A:9-3.2, for the 2020-2021 academic year based upon the amount expended for Tuition Aid Grants for the 2019-2020 academic year pursuant to P.L.2019, c.150.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Community College Opportunity Grants is subject to the following conditions: (1) $25 million is appropriated to the Higher Education Student Assistance Authority for the purpose of providing grants to eligible enrollees at New Jersey county colleges for the Fall 2019 and Spring 2020 semesters and $10 million is appropriated to the Higher Education Student Assistance Authority for the purpose of providing grants to eligible enrollees at New Jersey county colleges for the Fall 2020 semester, to pay for the costs of tuition or approved educational fees, including fees for nursing, culinary, and other career and technical education programs, or both, that are not already covered by other available funding opportunities, including, but not limited to, awards of tuition assistance and grants from any source, as determined by the Higher Education Student Assistance Authority; provided, however, that the Higher Education Student Assistance Authority, in consultation with the Office of the Secretary of Higher Education, shall establish criteria governing student eligibility and other necessary program elements, which shall be published on the Authority's Internet website; provided further that for Fiscal Year 2020, grants shall be available only to students determined to be eligible by the Authority, and whose adjusted gross income does not exceed $65,000; and provided further that the maximum per student tuition and approved educational fee amounts eligible for Community College Opportunity Grants coverage shall not be more than two percent greater than the equivalent tuition and fee amounts at each county college in Academic Year 2018-2019; and provided further that unexpended balances, not to exceed $5 million, may be reallocated to augment the Tuition Assistance Grant program for county colleges, upon the recommendation of the Secretary of Higher Education and subject to the approval of the Director of the Division of Budget and Accounting; (2) students must be enrolled in 6 or more credit hours, as defined pursuant to N.J.A.C. 9A:9-2.6; (3) $5,000,000 shall be allocated to the Office of the Secretary of Higher Education for the purpose of providing capacity-building grants of equal amount to all community colleges for outreach and student success initiatives that support the goals of the Community College Opportunity Grant program, pursuant to criteria to be established Secretary and published on the Internet website of the Office of the Secretary of Higher Education, which shall include but not be limited to implementing goals and strategies for capacity building, increasing student completion, and reducing financial burdens on students, subject to the approval of the Director of the Division of Budget and Accounting.

Higher Educational Services

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated by P.L.2019, c.150 for the senior public insti-

tutions of higher education shall be paid to each institution in twelve equal installments on the last business day of each month beginning July 2019 and concluding June 2020. The amounts hereinabove appropriated by P.L.2020, c.43 for the senior public institutions of higher education shall be paid to each institution in three equal monthly installments on the last business day of the months of July, August, and September 2020.

37 Cultural and Intellectual Development Services
2541 Division of State Library
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Direct State Services for the New Jersey State Library, excluding amounts appropriated to Special Purpose accounts, shall be paid in equal monthly installments, on the last business day of each month.

78 DEPARTMENT OF TRANSPORTATION
10 Public Safety and Criminal Justice
11 Vehicular Safety
DIRECT STATE SERVICES

The amount appropriated to the New Jersey Motor Vehicle Commission is based on proportional revenue collections for that fiscal year pursuant to the statutes listed in subsection a. of section 105 of P.L.2003, c.13 (C.39:2A-36). Of that amount, $3,125,000 is appropriated for transfer to the Interdepartmental Property Rentals and Household and Security accounts, $6,438,000 is appropriated for transfer to the Department of Transportation, $5,800,000 is appropriated for transfer to the Division of Revenue and Enterprise Services within the Department of the Treasury, $612,000 is appropriated for transfer to the Division of State Police, $800,000 is appropriated for transfer to the Department of Environmental Protection and $519,000 is appropriated for transfer to the Department of the Treasury for Property Management and Construction - Property Management Services. In addition, the New Jersey Motor Vehicle Commission shall pay the non-State hourly rate charged by the Office of Administrative Law for hearing services, or an amount no less than $500,000, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, $13,675,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for transfer to the Interdepartmental Property Rentals account to reflect savings from implementation of management and procurement efficiencies, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, an amount not to exceed $12,500,000 from receipts from the increase in motor vehicle fees imposed in 2009 shall be deposited into the

General Fund as State revenue.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, $71,000,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for deposit in the General Fund to reflect continuing savings initiatives, subject to the approval of the Director of the Division of Budget and Accounting.

60 Transportation Programs
61 State and Local Highway Facilities
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for the Department of Transportation from the General Fund, $15,625,000 thereof shall be paid from funds received from the various transportation-oriented authorities pursuant to contracts between the authorities and the State as are determined to be eligible for such funding pursuant to such contracts, as shall be determined by the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for Maintenance and Operations, $12,625,000 for winter operations, including snow removal costs, is appropriated from the receipts of the New Tire Surcharge pursuant to P.L.2004, c.46 (C.54:32F-1 et seq.).

In addition to the amount hereinabove appropriated for Maintenance and Operations, there is appropriated $6,438,000 from the New Jersey Motor Vehicle Commission for Maintenance and Fixed Charges, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 12 of P.L.1962, c.73 (C.12:7-34.47) or any law or regulation to the contrary, of the amount hereinabove appropriated for Maintenance and Operations, $2,500,000 is payable from the revenue from the fee increase pursuant to the amendatory provisions of section 12 of P.L.2002, c.34 (C.12:7-34.47) deposited into the "Maritime Industry Fund."

CAPITAL CONSTRUCTION

The amount hereinabove appropriated for the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds and the Transportation Trust Fund Subaccount for Debt Service for Transportation Program Bonds shall be provided from the following revenues: (i) $512,100,000 from motor fuels taxes, which are hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution; (ii) $1,072,936,000 from the petroleum products gross receipts tax, which is hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution; and (iii) $250,000,000 from the sales and use tax which is hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution.

In addition, the amount hereinabove appropriated for the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds may also be provided from (i) $15,000,000 of funds from the various transportation-oriented authorities pursuant to contracts between such transportation-oriented authorities and the State; and (ii) such additional amounts pursuant to P.L.1984, c.73 (C.27:1B-1 et al.) as may be necessary and are hereby appropriated to satisfy all current fiscal year debt service, bond reserve requirements, and other fiscal obligations of the New Jersey Transportation Trust Fund Authority relating to the Prior Bonds.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated from the revenues and other funds of the New Jersey Transportation Trust Fund Authority for the Local Aid Infrastructure Fund - State Transportation Infrastructure Bank Fund, an amount not to exceed $5,200,000 is appropriated for the payment of operating expenses of the New Jersey Infrastructure Bank for the purpose of administering the New Jersey Transportation Infrastructure Financing Program which provides loan assistance programs for local road projects, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1984, c.73 (C.27:1B-1 et al.), there is appropriated the sum of $439,110,500 from the revenues and other funds of the New Jersey Transportation Trust Fund Authority, and from the amounts on deposit in the Transportation Trust Fund Subaccount for Capital Reserves, for capital purposes as follows:

Department of Transportation

Description	**County**	**Amount**
Acquisition of Right of Way	Various	$250,000
ADA Curb Ramp Implementation	Various	1,000,000
Aeronautics UAS Program	Various	125,000
Airport Improvement Program	Various	1,000,000
Betterments, Roadway Preservation	Various	9,000,000
Betterments, Safety	Various	8,000,000
Bridge and Structure Inspection, Miscellaneous	Various	200,000
Bridge Emergency Repair	Various	29,050,000
Bridge Inspection Program, Minor Bridges	Various	1,725,000
Bridge Maintenance and Repair, Movable Bridges	Various	7,125,000
Bridge Preventive Maintenance	Various	10,000,000
Bridge Replacement, Future Projects	Various	658,500
Bridge Scour Countermeasures	Various	200,000
Congestion Relief, Intelligent Transportation System Improvements (Smart Move Program)	Various	500,000
Construction Inspection	Various	5,500,000
Construction Program IT System (TRNS.PORT)	Various	1,600,000
Culvert Replacement Program	Various	1,000,000

Design, Emerging Projects	Various	4,000,000
Drainage Rehabilitation and Maintenance, State	Various	3,750,000
Duck Island Landfill, Site Remediation	Mercer	100,000
Electrical Facilities	Various	1,750,000
Electrical Load Center Replacement, Statewide	Various	1,325,000
Emergency Management and Transportation Security Support	Various	1,500,000
Environmental Investigations	Various	1,500,000
Environmental Project Support	Various	500,000
Equipment, Snow and Ice Removal	Various	1,250,000
Guiderail Upgrade	Various	500,000
Interstate Service Facilities	Various	138,000
Legal Costs for Right of Way Condemnation	Various	800,000
Local Aid Grant Management System	Various	200,000
Local Aid, Infrastructure Fund	Various	7,500,000
Local Aid, State Transportation Infrastructure Bank	Various	22,600,000
Local County Aid, DVRPC	Various	32,668,917
Local County Aid, NJTPA	Various	105,502,141
Local County Aid, SJTPO	Various	23,078,942
Maintenance & Fleet Management System	Various	250,000
Maritime Transportation System	Various	15,000,000
Minority and Women Workforce Training Set Aside	Various	375,000
Mobility and Systems Engineering Program	Various	375,000
Orphan Bridge Reconstruction	Various	1,000,000
Park and Ride/Transportation Demand Management Program	Various	250,000
Physical Plant	Various	6,000,000
Planning and Research, State	Various	250,000
Program Implementation Costs, NJDOT	Various	36,473,500
Project Development: Concept Development and Preliminary Engineering	Various	1,000,000
Project Management & Reporting System (PMRS)	Various	282,500
Project Management Improvement Initiative Support	Various	625,000
Rail-Highway Grade Crossing Program, State	Various	1,000,000
Regional Action Program	Various	500,000
Resurfacing Program	Various	25,000,000
Right of Way Database/Document Management System	Various	75,000
Right of Way Full-Service Consultant Term Agreements	Various	50,000
Route 1, Alexander Road to Mapleton Road	Mercer, Middlesex	3,000,000
Route 1B, Bridge over Shabakunk Creek	Mercer	2,000,000
Route 4, Teaneck Road Bridge	Bergen	600,000
Route 10, Chelsea Drive to Kelly Drive	Essex	200,000

Route 15, Bridge over Paulins Kill	Sussex	250,000
Route 22, Bridge over Echo Lake	Union	7,300,000
Route 35, Heards Brook and Woodbridge Creek, Culvert Replacement	Middlesex	200,000
Route 41 and Deptford Center Road	Gloucester	1,125,000
Route 46, Main Street/Woodstone Road (CR 644) to Route 287, ITS	Morris	500,000
Route 46, Route 23 (Pompton Avenue) to Route 20, ITS	Passaic	100,000
Route 46, Route 287 to Route 23 (Pompton Avenue), ITS	Morris	500,000
Route 50, Bridge over Cedar Swamp Creek	Cape May	2,250,000
Route 70, Bridge over Mount Misery Brook	Burlington	890,000
Route 72, Manahawkin Bay Bridges, Contract 5A – Environmental Mitigation	Ocean	850,000
Route 80, Bridges over Howard Boulevard (CR 615)	Morris	3,400,000
Route 130, Bridge over Main Branch of Newton Creek	Camden	3,860,000
Route 130, Bridge over Millstone River	Mercer	1,200,000
Route 322, Bridge over Great Egg Harbor River	Atlantic	1,500,000
Route 35 NB, Bridge over Route 36 NB & GSP Ramp G	Monmouth	400,000
Route 70 Gateway/Airport Circle	Camden	10,000,000
Safety Programs	Various	62,500
Salt Storage Facilities - Statewide	Various	750,000
Signs Program, Statewide	Various	827,500
Solid and Hazardous Waste Cleanup, Reduction and Disposal	Various	332,500
South Inlet Transportation Improvement Project	Atlantic	1,504,000
Staff Augmentation	Various	2,000,000
State Police Enforcement and Safety Services	Various	2,500,000
Taft Avenue, Pedestrian Bridge over Route 80	Passaic	100,000
Title VI and Nondiscrimination Supporting Activities	Various	175,000
Traffic Monitoring Systems	Various	372,500
Traffic Signal Replacement	Various	2,250,000
Transportation Research Technology	Various	250,000
Unanticipated Design, Right of Way and Construction Expenses, State	Various	12,509,000
Utility Reconnaissance and Relocation	Various	1,250,000

Notwithstanding the provisions of P.L.1984, c.73 (C.27:1B-1 et al.), there is appropriated the sum of $259,538,000 from the revenues and other funds of the New Jersey Transportation Trust Fund Authority, and from the amounts on deposit in the Transportation Trust Fund Subaccount for Capital Reserves, for the specific projects identified as follows:

New Jersey Transit Corporation

Description	County	Amount
Bus Support Facilities and Equipment	Various	$55,000,000
Capital Program Implementation	Various	5,368,000
Immediate Action Program	Various	2,000,000
Light Rail Infrastructure Improvements	Various	2,820,000
Portal Bridge North	Various	39,000,000
Private Carrier Equipment Program	Various	1,000,000
Rail Capital Maintenance	Various	32,934,000
Rail Rolling Stock Procurement	Various	73,386,000
Signals and Communications/Electric Traction Systems	Various	40,030,000
Track Program	Various	8,000,000

62 Public Transportation
GRANTS-IN-AID

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for the New Jersey Transit Corporation, there is appropriated $102,611,250 from the Clean Energy Fund for utility costs associated with New Jersey Transit Corporation operations.

82 DEPARTMENT OF THE TREASURY
30 Educational, Cultural. and Intellectual Development
36 Higher Educational Services
STATE AID

In addition to the amount hereinabove appropriated for Operational Costs, there is appropriated $26,775,000 from the Supplemental Workforce Fund for Basic Skills for remedial courses provided at county colleges and all other monies in the Supplemental Workforce Fund for Basic Skills are appropriated in the proportions set forth in section 1 of P.L.2001, c.152 (C.34:15D-21).

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

Receipts from employee maintenance charges in excess of $375,000 are appropriated for maintenance of employee housing and associated relocation costs; provided, however, that an amount not to exceed $25,000 shall be available for management of the program, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

75 State Subsidies and Financial Aid
STATE AID

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid, an amount not to exceed $422,523,000 from July 1, 2019 to June 30, 2020, and an

amount not to exceed $209,061,000 from July 1, 2020 to September 30, 2020 from Consolidated Municipal Property Tax Relief Aid are appropriated and shall be allocated to municipalities in accordance with the provisions of subsection b. of section 2 of P.L.1997, c.167 (C.52:27D-439), provided further, however, that from the amounts hereinabove appropriated, each municipality shall also receive such additional amounts as provided in the previous fiscal year from the Energy Tax Receipts Property Tax Relief Aid account. Each municipality that receives an allocation from the amount so transferred from the Consolidated Municipal Property Tax Relief Aid program shall have its allocation from the Consolidated Municipal Property Tax Relief Aid program reduced by the same amount.

Notwithstanding the provisions of paragraph (1) of subsection c. of section 2 of P.L.1997, c.167 (C.52:27D-439) or any other law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid shall be distributed on the following schedule: on or before August 1, 45% of the total amount due; September 1, 30% of the total amount due; October 1, 15% of the total amount due; November 1, 5% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 5% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 5% of the total amount due; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of Local Government Services, in consultation with the Commissioner of Community Affairs and the State Treasurer, may direct the Director of the Division of Budget and Accounting to provide such payments on an accelerated schedule if necessary to ensure fiscal stability for a municipality. In addition to the amount appropriated in P.L.2019, c.150 for Energy Tax Receipts Property Tax Relief Aid, there is hereby appropriated $364,055,000, which shall be distributed to municipalities on or before August 1, 2020.

94 INTERDEPARTMENTAL ACCOUNTS
70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law or regulation to the contrary, $13,675,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for transfer to the Interdepartmental property rentals account to reflect savings from implementation of management and procurement efficiencies, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Household and Security account, there is appropriated to the Household and Security account $3,125,000 from the New Jersey Motor Vehicle Commission for utility, security, and building maintenance costs.

In accordance with the "Recycling Enhancement Act," P.L.2007, c.311 (C.13:1E-96.2 et al.), an amount not to exceed $448,000 is appropriated from the State Re-

cycling Fund - Recycling Administration account to the Department of the Treasury for administrative costs attributable to the State recycling program, subject to the approval of the Director of the Division of Budget and Accounting.

98 THE JUDICIARY
10 Public Safety and Criminal Justice
15 Judicial Services
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated, revenues in excess of $52,625,000 in the 21st Century Justice Improvement Fund are appropriated to the Judiciary for the Statewide Pretrial Services Program or for court information technology, subject to the approval of the Director of the Division of Budget and Accounting.

6. Section 53 of P.L.2019, c.150, the annual appropriations act for Fiscal Year 2019, is amended to read as follows:

53. Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the Universal Service Fund $84,562,500 for transfer to the General Fund as State revenue.

7. Section 87 of P.L.2019, c.150, the annual appropriations act for Fiscal Year 2019, is amended to read as follows:

87. Payments to the various State defined pension systems from amounts appropriated herein shall be made on a quarterly basis on the following schedule: at least 25 percent by September 30, 2019 at least 50 percent by December 31, 2019 at least 75 percent by March 31, 2020 and at least 100 percent by June 30, 2020 and shall be reduced by any increase in the interest on tax and revenue anticipation notes attributable to the need to borrow more for the purpose of making such quarterly installments for transfer to the Interest on Short Term Notes account in the Interdepartmental Accounts.

8. The following language provision is added to the General Provisions of P.L.2019, c.150, the annual State appropriations act for Fiscal Year 2020:

104. Pursuant to P.L.2020, c.19, the COVID-19 Fiscal Mitigation Act ("Fiscal Mitigation Act"), substantial changes were made to the laws governing the State of New Jersey's finances for Fiscal Year 2020 in response to the emergent conditions caused by the COVID-19 pandemic, including extending the tax filing and payment dates for the Corporation Business Tax and the Gross Income Tax by three months from April 15, 2020 until July 15, 2020 and extending the conclusion of Fiscal Year 2020 by three months from June 30, 2020 until September 30, 2020; the Fiscal Mitigation Act further specifies that any additional spending required to support the operations of the State from July 1, 2020 through September 30, 2020 shall be made through the enactment of a general law that amends or provides for a supplemental appropriation to P.L.2019, c.150, the annual appropriations act for

Fiscal Year 2020. Consistent with the Fiscal Mitigation Act, the spending authority set forth in the Fiscal Year 2020 Appropriations Act, P.L.2019, c.150, along with any accompanying conditions, restrictions, or limitations, is hereby continued until September 30, 2020, except as otherwise specified in P.L.2020, c.43. Moreover, unless otherwise specifically provided in P.L.2020, c.43, and except where the context clearly indicates a contrary intention, all references to the State's "fiscal year" contained in P.L.2019, c.150 shall mean the period beginning July 1, 2019 and ending on September 30, 2020, and references to "June 30" or the "end of the fiscal year" shall mean September 30, 2020.

9. General Provision 104 of P.L.2019, c.150 is amended to read as follows:

105. This act shall take effect July 1, 2019.

10. Sections 1 through 3 of this act shall take effect immediately. Sections 4 through 9 of this act shall take effect upon approval of deappropriations pursuant to section 2 of this act.

CHAPTER 44

AN ACT concerning the health care benefits plans provided by the School Employees' Health Benefits Program and eligible employers that do not participate in the program, and supplementing P.L.2007, c.103 (C.52:14-17.46.1 et seq.) and P.L.1979, c.391 (C.18A:16-12 et seq.).

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

C.52:14-17.46.13 Health care benefit plans offered.

1. This section shall apply to the School Employees' Health Benefits Program (SEHBP) and to those employers defined pursuant to section 32 of P.L.2007, c.103 (C.52:14-17.46.2) that participate in the program.

a. (1) Notwithstanding the provisions of any other law, rule, or regulation to the contrary, beginning with the plan year that commences January 1, 2021 and for each plan year thereafter, the School Employees' Health Benefits Program shall offer only three plans that provide medical and prescription drug benefits for employees, and retirees who are not Medicare-eligible, and their dependents if any. All other plans offered prior to January 1, 2021 for employees, and retirees who are not Medicare-eligible, and their dependents if any, shall be terminated.

The three plans shall be the New Jersey Educators Health Plan as developed by the School Employees' Health Benefits Plan Design Committee in accordance with subsection f. of this section which sets forth the plan design of the New Jersey Educators Health Plan; the SEHBP NJ Direct 10 plan as adopted and implemented by the School Employees' Health Benefits Commission for the plan year that began January 1, 2020; and the SEHBP NJ Direct 15 plan as adopted and implemented by the School Employees' Health Benefits Commission for the plan year that began January 1, 2020.

Employers that participate in the School Employees' Health Benefits Program shall retain the ability to enter the program for medical only plans and may separately purchase pharmacy and dental benefits outside of the program without limitation or restriction.

(2) Only the plans set forth in this section shall be offered by the program regardless of any collective negotiations agreement between a participating employer and its employees in effect on the effective date of this act, P.L.2020, c.44, that provides for enrollment in other plans that were offered by the program prior to January 1, 2021.

b. Prior to January 1, 2021, the program, through the Division of Pensions and Benefits in the Department of the Treasury, shall provide for an

enrollment period during which all employees who commenced employment prior to the effective date of this act shall be required to select affirmatively one of the three plans specified in subsection a. of this section. If an employee fails to select affirmatively a plan during this enrollment period, the program shall enroll the employee, and the employee's dependents if any, in the New Jersey Educators Health Plan for the plan year beginning January 1, 2021 and ending December 31, 2021.

During the enrollment period, any person who is enrolled in a plan offered by the program and who is paying the full cost of health care benefits coverage shall also be required to select affirmatively one of the three plans specified in subsection a. of this section. If a person fails to select affirmatively a plan during this enrollment period, the program shall enroll the person, and the person's dependents if any, in the New Jersey Educators Health Plan for the plan year beginning January 1, 2021 and ending December 31, 2021. Any such person shall continue to pay the full cost of coverage and shall not be subject to the contribution schedule or any mandatory enrollment period as set forth in this section.

c. (1) Beginning on January 1, 2021, an employee commencing employment on or after the effective date of this act but before January 1, 2028 who does not waive coverage shall be enrolled by the program, with the employee's dependents if any, in the New Jersey Educators Health Plan, or the Garden State Health Plan if selected by the employee. The employee shall remain enrolled in either the New Jersey Educators Health Plan or the Garden State Health Plan selected by the employee at the annual open enrollment for each plan year through the plan year that ends December 31, 2027, provided that the employee during this period may waive coverage as an employee and select and change the type of coverage received under the plan following a qualifying life event, in accordance with the program regulations. For the plan year beginning January 1, 2028, the employee may select, during any open enrollment period or at such other times or under such conditions as the program may provide, any plan offered by the program.

(2) For the plan year beginning January 1, 2021, the program shall enroll a retiree who is not Medicare-eligible, and the retiree's dependents if any, in the New Jersey Educators Health Plan for health care benefits coverage as a retiree, if the retiree does not waive coverage. The retiree shall remain enrolled in that plan for each plan year through the plan year that ends December 31, 2027 or until the retiree becomes eligible for Medicare, whichever comes first. The retiree who becomes eligible for Medicare shall no longer be eligible for enrollment in the New Jersey Educators Health Plan, except that any depend-

ent of the retiree who is not eligible for Medicare may remain eligible for coverage under the New Jersey Educators Health Plan. For the plan year beginning January 1, 2028, that retiree who is not Medicare-eligible may select, during any open enrollment period or at such other times or under such conditions as the program may provide, any plan offered by the program.

(3) Except as otherwise provided in this subsection or subsection b. of this section, selection of a plan shall be at the sole discretion of the employee or retiree who is not Medicare-eligible.

d. Beginning July 1, 2021 and for each plan year thereafter, the program shall offer a fourth plan to be called the Garden State Health Plan. The plan shall be developed by the School Employees' Health Benefits Plan Design Committee. If the committee does not adopt a design for the Garden State Health Plan by December 31, 2020, the Division of Pensions and Benefits in the Department of the Treasury shall develop the Garden State Health Plan.

The Garden State Health Plan shall provide medical and prescription drug benefits that are equivalent to the level of medical and prescription drug benefits provided by the New Jersey Educators Health Plan, except that the benefits under the Garden State Health Plan shall be available only from providers located in the State of New Jersey.

Access to a service provider that is located outside of the State shall be available only under such terms, conditions, restrictions, and limitations as the plan design committee or the division, as appropriate, shall provide in the plan governing documents.

Employers that participate in the School Employees' Health Benefits Program shall retain the ability to enter the program for medical only plans and may separately purchase pharmacy and dental benefits outside of the program without limitation or restriction.

e. The plan design of the New Jersey Educators Health Plan, the Garden State Health Plan, the NJ Direct 10 plan, and the NJ Direct 15 plan as those plan designs are specified in subsections a., d., and f. of this section shall remain unchanged until December 31, 2027. No change in the plan design of those plans shall be made before that date unless such a change in plan design is required by federal or State law to governmental health care benefits plans or to both governmental and non-governmental health care benefits plans.

For the plan year that commences January 1, 2028 and for each plan year thereafter, the plan design of the New Jersey Educators Health Plan, the Garden State Health Plan, the NJ Direct 10 plan, and the NJ Direct 15 plan as those plan designs are specified in subsections a., d., and f. of this section

may be modified by the School Employees' Health Benefits Plan Design Committee.

Modifications to plan design of the plans set forth in this section made by the School Employees' Health Benefits Plan Design Committee or the State Treasurer pursuant to section 7 of this act shall be implemented by the program for the purposes of this section commencing January 1, 2024.

f. The plan design of the New Jersey Educators Health Plan shall be the following:

In Network Benefits	**Coverage**
Member Coinsurance:	10%, Applies Only to Emergency Transportation Care and Durable Medical Equipment
Deductible:	N/A
Out-of-Pocket Maximum:	$500 Single/ $1,000 Family (covers all in network copayments, coinsurance, and deductible)
Emergency Room Copayment:	$125 (To be Waived if Admitted)
PCP Office Visit Copayment:	$10
Specialist Office Visit Copayment	$15

Out-of-Network Benefits	**Coverage**
Member Coinsurance:	30% of the Out-of-Network Fee Schedule
Deductible:	$350 / $700
Out-of-Pocket Maximum:	$2,000 Single / $5,000 Family
Routine Lab:	Paid at Out-of-Network Benefit Level
Out-of-Network Fee Schedule:	200% of CMS – Medicare Pharmacy
Out-of-Pocket Maximum:	$1,600 Single / $3,200 Family (Indexed Annually Pursuant to Federal Law)
Generic Copayment:	$5 Retail 30 Day Supply/ $10 Mail 90 Day Supply
Brand Copayment:	$10 Retail 30 Day Supply/ $20 Mail 90 Day Supply
Mandatory Generic:	Member Pays Difference in Cost Between Generic and Brand, Plus Brand Copayment
Formulary:	Closed Formulary as contracted with the Pharmacy Benefit Manager

	and the School Employees' Health Benefits Commission
Other Chiropractic, Physical Therapy, and Acupuncture:	Subject to the same Out-of-Network Limits as for the State Health Benefits Program as were in effect on June 1, 2020 to take effect as of July 1, 2020, or as soon thereafter as reasonably practicable.

Under a patient centered medical home model, there shall be no office visit copay for primary care for participants who select and commit to a patient centered medical home for primary care in accordance with plan rules and regulations.

g. Any plan offered by the School Employees' Health Benefits Program shall require that chiropractic, physical therapy, and acupuncture benefits shall be subject to the same out-of-network limits as for the State Health Benefits Program that were in effect on June 1, 2020 to take effect as of July 1, 2020 or as soon thereafter as reasonably practicable.

C.52:14-17.46.14 Annual contribution from employee, retiree.

2. a. Each employee, and retiree who is not Medicare-eligible and who is required by another provision of law to contribute in retirement toward the cost of health care benefits coverage under the program, shall contribute annually toward the cost of health care benefits coverage for the employee and retiree, and dependents if any, under the New Jersey Educators Health Plan offered by the School Employees' Health Benefits Program an amount equal to a percentage of the employee's annual base salary or retiree's annual retirement allowance, including any cost of living adjustments to that allowance. The contribution shall be withheld by the employer from the salary of the employee or by the retirement system from the retirement allowance, including any cost of living adjustments to that allowance, of the retiree who is not Medicare-eligible. The percent to be contributed shall be as follows with the retirement allowance including any cost of living adjustments to that allowance:

For Base Salary or Retirement Allowance of $40,000 or Less: 1.7% for Single Coverage; 2.2% for Parent and Child(ren) Coverage; 2.8% for Employee and Spouse Coverage; and 3.3% for Family Coverage

For Base Salary or Retirement Allowance of more than $40,000 to $50,000: 1.9% for Single Coverage; 2.5% for Parent and Child(ren) Coverage; 3.3% for Employee and Spouse Coverage; and 3.9% for Family Coverage

For Base Salary or Retirement Allowance of more than $50,000 to $60,000: 2.2% for Single Coverage; 2.8% for Parent and Child(ren) Coverage; 3.9% for Employee and Spouse Coverage; and 4.4% for Family Coverage

For Base Salary or Retirement Allowance of more than $60,000 to $70,000: 2.5% for Single Coverage; 3% for Parent and Child(ren) Coverage; 4.4% for Employee and Spouse Coverage; and 5% for Family Coverage

For Base Salary or Retirement Allowance of more than $70,000 to $80,000: 2.8% for Single Coverage; 3.3% for Parent and Child(ren) Coverage; 5% for Employee and Spouse Coverage; and 5.5% for Family Coverage

For Base Salary or Retirement Allowance of more than $80,000 to $90,000: 3% for Single Coverage; 3.6% for Parent and Child(ren) Coverage; 5.5% for Employee and Spouse Coverage; and 6% for Family Coverage

For Base Salary or Retirement Allowance of more than $90,000 to $100,000: 3.3% for Single Coverage; 3.9% for Parent and Child(ren) Coverage; 6% for Employee and Spouse Coverage; and 6.6% for Family Coverage

For Base Salary or Retirement Allowance of more than $100,000 to $125,000: 3.6% for Single Coverage; 4.4% for Parent and Child(ren) Coverage; 6.6% for Employee and Spouse Coverage; and 7.2% for Family Coverage

When the base salary or retirement allowance is more than $125,000, the percent to be contributed shall be the same as for a base salary or retirement allowance of $125,000.

b. Each employee, and retiree who is not Medicare-eligible and who is required by another provision of law to contribute in retirement toward the cost of health care benefits coverage under the program, shall contribute annually toward the cost of health care benefits coverage for the employee and retiree, and dependents if any, under the Garden State Health Plan offered by the School Employees' Health Benefits Program an amount equal to a percentage of the employee's annual salary or retiree's annual retirement allowance, including any cost of living adjustments to that allowance. The contribution shall be withheld by the employer from the salary of the employee or by the retirement system from the retirement allowance, including any cost of living adjustments to that allowance, of the retiree who is not Medicare-eligible. The percent to be contributed shall be one-half of the percentage set forth in subsection a. of this section for the salary or retirement allowance range and type of coverage, except that the contribution specified in this subsection shall not be less than the minimum annual contribution for health care

benefits coverage of 1.5% of salary or retirement allowance, including any cost of living adjustments to that allowance, as required by law.

c. (1) An employee enrolled in the New Jersey Educators Health Plan or the Garden State Health Plan shall be required to pay only the contribution specified in subsection a. or b. of this section, notwithstanding any other provision of law, rule, or regulation to the contrary requiring contributions by employees toward the cost of health care benefits coverage under the program, except as provided in subsection b. of this section. No other contribution may be required by collective negotiations agreement, except as set forth in subsection h. of this section.

(2) Only those retirees who are not Medicare-eligible and who are required by another provision of law to contribute in retirement toward the cost of health care coverage under the program shall be required to pay the contribution specified in subsection a. or b. of this section for coverage under the New Jersey Educators Health Plan or the Garden State Health Plan.

A retiree who is not Medicare-eligible, who is enrolled in the New Jersey Educators Health Plan or the Garden State Health Plan, and who is required by another provision of law to contribute in retirement toward the cost of health care coverage under the program shall be required to pay only the contribution specified in subsection a. or b. of this section, notwithstanding the provisions of section 77 of P.L.2011, c.78 (C.52:14-17.28e), section 3 of P.L.1987, c.384 (C.52:14-17.32f), section 2 of P.L.1992, c.126 (C.52:14-17.32f1), or section 1 of P.L.1995, c.357 (C.52:14-17.32f2) to the contrary requiring contributions by retirees toward the cost of health care benefits coverage under the program, except as provided in subsection b. of this section.

d. Employees who are not enrolled in the New Jersey Educators Health Plan or the Garden State Health Plan shall continue, after the effective date of this act, P.L.2020, c.44, to contribute to health care benefits coverage and those contributions shall be determined in accordance with what is permitted or required by provisions of law.

An employee who is enrolled in a plan other than the New Jersey Educators Health Plan or the Garden State Health Plan shall be required to contribute toward the cost of health care benefits coverage under the program (a) in accordance with a collective negotiations agreement applicable to that employee as negotiated prior to or after the effective date of this act, P.L.2020, c.44, pursuant to the requirements that were set forth in law on the day next preceding that effective date; (b) as may be required at the discretion of the employer; or (c) as required by a provision of law, whichever is applicable to that employee.

With regard to contributions by an employee who is enrolled in a plan other than the New Jersey Educators Health Plan or the Garden State Health Plan, no provision in this section shall be deemed to modify, alter, impair, or terminate the requirement in sections 77 and 78 of P.L.2011, c.78 (C.18A:16-17.2 and C.52:14-17.28e), as applicable, that a public employer and employees who were in negotiations for the collective negotiations agreement to be executed after the employees in that unit had reached full implementation of the premium share set forth in section 39 of P.L.2011, c.78 (C.52:14-17.28c) shall conduct negotiations concerning contributions for health care benefits as if the full premium share was included in the prior contract. Nothing in this act shall be deemed to modify, alter, impair, or terminate the continued compliance after the effective date of this act with that requirement for negotiations for any collective negotiations agreement for employee contributions for plans other than the New Jersey Educators Health Plan or the Garden State Health Plan.

e. For an employee, the annual base salary paid by the employer for the position held by the employee shall be used to identify the percentage to be used to calculate the annual contribution required under subsections a. and b. of section 2 of this act. For a retiree who is not Medicare-eligible, the annual retirement allowance, including any cost of living adjustments to that allowance, received by the retiree shall be used to identify the percentage to be used to calculate the annual contribution required under subsections a. and b. of section 2 of this act.

f. The annual contribution by an employee or a retiree who is not Medicare-eligible as calculated in accordance with subsection a. or b. of this section shall not exceed the amount as calculated in accordance with section 4 of this act, P.L.2020, c.44 (C.52:14-17.46.16).

g. The contributions required by this section shall apply to employees for whom the employer has assumed a health care benefits payment obligation, to require that such employees pay the amount of contribution specified in this section for health care benefits coverage. The contributions required by this section shall apply to retirees for whom the State has assumed a health care benefits payment obligation but who are required by law to contribute toward the cost of health care benefits coverage under the program, to require that such retirees pay the amount of contribution specified in this section for health care benefits coverage.

h. For the plan year that commences on January 1, 2028 and for each plan year thereafter, the contributions required pursuant to subsections a. and b. of this section for employees enrolled in the New Jersey Educators Health

Plan or the Garden State Health Plan may be modified through collective negotiations agreements entered into between the employers who participate in the School Employees' Health Benefits Program and their employees. The contributions required pursuant to subsections a. and b. of this section shall become part of the parties' collective negotiations and shall then be subject to collective negotiations in a manner similar to other negotiable items between the parties. Negotiations concerning contributions for health care benefits shall be conducted as if the contributions required pursuant to subsections a. and b. of this section were included in the prior contract. The contribution scheme of percentage of base salary set forth in those subsections may be modified or a new contribution scheme or method other than a percentage of salary may be provided for in accordance with a collective negotiations agreement.

i. Modifications to the contribution rates set forth in this section made by the School Employees' Health Benefits Plan Design Committee or the State Treasurer pursuant to section 7 of this act shall be implemented by the program for the purposes of this section commencing January 1, 2024.

C.52:14-17.46.15 Guidance tool.

3. a. The School Employees' Health Benefits Commission shall prepare, in coordination with the Division of Pensions and Benefits in the Department of the Treasury, a guidance tool to provide employees and retirees who are not Medicare-eligible with confidential consultations online with regard to the employee's or retiree's decision to select a plan during a period of open enrollment or at other times. The guidance tool shall operate using information supplied by the employee or retiree as answers to questions concerning the health care needs of the employee or retiree, and the employee's or retiree's dependents if any.

b. A comprehensive health and wellness plan intended to provide biometric screening services, chronic condition coaching services, and smoking cessation services shall be available to all members of the School Employees' Health Benefits Program, including all members of the New Jersey Educators Health Plan and the Garden State Health Plan.

The School Employees' Health Benefits Commission shall provide, through a contract, for the services of wellness related providers for employees and retirees, and their dependents if any, enrolled in the program. The contract awarded by the commission shall be offered to employers, as defined in section 32 of P.L.2007, c.103 (C.52:14-17.46.2), who do not participate in the program so that their employees may have access to the same services and under same terms, conditions, and costs as the employees of employers who do participate.

The School Employees' Health Benefits Program shall promote, on an on-going basis, the expansion of the use of patient centered medical homes.

The School Employees' Health Benefits Plan Design Committee shall seek also to adopt, on an on-going basis, efforts and measures to support expanded population health arrangements that manage costs and prevent inappropriate utilization.

c. All provisions of law regarding the School Employees' Health Benefits Program shall remain applicable to the extent not inconsistent with, and shall not be interpreted in a manner that creates a direct impediment to the implementation of, this section and sections 1, 2, and 4 of this act, P.L.2020, c.44 (C.52:14-17.46.13, C.52:14-17.46.14, and C.52:14-17.46.16).

C.52:14-17.46.16 Calculation of contribution.

4. For employees and retirees who are not Medicare-eligible who are required to make a contribution pursuant to subsection a. or b. of section 2, or subsection d. of section 5, of this act, P.L.2020, c.44 (C.18A:16-13.2), due to enrollment in the New Jersey Educators Health Plan or the Garden State Health Plan, or the equivalent plan, as appropriate, a calculation shall be made in accordance with this section. The employee or retiree shall be required to contribute the lesser of: the amount calculated for that employee or retiree in accordance with subsection a. or b. of section 2, or in accordance with subsection d. of section 5, of this act, as appropriate; or the amount calculated for that employee or retiree in accordance with this section.

for family coverage or its equivalent -

an employee or retiree who earns less than $25,000 shall pay 3 percent of the cost of coverage;

an employee or retiree who earns $25,000 or more but less than $30,000 shall pay 4 percent of the cost of coverage;

an employee or retiree who earns $30,000 or more but less than $35,000 shall pay 5 percent of the cost of coverage;

an employee or retiree who earns $35,000 or more but less than $40,000 shall pay 6 percent of the cost of coverage;

an employee or retiree who earns $40,000 or more but less than $45,000 shall pay 7 percent of the cost of coverage;

an employee or retiree who earns $45,000 or more but less than $50,000 shall pay 9 percent of the cost of coverage;

an employee or retiree who earns $50,000 or more but less than $55,000 shall pay 12 percent of the cost of coverage;

an employee or retiree who earns $55,000 or more but less than $60,000 shall pay 14 percent of the cost of coverage;

an employee or retiree who earns $60,000 or more but less than $65,000 shall pay 17 percent of the cost of coverage;

an employee or retiree who earns $65,000 or more but less than $70,000 shall pay 19 percent of the cost of coverage;

an employee or retiree who earns $70,000 or more but less than $75,000 shall pay 22 percent of the cost of coverage;

an employee or retiree who earns $75,000 or more but less than $80,000 shall pay 23 percent of the cost of coverage;

an employee or retiree who earns $80,000 or more but less than $85,000 shall pay 24 percent of the cost of coverage;

an employee or retiree who earns $85,000 or more but less than $90,000 shall pay 26 percent of the cost of coverage;

an employee or retiree who earns $90,000 or more but less than $95,000 shall pay 28 percent of the cost of coverage;

an employee or retiree who earns $95,000 or more but less than $100,000 shall pay 29 percent of the cost of coverage;

an employee or retiree who earns $100,000 or more but less than $110,000 shall pay 32 percent of the cost of coverage;

an employee or retiree who earns $110,000 or more shall pay 35 percent of the cost of coverage

for individual coverage or its equivalent -

an employee or retiree who earns less than $20,000 shall pay 4.5 percent of the cost of coverage;

an employee or retiree who earns $20,000 or more but less than $25,000 shall pay 5.5 percent of the cost of coverage;

an employee or retiree who earns $25,000 or more but less than $30,000 shall pay 7.5 percent of the cost of coverage;

an employee or retiree who earns $30,000 or more but less than $35,000 shall pay 10 percent of the cost of coverage;

an employee or retiree who earns $35,000 or more but less than $40,000 shall pay 11 percent of the cost of coverage;

an employee or retiree who earns $40,000 or more but less than $45,000 shall pay 12 percent of the cost of coverage;

an employee or retiree who earns $45,000 or more but less than $50,000 shall pay 14 percent of the cost of coverage;

an employee or retiree who earns $50,000 or more but less than $55,000 shall pay 20 percent of the cost of coverage;

an employee or retiree who earns $55,000 or more but less than $60,000 shall pay 23 percent of the cost of coverage;

an employee or retiree who earns $60,000 or more but less than $65,000 shall pay 27 percent of the cost of coverage;

an employee or retiree who earns $65,000 or more but less than $70,000 shall pay 29 percent of the cost of coverage;

an employee or retiree who earns $70,000 or more but less than $75,000 shall pay 32 percent of the cost of coverage;

an employee or retiree who earns $75,000 or more but less than $80,000 shall pay 33 percent of the cost of coverage;

an employee or retiree who earns $80,000 or more but less than $95,000 shall pay 34 percent of the cost of coverage;

an employee or retiree who earns $95,000 or more shall pay 35 percent of the cost of coverage;

for member with child or spouse coverage or its equivalent -

an employee or retiree who earns less than $25,000 shall pay 3.5 percent of the cost of coverage;

an employee or retiree who earns $25,000 or more but less than $30,000 shall pay 4.5 percent of the cost of coverage;

an employee or retiree who earns $30,000 or more but less than $35,000 shall pay 6 percent of the cost of coverage;

an employee or retiree who earns $35,000 or more but less than $40,000 shall pay 7 percent of the cost of coverage;

an employee or retiree who earns $40,000 or more but less than $45,000 shall pay 8 percent of the cost of coverage;

an employee or retiree who earns $45,000 or more but less than $50,000 shall pay 10 percent of the cost of coverage;

an employee or retiree who earns $50,000 or more but less than $55,000 shall pay 15 percent of the cost of coverage;

an employee or retiree who earns $55,000 or more but less than $60,000 shall pay 17 percent of the cost of coverage;

an employee or retiree who earns $60,000 or more but less than $65,000 shall pay 21 percent of the cost of coverage;

an employee or retiree who earns $65,000 or more but less than $70,000 shall pay 23 percent of the cost of coverage;

an employee or retiree who earns $70,000 or more but less than $75,000 shall pay 26 percent of the cost of coverage;

an employee or retiree who earns $75,000 or more but less than $80,000 shall pay 27 percent of the cost of coverage;

an employee or retiree who earns $80,000 or more but less than $85,000 shall pay 28 percent of the cost of coverage;

an employee or retiree who earns $85,000 or more but less than $100,000 shall pay 30 percent of the cost of coverage.

an employee or retiree who earns $100,000 or more shall pay 35 percent of the cost of coverage.

The annual base salary of an employee shall be used to determine what the employee earns for the purpose of determining the percent of the cost of coverage. The annual retirement allowance, including any cost of living adjustments to that allowance, of a retiree who is not Medicare-eligible shall be used to determine what the retiree earns for the purpose of determining the percent of the cost of coverage.

As used in this section, "cost of coverage" means the premium or periodic charges for medical and prescription drug plan coverage, but not for dental, vision, or other health care, provided: (1) under the New Jersey Educators Health Plan or the Garden State Health Plan offered by the School Employees' Health Benefits Program pursuant to section 1 of P.L.2020, c.44 (C.52:14-17.46.13); or (2) under the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered by an employer pursuant to section 5 of P.L.2020, c.44 (C.18A:16-13.2) when that employer is not a participant in the School Employees' Health Benefits Program.

C.18A:16-13.2 Applicability to local boards of education, certain employers; enrollment period.

5. This section shall apply to local boards of education and employers, as specified in subsection j. of this section, who do not participate in the School Employees' Health Benefits Program.

a. (1) Notwithstanding the provisions of any other law, rule, or regulation to the contrary, beginning January 1, 2021 and for each plan year thereafter, a board of education as an employer providing health care benefits coverage for its employees, and their dependents if any, in accordance with P.L.1979, c.391 (C.18A:16-12 et seq.) shall offer to its employees, and their dependents if any, the equivalent of the New Jersey Educators Health Plan in the School Employees' Health Benefits Program as that plan design is described in subsection f. of section 1 of P.L.2020, c.44 (C.52:14-17.46.13).

Beginning July 1, 2021 and for each plan year thereafter, a board of education as an employer providing health care benefits coverage for its employees, and their dependents if any, in accordance with P.L.1979, c.391 (C.18A:16-12 et seq.) shall also offer a plan for its employees, and their dependents if any, that is the equivalent of the Garden State Health Plan in the School Employees' Health Benefits Program.

(2) The plans under this section shall be offered by the employer regardless of any collective negotiations agreement between the employer and its employees in effect on the effective date of this act, P.L.2020, c.44, that provides for enrollment in other plans offered by the employer.

No new health care benefits plans, other than those specified in paragraph (1) of this subsection, shall be added by the employer from January 1, 2021 through December 31, 2027 unless the provisions of any collective negotiations agreement entered into before or after the effective date of this act, P.L.2020, c.44, result in additional premium cost reductions. Nothing in this section shall prohibit an employer from offering health care benefits plans that existed prior to the effective date of this act.

(3) Commencing January 1, 2028, the employer may offer such other plans as may be required in accordance with any collective negotiations agreement between the employer and its employees.

b. Prior to January 1, 2021, each employer shall provide an enrollment period during which all employees who commenced employment prior to the effective date of this act shall be required to select affirmatively a plan provided by the employer. If an employee fails to select affirmatively a plan during this enrollment period, the employer shall enroll the employee, and the employee's dependents if any, in the equivalent New Jersey Educators Health Plan offered pursuant to subsection a. of this section for the year January 1, 2021 until December 31, 2021.

During the enrollment period, each person who is enrolled in a plan offered by the employer and who is paying the full cost of coverage shall also be required to select affirmatively a plan provided by the employer. If a person fails to select affirmatively a plan during this enrollment period, the employer shall enroll the person, and the person's dependents if any, in the equivalent New Jersey Educators Health Plan offered pursuant to subsection a. of this section for the year January 1, 2021 until December 31, 2021. Any such person shall continue to pay the full cost of coverage and shall not be subject to the contribution schedule or any mandatory enrollment period as set forth in this section.

c. (1) Beginning on January 1, 2021, an employee commencing employment on or after the effective date of this act but before January 1, 2028 who does not waive coverage, shall be enrolled by the employer in the equivalent New Jersey Educators Health Plan, or the equivalent Garden State Health Plan if selected by the employee, as those plans are offered pursuant to subsection a. of this section. The employee shall remain enrolled in either the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan selected by the employee at the annual open enrollment for each plan year

until December 31, 2027, provided that the employee during this period may waive coverage as an employee and select and change the type of coverage received under the plan following a qualifying life event, in accordance with the plan regulations. Beginning January 1, 2028, the employee may select, during any open enrollment period or at such other times or under such conditions as the employer may provide, any plan offered by the employer.

(2) Except as otherwise provided in this subsection or subsection b. of this section, selection of a plan shall be at the sole discretion of the employee.

d. An employee shall contribute annually toward the cost of health care benefits coverage for the employee, and employee's dependents if any, the amount specified, in the manner specified, in subsection a. or b. of section 2 of this act, P.L.2020, c.44 (C.52:14-17.46.14) if the employee, and the employee's dependents if any, are enrolled in the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section. An employee's contribution toward the cost of coverage under the equivalent Garden State Health Plan offered pursuant to subsection a. of this section shall be the amount required in subsection b. of section 2 of this act, except that the contribution specified in that subsection shall not be less than the minimum annual contribution for health care benefits coverage of 1.5% of salary as required by law.

e. (1) An employee enrolled in the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section shall be required to pay only the contribution specified in subsections a. and b. of section 2 of this act, notwithstanding any other provision of law, rule, or regulation to the contrary requiring contributions by employees toward the cost of health care benefits coverage provided by an employer, except as provided in subsection d. of this section. No other contribution may be required by collective negotiations agreement, except as set forth in subsection i. of this section.

(2) Employees who are not enrolled in the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section shall continue, after the effective date of this act, P.L.2020, c.44, to contribute to health care benefits coverage and those contributions shall be determined in accordance with what is permitted or required by provisions of law.

An employee who is enrolled in a plan other than the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section shall be required to contribute toward the cost of health care benefits coverage offered by the employer (a)

in accordance with a collective negotiations agreement applicable to that employee as negotiated prior to or after the effective date of this act pursuant to the requirements that were set forth in law on the day next preceding that effective date; (b) as may be required at the discretion of the employer; or (c) as required by a provision of law, whichever is applicable to that employee.

With regard to contributions by an employee who is enrolled in a plan other than the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section, no provision in this section shall be deemed to modify, alter, impair, or terminate the requirement in sections 77 and 78 of P.L.2011, c.78 (C.18A:16-17.2 and C.52:14-17.28e), as applicable, that a public employer and employees who are in negotiations for the collective negotiations agreement to be executed after the employees in that unit had reached full implementation of the premium share set forth in section 39 of P.L.2011, c.78 (C.52:14-17.28c) shall conduct negotiations concerning contributions for health care benefits as if the full premium share was included in the prior contract. Nothing in this act shall be deemed to modify, alter, impair, or terminate the continued compliance after the effective date of this act with that requirement for negotiations for any collective negotiations agreement for employee contributions for plans other than the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section.

(3) For an employee, the annual base salary paid by the employer for the position held by the employee shall be used to identify the percentage to be used to calculate the annual contribution required under subsections a. and b. of section 2 of this act.

f. The annual contribution by an employee as calculated in accordance with subsection a. or b. of section 2 of this act shall not exceed the amount as calculated in accordance with section 4 of this act.

g. The contributions required by this section shall apply to employees for whom the employer has assumed a health care benefits payment obligation, to require that such employees pay the amount of contribution specified in this section for health care benefits coverage.

h. The level of benefits in the equivalent New Jersey Educators Health Plan and the equivalent Garden State Health Plan offered by the employer shall remain unchanged until December 31, 2027. No change in the level of benefits in those plans shall be made before that date unless such a change is required by federal or State law to governmental health care benefits plans or to both governmental and non-governmental health care benefits plans.

Commencing January 1, 2028 and for each plan year thereafter, the level of benefits in the equivalent New Jersey Educators Health Plan and the

equivalent Garden State Health Plan offered by the employer may be modified by the employer in accordance with collective negotiations agreements entered into between the employers who do not participate in the School Employees' Health Benefits Program and their employees, or as otherwise permitted by law.

i. Commencing January 1, 2028 and for each plan year thereafter, the contributions required pursuant to subsections a. and b. of section 2 of this act for employees enrolled in the equivalent New Jersey Educators Health Plan or the equivalent Garden State Health Plan offered pursuant to subsection a. of this section may be modified in accordance with collective negotiations agreements entered into between the employers who do not participate in the School Employees' Health Benefits Program and their employees. The contributions required pursuant to subsections a. and b. of section 2 of this act shall become part of the parties' collective negotiations and shall then be subject to collective negotiations in a manner similar to other negotiable items between the parties. Negotiations concerning contributions for health care benefits shall be conducted as if the contributions required pursuant to subsections a. and b. of section 2 of this act were included in the prior contract. The contribution scheme of the percentage of base salary set forth in those subsections may be modified or a new contribution scheme or method other than a percentage of salary may be provided for in accordance with a collective negotiations agreement.

j. Modifications to plan design of the plans set forth in section 1 of this act, P.L.2020, c.44 (C.52:14-17.46.13), or adjustments to the employee contribution rates set forth in subsections a. and b. of section 2 of this act, made by the School Employees' Health Benefits Plan Design Committee or the State Treasurer pursuant to section 7 of this act shall be implemented for the purposes of this section by the employer commencing January 1, 2024.

k. This section shall also apply also when health care benefits coverage is provided though an insurance fund or joint insurance fund or any other manner. This section shall apply to any employer, as that term is defined in section 32 of P.L.2007, c.103 (C.52:14-17.46.2), that is not a participating employer in the School Employees' Health Benefits Program.

C.18A:16-13.3 Use of actual savings realized by school district.

6. a. Actual savings realized by a school district as a result of the implementation of the provisions of P.L.2020, c.44 (C.52:14-17.46.13 et al.) shall be used solely and exclusively by the school district for the purpose of reducing the amount that is required to be raised by the local property tax levy

by the school district for school district purposes, except when a school district is spending below adequacy as calculated in accordance with section 1 of P.L.2018, c.67 (C.18A:7F-70).

When a cap on the annual increase in the property tax levy for a school district is imposed by law, the savings realized shall be deducted from the adjusted tax levy for the previous budget year and that reduced amount shall serve as the basis for calculating the adjusted tax levy for the next school year.

b. To enable tracking of health care cost savings by school districts, each school district shall submit an annual data sheet for both the current and prior year showing the Total Annual Cost of Health Benefits for Active Employees, the Total Employee Cost-Sharing Contribution, and the Net Cost to the School District for Health Benefits, including the Number of Covered Employees, the Annual Cost Estimate Per Employee, and the Total Cost for each coverage category – Single Coverage, Parent and Child, Employee and Spouse, and Family.

In addition, school districts shall provide separate breakouts of the same categories of data for health care coverage under all health care benefits plans offered by the employer. The datasheet shall also indicate whether the school district is enrolled in the School Employees' Health Benefits Program for medical or medical and prescription drug benefits coverage. Reports shall be due no later than 60 days following each enrollment period to the Department of Education, the Division of Pensions and Benefits in the Department of the Treasury, and the Legislature.

7. Within 30 calendar days after June 30, 2023, the State's actuary for the School Employees' Health Benefits Program shall issue an actuarial report validating a net annualized savings of at least $300 million comparing plan years 2020, 2021, and 2022 that shall measure the implementation of the New Jersey Educators Plan and Garden State Health Plan, and the SEHBP NJ Direct 10 and the SEHBP NJ Direct 15 plans, provided by those school districts and county colleges both that participate and that do not participate in the School Employees' Health Benefits Program, inclusive of pre-Medicare retirees paid for by the State and the value of early plan design changes implemented in Fiscal Year 2020.

In the event that the net annualized savings Statewide were less than $300 million, the School Employees' Health Benefits Plan Design Committee shall, within 60 days from the issuance of the actuary's report, make plan design changes, or adjustments to employee contributions, or both, for the New Jersey Educators Health Plan, or the Garden State Health Plan, or both, or also plan design changes to the SEHBP NJ Direct 10 or SEHBP NJ Direct

15 plans, or both, to make up the estimated shortfall over the remaining duration of the period covered by this act, P.L.2020, c.44 (C.52:14-17.46.13 et al.), ending December 31, 2027.

In the event that the committee is unable to agree upon the needed plan design changes or adjustments to employee contributions, or both, within the 60-day period to achieve the $300 million in net annualized savings, the State Treasurer shall construct and implement, within 45 days, plan design changes or adjustments to employee contributions, or both, necessary to achieve the savings, as validated by the State's actuary for the program, and implement such changes and adjustments.

In the event there is a shortfall, the committee or the State Treasurer shall have a resolution for any shortfall no later than October 1, 2023 for implementation for January 1, 2024.

No monies from the claims stabilization reserve fund or equivalent fund established or maintained for the School Employees' Health Benefits Program to pay incurred claims that have not yet been settled, shall be used for the actuary's calculations required by this section.

8. With regard to employers that have collective negotiation agreements in effect on the effective date of this act, P.L.2020, c.44, that include health care benefits coverage available to employees when the net cost to the employer is lower than the cost to the employer would be compared to the New Jersey Educators Health Plan, the employer and the majority representative shall engage in collective negotiations over the financial impact of the difference.

9. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 45

AN ACT concerning inmate reentry, amending P.L.2009, c.329, and supplementing Title 30 of the Revised Statutes.

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

1. Section 2 of P.L.2009, c.329 (C.30:1B-6.2) is amended to read as follows:

C.30:1B-6.2 Information provided to inmate prior to release; rules, regulations.

2. The Commissioner of Corrections shall provide to each inmate at least 10 days prior to release from a State correctional facility:

a. A copy of the inmate's criminal history record and written information on the inmate's right to have his criminal records expunged under chapter 52 of Title 2C of the New Jersey Statutes;

b. General written information on the inmate's right to vote under R.S.19:4-1;

c. General written information on the availability of programs, including faith-based and secular programs, that would assist in removing barriers to the inmate's employment or participation in vocational or educational rehabilitative programs, including but not limited to information concerning the "Rehabilitated Convicted Offenders Act," P.L.1968, c.282 (C.2A:168A-1 et seq.) and the certificate of rehabilitation under P.L.2007, c.327 (C.2A:168A-7 et seq.);

d. A detailed written record of the inmate's participation in educational, training, employment, and medical or other treatment programs while the inmate was incarcerated;

e. A written accounting of the fines, assessments, surcharges, restitution, penalties, child support arrearages, and any other obligations due and payable by the inmate upon release;

f. (Deleted by amendment, P.L.2020, c.45)

g. A copy of the inmate's birth certificate if the inmate was born in New Jersey;

h. Assistance in obtaining a Social Security card;

i. A one-day New Jersey bus or rail pass;

j. A two-week supply of prescription medication;

k. General written information concerning child support, including child support payments owed by the inmate, information on how to seek child support payments and information on where to seek services regarding child support, child custody, and establishing parentage; and

l. (1) A medical discharge summary, which shall include instructions on how to obtain from the commissioner a copy of the inmate's full medical record. Upon request from the inmate, the commissioner shall provide a copy of the inmate's full medical record in a safe and secure manner, at no charge to the inmate.

(2) Within 90 days of the effective date of this act, the commissioner, in consultation with the State Board of Medical Examiners, shall adopt rules and regulations, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to ensure that these records are expeditiously and

securely provided, in a manner consistent with the provision of medical records by other providers.

C.30:1B-6.15 Provision of non-driver identification card.

2. The Commissioner of Corrections shall provide a non-driver identification card issued by the New Jersey Motor Vehicle Commission to each inmate, free of charge, as soon as practicable, but not less than 10 days prior to the inmate's release from a State correctional facility. The New Jersey Motor Vehicle Commission shall issue the identification card and accept a former inmate's Department of Corrections identification card as two points for the purposes of applying for the identification card. Whenever the Motor Vehicle Commission agencies are closed during a declared public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, the inmate's Department of Corrections identification card shall be accepted by all State, county, and municipal agencies and New Jersey nonprofits in a manner as to allow the releasee to gain access to services for which they are deemed eligible for the duration of the public health emergency.

3. Notwithstanding the provisions of any law or regulation to the contrary, during the Public Health Emergency or State of Emergency declared by the Governor in Executive Order 103 of 2020, in addition to the two-week supply of medication provided to an inmate prior to release from a State correctional facility pursuant to section 2 of P.L.2009, c.329 (C.30:1B-6.2), and to the extent consistent with clinical guidelines, an inmate shall be given an additional 30 day prescription order and two additional refills.

C.30:1B-6.16 Assistance with applications for enrollment in certain programs.

4. a. The Commissioner of Corrections shall ensure that an inmate is assisted with completing and forwarding for processing to the Department of Human Services as soon as practicable but not less than 30 days prior to an inmate's release from incarceration, an online application for enrollment in the Medicaid program, established pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.).

b. In addition to the requirements of subsection a. of this section, the Commissioner of Corrections shall also ensure that the inmate is assisted in completing and forwarding for processing to the appropriate county welfare agency or board of social services, as soon as practicable but not less than 30 days prior to an inmate's release from incarceration, online applications for enrollment in the following programs:

(1) the Supplemental Nutrition Assistance Program, established pursuant to the federal "Food and Nutrition Act of 2008," Pub.L.88-525 (7 U.S.C.s.2011 et seq.); and

(2) the Work First New Jersey program, established pursuant to P.L.1997, c.38 (C.44:10-55 et seq.), which shall include, for inmates who are unable to identify a residence at the time of release, the application for emergency assistance benefits issued to Work First New Jersey recipients pursuant to section 8 of P.L.1997, c.14 (C.44:10-51).

c. The Department of Human Services shall be required to accept and process the online applications for Medicaid received from the Department of Corrections pursuant to subsection a. of this section.

C.30:1B-6.17 Information provided to county welfare agency, board of social services.

5. The Commissioner of Corrections shall provide to the appropriate county welfare agency or board of social services, in advance of an inmate's release, the inmate's name, release date, and contact information, which shall include, but not be limited to, a telephone number or an email address.

6. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 46

AN ACT concerning certain members of the New Jersey State Police and the State Police Retirement System and supplementing P.L.1965, c.89 (C.53:5A-3 et seq.).

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

C.53:5A-8.3 Extension of retirement date.

1. When a member of the State Police Retirement System is required to retire upon attaining the age of 55 years and the retirement date for that member will occur after the date of the declaration of a public health emergency or state of emergency, or both, by the Governor but before the end date of the period identified by the Federal Emergency Management Agency as the time interval during which the incident that caused the emergency occurs, the retirement date shall be extended, upon the request of the member, to the first day of the second calendar month that follows the calendar month in

which the end date of the incident period for the public health emergency or state of emergency, whichever is later, occurs.

This section shall not be deemed to alter or impair the entitlement and obligation set forth in subsection d. of section 8 of P.L.1965, c.89 (C.53:5A-8).

C.53:5A-5.5 Certain academy graduates, exempt from certain regulations.

2. a. Notwithstanding the provisions of section 5 of P.L.1965, c.89 (C.53:5A-5) or any other law or regulation to the contrary, members of the 160th Class of the New Jersey State Police Academy, which commenced training on February 24, 2020, shall become eligible for membership in the State Police Retirement System, P.L.1965, c.89 (C.53:5A-1 et seq.), on August 7, 2020, the originally scheduled date of their academy graduation which was extended as a result of the Public Health Emergency and State of Emergency declared by the Governor in Executive Order No. 103 of 2020.

b. Upon completion of pre-service training and graduation from the New Jersey State Police Academy, members of the 160th Class of the New Jersey State Police Academy shall be eligible for appointment as sworn members of the New Jersey State Police at that time regardless of age, notwithstanding the provisions of R.S.53:1-9 relating to the maximum age requirement for appointment as a member of the State Police.

3. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 47

AN ACT concerning the use of telemedicine and telehealth and amending P.L.2020, c.3 and P.L.2020, c.7.

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

1. Section 1 of P.L.2020, c.3 is amended to read as follows:

1. a. For the duration of the public health emergency declared pursuant to P.L.2005, c.222 (C.26:13-1 et seq.) and the state of emergency declared pursuant to Executive Order No. 103 of 2020 in response to coronavirus disease 2019 (COVID-19), and for a period of 90 days following the end of both the public health emergency and the state of emergency, any health care practitioner shall be authorized to provide and bill for services using telemedicine and telehealth, which may include all services included in the definitions of

telemedicine and telehealth set forth in section 1 of P.L.2017, c.117 (C.45:1-61) to the extent appropriate under the standard of care, which services may be provided regardless of whether rules and regulations concerning the practice of telemedicine and telehealth have been adopted pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). A health care practitioner who is not licensed or certified to provide health care services pursuant to Title 45 of the Revised Statutes may provide telemedicine and telehealth services pursuant to this section, provided that:

(1) the health care practitioner is validly licensed or certified to provide health care services in another state or territory of the United States or in the District of Columbia, and is in good standing in the jurisdiction that issued the license or certification;

(2) the health care services provided by the health care practitioner using telemedicine and telehealth are within the practitioner's authorized scope of practice in the jurisdiction that issued the license or certification;

(3) unless the health care practitioner has a preexisting provider-patient relationship with the patient that is unrelated to COVID-19, the health care services provided are limited to services related to screening for, diagnosing, or treating COVID-19; and

(4) in the event that the health care practitioner determines during a telemedicine or telehealth encounter with a patient located in New Jersey that the encounter will not involve services related to screening for, diagnosing, or treating COVID-19, and the practitioner does not have a preexisting provider-patient relationship with the patient that is unrelated to COVID-19, the practitioner shall advise the patient that the practitioner is not authorized to provide services to the patient, recommend that the patient initiate a new telemedicine or telehealth encounter with a health care practitioner licensed or certified to practice in New Jersey, and terminate the telemedicine or telehealth encounter.

b. The amount charged by a health care practitioner for services provided using telemedicine or telehealth pursuant to this section shall be reasonable and consistent with the ordinary fees typically charged for that service, provided that a health care practitioner who is required to terminate a telemedicine or telehealth encounter pursuant to paragraph (4) of subsection a. of this section shall not issue a bill for any services provided during the encounter.

c. The Commissioner of Health and the Director of the Division of Consumer Affairs in the Department of Law and Public Safety shall waive any requirement of State law or regulation as may be necessary to facilitate the provision of health care services using telemedicine and telehealth during

the state of public health emergency declared in response to COVID-19, including any privacy requirements established by State law or regulation that would limit the use of electronic or technological means that are not typically used in the provision of telemedicine and telehealth, provided that nothing in this subsection shall be construed to authorize the waiver of any State laws or regulations restricting the collection, exchange, transmission, or use of confidential patient health information.

d. Nothing in this section shall be construed to abrogate any authority granted to the Commissioner of Health during a state of public health emergency pursuant to P.L.2005, c.222 (C.26:13-1 et seq.).

2. Section 1 of P.L.2020, c.7 is amended to read as follows:

1. a. During the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020, and for a period of 90 days following the end of both the Public Health Emergency and the State of Emergency, the State Medicaid and NJ FamilyCare programs shall provide coverage and payment for expenses incurred in:

(1) the testing for coronavirus disease 2019, provided that a licensed medical practitioner has issued a medical order for that testing; and

(2) the delivery of health care services through telemedicine or telehealth in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.).

b. The coverage shall be provided to the same extent as for any other health care services, except that no cost-sharing shall be imposed on the coverage provided pursuant to this section.

c. The Commissioner of Human Services shall apply for such State plan amendments or waivers as may be necessary to implement the provisions of this act and to secure federal financial participation for State Medicaid expenditures under the federal Medicaid program and shall receive approval for such State plan amendments or waivers prior to the implementation of this act.

3. Section 2 of P.L.2020, c.7 is amended to read as follows:

2. a. During the Public Health Emergency and State of Emergency declared by the Governor in Executive Order 103 of 2020, and for a period of 90 days following the end of both the Public Health Emergency and the State of Emergency, a carrier that offers a health benefits plan in this State shall provide coverage and payment for expenses incurred in:

(1) the testing of coronavirus disease 2019, provided that a health care professional in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.) has issued a medical order for the testing; and

(2) any health care services delivered to a covered person through telemedicine or telehealth in accordance with the provisions of P.L.2017, c.117 (C.45:1-61 et al.).

b. The coverage shall be provided to the same extent as for any other health care services under the health benefits plan, except that no cost-sharing shall be imposed on the coverage provided pursuant to this section.

c. As used in this section, "carrier," means an insurance company, health service corporation, hospital service corporation, medical service corporation, or health maintenance organization authorized to issue health benefits plans in this State, and shall include the State Health Benefits Program and the School Employees' Health Benefits Program.

4. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 48

AN ACT authorizing the expenditure of funds by the New Jersey Infrastructure Bank for the purpose of making loans to eligible project sponsors to finance a portion of the cost of construction of environmental infrastructure projects, and making an appropriation.

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

1. a. The New Jersey Infrastructure Bank, established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.) (hereinafter referred to as "the trust"), is authorized to expend the aggregate sum of up to $1.168 billion and any uncommitted balance of the aggregate expenditures authorized pursuant to section 1 of P.L.2000, c.93, section 1 of P.L.2001, c.224, section 1 of P.L.2002, c.71, section 1 of P.L.2003, c.159, section 1 of P.L.2004, c.110, section 1 of P.L.2005, c.197, section 1 of P.L.2006, c.67, section 1 of P.L.2007, c.140, section 1 of P.L.2008, c.67, section 1 of P.L.2009, c.101, section 1 of P.L.2010, c.62, section 1 of P.L.2011, c.95, section 1 of P.L.2012, c.38, section 1 of P.L.2013, c.94, section 1 of P.L.2014, c.26, section 1 of P.L.2015, c.107, section 1 of P.L.2016, c.31 as amended by P.L.2017, c.13,

section 1 of P.L.2017, c.142 as amended by P.L.2017, c.327, P.L.2018, c.84 as amended by P.L.2019, c.30, and section 1 of P.L.2019, c.192 as amended by P.L.2019, c.515, for the purpose of making loans, to the extent sufficient funds are available, to or on behalf of local government units or public water utilities (hereinafter referred to as "project sponsors") to finance all or a portion of the cost of construction of environmental infrastructure projects listed in sections 2 and 4 of this act.

b. The trust is authorized to increase the aggregate sums specified in subsection a. of this section by:

(1) the amounts of capitalized interest and the bond issuance expenses as provided in subsection b. of section 7 of this act;

(2) the amounts of reserve capacity expenses and debt service reserve fund requirements as provided in subsection c. of section 7 of this act;

(3) the interest earned on amounts deposited for project costs pending their distribution to project sponsors as provided in subsection d. of section 7 of this act;

(4) the amounts of the loan origination fee as provided in subsection e. of section 7 of this act; and

(5) the amount appropriated to the Department of Environmental Protection for the purpose of making zero interest and principal forgiveness loans pursuant to section 3 of P.L.2020, c.49 in connection with the project costs of a particular project sponsor, to the extent the priority ranking or an insufficiency of funding prevent the department from meeting program demand as provided in subsection f. of section 7 of this act.

c. (1) Of the sums made available to the trust from the "Water Supply Trust Fund" established pursuant to subsection a. of section 15 of the "Water Supply Bond Act of 1981" (P.L.1981, c.261), pursuant to P.L.1997, c.223, the trust is authorized to transfer such amounts to the Department of Environmental Protection as needed for drinking water project loans pursuant to the "Safe Drinking Water Act Amendments of 1996," Pub.L.104-182, and any amendatory and supplementary acts thereto (hereinafter referred to as the "Federal Safe Drinking Water Act"), under terms and conditions established by the Commissioner of Environmental Protection and trust, and approved by the State Treasurer, which loans shall be jointly administered by the trust and department.

(2) Of the sums appropriated to the trust from the "Wastewater Treatment Trust Fund" established pursuant to section 15 of the "Wastewater Treatment Bond Act of 1985," (P.L.1985, c.329), pursuant to P.L.1987, c.198, the trust is authorized to transfer such amounts as needed to the Clean Water State Revolving Fund established pursuant to section 1 of P.L.2009, c.77 for

the purposes of issuing loans or providing the State match as required for the award of capitalization grants made available to the State for clean water projects pursuant to the "Water Quality Act of 1987" (33 U.S.C. s.1251 et seq.), and any amendatory and supplementary acts thereto (hereinafter referred to as the "Federal Clean Water Act").

(3) Of the sums appropriated to the trust from the "1992 Wastewater Treatment Trust Fund" established pursuant to section 27 of the "Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992" (P.L.1992, c.88), pursuant to P.L.1996, c.86, the trust is authorized to transfer such amounts as needed to the Clean Water State Revolving Fund for the purpose of providing the State match as required for the award of capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(4) Of the sums appropriated to the trust from the "Stormwater Management and Combined Sewer Overflow Abatement Fund" created pursuant to section 14 of the "Stormwater Management and Combined Sewer Overflow Abatement Bond Act of 1989," P.L.1989, c.181, pursuant to P.L.1998, c.87, the trust is authorized to transfer such amounts as needed to the Clean Water State Revolving Fund for the purpose of providing the State match as required for the award of capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(5) Of the sums appropriated to the trust from the "2003 Water Resources and Wastewater Treatment Trust Fund" established pursuant to subsection b. of section 19 of the "Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003" (P.L.2003, c.162), pursuant to P.L.2004, c.110, the trust is authorized to transfer such amounts as needed to the Clean Water State Revolving Fund for the purpose of providing the State match as required for the award of capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(6) Of the sums appropriated to the trust from repayments of loans deposited in any account, including the "Clean Water State Revolving Fund," "Wastewater Treatment Fund," the "1992 Wastewater Treatment Fund," the "Water Supply Fund," the "Stormwater Management and Combined Sewer Overflow Abatement Fund" or the Drinking Water State Revolving Fund, as appropriate, pursuant to sections 11 and 12 of P.L.1995, c.219, sections 11 and 12 of P.L.1996, c.85, sections 11 and 12 of P.L.1997, c.221, sections 12 and 13 of P.L.1998, c.84, section 11 of P.L.1999, c.174, section 11 of P.L.2000, c.92, section 11 of P.L.2001, c.222, section 11 of P.L.2002, c.70, section 11 of P.L.2003, c.158, section 11 of P.L.2004, c.109, section 11 of

P.L.2005, c.196, section 11 of P.L.2006, c.68, section 10 of P.L.2007, c.140, section 10 of P.L.2008, c.67, section 10 of P.L.2009, c.101, section 10 of P.L.2010, c.62, section 10 of P.L.2011, c.95, section 10 of P.L.2012, c.38, section 10 of P.L.2013, c.94, section 10 of P.L.2014, c.26, section 10 of P.L.2015, c.107, section 10 of P.L.2016, c.31, section 10 of P.L.2017, c.142 as amended by section 10 of P.L.2017, c.327, section 10 of P.L.2018, c.84 as amended by P.L.2019, c.30, section 10 of P.L.2019, c.192 as amended by section 10 of P.L.2019, c.515, and section 10 of P.L.2020, c.48 for deposit into one or more reserve funds or accounts established by the trust pursuant to section 11 of P.L.1985, c.334 (C.58:11B-11), the trust shall transfer to the respective fund of origin the uncommitted balance of all such moneys no longer utilized by the trust for such purposes.

d. For the purposes of this act:

(1) "capitalized interest" means the amount equal to interest paid on trust bonds which is funded with trust bond proceeds and the earnings thereon;

(2) "debt service reserve fund expenses" means the debt service reserve fund costs associated with reserve capacity expenses, water supply projects for which the project sponsors are public water utilities as provided in section 9 of P.L.1985, c.334 (C.58:11B-9), other drinking water projects not eligible for, or interested in, State or federal debt service reserve funds pursuant to the "Water Supply Bond Act of 1981," P.L.1981, c.261 as amended and supplemented by P.L.1997, c.223, and any clean water projects not eligible for, or interested in, State or federal debt service reserve funds from the Clean Water State Revolving Fund;

(3) "issuance expenses" means any costs related to the issuance of trust bonds and includes, but is not limited to, the costs of financial document printing, bond insurance premiums or other credit enhancement, underwriters' discount, verification of financial calculations, the services of bond rating agencies and trustees, the employment of accountants, attorneys, financial advisors, loan servicing agents, registrars, and paying agents;

(4) "loan origination fee" means the fee charged by the Department of Environmental Protection and financed under the trust loan to pay a portion of the costs incurred by the department in the implementation of the New Jersey Environmental Infrastructure Financing Program; and

(5) "reserve capacity expenses" means those project costs for reserve capacity not eligible for loans under rules and regulations governing zero interest loans adopted by the Commissioner of Environmental Protection pursuant to section 4 of P.L.1985, c.329 but which are eligible for loans from the trust in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27).

e. The trust is authorized to increase the loan amount in the future to compensate for a refunding of the issue, provided adequate savings are achieved, for the loans issued pursuant to P.L.1995, c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85, P.L.1999, c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71, P.L.2003, c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67, P.L.2007, c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62, P.L.2011, c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26, P.L.2015, c.107, P.L.2016, c.31 as amended by P.L.2017, c.13, P.L.2017, c.142 as amended by P.L.2017, c.327, P.L.2018, c.84 as amended by P.L.2019, c.30, P.L.2019, c.192 as amended by P.L.2019, c.515, and P.L.2020, c.48.

2. a. (1) The New Jersey Infrastructure Bank is authorized to expend funds for the purpose of making supplemental loans to or on behalf of the project sponsors listed below for the following clean water environmental infrastructure projects:

Project Sponsor	**Project Number**	**Estimated Allowable Trust Loan Amount**	**Estimated Total Loan Amount**
Elizabeth City	S340942-19R	$206,250	$275,000
Ocean Twp. SA	S340750-14R	$750,000	$1,000,000
Paterson City	S340850-03-1	$1,800,000	$2,400,000
Rockaway Valley RSA	S340821-06-1	$581,250	$775,000
Somerville Borough	S342013-01-1	$1,387,500	$1,850,000
Total Projects: 5		**$4,725,000**	**$6,300,000**

(2) A loan authorized by this subsection shall be made for the difference between the allowable loan amount required by the project based upon final building costs pursuant to subsection a. of section 7 of this act and the loan amount certified by the vice chairperson or secretary of the trust in State fiscal years 2008, 2019, and 2020 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27). A loan authorized by this subsection shall be made to or on behalf of the project sponsor listed, up to the individual amount indicated and in the priority stated, to the extent sufficient funds are available, except if a project fails to meet the requirements of section 6 of this act.

(3) The loans for projects authorized by this subsection shall have priority over the environmental infrastructure projects listed in subsection a. of section 4 of this act.

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

Project Sponsor	**Project Number**	**Estimated Allowable Trust Loan Amount**	**Estimated Total Loan Amount**
Newark City	0714001-016R	$1,275,000	$1,700,000
North Jersey District Water Supply Comm.	1613001-025R	$19,125,000	$25,500,000
Total Projects: 2		**$20,400,000**	**$27,200,000**

(2) A loan authorized by this subsection shall be made for the difference between the allowable loan amount required by the project based upon final building costs pursuant to subsection a. of section 7 of this act and the loan amount certified by the vice chairperson or secretary of the trust in State fiscal year 2020 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27). A loan authorized by this subsection shall be made to or on behalf of the project sponsor listed, up to the individual amount indicated and in the priority stated, to the extent sufficient funds are available, except if a project fails to meet the requirements of section 6 of this act.

(3) The loans for projects authorized by this subsection shall have priority over environmental infrastructure projects listed in subsection b. of section 4 of this act.

c. The trust is authorized to adjust the allowable trust loan amount for the projects authorized in this section to between zero percent and 100 percent of the total allowable loan amount.

3. a. The New Jersey Infrastructure Bank is authorized to make loans to or on behalf of the project sponsors for the clean water projects listed in subsection a. of section 2 and subsection a. of section 4 of this act up to the individual amounts indicated and in the priority stated, except that any such amount may be reduced by the trust pursuant to subsection a. of section 7 of this act, or if a project fails to meet the requirements of section 6 of this act. The trust is authorized to increase any such amount pursuant to subsections b., c., d., e. or f. of section 7 or section 8 of this act.

b. The trust is authorized to make loans to project sponsors for the drinking water projects listed in subsection b. of section 4 of this act up to

the individual amounts indicated and in the priority stated, except that any such amount may be reduced by the trust pursuant to subsection a. of section 7 of this act, or if a project fails to meet the requirements of section 6 of this act. The trust is authorized to increase any such amount pursuant to subsection b., c., d., e. or f. of section 7 or section 8 of this act.

c. The trust is authorized to make loans to local government units for clean water projects partially funded from the "Pinelands Infrastructure Trust Fund" established pursuant to section 14 of P.L.1985, c.302 for the balance of allowable project costs up to the individual amounts indicated, provided that any such amount may be reduced by the trust pursuant to subsection a. of section 7 of this act, or if a project fails to meet the requirements of section 6 of this act.

The following local government units are eligible for funding from the "Pinelands Infrastructure Trust Fund" and for loans from the trust in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27) for the following clean water projects:

Project Sponsor	**Project Number**	**Estimated Total Loan Amount**
Pemberton Twp.	Pinelands 1	$2,929,000
Manchester Twp./ Jackson MUA	Pinelands 2	$7,192,035
Galloway Twp.	Pinelands 4	$3,493,440
Winslow Twp.	Pinelands 5	$1,728,940
Total Pinelands Projects: 4		**$15,343,415**

4. a. The following environmental infrastructure projects shall be known and may be cited as the "Storm Sandy and State Fiscal Year 2021 Clean Water Project Eligibility List":

Project Sponsor	**Project Number**	**Estimated Allowable Trust Loan Amount**	**Estimated Total Loan Amount**
Camden County MUA	S340640-17	$2,625,000	$3,500,000
Camden County MUA	S340640-24	$4,875,000	$6,500,000
Rahway Valley SA	S340547-14	$7,125,000	$9,500,000
Rahway Valley SA	S340547-15	$1,941,389	$2,588,518
Camden County MUA	S340640-22	$2,625,000	$3,500,000
Camden County MUA	S340640-23	$4,200,000	$5,600,000
Newark City	S340815-28	$4,500,000	$6,000,000
Camden County MUA	S340640-16	$9,975,000	$13,300,000
Newark City	S340815-24	$15,750,000	$21,000,000
Camden City	S340366-15	$9,997,500	$13,330,000
Camden County MUA	S340640-18	$63,022,500	$84,030,000

North Bergen MUA	S340652-14	$17,250,000	$23,000,000
Jersey City MUA	S340928-15	$30,750,000	$41,000,000
Jersey City MUA	S340928-20	$5,400,000	$7,200,000
Jersey City MUA	S340928-21	$9,750,000	$13,000,000
Jersey City MUA	S340928-28	$2,025,000	$2,700,000
Jersey City MUA	S340928-31	$8,294,700	$11,059,600
Jersey City MUA	S340928-34	$885,885	$1,181,180
Elizabeth City	S340942-17	$4,875,000	$6,500,000
Camden County MUA	S340640-13	$9,600,000	$12,800,000
Long Branch SA	S340336-08	$1,305,525	$1,740,700
Ocean County UA	S340372-62	$3,225,000	$4,300,000
Ocean County UA	S340372-59	$5,715,000	$7,620,000
Hoboken City	S340635-07	$3,750,000	$5,000,000
Hoboken City	S340635-09	$375,000	$500,000
Mount Laurel Twp. MUA	S340943-06	$6,000,000	$8,000,000
Jersey City	S340928-30	$2,033,250	$2,711,000
North Hudson SA	S340952-30	$17,400,000	$23,200,000
North Hudson SA	S345190-01	$4,500,000	$6,000,000
Riverside SA	S340490-01	$630,000	$840,000
Perth Amboy City	S340435-11	$4,844,513	$6,459,351
Perth Amboy City	S340435-14	$1,956,000	$2,608,000
Perth Amboy City	S345220-01	$750,000	$1,000,000
Hackensack City	S340923-14	$6,000,000	$8,000,000
Somerset Raritan Valley SA	S340801-09	$4,875,000	$6,500,000
Passaic Valley SC	S340689-48	$675,308	$900,410
Passaic Valley SC	S340689-38	$15,750,000	$21,000,000
Passaic Valley SC	S345200-01	$6,000,000	$8,000,000
Passaic Valley SC	S345200-02	$1,500,000	$2,000,000
Passaic Valley SC	S340689-30	$2,775,000	$3,700,000
Passaic Valley SC	S340689-32	$7,500,000	$10,000,000
Northwest Bergen County UA	S340700-16	$3,675,000	$4,900,000
Bergen County UA	S340386-21	$5,700,000	$7,600,000
Linden Roselle SA	S340299-09	$1,575,000	$2,100,000
Linden Roselle SA	S340299-08	$12,750,000	$17,000,000
Lambertville MUA	S340882-09	$1,350,000	$1,800,000
Raritan Twp. MUA	S340485-12	$3,675,000	$4,900,000
Clinton Town	S340924-08	$3,075,000	$4,100,000
Gloucester County UA	S340902-15	$8,625,000	$11,500,000
Stafford Twp.	S344100-03	$4,200,000	$5,600,000
Allentown Borough	S340567-05	$3,825,000	$5,100,000
JMEUC - East Orange City	S340686-09a	$465,378	$620,504
JMEUC - Elizabeth City	S340686-09b	$4,879,407	$6,505,876
JMEUC - Hillside Twp.	S340686-09c	$681,323	$908,430

JMEUC - Irvington Twp.	S340686-09d	$1,689,260	$2,252,347
JMEUC - Newark City	S340686-09e	$1,022,282	$1,363,042
JMEUC - South Orange Village Twp.	S340686-09f	$488,105	$650,806
JMEUC - Summit City	S340686-09g	$889,742	$1,186,322
JMEUC - Union Twp.	S340686-09h	$1,837,001	$2,449,335
JMEUC - West Orange Twp.	S340686-09i	$1,189,072	$1,585,429
Howell Twp.	S344040-02	$11,010,000	$14,680,000
Ocean County	S344080-10	$187,500	$250,000
Ocean County	S344080-11	$262,500	$350,000
Rockaway Valley RSA	S340821-07	$6,150,000	$8,200,000
Ocean County	S344080-09	$975,000	$1,300,000
Western Monmouth UA	S340128-06	$9,825,000	$13,100,000
Chatham (MCJM) Borough	S340715-07A	$2,250,000	$3,000,000
Madison (MCJM) Borough	S340715-07B	$3,750,000	$5,000,000
Point Pleasant Beach Borough	S344190-02	$2,362,500	$3,150,000
Long Branch SA	S340336-09	$4,200,000	$5,600,000
Manasquan River RSA	S340911-03	$495,000	$660,000
Delran Twp.	S340794-10	$1,575,000	$2,100,000
Middlesex County UA	S340699-14	$8,250,000	$11,000,000
Monmouth County Bayshore Outfall Authority	S340325-04	$2,625,000	$3,500,000
Ocean County UA	S340372-60	$652,500	$870,000
Brick Twp. MUA	S340448-11	$4,275,000	$5,700,000
Northwest Bergen County UA	S340700-15	$5,250,000	$7,000,000
Northwest Bergen County UA	S340700-18	$1,500,000	$2,000,000
Northwest Bergen County UA	S340700-19	$6,099,338	$8,132,450
Western Monmouth UA	S340128-05	$5,887,500	$7,850,000
Old Bridge MUA	S340945-14	$2,700,000	$3,600,000
Franklin Twp. SA	S340839-08	$3,150,000	$4,200,000
Evesham MUA	S340838-07	$1,200,000	$1,600,000

Winslow Twp.	S340895-10	$1,275,000	$1,700,000
Ocean Twp. SA	S340750-12	$3,375,000	$4,500,000
Vernon Twp.	S340745-03	$82,500	$110,000
Scotch Plains Twp.	S340512-01	$2,025,000	$2,700,000
West Deptford Twp.	S340947-05	$1,061,250	$1,415,000
Princeton	S340656-11	$2,944,259	$3,925,678
Warren Twp. SA	S340964-05	$8,100,000	$10,800,000
Middlesex Borough	S340698-02	$1,926,563	$2,568,750
Red Bank Borough	S340528-01	$1,125,000	$1,500,000
North Haledon Borough	S340229-02	$75,000	$100,000
Glen Ridge Borough	S340861-03	$334,387	$445,849
Glen Ridge Borough	S340861-04	$1,725,000	$2,300,000
Emerson Borough	S340497-01	$75,000	$100,000
Bradley Beach Borough	S340472-01	$2,025,000	$2,700,000
Lambertville MUA	S340882-10	$525,000	$700,000
Hamburg Borough	S340149-03	$75,000	$100,000
Long Beach Twp.	S340023-07	$3,450,000	$4,600,000
Long Beach Twp.	S340023-08	$90,000	$120,000
Passaic Valley SC	S340689-45	$7,657,577	$10,210,102
Lakewood Twp. MUA	S340465-02	$3,240,000	$4,320,000
Cumberland County	S340438-03	$12,750,000	$17,000,000
Cranford Twp.	S340858-04	$9,000,000	$12,000,000
Gloucester Twp.	S340364-11	$712,500	$950,000
Gloucester Twp.	S340364-15	$1,087,500	$1,450,000
Spotswood Borough	S340510-01	$4,070,250	$5,427,000
Paulsboro Borough	S340164-01	$2,062,500	$2,750,000
North Hudson SA	S340952-36	$675,000	$900,000
Clinton Town	S340924-07	$600,000	$800,000
Sussex County MUA	S342008-04	$5,552,370	$7,403,160
Kearny Town	S340259-12	$16,125,000	$21,500,000
Burlington City	S340140-02	$1,950,000	$2,600,000
Willingboro MUA	S340132-11	$7,500,000	$10,000,000
Lakewood Twp. MUA	S340465-03	$1,312,500	$1,750,000
Bloomfield Twp.	S340516-01	$5,423,228	$7,230,970
Brick Twp. MUA	S340448-14	$1,500,000	$2,000,000
North Brunswick Twp.	S340888-02	$6,000,000	$8,000,000
Manchester Twp.	S340650-08	$2,250,000	$3,000,000
Point Pleasant Beach Borough	S340479-04	$1,447,500	$1,930,000
Allentown Borough	S340567-06	$498,704	$664,938
Ship Bottom Borough	S340311-04	$2,062,500	$2,750,000
Total Projects: 123		**$583,016,066**	**$777,354,747**

b. The following environmental infrastructure projects shall be known and may be cited as the "State Fiscal Year 2021 Drinking Water Project Eligibility List":

Project Sponsor	Project Number	Estimated Allowable Trust Loan Amount	Estimated Total Loan Amount
Newark City	0714001-020	$13,125,000	$17,500,000
Newark City	0714001-019	$9,375,000	$12,500,000
Trenton City	1111001-011	$15,255,000	$20,340,000
Bloomfield Twp.	0702001-003	$823,796	$1,098,395
NJ American Water Co., Inc.	1345001-017	$7,575,000	$10,100,000
Burlington City	0305001-002	$2,700,000	$3,600,000
Moorestown Twp.	0322001-001	$18,468,750	$24,625,000
Brick Twp. MUA	1506001-011	$15,667,500	$20,890,000
East Greenwich	0803001-004	$1,950,000	$2,600,000
Jersey City MUA	0906001-017	$1,305,180	$1,740,240
Newark City	0714001-018	$3,862,500	$5,150,000
Jersey City MUA	0906001-019	$5,025,000	$6,700,000
NJ American Water Co., Inc.	1345001-021	$19,758,750	$26,345,000
Manchester Twp.	1518005-002	$4,125,000	$5,500,000
Paulsboro Borough	0814001-003	$2,100,000	$2,800,000
Jersey City MUA	0906001-009	$2,077,500	$2,770,000
Middlesex Water Co.	1225001-028	$8,400,000	$11,200,000
Hoboken City	0905001-002	$6,000,000	$8,000,000
Wall Twp.	1352003-001	$1,350,000	$1,800,000
Wall Twp.	1352003-002	$2,775,000	$3,700,000
Clinton Town	1005001-010	$1,086,140	$1,448,187
Clinton Town	1005001-011	$949,355	$1,265,807
Spotswood Borough	1224001-001	$2,582,936	$3,443,914
Glen Ridge Borough	0708001-008	$1,929,908	$2,573,210
Jersey City MUA	0906001-020	$4,965,000	$6,620,000
Jersey City MUA	0906001-021	$8,250,000	$11,000,000
Jackson Twp. MUA	1511001-013	$15,000,000	$20,000,000
Berkeley Twp. MUA	1505004-009	$1,875,000	$2,500,000
Jersey City MUA	0906001-015	$2,691,950	$3,589,266
Hoboken City	0905001-001	$6,375,000	$8,500,000
Middlesex Water Co.	1225001-025	$42,750,000	$57,000,000
Evesham MUA	0313001-001	$1,950,000	$2,600,000
Brick Twp. MUA	1506001-009	$4,446,570	$5,928,760
Clinton Town	1005001-012	$2,625,000	$3,500,000
Milltown Borough	1212001-005	$1,350,000	$1,800,000
NJ American Water Co., Inc.	2004002-013	$12,000,000	$16,000,000
Jackson Twp. MUA	1511001-012	$8,250,000	$11,000,000

Hampton Borough	1013001-001	$1,350,000	$1,800,000
Little Egg Harbor MUA	1516001-003	$4,143,750	$5,525,000
National Park Borough	0812001-004	$1,275,000	$1,700,000
Hopatcong Borough	1912001-004	$75,000	$100,000
Hamburg Borough	1909001-001	$63,750	$85,000
Highbridge Borough	1014001-001	$75,000	$100,000
Hardyston MUA	1911006-003	$75,000	$100,000
Total Projects: 44		**$267,853,335**	**$357,137,779**

c. The trust is authorized to adjust the allowable trust loan amount for projects authorized in this section to between zero percent and 100 percent of the total allowable loan amount, and, if the trust loan amount is adjusted to 100 percent of the total allowable loan amount, the loan shall be provided pursuant to the terms and conditions of the financing program year in which the trust issued an interim financing program loan for the project or, in the absence of an interim financing program loan, the terms and conditions of the State fiscal year 2021 financing program.

5. In accordance with and subject to the provisions of sections 5, 6, and 23 of P.L.1985, c.334 (C.58:11B-5, 58:11B-6, and 58:11B-23), and as set forth in the financial plan required pursuant to section 21 of P.L.1985, c.334 (C.58:11B-21), or the financial plan required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-21.1), any proceeds from bonds issued by the trust to make loans for priority environmental infrastructure projects listed in sections 2 and 4 of this act which are not expended for that purpose may be applied for the payment of all or any part of the principal of, or interest and premium on, the trust bonds whether due at stated maturity, the interest payment dates, or earlier upon redemption. A portion of the proceeds from bonds issued by the trust to make loans for priority environmental infrastructure projects pursuant to this act may be applied for the payment of capitalized interest and for the payment of any issuance expenses; for the payment of reserve capacity expenses; for the payment of debt service reserve fund expenses for the payment of the loan origination fees; and for the payment of increased costs, as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27).

6. Any loan made by the New Jersey Infrastructure Bank pursuant to this act shall be subject to the following requirements:

a. The chairperson or secretary of the trust has certified that the project is in compliance with the provisions of P.L.1977, c.224, P.L.1985, c.334, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.224, P.L.1997, c.225, P.L.1999, c.175 or P.L.2003, c.162, and any amendatory and supplementary acts thereto, and any rules and regulations adopted pursuant thereto, as applicable. In making this certification, the chairperson or secretary may conclusively rely on the project review conducted by the Department of Environmental Protection without any independent review thereof by the trust;

b. The loan shall be conditioned upon inclusion of the project on a project eligibility list approved pursuant to section 20 of P.L.1985, c.334 (C.58:11B-20) or section 24 of P.L.1997, c.224 (C.58:11B-20.1);

c. The loan shall be repaid within a period not to exceed 30 years, or 45 years for combined sewer overflow abatement projects, of the making of the loan;

d. The loan, including any portion thereof made by the trust pursuant to subsection f. of section 7 of this act, shall not exceed the allowable project cost of the environmental infrastructure facility, exclusive of capitalized interest, administrative expenses associated with federal funding programs, if applicable, and issuance expenses as provided in subsection b. of section 7 of this act, reserve capacity expenses and the debt service reserve fund expenses as provided in subsection c. of section 7 of this act, interest earned on project costs as provided in subsection d. of section 7 of this act, the amounts of the loan origination fee as provided in subsection e. of section 7 of this act, refunding increases as provided in section 8 of this act and increased costs as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27);

e. The loan shall bear interest, exclusive of any late charges or administrative fees payable to the trust pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5) by the project sponsors receiving trust loans, at or below the interest rate paid by the trust on the bonds issued to make or refund the loans authorized by this act, adjusted for underwriting discount and original issue discount or premium, in accordance with the terms and conditions set forth in the financial plan required pursuant to section 21 of P.L.1985, c.334 (C.58:11B-21) or the financial plan required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-21.1); and

f. The loan shall be subject to all other terms and conditions as the trust shall determine to be consistent with the provisions of P.L.1985, c.334 (C.58:11B-1 et seq.) and any rules and regulations adopted pursuant thereto, and with the financial plan required by section 21 of P.L.1985, c.334

(C.58:11B-21) or the financial plan required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-21.1).

The eligibility lists and authorization for the making of loans pursuant to this act shall expire on July 1, 2021, and any project sponsor which has not executed and delivered a loan agreement with the trust for a loan authorized in this act shall no longer be entitled to that loan.

7. a. The New Jersey Infrastructure Bank is authorized to reduce the individual amount of loan funds made available to or on behalf of project sponsors pursuant to sections 2 and 4 of this act based upon final building costs defined in and determined in accordance with rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27) or rules and regulations adopted by the Commissioner of Environmental Protection pursuant to section 4 of P.L.1985, c.329, section 11 of P.L.1977, c.224 (C.58:12A-11) or section 5 of P.L.1981, c.261. The trust is authorized to use any such reduction in the loan amount made available to a project sponsor to cover that project sponsor's increased costs due to differing site conditions or other allowable expenses as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27).

b. The trust is authorized to increase each loan amount authorized in sections 2 and 4 of this act by the amount of capitalized interest and issuance expenses allocable to each loan made by the trust pursuant to this act, provided that the increase for issuance expenses, excluding underwriters' discount, original issue discount or premiums, municipal bond insurance premiums and bond rating agency fees, and administrative expenses associated with federal funding programs, if applicable, shall not exceed 0.4 percent of the principal amount of trust bonds issued to make loans authorized by this act.

c. The trust is authorized to increase each loan amount authorized in sections 2 and 4 of this act by the amount of reserve capacity expenses, and by the debt service reserve fund expenses associated with the costs identified in paragraphs (3) and (4) of subsection d. of section 1 of this act.

d. The trust is authorized to increase each loan amount authorized in sections 2 and 4 of this act by the interest earned on amounts deposited for project costs pending their distribution to project sponsors.

e. The trust is authorized to increase each loan amount authorized in sections 2 and 4 of this act by the loan origination fee.

f. The trust is authorized to increase each loan amount authorized in sections 2 and 4 of this act by the amount appropriated to the Department of Environmental Protection for the purpose of making the corresponding zero

interest loan pursuant to section 3 of P.L.2020, c.49 in connection with the project costs of the project sponsor, to the extent the priority ranking or an insufficiency of funding prevents the department from meeting program demand, and for lead abatement projects ineligible for department loans under the Federal Clean Water Act and Safe Drinking Water Act.

8. The New Jersey Infrastructure Bank is authorized to increase the individual amount of loan funds made available to project sponsors by the trust pursuant to P.L.1989, c.190, P.L.1990, c.97, P.L.1991, c.324, P.L.1992, c.37, P.L.1993, c.192, P.L.1994, c.105, P.L.1995, c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85, P.L.1999, c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71, P.L.2003, c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67, P.L.2007, c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62, P.L.2011, c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26, P.L.2015, c.107, P.L.2016, c.31 as amended by P.L.2017, c.13, P.L.2017, c.142 as amended by P.L.2017, c.327, P.L.2018, c.84 as amended by P.L.2019, c.30, P.L.2019, c.192 as amended by P.L.2019, c.515, or P.L.2020, c.48 provided that adequate savings are achieved, to compensate for a refunding of trust bonds issued to make loans authorized by the aforementioned acts.

9. The expenditure of funds authorized pursuant to this act is subject to the provisions of P.L.1977, c.224 (C.58:12A-1 et al.), P.L.1985, c.329, P.L.1985, c.334 (C.58:11B-1 et seq.) as amended and supplemented by P.L.1997, c.224, P.L.1992, c.88, P.L.1989, c.181, P.L.1997, c.223, P.L.1997, c.225, P.L.1999, c.175, or P.L.2003, c.162, the rules and regulations adopted pursuant thereto, and the Federal Safe Drinking Water Act, as appropriate.

10. a. There is appropriated to the New Jersey Infrastructure Bank, as needed to make short-term or temporary loans, from funds deposited in any account, including the "Wastewater Treatment Fund," the "1992 Wastewater Treatment Fund," the "Water Supply Fund," the "2003 Water Resources and Wastewater Treatment Trust Fund," the "Stormwater Management and Combined Sewer Overflow Abatement Fund," the "Clean Water State Revolving Fund," or the "Drinking Water State Revolving Fund," as appropriate, and from any net earnings received from the investment and reinvestment of such deposits, the sum of up to $600,000,000, to the extent funds are available, consisting of:

(1) The uncommitted balance currently on deposit as of July 1, 2020 in the special fund (hereinafter referred to as the "Interim Environmental Financing Program Fund") created and established by the trust for the short-

term or temporary loan financing or refinancing program (hereinafter referred to as the "Interim Environmental Financing Program") authorized pursuant to subsection d. of section 9 of P.L.1985, c.334 (C.58:11B-9), which balance previously had been appropriated to the trust for such purpose pursuant to section 11 of P.L.2019, c.192, less any Interim Environmental Financing Program Fund amounts appropriated to the Department of Environmental Protection to supplement the sums appropriated from the Clean Water State Revolving Fund for clean water projects pursuant to the Federal Clean Water Act and from the Drinking Water State Revolving Fund for drinking water projects pursuant to the Federal Safe Drinking Water Act, provided that at no time shall funds committed pursuant to this section exceed funds required by the Department of Environmental Protection to meet long-term obligations; and

(2) such other amounts to be deposited in the Interim Environmental Financing Program Fund, in an aggregate amount that does not exceed at any time, the amount appropriated, provided that the amount so reappropriated and appropriated to the trust for deposit in the Interim Environmental Financing Program Fund shall be utilized by the trust to make short-term or temporary loans pursuant to the Interim Environmental Financing Program to any one or more of the project sponsors, for the respective projects thereof, identified in the interim environmental financing project priority list (hereinafter referred to as the "Interim Environmental Financing Program Project Priority List") in the form provided to the Legislature by the Commissioner of Environmental Protection.

b. The Interim Environmental Financing Program Project Priority List shall be submitted to the Secretary of the Senate and the Clerk of the General Assembly at least once each fiscal year. The Secretary of the Senate and the Clerk of the General Assembly shall cause the date of submission to be entered upon the Senate Journal and the Minutes of the General Assembly, respectively. Any environmental infrastructure project or the project sponsor thereof not identified in the Interim Environmental Financing Program Project Priority List shall not be eligible for a short-term or temporary loan from the Interim Environmental Financing Program Fund.

c. The trust may issue market rate interest short-term temporary loans for wastewater treatment and water supply projects on the Interim Environmental Financing Program Project Priority List for the reduction of lead in publicly-owned facilities otherwise ineligible to receive funding for that purpose pursuant to subsection a. of this section.

11. a. There is appropriated to the New Jersey Infrastructure Bank for deposit in the special fund created and established by the trust for the short-term or temporary Disaster Relief Emergency Financing Program loan financing or refinancing program (hereinafter referred to as the "Disaster Relief Emergency Financing Program") authorized pursuant to subsection a. of section 1 of P.L.2013, c.93 (C.58:11B-9.5) such sums as needed consisting of:

(1) sums from the "Interim Environmental Financing Program Fund" as needed by the trust to make short-term or temporary loans pursuant to the Disaster Relief Emergency Financing Program to any one or more of the project sponsors, for the respective projects thereof; and

(2) such other amounts to be deposited in the Disaster Relief Emergency Financing Program Fund, provided that the amount so appropriated to the trust for deposit in the Disaster Relief Emergency Financing Program Fund shall be utilized by the trust to make short-term or temporary loans pursuant to the Disaster Relief Emergency Financing Program to any one or more of the project sponsors, for the respective projects thereof. Any projects funded by the Disaster Relief Emergency Financing Program shall be subject to the approval of the Commissioner of Environmental Protection.

b. The Disaster Relief Emergency Financing Program Project Priority List shall be submitted to the Legislature pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1) at least once in each fiscal year. Any environmental infrastructure project or the project sponsor thereof not identified in the Disaster Relief Emergency Financing Program Project Priority List shall not be eligible for a short-term or temporary loan from the Disaster Relief Emergency Financing Program Fund.

12. Notwithstanding the provisions of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to the contrary, the trust shall not be required to adopt rules and regulations governing the making of Disaster Relief Emergency Financing Program loans.

13. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 49

AN ACT appropriating moneys to the Department of Environmental Protection for the purpose of making zero interest loans or principal forgiveness

loans to project sponsors to finance a portion of the costs of environmental infrastructure projects.

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

1. a. (1) There is appropriated to the Department of Environmental Protection from the "Clean Water State Revolving Fund," established pursuant to section 1 of P.L.2009, c.77, an amount equal to the federal fiscal year 2020 capitalization grant made available to the State for clean water project loans pursuant to the "Water Quality Act of 1987," 33 U.S.C. s.1251 et seq., and any amendatory and supplementary acts thereto (hereinafter referred to as the "Federal Clean Water Act").

(2) There is appropriated to the Department of Environmental Protection from the "Interim Environmental Financing Program Fund," established by the New Jersey Infrastructure Bank pursuant to subsection d. of section 9 of P.L.1985, c.334 (C.58:11B-9), such amounts as may be necessary to supplement the sums appropriated from the Clean Water State Revolving Fund for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(3) There is appropriated to the Department of Environmental Protection from the "Disaster Relief Emergency Financing Program Fund," established by the New Jersey Infrastructure Bank pursuant to section 1 of P.L.2013, c.93 (C.58:11B-9.5), such amounts as may be necessary to supplement the sums appropriated from the Clean Water State Revolving Fund for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(4) There is appropriated to the Department of Environmental Protection from the "Drinking Water State Revolving Fund," established pursuant to section 1 of P.L.1998, c.84, an amount equal to the federal fiscal year 2020 capitalization grant made available to the State for drinking water projects pursuant to the "Safe Drinking Water Act Amendments of 1996," Pub.L.104-182, and any amendatory and supplementary acts thereto (hereinafter referred to as the "Federal Safe Drinking Water Act").

The Department of Environmental Protection is authorized to transfer from the Clean Water State Revolving Fund to the Drinking Water State Revolving Fund, pursuant to the "Water Infrastructure Funding Transfer Act," Pub.L.116-63, additional amounts as may be necessary to address a threat to

public health, and an amount equal to the maximum amount authorized to be transferred is appropriated to the department for those purposes.

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

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

Notwithstanding any provision of this act to the contrary, the Department of Environmental Protection is authorized to utilize funds from the Clean Water State Revolving Fund for the purposes of the Drinking Water State Revolving Fund, and may charge interest on loans made with such invested funds to the extent permitted by the Federal Clean Water Act and the Federal Safe Drinking Water Act.

(5) There is appropriated to the Department of Environmental Protection the unappropriated balances from the Clean Water State Revolving Fund, including the balances from the Federal Disaster Relief Appropriations Act, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(6) There is appropriated to the Department of Environmental Protection the unappropriated balances from the "Wastewater Treatment Fund," established pursuant to section 15 of the "Wastewater Treatment Bond Act of 1985," P.L.1985, c.329, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(7) There is appropriated to the Department of Environmental Protection the unappropriated balances from the "1992 Wastewater Treatment Fund,"

established pursuant to section 27 of the "Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992," P.L.1992, c.88, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(8) There is appropriated to the Department of Environmental Protection the unappropriated balances from the "2003 Water Resources and Wastewater Treatment Fund," established pursuant to subsection a. of section 19 of the "Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003," P.L.2003, c.162, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(9) There is appropriated to the Department of Environmental Protection the unappropriated balances from the "Pinelands Infrastructure Trust Fund," established pursuant to section 14 of the "Pinelands Infrastructure Trust Bond Act of 1985," P.L.1985, c.302, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act and for drinking water projects pursuant to the Federal Safe Drinking Water Act.

(10) There is appropriated to the Department of Environmental Protection the unappropriated balances from the "Stormwater Management and Combined Sewer Overflow Abatement Fund," established pursuant to the "Stormwater Management and Combined Sewer Overflow Abatement Bond Act of 1989," P.L.1989, c.181, and any repayments of loans and interest therefrom, as may be available on or before June 30, 2021, for the purposes of clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(11) There is appropriated to the Department of Environmental Protection the unappropriated balances from the Drinking Water State Revolving Fund and any repayments of loans and interest therefrom, including the balances

from the Federal Disaster Relief Appropriations Act as may be available on or before June 30, 2021, for the purposes of drinking water project loans.

(12) There is appropriated to the Department of Environmental Protection such sums as may be needed from loan repayments and interest earnings from the "Water Supply Fund," established pursuant to section 14 of the "Water Supply Bond Act of 1981," P.L.1981, c.261, for the "Drinking Water State Revolving Fund Match Accounts" contained within that fund, for the purpose of providing the State match as may be required for the award of the capitalization grants made available to the State for drinking water projects pursuant to the Federal Safe Drinking Water Act.

(13) There is appropriated to the Department of Environmental Protection from the "Interim Environmental Financing Program Fund," established by the New Jersey Infrastructure Bank pursuant to subsection d. of section 9 of P.L.1985, c.334 (C.58:11B-9), such amounts as may be available on or before June 30, 2021, and any repayments of loans and interest therefrom, as may be necessary to supplement the sums appropriated from the Drinking Water State Revolving Fund for the purposes of drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for drinking water projects pursuant to the Federal Safe Drinking Water Act.

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

(15) There is appropriated to the Department of Environmental Protection such amounts as may be received by the Department of Community Affairs, as the grantee from the United States Department of Housing and Urban Development Community Development Block Grant - Disaster Recovery Program (CDBG-DR), as may be available on or before June 30, 2021, for the purposes of CDBG-DR eligible clean water and drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act and drinking water projects pursuant to the Federal Safe Drinking Water Act.

(16) There is appropriated to the Department of Environmental Protection such sums as may be available on or before June 30, 2021, as repayments of drinking water project loans and any interest therefrom from the "Water Supply Fund," established pursuant to section 14 of the "Water Supply Bond Act of 1981," P.L.1981, c.261, for the purposes of drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for drinking water projects pursuant to the Federal Safe Drinking Water Act.

(17) Of the sums appropriated to the Department of Environmental Protection from the "Water Supply Fund" pursuant to P.L.1999, c.174, P.L.2001, c.222, P.L.2002, c.70, and P.L.2003, c.158, the department is authorized to transfer any unexpended balances and any repayments of loans and interest therefrom as may be available on or before June 30, 2021, in such amounts as needed to the Drinking Water State Revolving Fund accounts contained within the Water Supply Fund established for the purposes of providing drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for drinking water projects pursuant to the Federal Safe Drinking Water Act.

(18) Of the sums appropriated to the Department of Environmental Protection from the "1992 Wastewater Treatment Fund" pursuant to P.L.1996, c.85, P.L.1997, c.221, P.L.1998, c.84, P.L.1999, c.174, P.L.2000, c.92, P.L.2001, c.222, and P.L.2002, c.70, the department is authorized to transfer any unexpended balances and any repayments of loans and interest therefrom as may be available on or before June 30, 2021, in such amounts as needed to the Clean Water State Revolving Fund accounts contained within the 1992 Wastewater Treatment Fund for the purposes of providing clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(19) Of the sums appropriated to the Department of Environmental Protection from the "2003 Water Resources and Wastewater Treatment Fund" pursuant to P.L.2004, c.109 and P.L.2007, c.139, the department is authorized to transfer any unexpended balances and any repayments of loans and interest therefrom as may be available on or before June 30, 2021, in such amounts as needed to the Clean Water State Revolving Fund accounts contained within the 2003 Water Resources and Wastewater Treatment Fund for the purposes of providing clean water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act.

(20) There is appropriated to the Department of Environmental Protection the sums deposited by the New Jersey Infrastructure Bank into the Clean Water State Revolving Fund, the "Wastewater Treatment Fund," the "1992 Wastewater Treatment Fund," the "Water Supply Fund," the "Stormwater Management and Combined Sewer Overflow Abatement Fund," established pursuant to the "Stormwater Management and Combined Sewer Overflow Abatement Bond Act of 1989," P.L.1989, c.181, the "2003 Water Resources and Wastewater Treatment Fund," and the Drinking Water State Revolving Fund, as appropriate, pursuant to paragraph (6) of subsection c. of section 1 of P.L.2020, c.48, as may be available on or before June 30, 2021, for the purposes of providing clean water project loans and drinking water project loans and providing the State match as may be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Clean Water Act and for drinking water projects pursuant to the Federal Safe Drinking Water Act.

Any such amounts shall be for the purpose of making zero interest and principal forgiveness financing loans, to the extent sufficient funds are available, to or on behalf of local government units or public water utilities (hereinafter referred to as "project sponsors") to finance a portion of the cost of the construction of clean water projects and drinking water projects listed in sections 2 and 3 of this act, and for the purpose of implementing and administering the provisions of this act, to the extent permitted by the Federal Disaster Relief Appropriations Act, the Federal Clean Water Act, the Federal Safe Drinking Water Act, P.L.2009, c.77, the "Wastewater Treatment Bond Act of 1985," P.L.1985, c.329, the "Water Supply Bond Act of 1981," P.L.1981, c.261, the "Stormwater Management and Combined Sewer Overflow Abatement Bond Act of 1989," P.L.1989, c.181, the "Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992," P.L.1992, c.88, the "Dam, Lake, Stream, Flood Control, Water Resources, and the Wastewater Treatment Project Bond Act of 2003," P.L.2003, c.162, and any amendatory and supplementary acts thereto.

b. The department is authorized to make zero interest and principal forgiveness financing loans to or on behalf of the project sponsors for the environmental infrastructure projects listed in subsection a. of section 2 and subsection a. of section 3 of this act for clean water projects, up to the individual amounts indicated and in the priority stated, to the extent there are sufficient eligible project applications, except that any such amounts may be reduced if a project fails to meet the requirements of sections 4 or 5 of this act, or by the Commissioner of Environmental Protection pursuant to section 7 of this act, provided:

(1) a maximum of $15 million in principal forgiveness loans, plus any appropriated but unallocated funds designated in State fiscal year 2020 for combined sewer overflow projects, shall be issued as provided in subsection a. of section 3 of this act to communities in combined sewer overflow sewersheds sponsoring construction projects that reduce or eliminate discharges from combined sewer overflow outfalls, wherein principal forgiveness loans shall not exceed $4 million per borrower subject to the availability of funds, and wherein 50 percent of the principal of the fund loan shall be forgiven, 25 percent of the loan shall be a zero interest rate fund loan, and 25 percent of the loan shall be a trust market rate loan. For project costs greater than $4 million up to and including $10 million, 75 percent of the loan shall be a zero interest rate fund loan and 25 percent of the loan shall be a trust market rate loan. For project costs greater than $10 million, 50 percent of the loan shall be a zero interest rate fund loan and 50 percent of the loan shall be a trust market rate loan;

(2) a maximum of $10 million in principal forgiveness loans shall be issued as provided in subsection a. of section 3 of this act for water quality restoration projects wherein principal forgiveness loans shall not exceed $2 million per borrower subject to the availability of funds, and wherein 50 percent of the principal of the fund loan shall be forgiven, 25 percent of the loan shall be a zero interest rate fund loan, and 25 percent of the loan shall be a trust market rate loan subject to the availability of funds. For project costs greater than $4 million up to and including $10 million, 75 percent of the loan shall be a zero interest rate fund loan and 25 percent of the loan shall be a trust market rate loan. For project costs greater than $10 million, 50 percent of the loan shall be a zero interest rate fund loan and 50 percent of the loan shall be a trust market rate loan;

(3) to the extent funds are available, a maximum of $500,000 in principal forgiveness loans shall be issued to finance clean water environmental infrastructure projects as provided in subsection a. of section 3 of this act for systems serving populations of up to 10,000 residents for the development of asset management plans wherein principal forgiveness shall be 100 percent of the fund loan amount per project in an amount not to exceed $100,000 per project sponsor; and

(4) those projects listed in subsection a. of section 2 of this act and subsection a. of section 3 of this act that were previously identified in P.L.2019, c.193, as amended by P.L.2019, c.514, are granted continued priority status and shall be subject to the provisions of P.L.2019, c.193, as amended by P.L.2019, c.514, provided such projects receive short-term funding prior to June 30, 2020.

c. The department is authorized to make zero interest and principal forgiveness financing loans to or on behalf of the project sponsors for the environmental infrastructure projects listed in subsection b. of section 3 of this act for drinking water projects, up to the individual amounts indicated and in the priority stated, provided:

(1) a maximum of 30 percent of the 2020 Drinking Water State Revolving Fund capitalization grant, not to exceed $5 million, plus any funds transferred to the Drinking Water State Revolving Fund pursuant to paragraph (4) of subsection a. of this section may be issued as provided in subsection b. of section 3 of this act for drinking water systems, as follows:

(a) up to $4 million of Drinking Water State Revolving Fund loans, plus any appropriated but unallocated funds designated in State fiscal year 2020 for drinking water systems serving populations of up to 10,000 residents, shall be available for drinking water systems serving populations of up to 10,000 residents wherein principal forgiveness shall not exceed $500,000 in the aggregate and shall not exceed 50 percent of the total loan amount per project sponsor in an amount not to exceed $1 million per project sponsor.

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

(b) a maximum of $500,000 in principal forgiveness loans shall be issued to drinking water systems serving populations of up to 10,000 residents for the development of asset management plans wherein principal forgiveness shall be 100 percent of the fund loan amount per project in an amount not to exceed $100,000 per project sponsor subject to the availability of funds; and

(c) a maximum of $10 million of principal forgiveness for drinking water systems serving communities with a population of up to 1,000 residents for corrosion control treatment and lead service line replacement projects wherein principal forgiveness shall not exceed 90 percent of the total fund loan amount of $1 million per water system;

(2) up to $103 million of moneys from the Drinking Water State Revolving Fund, plus any appropriated but unallocated funds designated in State fiscal year 2020, may be issued for principal forgiveness loans for drinking water systems serving communities with a weighted median household income less than the median household income for the State to finance lead service line replacements, wherein principal forgiveness shall not exceed 50 percent of the total fund loan amount of: $2 million per water system for systems with fewer than 1,000 known lead service lines, $10 million per water system for systems with 1,000 to 5,000 known lead service lines, and $40

million per water system for systems with greater than 5,000 known lead service lines.

Loans may be made pursuant to this subsection to the extent there are sufficient eligible project applications and as may be required for the award of the capitalization grants made available to the State for drinking water projects pursuant to the Federal Safe Drinking Water Act. Any such amounts may be reduced by the Commissioner of Environmental Protection pursuant to section 7 of this act, or if a project fails to meet the requirements of section 4 or 5 of this act; and

(3) Those projects listed in subsections a. and b. of section 3 of this act that were previously identified in P.L.2019, c.193, as amended by P.L.2019, c.514, are granted continued priority status and shall be subject to the provisions of P.L.2019, c.193, as amended by P.L.2019, c.514, provided such projects receive short-term funding prior to June 30, 2020.

d. The department is authorized to make zero interest and principal forgiveness financing loans to or on behalf of the project sponsors for the environmental infrastructure projects listed in sections 2 and 3 of this act under the same terms, conditions and requirements set forth in this section from any unexpended balances of the amounts appropriated pursuant to section 1 of P.L.1987, c.200, section 2 of P.L.1988, c.133, section 1 of P.L.1989, c.189, section 1 of P.L.1990, c.99, section 1 of P.L.1991, c.325, section 1 of P.L.1992, c.38, section 1 of P.L.1993, c.193, section 1 of P.L.1994, c.106, section 1 of P.L.1995, c.219, section 1 of P.L.1996, c.85, section 1 of P.L.1997, c.221, section 2 of P.L.1998, c.84, section 2 of P.L.1999, c.174, section 2 of P.L.2000, c.92, sections 1 and 2 of P.L.2001, c.222, sections 1 and 2 of P.L.2002, c.70, sections 1 and 2 of P.L.2003, c.158, sections 1 and 2 of P.L.2004, c.109, sections 1 and 2 of P.L.2005, c.196, sections 1 and 2 of P.L.2006, c.68, sections 1 and 2 of P.L.2007, c.139, sections 1 and 2 of P.L.2008, c.68, sections 1 and 2 of P.L.2009, c.102, sections 1 and 2 of P.L.2010, c.63, sections 1 and 2 of P.L.2011, c.93, sections 1 and 2 of P.L.2012, c.43, sections 1 and 2 of P.L.2013, c.95, sections 1 and 2 of P.L.2014, c.25, sections 1 and 2 of P.L.2015, c.108, sections 1 and 2 of P.L.2016, c.32, as amended by P.L.2017, c.14, sections 1 and 2 of P.L.2017, c.143, as amended by P.L.2017, c.326, sections 1 and 2 of P.L.2018, c.85, as amended by P.L.2018, c.137 and P.L.2019, c.12, and sections 1 and 2 of P.L.2019, c.193, as amended by P.L.2019, c.514, including amounts resulting from the low bid and final building cost reductions authorized pursuant to section 6 of P.L.1987, c.200, section 7 of P.L.1988, c.133, section 6 of P.L.1989, c.189, section 6 of P.L.1990, c.99, section 6 of P.L.1991, c.325, section 6 of P.L.1992, c.38, section 6 of P.L.1993, c.193, section 6 of

P.L.1994, c.106, section 6 of P.L.1995, c.219, section 6 of P.L.1996, c.85, section 6 of P.L.1997, c.221, section 7 of P.L.1998, c.84, section 6 of P.L.1999, c.174, section 6 of P.L.2000, c.92, section 6 of P.L.2001, c.222, section 6 of P.L.2002, c.70, section 6 of P.L.2003, c.158, section 6 of P.L.2004, c.109, section 6 of P.L.2005, c.196, section 6 of P.L.2006, c.68, section 6 of P.L.2007, c.139, section 6 of P.L.2008, c.68, section 7 of P.L.2009, c.102, section 6 of P.L.2010, c.63, section 6 of P.L.2011, c.93, section 6 of P.L.2012, c.43, section 6 of P.L.2013, c.95, section 7 of P.L.2014, c.25, section 7 of P.L.2015, c.108, section 7 of P.L.2016, c.32, as amended by P.L.2017, c.14, section 7 of P.L.2017, c.143 as amended by P.L.2017, c.326, section 7 of P.L.2018, c.85, as amended by P.L.2018, c.137 and P.L.2019, c.12, and section 7 of P.L.2019, c.193, as amended by P.L.2019, c.514, and from any repayments of loans and interest from the Clean Water State Revolving Fund, the "Wastewater Treatment Fund," the "Water Supply Fund," the "1992 Wastewater Treatment Fund," the "2003 Water Resources and Wastewater Treatment Fund," and amounts deposited therein during State fiscal year 2019 and State fiscal year 2020 pursuant to the provisions of section 16 of P.L.1985, c.329, and section 2 of P.L.2009, c.77 and any amendatory and supplementary acts thereto, including any Clean Water State Revolving Fund Accounts contained within the "Wastewater Treatment Fund," and from any repayment of loans and interest from the Drinking Water State Revolving Fund.

e. The department is authorized to make zero interest and principal forgiveness Sandy financing loans to or on behalf of the project sponsors for the Sandy environmental infrastructure projects listed in subsection a. of section 3 of this act for clean water projects, in a manner consistent with the Federal Disaster Relief Appropriations Act, up to the individual amounts indicated, except that any such amount may be reduced by the Commissioner of Environmental Protection pursuant to section 7 of this act, or if a project fails to meet the requirements of section 4, 5, or 7 of this act, provided a maximum of $300 million shall be provided for Sandy financing loans for clean water projects to provide financial assistance to communities affected by the Storm Sandy, and for projects whose purpose is to reduce flood damage risk and vulnerability or to enhance resiliency to rapid hydrologic change or a natural disaster.

f. For the purposes of this act:

"Base financing" means zero interest loans provided by the Department of Environmental Protection from moneys made available for the purposes of this act from any source other than funds received pursuant to the Federal Disaster Relief Appropriations Act, related State matching funds, and interest earned thereon.

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

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

2. a. (1) The department is authorized to expend funds for the purpose of making supplemental zero interest loans to or on behalf of the project sponsors listed below for the following clean water environmental infrastructure projects:

Project Sponsor	**Project Number**	**Estimated Allowable DEP Loan Amount**	**Estimated Total Loan Amount**
Elizabeth City	S340942-19R	$206,250	$275,000
Ocean Twp. SA	S340750-14R	$750,000	$1,000,000
Paterson City	S340850-03-1	$1,800,000	$2,400,000
Rockaway Valley RSA	S340821-06-1	$581,250	$775,000
Somerville Borough	S342013-01-1	$1,387,500	$1,850,000
Total Projects: 5		**$4,725,000**	**$6,300,000**

(2) The loans authorized in this subsection shall be made for the difference between the allowable loan amounts required by these projects based upon final building costs pursuant to section 7 of this act and the loan amounts certified by the Commissioner of Environmental Protection in State fiscal years 2008, 2019, and 2020 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the department pursuant to section 4 of P.L.1985, c.329. The loans authorized in this subsection shall be made to or on behalf of the project sponsors listed, up to the individual amounts indicated and in the priority stated, to the extent sufficient funds are available, except as a project fails to meet the requirements of section 4, 5, or 7 of this act.

(3) The zero interest loans for the projects authorized in this subsection shall have priority over projects listed in subsection a. of section 3 of this act.

b. (1) The Department of Environmental Protection is authorized to expend funds for the purpose of making supplemental loans to or on behalf of the project sponsors listed below for the following drinking water environmental infrastructure projects:

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Newark City	0714001-016R	$1,275,000	$1,700,000
North Jersey District Water Supply Comm.	1613001-025R	$19,125,000	$25,500,000
Total Projects: 2		**$20,400,000**	**$27,200,000**

(2) The loans authorized in this subsection shall be made for the difference between the allowable loan amount required by these projects based upon final building costs pursuant to section 7 of this act and the loan amounts certified by the Commissioner of Environmental Protection in State fiscal year 2020 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the department pursuant to section 5 of P.L.1981, c.261. The loans authorized in this subsection shall be made to or on behalf of the project sponsors listed, up to the individual amounts indicated and in the priority stated, to the extent sufficient funds are available, except as a project fails to meet the requirements of section 4, 5, or 7 of this act.

(3) The zero interest loans for the projects authorized in this subsection shall have priority over projects listed in subsection b. of section 3 of this act.

c. The Department of Environmental Protection is authorized to adjust the allowable Department of Environmental Protection loan amount for projects authorized in this section to between zero percent and 100 percent of the total allowable loan amount, and, if the Department of Environmental Protection loan amount is adjusted to 100 percent of the total allowable loan amount, the loan shall be provided pursuant to the terms and conditions of the financing program year in which the trust issued an interim financing program loan for the project or, in the absence of an interim financing program loan, the terms and conditions of the State fiscal year 2021 financing program.

3. a. (1) The following environmental infrastructure projects shall be known and may be cited as the "Storm Sandy and State Fiscal Year 2021 Clean Water Project Eligibility List":

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Camden County MUA	S340640-17	$2,625,000	$3,500,000
Camden County MUA	S340640-24	$4,875,000	$6,500,000
Rahway Valley SA	S340547-14	$7,125,000	$9,500,000
Rahway Valley SA	S340547-15	$1,941,389	$2,588,518

Camden County MUA	S340640-22	$2,625,000	$3,500,000
Camden County MUA	S340640-23	$4,200,000	$5,600,000
Newark City	S340815-28	$4,500,000	$6,000,000
Camden County MUA	S340640-16	$9,975,000	$13,300,000
Newark City	S340815-24	$15,750,000	$21,000,000
Camden City	S340366-15	$9,997,500	$13,330,000
Camden County MUA	S340640-18	$63,022,500	$84,030,000
North Bergen MUA	S340652-14	$17,250,000	$23,000,000
Jersey City MUA	S340928-15	$30,750,000	$41,000,000
Jersey City MUA	S340928-20	$5,400,000	$7,200,000
Jersey City MUA	S340928-21	$9,750,000	$13,000,000
Jersey City MUA	S340928-28	$2,025,000	$2,700,000
Jersey City MUA	S340928-31	$8,294,700	$11,059,600
Jersey City MUA	S340928-34	$885,885	$1,181,180
Elizabeth City	S340942-17	$4,875,000	$6,500,000
Camden County MUA	S340640-13	$9,600,000	$12,800,000
Long Branch SA	S340336-08	$1,305,525	$1,740,700
Ocean County UA	S340372-62	$3,225,000	$4,300,000
Ocean County UA	S340372-59	$5,715,000	$7,620,000
Hoboken City	S340635-07	$3,750,000	$5,000,000
Hoboken City	S340635-09	$375,000	$500,000
Mount Laurel Twp. MUA	S340943-06	$6,000,000	$8,000,000
Jersey City	S340928-30	$2,033,250	$2,711,000
North Hudson SA	S340952-30	$17,400,000	$23,200,000
North Hudson SA	S345190-01	$4,500,000	$6,000,000
Riverside SA	S340490-01	$630,000	$840,000
Perth Amboy City	S340435-11	$4,844,513	$6,459,351
Perth Amboy City	S340435-14	$1,956,000	$2,608,000
Perth Amboy City	S345220-01	$750,000	$1,000,000
Hackensack City	S340923-14	$6,000,000	$8,000,000
Somerset Raritan Valley SA	S340801-09	$4,875,000	$6,500,000
Passaic Valley SC	S340689-48	$675,308	$900,410
Passaic Valley SC	S340689-38	$15,750,000	$21,000,000
Passaic Valley SC	S345200-01	$6,000,000	$8,000,000
Passaic Valley SC	S345200-02	$1,500,000	$2,000,000
Passaic Valley SC	S340689-30	$2,775,000	$3,700,000
Passaic Valley SC	S340689-32	$7,500,000	$10,000,000
Northwest Bergen County UA	S340700-16	$3,675,000	$4,900,000
Bergen County UA	S340386-21	$5,700,000	$7,600,000
Linden Roselle SA	S340299-09	$1,575,000	$2,100,000
Linden Roselle SA	S340299-08	$12,750,000	$17,000,000
Lambertville MUA	S340882-09	$1,350,000	$1,800,000
Raritan Twp. MUA	S340485-12	$3,675,000	$4,900,000
Clinton Town	S340924-08	$3,075,000	$4,100,000
Gloucester County UA	S340902-15	$8,625,000	$11,500,000

Stafford Twp.	S344100-03	$4,200,000	$5,600,000
Allentown Borough	S340567-05	$3,825,000	$5,100,000
JMEUC - East Orange City	S340686-09a	$465,378	$620,504
JMEUC - Elizabeth City	S340686-09b	$4,879,407	$6,505,876
JMEUC - Hillside Twp.	S340686-09c	$681,323	$908,430
JMEUC - Irvington Twp.	S340686-09d	$1,689,260	$2,252,347
JMEUC - Newark City	S340686-09e	$1,022,282	$1,363,042
JMEUC - South Orange Village Twp.	S340686-09f	$488,105	$650,806
JMEUC - Summit City	S340686-09g	$889,742	$1,186,322
JMEUC - Union Twp.	S340686-09h	$1,837,001	$2,449,335
JMEUC - West Orange Twp.	S340686-09i	$1,189,072	$1,585,429
Howell Twp.	S344040-02	$11,010,000	$14,680,000
Ocean County	S344080-10	$187,500	$250,000
Ocean County	S344080-11	$262,500	$350,000
Rockaway Valley RSA	S340821-07	$6,150,000	$8,200,000
Ocean County	S344080-09	$975,000	$1,300,000
Western Monmouth UA	S340128-06	$9,825,000	$13,100,000
Chatham (MCJM) Borough	S340715-07A	$2,250,000	$3,000,000
Madison (MCJM) Borough	S340715-07B	$3,750,000	$5,000,000
Point Pleasant Beach Borough	S344190-02	$2,362,500	$3,150,000
Long Branch SA	S340336-09	$4,200,000	$5,600,000
Manasquan River RSA	S340911-03	$495,000	$660,000
Delran Twp.	S340794-10	$1,575,000	$2,100,000
Middlesex County UA	S340699-14	$8,250,000	$11,000,000
Monmouth County Bayshore Outfall Authority	S340325-04	$2,625,000	$3,500,000
Ocean County UA	S340372-60	$652,500	$870,000
Brick Twp. MUA	S340448-11	$4,275,000	$5,700,000
Northwest Bergen County UA	S340700-15	$5,250,000	$7,000,000
Northwest Bergen County UA	S340700-18	$1,500,000	$2,000,000
Northwest Bergen County UA	S340700-19	$6,099,338	$8,132,450
Western Monmouth UA	S340128-05	$5,887,500	$7,850,000
Old Bridge MUA	S340945-14	$2,700,000	$3,600,000
Franklin Twp. SA	S340839-08	$3,150,000	$4,200,000

Evesham MUA	S340838-07	$1,200,000	$1,600,000
Winslow Twp.	S340895-10	$1,275,000	$1,700,000
Ocean Twp. SA	S340750-12	$3,375,000	$4,500,000
Vernon Twp.	S340745-03	$82,500	$110,000
Scotch Plains Twp.	S340512-01	$2,025,000	$2,700,000
West Deptford Twp.	S340947-05	$1,061,250	$1,415,000
Princeton	S340656-11	$2,944,259	$3,925,678
Warren Twp. SA	S340964-05	$8,100,000	$10,800,000
Middlesex Borough	S340698-02	$1,926,563	$2,568,750
Red Bank Borough	S340528-01	$1,125,000	$1,500,000
North Haledon Borough	S340229-02	$75,000	$100,000
Glen Ridge Borough	S340861-03	$334,387	$445,849
Glen Ridge Borough	S340861-04	$1,725,000	$2,300,000
Emerson Borough	S340497-01	$75,000	$100,000
Bradley Beach Borough	S340472-01	$2,025,000	$2,700,000
Lambertville MUA	S340882-10	$525,000	$700,000
Hamburg Borough	S340149-03	$75,000	$100,000
Long Beach Twp.	S340023-07	$3,450,000	$4,600,000
Long Beach Twp.	S340023-08	$90,000	$120,000
Passaic Valley SC	S340689-45	$7,657,577	$10,210,102
Lakewood Twp. MUA	S340465-02	$3,240,000	$4,320,000
Cumberland County	S340438-03	$12,750,000	$17,000,000
Cranford Twp.	S340858-04	$9,000,000	$12,000,000
Gloucester Twp.	S340364-11	$712,500	$950,000
Gloucester Twp.	S340364-15	$1,087,500	$1,450,000
Spotswood Borough	S340510-01	$4,070,250	$5,427,000
Paulsboro Borough	S340164-01	$2,062,500	$2,750,000
North Hudson SA	S340952-36	$675,000	$900,000
Clinton Town	S340924-07	$600,000	$800,000
Sussex County MUA	S342008-04	$5,552,370	$7,403,160
Kearny Town	S340259-12	$16,125,000	$21,500,000
Burlington City	S340140-02	$1,950,000	$2,600,000
Willingboro MUA	S340132-11	$7,500,000	$10,000,000
Lakewood Twp. MUA	S340465-03	$1,312,500	$1,750,000
Bloomfield Twp.	S340516-01	$5,423,228	$7,230,970
Brick Twp. MUA	S340448-14	$1,500,000	$2,000,000
North Brunswick Twp.	S340888-02	$6,000,000	$8,000,000
Manchester Twp.	S340650-08	$2,250,000	$3,000,000
Point Pleasant Beach Borough	S340479-04	$1,447,500	$1,930,000
Allentown Borough	S340567-06	$498,704	$664,938
Ship Bottom Borough	S340311-04	$2,062,500	$2,750,000
Total Projects: 123		**$583,016,066**	**$777,354,747**

(2) The Department of Environmental Protection is authorized to make clean water project loans to the following municipalities receiving funding

from the "Pinelands Infrastructure Trust Fund," established pursuant to section 14 of the "Pinelands Infrastructure Trust Bond Act of 1985," P.L.1985, c.302:

Project Sponsor	Project Number	Estimated Total Loan Amount
Pemberton Twp.	Pinelands 1	$2,929,000
Manchester Twp./ Jackson MUA	Pinelands 2	$7,192,035
Galloway Twp.	Pinelands 4	$3,493,440
Winslow Twp.	Pinelands 5	$1,728,940
Total Pinelands Projects: 4		**$15,343,415**

b. The following environmental infrastructure projects shall be known and may be cited as the "State Fiscal Year 2021 Drinking Water Project Eligibility List":

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Loan Amount
Newark City	0714001-020	$13,125,000	$17,500,000
Newark City	0714001-019	$9,375,000	$12,500,000
Trenton City	1111001-011	$15,255,000	$20,340,000
Bloomfield Twp.	0702001-003	$823,796	$1,098,395
NJ American Water Co., Inc.	1345001-017	$7,575,000	$10,100,000
Burlington City	0305001-002	$2,700,000	$3,600,000
Moorestown Twp.	0322001-001	$18,468,750	$24,625,000
Brick Twp. MUA	1506001-011	$15,667,500	$20,890,000
East Greenwich	0803001-004	$1,950,000	$2,600,000
Jersey City MUA	0906001-017	$1,305,180	$1,740,240
Newark City	0714001-018	$3,862,500	$5,150,000
Jersey City MUA	0906001-019	$5,025,000	$6,700,000
NJ American Water Co., Inc.	1345001-021	$19,758,750	$26,345,000
Manchester Twp.	1518005-002	$4,125,000	$5,500,000
Paulsboro Borough	0814001-003	$2,100,000	$2,800,000
Jersey City MUA	0906001-009	$2,077,500	$2,770,000
Middlesex Water Co.	1225001-028	$8,400,000	$11,200,000
Hoboken City	0905001-002	$6,000,000	$8,000,000
Wall Twp.	1352003-001	$1,350,000	$1,800,000
Wall Twp.	1352003-002	$2,775,000	$3,700,000
Clinton Town	1005001-010	$1,086,140	$1,448,187
Clinton Town	1005001-011	$949,355	$1,265,807
Spotswood Borough	1224001-001	$2,582,936	$3,443,914
Glen Ridge Borough	0708001-008	$1,929,908	$2,573,210
Jersey City MUA	0906001-020	$4,965,000	$6,620,000
Jersey City MUA	0906001-021	$8,250,000	$11,000,000

Jackson Twp. MUA	1511001-013	$15,000,000	$20,000,000
Berkeley Twp. MUA	1505004-009	$1,875,000	$2,500,000
Jersey City MUA	0906001-015	$2,691,950	$3,589,266
Hoboken City	0905001-001	$6,375,000	$8,500,000
Middlesex Water Co.	1225001-025	$42,750,000	$57,000,000
Evesham MUA	0313001-001	$1,950,000	$2,600,000
Brick Twp. MUA	1506001-009	$4,446,570	$5,928,760
Clinton Town	1005001-012	$2,625,000	$3,500,000
Milltown Borough	1212001-005	$1,350,000	$1,800,000
NJ American Water Co., Inc.	2004002-013	$12,000,000	$16,000,000
Jackson Twp. MUA	1511001-012	$8,250,000	$11,000,000
Hampton Borough	1013001-001	$1,350,000	$1,800,000
Little Egg Harbor MUA	1516001-003	$4,143,750	$5,525,000
National Park Borough	0812001-004	$1,275,000	$1,700,000
Hopatcong Borough	1912001-004	$75,000	$100,000
Hamburg Borough	1909001-001	$63,750	$85,000
Highbridge Borough	1014001-001	$75,000	$100,000
Hardyston MUA	1911006-003	$75,000	$100,000
Total Projects: 44		**$267,853,335**	**$357,137,779**

c. The Department of Environmental Protection is authorized to adjust the allowable Department of Environmental Protection loan amount for projects authorized in this section to between zero percent and 100 percent of the total allowable loan amount, and, if the Department of Environmental Protection loan amount is adjusted to 100 percent of the total allowable loan amount, the loan shall be provided pursuant to the terms and conditions of the financing program year in which the trust issued an interim financing program loan for the project or, in the absence of an interim financing program loan, the terms and conditions of the State fiscal year 2021 financing program.

4. Any financing loan made by the Department of Environmental Protection pursuant to this act shall be subject to the following requirements:

a. The Commissioner Environmental Protection has certified that the project is in compliance with the provisions of P.L.1977, c.224, P.L.1985, c.329, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225, or P.L.2003, c.162, and any rules and regulations adopted pursuant thereto;

b. A loan for an environmental infrastructure project listed in section 2 or 3 of this act shall be subject to the terms and conditions of the financing program year in which the trust issued an interim financing program loan for the project or, in the absence of an interim financing program loan, the terms and conditions of the State fiscal year 2021 financing program;

c. Notwithstanding the provisions of sections 2 and 3 of this act, the Department of Environmental Protection allowable loan amount may be 100 percent of the total allowable loan amount for:

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

(2) clean water and drinking water loans to municipalities receiving funding under the United States Department of Housing and Urban Development Community Development Block Grant – Disaster Recovery Program (CDBG-DR);

d. With the exception of a loan for which the Department of Environmental Protection issues 100 percent of the loan amount pursuant to subsection b. of section 2, subsection c. of section 3, and subsection c. of this section, the loan shall be conditioned upon approval of a loan from the New Jersey Infrastructure Bank pursuant to P.L.2020, c.48, prior to June 30, 2021;

e. The loan shall be repaid within a period not to exceed 30 years, or 45 years for combined sewer overflow abatement projects, of the making of the loan; and

f. The loan shall be subject to any other terms and conditions as may be established by the commissioner and approved by the State Treasurer, which may include, notwithstanding any other provision of law to the contrary, subordination of a loan authorized in this act to loans made by the New Jersey Infrastructure Bank pursuant to P.L.2020, c.48, or to administrative fees payable to the trust pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5).

5. Any Sandy financing loan made by the Department of Environmental Protection pursuant to this act shall be subject to the following requirements:

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

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

c. The loan shall be subject to any other terms and conditions as may be established by the commissioner and approved by the State Treasurer, which may include, notwithstanding any other provision of law to the contrary, subordination of a loan authorized in this act to loans made by the trust pursuant to P.L.2020, c.48 prior to June 30, 2021, or to administrative fees payable to the trust pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5).

6. The eligibility lists and authorization for the making of loans pursuant to sections 2 and 3 of this act shall expire on July 1, 2021, and any project sponsor which has not executed and delivered a loan agreement with the department for a loan authorized in this act shall no longer be entitled to that loan.

7. The Commissioner of Environmental Protection is authorized to reduce or increase the individual amount of loan funds made available to or on behalf of project sponsors pursuant to sections 2 and 3 of this act based upon final or low bid building costs defined in and determined in accordance with rules and regulations adopted by the commissioner pursuant to section 4 of P.L.1985, c.329, section 2 of P.L.1999, c.362 (C.58:12A-12.2), or section 5 of P.L.1981, c.261, provided that the total loan amount does not exceed the estimated total allowable loan amount. The commissioner is authorized to reduce or increase the individual amount of loan funds made available to or on behalf of project sponsors pursuant to sections 2 and 3 of this act in an amount not to exceed 10 percent of the total allowable loan amount based upon additional project costs to comply with the Department of Environmental Protection's guidance for asset management, emergency response, flood protection, and auxiliary power.

8. The expenditure of the funds appropriated by this act is subject to the provisions and conditions of P.L.1977, c.224, P.L.1985, c.302, P.L.1985, c.329, P.L.1989, c.181, P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.225 or P.L.2003, c.162, and the rules and regulations adopted by the Commissioner of Environmental Protection pursuant thereto, and the provisions of the Federal Disaster Relief Appropriations Act, the Federal Clean Water Act, and the Federal Safe Drinking Water Act, and any amendatory and supplementary acts thereto.

9. The Department of Environmental Protection shall provide general technical assistance to any project sponsor requesting assistance regarding environmental infrastructure project development or applications for funds for a project.

10. a. Prior to repayment to the Clean Water State Revolving Fund pursuant to sections 1 and 2 of P.L.2009, c.77 and any amendatory and supplementary acts thereto, prior to repayment to the "Wastewater Treatment Fund" pursuant to the provisions of section 16 of P.L.1985, c.329, prior to repayment to the "1992 Wastewater Treatment Fund" pursuant to the provisions of section 28 of P.L.1992, c.88, prior to repayment to the Drinking Water State Revolving Fund, prior to repayment to the "Stormwater Management and Combined Sewer Overflow Abatement Fund" pursuant to the provisions of section 15 of P.L.1989, c.181, prior to repayment to the "2003 Water Resources and Wastewater Treatment Fund" pursuant to the provisions of section 20 of P.L.2003, c.162, prior to repayment to the "Water Supply Fund" pursuant to the provisions of section 15 of P.L.1981, c.261, or prior to the repayment to the "Pinelands Infrastructure Trust Fund" pursuant to the provisions of section 5 of P.L.1985, c.302, repayments of loans made pursuant to these acts may be utilized by the New Jersey Infrastructure Bank established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.), as amended and supplemented by P.L.1997, c.224, under terms and conditions established by the commissioner and trust, approved by the State Treasurer, and consistent with the provisions of P.L.1985, c.334 (C.58:11B-1 et seq.) and federal tax, environmental or securities law, to the extent necessary to secure repayment of trust bonds issued to finance loans approved pursuant to P.L.2020, c.48, and to secure the administrative fees payable to the trust pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5) by the project sponsors receiving trust loans.

b. Prior to repayment to the Clean Water State Revolving Fund pursuant to sections 1 and 2 of P.L.2009, c.77 and any amendatory and supplementary acts thereto, prior to repayment to the "Wastewater Treatment Fund" pursuant to the provisions of section 16 of P.L.1985, c.329, prior to repayment to the "1992 Wastewater Treatment Fund" pursuant to the provisions of section 28 of P.L.1992, c.88, prior to repayment to the "Water Supply Fund" pursuant to the provisions of section 15 of P.L.1981, c.261, prior to repayment to the Drinking Water State Revolving Fund, prior to repayment to the "2003 Water Resources and Wastewater Treatment Fund" pursuant to the provisions of section 20 of P.L.2003, c.162, prior to repayment to the

"Stormwater Management and Combined Sewer Overflow Abatement Fund" pursuant to the provisions of section 15 of P.L.1989, c.181, or prior to repayment to the "Pinelands Infrastructure Trust Fund" pursuant to the provisions of section 5 of P.L.1985, c.302, the trust is further authorized to utilize repayments of loans made pursuant to P.L.1989, c.189, P.L.1990, c.99, P.L.1991, c.325, P.L.1992, c.38, P.L.1993, c.193, P.L.1994, c.106, P.L.1995, c.219, P.L.1996, c.85, P.L.1997, c.221, P.L.1998, c.84, P.L.1999, c.174, P.L.2000, c.92, P.L.2001, c.222, P.L.2002, c.70, P.L.2003, c.158, P.L.2004, c.109, P.L.2005, c.196, P.L.2006, c.68, P.L.2007, c.139, P.L.2008, c.68, P.L.2009, c.102, P.L.2010, c.63, P.L.2011, c.93, P.L.2012, c.43, P.L.2013, c.95, P.L.2014, c.25, P.L.2015, c.108, P.L.2016, c.32, P.L.2017, c.143, as amended by P.L.2017, c.326, P.L.2018, c.85, as amended by P.L.2018, c.137, P.L.2019, c.12, P.L.2019, c.193, as amended by P.L.2019, c.514, or P.L.2020, c.49 to secure repayment of trust bonds issued to finance loans approved pursuant to P.L.1995, c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85, P.L.1999, c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71, P.L.2003, c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67, P.L.2007, c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62, P.L.2011, c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26, P.L.2015, c.107, P.L.2016, c.31, P.L.2017, c.142, as amended by P.L.2017, c.327, P.L.2018, c.84, as amended by P.L.2019, c.30, P.L.2019, c.192, as amended by P.L.2019, c.515, or P.L.2020, c.48, and to secure the administrative fees payable to the trust under these loans pursuant to subsection o. of section 5 of P.L.1985, c.334 (C.58:11B-5).

c. To the extent that any loan repayment sums are used to satisfy any trust bond repayment or administrative fee payment deficiencies, the trust shall repay such sums to the department for deposit into the Clean Water State Revolving Fund, the "Wastewater Treatment Fund," the "1992 Wastewater Treatment Fund," the "Water Supply Fund," the Drinking Water State Revolving Fund, the "2003 Water Resources and Wastewater Treatment Fund," the "Stormwater Management and Combined Sewer Overflow Abatement Fund," or the "Pinelands Infrastructure Trust Fund," as appropriate, from amounts received by or on behalf of the trust from project sponsors causing any such deficiency.

11. The Commissioner of Environmental Protection is authorized to enter into capitalization grant agreements as may be required pursuant to the Federal Disaster Relief Appropriations Act, the Federal Clean Water Act, or the Federal Safe Drinking Water Act.

12. There is appropriated to the New Jersey Infrastructure Bank established pursuant to P.L.1985, c.334 (C.58:11B 1 et seq.) from repayments of loans and interest deposited in any account, on or before June 30, 2021 , including the "Clean Water State Revolving Fund," the "1992 Wastewater Treatment Fund," the "Water Supply Fund," the "Stormwater Management and Combined Sewer Overflow Abatement Fund," the "2003 Water Resources and Wastewater Treatment Fund," or the Drinking Water State Revolving Fund, as appropriate, and from any net earnings received from the investment and reinvestment of such deposits, such sums as the chairperson or secretary of the trust shall certify to the Commissioner of Environmental Protection to be necessary and appropriate for deposit into one or more reserve funds or accounts established by the trust pursuant to section 11 of P.L.1985, c.334 (C.58:11B-11).

13. There is appropriated to the New Jersey Infrastructure Bank established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.), funds from the Federal Disaster Relief Appropriations Act deposited in any account including the Clean Water State Revolving Fund, the "Water Supply Fund," or the Drinking Water State Revolving Fund, as appropriate, and from any net earnings received from the investment and reinvestment of such deposits, such sums as the chairperson of the trust certifies to the Commissioner of Environmental Protection to be necessary and appropriate for deposit into one or more reserve funds or accounts established by the trust pursuant to section 11 of P.L.1985, c.334 (C.58:11B-11).

14. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 50

AN ACT accelerating implementation of certain juvenile justice initiatives due to the COVID-19 pandemic.

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

1. The following fines and assessments shall not be imposed on a juvenile adjudicated delinquent:

(1) fines pursuant to paragraph (8) of subsection b. of section 24 of P.L.1982, c.77 (C.2A:4A-43);

(2) assessments pursuant to paragraph (2) of subsection a. of N.J.S.2C:35-15; and

(3) assessments pursuant to subparagraph (b) of paragraph (2) of subsection a. of section 2 of P.L.1979, c.396 (C:2C:43-3.1).

2. A term of post-incarceration supervision shall be imposed pursuant to paragraph (5) of subsection d. of section 25 of P.L.1982, c.77 (C.2A:4A-44) following a juvenile's release from custody only if it is deemed necessary to effectuate the juvenile's rehabilitation and reintegration into society. Post-incarceration supervision shall not exceed six months, except the term may be extended for an additional six months if continuation of the post-incarceration supervision is deemed necessary to effectuate the juvenile's rehabilitation and reintegration into society. Post-incarceration supervision shall not exceed one year. Post-incarceration supervision shall not be imposed on any juvenile who has completed a period of parole supervision of six months or more. The term of post-incarceration supervision shall commence on the date of the expiration of the juvenile's maximum sentence. During the term of post-incarceration supervision the juvenile shall remain in the community and in the legal custody of the Juvenile Justice Commission. The juvenile shall not be required to enter or complete a residential community release program, residential treatment program, or other out-of-home placement as a condition of post-incarceration supervision. A term of post-incarceration supervision may be terminated if the juvenile has made a satisfactory adjustment in the community while under supervision and if continued supervision is not required.

3. This act shall take effect immediately and shall expire on October 31, 2020.

Approved July 1, 2020.

CHAPTER 51

AN ACT concerning online marketing of affordable housing units and supplementing P.L.1985, c.222 (C.52:27D-301 et al.).

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

C.52:27D-321.3 Findings, declarations relative to online marketing of affordable housing units.

1. The Legislature finds and declares that:

a. In recent years, housing costs in New Jersey have increased dramatically at rates that have outpaced rises in income, making the State the sixth most expensive in the United States and growing the number of renters and homeowners that are housing cost-burdened, spending a disproportionate percentage of their income on high rent or mortgage payments;

b. To address the Statewide shortage in affordable housing, tens of thousands of affordable housing units have been and will be made available to very low-, low-, and moderate-income families, the elderly, and persons with disabilities in New Jersey through a wide variety of federal and State programs, including those implemented under the "Fair Housing Act," P.L.1985, c.222 (C.52:27D-301 et al.);

c. Current rules designed to implement the "Fair Housing Act" require that the developer or administrative agent of the affordable units affirmatively market their units through newspaper and radio or television, but digital marketing is not explicitly required;

d. Due to the fragmentation of information consumption and the advent of housing search websites, an increasing number of residents are conducting their housing searches online;

e. The manner in which residents are searching for affordable housing and the existing rules for affirmatively marketing affordable units are no longer compatible due to changes in technology and, therefore, necessitate an update to facilitate more effective, streamlined, and fair searches of affordable housing for very low-, low-, and moderate-income residents of New Jersey in the furtherance of the "Fair Housing Act";

f. An infrastructure for hosting the increased postings already exists as the New Jersey Housing Resource Center, an affordable housing listing portal overseen by the New Jersey Housing and Mortgage Finance Agency; and

g. It is, therefore, in the interest of the residents of the State, and necessary for ensuring that the State's municipalities are compliant with their constitutional responsibility to affirmatively afford a reasonable opportunity for low- and moderate-income families to reside in their boundaries, that the agency, developers, and municipalities comply with P.L.2020, c.51 (C.52:27D-321.3 et seq.).

C.52:27D-321.4 Definitions relative to online marketing of affordable housing units.

2. As used in P.L.2020, c.51 (C.52:27D-321.3 et seq.):

"Affirmative marketing plan" means a regional marketing strategy designed to attract buyers, renters, or both to housing units which are being marketed by a developer or sponsor of affordable housing. An affirmative marketing plan shall target eligible persons who are least likely to apply for affordable units in the region.

"Agency" means the Housing and Mortgage Finance Agency established pursuant to section 4 of the "New Jersey Housing and Mortgage Finance Agency Law of 1983," P.L.1983, c.530 (C.55:14K-4).

"Development" means any residential development in which housing for very low-, low-, or moderate-income households is required, including developments receiving credit in a municipal housing element and fair share plan or otherwise approved by the council or court, or in which such housing is required via land use approvals from any municipal land use board.

C.52:27D-321.5 Administration of online portal.

3. The agency shall administer the Housing Resource Center, or a designated successor, as an online portal for income-restricted housing listings and searches.

C.52:27D-321.6 Requirements for implementing marketing plan.

4. a. (1) The owner, developer, property manager, or other administrative entity required to implement the affirmative marketing plan of a newly constructed development where affordable housing units will be leased or sold for the first time shall be required to post a listing on the Housing Resource Center of the available affordable housing units, on or before the earlier of: (1) at least 60 days prior to conducting a lottery of the applicants; or (2) within one day following when the owner, developer, property manager, or other administrative entity provides any information regarding how to apply for units to prospective applicants or solicits any applications from potential applicants through any other means. The posting shall include, at a minimum, the date that the affordable housing units are expected to be completed, the date of the lottery, the number of affordable housing units, an accounting of how many of the affordable housing units will be available to very low-, low-, and moderate-income households, and each bedroom size that will be available.

(2) A lottery shall not take place less than 60 days following posting on the Housing Resource Center. Any posting on the Housing Resource Center shall provide a link to an online fillable form or Portable Document Format (PDF) form of the application for the affordable housing units on the website of the owner, developer, property manager, or other administrative entity and

information on how to request a paper copy of the application from the owner, developer, property manager, or other administrative entity.

b. The owner, developer, property manager, or other administrative entity required to implement the affirmative marketing plan of an existing development where one or more affordable housing units becomes available shall post vacancies and waitlist openings for any such unit on the Housing Resource Center and the requirements set forth in the affirmative marketing plan of the municipality where the development is located. The posting shall be made within one day of accepting applications and shall include, at a minimum, the expected date that the affordable housing units will become available, the number of affordable housing units, an accounting of how many of the affordable housing units will be available to very low-, low-, and moderate-income households, and each bedroom size that will be available.

c. (1) From time to time the owner, developer, property manager, or administrative entity required to implement the affirmative marketing plan of an existing development may elect to conduct a new lottery to generate or expand the pool of applicants, provided that applicants already on a waitlist for a particular unit type are not displaced from their place in the queue in the lottery. In such cases, the owner, developer, property manager, or other administrative entity shall be required to post a listing on the Housing Resource Center website at least 60 days prior to conducting the lottery of the applicants, or within one day of when the owner, developer, property manager, or other administrative entity provides any information regarding how to apply for the lottery to prospective applicants or solicits any applications from potential applicants through any other means, whichever is earlier.

(2) A lottery shall not take place less than 60 days following posting on the Housing Resource Center. Any posting on the Housing Resource Center shall provide a link to an online fillable form or Portable Document Format (PDF) form of the application for the affordable housing units on the website of the owner, developer, property manager, or other administrative entity and information on how to request a paper copy of the application from the owner, developer, property manager, or other administrative entity.

d. The owner, developer, property manager, or other administrative entity shall submit evidence of the listing of their available units and waitlist openings, as required by this section, to the administrative agent for the municipality.

e. (1) The administrative agent for the municipality and the municipal housing liaison shall ensure compliance with the provisions of this section.

(2) The administrative agent for the municipality and the municipal housing liaison shall have the authority to levy fines against the owner of the development for instances of noncompliance, following written notice to the

owner. The fine for the first offense of noncompliance shall be $5,000, the fine for the second offense of noncompliance shall be $10,000, and the fine for each subsequent offense of noncompliance shall be $15,000.

(3) The Executive Director of the agency may adjust the fine schedule, but shall not adjust the fine schedule until at least 60 months after the effective date of P.L.2020, c.51 (C.52:27D-321.3 et seq.).

(4) All revenue generated from the fines levied pursuant to this section shall be deposited into the municipality's affordable housing trust fund.

(5) A fine shall not be issued pursuant to this subsection unless the administrative agent for the municipality or the municipal housing liaison first provides the owner with written notice no less than two months prior to the date the fine is levied. A fine shall only be issued if the offense has not been cured within that two-month timeframe. Issuance of a written notice or a fine shall not provide exemption to the requirement of conducting a lottery no less than 60 days following posting on the Housing Resource Center.

(6) The administrative agent and the municipal housing liaison shall have the authority to require the owner, developer, property manager, or administrative entity to conduct a new lottery if the provisions of this section are not implemented properly.

f. If a municipality fails to comply with the provisions of this section, then the municipality shall be considered non-compliant with the affirmative marketing plan requirements, except in cases in which the municipality takes appropriate corrective action pursuant to this section that such corrective action shall be construed as remaining in compliance.

g. With respect to the affirmative advertising required through newspaper and radio or television, or other affirmative marketing provisions currently required, such advertising shall not be eliminated under the provisions of P.L.2020, c.51 (C.52:27D-321.3 et seq.), and shall continue as required, including the provisions of the Uniform Housing Affordability Controls promulgated by the New Jersey Housing and Mortgage Finance Agency.

5. This act shall take effect on the first day of the fourth month next following the date of enactment.

Approved July 1, 2020.

CHAPTER 52

AN ACT concerning law enforcement agencies and supplementing Title 52 of the Revised Statutes.

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

C.52:17B-247 Certain files required to be provided to law enforcement agencies.

1. a. As used in this act, "law enforcement agency" means a State, interstate, municipal, or county law enforcement agency; a law enforcement agency of an educational institution that appoints law enforcement officers pursuant to P.L.1970, c.211 (C.18A:6-4.2 et seq.); or any other department, division, bureau, commission, board, or other authority of this State or political subdivision thereof which employs law enforcement officers.

b. Prior to appointing an applicant who was previously employed by another law enforcement agency in this State, every law enforcement agency shall request the files, including but not limited to internal affairs and personnel files, of the applicant from each law enforcement agency that employed the applicant. Any confidential internal affairs files received by the law enforcement agency that requested them shall remain confidential and shall not be disclosed to any other party.

c. Every law enforcement agency that receives a request pursuant to subsection b. of this section shall provide the applicant's files to the law enforcement agency that requested them.

d. Any provision of a contract entered into following the effective date of this act that would prohibit a law enforcement agency from providing files, including but not limited to internal affairs and personnel files, to another law enforcement agency pursuant to this section shall be deemed against public policy and unenforceable.

e. The Attorney General shall issue or amend guidelines or directives necessary to effectuate the provisions of this act.

2. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 53

AN ACT extending certain governmental permits, approvals, and deadlines during the public health emergency created by the COVID-19 emergency and supplementing Title 40 of the Revised Statutes.

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

C.40:55D-136.7 Short title.

1. P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be known and may be cited as the "Permit Extension Act of 2020."

C.40:55D-136.8 Findings, declarations.

2. The Legislature finds and declares that:

a. COVID-19 is a contagious, and at times, fatal, respiratory disease caused by the SARS-CoV-2 virus first discovered in the city of Wuhan, Hubei Province, People's Republic of China, and quickly spread to multiple other countries, including the United States, and has severely impacted residents of the State of New Jersey;

b. Due to the potential risk of COVID-19 to residents of New Jersey, by way of Executive Order No. 103, Governor Philip D. Murphy declared that a State of Emergency and a Public Health Emergency exists in the State of New Jersey;

c. To limit the spread of COVID-19, it has become imperative for governments, institutions, businesses, organizations, and people throughout New Jersey to implement strict social distancing measures and take other precautions to reduce the public health impacts of the disease;

d. Due to the impacts of COVID-19, and protective measures necessary to avoid its further spread, much government, business, and economic activity has been halted, disrupted, or delayed;

e. These delays have adversely impacted real estate developers and redevelopers, including homebuilders and commercial, office, and industrial developers, whose projects may be held in abeyance as a result of the COVID-19 pandemic. Many of these projects have already received myriad governmental permits and approvals, which are expensive and time-consuming to obtain;

f. Obtaining an extension of an approval pursuant to existing statutory or regulatory provisions can be both costly in terms of time and financial resources; moreover, the costs imposed may fall on the public as well as the private sector; and

g. It is therefore appropriate, and the purpose of P.L.2020, c.53 (C.40:55D-136.7 et seq.), to toll the term of certain permits and approvals during the COVID-19 extension period in order to prevent the wholesale abandonment of approved projects and activities due to the present unfavorable economic conditions, thereby preventing a waste of public and private resources and allowing for the quick resumption of projects when it is safe to restart normal business and government activity.

C.40:55D-136.9 Definitions.

3. As used in P.L.2020, c.53 (C.40:55D-136.7 et seq.):

"Approval" means, except as otherwise provided in sections 4 through 11 of P.L.2020, c.53 (C.40:55D-136.10 through C.40:55D-136.17), any approval of a soil erosion and sediment control plan granted by a local soil conservation district under the authority conferred by R.S.4:24-22 et seq., waterfront development permit issued pursuant to R.S.12:5-1 et seq., permit issued pursuant to "The Wetlands Act of 1970," P.L.1970, c.272 (C.13:9A-1 et seq.), permit issued pursuant to the "Freshwater Wetlands Protection Act," P.L.1987, c.156 (C.13:9B-1 et al.), approval of an application for development granted by the Delaware and Raritan Canal Commission pursuant to the "Delaware and Raritan Canal State Park Law of 1974," P.L.1974, c.118 (C.13:13A-1 et seq.), permit issued pursuant to the "Hackensack Meadowlands Reclamation and Development Act," P.L.1968, c.404 (C.13:17-1 et al.), approval of an application for development granted by the Pinelands Commission and determination of municipal and county plan conformance pursuant to the "Pinelands Protection Act," P.L.1979, c.111 (C.13:18A-1 et seq.), permit issued and center designations pursuant to the "Coastal Area Facility Review Act," P.L.1973, c.185 (C.13:19-1 et seq.), septic approval granted pursuant to Title 26 of the Revised Statutes, permit granted pursuant to R.S.27:7-1 et seq. or any supplement thereto, right-of-way permit issued by the Department of Transportation pursuant to paragraph (3) of subsection (h) of section 5 of P.L.1966, c.301 (C.27:1A-5), approval granted by a sewerage authority pursuant to the "sewerage authorities law," P.L.1946, c.138 (C.40:14A-1 et seq.), approval granted by a municipal authority pursuant to the "municipal and county utilities authorities law," P.L.1957, c.183 (C.40:14B-1 et seq.), an agreement with a municipality, county, municipal authority, sewerage authority, or other governmental authority for the use or reservation of sewerage capacity, approval issued by a county planning board pursuant to chapter 27 of Title 40 of the Revised Statutes, preliminary and final approval granted in connection with an application for development pursuant to the "Municipal Land Use Law," P.L.1975, c.291 (C.40:55D-1 et seq.), permit granted pursuant to the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), plan endorsement and center designations pursuant to the "State Planning Act," P.L.1985, c.398 (C.52:18A-196 et al.), permit or certification issued pursuant to the "Water Supply Management Act," P.L.1981, c.262 (C.58:1A-1 et al.), permit granted authorizing the drilling of a well pursuant to P.L.1947, c.377 (C.58:4A-5 et seq.), certification or permit granted, exemption from a sewerage connection ban granted, wastewater management plan approved, and pollution discharge elimination

system permit pursuant to the "Water Pollution Control Act," P.L.1977, c.74 (C.58:10A-1 et seq.), certification granted pursuant to "The Realty Improvement Sewerage and Facilities Act (1954)," P.L.1954, c.199 (C.58:11-23 et seq.), certification or approval granted pursuant to P.L.1971, c.386 (C.58:11-25.1 et al.), certification issued and water quality management plan approved pursuant to the "Water Quality Planning Act," P.L.1977, c.75 (C.58:11A-1 et seq.), approval granted pursuant to the "Safe Drinking Water Act," P.L.1977, c.224 (C.58:12A-1 et al.), permit issued pursuant to the "Flood Hazard Area Control Act," P.L.1962, c.19 (C.58:16A-50 et seq.), any municipal, county, regional, or State approval or permit granted under the general authority conferred by State law or rule or regulation, or any other government authorization of any development application or any permit related thereto whether that authorization is in the form of a permit, approval, license, certification, permission, determination, interpretation, exemption, variance, exception, waiver, letter of interpretation, no further action letter, agreement or any other executive or administrative decision which allows a development or governmental project to proceed; provided that, for all of the foregoing, the approval was validly issued, and the term of such approval was unexpired as of March 9, 2020.

"COVID-19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

"COVID-19 extension period" means the period beginning March 9, 2020 and continuing for as long as a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), that has been declared by the Governor in response to COVID-19, is in effect.

"Development" means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation or enlargement of any building or other structure or facility, or of any grading, soil removal or relocation, excavation or landfill or any use or change in the use of any building or other structure or land or extension of the use of land.

"Government" means any municipal, county, regional, or State government, or any agency, department, commission or other instrumentality thereof.

C.40:55D-136.10 Running of period of approval suspended, exceptions.

4. a. For any government approval in existence on March 9, 2020, the running of the period of approval is automatically suspended for the COVID-19 extension period, except as otherwise provided hereunder; however, the

tolling provided for herein shall extend the government approval at least six months beyond the conclusion of the COVID-19 extension period

b. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be construed to reduce the time period of any approval in existence as of March 9, 2020.

c. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be construed to extend the time period of any government approval that expired before March 9, 2020.

d. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be deemed to extend or purport to extend:

(1) any permit or approval issued by the government of the United States or any agency or instrumentality thereof, or any permit or approval by whatever authority issued of which the duration of effect or the date or terms of its expiration are specified or determined by or pursuant to law or regulation of the federal government or any of its agencies or instrumentalities;

(2) any permit or approval issued pursuant to the "Pinelands Protection Act," P.L.1979, c.111 (C.13:18A-1 et seq.) if the extension would result in a violation of federal law, or any State rule or regulation requiring approval by the Secretary of the Interior pursuant to Pub.L.95-625 (16 U.S.C. s.471i);

(3) any permit or approval issued within the preservation area of the Highlands Region as defined in section 3 of P.L.2004, c.120 (C.13:20-3);

(4) any permit or approval issued by the Department of Transportation pursuant to Title 27 of the Revised Statutes or under the general authority conferred by State law, other than a right-of-way permit issued pursuant to paragraph (3) of subsection (h) of section 5 of P.L.1966, c.301 (C.27:1A-5) or a permit granted pursuant to R.S.27:7-1 et seq. or any supplement thereto;

(5) any permit or approval issued pursuant to the "Flood Hazard Area Control Act," P.L.1962, c.19 (C.58:16A-50 et seq.), except (a) where work has commenced, in any phase or section of the development, on any site improvement as defined in paragraph (1) of subsection a. of section 41 of the "Municipal Land Use Law," P.L.1975, c.291 (C.40:55D-53) or on any buildings or structures or (b) where the permit or approval authorizes work on real property owned by the government or the federal government;

(6) any coastal center designated pursuant to the "Coastal Area Facility Review Act," P.L.1973, c.185 (C.13:19-1 et seq.); or

(7) any permit or approval within the Highlands planning area located in a municipality subject to the "Highlands Water Protection and Planning Act," P.L.2004, c.120, that has adopted, in accordance with the Highlands Water Protection and Planning Council conformance approval, a Highlands master plan element, a Highlands land use ordinance, or an environmental

resource inventory, except that the provisions of this paragraph shall not apply to any permit or approval within a Highlands center designated by the Highlands Water Protection and Planning Council, notwithstanding the adoption by the municipality of a Highlands master plan element, a Highlands land use ordinance, or an environmental resource inventory.

C.40:55D-136.11 Administrative consent order not affected.

5. P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall not affect any administrative consent order issued by the Department of Environmental Protection in effect or issued during the COVID-19 extension period, nor shall it be construed to extend any approval in connection with a resource recovery facility as defined in section 2 of P.L.1985, c.38 (C.13:1E-137).

C.40:55D-136.12 Commissioner's authority unaffected.

6. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall affect the ability of the Commissioner of Environmental Protection to revoke or modify a specific permit or approval, or extension thereof pursuant to P.L.2020, c.53 (C.40:55D-136.7 et seq.), when that specific permit or approval or the commissioner's underlying statutory or regulatory authority contains language authorizing the modification or revocation of the permit or approval by the department.

C.40:55D-136.13 Extension contingent upon sufficient capacity for sanitary sewer system.

7. In the event that any approval tolled pursuant to P.L.2020, c.53 (C.40:55D-136.7 et seq.) is based upon the connection to a sanitary sewer system, the approval's extension shall be contingent upon the availability of sufficient capacity, on the part of the treatment facility, to accommodate the development whose approval has been extended. If sufficient capacity is not available, those permit holders whose approvals have been extended shall have priority with regard to the further allocation of gallonage over those approval holders who have not received approval of a hookup prior to March 9, 2020. Priority regarding the distribution of further gallonage to any permit holder who has received the extension of an approval pursuant to P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be allocated in order of the granting of the original approval of the connection.

C.40:55D-136.14 Applications for development, certain, unaffected.

8. P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall not toll any approval issued under the "Municipal Land Use Law," P.L.1975, c.291 (C.40:55D-1 et seq.) in connection with an application for development involving a residential use where, subsequent to the expiration of the permit but prior to

March 9, 2020, an amendment has been adopted to the master plan and the zoning ordinance to rezone the property to industrial or commercial use when the permit was issued for residential use.

C.40:55D-136.15 Construction of act.

9. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be construed or implemented in such a way as to modify any requirement of law that is necessary to retain federal delegation to, or assumption by, the State of the authority to implement a federal law or program.

C.40:55D-136.16 Wastewater management plans unaffected.

10. Nothing in P.L.2020, c.53 (C.40:55D-136.7 et seq.) shall be deemed to extend the obligation of any wastewater management planning agency to submit a wastewater management plan or plan update, or the obligation of a municipality to submit a wastewater management plan or plan update, pursuant to the "Water Quality Planning Act," P.L.1977, c.75 (C.58:11A-1 et seq.) and the Water Quality Management Planning rules, N.J.A.C.7:15-1.1 et seq.

C.40:55D-136.17 Pinelands permits extended.

11. All underlying municipal, county, and State permits or approvals within the regional growth areas, villages, and towns, designated in the comprehensive management plan prepared and adopted by the Pinelands Commission pursuant to section 7 of the "Pinelands Protection Act," P.L.1979, c.111 (C.13:18A-8), are extended

C.40:55D-136.18 Notice in New Jersey Register.

12. a. State agencies shall, within 30 days after the effective date of P.L.2020, c.53 (C.40:55D-136.7 et seq.), place a notice in the New Jersey Register tolling approvals in conformance with P.L.2020, c.53 (C.40:55D-136.7 et seq.).

b. Any government approval subject to the automatic suspension of the running period of such approval for the COVID-19 extension period shall be registered with the department within 30 days of the notice in the New Jersey register.

c. The running period of any approval not registered pursuant to this section shall not be suspended for the COVID-19 extension period.

d. The department shall publish on its website a list of government approvals for which the running of the period of such approvals are suspended for the COVID-19 extension period within 14 days of receipt of the government approval registration pursuant to this section.

C.40:55D-136.19 Soil, fill recycling services, certain, running of period suspended.

13. The running of the period of any registration, application, or licensing requirement or timeframe imposed pursuant to P.L.2019, c.397 (C.13:1E-127.1 et al.), applicable to a person who performs soil and fill recycling services related to road or bridge construction activities, shall be suspended as of March 9, 2020 and the calculation of any registration, application filing, and licensing dates and the requirements related thereto, shall resume on the 60th day after the conclusion of the COVID-19 extension period.

C.40:55D-136.20 Extension for certain applications to municipal agency.

14. Notwithstanding any provision of P.L.1975, c.291 (C.40:55D-1 et seq.) to the contrary,

a. The 45-day period for an application for development to a municipal agency to be certified as complete pursuant to section 5 of P.L.1984, c.20 (C.40:55D-10.3) shall be extended to either 120 days after March 9, 2020, or 60 days after the date the application for development is submitted to the municipal agency, whichever date is later, for any application:

(1) awaiting certification as a complete application by a municipal agency as of March 9, 2020; or

(2) submitted by an applicant during the COVID-19 extension period.

b. The time periods for a municipal agency to either grant or deny any other application for development required under P.L.1975, c.291 (C.40:55D-1 et seq.) shall be extended by 120 days for any application:

(1) awaiting certification as a complete application by a municipal agency as of March 9, 2020; or

(2) pending before a municipal agency as of March 9, 2020.

c. The time periods for a municipal agency to either grant or deny any other application for development required under P.L.1975, c.291 (C.40:55D-1) shall be extended to either 120 days after March 9, 2020, or 60 days after the application for development is certified as complete by the municipal agency, whichever date is later, for any application submitted by an applicant during the COVID-19 extension period.

15. This act shall take effect immediately and shall be retroactive to March 9, 2020.

Approved July 1, 2020.

CHAPTER 54

AN ACT concerning eligibility for accidental disability and accidental death benefits for certain members of the Police and Firemen's Retirement System, the Public Employees' Retirement System, and the State Police Retirement System who contract COVID-19 and test positive for SARS-CoV-2 and supplementing P.L.1944, c.255 (C.43:16A-1 et seq.), P.L.1954, c.84 (C.43:15A-1 et seq.), and P.L.1965, c.89 (C.53:5A-1 et seq.).

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

C.43:16A-7.4 Permanent and total disability.

1. For purposes of paragraph (1) of subsection a. of section 7 P.L.1944, c.255 (C.43:16A-7), permanent and total disability shall be deemed to have occurred as a direct result of a traumatic event occurring during and as a result of the performance of regular or assigned duties if:

the member contracts COVID-19 and tests positive for SARS-CoV-2 during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the member is permanently and totally disabled as a result of COVID-19; and

the member's regular or assigned duties required the member to interact, and the member so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

A member who retired during the public health emergency declared by the Governor in Executive Order No. 103 of 2020 and as extended, and has been approved for a retirement allowance pursuant to a provision other than this section or section 7 of P.L.1944, c.255 (C.43:16A-7) prior to the effective date of this act, P.L.2020, c.54, may apply for a retirement allowance pursuant to this section and, if approved, the prior approval shall be rescinded and the retirement allowance pursuant to approval under this section shall be made retroactive to the date of the initial approval of the rescinded retirement allowance.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of

2020 or any other executive order similarly permitting a retired member to return to employment without reenrollment to assist during the public health emergency and state of emergency.

New onset diseases and chronic psychological disease resulting from prior exposure to, and recovery from, COVID-19 shall not be deemed a permanent and total disability resulting from COVID-19.

C.43:16A-10.3 Attribution of death to COVID-19.

2. For purposes of paragraph (1) of section 10 of P.L.1944, c.255 (C.43:16A-10), a member whose death is attributable to COVID-19, complications therefrom, or the aggravation or acceleration of a preexisting condition caused thereby shall be deemed to have occurred as the result of an accident met in the actual performance of duty at some definite time and place if:

the member contracted COVID-19 and the member's death occurs after receiving a positive test result for SARS-CoV-2 during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the member dies as a result of COVID-19; and

the member's regular or assigned duties required the member to interact, and the member so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

The filing of an accident report with the Police and Firemen's Retirement System shall not be required for an accidental death benefit allowed pursuant to this section.

If a member dies during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and the benefit has been approved pursuant to a provision other than this section or section 10 of P.L.1944, c.255 (C.43:16A-10) prior to the effective date of this act, P.L.2020, c.54, a beneficiary may apply for a benefit pursuant to this section and, if approved, the prior approval shall be rescinded and the benefit pursuant to approval under this section shall be made retroactive to the date of the initial approval of the rescinded benefit.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of 2020 or any other executive order similarly permitting a retired member to

return to employment without reenrollment to assist during the public health emergency and state of emergency.

C.43:15A-43.1 "Law enforcement officer."

3. As used in this section, "law enforcement officer" includes, but shall not be limited to, sheriff's officers and corrections officers.

For purposes of subsection a. of section 43 of P.L.1954, c.84 (C.43:15A-43), permanent and total disability of a member who is a law enforcement officer, firefighter, or emergency medical responder eligible to retire pursuant to that subsection a. shall be deemed to have occurred as a direct result of a traumatic event occurring during and as a result of the performance of regular or assigned duties if:

the law enforcement officer, firefighter, or emergency medical responder contracts COVID-19 and tests positive for SARS-CoV-2 during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the law enforcement officer, firefighter, or emergency medical responder is permanently and totally disabled as a result of COVID-19; and

the law enforcement officer, firefighter, or emergency medical responder's regular or assigned duties required the law enforcement officer, firefighter, or emergency medical responder to interact, and the law enforcement officer, firefighter, or emergency medical responder so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

A member who is a law enforcement officer, firefighter, or emergency medical responder and who retired during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and has been approved for a retirement allowance pursuant to a provision other than this section or section 43 of P.L.1954, c.84 (C.43:15A-43) prior to the effective date of this act, P.L.2020, c.54, may apply for a retirement allowance pursuant to this section and, if approved, the prior approval shall be rescinded and the retirement allowance pursuant to approval under this section shall be made retroactive to the date of the initial approval of the rescinded retirement allowance.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of 2020 or any other executive order similarly permitting a retired member to return to employment without reenrollment to assist during the public health emergency and state of emergency.

New onset diseases and chronic psychological disease resulting from prior exposure to, and recovery from, COVID-19 shall not be deemed a permanent and total disability resulting from COVID-19.

C.43:15A-49.1 "Law enforcement officer."

4. As used in this section, "law enforcement officer" includes, but shall not be limited to, sheriff's officers and corrections officers.

For purposes of paragraph (1) of subsection a. of section 49 of P.L.1954, c.84 (C.43:15A-49), a member who is a law enforcement officer, firefighter, or emergency medical responder and whose death is attributable to COVID-19, complications therefrom, or the aggravation or acceleration of a preexisting condition caused thereby shall be deemed to have occurred as the result of an accident met in the actual performance of duty at some definite time and place if:

the law enforcement officer, firefighter, or emergency medical responder contracted COVID-19 and the member's death occurs after receiving a positive test result for SARS-CoV-2 during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the law enforcement officer, firefighter, or emergency medical responder dies as a result of COVID-19; and

the law enforcement officer, firefighter, or emergency medical responder's regular or assigned duties required the law enforcement officer, firefighter, or emergency medical responder to interact, and the law enforcement officer, firefighter, or emergency medical responder so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

The filing of an accident report with the Public Employees' Retirement System shall not be required for an accidental death benefit allowed pursuant to this section.

If a member dies during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and the benefit has been approved pursuant to a provision other than this section or section 49 of P.L.1954, c.84 (C.43:15A-49) prior to the effective date of this act, P.L.2020, c.54, a beneficiary may apply for a benefit pursuant to this section and, if approved, the prior approval shall be rescinded and the benefit pursuant to approval under this section shall be made retroactive to the date of the rescinded initial approval.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of 2020 or any other executive order similarly permitting a retired member to return to employment without reenrollment to assist during the public health emergency and state of emergency.

C.53:5A-10.1 Permanent and total disability.

5. For purposes of subsection a. of section 10 of P.L.1965, c.89 (C.53:5A-10), permanent and total disability shall be deemed to have occurred as a direct result of a traumatic event occurring during and as a result of the performance of regular or assigned duties if:

the member contracts COVID-19 and tests positive for SARS-CoV-2 during the public health emergency in this State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the member is permanently and totally disabled as a result of COVID-19; and

the member's regular or assigned duties required the member to interact, and the member so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in this State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

A member who retired during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and has been approved for a retirement allowance pursuant to a provision other than this section or section 10 of P.L.1965, c.89 (C.53:5A-10) prior to the effective date of this act, P.L.2020, c.54, may apply for a retirement allowance pursuant to this section and, if approved, the prior approval shall be rescinded and the retirement allowance pursuant to approval under

this section shall be made retroactive to the date of the initial approval of the rescinded retirement allowance.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of 2020 or any other executive order similarly permitting a retired member to return to employment without reenrollment during the public health emergency and state of emergency.

New onset diseases and chronic psychological disease resulting from prior exposure to, and recovery from, COVID-19 shall not be deemed a permanent and total disability resulting from COVID-19.

C.53:5A-14.4 Death attributed to COVID-19.

6. For purposes of subsection a. of section 14 of P.L.1965, c.89 (C.53:5A-14), a member whose death is attributable to COVID-19, complications therefrom, or the aggravation or acceleration of a preexisting condition caused thereby shall be deemed to have occurred as the result of an accident met in the actual performance of duty at some definite time and place if:

the member contracted COVID-19 and the member's death occurs after receiving a positive test result for SARS-CoV-2 during the public health emergency in this State declared by the Governor in Executive Order No. 103 of 2020 and as extended;

the member dies as a result of COVID-19; and

the member's regular or assigned duties required the member to interact, and the member so interacted, with the public or to directly supervise other personnel so interacting with the public on any date during the public health emergency in this State declared by the Governor in Executive Order No. 103 of 2020 and as extended and within 14 calendar days prior to the appearance of symptoms consistent with COVID-19 that shall have been confirmed in writing by a licensed health care provider on a form approved by the board of trustees and also confirmed by a positive test result for SARS-CoV-2.

The filing of an accident report with the State Police Retirement System shall not be required for an accidental death benefit allowed pursuant to this section.

If a member dies during the public health emergency in the State declared by the Governor in Executive Order No. 103 of 2020 and as extended and the benefit has been approved pursuant to a provision other than this section or section 14 of P.L.1965, c.89 (C.53:5A-14) prior to the effective date of this act, P.L.2020, c.54, a beneficiary may apply for a benefit pursuant to this section and, if approved, the prior approval shall be rescinded and the

benefit pursuant to approval under this section shall be made retroactive to the date of the initial approval of the rescinded benefit.

This section shall not apply to any member who has retired and subsequently returned to employment pursuant to Executive Order No. 115 of 2020 or any other executive order similarly permitting a retired member to return to employment without reenrollment to assist during the public health emergency and state of emergency.

7. The Division of Pension and Benefits in the Department of the Treasury, and the board of trustees in the case of the Police and Firemen's Retirement System, shall notify all members of the Police and Firemen's Retirement System, all law enforcement officer, firefighter and emergency medical responder members of the Public Employees' Retirement System, and all members of the State Police Retirement System who are enrolled in those respective retirement systems on the effective date of this act, P.L.2020, c.54, of the provisions of this act. The division, and the board of trustees in the case of the Police and Firemen's Retirement System, shall also notify all members who retired on or after March 9, 2020 and all beneficiaries of members who died on or after March 9, 2020 of the provisions of this act.

The division, and the board of trustees in the case of the Police and Firemen's Retirement System, shall provide the required notice within 30 days after the effective date of this act.

8. Notwithstanding any provision of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to the contrary, the board of trustees for the Police and Firemen's Retirement System, for the Public Employees' Retirement System and for the State Police Retirement System, during the 90-day period following the effective date of this act, P.L.2020, c.54, may adopt, amend, or repeal any rule or regulation on an emergency basis for a period not to exceed 180 days for the purpose of the expeditious and effective implementation of the provisions of this act. Any emergency rule or regulation authorized by this section shall be subject to such terms and conditions as a board of trustees may deem appropriate. Such emergency rules or regulations shall be effective when published by the board on the website of the Department of the Treasury, and on the website of the board of trustees in the case of the Police and Firemen's Retirement System. Notice of any emergency rule or regulation pursuant to this section shall be published in the New Jersey Register not later than 30 days subsequent to the implementation of the emergency rules or regulations.

9. This act shall take effect immediately and shall be retroactive to March 9, 2020.

Approved July 1, 2020.

CHAPTER 55

AN ACT concerning the electronic gathering of signatures and submission of petitions for remaining elections in 2020 and thereafter during the COVID-19 emergency.

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

1. a. Notwithstanding the provisions of Title 19 of the Revised Statutes, or any other law, rule, or regulation to the contrary, the requirements to collect petition signatures via an online form and to submit petitions online implemented by the Secretary of State, county clerks, and municipal clerks pursuant to paragraphs 1, 2, 3, 4, and 5 of Executive Order No. 105 (2020) and paragraphs 1, 2, 3, and 4 of Executive Order No. 132 (2020) shall be implemented to include any pending petition for all remaining elections in 2020 and for any other election taking place thereafter for the duration of the COVID-19 Public Health Emergency and State of Emergency declared by the Governor under Executive Order No. 103 (2020).

b. The electronic signature and submission requirements for petitions shall apply to the:

(1) collection of signatures for any candidate, including a candidate for a board of education, delegate, recall, initiative, referendum, or other petition required to be filed prior to an election;

(2) delivery of petitions to the Secretary of State, county clerks, and municipal clerks;

(3) acceptance by the Secretary of State, county clerks, and municipal clerks of electronic petitions with signatures collected via the online form or forms, except that handwritten signatures obtained prior to the effective date of this section shall also be accepted electronically and in person; and

(4) verification of signatures, notarization of petitions, and submission of oaths to accompany petitions, as may be required by law.

c. The Secretary of State, in consultation with the Department of Law and Public Safety, shall develop a generic template or templates for the online form or forms to be used for the collection of signatures and submission of

petitions. The petition's respective filing officer shall develop the electronic procedures for signature verification, petition notarization, and submission of oaths to meet the requirements of current law.

2. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 56

AN ACT concerning school graduation exercises in July and August of 2020.

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

1. a. Notwithstanding any provision of law to the contrary, individuals attending school-sponsored graduation exercises between July 1, 2020 and August 31, 2020, who have graduated from the school or were employed by the school in the immediately preceding school year shall, for the purposes of insurance coverages afforded the school's registered and enrolled student population beginning July 1, 2020 or for the purposes of insurance coverages afforded the school's employees beginning July 1, 2020, be considered included in the enrolled and registered student population or be considered as a school employee, as applicable, while attending the graduation exercises.

b. As used in this section:

"Insurance" means, in the case of a student, student accident insurance and general liability insurance, and in the case of an employee, general liability insurance; and

"School" means a school district or charter school high school.

2. This act shall take effect immediately.

Approved July 1, 2020.

CHAPTER 57

AN ACT concerning certain benefits provided to workers, and amending and supplementing various parts of the statutory law.

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

C.11A:6-24.2 Furlough days taken on paid holiday.

1. Notwithstanding the provisions of section 25 of P.L.2008, c.89 (C.11A:6-24.1) or any other law or regulation to the contrary, a State employee participating in a furlough program may be required or elect to take a furlough day on a paid holiday granted to State government employees in calendar years 2020 and 2021. An employee who is required to or elects to take a furlough day on a paid holiday shall not receive pay for the holiday. An employee on furlough leave on the day before or on the day following a holiday shall receive pay for the holiday as long as the employee is not required, or does not elect, to take a furlough day on the paid holiday.

C.11A:6-24.3 Inapplicability of chapter 8 of Title 11A.

2. Notwithstanding the provisions of any other law or regulation to the contrary, the provisions of chapter 8 of Title 11A of the New Jersey Statutes shall not apply to employees who have their weekly hours of work reduced and receive short time compensation benefits under a shared work program approved pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et seq.) or who participate in a furlough program, except the provisions of Title 11A of the New Jersey Statutes concerning the seniority rights of an employee who participates in a shared work program or furlough program shall continue and shall not be adversely affected by participation in such programs.

3. Section 9 of P.L.1996, c.138 (C.18A:7F-9) is amended to read as follows:

C.18A:7F-9 Receipt of State aid by school district; conditions.

9. a. In order to receive any State aid pursuant to P.L.2007, c.260 (C.18A:7F-43 et al.), a school district, charter school, renaissance school project, county vocational school district, or county special services school district shall comply with the rules and standards for the equalization of opportunity which have been or may hereafter be prescribed by law or formulated by the commissioner pursuant to law, including those implementing P.L.1996, c.138 (C.18A:7F-1 et al.) and P.L.2007, c.260 (C.18A:7F-43 et al.) or related to the core curriculum content standards required by P.L.2007, c.260 (C.18A:7F-43 et al.), and shall further comply with any directive issued by the commissioner pursuant to section 6 of P.L.1996, c.138 (C.18A:7F-6). The commissioner is hereby authorized to with-

hold all or part of a district's State aid for failure to comply with any rule, standard or directive. No State aid shall be paid to any district which has not provided public school facilities for at least 180 days during the preceding school year, but the commissioner, for good cause shown, may remit the penalty.

b. Notwithstanding the provisions of subsection a. of this section to the contrary, in the event that a school district is required to close the schools of the district for more than three consecutive school days due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner shall allow the district to apply to the 180-day requirement established pursuant to subsection a. of this section, one or more days of virtual or remote instruction provided to students on the day or days the schools of the district were closed if the program of virtual or remote instruction meets such criteria as may be established by the commissioner. A district that wants to use a program of virtual or remote instruction to meet the 180-day requirement in accordance with this subsection shall, with board of education approval, submit its proposed program of virtual or remote instruction to the commissioner within 30 days of the effective date of P.L.2020, c.27 and annually thereafter, provided however that if the school district is unable to complete and submit its proposed program within the 30-day period and the district is required to close its schools for a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure, the commissioner may retroactively approve the program.

A day of virtual or remote instruction, if instituted under a program approved by the commissioner, shall be considered the equivalent of a full day of school attendance for the purposes of meeting State and local graduation requirements, the awarding of course credit, and such other matters as determined by the commissioner.

If a program of virtual or remote instruction is implemented for the general education students the same educational opportunities shall be provided to students with disabilities. Special education and related services, including speech language services, counseling services, physical therapy, occupational therapy, and behavioral services, may be delivered to students with disabilities through the use of electronic communication or a virtual or online platform and as required by the student's Individualized Education Program (IEP), to the greatest extent practicable.

c. In the event that the State or local health department determines that it is advisable to close or mandates closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a

directive by the appropriate health agency or officer to institute a public health-related closure, the superintendent of schools shall have the authority to implement the school district's program of virtual or remote instruction. The superintendent shall consult with the board of education prior to such decision if practicable. The superintendent shall ensure that students, parents, staff, and the board of education or boards of education are informed promptly of the superintendent's decision.

d. The commissioner shall define virtual and remote instruction and establish guidance for its use. The guidance shall provide school districts with information on:

(1) providing instruction to students who may not have access to a computer or to sufficient broadband, or to any technology required for virtual or remote instruction;

(2) the required length of a virtual or remote instruction day;

(3) the impact of virtual or remote instruction on the school lunch and school breakfast programs;

(4) the impact of virtual or remote instruction on the schedule for administering State assessments; and

(5) such other topics as the commissioner deems necessary.

e. (1) Nothing in subsection b., c., or d. of this section shall be construed to limit, supersede or preempt the rights, privileges, compensation, remedies, and procedures afforded to public school employees or a collective bargaining unit under federal or State law or any provision of a collective bargaining agreement entered into by the school district. In the event of the closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure for a period longer than three consecutive school days, public school employees covered by a collective negotiations agreement shall be entitled to compensation, benefits, and emoluments as provided in the collective negotiations agreement as if the school facilities remained open for any purpose and for any time lost as a result of school closures or use of virtual or remote instruction, except that additional compensation, benefits, and emoluments may be negotiated for additional work performed.

(2) In the event of the closure of the schools of a school district due to a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer to institute a public health-related closure for a period longer than three consecutive school days, public school employees who are not covered by a collective negotiations agreement shall be entitled to any benefits, compensation, and emoluments to which they

otherwise would be entitled as if they had performed the work for such benefits, compensation, and emoluments as if the school facilities remained open for any purpose and for any time lost as a result of school closures or use of virtual or remote instruction.

(3) If the schools of a school district are subject to a health-related closure for a period longer than three consecutive school days, which is the result of a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer, then the school district shall continue to make payments of benefits, compensation, and emoluments pursuant to the terms of a contract with a contracted service provider in effect on the date of the closure as if the services for such benefits, compensation, and emoluments had been provided, and as if the school facilities had remained open. Payments received by a contracted service provider pursuant to this paragraph shall be used to meet the payroll and fixed costs obligations of the contracted service provider, and employees of the contracted service provider shall be paid as if the school facilities had remained open and in full operation. A school district shall make all reasonable efforts to renegotiate a contract in good faith subject to this paragraph and may direct contracted service providers, who are a party to a contract and receive payments from the school district under this paragraph, to provide services on behalf of the school district which may reasonably be provided and are within the general expertise or service provision of the original contract. Negotiations shall not include indirect costs such as fuel or tolls. As a condition of negotiations, a contracted service provider shall reveal to the school district whether the entity has insurance coverage for business interruption covering work stoppages. A school district shall not be liable for the payment of benefits, compensation, and emoluments pursuant to the terms of a contract with a contracted service provider under this paragraph for services which otherwise would not have been provided had the school facilities remained open. Nothing in this paragraph shall be construed to require a school district to make payments to a party in material breach of a contract with a contracted service provider if the breach was not due to a closure resulting from a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer.

(4) If the schools of a school district are subject to a health-related closure for a period longer than three consecutive school days, which is the result of a declared state of emergency, declared public health emergency, or a directive by the appropriate health agency or officer, the school district shall be obligated to make payments for benefits, compensation, and emoluments and all payments required pursuant to P.L.1968, c.243 (C.18A:6-51 et seq.), to an

educational services commission, county special services school district, and a jointure commission, and under any shared services agreement and cooperative contract entered into with any other public entity. An educational services commission, county special services school district, and jointure commission shall continue to make payments of benefits, compensation, and emoluments pursuant to the terms of a contract with a contracted service provider or a shared services agreement in effect on the date of the closure as if the services for such benefits, compensation, and emoluments had been provided, and as if the school facilities had remained open. Payments received by a contracted service provider or public entity pursuant to this paragraph shall be used to meet the payroll and fixed costs obligations of the contracted service provider or public entity, and employees of the contracted service provider or public entity shall be paid as if the school facilities had remained open and in full operation. Upon request of the school district, the educational services commission, county special services school district, and a jointure commission shall certify, and provide any supporting documentation to a school district as may be necessary to verify, that payments received have been used solely to meet the payroll and fixed costs of the contracted service provider or public entity. Any portion of those payments not used to meet the payroll and fixed costs shall be returned to the school district. An educational services commission, county special services school district, jointure commission or any lead school district under a shared services agreement or cooperative contract, shall make all reasonable efforts to renegotiate a contract in good faith subject to this paragraph and may direct contracted service providers or public entities, who are a party to a contract and receive payments under this paragraph, to provide services which may reasonably be provided and are within the general expertise or service provision of the original contract. Negotiations shall not include indirect costs such as fuel or tolls. As a condition of negotiations, a contracted service provider or public entity shall reveal whether the entity has insurance coverage for business interruption covering work stoppages.

(5) The provisions of paragraphs (1) through (4) of this subsection e. shall not apply to any employee whose weekly hours of work are reduced, and to whom unemployment benefits are provided, pursuant to a shared work program approved pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et seq.). A contracted service provider, educational services commission, county special services school district, or jointure commission shall notify any school district with which it has entered into a contract to provide services of its intent to reduce the hours of work of its employees pursuant to a shared work program approved pursuant to the provisions of P.L.2011, c.154

(C.43:21-20.3 et seq.). Notwithstanding the provisions of paragraph (3) of this subsection e., if a contracted service provider reduces the amount that it pays to its employees providing services to a school district, and that reduction is the result of a reduction of workhours of those employees made pursuant to a shared work program approved pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et seq.), then the amount paid by the public school district to the contracted service provider shall be reduced by the same amount. Notwithstanding the provisions of paragraph (4) of this subsection e., if an educational services commission, county special services school district, or jointure commission reduces the amount that it pays to its employees providing services to a school district, and that reduction is the result of a reduction of workhours of the those employees made pursuant to a shared work program approved pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et seq.), then the amount paid by the public school district to the educational services commission, county special services school district, or jointure commission shall be reduced by the same amount.

f. For purposes of subsections b., c., d., and e. of this section, "school district" shall include a charter school and a renaissance school project.

C.43:21-20.12 Short title.

4. Sections 4 through 7 of this act shall be known and may be cited as the "Employee Job-Sharing Furlough Protection Act."

C.43:21-20.13 Actions of division.

5. To facilitate the providing of the maximum possible benefits for employees and savings for employers in the State from the federal financing of unemployment benefits provided in connection with short-time compensation programs pursuant to section 2108 of the "Coronavirus Aid, Relief, and Economic Security Act," Pub. Law 116-136 and from federal financing of emergency increases in unemployment benefits under section 2104 of that act, the division shall, during the period from the effective date of this act until December 31, 2020, undertake the following actions:

a. Make available to all employers who may be eligible to participate in a shared work program pursuant to P.L.2011, c.154 (C.43:21-20.3 et seq.) for which full federal funding of short-time unemployment benefits is available pursuant to section 2108 of the "Coronavirus Aid, Relief, and Economic Security Act," Pub. Law 116-136, a guidance document which explains:

(1) what the employer is required to do to establish, pursuant to P.L.2011, c.154 (C.43:21-20.3 et seq.), shared work programs eligible for the

federal funding, including providing certification to the division that any union representing employees in collective bargaining has entered into a written agreement regarding the terms of the program and certification that the employer will continue providing any current health insurance and pension coverage, paid time off and other benefits in the manner required by P.L.2011, c.154 (C.43:21-20.3 et seq.);

(2) procedures for an employer to make an application for approval of a shared work program, including an explanation of how the employer may make preliminary calculations of benefits to be paid to participating employees to expedite the commencement of the payment of the benefits in the shortest possible time;

b. Provide any eligible employer with guidance in making an application;

c. Permit an application for approval of a shared work program to be submitted to, and approved by, the division in advance of the date on which reduced hours of employment are to commence to permit payment of benefits under the program immediately upon that commencement;

d. Permit employers who have fully laid off employees to resume employing those employees on a partial basis in a manner consistent with the requirements of P.L.2011, c.154 (C.43:21-20.3 et seq.), and establish a shared work program to make short-time benefits available to those employees; and

e. Permit, upon the approval of a shared work program, of the payment of benefits retroactively back to the time that the shared work application was submitted and commenced in a manner consistent with the requirements of P.L.2011, c.154 (C.43:21-20.3 et seq.).

C.43:21-20.14 Contributions to system, fund.

6. A public employee enrolled in a State-administered retirement system or fund, and the employer of that employee, shall be required to make contributions to the system or fund during the period that the employee is participating in a shared work program pursuant to P.L.2011, c.154 (C.43:21-20.3 et seq.). The contributions shall be based on the base salary or compensation, as defined by the retirement system or fund, that would have been paid to the employee if the employee had not been participating in a shared work program. No deduction for the payment of such contributions shall be made from the unemployment compensation or short-time compensation benefits of the employee. The employee's service credit as a member of the system or fund shall include the period during which the employee participated in a shared work program. For all purposes under the retirement system or fund, the period during which the employee participated in a shared work program and the base salary or compensation upon which contributions

were made during such period shall be recognized by the retirement system or fund. The seniority rights and health benefits coverage of an employee who participates in a shared work program shall continue and shall not be adversely affected by participation. The employer shall enter into a written agreement with any collective bargaining agent representing the employees regarding the terms of the program, including terms regarding attendance in training programs while receiving short-time benefits, and provide certification, and the copy, of the agreement to the division as required by P.L.2011, c.154 (C.43:21-20.3 et seq.). This section shall not be construed to conflict with any applicable provisions of federal law.

C.43:21-20.15 Report on all shared work programs on website.

7. a. The division shall, not later than March 31, 2021, issue, make public on the website of the Department of Labor and Workforce Development, and submit to the Governor and Legislature, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), a report on all shared work programs approved during calendar year 2020 pursuant to P.L.2011, c.154 (C.43:21-20.3 et seq.) and the impact of federal financing of those programs pursuant to section 2108 of the "Coronavirus Aid, Relief, and Economic Security Act," Pub. Law 116-136 and of federal financing pursuant to section 2104 of that act of emergency increases in unemployment benefits for participants in approved shared work programs.

b. The report shall provide separately for governmental employers, for-profit private employers, and nonprofit employers, during calendar year 2020:

(1) The total number of participating employers and employees, the total amount of unemployment benefits paid to participants, the portion of those benefits that was pandemic unemployment compensation, the total wage compensation that was paid to participants during participation in the program, and the share, if any, of the benefit costs not paid or reimbursed by the federal government;

(2) The minimum, maximum, and average duration of programs, the average weekly benefit, and the average weekly wage paid during participation in the program;

(3) The number of participating employers who entered into agreements with collective bargaining agents regarding the terms of the program, and the total number of employees covered by those agreements; and

(4) The total reduction in payroll costs due to reduced hours of paid employment by participants.

c. The report shall provide, for each calendar year from 2012 through 2019, the total number of employers and employees participating in approved shared work programs and the total amount of unemployment benefits paid to participating employees.

8. Section 7 of P.L.1954, c.84 (C.43:15A-7) is amended to read as follows:

C.43:15A-7 Public Employees' Retirement System, established; membership.

7. There is hereby established the Public Employees' Retirement System of New Jersey in the Division of Pensions and Benefits of the Department of the Treasury. The membership of the retirement system shall include:

a. The members of the former "State Employees' Retirement System of New Jersey" enrolled as such as of December 30, 1954, who shall not have claimed for refund their accumulated deductions in said system as provided in this section;

b. Any person becoming an employee of the State or other employer after January 2, 1955 and every veteran, other than a retired member who returns to service pursuant to subsection b. of section 27 of P.L.1966, c.217 (C.43:15A-57.2) and other than those whose appointments are seasonal, becoming an employee of the State or other employer after such date, including a temporary employee with at least one year's continuous service. The membership of the retirement system shall not include those persons appointed to serve as described in paragraphs (2) and (3) of subsection a. of section 2 of P.L.2007, c.92 (C.43:15C-2), except a person who was a member of the retirement system prior to the effective date of sections 1 through 19 of P.L.2007, c.92 (C.43:15C-1 through C.43:15C-15, C.43:3C-9, C.43:15A-7, C.43:15A-75 and C.43:15A-135) and continuously thereafter; and

c. Every employee veteran in the employ of the State or other employer on January 2, 1955, who is not a member of any retirement system supported wholly or partly by the State.

d. Membership in the retirement system shall be optional for elected officials other than veterans, and for school crossing guards, who having become eligible for benefits under other pension systems are so employed on a part-time basis. Elected officials commencing service on or after the effective date of sections 1 through 19 of P.L.2007, c.92 (C.43:15C-1 through C.43:15C-15, C.43:3C-9, C.43:15A-7, C.43:15A-75 and C.43:15A-135) shall not be eligible for membership in the retirement system based on service in the elective public office, except that an elected official enrolled in the retirement system as of that effective date who continues to hold that elective public

office or, for an elected official specified in section 5 of P.L.2017, c.344 (C.43:15A-7.5), another elective public office, without a break in service shall be eligible to continue membership in the retirement system under the terms and conditions of enrollment. Service in the Legislature shall be considered a single elective public office. Any part-time school crossing guard who is eligible for benefits under any other pension system and who was hired as a part-time school crossing guard prior to March 4, 1976, may at any time terminate his membership in the retirement system by making an application in writing to the board of trustees of the retirement system. Upon receiving such application, the board of trustees shall terminate his enrollment in the system and direct the employer to cease accepting contributions from the member or deducting from the compensation paid to the member. State employees who become members of any other retirement system supported wholly or partly by the State as a condition of employment shall not be eligible for membership in this retirement system. Notwithstanding any other law to the contrary, all other persons accepting employment in the service of the State shall be required to enroll in the retirement system as a condition of their employment, regardless of age.

(1) Before or on November 1, 2008, no person in employment, office or position, for which the annual salary or remuneration is fixed at less than $1,500.00, shall be eligible to become a member of the retirement system.

(2) After November 1, 2008, a person who was a member of the retirement system on that date and continuously thereafter shall be eligible to be a member of the retirement system in employment, office or position, for which the annual salary or remuneration is fixed at $1,500 or more.

(3) After November 1, 2008 and before or on the effective date of P.L.2010, c.1, a person who was not a member of the retirement system on November 1, 2008, or who was a member of the retirement system on that date but not continuously thereafter, and who is in employment, office or position, for which the annual salary or remuneration is certified by the applicable public entity at $7,500 or more, shall be eligible to become a member of the retirement system. The $7,500 minimum annual salary or remuneration amount shall be adjusted annually by the Director of the Division of Pensions and Benefits, by regulation, in accordance with changes in the Consumer Price Index but by no more than 4 percent. "Consumer Price Index" means the average of the annual increase, expressed as a percentage, in the consumer price index for all urban consumers in the New York City and Philadelphia metropolitan statistical areas during the preceding calendar year as reported by the United States Department of Labor.

(4) After the effective date of P.L.2010, c.1, no person in an employment, office or position of the State, or an agency, board, commission, authority or instrumentality of the State, for which the hours of work are fixed at fewer than 35 per week shall be eligible to become a member of the retirement system; and no person in employment, office or position with a political subdivision of the State, or an agency, board, commission, authority or instrumentality of a political subdivision of the State, for which the hours of work are fixed by an ordinance or resolution of the political subdivision, or agency, board, commission, authority or instrumentality thereof, at fewer than 32 per week shall be eligible to become a member of the retirement system. Any hour or part thereof, during which the person does not work due to the person's participation in a voluntary or mandatory furlough program shall not be deducted in determining if a person's hours of work are fixed at fewer than 35 or 32 per week, as appropriate, for the purpose of eligibility and the person's service credit as a member of the system or fund shall include the period of mandatory or voluntary furlough provided the person continues to make contributions based on the person's base salary or compensation. If the pay of a furloughed person is insufficient to withhold the entirety of the person's regular contributions, then the person shall remit the entirety of the regular contribution which was not withheld from the person's pay to the Division of Pensions and Benefits in the Department of the Treasury in a manner determined by the division, except that no deduction for the payment of such contributions shall be made from the unemployment compensation benefits of the employee.

e. Membership of any person in the retirement system shall cease if he shall discontinue his service for more than two consecutive years.

f. The accumulated deductions of the members of the former "State Employees' Retirement System" which have been set aside in a trust fund designated as Fund A as provided in section 5 of this act and which have not been claimed for refund prior to February 1, 1955 shall be transferred from said Fund A to the Annuity Savings Fund of the Retirement System, provided for in section 25 of this act. Each member whose accumulated deductions are so transferred shall receive the same prior service credit, pension credit, and membership credit in the retirement system as he previously had in the former "State Employees' Retirement System" and shall have such accumulated deductions credited to his individual account in the Annuity Savings Fund. Any outstanding obligations of such member shall be continued.

g. Any school crossing guard electing to terminate his membership in the retirement system pursuant to subsection d. of this section shall, upon his request, receive a refund of his accumulated deductions as of the date of his appointment

to the position of school crossing guard. Such refund of contributions shall serve as a waiver of all benefits payable to the employee, to his dependent or dependents, or to any of his beneficiaries under the retirement system.

h. A temporary employee who is employed under the federal Workforce Investment Act shall not be eligible for membership in the system. Membership for temporary employees employed under the federal Job Training Partnership Act, Pub.L.97-300 (29 U.S.C.s.1501) who are in the system on September 19, 1986 shall be terminated, and affected employees shall receive a refund of their accumulated deductions as of the date of commencement of employment in a federal Job Training Partnership Act program. Such refund of contributions shall serve as a waiver of all benefits payable to the employee, to his dependent or dependents, or to any of his beneficiaries under the retirement system.

i. Membership in the retirement system shall be optional for a special service employee who is employed under the federal Older American Community Service Employment Act, Pub.L.94-135 (42 U.S.C.s.3056). Any special service employee employed under the federal Older American Community Service Employment Act, Pub.L.94-135 (42 U.S.C.s.3056), who is in the retirement system on the effective date of P.L.1996, c.139 may terminate membership in the retirement system by making an application in writing to the board of trustees of the retirement system. Upon receiving the application, the board shall terminate enrollment in the system and the member shall receive a refund of accumulated deductions as of the date of commencement of employment in a federal Older American Community Service Employment Act program. This refund of contributions shall serve as a waiver of all benefits payable to the employee, to any dependent or dependents, or to any beneficiary under the retirement system.

j. An employee of the South Jersey Port Corporation who was employed by the South Jersey Port Corporation as of the effective date of P.L.1997, c.150 (C.34:1B-144 et al.) and who shall be re-employed within 365 days of such effective date by a subsidiary corporation or other corporation, which has been established by the Delaware River Port Authority pursuant to subdivision (m) of Article I of the compact creating the Delaware River Port Authority (R.S.32:3-2), as defined in section 3 of P.L.1997, c.150 (C.34:1B-146), shall be eligible to continue membership while an employee of such subsidiary or other corporation.

k. An employee of a renaissance school project established pursuant to P.L.2011, c.176 (C.18A:36C-1 et seq.) upon commencement of employment.

9. Section 2 of P.L.1961, c.49 (C.52:14-17.26) is amended to read as follows:

C.52:14-17.26 Definitions relative to health care benefits for public employees.

2. As used in P.L.1961, c.49 (C.52:14-17.26 et seq.):

(a) The term "State" means the State of New Jersey.

(b) The term "commission" means the State Health Benefits Commission, created by section 3 of P.L.1961, c.49 (C.52:14-17.27).

(c) (1) The term "employee" means an appointive or elective officer, a full-time employee of the State of New Jersey, or a full-time employee of an employer other than the State who appears on a regular payroll and receives a salary or wages for an average of the number of hours per week as prescribed by the governing body of the participating employer which number of hours worked shall be considered full-time, determined by resolution, and not less than 20.

(2) After the effective date of P.L.2010, c.2, the term "employee" means (i) a full-time appointive or elective officer whose hours of work are fixed at 35 or more per week, a full-time employee of the State, or a full-time employee of an employer other than the State who appears on a regular payroll and receives a salary or wages for an average of the number of hours per week as prescribed by the governing body of the participating employer which number of hours worked shall be considered full-time, determined by resolution, and not less than 25, or (ii) an appointive or elective officer, an employee of the State, or an employee of an employer other than the State who has or is eligible for health benefits coverage provided under P.L.1961, c.49 (C.52:14-17.25 et seq.) or sections 31 through 41 of P.L.2007, c.103 (C.52:14-17.46.1 et seq.) on that effective date and continuously thereafter provided the officer or employee is covered by the definition in paragraph (1) of this subsection. Any hour or part thereof, during which an employee does not work due to the employee's participation in a voluntary or mandatory furlough program shall not be deducted in determining if a person's hours of work are fixed at fewer than 35 or 32 per week, as appropriate, for the purpose of eligibility for health benefits coverage provided under P.L.1961, c.49 (C.52:14-17.25 et seq.) provided the employee continues to pay contributions for coverage during the period of furlough. If the pay of a furloughed employee is insufficient to withhold the entirety of the employee's contribution, then the employee shall remit the portion of the contribution not withheld from the employee's pay to the Division of Pensions and Benefits in the Department of the Treasury in a manner determined by the division, except that no deduction for the payment of such contributions

shall be made from the unemployment compensation benefits of the employee. For the purposes of this act an employee of Rutgers, The State University of New Jersey, shall be deemed to be an employee of the State, and an employee of the New Jersey Institute of Technology shall be considered to be an employee of the State during such time as the Trustees of the Institute are party to a contractual agreement with the State Treasurer for the provision of educational services. The term "employee" shall further mean, for purposes of this act, a former employee of the South Jersey Port Corporation, who is employed by a subsidiary corporation or other corporation, which has been established by the Delaware River Port Authority pursuant to subdivision (m) of Article I of the compact creating the Delaware River Port Authority (R.S.32:3-2), as defined in section 3 of P.L.1997, c.150 (C.34:1B-146), and who is eligible for continued membership in the Public Employees' Retirement System pursuant to subsection j. of section 7 of P.L.1954, c.84 (C.43:15A-7).

For the purposes of this act the term "employee" shall not include persons employed on a short-term, seasonal, intermittent or emergency basis, persons compensated on a fee basis, persons having less than two months of continuous service or persons whose compensation from the State is limited to reimbursement of necessary expenses actually incurred in the discharge of their official duties, provided, however, that the term "employee" shall include persons employed on an intermittent basis to whom the State has agreed to provide coverage under P.L.1961, c.49 (C.52:14-17.25 et seq.) in accordance with a binding collective negotiations agreement. An employee paid on a 10-month basis, pursuant to an annual contract, will be deemed to have satisfied the two-month waiting period if the employee begins employment at the beginning of the contract year. The term "employee" shall also not include retired persons who are otherwise eligible for benefits under this act but who, although they meet the age or disability eligibility requirement of Medicare, are not covered by Medicare Hospital Insurance, also known as Medicare Part A, and Medicare Medical Insurance, also known as Medicare Part B. A determination by the commission that a person is an eligible employee within the meaning of this act shall be final and shall be binding on all parties.

(d) (1) The term "dependents" means an employee's spouse, partner in a civil union couple or an employee's domestic partner as defined in section 3 of P.L.2003, c.246 (C.26:8A-3), and the employee's unmarried children under the age of 23 years who live with the employee in a regular parent-child relationship. "Children" shall include stepchildren, legally adopted children and children placed by the Division of Child Protection and Permanency in

the Department of Children and Families, provided they are reported for coverage and are wholly dependent upon the employee for support and maintenance. A spouse, partner in a civil union couple, domestic partner or child enlisting or inducted into military service shall not be considered a dependent during the military service. The term "dependents" shall not include spouses, partners in a civil union couple or domestic partners of retired persons who are otherwise eligible for the benefits under this act but who, although they meet the age or disability eligibility requirement of Medicare, are not covered by Medicare Hospital Insurance, also known as Medicare Part A, and Medicare Medical Insurance, also known as Medicare Part B.

(2) Notwithstanding the provisions of paragraph (1) of this subsection to the contrary and subject to the provisions of paragraph (3) of this subsection, for the purposes of an employer other than the State that is participating in the State Health Benefits Program pursuant to section 3 of P.L.1964, c.125 (C.52:14-17.34), the term "dependents" means an employee's spouse or partner in a civil union couple and the employee's unmarried children under the age of 23 years who live with the employee in a regular parent-child relationship. "Children" shall include stepchildren, legally adopted children and children placed by the Division of Child Protection and Permanency in the Department of Children and Families provided they are reported for coverage and are wholly dependent upon the employee for support and maintenance. A spouse, partner in a civil union couple or child enlisting or inducted into military service shall not be considered a dependent during the military service. The term "dependents" shall not include spouses or partners in a civil union couple of retired persons who are otherwise eligible for benefits under P.L.1961, c.49 (C.52:14-17.25 et seq.) but who, although they meet the age or disability eligibility requirement of Medicare, are not covered by Medicare Hospital Insurance, also known as Medicare Part A, and Medicare Medical Insurance, also known as Medicare Part B.

(3) An employer other than the State that is participating in the State Health Benefits Program pursuant to section 3 of P.L.1964, c.125 (C.52:14-17.34) may adopt a resolution providing that the term "dependents" as defined in paragraph (2) of this subsection shall include domestic partners as provided in paragraph (1) of this subsection.

(e) The term "carrier" means a voluntary association, corporation or other organization, including a health maintenance organization as defined in section 2 of the "Health Maintenance Organizations Act," P.L.1973, c.337 (C.26:2J-2), which is lawfully engaged in providing or paying for or reimbursing the cost of, personal health services, including hospitalization, medical and surgical services, under insurance policies or contracts, membership

or subscription contracts, or the like, in consideration of premiums or other periodic charges payable to the carrier.

(f) The term "hospital" means (1) an institution operated pursuant to law which is primarily engaged in providing on its own premises, for compensation from its patients, medical diagnostic and major surgical facilities for the care and treatment of sick and injured persons on an inpatient basis, and which provides such facilities under the supervision of a staff of physicians and with 24 hour a day nursing service by registered graduate nurses, or (2) an institution not meeting all of the requirements of (1) but which is accredited as a hospital by the Joint Commission on Accreditation of Hospitals. In no event shall the term "hospital" include a convalescent nursing home or any institution or part thereof which is used principally as a convalescent facility, residential center for the treatment and education of children with mental disorders, rest facility, nursing facility or facility for the aged or for the care of drug addicts or alcoholics.

(g) The term "State managed care plan" means a health care plan under which comprehensive health care services and supplies are provided to eligible employees, retirees, and dependents: (1) through a group of doctors and other providers employed by the plan; or (2) through an individual practice association, preferred provider organization, or point of service plan under which services and supplies are furnished to plan participants through a network of doctors and other providers under contracts or agreements with the plan on a prepayment or reimbursement basis and which may provide for payment or reimbursement for services and supplies obtained outside the network. The plan may be provided on an insured basis through contracts with carriers or on a self-insured basis, and may be operated and administered by the State or by carriers under contracts with the State.

(h) The term "Medicare" means the program established by the "Health Insurance for the Aged Act," Title XVIII of the "Social Security Act," Pub.L.89-97 (42 U.S.C. s.1395 et seq.), as amended, or its successor plan or plans.

(i) The term "traditional plan" means a health care plan which provides basic benefits, extended basic benefits and major medical expense benefits as set forth in section 5 of P.L.1961, c.49 (C.52:14-17.29) by indemnifying eligible employees, retirees, and dependents for expenses for covered health care services and supplies through payments to providers or reimbursements to participants.

(j) The term "successor plan" means a State managed care plan that shall replace the traditional plan and that shall provide benefits as set forth in subsection (B) of section 5 of P.L.1961, c.49 (C.52:14-17.29) with provisions

regarding reimbursements and payments as set forth in paragraph (1) of subsection (C) of section 5 of P.L.1961, c.49 (C.52:14-17.29).

10. R.S.43:21-4 is amended to read as follows:

Benefit eligibility conditions.

43:21-4. Benefit eligibility conditions. An unemployed individual shall be eligible to receive benefits with respect to any week eligible only if:

(a) The individual has filed a claim at an unemployment insurance claims office and thereafter continues to report at an employment service office or unemployment insurance claims office, as directed by the division in accordance with such regulations as the division may prescribe, except that the division may, by regulation, waive or alter either or both of the requirements of this subsection as to individuals attached to regular jobs, and as to such other types of cases or situations with respect to which the division finds that compliance with such requirements would be oppressive, or would be inconsistent with the purpose of this act; provided that no such regulation shall conflict with subsection (a) of R.S.43:21-3.

(b) The individual has made a claim for benefits in accordance with the provisions of subsection (a) of R.S.43:21-6.

(c) (1) The individual is able to work, and is available for work, and has demonstrated to be actively seeking work, except as hereinafter provided in this subsection or in subsection (f) of this section.

(2) The director may modify the requirement of actively seeking work if such modification of this requirement is warranted by economic conditions.

(3) No individual, who is otherwise eligible, shall be deemed ineligible, or unavailable for work, because the individual is on vacation, without pay, during said week, if said vacation is not the result of the individual's own action as distinguished from any collective action of a collective bargaining agent or other action beyond the individual's control.

(4) (A) Subject to such limitations and conditions as the division may prescribe, an individual, who is otherwise eligible, shall not be deemed unavailable for work or ineligible because the individual is attending a training program approved for the individual by the division to enhance the individual's employment opportunities or because the individual failed or refused to accept work while attending such program.

(B) For the purpose of this paragraph (4), any training program shall be regarded as approved by the division for the individual if the program and the individual meet the following requirements:

(i) The training is for a labor demand occupation and is likely to enhance the individual's marketable skills and earning power, except that the training may be for an occupation other than a labor demand occupation if the individual is receiving short-time benefits pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et al.) and the training is necessary to prevent a likely loss of jobs;

(ii) The training is provided by a competent and reliable private or public entity approved by the Commissioner of Labor and Workforce Development pursuant to the provisions of section 8 of the "1992 New Jersey Employment and Workforce Development Act," P.L.1992, c.43 (C.34:15D-8);

(iii) The individual can reasonably be expected to complete the program, either during or after the period of benefits;

(iv) The training does not include on the job training or other training under which the individual is paid by an employer for work performed by the individual during the time that the individual receives benefits; and

(v) The individual enrolls in vocational training, remedial education or a combination of both on a full-time basis, except that the training or education may be on a part-time basis if the individual is receiving short-time benefits pursuant to the provisions of P.L.2011, c.154 (C.43:21-20.3 et al.).

(C) If the requirements of subparagraph (B) of this paragraph (4) are met, the division shall not withhold approval of the training program for the individual for any of the following reasons:

(i) The training includes remedial basic skills education necessary for the individual to successfully complete the vocational component of the training;

(ii) The training is provided in connection with a program under which the individual may obtain a college degree, including a post-graduate degree;

(iii) The length of the training period under the program; or

(iv) The lack of a prior guarantee of employment upon completion of the training.

(D) For the purpose of this paragraph (4), "labor demand occupation" means an occupation for which there is or is likely to be an excess of demand over supply for adequately trained workers, including, but not limited to, an occupation designated as a labor demand occupation by the Center for Occupational Employment Information pursuant to the provisions of subsection d. of section 27 of P.L.2005, c.354 (C.34:1A-86).

(5) An unemployed individual, who is otherwise eligible, shall not be deemed unavailable for work or ineligible solely by reason of the individual's attendance before a court in response to a summons for service on a jury.

(6) An unemployed individual, who is otherwise eligible, shall not be deemed unavailable for work or ineligible solely by reason of the individual's

attendance at the funeral of an immediate family member, provided that the duration of the attendance does not extend beyond a two-day period.

For purposes of this paragraph, "immediate family member" includes any of the following individuals: father, mother, mother-in-law, father-in-law, grandmother, grandfather, grandchild, spouse, child, child placed by the Division of Youth and Family Services in the Department of Children and Families, sister or brother of the unemployed individual and any relatives of the unemployed individual residing in the unemployed individual's household.

(7) No individual, who is otherwise eligible, shall be deemed ineligible or unavailable for work with respect to any week because, during that week, the individual fails or refuses to accept work while the individual is participating on a full-time basis in self-employment assistance activities authorized by the division, whether or not the individual is receiving a self-employment allowance during that week.

(8) Any individual who is determined to be likely to exhaust regular benefits and need reemployment services based on information obtained by the worker profiling system shall not be eligible to receive benefits if the individual fails to participate in available reemployment services to which the individual is referred by the division or in similar services, unless the division determines that:

(A) The individual has completed the reemployment services; or

(B) There is justifiable cause for the failure to participate, which shall include participation in employment and training, self-employment assistance activities or other activities authorized by the division to assist reemployment or enhance the marketable skills and earning power of the individual and which shall include any other circumstance indicated pursuant to this section in which an individual is not required to be available for and actively seeking work to receive benefits.

(9) An unemployed individual, who is otherwise eligible, shall not be deemed unavailable for work or ineligible solely by reason of the individual's work as a board worker for a county board of elections on an election day.

(10) An individual who is employed by a shared work employer and is otherwise eligible for benefits shall not be deemed ineligible for short-time benefits because the individual is unavailable for work with employers other than the shared work employer, so long as:

(A) The individual is able to work and is available to work the individual's normal full-time hours for the shared work employer; or

(B) The individual is attending a training program which is in compliance with the provisions of paragraph (4) of subsection (c) of this section and

the agreements and certifications required pursuant to the provisions of section 2 of P.L.2011, c.154 (C.43:21-20.4).

(d) With respect to any benefit year commencing before January 1, 2002, the individual has been totally or partially unemployed for a waiting period of one week in the benefit year which includes that week. When benefits become payable with respect to the third consecutive week next following the waiting period, the individual shall be eligible to receive benefits as appropriate with respect to the waiting period. No week shall be counted as a week of unemployment for the purposes of this subsection:

(1) If benefits have been paid, or are payable with respect thereto; provided that the requirements of this paragraph shall be waived with respect to any benefits paid or payable for a waiting period as provided in this subsection;

(2) If it has constituted a waiting period week under the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.);

(3) Unless the individual fulfills the requirements of subsections (a) and (c) of this section;

(4) If with respect thereto, claimant was disqualified for benefits in accordance with the provisions of subsection (d) of R.S.43:21-5.

The waiting period provided by this subsection shall not apply to benefit years commencing on or after January 1, 2002. An individual whose total benefit amount was reduced by the application of the waiting period to a claim which occurred on or after January 1, 2002 and before the effective date of P.L.2002, c.13, shall be permitted to file a claim for the additional benefits attributable to the waiting period in the form and manner prescribed by the division, but not later than the 180th day following the effective date of P.L.2002, c.13 unless the division determines that there is good cause for a later filing.

(e) (1) (Deleted by amendment, P.L.2001, c.17).

(2) (Deleted by amendment, P.L.2008, c.17).

(3) (Deleted by amendment, P.L.2008, c.17).

(4) With respect to benefit years commencing on or after January 7, 2001, except as otherwise provided in paragraph (5) of this subsection, the individual has, during his base year as defined in subsection (c) of R.S.43:21-19:

(A) Established at least 20 base weeks as defined in paragraphs (2) and (3) of subsection (t) of R.S.43:21-19; or

(B) If the individual has not met the requirements of subparagraph (A) of this paragraph (4), earned remuneration not less than an amount 1,000 times the minimum wage in effect pursuant to section 5 of P.L.1966, c.113 (C.34:11-56a4) on October 1 of the calendar year preceding the calendar year

in which the benefit year commences, which amount shall be adjusted to the next higher multiple of $100 if not already a multiple thereof.

(5) With respect to benefit years commencing on or after January 7, 2001, notwithstanding the provisions of paragraph (4) of this subsection, an unemployed individual claiming benefits on the basis of service performed in the production and harvesting of agricultural crops shall, subject to the limitations of subsection (i) of R.S.43:21-19, be eligible to receive benefits if during his base year, as defined in subsection (c) of R.S.43:21-19, the individual:

(A) Has established at least 20 base weeks as defined in paragraphs (2) and (3) of subsection (t) of R.S.43:21-19; or

(B) Has earned remuneration not less than an amount 1,000 times the minimum wage in effect pursuant to section 5 of P.L.1966, c.113 (C.34:11-56a4) on October 1 of the calendar year preceding the calendar year in which the benefit year commences, which amount shall be adjusted to the next higher multiple of $100 if not already a multiple thereof; or

(C) Has performed at least 770 hours of service in the production and harvesting of agricultural crops.

(6) The individual applying for benefits in any successive benefit year has earned at least six times his previous weekly benefit amount and has had four weeks of employment since the beginning of the immediately preceding benefit year. This provision shall be in addition to the earnings requirements specified in paragraph (4) or (5) of this subsection, as applicable.

(f) (1) The individual has suffered any accident or sickness not compensable under the workers' compensation law, R.S.34:15-1 et seq. and resulting in the individual's total disability to perform any work for remuneration, and would be eligible to receive benefits under this chapter (R.S.43:21-1 et seq.) (without regard to the maximum amount of benefits payable during any benefit year) except for the inability to work and has furnished notice and proof of claim to the division, in accordance with its rules and regulations, and payment is not precluded by the provisions of R.S.43:21-3(d); provided, however, that benefits paid under this subsection (f) shall be computed on the basis of only those base year wages earned by the claimant as a "covered individual," as defined in subsection (b) of section 3 of P.L.1948, c.110 (C.43:21-27); provided further that no benefits shall be payable under this subsection to any individual:

(A) For any period during which such individual is not under the care of a legally licensed physician, dentist, optometrist, podiatrist, practicing psychologist, advanced practice nurse, or chiropractor, who, when requested by the division, shall certify within the scope of the practitioner's practice, the

disability of the individual, the probable duration thereof, and, where applicable, the medical facts within the practitioner's knowledge;

(B) (Deleted by amendment, P.L.1980, c.90.)

(C) For any period of disability due to willfully or intentionally self-inflicted injury, or to injuries sustained in the perpetration by the individual of a crime of the first, second or third degree;

(D) For any week with respect to which or a part of which the individual has received or is seeking benefits under any unemployment compensation or disability benefits law of any other state or of the United States; provided that if the appropriate agency of such other state or the United States finally determines that the individual is not entitled to such benefits, this disqualification shall not apply;

(E) For any week with respect to which or part of which the individual has received or is seeking disability benefits under the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.);

(F) For any period of disability commencing while such individual is a "covered individual," as defined in subsection (b) of section 3 of the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-27).

(2) The individual is taking family temporary disability leave to provide care for a family member with a serious health condition or to be with a child during the first 12 months after the child's birth or placement of the child for adoption or as a foster child with the individual, and the individual would be eligible to receive benefits under R.S.43:21-1 et seq. (without regard to the maximum amount of benefits payable during any benefit year) except for the individual's unavailability for work while taking the family temporary disability leave, and the individual has furnished notice and proof of claim to the division, in accordance with its rules and regulations, and payment is not precluded by the provisions of R.S.43:21-3(d) provided, however, that benefits paid under this subsection (f) shall be computed on the basis of only those base year wages earned by the claimant as a "covered individual," as defined in subsection (b) of section 3 of P.L.1948, c.110 (C.43:21-27); provided further that no benefits shall be payable under this subsection to any individual:

(A) For any week with respect to which or a part of which the individual has received or is seeking benefits under any unemployment compensation or disability benefits law of any other state or of the United States; provided that if the appropriate agency of such other state or the United States finally determines that the individual is not entitled to such benefits, this disqualification shall not apply;

(B) For any week with respect to which or part of which the individual has received or is seeking disability benefits for a disability of the individual under the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.);

(C) For any period of family temporary disability leave commencing while the individual is a "covered individual," as defined in subsection (b) of section 3 of the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-27); or

(D) For any period of family temporary disability leave for a serious health condition of a family member of the claimant during which the family member is not receiving inpatient care in a hospital, hospice, or residential medical care facility and is not subject to continuing medical treatment or continuing supervision by a health care provider, who, when requested by the division, shall certify within the scope of the provider's practice, the serious health condition of the family member, the probable duration thereof, and, where applicable, the medical facts within the provider's knowledge.

(3) Benefit payments under this subsection (f) shall be charged to and paid from the State disability benefits fund established by the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.), and shall not be charged to any employer account in computing any employer's experience rate for contributions payable under this chapter.

(g) Benefits based on service in employment defined in subparagraphs (B) and (C) of R.S.43:21-19 (i)(1) shall be payable in the same amount and on the terms and subject to the same conditions as benefits payable on the basis of other service subject to the "unemployment compensation law"; except that, notwithstanding any other provisions of the "unemployment compensation law":

(1) With respect to service performed after December 31, 1977, in an instructional, research, or principal administrative capacity for an educational institution, benefits shall not be paid based on such services for any week of unemployment commencing during the period between two successive academic years, or during a similar period between two regular terms, whether or not successive, or during a period of paid sabbatical leave provided for in the individual's contract, to any individual if such individual performs such services in the first of such academic years (or terms) and if there is a contract or a reasonable assurance that such individual will perform services in any such capacity for any educational institution in the second of such academic years or terms;

(2) With respect to weeks of unemployment beginning after September 3, 1982, on the basis of service performed in any other capacity for an educational

institution, benefits shall not be paid on the basis of such services to any individual for any week which commences during a period between two successive academic years or terms if such individual performs such services in the first of such academic years or terms and there is a reasonable assurance that such individual will perform such services in the second of such academic years or terms, except that if benefits are denied to any individual under this paragraph (2) and the individual was not offered an opportunity to perform these services for the educational institution for the second of any academic years or terms, the individual shall be entitled to a retroactive payment of benefits for each week for which the individual filed a timely claim for benefits and for which benefits were denied solely by reason of this clause;

(3) With respect to those services described in paragraphs (1) and (2) above, benefits shall not be paid on the basis of such services to any individual for any week which commences during an established and customary vacation period or holiday recess if such individual performs such services in the period immediately before such vacation period or holiday recess, and there is a reasonable assurance that such individual will perform such services in the period immediately following such period or holiday recess;

(4) With respect to any services described in paragraphs (1) and (2) above, benefits shall not be paid as specified in paragraphs (1), (2), and (3) above to any individual who performed those services in an educational institution while in the employ of an educational service agency, and for this purpose the term "educational service agency" means a governmental agency or governmental entity which is established and operated exclusively for the purpose of providing those services to one or more educational institutions;

(5) With respect to services performed after the effective date of P.L.2020, c.57, and only upon written notification from the United States Department of Labor that the amendatory language added to this section by that act conforms to the "Between and Within Terms" denial provisions of 26 U.S.C. s.3304, as used in this subsection:

"Established and customary vacation period or holiday recess" includes those breaks scheduled during fall, winter, and spring recesses when those vacation periods occur within a term or semester. "Established and customary vacation period or holiday recess" does not include the summer term or semester, unless, based on objective criteria including enrollment and staffing, the summer is not in fact a part of the academic year for a particular institution.

"Reasonable assurance" means a written, verbal, or implied agreement that the employee will perform services in the same capacity during the ensuing academic year or term as in the first academic year or term. A person shall not be deemed to be performing services "in the same capacity" unless

those services are rendered under the same terms or conditions of employment in the ensuing year as in the first academic year or term.

An individual who is tenured or holds tenure track status is considered to have reasonable assurance, unless advised otherwise. For the purposes of this subsection, tenure track status means a probationary faculty employee having an opportunity to be reviewed for tenure.

A person is presumed not to have reasonable assurance under an offer that is conditioned on enrollment, funding, program changes, or other circumstances under the control of the employer. It is the employer's burden to provide sufficient documentation to overcome this presumption. Reasonable assurance shall be determined on a case-by-case basis considering the totality of circumstances rather than on the existence of any one factor. For an individual to be regarded as having reasonable assurance of employment, the totality of circumstances must show that it is highly probable that there is a job available for the employee in the following academic year or term. If any contingencies in the employment offer are within the employer's control, the claimant shall not be regarded as having a reasonable assurance of employment. Contingencies within the employer's control include, but are not limited to, enrollment, funding, including appropriations and the allocation of funding, program changes, final course offering, and facility availability.

(h) Benefits shall not be paid to any individual on the basis of any services, substantially all of which consist of participating in sports or athletic events or training or preparing to so participate, for any week which commences during the period between two successive sports seasons (or similar periods) if such individual performed such services in the first of such seasons (or similar periods) and there is a reasonable assurance that such individual will perform such services in the later of such seasons (or similar periods).

(i) (1) Benefits shall not be paid on the basis of services performed by an alien unless such alien is an individual who was lawfully admitted for permanent residence at the time the services were performed and was lawfully present for the purpose of performing the services or otherwise was permanently residing in the United States under color of law at the time the services were performed (including an alien who is lawfully present in the United States as a result of the application of the provisions of section 212(d)(5) (8 U.S.C. s.1182 (d)(5)) of the Immigration and Nationality Act (8 U.S.C. s.1101 et seq.)); provided that any modifications of the provisions of section 3304(a)(14) of the Federal Unemployment Tax Act (26 U.S.C. s. 3304 (a) (14)) as provided by Pub.L.94-566, which specify other conditions or other effective dates than stated herein for the denial of benefits based on services performed by aliens and which modifications are required to be implemented under State law as a

condition for full tax credit against the tax imposed by the Federal Unemployment Tax Act, shall be deemed applicable under the provisions of this section.

(2) Any data or information required of individuals applying for benefits to determine whether benefits are not payable to them because of their alien status shall be uniformly required from all applicants for benefits.

(3) In the case of an individual whose application for benefits would otherwise be approved, no determination that benefits to such individual are not payable because of alien status shall be made except upon a preponderance of the evidence.

(j) Notwithstanding any other provision of this chapter, the director may, to the extent that it may be deemed efficient and economical, provide for consolidated administration by one or more representatives or deputies of claims made pursuant to subsection (f) of this section with those made pursuant to Article III (State plan) of the "Temporary Disability Benefits Law," P.L.1948, c.110 (C.43:21-25 et al.).

11. This act shall take effect on June 29, 2020.

Approved July 2, 2020.

CHAPTER 58

AN ACT concerning under-represented participants in apprenticeships and supplementing P.L.1992, c.43 (C.34:15D-1 et seq.).

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

C.34:15D-5.1 Findings, declarations relative to under-represented participants in apprenticeships.

1. The Legislature finds and declares that women, minorities, and persons with disabilities are under-represented in the skilled trades and apprenticeship programs, despite the fact that these groups represent a large and growing portion of the workforce. As apprenticeship programs often lead to high paying jobs in growing industries, women, minorities, and persons with disabilities should be provided better access and support in benefitting from them.

Although apprenticeships can benefit these groups, sometimes women, minorities, and persons with disabilities begin the programs, but leave before completion. One reason for this may be that the groups are under-represented.

When they encounter harassment and discrimination or other difficulties, they may not have a trusted support network on which they can depend.

For example, while all participants in federally-registered apprenticeship programs are required to receive a mentor, it is unlikely that the mentor would come from the same under-represented group as the participant. Participants who are not from under-represented groups would not face this dilemma.

It is therefore an appropriate public purpose to begin, in the Department of Labor and Workforce Development, a peer-to-peer mentoring program for women, minorities, and persons with disabilities.

C.34:15D-5.2 Establishment of peer-to-peer Statewide apprenticeship mentoring program for women, minorities, and persons with disabilities.

2. a. The Commissioner of Labor and Workforce Development, in consultation with the Commissioner of Education and the Chief Diversity Officer of New Jersey, shall establish a peer-to-peer Statewide apprenticeship mentoring program for women, minorities, and persons with disabilities. The purpose of the mentoring program is to provide mentoring and support services to women, minorities, and persons with disabilities throughout the State, as well as to establish a network of peers involved in apprenticeship groups among those groups.

b. The Commissioner of Labor and Workforce Development shall analyze which groups of people are under-represented in industries throughout the State, and then form employee resource groups for apprentices involved in those industries.

3. This act shall take effect on the 30th day next following enactment.

Approved July 16, 2020.

CHAPTER 59

AN ACT concerning public contracts and supplementing various parts of the statutory law.

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

C.52:34A-1 Short title.

1. Sections 1 through 8 of P.L.2020, c.59 (C.52:34A-1 through C.52:34A-8) shall be known and may be cited as the "Electronic Construction Procurement Act."

C.52:34A-2 Findings, declarations relative to use of electronic technology.

2. The Legislature finds and declares that advances in electronic technology offer opportunities to enhance governmental efficiencies. In order to explore these avenues of improved government efficiency, it is in the best interests of the State to require public entities to implement proven electronic technologies for the procurement of public works construction, and to require the promulgation of standards for the use of these technologies that ensure the integrity and procedural protections of sealed public bidding and competitive contracting translated to an electronic environment.

C.52:34A-3 Definitions relative to use of electronic technology.

3. As used in P.L.2020, c.59 (C.52:34A-1 et al.):

"Electronic construction procurement" means, for the purposes of public works construction projects, the use of computer technology and the Internet for the advertising and submission of public bids, providing notice of revisions or addenda to advertisements or bid documents, the receipt of proposals and quotations, and related practices to assist in determining the lowest responsible bidder or other agency-appropriate bid or proposal procurement standard.

"Local contracting unit" means a government entity that contracts for the procurement of goods, services, or the construction of public works pursuant to the "Public School Contracts Law," N.J.S.18A:18A-1 et seq.; the "County College Contracts Law," P.L.1982, c.189 (C.18A:64A-25.1 et seq.), or the "Local Public Contracts Law," P.L.1971, c.198 (C.40A:11-1 et seq.).

"Public works construction" means any project that is subject to the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.), and is contracted for by a State or local public contracting unit for the purposes of construction, reconstruction, demolition, alteration, custom fabrication, repair work, or maintenance work, including painting and decorating, done under contract and paid for, in whole or in part, out of the funds of a public body. Public works construction also means construction, reconstruction, demolition, alteration, custom fabrication, repair work, or maintenance work, done on any property or premises, whether or not the work is paid for from public funds if at the time of the entering into the contract, the property or premises is owned by the government entity.

"State contracting unit" means a government entity that contracts for the procurement of goods, services, or the construction of public works pursuant to the "State College Contracts Law," P.L.1986, c.43 (C.18A:64-52 et seq.); P.L.2007, c.137 (C.52:18A-235 et seq.); or chapter 32, 33, or 34 of Title 52 of the Revised Statutes.

C.52:34A-4 Local contracting unit may use electronic construction procurement process.

4. A local contracting unit, as defined in section 3 of P.L.2020, c.59 (C.52:34A-3), may use an electronic construction procurement process for public works construction contracts. The electronic construction procurement process to be used by local contracting units pursuant to this section shall be the process developed by the Director of the Division of Local Government Services in the Department of Community Affairs by regulations promulgated for the electronic procurement practices authorized in the "Local Unit Electronic Procurement Act," P.L.2018, c.156 (C.40A:11-4.7 et al.).

C.52:34A-5 State contracting unit to use electronic construction procurement process.

5. a. A State contracting unit, as defined in section 3 of P.L.2020, c.59 (C.52:34A-3), shall use an electronic construction procurement process for public works construction contracts whenever the project requires public advertisement, subject to the provisions of P.L.2020, c.59 (C.52:34A-1 et al.).

b. The State Treasurer, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), shall promulgate regulations to effectuate the electronic procurement of public works construction by the State. The regulations shall set forth procedures to be followed by each State contracting unit for contracts that meet those criteria as deemed appropriate by the State Treasurer. The regulations shall also set forth a procedure to be followed by a State contracting unit for the awarding of a contract for the administration of the electronic procurement process.

C.52:34A-6 Required bidding components.

6. a. The regulations promulgated by the State Treasurer pursuant to section 5 of P.L.2020, c.59 (C.52:34A-5) shall require that contracts to be awarded for State construction projects pursuant to the provisions of P.L.2020, c.59 (C.52:34A-1 et al.) contain the following bidding components:

(1) general conditions of the contract;

(2) plans and specifications of the public works construction project;

(3) competitive bidding for the contract, if appropriate;

(4) classification of firms submitting bids;

(5) statement of corporate ownership of the entity or entities submitting bids;

(6) bid bond and performance bond security;

(7) execution of the contract;

(8) certification of financial ability to complete work;

(9) commencement of work;

(10) prevailing wage mandate;

(11) acknowledgement of addenda;

(12) naming of prime subcontractors;
(13) specified alternates;
(14) non-collusion affidavit; and
(15) political contribution disclosure.

b. The State Treasurer shall also promulgate a bid proposal form to be used by contractors or vendors bidding for work under P.L.2020, c.59 (C.52:34A-1 et al.).

c. The regulations shall require that a contractor or vendor seeking a contract for public works construction pursuant to P.L.2020, c.59 (C.52:34A-1 et al.) be classified with the Division of Property Management and Construction in the Department of the Treasury, or be prequalified by the Department of Transportation, New Jersey Transit, or the New Jersey Turnpike Authority, prior to submitting a bid.

C.52:34A-7 Criteria required for electronic procurement processes.

7. The regulations promulgated by the State Treasurer pursuant to section 5 of P.L.2020, c.59 (C.52:34A-5) shall require that electronic procurement processes meet certain criteria, which may include, but shall not be limited to, the following requirements:

a. allow for a business or company that creates or provides software to effectuate electronic procurement to provide those services pursuant to P.L.2020, c.59 (C.52:34A-1 et al.), if the business or company has prior experience providing electronic procurement services to the State and to other public entities, including, but not limited to, experience prior to the effective date of P.L.2020, c.59 (C.52:34A-1 et al.);

b. allow public contracting units to advertise bids and distribute bidding documents including plans and specifications;

c. be a closed loop system that allows contractors, vendors, and bidders, to receive bid solicitations and documentation, as well as submit bids electronically;

d. provide a digital lockbox that ensures bid information cannot be accessed by a third party before the bid deadline, including an electronic bidding servicer or the State;

e. allow bids to be encrypted upon submission and when in the digital lockbox;

f. use digital signature technology and provide for identity verification;

g. allow for electronic bid validation;

h. allow bids to be withdrawn and resubmitted by the vendor or bidder at any point up to the published bid deadline;

i. allow addenda to be issued electronically with addenda automatically applied to the online bid form;

j. provide capabilities to create and edit templates of bid forms;

k. provide the means for the State to require data types, including but not limited to numeric prices;

l. alert contractors, vendors, and bidders of missing required data;

m. provide email notification to contractors, vendors, and bidders of issuance of bid advertisement and addenda;

n. provide commodity or classification codes as required by the contracting agency to allow for targeted notifications to contractors, vendors, and bidders;

o. provide system implementation services and training to public contracting units at no cost; and

p. offer scheduled training webinars for contractors, vendors, and bidders at no cost.

C.52:34A-8 Practices included in regulations.

8. a. Notwithstanding any other law to the contrary, the regulations promulgated by the State Treasurer pursuant to section 5 of P.L.2020, c.59 (C.52:34A-5) shall include, but not be limited to, practices that, notwithstanding any other law to the contrary:

(1) convert the current statutory, regulatory, and policy procedures related to sealed bidding to an electronic procurement environment;

(2) authorize public contracting units to accept commercial standards for electronic forms of bid security; and

(3) establish minimum standards that shall be met by systems and services that provide and administer electronic procurement processes.

b. The State Treasurer shall also consult with: the Attorney General to develop safeguards to protect against collusion and bid rigging; the Division of Purchase and Property and the Division of Property Management and Construction in the Department of the Treasury to develop practices used for electronic procurement; and the Office of Information Technology in, but not of, the Department of the Treasury, to ensure the privacy and security of electronic transactions.

c. Notwithstanding any law, rule, or regulation to the contrary, plans and specifications for public works construction contracts that require the seal and signature of a professional engineer, architect, or land surveyor may be included in an electronic file used for electronic procurement as long as the original document from which the electronic file is derived contains a physical or electronic seal and signature as otherwise required by law. If the

State Board of Engineers and Land Surveyors and the New Jersey State Board of Architects adopt rules to permit digital seals and signatures, those rules shall supersede this subsection.

C.52:34A-9 Use of electronic procurement processes for public works construction contracts.

9. Notwithstanding any provisions of chapters 32, 33, and 34 of Title 52 of the Revised Statutes to the contrary, the State, and any agency or instrumentality of the State, shall use electronic procurement processes for public works construction contracts whenever the project requires public advertisement pursuant to section 7 of P.L.1954, c.48 (C.52:34-12), in accordance with the provisions of P.L.2020, c.59 (C.52:34A-1 et al.).

C.18A:18A-26.1 Board of education may use electronic procurement processes.

10. Notwithstanding any provisions of the "Public School Contracts Law," N.J.S.18A:18A-1 et seq. to the contrary, a board of education may use electronic procurement processes for public works construction contracts, pursuant to the requirements of section 4 of P.L.2020, c.59 (C.52:34A-4).

C.18A:64-60.1 State colleges may use electronic procurement processes.

11. Notwithstanding any provisions of the "State College Contracts Law," P.L.1986, c.43 (C.18A:64-52 et seq.) to the contrary, a State college shall use electronic procurement processes for public works construction contracts whenever the project requires public advertisement, in accordance with the provisions of P.L.2020, c.59 (C.52:34A-1 et al.).

C.18A:64A-25.26a County colleges may use electronic procurement processes.

12. Notwithstanding any provisions of the "County College Contracts Law," P.L.1982, c.189 (C.18A:64A-25.1 et seq.) to the contrary, a county college may use electronic procurement processes for public works construction contracts, pursuant to the requirements of section 4 of P.L.2020, c.59 (C.52:34A-4).

C.52:18A-243.1 New Jersey Schools Development Authority to use electronic procurement processes.

13. Notwithstanding any provisions of P.L.2007, c.137 (C.52:18A-235 et seq.) to the contrary, the New Jersey Schools Development Authority shall use electronic procurement processes for public works construction contracts whenever the project requires public advertisement, in accordance with the provisions of P.L.2020, c.59 (C.52:34A-1 et al.).

C.40A:11-12.7 Contracting unit may use electronic procurement processes.

14. Notwithstanding any provisions of the "Local Public Contracts Law," P.L.1971, c.198 (C.40A:11-1 et seq.) to the contrary, a contracting unit may use electronic procurement processes for public works construction contracts pursuant to the requirements of section 4 of P.L.2020, c.59 (C.52:34A-4).

15. This act shall take effect on the first day of the ninth month next following enactment.

Approved July 16, 2020.

CHAPTER 60

AN ACT authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the aggregate principal amount of up to $9,900,000,000 for the purpose of responding to the fiscal exigencies caused by the COVID-19 Pandemic; authorizing the Governor to apply for and receive federal stimulus loans for the benefit of the State; authorizing the issuance of refunding bonds; and providing the ways and means to pay and discharge the principal of and interest on the bonds.

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

1. This act shall be known and may be cited as the "New Jersey COVID-19 Emergency Bond Act."

2. The Legislature finds and declares that:

a. Due to the increase in the number of SARS-CoV-2 novel coronavirus ("COVID-19") cases in New Jersey, the surrounding region and across the globe, the Governor of the State of New Jersey (the "Governor") issued Executive Order No. 103 declaring a public health emergency and a state of emergency in the State of New Jersey (the "State") on March 9, 2020. The declaration allows for certain executive actions to respond to the increasing number of COVID-19 cases in the State.

b. On March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic, and on March 13, 2020, the President of the United States proclaimed that the COVID-19 outbreak constituted a national emergency.

c. On March 16, 2020, the Governor issued Executive Order No. 104, whereby the Governor ordered restrictions, including that all K-12 schools be closed (with limited exceptions); all universities and colleges in the State cease in-person instruction; casinos, racetracks, in-person sports wagering, gyms and fitness centers, and entertainment centers be closed; non-essential businesses cease operations from 8:00 p.m. to 5:00 a.m., and when open, adhere to limited occupancy restrictions; and all restaurants and bars close except for delivery or take-out services.

d. On March 19, 2020, the Governor issued Executive Order No. 105, whereby the Governor, among other things, ordered that certain local elections scheduled during the rest of March and in April be moved to May 12, 2020, and that all elections on May 12, 2020, take place via mail-in ballot only.

e. On March 19, 2020, the Governor issued Executive Order No. 106, whereby the Governor, among other things, ordered that no lessee, tenant, homeowner or any other person shall be removed from a residential property by foreclosure or eviction; and that enforcement of all judgments for possession, warrants for removal, and writs of possession are stayed while Executive Order No. 106 is in effect, unless the court hearing the matter determines that enforcement is necessary in the interests of justice.

f. On March 21, 2020, the Governor issued Executive Order No. 107, which superseded the operative paragraphs of Executive Order No. 104 and whereby the Governor ordered that for the most part all State residents remain home or at their place of residence except for certain very limited exceptions. The Governor also ordered that all non-essential retail businesses be closed to the public.

g. On March 21, 2020, the Governor issued Executive Order No. 108, whereby the Governor ordered that any county or municipal restriction imposed in response to COVID-19 that in any way conflicts with the provisions of Executive Order No. 107 is invalidated; and no municipality, county or any agency or political subdivision of the State may enact any order, rule, regulation, ordinance, or resolution which would conflict with Executive Order No. 107.

h. On March 23, 2020, the Governor issued Executive Order No. 109, whereby the Governor ordered all elective surgeries suspended as of March 27, 2020.

i. On March 25, 2020, the Governor issued Executive Order No. 110, whereby the Governor ordered all child care centers to close, except those certified to care for the children of essential persons, including essential government employees; health care workers; law enforcement personnel; fire and emergency services personnel; staff at correctional facilities; individuals

employed at emergency child care centers operating on or after April 1, 2020; group home and shelter staff; essential government employees who are unable to work from home, including child protection services workers, child welfare workers, foster care workers, unemployment compensation processing staff, and public health employees; and certain critical workers at essential retail business.

j. On March 28, 2020, the Governor issued Executive Order No. 111, whereby the Governor ordered health care facilities to report data concerning their capacity and supplies on a daily basis.

k. On April 1, 2020, the Governor issued Executive Order No. 112, whereby the Governor ordered the removal of various statutory barriers applicable to various health care professionals and provided immunity to health care professionals and health care facilities aiding in the response by the State to the COVID-19 Pandemic.

l. On April 2, 2020, the Governor issued Executive Order No. 113, whereby the Governor authorized the State Director of Emergency Management, who is the Superintendent of State Police, to use the Governor's full authority to reallocate medical resources to the regions and health care facilities affected by COVID-19, to take or use, subject to the compensation provisions of the New Jersey Civilian Defense and Disaster Control Act, personal services and/or real or personal property, including medical resources, for the purpose of protecting or promoting the public health, safety, or welfare.

m. On April 3, 2020, the Governor issued Executive Order No. 114, whereby the Governor ordered that the flags of the United States of America and of New Jersey shall be flown at half-staff at all State buildings in recognition and mourning of all those who have lost their lives and have been affected by COVID-19.

n. On April 6, 2020, the Governor issued Executive Order No. 115, whereby the Governor authorized, for the duration of the public health emergency and the state of emergency, the return by retirees of government agencies to employment without having to re-enroll in any retirement system.

o. On April 7, 2020, the Governor issued Executive Order No. 116, whereby the Governor extended the deadline to June 9, 2020, for the governing body of each municipality, after consultation with the school board of education, to present and to certify a tax levy to the county board of taxation; school districts that were scheduled to have their annual board of education elections on April 21, 2020, but which were postponed to May 12, 2020, have until June 5, 2020 to provide notice to non-tenured teaching staff members as to whether they will be employed for the next succeeding year and such non-tenured teaching staff members have until June 22, 2020 to accept such employment

offers by such school districts; the terms of school board of education members whose terms were set to expire at the first organizational meeting following the postponed April 21, 2020 election shall be extended to the first organizational meeting following the May 12, 2020 election; and the terms of such school board of education members elected at the May 12, 2020 election shall run as though they had taken office at the first organizational meeting following the originally scheduled April 21, 2020 election.

p. On April 7, 2020, the Governor issued Executive Order No. 117, whereby the Governor, among other things, waived and cancelled the eighth-grade student assessment for the 2019-2020 school year; waived and cancelled the twelfth-grade student assessment for any student who is expected to graduate in the class of 2020, but who had not, as of March 18, 2020, met such graduation assessment requirement; waived the requirement that student growth data be used as a measure of educator effectiveness in the overall evaluation of any educator; and waived the requirement of three observations and evaluations for all non-tenured teaching staff for the 2019-2020 school year.

q. On April 7, 2020, the Governor issued Executive Order No. 118, whereby the Governor ordered that all State parks and forests and all county parks be closed to the public.

r. On April 7, 2020, the Governor issued Executive Order No. 119, whereby the Governor ordered that all executive orders, and all Executive Branch department and agency actions, including any administrative orders adopted in whole or in part based on the authority under the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1, et seq.), remain in full force and effect.

s. On April 8, 2020, the Governor issued Executive Order No. 120, whereby the Governor ordered the federal and State primary elections scheduled for June 2, 2020, be postponed and rescheduled for July 7, 2020; and any other election scheduled for a date on or between May 13, 2020, and July 7, 2020, be postponed and rescheduled for July 7, 2020.

t. On April 8, 2020, the Governor issued Executive Order No. 121, whereby the Governor authorized motor vehicles transporting relief supplies necessary for the response to the COVID-19 Pandemic public health emergency and state of emergency via certain interstate highways and toll roads in the State to receive special permits from the Department of Transportation to increase the maximum motor vehicle weight on a vehicle with a minimum of five axles.

u. On April 8, 2020, the Governor issued Executive Order No. 122, whereby the Governor ordered: (1) essential retail businesses that are permitted to maintain in-person operations pursuant to Executive Order No. 107, to

limit occupancy to fifty percent of the stated maximum store capacity, establish hours of operation that permit access solely to high-risk individuals as defined by the Centers for Disease Control and Prevention, install physical barriers between customers and cashiers/baggers to ensure six feet of distance between those individuals, require infection control practices for employees and provide employees break time for repeated handwashing throughout the workday, arrange for contactless pay, pickup and delivery options, provide sanitization materials to staff and customers, require frequent sanitization of high-touch areas such as restrooms, credit card machines, keypads, counters and shopping carts, demarcate six feet of spacing in check-out lines, and require employees and customers to wear cloth face coverings while on premises; (2) all non-essential construction projects to cease; (3) all manufacturing businesses, warehousing businesses and businesses engaged in essential construction projects (as defined in the Executive Order) to limit the number of persons at the worksite concurrently and to adopt social distancing and infection control, mitigation and sanitization policies to prevent the spread of COVID-19; (4) all manufacturing businesses, warehousing businesses and businesses engaged in essential construction projects to adopt policies to address situations where an employee appears to demonstrate COVID-19 symptoms during the work day, to notify employees of potential exposure to COVID-19, to clean and disinfect worksite areas, and to maintain a clean and safe workplace environment; and (5) businesses authorized to maintain in-person operations pursuant to Executive Order No. 107, to adopt certain cleaning protocols where operations are conducted.

v. On April 9, 2020, the Governor issued Executive Order No. 123, whereby the Governor ordered certain insurance companies not to cancel policies during the emergency grace periods as a result of nonpayment of premiums; and authorized the Commissioner of Banking and Insurance to extend the emergency grace periods further as necessary to protect the interests of policyholders, beneficiaries and the public.

w. On April 10, 2020, the Governor issued Executive Order No. 124, whereby the Governor authorized a process for the release of inmates by means of parole or temporary emergency medical home confinement to reduce the threat to inmates posed by COVID-19 in a correctional setting.

x. On April 11, 2020, the Governor issued Executive Order No. 125, whereby the Governor ordered New Jersey Transit, private New Jersey Transit-affiliated motor carriers, private unaffiliated motor carriers, and private paratransit carriers to establish infection control, mitigation and sanitization policies to prevent the spread of COVID-19; restaurants, cafeterias, dining establishments, food courts, bars, and other holders of liquor licenses

with retail consumption privileges that are continuing to offer food delivery and/or take-out services pursuant to Executive Order No. 107 to adopt social distancing and infection control, mitigation and sanitization policies to prevent the spread of COVID-19.

y. On April 13, 2020, the Legislature passed P.L.2020, c.19, whereby the Legislature: (1) extended the due date for the filing of quarterly and annual returns and the payment of tax due pursuant to the "New Jersey Gross Income Tax Act," N.J.S.54A:1-1 et seq., or the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), from April 15, 2020 to July 15, 2020; and (2) for purposes of the State's general appropriation law, provided that the State fiscal year scheduled to end on June 30, 2020, shall end on September 30, 2020, and the subsequent fiscal year shall begin on October 1, 2020, and shall end on June 30, 2021.

z. On April 13, 2020, the Governor issued Executive Order No. 126, whereby the Governor ordered that no cable or telecommunications provider that provides residential internet and voice services to State residents shall terminate such internet and voice services due to nonpayment during the public health emergency and state of emergency; authorized a cable or telecommunications provider to State residents to downgrade or reduce the quality of residential internet or voice services due to nonpayment only if acting according to a policy approved in writing by the New Jersey Board of Public Utilities; authorized a cable or telecommunications provider to State residents to collect a fee or charge imposed for late payments relating to residential internet service or imposed for reconnection of voice services only if acting according to a policy approved in writing by the New Jersey Board of Public Utilities; and authorized reconnection of residential internet or voice services which were discontinued due to nonpayment after March 16, 2020, including where the disconnection was for unpaid bills incurred prior to March 16, 2020, at no cost to the customer beyond the actual costs incurred by the provider.

aa. On April 14, 2020, the Governor issued Executive Order No. 127, whereby the Governor ordered an extension of deadlines in contested cases and for filing of any recommended report or decision under the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1, et seq.), unless the contested case is proceeding as emergent or is on appeal to the Civil Service Commission from certain adverse actions; ordered an extension of the deadline for notices of rule proposal if the rule proposal was published in the New Jersey Register on or after April 15, 2019, and the notice of rule proposal would otherwise expire without the benefit of such an extension; ordered an extension of the deadline for any Executive Branch department or agency to

act on any currently pending petition for rulemaking or on any petition for rulemaking filed during the public health emergency, or any Executive Branch department or agency rule prescribing procedures for the consideration and disposition of petitions for rulemaking; ordered an extension of the expiration date of any rule scheduled to expire during the public health emergency; authorized the further extension of any deadline or expiration date upon request of the Executive Branch department or agency and upon written approval of the Governor; and extended the deadline by which any State officer or employee is required to file a financial disclosure statement pursuant to Executive Order No. 2 (Murphy 2018) or a conflict of interest form pursuant to Executive Order No. 14 (Corzine 2006) to July 31, 2020.

bb. On April 24, 2020, the Governor issued Executive Order No. 128, whereby the Governor authorized the use of security deposits, upon the request from a tenant, to pay or be credited against rent payments due or to become due from the tenant during the public health emergency or up to sixty days after the public health emergency terminates.

cc. On April 27, 2020, the Governor issued Executive Order No. 129, whereby the Governor ordered the extension of all retired officer carry permits that expire during the public health emergency for a period of 90 days after the end of the public health emergency, provided that the permit holder submits a renewal application prior to the expiration of their existing permit or prior to May 4, 2020, which is later, and the permit holder submits proof of qualification on the use of their weapon.

dd. On April 28, 2020, the Governor issued Executive Order No. 130, whereby the Governor authorized the governing body of any municipality in the State to adopt a resolution instituting a grace period concluding on a date no later than June 1, 2020, for the payment of second-quarter property taxes for municipalities on a calendar year budget cycle and for the payment of fourth-quarter property taxes for municipalities on a State fiscal year (July 1 to June 30) budget cycle.

ee. On April 28, 2020, the Governor issued Executive Order No. 131, whereby the Governor established the Governor's Restart and Recovery Commission to provide advice and guidance to the Governor for reopening the State economy in a way that is consistent with the State's public health efforts to slow the spread of COVID-19.

ff. On April 29, 2020, the Governor issued Executive Order No. 132, whereby the Governor authorized electronic submission of initiative and referendum petitions to county clerks and municipal clerks in addition to hand delivery of such petitions; authorized county clerks and municipal clerks to also accept electronic signatures on such petitions via an online form; and

suspended the statutory requirement for a notarized affidavit to be submitted attesting to the validity of signatures on such petitions.

gg. On April 29, 2020, the Governor issued Executive Order No. 133, whereby the Governor ordered the reopening of State parks and forests for passive recreational activities in which social distancing can be readily achieved but ordered that certain other activities remain closed; set forth restrictions, recommendations and policies for social distancing at State parks and forests; ordered the opening of county parks; and ordered that social distancing restrictions, recommendations and policies be followed at county and municipal parks, and at golf courses that are opened to the public.

hh. The COVID-19 Pandemic has had a severe impact on the State's economy. The long-term and short-term capital markets have experienced significant deterioration in value and increased volatility, which can affect the liquidity and results of operations of businesses in the State and the State economy as a whole and which has significantly and materially adversely affected and continues to significantly and materially adversely affect the State's financial resources for Fiscal Year 2020 and Fiscal Year 2021.

ii. The impact of COVID-19 on the State, its economy, budget and finances is unpredictable and rapidly changing, but events surrounding COVID-19 will severely and negatively impact the State's economy and financial condition. Some of the negative impacts that the State has currently identified include:

(1) The State expects precipitous declines in revenues in Fiscal Year 2020 and Fiscal Year 2021, which include significant reductions in gross income tax revenues, corporation business tax revenues, and sales and use tax revenues due to required business shutdowns; motor fuels taxes due to mandated "stay-at home" orders; casino-related taxes due to casino closures; and lottery sales which have already started to decline;

(2) The State expects that it will need to significantly revise the estimated revenues and projected appropriations for Fiscal Years 2020 and 2021 contained in the Governor's Budget Message for Fiscal Year 2021 on February 25, 2020, which was delivered before the outbreak of COVID-19 within the State; and

(3) The State may encounter future increases in the State's actuarially recommended contributions to the State's pension plans to the extent that the valuation of pension plans is affected by the deterioration in value in the investment markets.

jj. From April 29, 2020 to the present, the Legislature and the Governor have continued to seek ways to restart the State economy and recover from the financial problems resulting from the COVID-19 Pandemic.

kk. It is necessary for the State to take action to ensure the continued viability of the State's financial condition and to assist the State's population in dealing with the financial and economic problems resulting from the COVID-19 Pandemic through the issuance of general obligations bonds, and borrowings from the federal government pursuant to this act to provide financial resources for the State budget.

ll. This act authorizes the issuance of bonds, and borrowing from the federal government in accordance with Article VIII, Section II, paragraph 3, subparagraph e. of the Constitution of the State to respond to the fiscal exigencies caused by the COVID-19 Pandemic and to maintain and preserve the fiscal integrity of the State.

3. The following words or terms as used in this act shall have the following meanings unless a different meaning clearly appears from the context:

"Bonds" means any bonds, notes or other obligations authorized to be issued under this act.

"COVID-19" means the SARS-CoV-2 novel coronavirus.

"COVID-19 Pandemic" means the outbreak of COVID-19 throughout the world, declared to be a pandemic by the World Health Organization on March 11, 2020.

"Federal government" means the United States of America, any agency or instrumentality of the United States of America and any other entity, including, without limitation, any facility or special purpose vehicle, that is authorized to make loans to the State pursuant to any federal stimulus law. The term "federal government" is to be interpreted broadly with the intent that the State shall be authorized to borrow from such lenders as may be necessary or desirable to enable the State to receive loans under or pursuant to federal stimulus laws to the fullest extent possible.

"Federal stimulus laws" means any federal laws enacted to address the fiscal and economic crisis resulting from the COVID-19 Pandemic, including but not limited to the Coronavirus Aid, Relief and Economic Security Act ("CARES Act"), Pub.L.116-136, codified at 134 Stat. 281 or any other federal stimulus law related to the COVID-19 Pandemic, and any other federal laws that may authorize or support lending to the State, including, but not limited to, section 13(3) of the Federal Reserve Act, 12 U.S.C. s.343, which laws, among other things, provide for loans or grants to the State to address the economic crisis.

"Government securities" means any bonds or other obligations which as to principal and interest constitute direct obligations of, or are unconditionally guaranteed by, the United States of America, including obligations of

any federal agency, to the extent those obligations are unconditionally guaranteed by the United States of America, and any certificates or any other evidences of an ownership interest in those obligations of, or unconditionally guaranteed by, the United States of America or in specified portions which may consist of the principal of, or the interest on, such obligations.

"New Jersey COVID-19 State Emergency Fund" means the fund by that name created and established pursuant to section 13 of this act.

"Refund" or "refunding" means providing for the payment of a bond on or prior to its maturity or upon redemption or prepayment prior to maturity, as authorized in this act.

"Refunding bonds" means any bonds issued under this act to refund bonds previously issued pursuant to this act.

"State" means the State of New Jersey.

4. a. Bonds of the State of New Jersey are authorized to be issued to address the State's financial problems that have arisen as a consequence of the COVID-19 Pandemic. The bonds authorized pursuant to this section are authorized to be issued either to the federal government pursuant to any federal stimulus law as set forth in this subsection or at a public or private sale pursuant to section 11 of this act in the aggregate principal amount of up to $2,700,000,000 for the period that began July 1, 2019 and ends September 30, 2020 and in the aggregate principal amount of up to $7,200,000,000 for the period that begins October 1, 2020 and ends June 30, 2021, for a total combined aggregate principal amount of up to $9,900,000,000 issued over the two State fiscal periods. No additional borrowing is authorized. The State, acting through the Governor or through the State Treasurer with the consent of the issuing officials, in accordance with section 6 of this act, is hereby authorized to borrow from the federal government for the benefit of the State in such amounts and on such terms as the federal government sets forth in or pursuant to any federal stimulus law, subject to the limitations of this subsection. Any such monies received, as specifically authorized pursuant to this subsection, shall be considered monies deposited with the State by the government of the United States for purposes of Article VIII, Section II, paragraph 3, subparagraph e. of the Constitution of the State. Any such borrowing shall be treated as a bond for the purposes of sections 6, 7, 22, and 23 of this act.

b. Refunding bonds are authorized to be issued but only to refund bonds previously issued as specifically authorized under this act in whole or in part. Refunding bonds shall be issued in an amount not to exceed the amount necessary to pay or to provide for the payment of the principal of the outstanding bonds specifically authorized to be issued pursuant to this act to be refunded, together with any redemption premium on the outstanding bonds, any interest

accrued or to accrue on the outstanding bonds to be refunded to the date of payment of those outstanding bonds, the expenses of issuing the refunding bonds and the expenses, if any, of paying the outstanding bonds to be refunded. Refunding bonds may be issued hereunder without regard to the "Refunding Bond Act of 1985," P.L.1985, c.74, as amended by P.L.1992, c.182 (C.49:2B-1 et seq.), but only to the extent necessary for the purposes of refunding bonds issued under this act pursuant to section 4 of this act.

5. The bonds authorized under this act shall be serial bonds, term bonds, notes, or a combination thereof. The bonds authorized under this act shall be known as "New Jersey COVID-19 General Obligation Emergency Bonds." The bonds issued to the federal government under section 4 of this act shall bear such additional designation as may be required by the federal government pursuant to the applicable federal stimulus laws. All bonds shall be issued from time to time as the issuing officials shall determine, shall be issued in fully-registered form and may be certificated or in book-entry form. The bonds may be subject to redemption prior to maturity and shall mature and be paid not later than 35 years from the respective dates of their issuance. Bonds issued under this Act are authorized by and shall be issued under and in compliance with Article VIII, Section II, paragraph 3, subparagraph e. of the Constitution of the State.

6. The Governor, the State Treasurer, and the Director of the Division of Budget and Accounting in the Department of the Treasury, or any two of these officials, herein referred to as the "issuing officials," are authorized to carry out the provisions of this act relating to the issuance of bonds, and shall determine all matters in connection therewith, subject to the provisions of this act. If an issuing official is absent from the State or incapable of acting for any reason, the powers and duties of that issuing official shall be exercised and performed by the person authorized by law to act in an official capacity in the place of that issuing official.

Upon the decision by the issuing officials to issue bonds pursuant to subsection a. of section 4 of this act, and prior to the sale of those bonds, the issuing officials shall transmit a report that a decision has been made and describing the bonds proposed to be issued to the Select Commission on Emergency COVID-19 Borrowing, which shall be comprised of two members of the Senate selected by the Senate President and two members of the General Assembly selected by the Speaker of the General Assembly. The membership of the Commission shall be selected on or before the seventh day next following the effective date of this act. No bonds shall be issued

unless the report of the issuing officials is approved by the Commission. The Commission shall schedule a vote to approve the report of the issuing officials following submission of the report to the Commission, which vote shall be held within six calendar days of the date of submission of the report of the issuing officials. The Commission may use any technology or electronic means to vote to approve the report of the issuing officials or to otherwise conduct its business or carry out its purposes. Approval by three or more of the members of the Commission shall constitute approval of the report. Failure of the Commission to meet or act within six days of submission of the report or to approve the report by an affirmative vote of three or more members of the Commission shall constitute disapproval. A meeting of the Commission shall require the presence of at least three members.

7. Bonds issued in accordance with the provisions of this act shall be a direct obligation of the State, and the faith and credit of the State are pledged for the payment of the interest and redemption premium, if any, thereon when due, and for the payment of the principal thereof at maturity or earlier redemption date. The principal of and interest on the bonds shall be exempt from taxation by the State or by any county, municipality, or other taxing district of the State.

8. The bonds shall be signed in the name of the State by means of the manual or facsimile signature of the Governor, and attested by the manual or facsimile signature of the Secretary of State or an Assistant Secretary of State, and shall be countersigned by the facsimile signature of the Director of the Division of Budget and Accounting in the Department of the Treasury and may be manually authenticated by an authenticating agent or bond registrar, as the issuing officials shall determine. The bonds may be issued notwithstanding that an official signing them or whose manual or facsimile signature appears on the bonds has ceased to hold office at the time of issuance, or at the time of the delivery of the bonds to the purchasers thereof. The bonds may also be executed, authenticated, and delivered by electronic means.

9. a. The bonds shall recite that they are issued for the purposes set forth in section 4 of this act, and that they are issued pursuant to this act. This recital shall be conclusive evidence of the authority of the State to issue the bonds and their validity. Any bonds containing this recital shall, in any suit, action, or proceeding involving their validity, be conclusively deemed to be

fully authorized by this act and to have been issued, sold, executed, and delivered in conformity herewith and with all other provisions of laws applicable hereto, and shall be incontestable for any cause.

b. The bonds shall be issued in those denominations and in fully-registered form, and may be certificated or in book-entry form, and with or without provisions for interchangeability thereof, as may be determined by the issuing officials.

10. When the bonds are issued from time to time, the bonds of each issue shall constitute a separate series to be designated by the issuing officials. Each series of bonds shall bear such rate or rates of interest as may be determined by the issuing officials, which interest shall be payable semiannually, except that the first and last interest periods may be longer or shorter, in order that intervening semiannual payments may be at convenient dates, or as otherwise may be required by the applicable federal stimulus law.

11. a. The issuing officials may sell the bonds at a private sale, without advertisement, at such price or prices and under such terms and conditions as the issuing officials may prescribe. The issuing officials may also sell all or part of the bonds of any series to the federal government at a private sale, without advertisement. The bonds may also be issued and sold at public sale at the price or prices and under the terms, conditions and regulations as the issuing officials may prescribe, after notice of the sale, published at least once in at least three newspapers published in this State, the first notice to appear at least two days prior to the day of bidding. The notice of sale may contain a provision to the effect that any bid in pursuance thereof may be rejected.

b. In the event of any private sale of the bonds, the issuing officials are further authorized to enter into such loan agreements or similar documents as the purchaser may require. To the extent specified in any such loan or similar agreements, the terms and provisions thereof shall constitute additional provisions of the bonds and shall be entitled to the benefits of this act.

12. Until permanent bonds are prepared, the issuing officials may issue temporary bonds in the form and with those privileges as to their registration and exchange for permanent bonds as may be determined by the issuing officials.

13. The proceeds from the sale of bonds as set forth in subsection a. of section 4 of this act shall be paid to the State Treasurer, shall be held by the State Treasurer in a separate fund, which fund shall be known as the "New Jersey COVID-19 State Emergency Fund," and shall be deposited in such depositories as may be selected by the State Treasurer to the credit of the fund.

14. Amounts on deposit in the New Jersey COVID-19 State Emergency Fund shall be withdrawn by the State Treasurer for deposit into the General Fund or the Property Tax Relief Fund as needed to support appropriations made by the Legislature in the Fiscal Year 2021 Appropriations Act, and such amounts shall constitute State revenues. The balance of amounts on deposit in the New Jersey COVID-19 State Emergency Fund shall be subject to appropriation by the Legislature. However, no moneys in the New Jersey COVID-19 State Emergency Fund shall be expended except as otherwise authorized by this act.

15. a. At any time prior to the issuance and sale of bonds under this act, or borrowings from the federal government under this act, the State Treasurer is authorized to transfer from any available moneys in any fund of the treasury of the State to the credit of the New Jersey COVID-19 State Emergency Fund those sums as the State Treasurer may deem necessary. The sums so transferred shall be returned to the same fund of the treasury of the State by the State Treasurer from the proceeds of the sale of bonds, or a loan or loans by the federal government pursuant to a federal stimulus law as set forth in section 4 of this act.

b. Pending their application to the purposes provided in this act, the moneys in the New Jersey COVID-19 State Emergency Fund may be invested and reinvested as are other trust funds in the custody of the State Treasurer, in the manner provided by law. Net earnings received from the investment, reinvestment, or deposit of moneys in the New Jersey COVID-19 State Emergency Fund shall be paid into the General Fund.

16. If any bond is lost, mutilated, or destroyed, a new bond shall be executed and delivered of like tenor, in substitution for the lost, mutilated, or destroyed bond, upon the owner furnishing to the issuing officials evidence satisfactory to them of the loss, mutilation, or destruction of the bond, the ownership thereof, and security, indemnity, and reimbursement for expenses connected therewith, as the issuing officials may require.

17. The accrued interest, if any, received upon the sale of the bonds shall be applied to the discharge of a like amount of interest upon the bonds when due. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, authenticating, registering, legal, or other services necessary to carry out the duties imposed upon them by the provisions of this act shall be paid from the proceeds of the sale of the bonds by the State Treasurer, upon the warrant of the Director of the Division of Budget and Accounting

in the Department of the Treasury, in the same manner as other obligations of the State are paid.

18. Bonds of each series issued hereunder shall mature, including any sinking fund redemptions, not later than the 35th year from the date of issue of that series, and in amounts as shall be determined by the issuing officials. The issuing officials may reserve to the State by appropriate provision in the bonds of any series the power to redeem any of the bonds prior to maturity at the price or prices and upon the terms and conditions as may be provided in the bonds.

19. a. Proceeds derived from the sale of each series of refunding bonds shall be applied, together with any other moneys legally available therefor, to the payment of the expenses authorized by this act and to the immediate payment of the principal of, redemption premium, if any, and interest due on any outstanding bonds to be refunded by the refunding bonds, or, to the extent not required for that immediate payment, shall be deposited, together with any other moneys legally available therefor, in trust with the State Treasurer, to be held separate and apart from all other funds of the State, or, at the direction of the issuing officials, in trust with one or more trustees or escrow agents, which trustees or escrow agents shall be trust companies or national or state banks having powers of a trust company, located either within or without the State. Proceeds or moneys deposited in trust with the State Treasurer or with one or more trustees or escrow agents shall be applied solely to the payment when due of the principal of, redemption premium, if any, and interest due and to become due on those outstanding bonds to be refunded on or prior to the redemption date or maturity date of the outstanding bonds, as the case may be. Proceeds or moneys so held by the State Treasurer or deposited with trustees or escrow agents may be invested in government securities (including government securities issued or held in book-entry form on the books of the Department of the Treasury of the United States); except that those government securities shall not be subject to redemption prior to their maturity other than at the option of the holder thereof. Except as provided in subsection b. of this section 19, neither government securities nor moneys so deposited with the State Treasurer or with trustees or escrow agents shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal of, redemption premium, if any, and interest on the outstanding bonds to be refunded by the refunding bonds; except that any cash received from principal or interest payments on government securities deposited with the State Treasurer or with trustees or escrow

agents: (1) to the extent that the cash will not be required at any time for that purpose, shall be paid over to the State as received by the State Treasurer or by the trustees or escrow agents, and (2) to the extent that cash will be required for that purpose at a later date, shall, to the extent practicable and legally permissible, be reinvested in government securities maturing at times and in amounts sufficient to pay when due the principal of, redemption premium, if any, and interest to become due on the outstanding bonds on and prior to the redemption date or maturity date of the outstanding bonds, as the case may be, and interest earned from those reinvestments to the extent not required for the payment of bonds shall be paid over to the State, as received by the State Treasurer or by the trustees or escrow agents.

b. Notwithstanding anything to the contrary contained in this section: (1) the State Treasurer or trustees or escrow agents shall, if so directed by the issuing officials, apply moneys on deposit with the State Treasurer or the trustees or escrow agents pursuant to the provisions of this section and redeem or sell government securities so deposited with the State Treasurer or the trustees or escrow agents and apply the proceeds thereof to: (a) the purchase of the outstanding bonds which were refunded by the deposit with the State Treasurer or the trustees or escrow agents of the moneys and government securities and immediately thereafter cancel all outstanding bonds so purchased or (b) the purchase of different government securities; except that the moneys and government securities on deposit with the State Treasurer or the trustees or escrow agents after the purchase and cancellation of the outstanding bonds or the purchase of different government securities shall be sufficient to pay, when due, the principal of, redemption premium, if any, and interest on all other outstanding bonds in respect of which the moneys and government securities were deposited with the State Treasurer or the trustees or escrow agents on or prior to the redemption date or maturity date of the outstanding bonds, as the case may be; and (2) if on any date, as a result of any purchases and cancellations of outstanding bonds or any purchases of different government securities as provided in this subsection, the total amount of moneys and government securities remaining on deposit with the State Treasurer or the trustees or escrow agents is in excess of the total amount which would have been required to be deposited with the State Treasurer or the trustees or escrow agents on that date in respect of the remaining outstanding bonds for which the deposit was made in order to pay when due the principal of, redemption premium, if any, and interest on those remaining outstanding bonds, the State Treasurer or the trustees or escrow agents shall, if so directed by the issuing officials, pay the amount of that excess to the State.

c. Any amounts held by the State Treasurer in a separate fund for the payment of the principal of and interest on outstanding bonds to be refunded, as provided in this section, shall, if so directed by the issuing officials, be transferred by the State Treasurer for deposit with one or more trustees or escrow agents as provided in this section, to be applied to the payment when due of the principal of, redemption premium, if any, and interest to become due on those outstanding bonds, as provided in this section.

d. The State Treasurer is authorized, upon direction of the issuing officials, to enter into contracts with one or more trust companies or national or state banks, to act as trustees or escrow agents as provided in this section, on terms and conditions as shall be approved by the issuing officials.

20. Any bond or bonds issued hereunder that have been refunded shall no longer be deemed to be outstanding, shall no longer constitute a direct obligation of the State of New Jersey, and the faith and credit of the State shall no longer be pledged to the payment of the principal of, redemption premium, if any, and interest on such bonds, and such bonds shall be secured solely by and payable solely from moneys and government securities deposited in trust with one or more trustees or escrow agents, which trustees and escrow agents shall be trust companies or national or state banks having powers of a trust company, located either within or without the State, as provided herein, whenever there shall be deposited in trust with the trustees or escrow agents, as provided herein, either moneys or government securities, including government securities issued or held in book-entry form on the books of the Department of the Treasury of the United States, the principal of and interest on which when due will provide money which, together with the moneys, if any, deposited with the trustees or escrow agents at the same time, shall be sufficient to pay when due the principal of, redemption premium, if any, and interest due and to become due on the bonds on or prior to the redemption date or maturity date thereof, as the case may be; provided the government securities shall not be subject to redemption prior to their maturity other than at the option of the holder thereof. The State of New Jersey hereby covenants with the holders of any bonds for which government securities or moneys shall have been deposited in trust with the trustees or escrow agents as provided in this section that, except as otherwise provided in this section, neither the government securities nor moneys so deposited with the trustees or escrow agents shall be withdrawn or used by the State for any purpose other than, and shall be held in trust for, the payment of the principal of, redemption premium, if any, and interest to become due on the bonds; provided that any cash received from the principal or interest payments on the

government securities deposited with the trustees or escrow agents, to the extent such cash will not be required at any time for that purpose, shall be paid over to the State, as received by the trustees or escrow agents, free and clear of any trust, lien, pledge, or assignment securing the bonds; and to the extent the cash will be required for that purpose at a later date, shall, to the extent practicable and legally permissible, be reinvested in government securities maturing at times and in amounts sufficient to pay when due the principal of, redemption premium, if any, and interest to become due on the bonds on and prior to the redemption date or maturity date thereof, as the case may be, and interest earned from the reinvestments shall be paid over to the State, as received by the trustees or escrow agents, free and clear of any trust, lien, or pledge securing the bonds. Notwithstanding anything to the contrary contained herein: a. the trustees or escrow agents shall, if so directed by the issuing officials, apply moneys on deposit with the trustees or escrow agents pursuant to the provisions of this section, and redeem or sell government securities so deposited with the trustees or escrow agents, and apply the proceeds thereof to (1) the purchase of the bonds which were refunded by the deposit with the trustees or escrow agents of the moneys and government securities and immediately thereafter cancel all bonds so purchased, or (2) the purchase of different government securities; provided however, that the moneys and government securities on deposit with the trustees or escrow agents after the purchase and cancellation of the bonds or the purchase of different government securities shall be sufficient to pay when due the principal of, redemption premium, if any, and interest on all other bonds in respect of which the moneys and government securities were deposited with the trustees or escrow agents on or prior to the redemption date or maturity date thereof, as the case may be; and b. in the event that on any date, as a result of any purchases and cancellations of bonds or any purchases of different government securities, as provided in this sentence, the total amount of moneys and government securities remaining on deposit with the trustees or escrow agents is in excess of the total amount then required to be on deposit with the trustees or escrow agents on that date in respect of the remaining bonds for which the deposit was made in order to pay when due the principal of, redemption premium, if any, and interest on the remaining bonds, the trustees or escrow agents shall, if so directed by the issuing officials, pay the amount of the excess to the State, free and clear of any trust, lien, pledge, or assignment securing the refunding bonds.

21. Refunding bonds issued pursuant to this act may be consolidated with other bonds issued pursuant to section 4 of this act or with bonds or

refunding general obligation bonds issued pursuant to any other act for purposes of sale.

22. To provide funds to meet the interest and principal payment requirements for the bonds, including refunding bonds, issued under this act and outstanding, there is appropriated in the order following:

a. Revenue derived from the collection of taxes under the "Sales and Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et seq.), or so much thereof as may be required; and

b. If, at any time, funds necessary to meet the interest, redemption premium, if any, and principal payments on outstanding bonds issued under this act are insufficient or not available, there shall be assessed, levied, and collected annually in each of the municipalities of the counties of this State, a tax on the real and personal property upon which municipal taxes are or shall be assessed, levied, and collected, sufficient to meet the interest on all outstanding bonds issued hereunder and on the bonds proposed to be issued under this act in the calendar year in which the tax is to be raised and for the payment of bonds falling due in the year following the year for which the tax is levied. The tax shall be assessed, levied, and collected in the same manner and at the same time as are other taxes upon real and personal property. The governing body of each municipality shall cause to be paid to the county treasurer of the county in which the municipality is located, on or before December 15 in each year, the amount of tax herein directed to be assessed and levied, and the county treasurer shall pay the amount of the tax to the State Treasurer on or before December 20 in each year.

If on or before December 31 in any year, the issuing officials, by resolution, determine that there are moneys in the General Fund beyond the needs of the State, sufficient to pay the principal of bonds falling due and all interest and redemption premium, if any, payable in the ensuing calendar year, the issuing officials shall file the resolution in the office of the State Treasurer, whereupon the State Treasurer shall transfer the moneys to a separate fund to be designated by the State Treasurer, and shall pay the principal, redemption premium, if any, and interest out of that fund as the same shall become due and payable, and the other sources of payment of the principal, redemption premium, if any, and interest provided for in this section shall not then be available, and the receipts for the year from the tax specified in subsection a. of this section shall be considered and treated as part of the General Fund, available for general purposes.

23. Should the State Treasurer, by December 31 of any year, deem it necessary, because of the insufficiency of funds collected from the sources of revenues as provided in this act, to meet the interest and principal payments for the year after the ensuing year, then the State Treasurer shall certify to the Director of the Division of Budget and Accounting in the Department of the Treasury the amount necessary to be raised by taxation for those purposes, the same to be assessed, levied, and collected for and in the ensuing calendar year. The director shall, on or before March 1 following, calculate the amount in dollars to be assessed, levied, and collected in each county as herein set forth. This calculation shall be based upon the corrected assessed valuation of each county for the year preceding the year in which the tax is to be assessed, but the tax shall be assessed, levied, and collected upon the assessed valuation of the year in which the tax is assessed and levied. The director shall certify the amount to the county board of taxation and the treasurer of each county. The county board of taxation shall include the proper amount in the current tax levy of the several taxing districts of the county in proportion to the ratables as ascertained for the current year.

24. This act shall take effect immediately.

Approved July 16, 2020.

CHAPTER 61

AN ACT concerning an assessment on certain entities authorized to issue health benefits plans and supplementing Title 17B of the New Jersey Statutes.

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

C.17B:27A-65 Definitions relative to certain assessments.

1. As used in this act:

"Commissioner" means the Commissioner of Banking and Insurance.

"Entity subject to this act" or "entity" means an insurance company, health service corporation, hospital service corporation, medical service corporation, health maintenance organization, or dental plan organization authorized to issue health benefits or dental benefits plans in this State. "Entity"

shall include a multiple employer welfare arrangement that is initially registered pursuant to the "Self-Funded Multiple Employer Welfare Arrangement Regulation Act," P.L.2001, c.352 (C.17B:27C-1 et seq.) after the date of enactment of this act. "Entity" shall not include a dental service corporation or a multiple employer welfare arrangement that is registered pursuant to the "Self-Funded Multiple Employer Welfare Arrangement Regulation Act," P.L.2001, c.352 (C.17B:27C-1 et seq.) as of the date of enactment of this act.

"Health benefits plan" means a benefits plan which pays or provides hospital and medical expense benefits for covered services, and is delivered or issued for delivery in this State by or through an entity subject to this act, including a vision or dental plan as defined pursuant to section 1 of P.L.2014, c.70 (C.26:2S-26). For the purposes of this act, "health benefits plan" shall not include the following plans, policies or contracts: Medicaid, Medicare, Medicare Advantage, Medicare supplement, accident only, credit, disability, long-term care, TRICARE supplement coverage, coverage arising out of a workers' compensation or similar law, automobile medical payment insurance, personal injury protection insurance issued pursuant to P.L.1972, c.70 (C.39:6A-1 et seq.), small employer health benefits plans issued pursuant to P.L.1992, c.162 (C.17B:27A-17), and hospital confinement indemnity coverage.

"Net written premiums" means the premiums earned in this State on health benefits plans, less return premiums thereon and dividends paid or credited to policy or contract holders on the health benefits plan business. Net earned premium shall include the aggregate premiums earned on the entity's insured group and individual business, excluding premiums from any Medicaid or NJ FamilyCare contracts.

C.17B:27A-66 Filing of net written premiums.

2. a. An entity subject to this act shall annually file with the commissioner its net written premiums for the preceding year, no later than April 1 of each year.

b. The commissioner shall calculate and issue to the entity a certified assessment, which shall be 2.5% of the entity's net written premiums.

c. An entity shall annually pay the assessment issued pursuant to subsection b. of this section to the State Treasurer no later than May 1 of each year, as prescribed by the commissioner.

d. If the commissioner determines that the amount of the assessment calculated pursuant to this section shall reduce the State's total revenue, the commissioner may reduce the assessment.

C.17B:27A-67 "Health Insurance Affordability Fund."

3. a. There is established in the Department of the Treasury a nonlapsing revolving fund to be known as the "Health Insurance Affordability Fund." This fund shall be the repository for all monies collected pursuant to this act. As directed by the commissioner, in consultation with the Commissioners of the Department of Human Services and the Department of Health, the monies in the fund shall be used only for the purposes of increasing affordability in the individual market and providing greater access to health insurance to the uninsured, including minors, with a primary focus on households with an income below 400 percent of the federal poverty level, expanding eligibility, or modifying the definition of affordability in the individual market, through subsidies, reinsurance, tax policies, outreach and enrollment efforts, buy-in programs, such as the NJ FamilyCare Advantage Program, or any other efforts that can increase affordability for individual policyholders or that can reduce racial disparities in coverage for the uninsured.

b. The monies in the fund shall be invested and reinvested by the Director of the Division of Investment in the Department of the Treasury to the same extent that other trust funds that are in the custody of the State Treasurer are invested and reinvested, in the manner provided by law. Interest received on the monies in the fund shall be credited to the fund.

c. The report required pursuant to section 3 of P.L.2019, c.141 shall set forth the impacts of the measures taken pursuant to this act on affordability and reductions in racial disparities in health insurance coverage, including impacts by income level, race, and immigration status. The report shall make recommendations to increase affordability and reduce the uninsured rate in New Jersey, as appropriate, based on the data available to the department.

d. (1) The assessments collected pursuant to section 2 of this act shall be deposited to the Health Insurance Affordability Fund and shall be used for the purposes set forth in subsection a. of this section. Beginning in State Fiscal Year 2021, and each State fiscal year thereafter, if 100 percent of the money appropriated from the Health Insurance Affordability Fund is not used for the purposes set forth in subsection a. of this section on the effective date of an annual appropriations act for the State fiscal year, or if an amendment or supplement to an annual appropriations act for the State fiscal year appropriates money from the Health Insurance Affordability Fund to a purpose not set forth in subsection a. of this section, the Director of the Division of Budget and Accounting in the Department of the Treasury shall, not later than five days after the enactment of the annual appropriations act, or an amendment or supplement thereto, that appropriates money from the Health Insurance Affordability Fund to a purpose not set forth in subsection a. of this section, certify to the

Director of the Division of Taxation and the Commissioner of Banking and Insurance that the requirements of this section have not been met.

(2) The Commissioner of Banking and Insurance shall, no later than five days after certification by the Director of the Division of Budget and Accounting in the Department of the Treasury pursuant to paragraph (1) of this subsection that the requirements of this section have not been met by the annual appropriations act, or an amendment or supplement to the annual appropriations act, notify each entity that the assessment imposed pursuant to section 2 of this act shall no longer be paid or collected.

4. This act shall take effect on January 1, 2021, except the commissioner may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

Approved July 31, 2020.

CHAPTER 62

AN ACT concerning the Access Link paratransit service and supplementing P.L.1979, c.150 (C.27:25-1 et seq.).

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

C.27:25-5d Operation of Access Link service under state of emergency.

1. a. The New Jersey Transit Corporation shall operate, or cause to be operated, its Access Link service in an area of the State under a state of emergency if the New Jersey Transit General Manager of ADA Services determines, in consultation with the Director of the State Office of Emergency Management, that Access Link service in that area may be safely provided without undue risk of harm to drivers and persons using the service.

b. As used in this section:

"Access Link" shall have the same meaning as provided in section 2 of P.L.2016, c.25 (C.27:25-5c); and

"State of emergency" means a natural or man-made disaster or emergency for which a state of emergency has been declared by the Governor.

2. This act shall take effect immediately.

Approved August 12, 2020.

CHAPTER 63

AN ACT concerning physical examination requirements for certain student-athletes during the fall athletic season of the 2020-2021 school year.

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

1. a. Notwithstanding any provision of law to the contrary, during the fall athletic season of the 2020-2021 school year, a student-athlete who has not completed a physical examination within 365 days prior to the first day of official practice in the athletic season, as required under section 2 of P.L.2013, c.71 (C.18A:40-41.7), shall be permitted to participate in a school-sponsored interscholastic or intramural athletic team or squad during that athletic season, provided that the student-athlete completes the physical examination before the end of the athletic season, and the parent or guardian of the student-athlete provides proof, before the first day of official practice of the athletic season, that the physical examination is scheduled .

b. (1) A student-athlete who qualifies for participation on a school-sponsored interscholastic or intramural athletic team or squad during the fall athletic season of the 2020-2021 school year under the provisions of subsection a. of this section shall provide the health history update questionnaire required under subsection b. of section 2 of P.L.2013, c.71 (C.18A:40-41.7) before the first day of official practice of the athletic season.

(2) If the student-athlete answers in the affirmative to any question included in the health history update questionnaire, then the student-athlete shall not participate on the school-sponsored interscholastic or intramural athletic team or squad until he is further evaluated by the school physician, or if a school physician is not available, any other licensed physician.

c. As used in this section, "student-athlete" means a student enrolled in grades six to 12 who participates on a school-sponsored interscholastic or intramural athletic team or squad and includes transfer students.

2. This act shall take effect immediately.

Approved August 12, 2020.

CHAPTER 64

AN ACT concerning motor bus and rail passenger discounted fare program eligibility and amending P.L.1973, c.126 and P.L.1987, c.99.

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

1. Section 2 of P.L.1973, c.126 (C.27:1A-65) is amended to read as follows:

C.27:1A-65 Definitions.

2. For the purposes of P.L.1973, c.126 (C.27:1A-64 et seq.), unless the context clearly indicates otherwise:

"Access Link service" means the paratransit service implemented by the New Jersey Transit Corporation for the purposes of complying with the "Americans with Disabilities Act of 1990," Pub.L.101-336 (42 U.S.C. s.12101 et seq.).

"Carrier" means any individual, copartnership, association, corporation, joint stock company, public agency, trustee, or receiver operating motor buses or rail passenger service on established routes within this State or between points in this State and points in adjacent states.

"Commissioner" means the Commissioner of Transportation; provided, however, that the commissioner may delegate any of the commissioner's powers or duties under P.L.1973, c.126 (C.27:1A-64 et seq.) to any subordinate division, agency, or employee of the Department of Transportation or to the New Jersey Transit Corporation.

"Disabled veteran" means "disabled veteran" as defined in N.J.S.11A:5-1.

"Motor bus" means "autobus" as defined in R.S.48:4-1, and includes those autobuses, commonly called jitneys, as defined in R.S.48:16-23.

"Offpeak times" means the hours from 9:30 a.m. to 4 p.m. and from 7 p.m. to 6 a.m. during the weekdays, and all day on Saturdays, Sundays, and holidays.

"Person with disabilities" means any individual who, by reason of illness, injury, age, congenital malfunction, or other permanent or temporary incapacity or disability, is unable without special facilities or special planning or design to utilize mass transportation facilities and services as effectively as persons who are not so affected. A "person with disabilities" shall include a person determined by the New Jersey Transit Corporation to be eligible for its Access Link service.

"Senior citizen" means any individual 62 years of age or over.

2. Section 4 of P.L.1973, c.126 (C.27:1A-67) is amended to read as follows:

C.27:1A-67 Establishment of program.

4. In establishing this program, the commissioner shall, after consulting with the Commissioner of Community Affairs, the Director of the Division of Aging Services in the Department of Human Services, and the Board of Public Utilities, establish uniform procedures for:

a. Determining the eligibility of persons to receive the reduced fares provided pursuant to P.L.1973, c.126 (C.27:1A-64 et seq.), which shall include those persons determined by the New Jersey Transit Corporation to be eligible for its Access Link service;

b. Making reduced fares available to eligible persons; and

c. Auditing and accounting to insure that no carrier receives payments in excess of the value of services actually rendered to senior citizens, persons with disabilities, and disabled veterans pursuant to P.L.1973, c.126 (C.27:1A-64 et seq.).

3. Section 2 of P.L.1987, c.99 (C.27:1A-74) is amended to read as follows:

C.27:1A-74 Regulations.

2. The Commissioner of Transportation shall, after consulting with other relevant departments and agencies, adopt reasonable regulations necessary to carry out the purposes of P.L.1987, c.99 (C.27:1A-73 et seq.) pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). The regulations shall include a procedure by which the commissioner shall:

a. issue an identification card , upon certification of a physician or upon certification of another person as prescribed by the commissioner, that a person with disabilities requires the assistance of a travel attendant in order to use public transportation; and

b. automatically issue an identification card to a person determined by the New Jersey Transit Corporation, after the effective date of P.L.2020, c.64, to be eligible for its Access Link service at the time of that determination. For a person determined eligible for Access Link service prior to the effective date of P.L.2020, c.64, the commissioner shall issue an identification card within 60 days after the effective date of P.L.2020, c.64 or immediately upon request of the eligible person, whichever shall be earlier.

4. This act shall take effect immediately.

Approved August 12, 2020.

CHAPTER 65

AN ACT concerning a skilled and trained workforce in construction work by contractors in certain high-risk chemical manufacturing and processing facilities and supplementing article 2B of chapter 11 of Title 34 of the Revised Statutes.

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

C.34:11-56.72 Findings, declarations relative to a skilled and trained workforce in certain construction work.

1. The Legislature finds and declares that:

a. The use of unskilled and untrained workers at chemical manufacturing and processing facilities that generate, store, treat, handle, refine, process, and transport hazardous materials is a risk to public health and safety, and the risk to public health and safety is particularly high when workers are employed by outside contractors because they generally are less familiar with the operations of the facility and its emergency plans and the owner or operator of the facility has less incentive to invest in their training.

b. Requiring that workers employed by outside contractors at these facilities be paid at least at a rate equivalent to the prevailing journeyperson wage for their occupations, or be registered in approved apprenticeship programs, is necessary to provide an economic incentive for employers to use only the most skilled workers to perform work that poses a risk to public health and safety. The wage scale is also necessary to provide an economic incentive for the workers to obtain the mandatory advanced safety training required by section 3 of P.L.2020, c.65 (C.34:11-56.74).

c. Requiring that apprentices be registered in approved advanced safety training is necessary to ensure that these workers are receiving the proper training and on-the-job supervision and that the programs are subject to proper oversight.

d. The requirement that at least 60 percent of the journeypersons working for a contractor be graduates of an approved apprenticeship program is necessary to ensure that the majority of the journeypersons will have had

appropriate classroom and laboratory instruction for their occupations. A phase-in for this requirement will avoid disruption of the industry.

C.34:11-56.73 Definitions relative to a skilled and trained workforce in certain construction work.

2. As used in this act:

"Apprenticeship program" means a registered apprenticeship program providing to each trainee combined classroom and on-the-job training under the direct and close supervision of a highly skilled worker in an occupation recognized as an apprenticeable trade, registered by the Office of Apprenticeship of the U.S. Department of Labor.

"Approved advanced safety training for workers at high hazard facilities" means a curriculum approved by the State Office of Apprenticeship pursuant to section 4 of this act.

"Labor organization" means an organization which represents, for purposes of collective bargaining, employees of contractors or subcontractors engaged in contracting subject to the provisions of subsection a. of section 3 of P.L.2020, c.65 (C.34:11-56.74), and has the present ability to refer, provide or represent a sufficient number of qualified employees to perform the contracted work in a manner consistent with the provisions of P.L.2020, c.65 (C.34:11-56.72 et seq.) and a plan mutually agreed upon by the labor organization and the owner or operator.

"OEM" means original equipment manufacturer and refers to organizations who manufacture or fabricate equipment for sale directly to purchasers or other resellers.

"Prevailing hourly wage rate" means the prevailing hourly wage rate set for the applicable occupation and geographic area pursuant to the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.).

"Registered apprentice" means an apprentice registered in an apprenticeship program who is performing work covered by the standards of that apprenticeship program and receiving the supervision required by the standards of that apprenticeship program.

"Skilled journeyperson" means a worker who:

a. Has either graduated from an apprenticeship program for the applicable occupation, or has at least as many hours of on-the-job experience in the applicable occupation as would be required to graduate from an apprenticeship program for the applicable occupation; and

b. Has completed within the prior two calendar years at least 20 hours of approved advanced safety training for workers at high hazard facilities, including approved advanced safety training that occurred in an approved

apprenticeship program. This requirement shall apply only to work performed on or after January 1, 2025.

"Skilled and trained workforce" means a workforce that meets all of the following criteria:

a. (1) All the workers shall, as of January 1, 2021, be paid at least 80 percent of the applicable prevailing hourly wage rate, and shall be either registered apprentices or skilled journeypersons;

(2) All the workers shall, as of January 1, 2022, be paid at least 85 percent of the applicable prevailing hourly wage rate, and shall be either registered apprentices or skilled journeypersons;

(3) All the workers shall, as of January 1, 2023, be paid at least 90 percent of the applicable prevailing hourly wage rate, and shall be either registered apprentices or skilled journeypersons; and

(4) All the workers shall, as of January 1, 2024, be paid the applicable prevailing hourly wage rate, and shall be either registered apprentices or skilled journeypersons.

b. All the workers have, as of January 1, 2025, completed within the prior two calendar years at least 20 hours of approved advanced safety training for workers at high hazard facilities.

c. (1) As of January 1, 2021, at least 30 percent of the skilled journeypersons shall be graduates of an apprenticeship program for the applicable occupation.

(2) As of January 1, 2022, at least 40 percent of the skilled journeypersons shall be graduates of an apprenticeship program for the applicable occupation.

(3) As of January 1, 2023, at least 50 percent of the skilled journeypersons shall be graduates of an apprenticeship program for the applicable occupation.

(4) As of January 1, 2024, at least 60 percent of the skilled journeypersons shall be graduates of an apprenticeship program for the applicable occupation.

(5) As of January 1, 2025, all of the workers shall have completed within the prior two calendar years at least 20 hours of approved advanced safety training for workers at high hazard facilities,

except that the requirements of this subsection c. shall not apply to the extent that the contractor requests qualified workers from a labor organization that refers or provides qualified workers, but the organization is unable to refer or provide sufficient qualified workers within 48 hours of the request, Saturdays, Sundays, and Holidays excepted, and shall not apply to the extent that compliance is impracticable because an emergency requires immediate action to prevent harm to public health or safety or to the environment, but the criteria shall again apply as soon as the emergency is over or it becomes practicable for contractors to obtain a qualified workforce.

"State Office of Apprenticeship" means the Office of Apprenticeship in the State Department of Labor and Workforce Development. "The State Office of Apprenticeship" does not mean the Office of Apprenticeship in the United States Department of Labor.

C.34:11-56.74 Use of skilled and trained workforce by owner, operator; exemptions.

3. a. An owner or operator of a stationary source that is engaged in activities described in Code 324110, 325110, 325180, or 325199 of the North American Industry Classification System, as that code read on January 1, 2017, and has one or more covered processes for which the owner or operator is required to prepare and submit a Risk Management Plan, shall, when contracting with outside contractors for the performance of construction, alteration, demolition, installation, repair, or maintenance work at the stationary source, require that the contractors performing the work, and any subcontractors of the contractors, use a skilled and trained workforce to perform all onsite work which is in an apprenticeable occupation in the building and construction trades. The requirement to use a skilled and trained workforce shall apply to the onsite workforce of each contractor and subcontractor.

b. This section shall not apply to:

(1) Oil and gas extraction operations, and shall not apply to any contract awarded before January 1, 2021, unless the contract is extended or renewed after that date, and shall not apply to the employees of the owner or operator of the stationary source, or prevent the owner or operator of the stationary source from using its own employees to perform any work that has not been assigned to contractors while the employees of the contractor are present and working;

(2) Any owner or operator, or contractor or subcontractor of the owner or operator, who has entered into a project labor agreement or collectively bargained maintenance agreement with labor organizations with registered apprenticeship programs, if all contracted work at the facility or site subject to the provisions of this section is also subject to the provisions of the project labor agreement or collectively bargained maintenance agreement; or

(3) Contractors or subcontractors hired to perform OEM work for purposes of compliance with equipment warranty requirements.

C.34:11-56.75 Curriculum for approved advanced safety training.

4. The State Office of Apprenticeship, in consultation with the Department of Environmental Protection and the Commission on Higher Education, shall approve a curriculum of in-person classroom and laboratory instruction for approved advanced safety training for workers at high hazard facilities.

That safety training shall be included in any apprenticeship program for apprentices who will work for contractors or subcontractors at a stationary source subject to the provisions of this act, and shall be made available for employees of the contractors or subcontractors who had become skilled journeypersons before the training was included in their apprenticeship program. The State Office of Apprenticeship shall be empowered to consider existing industry and trade safety programs for compatibility and fulfillment of requirements under this section.

C.34:11-56.76 Rights, powers, duties.

5. For the purpose of implementing the provisions of sections 1 through 4 of P.L.2020, c.65 (C.34:11-56.72 through C.34:11-56.75), the Commissioner of Labor and Workforce Development shall, and a worker employed in the performance of work subject to this act, the employer of the worker, or any designated representative of the worker or employer may, exercise all rights, powers or duties granted or imposed upon them by P.L.1963, c.150 (C.34:11-56.25 et seq.).

6. This act shall take effect on the 120th day following enactment.

Approved August 13, 2020.

CHAPTER 66

AN ACT concerning arbitration for certain non-teaching school staff and amending P.L.1989, c.269.

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

1. Section 8 of P.L.1989, c.269 (C.34:13A-29) is amended to read as follows:

C.34:13A-29 Grievance procedures; binding arbitration.

8. a. The grievance procedures that employers covered by this act are required to negotiate pursuant to section 7 of P.L.1968, c.303 (C.34:13A-5.3) shall be deemed to require binding arbitration as the terminal step with respect to disputes concerning imposition of reprimands and discipline as that term is defined in this act.

b. In any grievance procedure negotiated pursuant to this act, the burden of proof shall be on the employer covered by this act seeking to impose discipline as that term is defined in this act.

c. In addition to any rights provided pursuant to subsection a. of this section, an employee who is not a teaching staff member as defined by section 1 of P.L.1989, c.269 (C.34:13A-22) shall have the right to submit to binding arbitration any dispute regarding whether there is just cause for a disciplinary action, including, but not limited to, reprimands, withholding of increments, termination or non-renewal of an employment contract, expiration or lapse of an employment contract or term, or lack of continuation of employment, irrespective of the reason for the employer's action or failure to act, and irrespective of any contractual or negotiated provision or lack thereof. In the arbitration, the burden of proof shall be on the employer.

The provisions of this subsection c. shall also apply to county college employees other than faculty members or members of the professional staff.

d. Nothing in this section shall be regarded as affecting the right of any teaching staff member or majority representative to submit to binding arbitration any dispute involving or relating to a teaching staff member.

2. Section 1 of P.L.1989, c.269 (C.34:13A-22) is amended to read as follows:

C.34:13A-22 Definitions.

1. As used in this act:

"Commission" means the New Jersey Public Employment Relations Commission.

"Commissioner" means the Commissioner of Education.

"Discipline" includes all forms of discipline, except tenure charges filed pursuant to the provisions of subsubarticle 2 of subarticle B of Article 2 of chapter 6 of Subtitle 3 of Title 18A of the New Jersey Statutes, N.J.S.18A:6-10 et seq., or the withholding of increments pursuant to N.J.S.18A:29-14.

"Employees" means employees of an employer as defined by this act.

"Employer" means any local or regional school district, educational services commission, jointure commission, county special services school district, or board or commission under the authority of the commissioner or the State Board of Education, and with respect to section 8 of P.L.1989, c.269 (C.34:13A-29), any county college under the authority of the Secretary of Higher Education.

"Extracurricular activities" include those activities or assignments not specified as part of the teaching and duty assignments scheduled in the regular work day, work week, or work year.

"Minor discipline" includes, but is not limited to, various forms of fines and suspensions, but does not include tenure charges filed pursuant to the provisions of subsubarticle 2 of subarticle B of Article 2 of chapter 6 of Subtitle 3 of Title 18A of the New Jersey Statutes, N.J.S.18A:6-10 et seq., or the withholding of increments pursuant to N.J.S.18A:29-14, letters of reprimand, or suspensions with pay pursuant to section 1 of P.L.1971, c.435 (C.18A:6-8.3) and N.J.S.18A:25-6.

"Regular work day, work week, or work year" means that period of time that all members of the bargaining unit are required to be present and at work.

"Teaching staff member" means a member of the professional staff of any employer holding office, position or employment of such character that the qualifications, for the office, position or employment, require him to hold a valid and effective standard, provisional or emergency certificate, appropriate to that office, position or employment, issued by the State Board of Examiners. "Teaching staff member" includes a school nurse.

3. This act shall take effect immediately.

Approved August 13, 2020.

CHAPTER 67

AN ACT concerning boards of chosen freeholders and amending R.S.1:1-2, R.S.40:20-1, and P.L.1972, c.154.

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

1. R.S.1:1-2 is amended to read as follows:

Words and phrases defined.

1:1-2. Unless it be otherwise expressly provided or there is something in the subject or context repugnant to such construction, the following words and phrases, when used in any statute and in the Revised Statutes, shall have the meaning herein given to them.

Affirmation; affirmed. See "Oath; sworn," infra, this section.

Assessor. The word "assessor," when used in relation to the assessment of taxes or water rents or other public assessments, includes all officers, boards or commissions charged with the duty of making such assessments, unless a particular officer, board or commission is specified.

Census. When used with reference to the population of this State, or of any subdivision thereof, the word "census" means the latest Federal census effective within this State.

Certified mail. The words "certified mail" include private express carrier service, provided that the private express carrier service provides confirmation of mailing. For purposes of this definition, confirmation of mailing may be by electronic means, and shall include, at a minimum, confirmation of fact of mail, time of mailing, date and time of delivery, attempted delivery, signature, or other similar information for confirmation or proof associated with the delivery service.

Collector. The word "collector," when used in relation to the collection of taxes or water rents or other public assessments, includes all officers charged with the duty of collecting such taxes, water rents or assessments, unless a particular officer is specified.

Folio; sheet. A sheet or folio shall consist of 100 words, and in all cases where an entry of any writing or copy is to be paid for, the sheet or folio shall consist of 100 words.

Freeholder; chosen freeholder. The words "freeholder" and "chosen freeholder," when used in relation to county government, mean a member of the board which manages, controls, and governs the property, finances, and affairs of a county, and in which the executive and legislative powers of the county or solely the legislative powers of the county are vested, and designated as a "county commissioner."

Gender. See "Number; gender," infra, this section.

General election. The words "general election" shall be taken to mean the annual election to be held on the first Tuesday after the first Monday in November and in any statute in which it is provided that any public officer shall be elected, or any public question shall be voted upon, at an election at which members of the General Assembly are to be voted for or elected, or words to that effect, shall be taken to mean, and shall be construed to be the equivalent of a provision, that said public officers shall be elected, or that said public question shall be voted upon, "at a general election."

He. "Number; gender," infra, this section.

Inhabitants. See "Population; inhabitants," infra, this section.

It. See "Number; gender," infra, this section.

Magistrate. The word "magistrate" includes any judge, municipal magistrate or officer or other person having the powers of a committing magistrate.

Masculine. See "Number; gender," infra, this section.

Month; year. The word "month" means a calendar month, and the word "year" means a calendar year.

Municipality; municipal corporation. The words "municipality" and "municipal corporation" include cities, towns, townships, villages and boroughs, and any municipality governed by a board of commissioners or an improvement commission.

Neuter. See "Number; gender," infra, this section.

Number; gender. Whenever, in describing or referring to any person, party, matter or thing, any word importing the singular number or masculine gender is used, the same shall be understood to include and to apply to several persons or parties as well as to one person or party and to females as well as males, and to bodies corporate as well as individuals, and to several matters and things as well as one matter or thing.

Oath; sworn. The word "oath" includes "affirmation;" and the word "sworn" includes "affirmed."

Other property. See "Property; other property," infra, this section.

Person. The word "person" includes corporations, companies, associations, societies, firms, partnerships and joint stock companies as well as individuals, unless restricted by the context to an individual as distinguished from a corporate entity or specifically restricted to one or some of the above enumerated synonyms and, when used to designate the owner of property which may be the subject of an offense, includes this State, the United States, any other State of the United States as defined infra and any foreign country or government lawfully owning or possessing property within this State.

Personal property. "Personal property" includes goods and chattels, rights and credits, moneys and effects, evidences of debt, choses in action and all written instruments by which any right to, interest in, or lien or encumbrance upon, property or any debt or financial obligation is created, acknowledged, evidenced, transferred, discharged or defeated, in whole or in part, and everything except real property as herein defined which may be the subject of ownership.

Plural. See "Number; gender," supra, this section.

Population; inhabitants. The word "population," when used in any statute, shall be taken to mean the population as shown by the latest Federal census effective within this State, and shall be construed as synonymous with "inhabitants."

Property; other property. The words "property" and "other property," unless restricted or limited by the context to either real or personal property, includes both real and personal property.

Real estate; real property. The words "real estate" and "real property," include lands, tenements and hereditaments and all rights thereto and interests therein.

Registered mail. The words "registered mail" include "certified mail".

Revised Statutes. The words "Revised Statutes" mean the Revised Statutes of 1937, unless some other revision is expressly indicated or referred to.

Revision law. The words "Revision law" mean any statute which is expressed in its title or body to be a revision of any part of the statutory law.

She. See "Number; gender," supra, this section.

Sheet. See "Folio," supra, this section.

Ship. The word "Ship" includes vessels, steamers, canal boats and every boat or structure adapted to navigation or movement from place to place, upon the ocean, lakes, rivers or artificial waterways, either by its own power or otherwise.

Singular. See "Number; gender," supra, this section.

State. The word "State" extends to and includes any State, territory or possession of the United States, the District of Columbia and the Canal Zone.

Sworn. See "Oath; sworn," supra, this section.

Taxing district. The words "taxing district," when used in a law relating to the assessment or collection of taxes, assessments or water rates or water rents, include every political division of the State, less than a county, whose inhabitants, governing body or officers have the power to levy taxes, assessments or rates.

Territory. The word "territory" extends to and includes any territory or possession of the United States, the District of Columbia and the Canal Zone.

United States. The words "United States" extend to and include every State, territory and possession of the United States, the District of Columbia and the Canal Zone.

Year. See "Month; year," supra, this section.

2. R.S.40:20-1 is amended to read as follows:

Board of county commissioners.

40:20-1. The property, finances, and affairs of every county shall be managed, controlled, and governed by a board elected therein, to be known as "the board of county commissioners of the county of ..... (specifying name of county)", and the executive and legislative powers of the county shall

be vested in that board of county commissioners, except where by law any specific powers or duties are imposed or vested in a Constitutional officer.

The board of county commissioners of any county which has created the office of county administrator, pursuant to the provisions of N.J.S.40A:9-42, may, by resolution, delegate to that office such executive and administrative powers, duties, functions, and responsibilities as the board may deem appropriate.

After the effective date of P.L.2020, c.67, the county letterheads, stationery, and other writings, once exhausted, shall be replaced with new letterheads, stationery, and other writings with the title of board of county commissioners. No later than one year following the effective date of P.L.2020, c.67, the Internet website of a county, shall bear the title of board of county commissioners. Any county signs or other writings bearing the former title of board of chosen freeholders, which would require the expenditure of county funds to update or replace, shall be changed to bear the title of board of county commissioners upon the next update or replacement made in the ordinary course of business.

3. Section 1 of P.L.1972, c.154 (C.40:41A-1) is amended to read as follows:

C.40:41A-1 Submission of charter study question.

1. a. Whenever authorized by resolution of the board of freeholders or on petition of the registered voters of any county, an election shall be held in the county upon the question, "Shall a charter study commission be created to study the present governmental structure of. . . county, to consider and make findings concerning the form of county government and to make recommendations thereon?" A petition calling for such an election shall bear the signatures of a number of persons registered to vote in the county equal to or exceeding in number ten percent of the persons registered to vote in the county on the 40th day preceding the most recent previous primary or general election. Whenever such resolution or petition shall be filed with him, the county clerk shall provide for submission of the question at the next general election occurring not less than 60 days after the date of such filing. At the election, the question shall be submitted in the same manner as other public questions.

When a resolution or petition for the creation of a charter study commission has been duly filed with the county clerk, no other such resolution or petition and no other proceedings for the adoption of any other charter or form of government available to the county may be filed unless the voters

shall decide the aforesaid question in the negative or until the charter study commission created by the voters shall have been discharged.

b. On and after the effective date of P.L.2020, c.67, for the purposes of P.L.1972, c.154 (C.40:41A-1 et seq.), the term "board of chosen freeholders" shall be replaced by the term "board of county commissioners" and the terms "freeholder" and "chosen freeholder" shall be replaced by the term "county commissioner." After the effective date of P.L.2020, c.67, the county letterheads, stationery, and other writings, once exhausted, shall be replaced with new letterheads, stationery, and other writings with the title of board of county commissioners. No later than one year following the effective date of P.L.2020, c.67, the Internet website of a county, shall bear the title of board of county commissioners. Any county signs or other writings bearing the former title of board of chosen freeholders, which would require the expenditure of county funds to update or replace, shall be changed to bear the title of board of county commissioners upon the next update or replacement made in the ordinary course of business.

4. This act shall take effect on January 1, 2021.

Approved August 21, 2020.

CHAPTER 68

AN ACT concerning law enforcement training and amending P.L.2016, c.23.

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

1. Section 1 of P.L.2016, c.23 (C.52:17B-77.13) is amended to read as follows:

C.52:17B-77.13 Development, identification of uniform cultural diversity and implicit bias training course materials.

1. a. The Department of Law and Public Safety shall develop or identify uniform cultural diversity and implicit bias training course materials and an online tutorial that shall include instruction designed to promote positive interaction with, and community outreach to, all residents within a community, including residents of all racial, ethnic, and religious backgrounds and lesbian, gay, bisexual, and transgender individuals residing within the community. Components of the training course materials and online tutorial shall include, but not be limited to, instruction on:

(1) the various cultural communities and the effects of diversity on community relations within a community;

(2) appropriate methods by which an officer may interact with people of various cultures and religions in the community, with an emphasis on officer safety skills and conflict resolution techniques;

(3) best practices in law enforcement techniques when analyzing and solving local neighborhood problems, meeting with community groups, and working with citizens on crime prevention programs;

(4) the impact that police diversity skills have on overall law enforcement effectiveness; and

(5) understanding implicit bias and employing strategies to eliminate unconscious biases that shape behavior and produce disparate treatment of individuals based on their race, ethnicity, religious belief, gender, gender identity, sexual orientation, socioeconomic status, or other characteristics.

b. The Department of Law and Public Safety shall cause the training course materials and online tutorial developed or identified pursuant to subsection a. of this section to be made available to every State, county, and municipal law enforcement department in the State and to each campus police department at an institution of higher education in the State that appoints police officers pursuant to P.L.1970, c.211 (C.18A:6-4.2 et seq.) for use in providing officer training and information promoting community outreach efforts within the law enforcement department's community.

c. The Department of Law and Public Safety shall periodically assess the training course materials and online tutorial developed or identified pursuant to subsection a. of this section and update them where the department finds appropriate.

2. Section 2 of P.L.2016, c.23 (C.52:17B-77.14) is amended to read as follows:

C.52:17B-77.14 Provision of in-service training.

2. Every State, county, and municipal law enforcement department in the State and every campus police department at an institution of higher education in the State that appoints police officers pursuant to P.L.1970, c.211 (C.18A:6-4.2 et seq.) shall provide once every five years in-service training of its personnel utilizing the training course materials or online tutorial developed or identified by the Department of Law and Public Safety pursuant to section 1 of P.L.2016, c.23 (C.52:17B-77.13).

3. This act shall take effect on the first day of the seventh month following enactment.

Approved August 27, 2020.

CHAPTER 69

AN ACT concerning the sale and consumption of alcoholic beverages and amending P.L.2011, c.18.

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

1. Section 1 of P.L.2011, c.18 (C.5:12-218) is amended to read as follows:

C.5:12-218 Definitions relative to the Atlantic City Tourism District.

1. As used in P.L.2011, c.18 (C.5:12-218 et al.):

"Atlantic City" or "city" means the City of Atlantic City, Atlantic County.

"Atlantic City convention center project" or "convention center project" means the project authorized by paragraph (9) of subsection a. of section 6 of P.L.1971, c.137 (C.5:10-6).

"Atlantic City Tourism District" or "tourism district" means the district within Atlantic City established pursuant to section 5 of P.L.2011, c.18 (C.5:12-219).

"Authority" means the Casino Reinvestment Development Authority established pursuant to section 5 of P.L.1984, c.218 (C.5:12-153).

"Convention center authority" means the Atlantic City Convention and Visitors Authority established pursuant to section 3 of P.L.1981, c.459 (C.52:27H-31).

"Convention Center Division" or "division" means the division created pursuant to paragraph (1) of subsection b. of section 12 of P.L.2011, c.18 (C.5:12-226) to exist within the authority as a division of the authority.

"Development and design guidelines" means the development and design guidelines for site plan applications, which guidelines are to be adopted by the authority pursuant to section 6 of P.L.2011, c.18 (C.5:12-220).

"District land use regulations" means the regulations, applicable within the tourism district, that are to be adopted by the authority pursuant to P.L.2011, c.18 (C.5:12-218 et al.).

"Gaming" means, in addition to any meaning otherwise provided by law, any legalized form of gambling in New Jersey including, but not limited to, casino gambling and horse racing.

"Nonconforming use" means a legal or pre-existing use or activity which fails to conform to the development and design guidelines or land use regulations adopted by the authority pursuant to P.L.2011, c.18 (C.5:12-218 et al.).

"Open container area" means portions of the beach, boardwalk, or other areas within the Atlantic City Tourism District, as determined by the authority, in which pedestrians are permitted to carry and consume open containers of alcoholic beverages pursuant to subsections n. and o. of section 5 of P.L.2011, c.18 (C.5:12-219).

"Public safety improvements" means the development of infrastructure in the tourism district made for the purpose of increasing safety. Such improvements would include the development of appropriate security technology and the installation of increased lighting in outdoor areas, the installation of surveillance cameras, and the installation of emergency phones and lights throughout the tourism district for use by appropriate security and law enforcement personnel.

"Road and highway authority" means any State or local entity, including, but not limited to, Atlantic City or any agency thereof, Atlantic County or any agency thereof, the New Jersey Department of Transportation, and the South Jersey Transportation Authority established under section 4 of P.L.1991, c.252 (C.27:25A-4), or any other State or local entity having jurisdiction over (a) the roads and highways in the tourism district, (b) the roads and highways adjacent to the tourism district, (c) the land area in which the authority is an interested party pursuant to subsection c. of section 6 of P.L.2011, c.18 (C.5:12-220), or (d) the portion of the roads and highways in Atlantic City which provide direct access to the tourism district.

"Tourism district master plan" or "Master plan," or "plan," means the authority's comprehensive master plan for the redevelopment of the tourism district.

"Transfer Date" means, with respect to the assumption by the authority of the powers, duties, assets, and responsibilities of the convention center authority, the date on which (a) the chairs of the authority and the convention center authority certify to the Governor that all of the bonds issued by the convention center authority cease to be outstanding within the meaning of the resolutions pursuant to which the bonds were issued, and (b) the authority assumes all debts and statutory responsibilities of the convention center authority.

2. Section 5 of P.L.2011, c.18 (C.5:12-219) is amended to read as follows:

C.5:12-219 Atlantic City Tourism District.

5. a. (1) There shall be established by resolution of the authority the Atlantic City Tourism District, which shall consist of those lands within Atlantic City that comprise an area to be designated by the resolution. The area so designated shall include the facilities comprising licensed Atlantic City casinos, casino hotels, and any appurtenant property, any property under the ownership or control of the authority, the Atlantic City Special Improvement District established by ordinance of the City of Atlantic City, any property under the ownership or control of the convention center authority prior to the transfer date, any property within Atlantic City under the ownership or control of the New Jersey Sports and Exposition Authority established pursuant to P.L.1971, c.137 (C.5:10-1 et seq.) prior to the transfer date, the Atlantic City Convention Center, Boardwalk Hall and any part of the property consisting of the Atlantic City convention center project prior to the transfer date, and any specified part of Atlantic City which the authority finds by resolution to be an area in which the majority of private entities are engaged primarily in the tourism trade, and the majority of public entities, if any, serve the tourism industry. Notwithstanding section 7 of P.L.1984, c.218 (C.5:12-155), the authority shall adopt the resolution by an affirmative vote of two-thirds of the voting members of the authority no more than 90 days after the effective date of P.L.2011, c.18 (C.5:12-218 et al.). Notwithstanding section 7 of P.L.1984, c.218, adoption by the authority of any subsequent resolution to revise, in a manner consistent with this subsection, the area designated as comprising the tourism district shall also be by an affirmative vote of two-thirds of the voting members of the authority.

(2) If, on the 91st day after the effective date of P.L.2011, c.18 (C.5:12-218 et al.), the authority has not adopted the resolution establishing the tourism district as provided pursuant to paragraph (1) of this subsection, the authority shall carry out the purposes of P.L.2011, c.18 (C.5:12-218 et al.) within the following areas of Atlantic City:

(a) the area known as Bader Field;

(b) the area known as the Marina District beginning at a point north of White Horse Pike and continuing northwesterly along State Route 87 and Huron Avenue, and the casinos and hotels adjacent thereto, and bounded to the east by the body of water known as Clam Thorofare and bounded to the west by Huron Avenue and which area shall also encompass the area known as Farley Marina; and

(c) all that certain area bounded by a line, having as its point of origin the intersection of Kingston Avenue and Ventnor Avenue, which line of boundary proceeds from that point of origin as follows:

Northeasterly along Ventnor Avenue to its junction with Capt. John A. O'Donnell Parkway;

Thence northeasterly along that Parkway to its intersection with Atlantic Avenue;

Thence northeasterly along Atlantic Avenue to its junction with Florida Avenue;

Thence northwesterly along Florida Avenue to its junction with North Turnpike Road;

Thence northwesterly along North Turnpike Road to its junction with Sunset Avenue;

Thence along Sunset Avenue as it curves to its intersection with Mediterranean Avenue;

Thence northeasterly along Mediterranean Avenue to its junction with North Mississippi Avenue;

Thence continuing southeasterly along North Mississippi Avenue to its junction with Fairmont Avenue;

Thence northeasterly along Fairmount Avenue to its intersection with Christopher Columbus Boulevard;

Thence northwesterly along Christopher Columbus Boulevard to the point at which it borders the Atlantic City Expressway, to its junction with the Atlantic City Expressway and Arkansas Avenue;

Thence continuing westerly and northerly along the perimeter of the Atlantic City Expressway along the points of that perimeter to the point at which the perimeter is parallel to the northwest facing perimeter of the property encompassing the Atlantic City Convention Center;

Thence continuing southerly and westerly along the northwest facing perimeter of the property encompassing the Atlantic City Convention Center to the point at which such property, and any property immediately adjacent thereto, intersects with Bacharach Boulevard;

Thence continuing southerly and easterly along Bacharach Boulevard to its junction with Arctic Avenue;

Thence continuing northeasterly along Arctic Avenue to its junction with Tennessee Avenue;

Thence continuing southeasterly along Tennessee Avenue to its junction with Atlantic Avenue;

Thence continuing northeasterly along Atlantic Avenue at a width extending westerly of 100 feet from all points along the western side of Atlantic Avenue to its junction with Maine Avenue;

Thence continuing from the intersection of Maine Avenue and Atlantic Avenue easterly in a line extending through the Boardwalk and beach, to the tidal shore of Atlantic City;

Thence continuing from the intersection of the end point of that line and the tidal shore, southerly along the tidal shores as it jogs and curves to the point the tidal shore turns to a southwesterly direction;

Thence continuing along such southwesterly direction of the tidal shores as it jogs and curves to the point on the tidal shore at which the shoreline would intersect with a straight-line projection oceanward of southern Kingston Avenue;

Thence continuing northerly and westerly along Kingston Avenue to its junction with Ventnor Avenue.

b. Upon and after the adoption, pursuant to subsection a. of this section, of the resolution establishing the tourism district, or upon and after the establishment of the tourism district under paragraph (2) of subsection a. of this section, as appropriate the authority shall have jurisdiction within the tourism district to impose land use regulations, implement development and design guidelines and implement initiatives that promote cleanliness, commercial development, and safety, undertake redevelopment projects, and institute public safety improvements in coordination with security and law enforcement personnel.

c. (1) Notwithstanding any law, rule, or regulation to the contrary, upon and after the adoption, pursuant to subsection a. of this section, of the resolution establishing the tourism district, or upon and after the establishment of the tourism district under paragraph (2) of subsection a. of this section, as appropriate, the authority shall have, in conjunction with the appropriate road and highway authority or authorities, as appropriate, jurisdiction with respect to the approval of development projects upon those roads and highways over which such road and highway authority or authorities have jurisdiction as of the date of enactment of P.L.2011, c.18 (C.5:12-218 et al.).

(2) Notwithstanding any law, rule, or regulation to the contrary, upon and after the adoption, pursuant to subsection a. of this section, of the resolution establishing the tourism district, or upon and after this establishment of the tourism district under paragraph (2) of subsection a. of this section, as appropriate, the authority shall have, with respect to the roads and highways located within the tourism district, exclusive jurisdiction with respect to the promulgation of rules and regulations affecting the control and direction of traffic within the tourism district.

d. The authority may, by resolution, authorize the commencement of studies and the development of preliminary plans and specifications relating to the creation and maintenance of the tourism district. These studies and plans shall include, whenever possible, estimates of construction and maintenance costs, and may include criteria to regulate the construction and alteration of facades of buildings and structures in a manner which promotes unified or compatible design.

e. In furtherance of the development of an economically viable and sustainable tourism district, the authority shall, within one year after the date of enactment of P.L.2011, c.18 (C.5:12-218 et al.), adopt a tourism district master plan. The authority shall initiate a joint planning process with the participation of: State departments and agencies, corporations, commissions, boards, and, prior to the transfer date, the convention center authority; metropolitan planning organizations; Atlantic County; Atlantic City; and appropriate private interests.

f. After the creation of the tourism district pursuant to subsection a. of this section, the authority shall create a commission to be known as the Atlantic City Tourism District Advisory Commission, or "ACT Commission," consisting of members to be appointed by the authority. Persons appointed as members of the commission shall include public officials of Atlantic City and Atlantic County, representatives of the casino and tourism industries, public citizens, and any other individual or organization the authority deems appropriate. The commission shall be authorized to review the authority's annual budget and the authority's plans concerning the tourism district. The commission shall, from time to time, make recommendations to the authority concerning the authority's development and implementation of the tourism district master plan, and the authority shall give due consideration to those recommendations. In order to ensure coordination, compatibility, and consistency between the tourism district master plan and the city's master plan, the authority shall consult with the city in developing the tourism district master plan.

g. The tourism district master plan shall establish goals, policies, needs, and improvement of the tourism district, the implementation of clean and safe initiatives, and the expansion of the Atlantic City boardwalk area to reflect an authentic New Jersey boardwalk experience. The authority may consult with public and private entities, including, but not limited to, those entities that are present in, or that have been involved with the development of, boardwalk areas in New Jersey such as the boardwalk areas of Ocean City, the Wildwoods, and Cape May.

h. In developing the tourism district master plan, the authority shall place special emphasis upon the following:

(1) the facilitation, with minimal government direction, of the investment of private capital in the tourism district in a manner that promotes economic development;

(2) making use of marina facilities in a way that increases economic activity;

(3) the development of the boardwalk area;

(4) the development of the Marina District; and

(5) the development of nongaming, family centered tourism related activities such as amusement parks.

i. The authority shall solicit funds from private sources to aid in support of the tourism district.

j. The authority shall administer and manage the tourism district and carry out such additional functions as provided under P.L.2011, c.18 (C.5:12-218 et al.). The authority shall oversee the redevelopment of the tourism district and implementation of the tourism district master plan. The authority shall enter into agreements with public and private entities for the purposes of promoting the economic and general welfare of Atlantic City and the tourism district. Any resolution adopted by the city of Atlantic City to establish a program of municipal financial assistance, in the form of grants, loans, tax credits or abatements, or other incentives, or to enter into an agreement providing such financial assistance, to support a development or redevelopment project located within the tourism district shall require the approval of the authority. If such resolution shall receive the approval of the authority, then notwithstanding any law, rule, or order to the contrary, the program may be implemented by the mayor without the adoption of any municipal ordinance. A program adopted pursuant to this subsection shall not be subject to repeal or suspension by voter initiative.

k. Notwithstanding the provisions of any other law to the contrary, the authority shall provide that all available assets and revenues of the authority shall be devoted to the purposes of the tourism district and community development in Atlantic City, unless otherwise provided by contract entered into prior to the effective date of P.L.2011, c.18 (C.5:12-218 et al.).

l. The authority shall coordinate and collaborate with the city of Atlantic City Planning and Zoning Departments with respect to code enforcement, planning and zoning. The authority shall coordinate and collaborate with any of the city's departments, agencies, and authorities with respect to administrative operations relating to the implementation of the tourism district master plan. If the city determines that it is unable to coordinate and collaborate with the authority pursuant to this subsection, the Department of Community Affairs, shall, at the request of the authority, assume jurisdiction over the Atlantic City Planning and Zoning Departments and any other appropriate departments,

agencies, or authorities of the city responsible for code enforcement and administrative operations of the city to provide that the authority shall receive necessary assistance regarding code enforcement and administrative actions undertaken in its implementation of the tourism district master plan. The assumption of jurisdiction by the Department of Community Affairs over any department, agency, or authority of the city, undertaken pursuant to this subsection, shall not be construed as affecting the jurisdiction of any such department, agency, or authority, or of the city, with respect to regulatory control or the provision of services by the city, unless such regulatory control or provision of services is directly related to the provision of assistance to the authority regarding code enforcement and administrative actions undertaken in furtherance of the implementation of the tourism district master plan.

m. Two years after the adoption of the tourism district master plan, the authority shall conduct a formal evaluation of the plan to assess the functionality of its implementation. The authority may make any changes concerning its implementation of the master plan, as necessary, to improve its functionality. Such changes may include the reallocation of the resources of any division under the authority's jurisdiction and the reorganization of the functions and operations of those entities which pertain to the tourism district master plan. The authority may make any changes concerning the employment of authority employees which would improve the functionality of the authority's implementation of the master plan.

n. Notwithstanding any other provision of law to the contrary, the authority may, by resolution, authorize the sale of alcoholic beverages by the holder of a plenary retail consumption license, casino hotel alcoholic beverage permit, concessionaire permit, or other license or permit authorized to sell alcoholic beverages in connection with a licensed premises that is located adjacent to an open container area and may, subject to conditions imposed by the authority as defined in section 1 of P.L.2011, c.18 (C.5:12-218) and the appropriate alcoholic beverage license issuing authority, allow a patron who is at least 21 years of age to remove a single alcoholic beverage in an open container for consumption within the open container area by that patron.

A determination to adopt a resolution pursuant to this subsection shall be made only after a public hearing is held by the authority on the merits of establishing an open container area.

o. Notwithstanding any other provision of law to the contrary, a pedestrian who is at least 21 years of age may consume alcoholic beverages from an open container that was purchased from a license holder who is authorized pursuant to subsection n. of this section to allow the removal of open containers of alcoholic beverages from the licensed premises.

3. This act shall take effect on the first day of the third month following enactment.

Approved August 28, 2020.

CHAPTER 70

AN ACT concerning certain voting procedures and a voter's opportunity to cure their voted mail-in ballot and amending various parts of the statutory law and supplementing P.L.2009, c.79 (C.19:63-1 et seq.) and repealing section 18 of P.L.2009, c. 79 (C.19:63-18).

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

1. Section 1 of P.L.2005, c.149 (C.19:12-7.1) is amended to read as follows:

C.19:12-7.1 Posting of voter information notice by county board of elections; content and form.

1. a. A county board of elections shall have posted a voter information notice, which shall be referred to as a voter's bill of rights, in a conspicuous location in each polling place before the opening of the polls on the day of any election.

The notice shall contain:

the date of the election and the hours during which polling places will be open;

a statement that sample ballots are available at the polling place for review by the voter;

instruction for the use of the voting machine in that polling place and an explanation of what instructions for voting are available at the polling place for the voter;

instruction for a voter who is voting for the first time;

instruction for a voter who is required to provide identification pursuant to the federal "Help America Vote Act of 2002" and R.S.19:15-17 prior to casting a vote;

instruction on how to cast a vote if the voter cannot be present at a polling place on the day of the election;

an explanation of the right of the voter to vote in privacy, regardless of the voter's physical abilities;

an explanation of the right of the voter to a provisional ballot, including in the event that a mail-in ballot has been applied for and not received or not transmitted to the county board of elections before the day of any election, and the other circumstances under which a voter has a right to a provisional ballot;

an explanation of the right of the voter to receive a replacement ballot for a ballot that has been spoiled, destroyed, lost or never received;

an explanation of the right of the voter to ask for and receive assistance in voting;

an explanation of the right of the voter to take a reasonable amount of time in casting a vote on a voting machine;

an explanation of the right of the voter to bring written material into the polling place for the voter's personal use in casting a vote;

instruction on how to contact the appropriate officials if a voter's right to vote or right to otherwise participate in the electoral process has been challenged or violated;

general information on federal and State laws that prohibit acts of fraud or misrepresentation and the penalties for those acts;

an explanation of the right of the voter to confidentially discover the status of their ballot using the "Track My Ballot" user portal;

an explanation that "All ballots are counted and your vote remains anonymous;"

an explanation of the right of the voter that if their ballot was rejected, a notice will be issued to the voter within 24 hours after a decision is made to reject the ballot. The voter will have up to 48 hours prior to the date for the final certification of the results of the election to provide a cure for their ballot;

an explanation giving the options for the voter to provide the cure to their rejected ballot;

an explanation that no voters shall be intimidated or otherwise unduly influenced by political insignia while voting. No person shall wear, display, sell, give or provide any political or campaign slogan, badge, button or other insignia associated with any political party or candidate to be worn at or within one hundred feet of the polls or within the polling place or room, on any primary, general or special election day or on any commission government election day, except the badge furnished by the county board as provided by law. This includes any political gear representing the campaign slogans, logos, or depictions or representations of any political party or candidate such as merchandise sold directly from a political party, campaign, candidate, or by third parties and vendors representing any political party or campaign or candidate. A person violating any of these provisions is guilty

of a disorderly persons offense and will not be permitted on the premises and can only return to vote after the removal of prohibited political insignia; and

such other statement, instruction or explanation the Secretary of State may deem appropriate to ensure the full and knowledgeable participation of the voter in the process.

The requirement to post this notice in each polling place shall not replace, supersede or void any other requirement set forth in law for the posting of information in each polling place apart from the voter information notice.

b. The Secretary of State shall prescribe the form and specific content of the voter information notice, which may be comprised of more than one page. If the notice is comprised of more than one page, each page shall be posted separately. For an election district in which the primary language of 10 percent or more of the registered voters is a language other than English, the Secretary of State shall prescribe an official version of the voter information notice in that other language or languages for use in that election district. The notice shall be posted in English and in the other language or languages in the polling places in each such district. The alternate language shall be determined based on information from the latest federal decennial census.

c. A county board of elections may modify or supplement the voter information notice used in a county or municipality to provide additional information specific to that county or a municipality in that county, provided, however, that any such modification or supplementation shall be submitted to the Secretary of State for prior approval.

d. The voter information notice shall be printed on each sample ballot, to the extent practicable, or if not practicable, information on how to view or obtain a copy of the voter information notice shall be printed on each sample ballot.

e. The voter information notice, including one modified or supplemented pursuant to subsection c. of this section, shall be made accessible on the official Internet site of the State by the Secretary of State and each county board of elections shall ensure that the official Internet site of the county contains a link to that notice.

f. (Deleted by amendment, P.L.2020, c.70)

g. The State shall be liable for the costs incurred by local government entities for compliance with this section, and they shall be reimbursed for those costs, upon application, by the State Treasurer.

2. Section 4 of P.L.2004, c.88 (C.19:61-4) is amended to read as follows:

C.19:61-4 Free-access system for voters.

4. a. The Secretary of State shall establish a free-access system, such as a toll-free telephone number, an Internet website or any combination thereof, that any individual who casts a provisional ballot, mail-in ballot, or overseas ballot in all elections where they are qualified to vote, may access to ascertain whether the ballot of that individual was accepted for counting and, if the vote was not counted, the reason for the rejection of the ballot. The system shall at all times preserve the confidentiality of each voter, and shall ensure that no person, other than the individual who cast the ballot, may discover whether or not that individual's ballot was accepted or rejected, unless so informed by the voter.

b. The free-access system shall be prominently displayed on the New Jersey Division of Elections website under a "Track My Ballot" user portal.

c. To applicable situations, the free-access system shall record the date that the mail-in ballot was mailed; the date that the overseas ballot was mailed or transmitted via electronic mail; the date the ballot was received; the notation that the ballot was "Accepted" or "Rejected;" and the code for rejection.

d. Beginning on February 1, 2021, the free-access system shall provide a publicly viewable macro-report of the total number of rejected ballots by county and by code along with the totals for votes cast by mail-in ballot, overseas ballots, and total ballots cast. This report shall be kept and made available on the Secretary of State's website for a period of 10 years.

3. Section 17 of P.L.2009, c.79 (C.19:63-17) is amended to read as follows:

C.19:63-17 Actions of county board of election relative to mail-in ballot.

17. a. The county board of elections shall, promptly after receiving each mail-in ballot, remove the inner envelope containing the ballot from the outer envelope and shall compare the signature and the information contained on the flap of the inner envelope with the signature and information contained in the respective requests for mail-in ballots, and the signature and information contained in the Statewide voter registration system. In addition, as to mail-in ballots issued less than seven days prior to an election, the county board of elections shall also check to establish that the mail-in voter did not vote in person. The county board shall reject such a ballot if it is not satisfied, pursuant to a comparison with the Statewide voter registration system, that the voter is legally entitled to vote and that the ballot conforms with the requirements of this act. The county board of elections shall conduct the determination of qualification of each voter in accordance with the requirements

of the Certificate of Mail-in Voter pursuant to section 13 of P.L.2009, c.79 (C.19:63-13).

In the case of a mail-in ballot to be voted at a primary election for the general election, the ballot shall be rejected if the mail-in voter has indicated in the certificate the voter's intention to vote in a primary election of any political party in which the voter is not entitled to vote according to the Statewide voter registration system, and if it shall appear from the record that the voter is not entitled to vote in a primary election of the political party which has been so indicated.

Any mail-in ballot which is received by a county board of elections shall be rejected if the inner envelope is unsealed or if either the inner or outer envelope has a seal that has been tampered with. Mail-in ballots shall not be rejected due to any defect arising out of or relating to the preparation or mailing of the ballot or envelope that was not reasonably caused by the voters, such as a torn envelope and missing or insufficient glue to allow the ballot to be sealed.

Disputes about the qualifications of a mail-in voter to vote or about whether or not or how any mail-in ballot shall be counted in such election shall be referred to the Superior Court for determination, as provided under section 4 of P.L.2020, c.70 (C.19:63-17.1).

After such investigation, the county board of elections shall detach or separate the certificate from the inner envelope containing the mail-in ballot, unless it has been rejected by it or by the Superior Court, marking the envelope so as to identify the election district in which the ballot contained therein is to be voted as indicated by the voter's home address appearing on the certificate attached to or accompanying the inner envelope and, in the case of ballots to be voted at a primary election for a general election, so as to identify the political party in the primary election of which it is to be voted.

The location at which a county board of elections determines whether a mail-in ballot shall be accepted or rejected shall be considered an election district for the purposes of appointment of challengers.

b. The county board of elections shall, promptly after receiving each mail-in ballot, undertake the following procedures and requirements concerning the acceptance or rejection of each mail-in ballot:

(1) within 24 hours after the decision has been made to reject a voter's mail-in or provisional ballot on the basis of a missing signature or discrepant signature, issue a "Cure Letter" by mail or email to the voter whose ballot was rejected, which shall inform the voter of that fact and provide the reasoning for rejection, and attempt to contact the voter by telephone, if a telephone number is available. The cure letter shall include a "Cure Form" and

the form shall include the voter's name and instruct the voter on how to cure the alleged or actual deficiency. Cure forms shall not be referred to as affidavits or certifications and shall not be required to be sworn;

(2) when the alleged or actual deficiency involves the signature of the voter, instruct the voter that they may cure the deficiency by completing the cure form and returning it to the county board of elections in person, by fax, or by email, not later than 48 hours prior to the final certification of the results of the election, or by returning it to the county board of elections by mail, and that the completed cure form must be received by the county board of elections not later than 48 hours prior to the final certification of the results of the election;

(3) include, with the cure letter, when sent by mail, a pre-printed cure form and a postage-paid return envelope addressed to the county board of elections which the voter may use to return the cure form; and

(4) inform voters that they shall not be required to submit any form of hard-copy identification document or copy thereof in order to cure a signature deficiency, but may do so by declaring that they submitted their provisional ballot or mail-in ballot, and verifying their identity by either: (a) providing a valid New Jersey driver's license number or Motor Vehicle Commission non-driver identification number; or (b) if the voter does not have a valid New Jersey driver's license number or Motor Vehicle Commission non-driver identification number, then by providing the last four digits of their Social Security Number; or (c) if the voter does not have the identification in (a) or (b), then attaching a legible copy of a New Jersey State-accepted form of identification, including either a sample ballot which lists the voter's name and address, an official federal, State, county, or municipal document which lists the voter's name and address, or a utility bill, telephone bill, or tax or rent receipt which lists the voter's name and address; and (d) signing and dating the cure form prior to returning it.

c. If a voter returns a completed cure form in a timely manner and the information provided verifies the voter's identity, pursuant to this section, their otherwise valid mail-in or provisional ballot shall be counted in the final election results irrespective of any signature deficiency previously identified and, under those circumstances, the cure form may not be verified or authenticated using signature matching.

d. In accordance with this section, variations in voter signatures caused by the substitution of initials for the first name, middle name, or both, shall not be grounds for the county board of elections to determine that the signatures are non-conforming or do not match.

e. In cases of rejected ballots, the county board of elections shall retain the voter's outer envelope, inner envelope, self-certification certificate, and

mail-in ballot in a bundle unique to each voter for a period of two years in accordance with section 24 of P.L.2009, c.79 (C.19:63-24).

f. County boards of elections shall be required to meet at least once each week during the three-week period preceding each election to conduct the ballot processing and curing provisions specified in this section, and shall meet more frequently as may be required by the Secretary of State to ensure the timely processing of ballots.

C.19:63-17.1 Determination of validity of mail-in ballot.

4. a. Following the attempt to cure any alleged deficiencies in a mail-in ballot pursuant to section 17 of P.L.2009, c.79 (C.19:63-17), the county board of elections shall make a final determination about whether or not the mail-in ballot alleged to be deficient shall be counted. The failure or alleged failure of any voter to cure alleged deficiencies in the voter's mail-in ballot shall not create a presumption that the vote is improper or invalid, nor shall it be considered evidence that the vote is improper or invalid.

b. Following final determination under subsection a. of this section, disputes about the qualifications of a voter to vote, or about whether or not or how any mail-in ballot shall be counted in that election, shall be referred to the Superior Court for determination.

C.19:63-17.2 Educational materials for "evaluators."

5. a. The Secretary of State shall prepare educational materials regarding the provisions of section 17 of P.L.2009, c.79 (C.19:63-17) that all county boards of elections persons handling ballots shall be required to read or view prior to the election. The materials shall provide clear information regarding the standards for acceptance and rejection of mail-in ballots and the safe holding of all materials in the case of rejection.

b. Prior to each election, the Secretary of State shall direct all county boards of elections and their members, agents, employees, and representatives, who shall be collectively known as the "evaluators," and who are responsible for authenticating or verifying mail-in ballots pursuant to section 17 of P.L.2009, c.79 (C.19:63-17), or authenticating or verifying provisional ballots pursuant to section 19 of P.L.1999, c.232 (C.19:53C-13), to comply with the provisions of subsection c. of this section.

c. The Secretary of State and each county board of elections shall ensure that all evaluators receive, and are directed to comply with, written guidance stating as follows:

(1) when verifying signatures, evaluators shall keep in mind that everyone writes differently, and no one signs their name exactly the same way twice;

(2) some variation in signatures is to be expected;

(3) many factors can lead to signature variance, including, but not limited to, age, disability, underlying health conditions, writing implement or surface, level of concentration, and educational background;

(4) according to studies, evaluators are more likely to declare genuine signatures to be non-genuine than they are to accept a non-genuine signature as genuine, and the goal is to prevent these errors in signature verification; and

(5) evaluators shall presume that the documents were signed by the same person and shall accept a signature as valid unless there is a clear discrepancy that cannot be reasonably explained.

d. The Secretary of State shall, not later than 14 days prior to the election, publish the signature matching guidelines required under subsection c. of this section which each evaluator shall be required to follow in determining if mail-in voter signatures match.

e. The Secretary of State shall, at least 30 days prior to the election, conduct a voter education campaign to inform voters about the signature matching and ballot curing provisions established by this act, P.L.2020, c.70, which campaign shall also exhort voters to update their contact information with their respective county board of elections, including their email address and telephone number, to enable the county board to contact the voter in case the need arises for the voter to cure their ballot.

6. Section 23 of P.L.2009, c.79 (C.19:63-23) is amended to read as follows:

C.19:63-23 Marking in voting records of information relative to mail-in ballots.

23. On an ongoing basis as each action is completed, the county clerk shall mark in the Statewide voter registration system, which will be shared with the free-access system, to show that mail-in ballots were delivered or forwarded to the respective registered voters. For each mail-in ballot that has been voted, received and counted, the board of elections shall also, by reference to the certificates removed from the inner envelopes of such ballots, place the word "Voted" in the space provided in the Statewide voter registration system and duplicate voting record for recording the ballot number of the voter's ballot in the election. For each mail-in ballot that has been voted, received and rejected pursuant to section 17 of P.L.2009, c.79 (C.19:63-17), the board of elections shall mark as "Rejected" in the Statewide voter registration system, which will be shared with the free-access system. For each of the rejected mail-in ballots where the voter provided a cure and therefore were accepted, the board of elections shall provide an

additional input as "Accepted" in the Statewide voter registration system, which will be shared with the free access system. In the case of the primary election for the general election, the board shall also cause to be noted in the proper space of the Statewide voter registration system or other record of voting form the first three letters of the name of the political party primary in which such ballot was voted. The record contained in the Statewide voter registration system and of voting forms in the original permanent registration binders shall be conformed to the foregoing entries in the duplicate forms.

7. Section 7 of P.L.1999, c.232 (C.19:53C-1) is amended to read as follows:

C.19:53C-1 Preparation of provisional ballot packet; notices.

7. a. (1) The county clerk or the municipal clerk, in the case of a municipal election, shall arrange for the preparation of a provisional ballot packet for each election district. It shall include the appropriate number of provisional ballots, the appropriate number of envelopes with an affirmation statement, the appropriate number of written notices to be distributed to voters who vote by provisional ballot and one provisional ballot inventory form affixed to the provisional ballot bag. The clerk shall arrange for the preparation of and placement in each provisional ballot bag of a provisional ballot packet and an envelope containing a numbered seal. The envelope shall contain, on its face, the instructions for the use of the seal, the number and the election district location of the provisional ballot bag, and the identification numbers of the seal placed in the envelope. Each provisional ballot bag shall be sealed with a numbered security seal before being forwarded to the appropriate election district.

(2) Each provisional ballot bag and the inventory of the contents of each such bag shall be delivered to the designated polling place no later than the opening of the polls on the day of an election.

b. The county clerk or the municipal clerk, in the case of a municipal election, shall arrange for the preparation of the envelope, affirmation statement, and written notice that is to accompany each provisional ballot. The envelope shall be of sufficient size to accommodate the provisional ballot, and the affirmation statement shall be affixed thereto in a manner that enables it to be detached once completed and verified by the county commissioner of registration. The statement shall require the voter to provide the voter's name, and to indicate whether the voter is registered to vote in a county but has moved within that county since registering to vote; or is registered to vote in the election district in which that polling place is located but the voter's registration information is missing or otherwise deficient; or indicate the

voter has applied for a mail-in ballot and not received either the ballot or an explanation for not receiving such a ballot pursuant to notification by the county clerk or from the free-access system, or has applied for and received a mail-in ballot and has not transmitted it to the county board of elections or given it to a bearer for delivery to the county board before the time for the opening of the polls on the day of an election but wants, nevertheless, to vote in the election. The statement shall further require the voter to provide the voter's most recent prior voter registration address and address on the day of the election and date of birth. The statement shall include the statement: "I swear or affirm, that the foregoing statements made by me are true and correct and that I understand that any fraudulent voting may subject me to a fine of up to $15,000, imprisonment up to five years or both, pursuant to R.S.19:34-11." It shall be followed immediately by spaces for the voter's signature and printed name, and in the case of a name change, the voter's printed old and new name and a signature for each name, the date the statement was completed, political party affiliation, if used in a primary election, and the name of the person providing assistance to the voter, if applicable. Each statement shall also provide spaces for the voter's telephone number and email address, including language informing the voter that this contact information will be used to contact the voter concerning the acceptance or rejection of the ballot, and how the voter may cure a defect. A voter's telephone number and email address shall not be subject to public disclosure and shall not be considered a government record. Each statement shall also note the number of the election district, or ward, and name of the municipality at which the statement will be used. The Secretary of State shall prepare for inclusion in the affirmation statement language for the voter to submit the information required in the registration form described in section 16 of P.L.1974, c.30 (C.19:31-6.4) in order to enable the county commissioner of registration to process the statement as a voter registration application, which shall be valid for future elections if the individual who submitted the provisional ballot is determined not to be a registered voter. The Secretary of State shall also prepare and shall provide language for any written instructions necessary to assure proper completion of the statement.

The written notice shall contain information to be distributed to each voter who votes by provisional ballot. The notice shall state that, if the voter is a mail-in registrant voting for the first time in his or her current county of residence following registration and was given a provisional ballot because he or she did not provide required personal identification information, the voter shall be given until the close of business on the second day after the election to provide identification to the applicable county commissioner of

registration, and the notice shall contain a telephone number at which the commissioner may be contacted. The notice shall further state that failure to provide the required personal identification information within that time period shall result in the rejection of the ballot. The notice shall state that pursuant to section 4 of P.L.2004, c.88 (C.19:61-4), any individual who casts a provisional ballot will be able to ascertain under a system established by the State whether the ballot was accepted for counting, and if the vote was not counted, the reason for the rejection of the ballot. The notice shall include instructions on how to access such information.

c. For the primary for the general election, the provisional ballots shall be printed in ink on paper of a color that matches the color of the voting authority, which shall indicate the party primary of the voter. The provisional ballots shall be uniform in size, quality and type and of a thickness that the printing thereon cannot be distinguished from the back of the paper, and without any mark, device or figure on the front or back other than as provided in P.L.1999, c.232 (C.19:53C-1 et seq.). Each such ballot shall include near the top thereof and in large type the designation PROVISIONAL BALLOT. In all other respects, the provisional ballots shall conform generally to the other ballots to be used in the election district for the primary election.

The clerk of the county or municipality shall arrange for the preparation of each provisional ballot package with an appropriate number of provisional ballots for each political party, a corresponding number of envelopes with affirmation statements, and a corresponding number of written notices. Additional provisional ballots, envelopes, and notices shall be available for delivery to that election district on the day of the election, if necessary.

d. For the general election the provisional ballots shall be printed in ink. The provisional ballots shall be uniform in size, quality and type and of a thickness that the printing thereon cannot be distinguished from the back of the paper, and without any mark, device or figure on the front or back other than as provided in this act. Each such ballot shall include near the top thereof and in large type the designation PROVISIONAL BALLOT. In all other respects, the provisional ballots shall conform generally to the other ballots to be used in the election district for the general election.

The clerk of the county or municipality shall arrange for the preparation of each provisional ballot package with an appropriate number of provisional ballots, a corresponding number of envelopes with affirmation statements, and a corresponding number of written notices. Additional provisional ballots, envelopes, and notices shall be available for delivery to that election district on the day of the election, if necessary.

e. For a school election the provisional ballots shall be printed in ink. The provisional ballots shall be uniform in size, quality and type and of a thickness that the printing thereon cannot be distinguished from the back of the paper, and without any mark, device or figure on the front or back other than as provided in this act. Each such ballot shall include near the top thereof and in large type the designation PROVISIONAL BALLOT. In all other respects, the provisional ballots shall conform generally to the other ballots to be used in the election district for the school election.

The clerk of the county shall arrange for the preparation of each provisional ballot package with an appropriate number of provisional ballots, a corresponding number of envelopes with affirmation statements, and a corresponding number of written notices. Additional provisional ballots, envelopes, and notices shall be available for delivery to that election district on the day of the election, if necessary.

f. Following the effective date of P.L.2004, c.88 (C.19:61-1 et al.), a provisional ballot that requires the voter to punch out a hole in the ballot as a means of recording the voter's vote shall not be used in any election in this State.

g. (Deleted by amendment, P.L.2011, c.134).

8. Section 3 of P.L.2009, c.79 (C.19:63-3) is amended to read as follows:

C.19:63-3 Procedure for use of mail-in ballot.

3. a. A qualified voter shall be entitled to vote using a mail-in ballot:

(1) in all future elections, including general elections, held in this State, in which the voter is eligible to vote; or

(2) in any single election held in this State.

The qualified voter who chooses the option to vote using a mail-in ballot in all future elections shall be furnished with such a ballot by the county clerk without further request on the part of the voter and until the voter requests in writing that the voter no longer be sent a mail-in ballot.

The mail-in ballot application form prepared by the Secretary of State shall present the two options in the order provided above. The mail-in ballot application shall also provide spaces for the voter's telephone number and email address, including language informing the voter that this contact information will be used to contact the voter concerning the acceptance or rejection of the ballot, and how the voter may cure a defect. A voter's telephone number and email address shall not be subject to public disclosure and shall not be considered a government record.

The additional direct expenditures required for the implementation of the provisions of this subsection as amended by section 1 of P.L.2018, c.72 shall be offset pursuant to section 1 of P.L.2019, c.459 (C.19:63-29).

b. Not less than seven days before an election in which a voter wants to vote by mail, the voter may apply to the person designated in section 5 of P.L.2009, c.79 (C.19:63-5), for a mail-in ballot. The application shall be in writing, shall be signed by the applicant and shall state the applicant's place of voting residence and the address to which the ballot shall be sent. The Secretary of State shall prepare a mail-in application form and shall have the authority to promulgate any rules and regulations the secretary deems necessary to effectuate the purposes of this subsection.

c. Any voter wanting to vote by mail in any election may apply to the person designated in section 5 of P.L.2009, c.79 (C.19:63-5) for a mail-in ballot to be sent to the voter. A voter who is a member of the armed forces of the United States may use a federal postcard application form to apply for a mail-in ballot.

d. Any voter who fails to apply for a mail-in ballot before the seven-day period prescribed in subsection b. of this section may apply in person to the county clerk for a mail-in ballot up to 3 p.m. of the day before the election.

e. A person voting by mail-in ballot who registered by mail after January 1, 2003, who did not provide personal identification information when registering pursuant to section 16 of P.L.1974, c.30 (C.19:31-6.4) and is voting for the first time in his or her current county of residence following registration shall include copies of the required identification information with the mail-in ballot. Failure to include such information with the mail-in ballot shall result in its rejection.

f. The county clerk shall not transmit a mail-in ballot for any election to any person who: is deemed by a county commissioner of registration to be an inactive voter; or notifies the clerk in writing that the person no longer wishes to receive such a ballot for any election; or is no longer eligible to vote and whose registration file has been transferred to the deleted file pursuant to R.S.19:31-19.

g. Any mail-in ballot that is sent to a qualified voter and that is returned to the county clerk for any reason shall be forwarded to the commissioner of registration, who shall so note the return in the voter record of that voter.

9. Section 13 of P.L.2009, c.79 (C.19:63-13) is amended to read as follows:

C.19:63-13 Certificate of mail-in voter.

13. a. On the margin of the flap on the inner envelopes to be sent to mail-in voters there shall be printed a certificate in the following form:

CERTIFICATE OF MAIL-IN VOTER

I, ..., whose home address is .....
(print your name clearly) (street address or R.D. number)
....., DO HEREBY CERTIFY,
(municipality)

subject to the penalties for fraudulent voting, that I am the person who applied for the enclosed ballot. I MARKED AND SEALED THIS BALLOT AND CERTIFICATE IN SECRET. However, a family member may assist me in doing so.

.....
(signature of voter)

Any person providing assistance shall complete the following:

I do hereby certify that I am the person who provided assistance to this voter and declare that I will maintain the secrecy of this ballot.

.....
(signature of person providing assistance)

.....
(printed name of person providing assistance)

.....

.....
(address of person providing assistance)

b. On the margin of the flap on the inner envelope forwarded with any mail-in ballot intended to be voted in any primary election for the general election, as the case may be, there shall be printed a certificate in the following form:

CERTIFICATE OF MAIL-IN VOTER

I, ..., whose home address is .....
(print your name clearly) (street address or R.D. number)
....., DO HEREBY CERTIFY,
(municipality)

subject to the penalties for fraudulent voting, that I am the person who applied for the enclosed ballot for the primary election of the ..... political party. I MARKED AND SEALED THIS BALLOT AND CERTIFICATE IN SECRET. However, a family member may assist me in doing so.

.....
(signature of voter)

Any person providing assistance shall complete the following:

I do hereby certify that I am the person who provided assistance to this voter and declare that I will maintain the secrecy of this ballot.

.....
(signature of person providing assistance)

.....
(printed name of person providing assistance)

.....

.....
(address of person providing assistance)

c. The clerk of each county shall be permitted to print on or affix to the margin of the flap on the inner envelope of the mail-in ballot transmitted thereby to a mail-in ballot voter an alternative certificate, substantially similar to the certificate provided for by subsection a. or b. of this section, that permits the voter to certify the correctness of the voter's name, street, mailing address or R.D. number, and municipality as it appears on the label of the mail-in ballot received by the voter.

d. The certificates specified under subsections a., b., and c. of this section shall also provide spaces for the voter's telephone number and email address, including language informing the voter that this contact information will be used to contact the voter concerning the acceptance or rejection of the ballot, and how the voter may cure a defect. A voter's telephone number and email address shall not be subject to public disclosure and shall not be considered a public record.

Repealer.

10. Section 18 of P.L.2009, c.79 (C.19:63-18) is repealed.

11. Sections 1 through 6 and section 10 of this act shall take effect immediately and shall apply to all future elections occurring after the effective date of this act, and sections 7 through 9 shall take effect on February 1, 2021.

Approved August 28, 2020.

CHAPTER 71

AN ACT concerning voting by mail and certain procedures in an election and amending various parts of the statutory law.

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

1. R.S.19:8-6 is amended to read as follows:

Proper equipment and voting instructions.

19:8-6. The county boards in counties of the first class and the municipal clerks in counties other than counties of the first class shall purchase or lease and furnish the proper equipment of polling places, to enable the district boards to carry out the duties imposed upon them by this title. The equipment shall consist of tables, chairs, lights, booths and all other things necessary for the performance of such duties, and shall be ready for use by the district boards in ample time to enable them to perform their duties. Also to be included, for conspicuous display at each polling place on the days of any election during each year, shall be the voting and registration instructions provided by the county board of elections, the voting by mail information posters provided by the Secretary of State, and mail-in ballot application forms.

The Secretary of State shall prepare a voting by mail informational poster for use at all polling places in the State that illustrates and promotes the use of voting by mail, including the description of the vote-by-mail process, and shall distribute the required number of copies, or replacement copies as needed, to the county boards.

The clerks of the several municipalities shall keep in repair, store and deliver the polling booths, ballot boxes and other equipment in time for use by the district boards at the cost and expense of the municipality.

In case of any election to be held in and for a municipality only, the duties imposed upon the county boards in counties of the first class regarding the equipment of polling places shall devolve upon the clerk of the municipality wherein the election is to be held. Any equipment in possession of the county board may be used in a municipal election upon requisition.

2. Section 1 of P.L.2005, c.149 (C.19:12-7.1) is amended to read as follows:

C.19:12-7.1 Posting of voter information notice by county board of elections; content and form.

1. a. A county board of elections shall have posted a voter information notice, which shall be referred to as a voter's bill of rights, in a conspicuous location in each polling place before the opening of the polls on the day of any election.

The notice shall contain:

the date of the election and the hours during which polling places will be open;

a statement that sample ballots are available at the polling place for review by the voter;

instruction for the use of the voting machine in that polling place and an explanation of what instructions for voting are available at the polling place for the voter;

instruction for a voter who is voting for the first time;

instruction for a voter who is required to provide identification pursuant to the federal "Help America Vote Act of 2002" and R.S.19:15-17 prior to casting a vote;

instruction on how to cast a vote if the voter cannot be present at a polling place on the day of the election;

an explanation of the right of the voter to vote in privacy, regardless of the voter's physical abilities;

an explanation of the right of the voter to a provisional ballot, including in the event that a mail-in ballot has been applied for and not received or not transmitted to the county board of elections before the day of any election, and the other circumstances under which a voter has a right to a provisional ballot;

an explanation of the right of the voter to receive a replacement ballot for a ballot that has been spoiled, destroyed, lost or never received;

an explanation of the right of the voter to ask for and receive assistance in voting;

an explanation of the right of the voter to take a reasonable amount of time in casting a vote on a voting machine;

an explanation of the right of the voter to bring written material into the polling place for the voter's personal use in casting a vote;

instruction on how to contact the appropriate officials if a voter's right to vote or right to otherwise participate in the electoral process has been challenged or violated;

general information on federal and State laws that prohibit acts of fraud or misrepresentation and the penalties for those acts;

an explanation of the right of the voter to confidentially discover the status of their ballot using the "Track My Ballot" user portal;

an explanation that "All ballots are counted and your vote remains anonymous;"

an explanation of the right of the voter that if their ballot was rejected, a notice will be issued to the voter within 24 hours after a decision is made to reject the ballot. The voter will have up to 48 hours prior to the date for the final certification of the results of the election to provide a cure for their ballot;

an explanation giving the options for the voter to provide the cure to their rejected ballot;

an explanation that no voters shall be intimidated or otherwise unduly influenced by political insignia while voting. No person shall wear, display, sell, give or provide any political or campaign slogan, badge, button or other insignia associated with any political party or candidate to be worn at or within one hundred feet of the polls or within the polling place or room, on any primary, general or special election day or on any commission government election day, except the badge furnished by the county board as provided by law. This includes any political gear representing the campaign slogans, logos, or depictions or representations of any political party or candidate such as merchandise sold directly from a political party, campaign, candidate, or by third parties and vendors representing any political party or campaign or candidate. A person violating any of these provisions is guilty of a disorderly persons offense and will not be permitted on the premises and can only return to vote after the removal of prohibited political insignia; and

such other statement, instruction or explanation the Secretary of State may deem appropriate to ensure the full and knowledgeable participation of the voter in the process.

The requirement to post this notice in each polling place shall not replace, supersede or void any other requirement set forth in law for the posting of information in each polling place apart from the voter information notice. The poster promoting the use of voting by mail prepared and distributed by the Secretary of State pursuant to R.S.19:8-6 shall be displayed next to or as close as may be possible to the voter information notice.

b. The Secretary of State shall prescribe the form and specific content of the voter information notice, which may be comprised of more than one page. If the notice is comprised of more than one page, each page shall be posted separately. For an election district in which the primary language of 10 percent or more of the registered voters is a language other than English, the Secretary of State shall prescribe an official version of the voter information notice in that other language or languages for use in that election district. The notice shall be posted in English and in the other language or languages in the polling places in each such district. The alternate language shall be determined based on information from the latest federal decennial census.

c. A county board of elections may modify or supplement the voter information notice used in a county or municipality to provide additional information specific to that county or a municipality in that county, provided, however, that any such modification or supplementation shall be submitted to the Secretary of State for prior approval.

d. The voter information notice shall be printed on each sample ballot, to the extent practicable, or if not practicable, information on how to view

or obtain a copy of the voter information notice shall be printed on each sample ballot.

e. The voter information notice, including one modified or supplemented pursuant to subsection c. of this section, shall be made accessible on the official Internet site of the State by the Secretary of State and each county board of elections shall ensure that the official Internet site of the county contains a link to that notice.

f. (Deleted by amendment, P.L.2020, c.70)

g. The State shall be liable for the costs incurred by local government entities for compliance with this section, and they shall be reimbursed for those costs, upon application, by the State Treasurer.

3. R.S.19:19-1 is amended to read as follows:

Meeting of board of county canvassers.

19:19-1. The board of county canvassers of each county shall meet on the thirteenth day, after any such election, at 12 o'clock noon, at the courthouse of the county, for the purpose of checking the canvass which shall have been made by the county clerk from the statements of the district boards filed in his office as hereinbefore provided. For such purpose the county clerk shall have prepared a compilation in tabulated form of such statements and the combined results shown thereby for the use of the board of canvassers.

4. R.S.19:23-54 is amended to read as follows:

Canvass of votes by municipal clerks; certificates of election to county board.

19:23-54. The municipal clerk shall forthwith canvass the statements of the district board as far as they relate to the election of members of the county committee of any political party, and shall issue a certificate of election to each person shown by the returns filed in the office of such municipal clerk to have been so elected.

No person whose name was printed on a primary ballot as a candidate for the county committee shall receive a certificate of election as a member of any other county committee.

When a person whose name was not printed on a primary ballot as a candidate for member of the county committee has been elected as a member of the county committee of more than one political party, he shall file with the municipal clerk within three days a statement certifying to which political party he belongs, and a certificate of election shall be issued to such person as a member of the county committee of the political party so certified.

Any person elected as a member of the county committee of any political party whose name was not printed upon the primary ballot and to whom a certificate of election has been issued, shall before the organization of the county committee file with the secretary thereof a written statement certifying that he is a member of such political party.

The municipal clerk shall within thirteen days after the primary election certify to the county clerk and also to the county board two copies of the names and post-office addresses of the persons elected as members of the county committee of the several political parties, together with the ward, district or unit which they respectively represent.

5. Section 6 of P.L.1945, c.59 (C.19:48-3.20) is amended to read as follows:

C.19:48-3.20 County clerk's duties on receipt of certification.

6. Upon receipt of such certification, the county clerk of the municipality in which such election is to be held shall proceed to prepare and furnish to such superintendent of elections or such county board of elections, as the case may be, at least seven days before any such election, official ballots of the type and in the number required by law for use in voting machines, and shall make such other arrangements as are necessary to hold such municipal election by the use of voting machines in all election districts of such municipality, in accordance with the provisions of law relating to elections where voting machines are used, and such election shall in all respects be so held and conducted.

6. Section 4 of P.L.2009, c.79 (C.19:63-4) is amended to read as follows:

C.19:63-4 Application for mail-in ballot; authorized messenger, bearer.

4. a. A qualified voter is entitled to apply for and obtain a mail-in ballot by authorized messenger, who shall be so designated over the signature of the voter and whose printed name and address shall appear on the application in the space provided. The authorized messenger shall be a family member or a registered voter of the county in which the application is made and shall place his or her signature on the application in the space so provided in the presence of the county clerk or the designee thereof. No person shall serve as an authorized messenger or as a bearer for more than three qualified voters in an election, except that an authorized messenger or bearer may serve as such for up to five qualified voters in an election if those voters are immediate family

members residing in the same household as the messenger or bearer. No person who is a candidate in the election for which the voter requests a mail-in ballot shall be permitted to serve as an authorized messenger or bearer. The authorized messenger shall show a photo identification card to the county clerk, or the designee thereof, at the time the messenger submits the application form. The county clerk or the designee thereof shall authenticate the signature of the authorized messenger in the event such a person is other than a family member, by comparing it with the signature of the person appearing on a State of New Jersey driver's license, or other identification issued or recognized as official by the federal government, the State, or any of its political subdivisions, providing the identification carries the full address and signature of the person. After the authentication of the signature on the application, the county clerk or the designee thereof is authorized to deliver to the authorized messenger a ballot to be delivered to the qualified voter.

b. The Secretary of State shall cause to be prepared a standard authorized messenger application form, which may be included with the mail-in ballot application forms. The authorized messenger section of the application shall contain the following language above the signature of the authorized messenger: "I do hereby certify that I will deliver the mail-in ballot directly to the voter and no other person, under penalty of law."

7. Section 6 of P.L.2009, c.79 (C.19:63-6) is amended to read as follows:

C.19:63-6 Publication of notice.

6. a. The county clerk, in the case of any Statewide election, countywide election, or school election in a regional or other school district comprising more than one municipality; the municipal clerk, in the case of any municipal election or school election in a school district comprising a single municipality; and the commissioners or other governing or administrative body of the district, in the case of any election to be held in any fire district or other special district, other than a municipality, created for specified public purposes within one or more municipalities, shall publish the following notice in substantially the following form:

NOTICE TO PERSONS WANTING MAIL-IN BALLOTS

If you are a qualified and registered voter of the State who wants to vote by mail in the..... (school, municipal, primary, general, or other) election to be held on..... (date of election), the following applies:

You must complete the application form below and send it to the county clerk where you reside or write or apply in person to the county clerk where you reside to request a mail-in ballot.

The name, address, and signature of any person who has assisted you to complete the mail-in ballot application must be provided on the application, and you must sign and date the application.

No person may serve as an authorized messenger or bearer for more than three qualified voters in an election, but a person may serve as such for up to five qualified voters in an election if those voters are immediate family members residing in the same household as the messenger or bearer.

No person who is a candidate in the election for which the voter requests a mail-in ballot may provide any assistance in the completion of the ballot or serve as an authorized messenger or bearer.

A person who applies for a mail-in ballot must submit his or her application at least seven days before the election, but such person may request an application in person from the county clerk up to 3 p.m. of the day before the election.

Voters who want to vote by mail in all future elections will, after their initial request and without further action on their part, be provided with a mail-in ballot until the voter requests otherwise in writing.

Application forms may be obtained by applying to the undersigned either in writing or by telephone, or the application form provided below may be completed and forwarded to the undersigned.

Dated.....

.....

(signature and title of county clerk)

.....

(address of county clerk)

.....

(telephone no. of county clerk)

b. (1) The Secretary of State shall be responsible for providing all information regarding overseas ballots to each overseas voter eligible for such a ballot pursuant to P.L.1976, c.23 (C.19:59-1 et seq.). The secretary shall also make available valid overseas voter registration and ballot applications to any voter who is a member of the armed forces of the United States and who is a permanent resident of this State, or who is an overseas voter who wishes to register to vote or to vote in any jurisdiction in this State. The secretary shall provide such public notice as may be deemed necessary to inform members of the armed forces of the United States and overseas voters how to obtain valid overseas voter registration and ballot applications.

(2) The Secretary of State shall undertake a program to inform voters in this State about their eligibility to vote by mail pursuant to this act. Dissemination of this information shall be included in the standard notices required by this section and other provisions of current law, including but not limited to the notice requirements of R.S.19:12-7, and shall be effectuated by such means as the secretary deems appropriate and to the extent that funds for such dissemination are appropriated including, but not limited to, by means of Statewide or local electronic media, public service announcements broadcast by such media, notices on the Internet site of the Department of State or any other department or agency of the Executive Branch of State government or its political subdivisions deemed appropriate by the secretary, and special mailings or notices in newspapers or other publications circulating in the counties or municipalities of this State.

c. The mail-in ballot materials shall contain a notice that any person voting by mail-in ballot who has registered by mail after January 1, 2003, who did not provide personal identification information when registering and is voting for the first time in his or her current county of residence following registration shall include copies of the required identification information with the mail-in ballot, and that failure to include such information shall result in the rejection of the ballot.

d. The notice provided for in subsection a. of this section shall be published before the 55th day immediately preceding the holding of any election.

Notices relating to any Statewide or countywide election shall be published in at least two newspapers published in each county. All officials charged with the duty of publishing such notices shall publish the same in at least one newspaper published in each municipality or district in which the election is to be held, or if no newspaper is published in the municipality or district, then in a newspaper published in the county and circulating in the municipality or district. All such notices shall be display advertisements.

8. Section 8 of P.L.2009, c.79 (C.19:63-8) is amended to read as follows:

C.19:63-8 Verification of voter's signature for issuance of mail-in ballot; actions upon disapproval.

8. Upon receipt of a request for a mail-in ballot, the county clerk shall, with the cooperation of the commissioner of registration, cause the signature of the applicant to be compared with the signature of the person appearing on the permanent registration form, or the digitalized image of the voter's signature

stored in the Statewide voter registration system, to determine from such examination, and any other available information, if the applicant is a voter qualified to cast a ballot in the election in which the voter wants to vote, and determine in case of a primary election the political party primary in which the voter is entitled to vote. The commissioner of registration, or the superintendent of elections in counties having a superintendent of elections may, at the request of the county clerk, investigate any application or request for a mail-in ballot.

If, after such examination, the county clerk is satisfied that the applicant is entitled to a ballot, the clerk shall mark on the application "Approved." If, after such examination the county clerk determines that the applicant is not entitled to a ballot, the clerk shall mark on the application "Disapproved" and shall so notify the applicant, stating the reason therefor, as required by section 5 of P.L.2004, c.88 (C.19:61-5). Notification to the applicant shall be made in writing within 24 hours of the determination of disapproval and shall state the specific reason, or reasons, for the disapproval and inform the applicant of the opportunity to challenge the disapproval by contacting the county clerk's office. The county clerk shall provide every disapproved applicant with the opportunity to (1) submit evidence either in person or via fax, postal mail or electronic mail, (2) submit a voter registration application to update signature or change name, address, or party affiliation, (3) submit a new application to vote by mail, or (4) in the case of an application disapproved for a reason related to signature verification, sign an affidavit in the presence of the county clerk, or designee, after presenting current and valid photo identification.

9. Section 9 of P.L.2009, c.79 (C.19:63-9) is amended to read as follows:

C.19:63-9 Delivery of mail-in ballots.

9. a. Starting on or before the 45th day before the day an election is held, each county clerk shall forward mail-in ballots by first-class postage or hand delivery to each mail-in voter whose request therefor has been approved. Mail-in ballots that have been approved before the 45th day before an election shall be forwarded or delivered at least 45 days before the day of the election. Hand delivery of a mail-in ballot shall be made by the county clerk or the clerk's designee only to the voter, or the voter's authorized messenger, who must appear in person. No person shall serve as an authorized messenger for more than three qualified voters in an election, but a person may serve as such for up to five qualified voters in an election if those voters are imme-

diate family members residing in the same household as the messenger. Ballots that have not been hand delivered shall be addressed to the voter at the forwarding address given in the application.

b. (1) Whenever the clerk forwards a mail-in ballot by mail to a mail-in voter between the 45th day and the 13th day before the day of an election, the ballot shall be transmitted within three business days of the receipt of the application.

(2) Whenever the clerk forwards a mail-in ballot by mail to a mail-in voter between the 12th day and the seventh day before the day of an election, the ballot shall be transmitted within two business days of the receipt of the application.

The provisions of this subsection shall not apply to: (a) annual school elections and special school elections in those school districts holding such elections, pursuant to P.L.1995, c.278 (C.19:60-1 et seq.); (b) any municipality in which elections are conducted by mail, pursuant to P.L.2005, c.148 (C.19:62-1 et seq.); (c) annual elections for members of the boards of fire district commissions, pursuant to N.J.S.40A:14-72, when such elections are held at a time other than the time of the general election; and (d) the vote on any public question submitted to the voters of a local unit to increase the amount to be raised by taxation by more than the allowable adjusted tax levy, pursuant to section 11 of P.L.2007, c.62 (C.40A:4-45.46).

c. (Deleted by amendment, P.L.2011, c.37).

10. Section 12 of P.L.2009, c.79 (C.19:63-12) is amended to read as follows:

C.19:63-12 Directions for preparation, transmission of mail-in ballot; free-access system.

12. Each county clerk shall send, with each mail-in ballot, printed directions for the preparation and transmitting of the ballots as required by this act. The directions shall be printed in such manner and form as the Secretary of State shall require, together with two envelopes of such sizes that one will contain the other. The directions prepared by the Secretary of State shall inform the voter that the status of the voter's mail-in ballot may be checked using the free-access system provided in section 5 of P.L.2004, c.88 (C.19:61-5).

The outer envelope shall be addressed to the county board of elections of the county in which is located the home address of the person to whom the mail-in ballot is sent, as certified by the county clerk. At the discretion

of the county clerk, the outer envelope may be a postage paid return envelope. On the outside and front of each outer envelope, there shall be printed or stamped the following:

To protect your vote:

IT IS AGAINST THE LAW FOR ANYONE EXCEPT YOU THE VOTER TO MAIL OR TRANSPORT THIS BALLOT UNLESS THE ENVELOPE IS SEALED AND THE FOLLOWING IS COMPLETED:

Ballot mailed or transported by

(signature of bearer)

(print name of bearer)

(address of bearer)

The reserve side of the outer envelope shall contain the following:

REMINDER

For your vote to count, you must:

1) Vote your ballot and place it in the inner envelope with the attached certificate.

2) Seal the envelope.

3) Place the envelope into the larger envelope addressed to the board of elections and seal that envelope.

4) If another person will be mailing your ballot or bringing it to the board of elections, MAKE CERTAIN THAT PERSON COMPLETES THE "BEARER PORTION" ON THE ENVELOPE ADDRESSED TO THE BOARD OF ELECTIONS BEFORE THE BALLOT IS TAKEN FROM YOU. NO PERSON WHO IS A CANDIDATE IN THE ELECTION FOR WHICH THE VOTER REQUESTS THIS BALLOT IS PERMITTED TO SERVE AS A BEARER. NO PERSON IS PERMITTED TO SERVE AS A BEARER FOR MORE THAN THREE QUALIFIED VOTERS IN AN ELECTION, BUT A PERSON MAY SERVE AS SUCH FOR UP TO FIVE QUALIFIED VOTERS IN AN ELECTION IF THOSE VOTERS ARE IMMEDIATE FAMILY MEMBERS RESIDING IN THE SAME HOUSEHOLD AS THE BEARER.

The Secretary of State is authorized to make such changes to the instructions for mail-in ballot materials as the Secretary of State deems necessary or as is mandated by federal or State law.

The inner envelope shall be so designed that it can be sealed after the mail-in ballot has been placed therein and the flap thereof shall be of such length and size as to leave sufficient margin, after sealing, for the printing thereon of the certificate hereinafter described. The flap shall be so arranged that, after the inner envelope has been sealed, the certificate can be contained,

with the inner envelope, in the outer envelope, and that the margin containing the certificate can be detached without unsealing the inner envelope.

On the outside of each envelope in which a mail-in ballot is sent to a mail-in voter by the clerk, there shall be printed or stamped the words "Official Mail-In Ballot." In addition, there shall be printed or stamped the following:

To protect your vote:

IT IS AGAINST THE LAW FOR ANYONE EXCEPT YOU THE VOTER TO OPEN, MARK, INSPECT OR SEAL THIS BALLOT.

However, a family member may assist you in doing so.

The reverse side of each inner envelope shall contain the following statement:

A PERSON MAY BE FINED AND IMPRISONED AND MAY ALSO LOSE THE RIGHT TO VOTE UNTIL RESTORED BY LAW if that person attempts to vote fraudulently by mail-in ballot, prevents the voting of a legal voter, certifies falsely any information, interferes with a person's secrecy of voting, tampers with ballots or election documents or helps another person to do so.

11. Section 16 of P.L.2009, c.79 (C.19:63-16) is amended to read as follows:

C.19:63-16 Marking, delivery of mail-in ballot.

16. a. A mail-in voter shall be entitled to mark any mail-in ballot forwarded to the voter for voting at any election by indicating the voter's choice of candidates for the offices named, and as to public questions, if any, stated thereon, in accordance with current law. In the case of ballots to be voted for any primary election for the general election, as the case may be, the voter's choice shall be limited to the candidates of the voter's political party or to any person or persons whose names are written thereon by the voter. When so marked, such ballot shall be placed in the inner envelope, which shall then be sealed, and the voter shall then fill in the form of certificate attached to the inner envelope, at the end of which the voter shall sign and print the voter's name. The inner envelope with the certificate shall then be placed in the outer envelope, which shall then be sealed.

b. No mail-in voter shall permit any person in any way, except as provided by this act, to unseal, mark or inspect the voter's ballot, interfere with the secrecy of the voter's vote, complete or sign the certificate, or seal the inner or outer envelope, nor shall any person do so.

c. A mail-in voter shall be entitled to assistance from a family member in performing any of the actions provided for in this section. The family

member or other person providing such assistance shall certify that he or she assisted the voter and will maintain the secrecy of the vote by both printing and signing his or her name in the space provided on the certificate. In no event may a candidate for election provide such assistance, nor may any person, at the time of providing such assistance, campaign or electioneer on behalf of any candidate.

d. (1) The sealed outer envelope with the inner envelope and the ballot enclosed therein shall then either be mailed to the county board of elections to which it is addressed or delivered personally by the voter or a bearer designated by the voter to the board. To be counted, the ballot must be received by the board or its designee before the time designated by R.S.19:15-2 or R.S.19:23-40 for the closing of the polls, as may be appropriate, on the day of an election.

(2) Whenever a person delivers a ballot to the county board, that person shall provide proof of the person's identity in the form of a New Jersey driver's license, or another form of identification issued or recognized as official by the federal government, the State, or any of its subdivisions, providing the identification carries the full address and signature of the person. The person shall sign a record maintained by the county of all mail-in ballots personally delivered to it.

(3) No person shall serve as an authorized messenger or as a bearer for more than three qualified voters in an election, but a person may serve as such for up to five qualified voters in an election if those voters are immediate family members residing in the same household as the messenger or bearer. No person who is a candidate in the election for which the voter requests a mail-in ballot shall be permitted to serve as an authorized messenger or bearer. The bearer, by signing the certification provided for in section 12 of P.L.2009, c.79 (C.19:63-12), certifies that he or she received a mail-in ballot directly from the voter, and no other person, and is authorized to deliver the ballot to the appropriate board of election or designee on behalf of the voter.

12. Section 17 of P.L.2009, c.79 (C.19:63-17) is amended to read as follows:

C.19:63-17 Actions of county board of elections relative to mail-in ballot.

17. a. The county board of elections shall, promptly after receiving each mail-in ballot, remove the inner envelope containing the ballot from the outer envelope and shall compare the signature and the information contained on the flap of the inner envelope with the signature and information contained

in the respective requests for mail-in ballots and the signature and information contained in the Statewide voter registration system. In addition, as to mail-in ballots issued less than seven days prior to an election, the county board of elections shall also check to establish that the mail-in voter did not vote in person. The county board shall reject such a ballot if it is not satisfied, pursuant to a comparison with the Statewide voter registration system, that the voter is legally entitled to vote and that the ballot conforms with the requirements of this act. The county board of elections shall conduct the determination of qualification of each voter in accordance with the requirements of the Certificate of Mail-in Voter pursuant to section 13 of P.L.2009, c.79 (C.19:63-13).

In the case of a mail-in ballot to be voted at a primary election for the general election, the ballot shall be rejected if the mail-in voter has indicated in the certificate the voter's intention to vote in a primary election of any political party in which the voter is not entitled to vote according to the Statewide voter registration system, and if it shall appear from the record that the voter is not entitled to vote in a primary election of the political party which has been so indicated.

Any mail-in ballot which is received by a county board of elections shall be rejected if the inner envelope is unsealed or if either the inner or outer envelope has a seal that has been tampered with. Mail-in ballots shall not be rejected due to any defect arising out of or relating to the preparation or mailing of the ballot or envelope that was not reasonably caused by the voters, such as a torn envelope and missing or insufficient glue to allow the ballot to be sealed.

Disputes about the qualifications of a mail-in voter to vote or about whether or not or how any mail-in ballot shall be counted in such election shall be referred to the Superior Court for determination, as provided under section 4 of P.L.2020, c.70 (C.19:63-17.1).

After such investigation, the county board of elections shall detach or separate the certificate from the inner envelope containing the mail-in ballot, unless it has been rejected by it or by the Superior Court, marking the envelope so as to identify the election district in which the ballot contained therein is to be voted as indicated by the voter's home address appearing on the certificate attached to or accompanying the inner envelope and, in the case of ballots to be voted at a primary election for a general election, so as to identify the political party in the primary election of which it is to be voted.

The location at which a county board of elections determines whether a mail-in ballot shall be accepted or rejected shall be considered an election district for the purposes of appointment of challengers.

b. The county board of elections shall, promptly after receiving each mail-in ballot, undertake the following procedures and requirements concerning the acceptance or rejection of each mail-in ballot:

(1) within 24 hours after the decision has been made to reject a voter's mail-in or provisional ballot on the basis of a missing signature or discrepant signature, issue a "Cure Letter" by mail or email to the voter whose ballot was rejected, which shall inform the voter of that fact and provide the reasoning for rejection, and attempt to contact the voter by telephone, if a telephone number is available. The cure letter shall include a "Cure Form" and the form shall include the voter's name and instruct the voter on how to cure the alleged or actual deficiency. Cure forms shall not be referred to as affidavits or certifications and shall not be required to be sworn;

(2) when the alleged or actual deficiency involves the signature of the voter, instruct the voter that they may cure the deficiency by completing the cure form and returning it to the county board of elections in person, by fax, or by email, not later than 48 hours prior to the final certification of the results of the election, or by returning it to the county board of elections by mail, and that the completed cure form must be received by the county board of elections not later than 48 hours prior to the final certification of the results of the election;

(3) include, with the cure letter, when sent by mail, a pre-printed cure form and a postage-paid return envelope addressed to the county board of elections which the voter may use to return the cure form; and

(4) inform voters that they shall not be required to submit any form of hard-copy identification document or copy thereof in order to cure a signature deficiency, but may do so by declaring that they submitted their provisional ballot or mail-in ballot, and verifying their identity by either: (a) providing a valid New Jersey driver's license number or Motor Vehicle Commission non-driver identification number; or (b) if the voter does not have a valid New Jersey driver's license number or Motor Vehicle Commission non-driver identification number, then by providing the last four digits of their Social Security Number; or (c) if the voter does not have the identification in (a) or (b), then attaching a legible copy of a New Jersey State-accepted form of identification, including either a sample ballot which lists the voter's name and address, an official federal, State, county, or municipal document which lists the voter's name and address, or a utility bill, telephone bill, or tax or rent receipt which lists the voter's name and address; and (d) signing and dating the cure form prior to returning it.

c. If a voter returns a completed cure form in a timely manner and the information provided verifies the voter's identity, pursuant to this section,

their otherwise valid mail-in or provisional ballot shall be counted in the final election results irrespective of any signature deficiency previously identified and, under those circumstances, the cure form may not be verified or authenticated using signature matching.

d. In accordance with this section, variations in voter signatures caused by the substitution of initials for the first name, middle name, or both, shall not be grounds for the county board of elections to determine that the signatures are non-conforming or do not match.

e. In cases of rejected ballots, the county board of elections shall retain the voter's outer envelope, inner envelope, self-certification certificate, and mail-in ballot in a bundle unique to each voter for a period of two years in accordance with section 24 of P.L.2009, c.79 (C.19:63-24).

f. County boards of elections shall be required to meet at least once each week during the three-week period preceding each election to conduct the ballot processing and curing provisions specified in this section, and shall meet more frequently as may be required by the Secretary of State to ensure the timely processing of ballots.

The Secretary of State shall prepare educational materials regarding this section that all employed county boards of elections employees handling ballots shall read and have available for review. The materials shall provide clear information regarding the standards for acceptance and rejection of mail-in ballots and the safe-keeping of all materials in the case of rejection. The materials shall serve an educational purpose for the county board of elections and shall not replace, supersede, or void the authority of the county board or a judge of the Superior Court to accept or reject a mail-in ballot.

13. Section 22 of P.L.2009, c.22 (C.19:63-22) is amended to read as follows:

C.19:63-22 Opening of mail-in ballot.

22. On the day of each election each county board of elections shall open in the presence of the commissioner of registration, or the designee thereof, the inner envelopes that contain the mail-in ballots with the votes cast for the election. The inner envelopes containing the ballots that the board or the Superior Court has rejected shall not be so opened, but shall be retained as provided for by this act. The board shall then proceed to canvass the votes cast on the mail-in ballots, but no such ballot shall be counted in any primary election for the general election if the ballot of the political party marked for

voting thereon differs from the designation of the political party in the primary election of which such ballot is intended to be voted as marked on the envelope by the county board of elections.

Every mail-in ballot that bears a postmark date before or of the day of the election and that is received by the county board within 144 hours after the time of the closing of the polls for the election that the ballot was prepared shall be considered valid and shall be canvassed. Every mail-in ballot that does not bear a postmark date but that is received by the county board by delivery of the United States Postal Service before, or within 48 hours after, the time of the closing of the polls for the election for which the ballot was prepared shall be considered valid and shall be canvassed.

Immediately after the canvass is completed, the respective county boards of election shall certify the result of the canvass to the county clerk or the municipal or district clerk or other appropriate officer, as the case may be, showing the result of the canvass by municipality and ward. The votes thus canvassed shall be counted in determining the result of the election.

The county board of elections shall, immediately after the canvass is completed for any primary election, certify the results of the votes cast for members of the county committees to the respective municipal clerks, and those votes shall be counted in determining the result of the election.

14. This act shall take effect immediately, except that sections 6 through 11 shall take effect on February 1, 2021.

Approved August 28, 2020.

CHAPTER 72

AN ACT concerning the establishment of mail-in ballot drop boxes before each election and vote-by-mail procedures for the November 2020 General Election, amending R.S.19:34-13, and supplementing P.L.2009, c.79 (C.19:63-1 et seq.).

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

C.19:63-16.1 Options for delivery of mail-in ballot by voter.

1. a. In addition to delivering a voted mail-in ballot by mail or in person as provided under "The Vote By Mail Law," P.L.2009, c.79 (C.19:63-1 et

seq.), a mail-in voter shall be entitled to deposit the voter's completed mail-in ballot in a ballot drop box established by the county board of elections as provided under this section. Each mail-in ballot deposited in a ballot drop box by the time designated under current law for the closing of the polls for that election shall be considered valid and shall be canvassed. If, at the closing of the polls, a voter deposits a mail-in ballot at a ballot drop box in a county in which the voter does not reside, the county board of elections, upon discovering that fact, shall notify and timely deliver the ballot to the county board of elections of the county in which the voter resides, who shall accept the ballot for processing. The limitations and prohibitions applicable to mail-in ballot bearers under "The Vote By Mail Law," P.L.2009, c.79 (C.19:63-1 et seq.) shall apply under this section.

b. (1) For any election, the county board of elections in each county shall establish ballot drop boxes where voters may deposit their voted mail-in ballots at least 45 days before the election. The ballot drop boxes shall be located throughout the county in a manner specified under paragraph (2) of this subsection.

(2) (a) A ballot drop box shall mean a secured drop box that is not required to be within view of a live person for monitoring. All ballot drop boxes shall be available for use by a voter 24 hours a day and shall be placed at locations equipped with security cameras that allow for surveillance of the ballot drop box.

(b) At least one ballot drop box shall be located at each of the following locations: any county government building in which the main office of the county clerk is located; any municipal government building in which the main office of the municipal clerk is located in municipalities with populations larger than 5,000 residents; the main campus of each county community college; the main campus of each State college or university; and the main campus of each independent four-year college or university with enrollments larger than 5,000 students.

(c) The board of elections of any county that has fewer than 10 ballot drop boxes upon establishing the drop boxes at each location required under subparagraph (b) of this paragraph shall establish additional locations for ballot drop boxes, pursuant to the provisions of subsection c. of this section, so that the county has no fewer than 10 ballot drop boxes. The additional drop boxes shall be placed at county or municipal government buildings. To the best of their ability, the board of elections of every county shall place secure ballot drop boxes based on geographic location and population density to best serve the voters of each county pursuant to the regulations adopted pursuant

to subsection c. of this section. The Secretary of State shall establish guidelines for the placement of the ballot drop boxes, the security of the ballot drop boxes, and the schedule for ballot pickup from the ballot boxes.

(d) All ballot drop box locations shall be on sites that meet the accessibility requirements applicable to polling places under R.S.19:8-2 and shall be subject to the same compliance oversight applicable to polling places under section 3 of P.L.1991, c.429 (C.19:8-3.3). A ballot drop box site shall be considered accessible if it is in compliance with the federal "Americans with Disabilities Act of 1990" (42 U.S.C. s. 12101 et seq.).

c. The Secretary of State, in consultation with county boards of elections, shall establish the rules and regulations necessary to ensure the secure and successful implementation of the mail-in ballot drop boxes required by this section. In determining the ballot drop box locations, the secretary and county boards of elections shall consider, at a minimum, concentrations of population, geographic areas, voter convenience, proximity to public transportation, community-based locations, and security. The rules and regulations shall include, but may not be limited to, criteria for each county board of elections to:

(1) determine the number of ballot drop boxes required per voter population, considering both the number of registered voters and the number of registered mail-in voters in each county before each election;

(2) select the geographic location of each ballot drop box, ensuring an equitable distribution of ballot drop boxes across the county to maximize convenience to voters;

(3) ensure the accessibility of ballot drop boxes and drop box locations to persons with disabilities; and

(4) maintain the security of ballot drop boxes and of the ballots deposited therein, including standards and procedures for ballot retrieval by authorized persons only, and for ensuring the proper chain of custody and safe storage of voted mail-in ballots before each election.

C.19:63-31 Conducting of November 2020 General Election.

2. a. The November 2020 General Election shall be conducted primarily via vote-by-mail ballots, which will be sent to all "Active" registered voters without the need for an application to receive a vote-by-mail ballot. The November 2020 General Election shall be conducted in accordance with Title 19 except as set forth below in subsections b. through aa. of this section.

b. All vote-by-mail return envelopes shall have prepaid First-Class postage in order to facilitate the proper delivery of all cast vote-by-mail ballots.

c. Notwithstanding the provisions of R.S.19:14-25, in lieu of sending a sample ballot as required by that section, the appropriate county official, as identified in R.S.19:14-25, shall send notice to all "Active" voters, pursuant to R.S.19:14-21, advising of the voter's polling place, the URL to the Division of Election's Internet website that contains polling place information, locations of secure ballot drop boxes within the county, information on where to obtain a sample ballot prior to the election, a statement indicating that a sample ballot will be available at the polling place on the day of the election, and, if applicable, information on a county website where a sample ballot may be viewed. The notice in lieu of a sample ballot authorized pursuant to this subsection shall be sent return service requested as required by R.S.19:14-23. The notice in lieu of a sample ballot authorized pursuant to this subsection shall be mailed on or before October 23, 2020. Notwithstanding R.S.19:63-6, in lieu of the statutory notice, the county clerks shall, in a time set forth by the Secretary of State, publish a notice to be prepared by the Secretary of State.

d. All public primary and secondary schools shall be closed to in-person instruction on November 3, 2020, and pursuant to R.S.19:8-2, the authorities in charge of such schools shall not deny the request of a county board of elections for use of the buildings as polling places. All public primary and secondary schools shall work cooperatively with the county elections officials for the delivery of the necessary equipment for the November 2020 General Election.

e. Each county shall open a minimum of at least one polling place in each municipality for the November 2020 General Election. Each county shall open a minimum of 50 percent of its regularly used polling places, and may open more than the minimum number of its regularly used polling places. If a county board of elections is unable to reach a minimum of 50 percent of its regularly used polling places, the county boards of elections shall utilize schools or other large facilities to serve as large voting centers, which shall accommodate more voting districts in one polling place. Each polling place shall meet the applicable requirements of the federal "Americans with Disabilities Act of 1990" (42 U.S.C. s.12101 et seq.). To the best of their ability, the county boards of elections shall select polling places based on geographic location and population density to best serve the voters of each municipality. County boards of elections shall ensure that polling places and poll workers implement, at a minimum, the following requirements for the November 2020 General Election:

(1) Limit occupancy within all polling places to a number that permits voters to maintain a distance of six feet between each other and poll workers at any time;

(2) Ensure six feet of distance between voters and ensure six feet of distance between voters and poll workers through the demarcation of six feet of spacing in voter lines and poll worker stations to demonstrate appropriate spacing for social distancing;

(3) Require infection control practices, such as regular hand washing, coughing and sneezing etiquette, and proper tissue usage and disposal;

(4) Provide poll workers break time for repeated handwashing throughout their shifts;

(5) Require frequent sanitization of high-touch areas in polling places consistent with CDC guidelines as of the date of the election;

(6) Place conspicuous signage at entrances and throughout the polling place alerting poll workers and voters to the required six feet of physical distance;

(7) Provide sanitization materials, such as hand sanitizer and sanitizing wipes, to poll workers, voters, and those accompanying voters;

(8) Require poll workers to adhere to CDC guidelines as of the date of the election regarding face coverings while in the polling place, except where doing so would inhibit that individual's health, and require poll workers to wear gloves when in contact with voters and those accompanying voters. County boards of elections shall provide any required face coverings and gloves for poll workers, without charge to the poll workers. If a poll worker refuses to wear a required cloth face covering for non-medical reasons, then a county board of elections may decline entry to the individual. Nothing herein should prevent a poll worker from wearing a surgical grade mask or other more protective face covering if the individual is already in possession of such equipment. Where a poll worker declines to wear a required face covering at a polling place due to a medical condition that inhibits such usage, they shall not be required to produce medical documentation verifying the stated condition;

(9) Require appointed challengers to adhere to CDC guidelines as of the date of the election regarding face coverings while in the polling places and while in any location where the challenger is serving in such a capacity, such as while observing the counting of ballots. If an appointed challenger refuses to wear a required cloth face covering, then a county board of elections may decline entry to the individual; and

(10) Strongly encourage voters and those accompanying voters to adhere to any CDC guidelines as of the date of the election regarding face coverings while inside polling places except where doing so would inhibit that

individual's health. County boards of elections may provide such face coverings for voters and those accompanying voters, without charge to them. If a voter or person accompanying a voter refuses to comply with the CDC guidelines, a poll worker shall not deny entry to the voter or person. Nothing herein should prevent a voter from wearing a surgical grade mask or other more protective face covering if the individual is already in possession of such equipment.

f. Notwithstanding the provisions of R.S.19:31-21, for the November 2020 General Election, the Secretary of State may modify the requirements concerning the use of poll books and the information contained therein as necessary to address the procedure by which the November 2020 General Election will be conducted pursuant to this section, and the needs resulting therefrom.

g. Any voter who appears at a polling place on the day of the November 2020 General Election and does not return a voted mail-in ballot, pursuant to subsection h. of this section, shall vote via a provisional ballot, except that accommodations will be made for voters with disabilities.

h. Pursuant to section 16 of P.L.2009, c.79 (C.19:63-16), the county boards of elections shall designate each polling place as a location to receive voted mail-in ballots. A voter may return only the mail-in-ballot that they personally voted to their designated polling place. The Secretary of State shall establish appropriate standards for the acceptance of mail-in ballots, including, but not limited to, the poll worker verification that the voter returning the voted mail-in ballot at the polling place is the individual who voted the mail-in ballot, the securing of the returned mail-in ballots, and the return of the mail-in ballots to the county boards of elections after the close of polls.

i. Each polling place shall have signage that provides the location of all ballot drop boxes in the county in which the polling place is located.

j. The time restrictions of section 9 of P.L.2009, c.79 (C.19:63-9) shall be modified as follows: vote-by-mail ballots shall be mailed to all "Active" voters on or before the 29th day before the November 2020 General Election and in a manner to ensure the timely receipt and return of ballots for counting in the November 2020 General Election, and whenever the county clerk forwards a mail-in ballot by mail to a voter between the 29th day and the 13th day before the November 2020 General Election it shall be transmitted within three business days of receipt of the application and in a manner to ensure the timely receipt and return of the ballot for counting in the November 2020 General Election. All other provisions of section 9 of P.L.2009, c.79 (C.19:63-9) remain, and this subsection, shall not modify the requirements set forth in the "Uniformed and Overseas Citizens Absentee Voting Act," 52 U.S.C. §20302(a)(8)(A).

k. Notwithstanding any other law to the contrary, to allow enough time for the county clerks to print and mail the ballots to voters, the following deadlines are modified as follows:

(1) the deadline to submit a public question for November 2020 school board elections to the county clerk by the school board secretary, pursuant to R.S.19:16-4, shall be August 31, 2020;

(2) the last day a vacancy may occur for primary election nominees for the November 2020 General Election, under R.S.19:13-20, shall be August 28, 2020;

(3) the deadline to fill a vacancy in the primary election nominees for the November 2020 General Election, under R.S.19:13-20, shall be August 31, 2020;

(4) the deadline to apply for a mail-in ballot by mail, under section 3 of P.L.2009, c.79 (C.19:63-3), shall be October 23, 2020; and

(5) the deadline for returning a vote-by-mail application in-person in subsection d. of section 3 of P.L.2009, c.79 (C.19:63-3) shall be suspended for the November 2020 General Election.

(6) Vacancies occurring after August 28, 2020 shall not be placed on the November General Election ballot.

l. Vote-by-mail ballots shall be processed and canvassed in accordance with guidelines provided by the CDC, the New Jersey Department of Health, and the respective county departments of health.

m. Notwithstanding the provisions of subsection d. of section 4 of P.L.1995, c.195 (C.19:59-15) and section 22 of P.L.2009, c.79 (C.19:63-22) to the contrary, to account for the increase in vote-by-mail ballots and to ensure that registered voters' efforts to vote are not impacted by delays in the postal service, every vote-by-mail ballot that is postmarked on or before November 3, 2020, and that is received by November 10, 2020, at 8:00 p.m. shall be considered valid and shall be canvassed, assuming the ballot meets all other statutory requirements. Every ballot without a postmark, and ballots mismarked and confirmed by the post office that those ballots were received by the post office on or before November 3, 2020, that is received by the county boards of elections from the United States Postal Service within 48 hours of the closing of polls on November 3, 2020, shall be considered valid and shall be canvassed, assuming the ballot meets all other statutory requirements. In addition, a county board of elections may begin opening the inner envelopes and canvassing each mail-in ballot from the inner envelopes no earlier than ten days prior to the day of the election. The Secretary of State shall establish guidelines concerning the early canvassing process. If a county board of elections begins opening the inner envelopes and canvassing the mail-in ballots

from the inner envelopes prior to the day of the election, the county board shall implement the measures necessary to ensure the security and secrecy of the mail-in ballots. The contents of the mail-in ballots and the results of the ballot canvassing shall remain confidential and shall be disclosed only in accordance with the provisions of Title 19 of the Revised Statutes, regulations and guidelines concerning the disclosure of election results, and in no circumstances disclosed prior to the close of polls on the day of the election.

n. Notwithstanding the provisions of section 18 of P.L.2009, c.79 (C.19:63-18), to account for the increase in vote-by-mail ballots and to provide the county boards of elections sufficient time to canvass the returned ballots, the county boards of elections may continue the counting of ballots beyond the close of polls on November 3, 2020, and may adjourn counting after 11:00 pm on November 3, 2020 to immediately continue counting at 9:00 am on November 4, 2020, and continue every day thereafter, until the counting is completed within the limits of this section. In addition, notwithstanding the provisions of section 19 of P.L.1999, c.232 (C.19:53C-13), the county commissioner of registration may forward provisional ballots to the county board of election for counting on an ongoing basis as the verification process is completed.

o. In order to expedite the signature-verification process outlined in section 17 of P.L.2009, c.79 (C.19:63-17), the county boards of elections shall meet at least four days per week starting October 13, 2020. Voters whose ballots are rejected pursuant to section 17 of P.L.2009, c.79 (C.19:63-17), for a missing or discrepant signature, shall be given the opportunity to cure the signature defect in accordance with procedures established by the Secretary of State, in the absence of any governing statute.

p. Because of the need to meet the federal deadlines for the State's electors to meet, the meeting of the county Board of Canvassers, under R.S.19:19-1, shall occur on or before November 20, 2020 to certify the results of the November 2020 General Election, and no extension under R.S.19:19-4 or R.S.19:19-6 shall be sought. The county clerks' transmittal of the official November 2020 General Election results to the Secretary of State, under R.S.19:19-13, shall occur on or before November 23, 2020, and the county clerks shall not seek an extension of this deadline. The meeting of the Board of State Canvassers, under R.S.19:21-1, shall occur on or before December 8, 2020 to certify the results of the November 2020 General Election.

q. Notwithstanding the provisions of R.S.19:6-2 to the contrary, county residency shall not be a prerequisite for employment as a poll worker for the November 2020 General Election to allow for greater flexibility in obtaining poll workers.

r. Notwithstanding the provisions of R.S.19:8-2 to the contrary, due to the limited number of polling places that will be open for the November 2020 General Election, the county board of elections may select a polling place located more than 1,000 feet distant from the boundary line of the district.

s. The time to prepare reports pursuant to sections 1 and 2 of P.L.2005, c.152 (C.19:53B-21 and C.19:53C-21) is extended to November 23, 2020.

t. Notwithstanding the provisions of paragraph (8) of subsection c. of section 1 of P.L.2007, c.349 (C.19:61-9), to allow enough time for results to be certified prior to the meeting of electors, counties may certify their election results prior to the commencement of the election audit required in that section, provided that the audit is completed by December 4, 2020.

u. The Secretary of State shall establish other appropriate standards for ensuring that all voters with disabilities are able to exercise their right to vote in the November 2020 General Election.

v. The Secretary of State and county election officials, as appropriate, shall coordinate with the United States Postal Service to facilitate proper delivery of ballots by the United States Postal Service.

w. The Secretary of State and county election officials, as appropriate, shall act to facilitate the public's understanding of the rules governing the November 2020 General Election.

x. The Secretary of State shall establish a hotline number for reports of violations of the election laws and this section in connection with the November 2020 General Election.

y. Any actions taken by the Secretary of State pursuant to this section shall not be subject to the requirements of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.).

z. To the extent possible, each county shall have at least a total 10 secure ballot drop boxes in locations that are readily accessible to the registered voters within the county. To the best of their ability, the county boards of elections shall place secure ballot drop boxes based on geographic location and population density to best serve the voters of each county. The Secretary of State shall establish guidelines for the placement of the ballot drop boxes, the security of the ballot drop boxes, and the schedule for ballot pickup from the ballot boxes.

aa. Notwithstanding the provisions of section 13 of P.L.2009, c.79 (C.19:63-13) or any other law to the contrary, a mail-in voter for the November 2020 General Election shall sign the certification affixed to the margin of the flap on the inner envelope of the mail-in ballot notwithstanding the fact the mail-in-voter did not apply for the enclosed ballot.

3. December 2020 special school elections pursuant to subsection a. of P.L.1995, c.278 (C.19:60-2) shall be suspended until the authorized January 2021 special school election date.

4. R.S.19:34-13 is amended to read as follows:

Attempts to examine marked ballot, disclose content of mail-in ballot, third degree crime.

19:34-13. a. Every inspector, judge or clerk of an election, who, previous to putting the ballot of an elector in the ballot box, attempts to find out any name on such ballot, or who opens or suffers the folded ballot of any elector which has been handed in to be opened or examined previous to putting the same in the ballot box, or who makes or places any mark or device on any folded ballot with the view to ascertain the name of any person for whom the elector has voted, shall be guilty of a crime of the third degree.

b. Any person who is authorized to receive and canvass completed mail-in-ballots pursuant to P.L.2009, c.79 (C.19:63-1) who knowingly discloses to the public the contents of a mail-in ballot prior to the time designated by law for the closing of the polls for each election shall be guilty of a crime of the third degree.

5. There is hereby appropriated from the State General Fund to the Department of State such sums as shall be necessary to reimburse counties and municipalities for the costs of implementing this act, P.L.2020, c.72 (C.19:63-16.1 et al.), subject to the approval of the Director of the Division of Budget and Accounting in the Department of the Treasury. The clerk of each county shall certify to the Department of State, in a manner prescribed by the department, the total cost incurred by the county and municipalities within the county to implement the provisions of this act.

6. Section 1 of this act shall take effect on February 1, 2021, and sections 2 through 5 of this act shall take effect immediately.

Approved August 28, 2020.

CHAPTER 73

AN ACT concerning false police reports and bias intimidation and amending N.J.S.2C:16-1 and N.J.S.2C:33-3.

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

1. N.J.S.2C:16-1 is amended to read as follows:

Bias intimidation.

2C:16-1. Bias Intimidation.

a. Bias Intimidation. A person is guilty of the crime of bias intimidation if he commits, attempts to commit, conspires with another to commit, or threatens the immediate commission of an offense specified in chapters 11 through 18 of Title 2C of the New Jersey Statutes; N.J.S.2C:28-4; N.J.S.2C:33-4; N.J.S.2C:39-3; N.J.S.2C:39-4; or N.J.S.2C:39-5,

(1) with a purpose to intimidate an individual or group of individuals because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity; or

(2) knowing that the conduct constituting the offense would cause an individual or group of individuals to be intimidated because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity; or

(3) under circumstances that caused any victim of the underlying offense to be intimidated and the victim, considering the manner in which the offense was committed, reasonably believed either that (a) the offense was committed with a purpose to intimidate the victim or any person or entity in whose welfare the victim is interested because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity, or (b) the victim or the victim's property was selected to be the target of the offense because of the victim's race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity.

b. Permissive inference concerning selection of targeted person or property. Proof that the target of the underlying offense was selected by the defendant, or by another acting in concert with the defendant, because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity shall give rise to a permissive inference by the trier of fact that the defendant acted with a purpose to intimidate an individual or group of individuals because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity.

c. Grading. Bias intimidation is a crime of the fourth degree if the underlying offense referred to in subsection a. is a disorderly persons offense or petty disorderly persons offense. Otherwise, bias intimidation is a crime one degree

higher than the most serious underlying crime referred to in subsection a., except that where the underlying crime is a crime of the first degree, bias intimidation is a first-degree crime and the defendant upon conviction thereof may, notwithstanding the provisions of paragraph (1) of subsection a. of N.J.S.2C:43-6, be sentenced to an ordinary term of imprisonment between 15 years and 30 years, with a presumptive term of 20 years.

d. Gender exemption in sexual offense prosecutions. It shall not be a violation of subsection a. if the underlying criminal offense is a violation of chapter 14 of Title 2C of the New Jersey Statutes and the circumstance specified in paragraph (1), (2) or (3) of subsection a. of this section is based solely upon the gender of the victim.

e. Merger. Notwithstanding the provisions of N.J.S.2C:1-8 or any other provision of law, a conviction for bias intimidation shall not merge with a conviction of any of the underlying offenses referred to in subsection a. of this section, nor shall any conviction for such underlying offense merge with a conviction for bias intimidation. The court shall impose separate sentences upon a conviction for bias intimidation and a conviction of any underlying offense.

f. Additional Penalties. In addition to any fine imposed pursuant to N.J.S.2C:43-3 or any term of imprisonment imposed pursuant to N.J.S.2C:43-6, a court may order a person convicted of bias intimidation to one or more of the following:

(1) complete a class or program on sensitivity to diverse communities, or other similar training in the area of civil rights;

(2) complete a counseling program intended to reduce the tendency toward violent and antisocial behavior; and

(3) make payments or other compensation to a community-based program or local agency that provides services to victims of bias intimidation.

g. As used in this section "gender identity or expression" means having or being perceived as having a gender related identity or expression whether or not stereotypically associated with a person's assigned sex at birth.

h. It shall not be a defense to a prosecution for a crime under this section that the defendant was mistaken as to the race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity of the victim.

2. N.J.S.2C:33-3 is amended to read as follows:

False public alarms.

2C:33-3. False Public Alarms. a. (1) (a) Except as otherwise provided in this section, a person is guilty of a crime of the third degree if he initiates

or circulates a report or warning of an impending fire, explosion, crime, catastrophe, emergency, or any other incident knowing that the report or warning is false or baseless and that it is likely to cause evacuation of a building, place of assembly, or facility of public transport, or to cause public inconvenience or alarm.

(b) A person is guilty of a crime of the second degree if the false alarm involves a report or warning of an impending bombing, hostage situation, person armed with a deadly weapon as defined by subsection c. of N.J.S.2C:11-1, or any other incident that elicits an immediate or heightened response by law enforcement or emergency services.

(c) A person is guilty of a crime of the second degree if the false alarm involves a report or warning about any critical infrastructure located in this State. For purposes of this subparagraph, "critical infrastructure" means any building, place of assembly, or facility that is indispensably necessary for national security, economic stability, or public safety.

(2) A person is guilty of a crime of the third degree if he knowingly causes the false alarm to be transmitted to or within any organization, official or volunteer, for dealing with emergencies involving danger to life or property.

b. A person is guilty of a crime of the second degree if in addition to the report or warning initiated, circulated or transmitted under subsection a. of this section, he places or causes to be placed any false or facsimile bomb in a building, place of assembly, or facility of public transport or in a place likely to cause public inconvenience or alarm. A violation of this subsection is a crime of the first degree if it occurs during a declared period of national, State or county emergency.

c. A person is guilty of a crime of the second degree if a violation of subsection a. of this section in fact results in serious bodily injury to another person or occurs during a declared period of national, State or county emergency. A person is guilty of a crime of the first degree if a violation of subsection a. of this section in fact results in death.

d. For the purposes of this section, "in fact" means that strict liability is imposed. It shall not be a defense that the death or serious bodily injury was not a foreseeable consequence of the person's acts or that the death or serious bodily injury was caused by the actions of another person or by circumstances beyond the control of the actor. The actor shall be strictly liable upon proof that the crime occurred during a declared period of national, State or county emergency. It shall not be a defense that the actor did not know that there was a declared period of emergency at the time the crime occurred.

e. A person is guilty of a crime of the fourth degree if the person knowingly places a call to a 9-1-1 emergency telephone system without purpose of reporting the need for 9-1-1 service.

f. A person is guilty of a crime of the third degree if the person knowingly places a call to a 9-1-1 emergency telephone system with purpose to intimidate or harass an individual or group of individuals because of race, color, religion, gender, disability, sexual orientation, gender identity or expression, national origin, or ethnicity.

All local and county law enforcement authorities shall submit an annual report, on a form prescribed by the Attorney General, to the Uniform Crime Reporting Unit, within the Division of State Police in the Department of Law and Public Safety, or to another designated recipient determined by the Attorney General, containing the number and nature of offenses under this section committed within their respective jurisdictions and the disposition of these offenses. Every two years, the Uniform Crime Reporting Unit or other designated recipient of the annual reports shall forward a summary of all reports received during the preceding two-year period, along with a summary of offenses investigated by the Division of State Police for the same period, to the State's Office of Emergency Management.

3. This act shall take effect immediately.

Approved August 31, 2020.

CHAPTER 74

AN ACT authorizing local units to issue coronavirus relief bonds and amending various parts of the statutory law.

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

1. N.J.S.40A:4-26 is amended to read as follows:

Miscellaneous, anticipated revenues.

a. No miscellaneous revenues from any source shall be included as an anticipated revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the director shall determine upon application by the governing

body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the local unit.

b. Notwithstanding the provisions of subsection a. to the contrary, when a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, has been declared by the Governor in response to COVID-19, the Director of the Division of Local Government Services may promulgate general guidance modifying the standard for anticipated revenues when the amount realized in cash from the same source during the next preceding fiscal year experienced reductions due to COVID-19.

As used in this subsection, "COVID-19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

2. N.J.S.40A:4-53 is amended to read as follows:

Special emergency appropriations.

40A:4-53. A local unit may adopt an ordinance authorizing special emergency appropriations for the carrying out of any of the following purposes:

a. Preparation of an approved tax map.

b. Preparation and execution of a complete program of revaluation of real property for the use of the local assessor, or of any program to update and make current any previous revaluation program when such is ordered by the county board of taxation.

c. Preparation of a revision and codification of its ordinances.

d. Engagement of special consultants for the preparation, and the preparation of a master plan or plans, when required to conform to the planning laws of the State.

e. Preparation of drainage maps for flood control purposes.

f. Preliminary engineering studies and planning necessary for the installation and construction of a sanitary sewer system.

g. Authorized expenses of a consolidation commission established pursuant to the "Municipal Consolidation Act," P.L.1977, c.435 (C.40:43-66.35 et seq.) or sections 25 through 29 of the "Uniform Shared Services and Consolidation Act," P.L.2007, c.63 (C.40A:65-25 through C.40A:65-29).

h. Contractually required severance liabilities resulting from the layoff or retirement of employees. Such liabilities shall be paid without interest

and, at the sole discretion of the local unit, may be paid in equal annual installments over a period not to exceed five years.

i. Preparation of a sanitary or storm system map.

j. Liabilities incurred to the Department of Labor and Workforce Development for the reimbursement of unemployment benefits paid to former employees.

k. Subject to approval by the Director of the Division of Local Government Services, non-recurring expenses incurred by a municipality to implement a consolidation with another municipality, or municipalities, pursuant to the "Municipal Consolidation Act," P.L.1977, c.435 (C.40:43-66.35 et seq.); the sparsely populated municipalities law, P.L.1995, c.376 (C.40:43-66.78 et seq.); sections 25 through 29 of the "Uniform Shared Services and Consolidation Act," P.L.2007, c.63 (C.40A:65-25 through C.40A:65-29); or N.J.S.40A:7-1 et seq., in the case of a consolidation effectuated through the annexation of land comprising an entire municipality or entire municipalities, to another municipality. The director shall approve the ordinance if he or she determines that the non-recurring expenses are reasonable and permissible by law and that the consolidation will result in long-term savings for the municipality.

A copy of all ordinances or resolutions as adopted relating to special emergency appropriations shall be filed with the director.

l. The immediate preparation, response, recovery, and restoration of public services during such time as a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), declared in response to COVID-19 remains in effect.

m. Notwithstanding the provisions of any law or regulation to the contrary, a deficit in prior year operations experienced by any municipality, utility, or enterprise during, or in the fiscal year immediately following, a fiscal year in which a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, has been declared by the Governor in response to COVID 19, the adoption of which shall be subject to approval of the Director. The deficit in operations shall be certified by the chief financial officer of the local unit to be directly attributable to COVID-19. The local unit shall apply for any financial assistance that may be available to the local unit from the federal government, the State, and other sources to offset any operating deficit directly attributable to COVID-19, and any such financial assistance obtained by the local unit shall be utilized to offset any operating deficit. The chief financial officer of a local unit seeking approval pursuant to this subsection shall submit a certification ap-

proved by a majority vote of the full governing body. The director shall provide a form, application, schedule and process for review, approval or denial, and reconsideration of the application.

The director shall approve or deny, in writing, any application submitted pursuant to this subsection within 45 days, or the next business day following the 45th day if the 45th day falls on a Saturday, Sunday, or holiday. If a written decision is not rendered within this time period, the application shall be deemed to be approved, and the local unit may proceed to adopt the appropriate resolution or ordinance. If an application is denied, the local unit may resubmit the application with such changes as the local unit deems appropriate, with submission and review subject to the same procedures set forth in this subsection.

As used in this subsection, "Deficit in operations" means a deficit balance reported on a local unit's "Results of Operation" schedule of the annual financial statement.

As used in subsections l. and m., "COVID-19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

3. N.J.S.40A:4-55 is amended to read as follows:

Special emergency notes.

After the adoption of an ordinance or resolution for special emergency appropriations, the local unit shall by 2/3 vote of the full governing body adopt a resolution setting forth:

a. The amount appropriated.

b. (1) Provision for the borrowing of money and the issuance of "Special Emergency Notes" which may be renewed from time to time, but at least 1/5 of all such notes, and the renewals thereof, shall mature and be paid in each year, so that all notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of the emergency resolution.

(2) In the case of special emergency appropriations authorized pursuant to subsection m. of N.J.S.40A:4-53, a local unit shall appropriate one-fifth (1/5) of the portion of the special emergency directly attributable to COVID-19 in each year beginning in the year after the year in which the resulting deferred charge appears in the local unit's unaudited annual financial statement, such that, for example, a deferred charge included in the 2021 unaudited annual financial statement would have its first one-fifth (1/5) appropriation in the 2022 budget, with the final one-fifth (1/5) portion of the special emergency fully appropriated by no later than the last day of the sixth fiscal year following the end of the fiscal year that is the subject of the application.

If a local unit's application for certification of the special emergency under subsection m. of N.J.S.40A:4-53 demonstrates that full appropriation of the COVID-19 related special emergency appropriation by the last day of the sixth fiscal year will cause significant fiscal distress, including, but not limited to, if it would directly cause an increase in the tax levy greater than 2%, an increase of greater than $50 per average assessed home in each year deferred charges appear in the local unit's budget, or in the case of a utility, at least a 5% increase in user fees or charges, the Local Finance Board may permit the local unit to extend the repayment period up to a total of ten years on a schedule determined by the Board.

(3) A local unit shall not borrow moneys under this section that may be considered duplicative of financial assistance provided to the local unit from the federal government, the State, or other sources, to address the COVID-19 deficit in operations or COVID-19 emergency appropriations. As used in this section, "COVID 19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

The provisions of this chapter relating to tax anticipation notes shall apply to special emergency notes.

c. A local unit may finance such appropriation from surplus funds available or borrow money in the manner prescribed above. Where any appropriation is financed from surplus funds available, at least 1/5 of the amount thereof shall be included in each annual budget until the appropriation has been fully provided for. In the case of special emergency appropriations authorized pursuant to subsection m. of N.J.S.40A:4-53, a local unit shall appropriate one-fifth (1/5) of the portion of the special emergency directly attributable to COVID-19 in each year beginning in the year after the year in which the resulting deferred charge appears in the local unit's unaudited annual financial statement, such that, for example, a deferred charge included in the 2021 unaudited annual financial statement would have its first one-fifth (1/5) appropriation in the 2022 budget, with the final one-fifth (1/5) portion of the special emergency fully appropriated by no later than the last day of the sixth fiscal year following the end of the fiscal year that is the subject of the application. If a local unit's application for certification of the special emergency under subsection m. of N.J.S.40A:4-53 demonstrates that full appropriation of the COVID-19 related special emergency appropriation by the last day of the sixth fiscal year will cause significant fiscal distress, including, but not limited to, if it would directly cause an increase in the tax levy greater than 2%, an increase of greater than $50 per average assessed home in each year deferred charges appear in the local unit's budget, or in

the case of a utility, at least a 5% increase in user fees or charges, the Local Finance Board may permit the local unit to extend the repayment period up to a total of ten years on a schedule determined by the Board.

4. N.J.S.40A:4-78 is amended to read as follows:

Approval of budget, exemptions.

40A:4-78. a. If the director finds that all requirements of law and of the regulations of the local government board have been met, he shall approve the budget, otherwise he shall refuse to approve it.

The director, in refusing to approve a budget, shall not substitute his discretion with respect to the amount of an appropriation when such amount is not made mandatory because of the requirements of law.

b. Notwithstanding the provisions of N.J.S.40A:4-10 and N.J.S.40A:4-76 through 40A:4-79, the Local Finance Board is authorized to adopt rules, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to exempt certain municipalities from the requirement that the director approve their annual budgets and to provide instead for a system of local examination and approval of such budgets by municipal officials, provided that:

(1) the director finds that such municipalities are fiscally sound and that their fiscal practices are conducted in accordance with law and sound administrative practice;

(2) the director shall examine the budgets of such municipalities in accordance with the provisions of N.J.S.40A:4-10 and N.J.S.40A:4-76 through 40A:4-79, at least every third year;

(3) the governing body and chief financial officer of each such municipality shall each file a certification with the director stating that, with reference to the adopted budget of the municipality, they have:

(a) examined the budget in the manner prescribed under N.J.S.40A:4-76;

(b) determined that the budget complies with the requirements set forth in N.J.S.40A:4-77; and

(c) determined that the budget complies with all other provisions of law, including, but not limited to, the "Local Budget Law," N.J.S.40A:4-1 et seq., P.L.1976, c.68 (C.40A:4-45.1 et seq.), and the regulations of the Local Finance Board;

(4) all budget documents required by law or the regulations adopted by the Local Finance Board shall be filed with the director on a timely basis;

(5) other criteria and responsibilities as established by the regulations adopted by the Local Finance Board are met.

c. The director shall act to require immediate compliance with the "Local Budget Law," N.J.S.40A:4-1 et seq., if the director finds that any such exemption impairs the fiscal integrity or solvency of any such municipality. Any appeal of a governing body's action in adopting an annual budget shall be made to the director.

d. If a municipality has received approval for a special emergency appropriation pursuant to subsection m. of N.J.S.40A:4-53, that municipality shall not be eligible for local examination and approval pursuant to subsection b. of this section until the fiscal year after the final appropriation is made.

5. Notwithstanding the provisions of N.J.S.40A:2-51 to the contrary, a local unit may incur indebtedness, borrow money, and authorize and issue negotiable refunding bonds, in any amount determined to be necessary by the local unit and approved by the Local Finance Board to effect a refunding for the purpose of repaying a Federal Emergency Management Agency Community Disaster Loan for which the local unit executed a promissory note in 2013 under the authority of section 5 of P.L.1951, c.72 (C.App.A:9-62), in addition to the other purposes for which it may do the same under N.J.S.40A:2-51.

6. Section 2 of P.L.1969, c.130 (C.18A:24-61.2) is amended to read as follows:

C.18A:24-61.2 Purpose for which refunding bonds may be authorized; exclusions from net school debt.

2. Notwithstanding the provisions of any other law or any debt limitation or requirement for down payment or for referendum or other action by legal voters, refunding bonds may be authorized and issued for the purpose of paying, funding or refunding: any refunded bonds; the cost of retiring the present value of the unfunded accrued liability due and owing by a board of education, as calculated by the system actuary for a date certain upon the request of a board of education, for early retirement incentive benefits granted by the board of education pursuant to P.L.1991, c.231, P.L.1993, c.163 and P.L.2003, c.129; the repayment of a Federal Emergency Management Agency Community Disaster Loan for which the board of education executed a promissory note in 2013 under the authority of section 5 of P.L.1951, c.72 (C.App.A:9-62); the cost of COVID-19 expenditures incurred for immediate preparation, response, recovery, and restoration of public services, for a period not to exceed five years; and the cost or expense of issuing refunding bonds including printing, advertising, accounting, financial, legal or other expense in connection therewith. Obligations to be paid, funded or

refunded with respect to which an ordinance authorizing the issuance of refunding bonds has been adopted pursuant to this act and not otherwise deductible shall be excluded in calculating the net school debt of a municipality or a district. Refunding bonds shall be authorized (a) in the case of any county or municipality by a refunding bond ordinance enacted in the manner or mode of procedure provided for adoption of a refunding bond ordinance pursuant to the Local Bond Law, constituting chapter 2 of Title 40A, Municipalities and Counties, of the New Jersey Statutes, and (b) in the case of a Type II school district by an ordinance (herein called the "refunding bond ordinance") adopted by the board of education of such school district as provided in this chapter. As used in this section, "COVID-19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

7. Section 6 of P.L.1983, c.313 (C.40A:5A-6) is amended to read as follows:

C.40A:5A-6 Review of financing.

6. Prior to the adoption of a bond resolution by an authority, or the adoption of an ordinance or resolution of a local unit or units authorizing a service contract that is part of a project financing, the proposed project financing shall be submitted to the Local Finance Board for its review. The Local Finance Board may adopt rules and regulations, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to permit project financing to proceed without such application and review if the project financing is a refunding that will result in debt service savings on outstanding bond debt. The Local Finance Board shall, in the course of its review, give consideration to:

a. The nature, purpose, and scope of the proposed project financing;

b. The engineering and feasibility studies prepared in connection therewith;

c. The terms and provisions of the proposed service contracts, bond resolutions and, in the instance of a negotiated offering, the proposed or maximum terms and conditions of sale;

d. An estimate of the proposed or maximum schedule of debt service payments required, and the impact thereof on the budget and financial condition of the authority and of the local unit;

e. The estimate of the annual cost of operating and maintaining the project as set forth in the engineering report or feasibility studies; and

f. The initial rate, rent, fee, or charge schedule proposed by the authority, or any other proposed method of raising the amounts required to finance the operations and payments of debt service on the obligations of the authority.

Notwithstanding any other provision of law to the contrary, an authority may, upon application to, and review and approval by, the Local Finance Board, incur indebtedness, borrow money, and authorize and issue negotiable refunding bonds to cover the cost of COVID-19 expenditures incurred for immediate preparation, response, recovery, and restoration of public services for a period not to exceed five years. As used herein, "COVID-19" means the coronavirus disease 2019, as announced by the World Health Organization on February 11, 2020, and first identified in Wuhan, China.

The Local Finance Board may examine the estimates, computations or calculations made in connection with the submission, may require the production of papers, documents, witnesses or information, may make or cause to be made an audit or investigation and may take any other action which it may deem necessary to its review of the submission.

8. Section 11 of P.L.1960, c.183 (C.40:37A-54) is amended to read as follows:

C.40:37A-54 Purposes.

11. a. The purposes of every authority shall be (a) provision within the county or any beneficiary county of public facilities for use by the State, the county or any beneficiary county, or any municipality in any such county, or any two or more or any subdivisions, departments, agencies or instrumentalities of any of the foregoing for any of their respective governmental purposes, (b) provision within the county or any beneficiary county of public facilities for use as convention halls, or the rehabilitation, improvement or enlargement of any convention hall, including appropriate and desirable appurtenances located within the convention hall or near, adjacent to or over it within boundaries determined at the discretion of the authority, including but not limited to office facilities, commercial facilities, community service facilities, parking facilities, hotel facilities and other facilities for the accommodation and entertainment of tourists and visitors, (c) provision within the county or any beneficiary county of structures, franchises, equipment and facilities for operation of public transportation or for terminal purposes, including development and improvement of port terminal structures, facilities and equipment for public use in counties in, along or through which a navigable river flows, (d) provision within the county or any beneficiary county

of structures or other facilities used or operated by the authority or any governmental unit in connection with, or relative to development and improvement of, aviation for military or civilian purposes, including research in connection therewith, and including structures or other facilities for the accommodation of passengers, (e) provision within the county or any beneficiary county of a public facility for a combination of governmental and nongovernmental uses; provided that not more than 50% of the usable space in any such facility shall be made available for nongovernmental use under a lease or other agreement by or with the authority, (f) acquisition of any real property within the county or any beneficiary county, with or without the improvements thereof or thereon or personal property appurtenant or incidental thereto, from the United States of America or any department, agency or instrumentality heretofore or hereafter created, designated or established by or for it, and the clearance, development or redevelopment, improvement, use or disposition of the acquired lands and premises in accordance with the provisions and for the purposes stated in this act, including the construction, reconstruction, demolition, rehabilitation, conversion, repair or alteration of improvements on or to said lands and premises, and structures and facilities incidental to the foregoing as may be necessary, convenient or desirable, (g) acquisition, construction, maintenance and operation of garbage and solid waste disposal systems for the purpose of collecting and disposing of garbage, solid waste or refuse matter, whether owned or operated by any person, the authority or any other governmental unit, within or without the county or any beneficiary county, (h) the improvement, furtherance and promotion of the tourist industries and recreational attractiveness of the county or any beneficiary county through the planning, acquisition, construction, improvement, maintenance and operation of facilities for the recreation and entertainment of the public, which facilities may include, without being limited to, a center for the performing and visual arts, (i) provision of loans and other financial assistance and technical assistance for the construction, reconstruction, demolition, rehabilitation, conversion, repair or alteration of buildings or facilities designed to provide decent, safe and sanitary dwelling units for persons of low and moderate income in need of housing, including the acquisition of land, equipment or other real or personal properties which the authority determines to be necessary, convenient or desirable appurtenances, all in accordance with the provisions of this act, as amended and supplemented, (j) planning, initiating and carrying out redevelopment projects for the elimination, and for the prevention of the development or spread of blighted, deteriorated or deteriorating areas and the disposition, for uses in accordance with the objectives of the redevelopment project, of any property

or part thereof acquired in the area of such project, (k) any combination or combinations of the foregoing or following, and (l) subject to the prior approval of the Local Finance Board, the planning, design, acquisition, construction, improvement, renovation, installation, maintenance and operation of facilities or any other type of real or personal property within the county for a corporation or other person organized for any one or more of the purposes described in subsection a. of N.J.S.15A:2-1 except those facilities or any other type of real or personal property which can be financed pursuant to the provisions of P.L.1972, c.29 (C.26:2I-1 et seq.) as amended. A county improvement authority shall also have as its purpose the pooling of loans for any local governmental units within the county or any beneficiary county that are refunding bonds in order to achieve more favorable interest rates and terms for those local governmental units.

b. In a fiscal year in which a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both has been declared by the Governor in response to COVID-19 and during the next following fiscal year, a county improvement authority shall also have as its purpose the pooling of special emergency notes issued by the county or any beneficiary county, or by any local governmental unit within the county or any beneficiary county, pursuant to N.J.S.40A:4-55 for purposes of financing a special emergency appropriation authorized for the purpose set forth in subsections l. and m. of N.J.S.40A:4-53.

9. Section 37 of P.L.1960, c.183 (C.40:37A-80) is amended to read as follows:

C.40:37A-80 Guaranty of bonds.

37. a. For the purpose of aiding an authority in the planning, undertaking, acquisition, construction, financing or operation of any facility which the authority is authorized to undertake pursuant to section 11 of P.L.1960, c.183 (C.40:37A-54), the county or any beneficiary county may, pursuant to resolution duly adopted by its governing body, or any municipality in the county or beneficiary county may, by ordinance of its governing body, in the manner provided for adoption of a bond ordinance as provided in the local bond law and with or without consideration and upon such terms and conditions as may be agreed to by and between the county or beneficiary county or the municipality and the authority, unconditionally guarantee the punctual payment of the principal of and interest on any bonds of the authority. Any guaranty of bonds of an authority made pursuant to this section shall be evidenced

by endorsement thereof on such bonds, executed in the name of the county or beneficiary county or the municipality and on its behalf by such officer thereof as may be designated in the resolution or ordinance authorizing such guaranty, and such county or municipality shall thereupon and thereafter be obligated to pay the principal of and interest on said bonds in the same manner and to the same extent as in the case of bonds issued by it. Any such guaranty of bonds of an authority may be made, and any resolution authorizing such guaranty may be adopted, notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the local bond law, but the principal amount of bonds so guaranteed, shall, after their issuance, be included in the gross debt of such county or municipality for the purpose of determining the indebtedness of such county or municipality under or pursuant to the local bond law. The principal amount of said bonds so guaranteed and included in gross debt shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of said local bond law (a) from and after the time of issuance of said bonds until the end of the fiscal year beginning next after the completion of acquisition or construction of the facility to be financed from the proceeds of such bonds and (b) in any annual debt statement filed pursuant to said local bond law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal and interest on all such guaranteed bonds, all bonds of any such county or any municipality issued as provided in section 36 of P.L.1960, c.183 (C.40:37A-79), and all bonds of the authority issued under this act.

b. For the purpose of aiding an authority in the issuance of bonds pursuant to subsection b. of section 11 of P.L.1960, c.183 (C.40:37A-54), the county or any beneficiary county may, pursuant to a resolution duly adopted by its governing body, unconditionally guarantee the punctual payment of the principal of and interest on any bonds of the authority issued for purposes of the pooling of notes issued pursuant to subsection b. of N.J.S.40A:4-55. Any guaranty of bonds of an authority made pursuant to this subsection shall be evidenced by endorsement thereof on such bonds, executed in the name of the county or beneficiary county and on its behalf by such officer thereof as may be designated in the resolution or ordinance authorizing such guaranty, and such county shall thereupon and thereafter be obligated to pay the principal of and interest on said bonds in the same manner and to the same extent as in the case of bonds issued by it. Any such guaranty of bonds of an authority may be made, and any resolution authorizing such guaranty may

be adopted, notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the local bond law, but the principal amount of bonds so guaranteed, shall, after their issuance, be included in the gross debt of such county for the purpose of determining the indebtedness of such county under or pursuant to the local bond law. The principal amount of the notes guaranteed and included in gross debt pursuant to this subsection shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the local bond law.

10. This act shall take effect immediately.

Approved August 31, 2020.

CHAPTER 75

AN ACT concerning professional and occupational licenses and supplementing Title 45 of the Revised Statutes.

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

C.45:1-7.8 Lawful presence in United States prohibited as qualification for professional, occupational license.

1. Notwithstanding the provisions of any other law, rule, or regulation, lawful presence in the United States shall not be required to obtain a professional or occupational license, provided that the applicant meets all other requirements for licensure.

2. This act shall take effect immediately.

Approved September 1, 2020.

CHAPTER 76

AN ACT concerning legal holidays and amending P.L.2008, c.89 and R.S.36:1-1.

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

1. Section 25 of P.L.2008, c.89 (C.11A:6-24.1) is amended to read as follows:

C.11A:6-24.1 Paid holidays granted to State government employees.

25. a. Paid holidays granted to all State government employees each calendar year shall be limited to the following:

(1) January 1, known as New Year's Day;

(2) the third Monday in January, known as Martin Luther King's Birthday;

(3) the third Monday in February, known as Washington's Birthday, which shall be known and celebrated as Presidents Day in this State;

(4) the day designated and known as Good Friday;

(5) the last Monday in May, known as Memorial Day;

(6) the third Friday in June, Juneteenth Day;

(7) July 4, known as Independence Day;

(8) the first Monday in September, known as Labor Day;

(9) the second Monday in October, known as Columbus Day;

(10) November 11, known as Armistice Day or Veterans' Day;

(11) the fourth Thursday in November, known as Thanksgiving Day;

(12) December 25, known as Christmas Day; and

(13) any general election day in this State.

b. The provisions of this section shall not impair any collective bargaining agreement or contract in effect on the effective date of P.L.2008, c.89. The provision of this section shall take effect in the calendar year following the expiration of the collective bargaining agreements or contracts covering a majority of the Executive Branch employees in effect on the effective date of P.L.2008, c.89.

2. R.S.36:1-1 is amended to read as follows:

Legal holidays.

36:1-1. a. The following days in each year shall, for all purposes whatsoever as regards the presenting for payment or acceptance, and of the protesting and giving notice of dishonor, of bills of exchange, bank checks and promissory notes be treated and considered as the first day of the week, commonly called Sunday, and as public holidays, except as provided under subsection d. of this section: January 1, known as New Year's Day; the third Monday in January, known as Martin Luther King's Birthday; February 12, known as Lincoln's Birthday; the third Monday in February, known as Washington's Birthday; the day designated and known as Good Friday; the last Monday in May, known as Memorial Day; the third Friday in June, Juneteenth Day; July 4, known as Independence Day; the first Monday in

September, known as Labor Day; the second Monday in October, known as Columbus Day; November 11, known as Armistice Day or Veterans' Day; the fourth Thursday in November, known as Thanksgiving Day; December 25, known as Christmas Day; any general election day in this State; every Saturday; and any day heretofore or hereafter appointed, ordered or recommended by the Governor of this State, or the President of the United States, as a day of fasting and prayer, or other religious observance, or as a bank holiday or holidays. All such bills, checks and notes, otherwise presentable for acceptance or payment on any of the days herein enumerated, shall be deemed to be payable and be presentable for acceptance or payment on the secular or business day next succeeding any such holiday.

b. Whenever any of the days herein enumerated can and shall fall on a Sunday, the Monday next following shall, for any of the purposes herein enumerated be deemed a public holiday, except as provided under subsection d. of this section; and bills of exchange, checks and promissory notes which otherwise would be presentable for acceptance or payment on such Monday shall be deemed to be presentable for acceptance or payment on the secular or business day next succeeding such holiday.

c. In construing this section, every Saturday shall, until 12 o'clock noon, be deemed a secular or business day, except as is hereinbefore provided in regard to bills of exchange, bank checks and promissory notes, and the days herein enumerated except bank holidays and Saturdays shall be considered as the first day of the week, commonly called Sunday, and public holidays, for all purposes whatsoever as regards the transaction of business in the public offices of this State, or counties of this State, except as provided under subsection d. of this section; but on all other days or half days, except Sunday or as otherwise provided by law, such offices shall be kept open for the transaction of business.

d. Notwithstanding the provisions of subsections a. through c. of this section, when the provisions of this subsection take effect, the following day each calendar year shall not be considered a public holiday for the purposes of conducting State government business:

February 12, known as Lincoln's Birthday.

All public offices of State government in this State shall be open on this day for the transaction of business.

3. This act shall take effect immediately.

Approved September 10, 2020.

CHAPTER 77

AN ACT concerning driver's licenses and identification cards and temporary service measures for certain New Jersey Motor Vehicle Commission customers in response to the COVID-19 public health emergency and state of emergency, and amending P.L.1979, c.261 and P.L.1980, c.47.

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

1. Section 1 of P.L.1979, c.261 (C.39:3-10f) is amended to read as follows:

C.39:3-10f Licenses, initial, renewal, photograph; fees.

1. In addition to the requirements for the form and content of a motor vehicle driver's license under R.S.39:3-10 and a probationary license issued under section 4 of P.L.1950, c.127 (C.39:3-13.4), on and after the operative date of P.L.2001, c.391 (C.39:3-10f4 et al.), each initial New Jersey license, each renewal of a New Jersey driver's license, and each probationary license shall have a digitized photograph of the licensee. All licenses issued on and after January 1, 2000 shall be valid for a period of 48 calendar months. However, the chief administrator may, at the chief administrator's discretion, issue licenses and endorsements that shall expire on a date fixed by the chief administrator. The fee for those licenses or endorsements shall be fixed in amounts proportionately less or greater than the fee otherwise established. Notwithstanding the provisions of this section to the contrary, a person 70 years of age or older may elect to have a license issued for a period of two or four years, which election shall not be altered by the chief administrator. The fee for the two-year standard license shall be $9, in addition to the fee for a digitized photograph established in section 4 of P.L.2001, c.391 (C.39:3-10f4). The fee for a two-year REAL ID license shall be $14.50, in addition to the fee for a digitized photograph established in section 4 of P.L.2001, c.391 (C.39:3-10f4). The chief administrator may, for good cause, extend a license and any endorsement thereon beyond their expiration dates for periods not to exceed 12 additional months. The chief administrator may extend the expiration date of a license and any endorsement thereon without payment of a proportionate fee when the chief administrator determines that the extension is necessary for good cause. If any license and endorsements thereon are so extended, the licensee shall pay upon renewal the full license fee for the period fixed by the chief administrator as if no extension had been granted.

Each initial driver's license issued to a person under the age of 21 after the effective date of P.L.1999, c.28 (C.39:3-10f1 et al.) shall be conspicuously distinct, through the use of color and design, from the driver's licenses issued to persons 21 years of age or older. The chief administrator, in consultation with the Superintendent of State Police, shall determine the color and the manner in which the license is designed to achieve this result. The license shall bear the words "UNDER 21" in a conspicuous manner. The chief administrator shall provide that, upon attaining the age of 21, a licensee shall be issued a replacement driver's license or a new license, as appropriate. The fee for a replacement license shall be $5 in addition to the digitized photograph fee.

As a condition for the renewal of a driver's license, the chief administrator shall provide that the photograph of a licensee be updated, except that the chief administrator may elect to use a stored photograph for two consecutive four-year renewal periods for $18 for a standard license per renewal and $29 for a REAL ID license per renewal, in addition to the digitized photograph fee. The chief administrator shall not use a stored photograph for more than 12 years except as otherwise provided in this section.

The holder of a standard basic driver's license who is 65 years of age or older shall not be required to update the person's driver's license photograph upon renewal and shall be eligible to use a stored photograph for each standard driver's license renewal.

In addition to any other extension, the chief administrator shall allow a person to use a stored photograph to renew a license for a period not exceeding one year if the person presents documentation by a licensed physician that the person is undergoing medical treatment for an illness and the treatment results in temporary changes to the person's physical characteristics. The fee for this extension shall be $18 for a standard license and $29 for a REAL ID license and the person shall not be required to pay the digitized photograph fee pursuant to section 4 of P.L.2001, c.391 (C.39:3-10f4).

Whenever a person has reconstructive or cosmetic surgery which significantly alters the person's facial features, the person shall notify the chief administrator who may require the photograph of the licensee to be updated for $5 in addition to the digitized photograph fee.

Nothing in this section shall be construed to alter or change any expiration date on any New Jersey driver's license issued prior to the operative date of P.L.2001, c.391 (C.39:3-10f4 et al.) and, unless a licensee's driving privileges are otherwise suspended or revoked, except as provided in R.S.39:3-10, that license shall remain valid until that expiration date.

Specific use of the driver's license and any information stored or encoded, electronically or otherwise, in relation thereto shall be in accordance with

P.L.1997, c.188 (C.39:2-3.3 et seq.) and the federal "Driver's Privacy Protection Act of 1994," Pub.L.103-322. Notwithstanding the provisions of any other law to the contrary, the digitized photograph or any access thereto or any use thereof shall not be sold, leased, or exchanged for value.

2. Section 4 of P.L.1980, c.47 (C.39:3-29.5) is amended to read as follows:

C.39:3-29.5 Expiration of card, renewal.

4. a. Except as provided in subsection b. of this section, each original identification card authorized by section 2 of P.L.1980, c.47 (C.39:3-29.3) shall, unless canceled earlier or otherwise provided, expire during the fourth calendar year following its date of issuance and on the same calendar day as the person's date of birth. If the date of birth of the bearer of the identification card does not correspond to a calendar day of the fourth calendar year, the identification card shall expire on the last day of the birth month of the bearer of the card.

The identification card shall be renewable upon the request of the bearer of the card, pursuant to terms of license renewal established by the New Jersey Motor Vehicle Commission, and upon payment of a fee as required by section 6 of P.L.1980, c.47 (C.39:3-29.7). An identification card issued pursuant to P.L.1980, c.47 (C.39:3-29.2 et seq.) to an applicant who is blind or who has a disability shall be valid for the life of the holder unless canceled by the holder. Cards issued prior to October 16, 1989 and valid upon the effective date of P.L.1990, c.30 shall be valid for the life of the holder unless canceled by the holder. Cards issued to persons with blindness or disabilities between October 16, 1989 and the effective date of P.L.1990, c.30, and which are valid on the effective date of P.L.1980, c.47 (C.39:3-29.2 et seq.), shall be made valid for the life of the holder unless canceled by the holder, upon presentation of proof that the person's blindness or disability existed at the time of the original application. The chief administrator is authorized to require periodic verification of information included on any identification card issued for or valid for the life of the holder. Nothing in this section shall be construed to alter or change any expiration date on any New Jersey identification card issued prior to the operative date of P.L.2001, c.391 (C.39:3-10f4 et al.) and any such identification card shall remain valid until its expiration date.

As a condition for the renewal of an identification card, the chief administrator shall provide that the photograph of a holder of an identification card be updated, except that the chief administrator may elect to use a stored pho-

tograph for two consecutive four-year renewal periods. The chief administrator shall not use a stored photograph for more than 12 years except as otherwise provided in this section. The fee shall be $18 for a standard identification card per renewal and $29 for a REAL ID identification card per renewal, in addition to the digitized photograph fee.

The holder of a standard identification card who is 65 years of age or older shall not be required to update the person's identification card photograph upon renewal and shall be eligible to use a stored photograph for each standard identification card renewal.

b. If the chief administrator issues a REAL ID identification card to a person who has demonstrated authorization to be present in the United States for a period of time shorter than the standard periods of identification cards, the chief administrator shall fix the expiration date of the REAL ID identification card at a date based on the period in which the person is authorized to be present in the United States under federal immigration laws. The chief administrator may renew such REAL ID identification card only if it is demonstrated that the person's continued presence in the United States is authorized under federal law.

3. During the public health emergency and state of emergency declared on March 9, 2020 by the Governor, pursuant to Executive Order No. 103 and extended, where applicable, by subsequent executive orders, the Chief Administrator of the New Jersey Motor Vehicle Commission shall reserve one day per week or a certain time each day or each week, to be determined by the chief administrator, at certain commission agency locations, to be determined by the chief administrator, to offer appointments exclusively to the following individuals to register a newly purchased, newly acquired, or transferred motor vehicle:

(1) any person who is 65 years of age or older; and

(2) any customers who, due to a medical condition diagnosed by a licensed medical doctor or licensed osteopathic physician and evidenced by proof, in a form prescribed by the chief administrator, cannot, as a result of the medical condition, wear a mask or face covering.

4. This act shall take effect immediately and section 3 of this act shall expire at the end of the public health emergency caused by the Coronavirus disease 2019 (COVID-19), either: upon the expiration of Executive Order No. 103 of 2020 and any subsequent executive orders extending the public

health emergency; or, in the absence of a rescission by the Governor, upon the termination in any other manner of the declared public health emergency.

Approved September 10, 2020.

CHAPTER 78

AN ACT providing temporary extension of vehicle registration and driver's license deadlines for new State residents.

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

1. a. Notwithstanding the provisions of section 1 of P.L.1955, c.53 (C.39:3-17.1) to the contrary, any person who becomes a resident of this State and who immediately prior thereto was authorized to operate and drive a motor vehicle or motor vehicles in this State as a non-resident pursuant to R.S.39:3-15 and R.S.39:3-17, shall not lose the right to so operate and drive a motor vehicle or motor vehicles by becoming a resident of this State, but that right shall continue to be in full force and effect for 120 days, unless a longer period of reciprocity is otherwise provided by law, after establishing residency in this State in the same manner and to the same extent as though the person was a non-resident.

b. Notwithstanding the provisions of section 1 of P.L.1955, c.53 (C.39:3-17.1) to the contrary, any person who becomes a resident of this State and who immediately prior thereto was authorized to operate and drive a motor vehicle or motor vehicles in this State as a non-resident pursuant to R.S.39:3-15 and R.S.39:3-17, shall register any vehicle operated on the public highways of this State within 120 days of so becoming a resident of New Jersey, pursuant to R.S.39:3-4 or section 2 of P.L.1968, c.439 (C.39:3-8.1).

c. The extension of nonresident driving rights provided in subsection a. and subsection b. of this section shall apply to persons who become residents of the State during the period of time in which the public health emergency caused by the Coronavirus disease 2019 (COVID-19), established by Executive Order No. 103 of 2020, and any subsequent executive orders extending the public health emergency, remains in effect, except that the extension may be discontinued and the statutory 60-day period reinstated by the Chief Administrator of the New Jersey Motor Vehicle upon written certification by the chief administrator that the extension is no longer necessary and

upon submission of that certification to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C:52:14-19.1), to the Legislature.

2. This act shall take effect immediately and shall expire at the end of the public health emergency caused by the Coronavirus disease 2019 (COVID-19), either upon the expiration of Executive Order No. 103 of 2020 and any subsequent executive orders extending the public health emergency; or, in the absence of a rescission by the Governor, upon the termination in any other manner of the declared public health emergency; or upon written certification by the chief administrator that the extension is no longer necessary and upon submission of that certification to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C:52:14-19.1), to the Legislature.

Approved September 10, 2020.

CHAPTER 79

AN ACT concerning collective bargaining agreements and subcontracting and supplementing P.L.1941, c.100 (C.34:13A-1 et seq.).

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

C.34:13A-44 Definitions relative to collective bargaining agreements and subcontracting.

1. As used in this act:

"Employer" means any local or regional school district, educational services commission, jointure commission, county special services school district, county college, or board or commission under the authority of the Commissioner of Education or the State Board of Education.

"Employee" means any employee, whether employed on a full or part-time basis, of an employer.

"Subcontracting" means any action, practice, or effort by an employer which results in any services or work performed by any of its employees being performed or provided by any other person, vendor, corporation, partnership or entity.

"Subcontracting agreement" means any agreement or arrangement entered into by an employer to implement subcontracting, but shall not include any contract entered into pursuant to the "Uniform Shared Services and Consolidation Act," P.L.2007, c.63 (C.40A:65-1 et al.), or any contract entered into to provide services to nonpublic schools through State or federal funds.

C.34:13A-45 Subcontracting mandatory subjects of negotiations, exceptions.

2. Except for actions of an employer expressly required or prohibited by the provisions of this act, all aspects or actions relating to or resulting from an employer's decision to subcontract including, but not limited to, whether or not severance pay is provided, shall be mandatory subjects of negotiations.

C.34:13A-46 Employer entering into subcontract agreement, terms, conditions.

3. No employer shall enter into a subcontracting agreement which affects the employment of any employees in a collective bargaining unit represented by a majority representative during the term that an existing collective bargaining agreement with the majority representative is in effect. No employer shall enter into a subcontracting agreement for a period following the term of the current collective bargaining agreement unless the employer:

a. Provides written notice to the majority representative of employees in each collective bargaining unit which may be affected by the subcontracting agreement and to the New Jersey Public Employment Relations Commission, not less than 90 days before the employer requests bids, or solicits contractual proposals for the subcontracting agreement; and

b. Has offered the majority representative of the employees in each collective bargaining unit which may be affected by the subcontracting agreement the opportunity to meet and consult with the employer to discuss the decision to subcontract, and the opportunity to engage in negotiations over the impact of the subcontracting. The employer's duty to negotiate with the majority representative of the employees in each collective bargaining unit shall not preclude the employer's right to subcontract should no successor agreement exist.

C.34:13A-47 Rights of displaced employee.

4. Each employee replaced or displaced as the result of a subcontracting agreement shall retain all previously acquired seniority during that period and shall have recall rights whenever the subcontracting terminates.

C.34:13A-48 Violation, unfair practice; remedies.

5. An employer who violates any provision of this act shall be deemed to have committed an unfair practice, and any employee or majority representative organization affected by the violation may file an unfair practice charge with the New Jersey Public Employment Relations Commission. If the employee or organization prevails on the charge, the employee is entitled to a remedy including, but not limited to, reinstatement, back pay, back benefits,

back emoluments, tenure and seniority credit, attorney's fees, and any other relief the commission deems appropriate to effectuate the purposes of this act.

C.34:13A-49 Construction of act.

6. Nothing in this act shall be construed as authorizing subcontracting which is not otherwise authorized by law. Nothing in this act shall be construed as restricting or limiting any right established or provided for employees by section 7 of P.L.1968, c.303 (C.34:13A-5.3); the purpose of this act is to provide rights in addition to those provided in that section.

7. This act shall take effect immediately.

Approved September 11, 2020.

CHAPTER 80

AN ACT concerning the installation of electric vehicle charging stations in certain new residential construction and supplementing Title 52 of the Revised Statutes.

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

C.52:27D-141.10 Definitions relative to installation of electric vehicle charging stations in certain new residential construction.

1. As used in this act:

"Commissioner" means the Commissioner of Community Affairs.

"Designated parking space" means a parking space specifically designated for use by an owner of a particular dwelling unit, including, but not limited to, a garage, a deeded parking space, or a parking space in a limited common element that is restricted for use by one or more dwelling unit owners.

"Developer" means any person who constructs or offers to construct a dwelling unit as part of a residential development.

"Dwelling unit" means a single-family residence constructed as part of a residential development, which includes a designated parking space which is exclusive to that residence and not a common element or common area.

"Electric vehicle charging station" means a station that is designed in compliance with the State Uniform Construction Code, adopted pursuant to P.L.1975, c.217 (C.52:27D-119 et seq.), that delivers electricity from a source

outside an electric vehicle into one or more electric vehicles, and that provides, at a minimum, Level 2 charging that is capable of two-way communications, data sharing, and load control functionality with an electric public utility.

"Owner" means any person who acquires a legal or equitable interest in a dwelling unit.

"Prospective owner" means any person who contemplates acquiring a legal or equitable interest in a dwelling unit.

"Residential development" means development undertaken for the purpose of creating 25 or more dwelling units for owner occupancy.

C.52:27D-141.11 Developer to offer to install, provide for installation of electric vehicle charging station.

2. a. A developer shall offer to install, or to provide for the installation of, an electric vehicle charging station into a dwelling unit when a prospective owner enters into negotiations with the developer to purchase a dwelling unit.

b. Prior to entering into a contract of sale for a dwelling unit, a developer shall:

(1) disclose that a prospective owner may have an electric vehicle charging station installed at any dwelling unit, and upon request by the prospective owner, disclose the total cost of installing an electric vehicle charging station at a dwelling unit that will be charged to the owner by the developer; and

(2) unless the installation of an electric vehicle charging station is included in the sale of the dwelling unit at no cost to the prospective owner, inform the prospective owner of the availability on the Internet website of the Department of Community Affairs of general information on the environmental benefits of, and potential energy cost savings associated with, electric vehicle usage and any applicable credits, rebates, or other incentives that may be available to the prospective owner for the installation of an electric vehicle charging station.

c. Every contract of sale for a dwelling unit shall include a notification by the developer to the prospective owner of the offer to install, or to provide for the installation of, an electric vehicle charging station at the dwelling unit pursuant to this section.

d. The commissioner, in consultation with the Department of Environmental Protection and the Board of Public Utilities, shall compile, and make available on the Internet website of the Department of Community Affairs, information for prospective owners and developers concerning the environmental benefits of, and potential energy cost savings associated with, electric vehicle usage and any applicable credits, rebates, or other incentives that may be available to the prospective owner for the installation of an electric vehicle charging station. The information required pursuant to this subsection shall

inform prospective owners and developers of the availability of various types of electric vehicle charging stations.

C.52:27D-141.12 Installation prior to closing of title.

3. If the prospective owner accepts, pursuant to a written contract, the developer's offer to install, or to provide for the installation of, an electric vehicle charging station at the dwelling unit, then the developer shall install, or provide for the installation of, an electric vehicle charging station at the dwelling unit prior to the closing of title on the sale of the dwelling unit, subject to material availability or acts of force majeure in which case the developer shall complete the installation as soon as reasonably practical.

C.52:27D-141.13 Rights of homeowner association.

4. If the dwelling unit is located within a residential development for which a homeowner association or other owner or membership association will be responsible for the maintenance, repair, or replacement of the area in which an electric vehicle charging station is installed, and the association incurs any additional cost or expense resulting from the installation of an electric vehicle charging station, such as the additional cost to remove and reinstall the equipment in the course of maintenance, repair, or replacement, or the electricity usage associated with the electric vehicle charging station, then the association shall have the right to:

a. impose and collect the additional cost or expense from the owner of the dwelling unit, which shall be collectible in the same manner as any other common expense or fee of the development;

b. access the dwelling unit as may be reasonably required to perform such maintenance, repair, or replacement; and

c. record a declaration or similar instrument, in the same manner as a deed, with the county clerk for the purpose of advising current and prospective owners of the dwelling unit that they may be responsible for the additional costs and expenses described in this section.

C.52:27D-141.14 Violations, penalties.

5. The commissioner shall enforce the provisions of this act and may assess violators of this act in accordance with the penalties provided for under section 18 of P.L.1977, c.419 (C.45:22A-38).

6. This act shall take effect immediately and shall apply to any dwelling unit for which a construction permit is issued on or after the 90th day following the date of enactment.

Approved September 14, 2020.

CHAPTER 81

AN ACT concerning the New Jersey Better Educational Savings Trust (NJBEST) Program and amending N.J.S.18A:71B-42.

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

1. N.J.S.18A:71B-42 is amended to read as follows:

NJBEST scholarship; conditions.

18A:71B-42. a. An amount of no less than $500 shall be provided by the State for the qualified higher education expenses of a designated beneficiary at the time of a qualified withdrawal provided that:

(1) the contributor demonstrates, to the satisfaction of the authority, that the contributor participated in the program for at least four years by making a qualifying minimum initial deposit or qualifying minimum annual contributions, or both, as shall be determined by the authority, for a designated beneficiary;

(2) the designated beneficiary demonstrates, to the satisfaction of the authority, attendance or enrollment in a higher education institution in this State; and

(3) either the contributor, if an individual, or the designated beneficiary demonstrates, to the satisfaction of the authority, that the contributor or designated beneficiary is a New Jersey resident.

b. The amount provided under subsection a. of this section shall meet the requirements of a qualified scholarship within the meaning of section 117 of the federal Internal Revenue Code of 1986, 26 U.S.C.s.117, for a designated beneficiary satisfying the requirements of subsection a. of this section.

c. A designated beneficiary shall not receive more than one State scholarship provided pursuant to subsection a. of this section.

2. This act shall take effect immediately.

Approved September 14, 2020.

CHAPTER 82

AN ACT concerning eligibility for student financial aid and supplementing chapter 71B of Title 18A of the New Jersey Statutes.

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

C.18A:71B-2.5 Parents of dependent students required to submit financial information.

1. a. In the event that a student who is enrolled in or planning to enroll in an institution of higher education in the State is considered by the Higher Education Student Assistance Authority to be a dependent of his parent, and the student seeks to apply for any student financial aid programs offered by the federal or State government, the student's parent shall provide the Higher Education Student Assistance Authority with a completed financial aid application.

b. Each institution of higher education shall notify the executive director of the Higher Education Student Assistance Authority of all students who report that their parent has refused to provide information to complete a financial aid application in accordance with subsection a. of this section. The executive director shall send written notification to those parents that failure to submit a completed financial aid application on behalf of a dependent will result in the assessment of a civil penalty pursuant to subsection c. of this section.

c. Any person who willfully fails to disclose information required pursuant to subsection a. of this section shall be subject to a civil penalty of not more than $500 which shall be collected in proceedings in accordance with the "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10 et seq.).

d. (1) Any civil penalty collected pursuant to subsection c. of this section shall be conveyed to the authority to transfer to the student's account at the institution of higher education at which the student is enrolled or is planning to enroll.

(2) In the event that a student does not enroll, or is no longer enrolled, at an institution of higher education at the time a civil penalty is collected pursuant to subsection c. of this section, the civil penalty shall be made available to the authority for the purposes of student assistance programs administered by the authority.

2. This act shall take effect immediately.

Approved September 14, 2020.

CHAPTER 83

AN ACT concerning student-athletes at certain institutions of higher education and supplementing chapter 3B of Title 18A of the New Jersey Statutes.

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

C.18A:3B-86 Short title.

1. This act shall be known and may be cited as the "New Jersey Fair Play Act."

C.18A:3B-87 Regulations for institution of higher education relative to student-athletes.

2. a. A four-year institution of higher education shall not:

(1) uphold any rule, requirement, standard, or other limitation that prevents a student of that institution participating in intercollegiate athletics from earning compensation as a result of the use of the student's name, image, or likeness.

Except as otherwise provided pursuant to subsection b. of this section, earning compensation from the use of a student's name, image, or likeness shall not affect the student's institutional scholarship eligibility. An institutional scholarship shall not be considered compensation for the purposes of this act and a scholarship shall not be revoked as a result of a student earning compensation or obtaining professional representation;

(2) provide a prospective student-athlete with compensation in relation to the student-athlete's name, image, or likeness; or

(3) prevent a student participating in intercollegiate athletics from obtaining professional representation in relation to contracts or legal matters including, but not limited to, representation provided by athlete agents or legal representation provided by attorneys.

Legal representation obtained by student-athletes shall be from attorneys licensed by the State. Athlete agents representing student-athletes shall comply with the federal "Sports Agent Responsibility and Trust Act" (15 U.S.C. s.7801 et seq.) in their relationship with student-athletes.

b. Notwithstanding the provisions of subsection a. of this section to the contrary, a student participating in intercollegiate athletics shall be prohibited from earning compensation as a result of the use of the student's name, image, or likeness in connection with any person, company, or organization related to or associated with the development, production, distribution, wholesaling, or retailing of: adult entertainment products and services; alcohol

products; casinos and gambling, including sports betting, the lottery, and betting in connection with video games, on-line games, and mobile devices; tobacco and electronic smoking products and devices; prescription pharmaceuticals; a controlled dangerous substance; and weapons, including firearms and ammunition.

Earning compensation from the use of a student's name, image, or likeness in connection with products and services listed pursuant to this subsection shall result in the revocation of the student's institutional scholarship eligibility.

C.18A:3B-88 Compensation for certain purposes prohibited.

3. A four-year institution of higher education, an entity whose purpose includes supporting or benefitting the institution or its athletic programs, or any officer, director, or employee of the institution or entity, shall not compensate or cause compensation to be directed to a current or prospective student-athlete participating in intercollegiate athletics for use of the student's name, image, or likeness.

C.18A:3B-89 Disclosure of contract by student-athlete.

4. a. A student-athlete who enters into a contract providing compensation to the student-athlete for use of his name, image, or likeness shall disclose the contract to an official of the four-year institution of higher education, to be designated by the institution.

b. A student-athlete shall not enter into a contract providing compensation to the student-athlete for use of his name, image, or likeness if a provision of the contract:

(1) conflicts with a provision of the student-athlete's team contract; or

(2) conflicts with the provisions of subsection b. of section 2 of this act.

c. An institutional team contract shall not prevent a student-athlete from using the athlete's name, image, or likeness for a commercial purpose when the athlete is not engaged in official team activities.

d. An institutional team contract shall allow the institution, athletic association, conference, or other group or organization with authority over intercollegiate athletics to use the athlete's name, image, or likeness for advertising and marketing purposes without additional compensation paid to the student-athlete.

e. An institution asserting a conflict pursuant to subsection b. of this section shall disclose to the student-athlete and to the student-athlete's professional representation the relevant contractual provisions that are in conflict.

5. This act shall take effect immediately and shall first be applicable in the fifth academic year following the date of enactment.

Approved September 14, 2020.

CHAPTER 84

AN ACT concerning essential employees contracting coronavirus disease 2019 and supplementing Title 34 of the Revised Statutes.

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

C.34:15-31.11 Definitions relative to essential employees contracting COVID-19.

1. As used in this act:

"Essential employee" means an employee in the public or private sector who, during a state of emergency:

(1) is a public safety worker or first responder, including any fire, police or other emergency responders;

(2) is involved in providing medical and other healthcare services, emergency transportation, social services, and other care services, including services provided in health care facilities, residential facilities, or homes;

(3) performs functions which involve physical proximity to members of the public and are essential to the public's health, safety, and welfare, including transportation services, hotel and other residential services, financial services, and the production, preparation, storage, sale, and distribution of essential goods such as food, beverages, medicine, fuel, and supplies for conducting essential business and work at home; or

(4) is any other employee deemed an essential employee by the public authority declaring the state of emergency.

An employee who is an employee of the State who is offered the option of working at home but has refused that option shall not be regarded as an essential employee. "Health care facility" means any non-federal institution, building or agency, or portion thereof, whether public or private, for profit or nonprofit, that is used, operated or designed to provide health services, medical or dental treatment or nursing, rehabilitative, or preventive care to any person. Health care facility includes, but is not limited to: an ambulatory surgical facility, home health agency, hospice, hospital, infirmary, intermediate care facility, dialysis center, long-term care facility, medical assistance

facility, mental health center, paid and volunteer emergency medical services, outpatient facility, public health center, rehabilitation facility, residential treatment facility, skilled nursing facility, and adult day care center. Health care facility also includes, but is not limited to, the following related property when used for or in connection with the foregoing: a laboratory, research facility, pharmacy, laundry facility, health personnel training and lodging facility, patient, guest and health personnel food service facility, and the portion of an office or office building used by persons engaged in health care professions or services.

"Health care worker" means an individual employed by a health care facility.

"Public safety worker" includes a member, employee, or officer of a paid, partially-paid, or volunteer fire or police department, force, company or district, including the State Police, a Community Emergency Response Team approved by the New Jersey Office of Emergency Management, or a correctional facility, or a basic or advanced medical technician of a first aid or rescue squad, or any other nurse, basic or advanced medical technician.

C.34:15-31.12 Rebuttable presumption that contraction of the disease is work-related and compensable.

2. If, during the public health emergency declared by an executive order of the Governor and any extension of the order, an individual contracts coronavirus disease 2019 during a time period in which the individual is working in a place of employment other than the individual's own residence as a health care worker, public safety worker, or other essential employee, there shall be a rebuttable presumption that the contraction of the disease is work-related and fully compensable for the purposes of benefits provided under R.S.34:15-1 et seq., ordinary and accidental disability retirement, and any other benefits provided by law to individuals suffering injury or illness through the course of their employment. This prima facie presumption may be rebutted by a preponderance of the evidence showing that the worker was not exposed to the disease while working in the place of employment other than the individual's own residence.

C.34:15-31.13 Payment of compensation not considered factor in certain calculations.

3. Any workers' compensation claims paid according to section 2 of this act shall not be considered in calculating an employer's Experience Modification Factor, pursuant to the New Jersey Workers' Compensation and Employers Liability and Insurance Manual administered by the Compensation Rating and Inspection Bureau established by section 2 of P.L.1995, c.393 (C.34:15-89.1) and section 1 of P.L.2008, c.97 (C.34:15-90.1).

C.34:15-31.14 Construction of act.

4. This act is intended to affirm certain rights of essential employees under the circumstances specified in this act, and shall not be construed as reducing, limiting or curtailing any rights of any worker or employee to benefits provided by law.

5. This act shall take effect immediately and shall be retroactive to March 9, 2020.

Approved September 14, 2020.

CHAPTER 85

AN ACT establishing the position of State School Nurse Consultant in the Department of Education and supplementing chapter 4 of Title 18A of the New Jersey Statutes.

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

C.18A:4-35.1 State School Nurse Consultant.

1. a. The Commissioner of Education shall appoint a State School Nurse Consultant. The State School Nurse Consultant shall be a New Jersey certified school nurse who holds a master's degree and has demonstrated higher-level leadership with recent school nursing experience. The State School Nurse Consultant shall work with school districts and school nurses to facilitate best practices by advancing comprehensive school health services that address the health and wellness of all students. The State School Nurse Consultant, in performing the duties of the position, shall collaborate with the Department of Health, other State agencies, and associated stakeholders.

b. It shall be the duty of the State School Nurse Consultant to:

(1) Serve as a liaison and resource expert in school nursing and comprehensive school health services for county, State, and national school health organizations, and policy setting groups;

(2) Provide consultation and technical assistance to support school districts in facilitating parent and community engagement;

(3) Coordinate school health program activities with public health, social services, environmental, and educational agencies as well as other public and private entities;

(4) Monitor, interpret, synthesize, and disseminate relevant information associated with changes in health and medical care, school nursing practice, legislation, and legal issues that impact schools;

(5) Facilitate the development of policies, standards, and guidelines to enhance comprehensive school health services;

(6) Foster and promote professional development for school nurses, which may include planning, coordinating, or providing educational guidance, and networking with universities and other providers of continuing education to meet identified needs;

(7) Promote quality assurance of comprehensive school health services by advocating for the use of evidence-based school nursing practice and participating in the National Association of School Nurses data collection initiatives;

(8) Participate in State-level public interagency partnerships and private partnerships with Statewide stakeholders to foster comprehensive school health services, representing school nurses in multi-disciplinary collaborations;

(9) Initiate, participate in, and utilize research studies related to comprehensive school health services, the health needs of children and youth, school nursing practice, and related issues; and

(10) Serve as a liaison regarding school health issues with the Department of Health and the Legislature.

C.18A:4-35.2 Annual report to Governor, Legislature.

2. The State School Nurse Consultant shall report annually to the Governor, and to the Legislature pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1). The report shall include a summary of the activities of the State School Nurse Consultant during the year, and any specific recommendations deemed appropriate and necessary concerning school nursing services and comprehensive school health service programs.

3. This act shall take effect immediately.

Approved September 14, 2020.

CHAPTER 86

AN ACT concerning motor vehicle ancillary production products and amending and supplementing P.L.2013, c.197

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

1. Section 1 of P.L.2013, c.197 (C.56:12-87) is amended to read as follows:

C.56:12-87 Definitions relative to service contracts.

1. As used in this act:

"Administrator" means a person who performs the third-party administration of a service contract, pursuant to the provisions of section 5 of this act, on behalf of a provider.

"Consumer" means a natural person who buys other than for purposes of resale any property that is distributed in commerce and that is normally used for personal, family, or household purposes and not for business or research purposes.

"Director" means the Director of the Division of Consumer Affairs in the Department of Law and Public Safety.

"Emergency, life safety, or property safety goods" means any goods provided for installation in, as part of, or for addition to, a system designed to prevent, respond to, alert regarding, suppress, control, or extinguish an emergency or the cause of an emergency, or assist evacuation in the event of an emergency, which emergency could threaten life or property. Examples of these systems include fire alarm, fire sprinkler, fire suppression, fire extinguisher, security, gas detection, intrusion detection, access control, video surveillance and recording, mass notification, public address, emergency lighting, patient wandering, infant tagging, and nurse call.

"Leased motor vehicle excess wear and use protection" means the repair, replacement, or maintenance of property, or indemnification for repair, replacement, or maintenance, due to excess wear and use, damage for items such as tires, paint cracks or chips, interior stains, rips or scratches, exterior dents or scratches, windshield cracks or chips, missing interior or exterior parts or excess mileage that results in a lease-end charge, or any other charge for damage that is deemed as excess wear and use by a lessor under a motor vehicle lease.

"Maintenance agreement" means a contract of limited duration that provides for scheduled maintenance only, and does not include repair or replacement of the property subject to the contract.

"Motor vehicle ancillary protection product" means a contract or agreement between a provider and a consumer for a specific duration, for a provider fee or other separately stated consideration, to perform one or more of the following with respect to a motor vehicle:

(1) the repair or replacement of tires or wheels on a motor vehicle damaged as a result of coming into contact with road hazards including but not limited to potholes, rocks, wood debris, metal parts, glass, plastic, curbs, or composite scraps;

(2) the removal of dents, dings, or creases on a motor vehicle that can be repaired using the process of paintless dent removal without affecting the existing paint finish and without replacing vehicle body panels, sanding, bonding, or painting;

(3) the repair of small motor vehicle windshield chips or cracks which may include replacement of the windshield for chips or cracks that cannot be repaired;

(4) the replacement of a motor vehicle key or key-fob in the event that the key or key-fob becomes inoperable or is lost or stolen;

(5) leased motor vehicle excess wear and use protection; or

(6) other services which may be approved by the director, that are consistent with the provisions of P.L.2013, c.197 (C.56:12-87 et seq.).

"Non-original manufacturer's part" means a replacement part not made for or by the original manufacturer of the property, commonly referred to as an "after market part."

"Person" means any natural person, company, corporation, association, society, firm, partnership, or other similar legal entity.

"Premium" means the consideration paid to an insurer for a reimbursement insurance policy, and is subject to any applicable premium tax.

"Provider" means a person who is contractually obligated to the service contract holder under the terms of the service contract.

"Provider fee" means the consideration paid by a consumer for a service contract, and is not subject to any premium tax.

"Reimbursement insurance policy" means a policy of insurance issued to a provider to either provide reimbursement to, or payment on behalf of, the provider under the terms of the insured service contracts issued or sold by the provider, or, in the event of the provider's non-performance, to provide or pay for, on behalf of the provider, all covered contractual obligations incurred by the provider.

"Service contract" means a contract or agreement between a provider and a consumer for any duration, for a provider fee or other separately stated consideration, to perform, or to provide indemnification for the performance

of, the maintenance, repair, replacement, or service of property for the operational or structural failure of the property due to a defect in materials or workmanship or due to normal wear and tear, and which may include additional provisions for incidental payment of indemnity under limited circumstances. In the case of a motor vehicle, such circumstances may include towing, rental, and emergency road services, and other road hazard protections. A service contract may provide for the maintenance, repair, replacement, or service of the property for damage resulting from power surges or interruption, or accidental damage from handling. A service contract also includes a motor vehicle ancillary protection product. Service contracts may provide for leak or repair coverage to house roofing systems. A "service contract" does not include a contract in writing to maintain structural wiring associated with the delivery of cable, telephone, or other broadband communication services or a contract in writing related to the delivery of satellite television or broadband communication services.

"Service contract holder" or "contract holder" means a consumer who is the purchaser of a service contract or is entitled to the contractual benefits under the terms of the contract.

"Warranty" means a warranty made solely by the manufacturer, importer, or seller of property or services without additional consideration, that is incidental to, and not negotiated or separated from, the sale of the property or services, that guarantees indemnity for defective materials, parts, mechanical or electrical breakdown, labor, or workmanship, or provides other remedial measures, including repair or replacement of the property or repetition of services.

C.56:12-93.1 Service contract for certain leased motor vehicle, maintenance not to exceed cost of vehicle.

2. In the case of a service contract that provides for leased motor vehicle excess wear and use protection, as defined in section 1 of P.L.2013, c.197 (C.56:12-87), the contract shall not provide for a payment for maintenance that exceeds the purchase price of the vehicle.

3. This act shall take effect on the first day of the third month next following enactment.

Approved September 14, 2020.

CHAPTER 87

AN ACT concerning the State's response to outbreaks, epidemics, and pandemics involving infectious diseases and supplementing Title 26 of the Revised Statutes and P.L.2005, c.222 (C.26:13-1 et seq.).

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

C.26:2H-12.90 Long-Term Care Emergency Operations Center (LTCEOC)

1. a. There is established in the Department of Health the Long-Term Care Emergency Operations Center (LTCEOC), which shall serve as the centralized command and resource center for long-term care facility response efforts and communications during a declared public health emergency affecting or likely to affect one or more long-term care facilities. The LTCEOC shall enhance and integrate with existing State, county, and local emergency response systems.

b. The Department of Health shall have primary responsibility for the operations of the LTCEOC, but the Department of Human Services and other appropriate State agencies shall provide any staff support as shall be requested by the Commissioner of Health. The Commissioner of Health may additionally contract with a third party entity to provide staffing services as needed. At a minimum, the Commissioner of Health shall ensure that the LTCEOC has on call at all times such appropriate staff and consultants as are needed to respond to a declared public health emergency affecting or likely to affect one or more long-term care facilities, including representatives from county and local boards of health, the Office of the New Jersey Long-Term Care Ombudsman, and the Office of Emergency Management in the New Jersey State Police, the acute and post-acute health care industry, as well as experts in public health, infection control, elder affairs, disability services, emergency response, and medical transportation.

c. The primary responsibilities of the LTCEOC shall include, but shall not be limited to:

(1) establishing ongoing, direct communication with the owners and staff of long-term care facilities, unions, advocates representing residents of long-term care facilities and their families, individuals with expertise in the needs of people with specialized health care needs, and such other stakeholders as the Commissioner of Health deems necessary and appropriate during a public health emergency affecting or likely to affect one or more long-term

care facilities, which may include the use of existing communication mechanisms and feedback loops in the Department of Health's Office of Disaster Resilience or Health Systems branch, as appropriate;

(2) providing technical assistance to the long-term care industry during the public health emergency, which may be facilitated through local health departments;

(3) ensuring supplies and equipment needed to respond to the public health emergency are acquired and distributed in an effective and efficient manner among long-term care facilities;

(4) utilizing the National Healthcare Safety Network database managed by the federal Centers for Disease Control and Prevention to:

(a) identify and respond to critical staffing shortages in long-term care facilities;

(b) if applicable, identify and respond to critical personal protective equipment or ventilator shortages in long-term care facilities;

(c) monitor facility capacity; and

(d) if applicable, monitor infectious disease case counts and deaths by facility; and

(5) ensuring all policies and guidance developed by the Department of Health in response to the public health emergency are effectively communicated to all long-term care industry stakeholders.

d. In the event of a public health emergency declared in response to an infectious disease outbreak, epidemic, or pandemic affecting or likely to affect one or more long-term care facilities, the LTCEOC, in consultation with other offices within the Department of Health and the Office of Emergency Management in the New Jersey Division of State Police, shall determine the need for the establishment of regional hubs capable of accepting patients who have, and are capable of transmitting, the infectious disease and who do not require hospitalization, which hubs shall comply with State and federal guidance regarding infection control practices related to the infectious disease. In the event of a surge in number of identified cases of the infectious disease, the LTCEOC shall actively monitor capacity levels at long-term care facilities and at regional hubs established pursuant to this subsection, if any, using the National Healthcare Safety Network database managed by the federal Centers for Disease Control and Prevention, and shall take steps to direct patient placements as necessary to manage capacity levels and ensure, to the extent possible, that no regional hub or long-term care facility exceeds safe capacity levels.

e. As used in sections 1 through 5 of P.L.2020, c.87 (C.26:2H-12.90 through C.26:2H-12.94), "infectious disease" means a disease caused by a

living organism or other pathogen, including a fungus, bacteria, parasite, protozoan, virus, or prion. An infectious disease may, or may not, be transmissible from person to person, animal to person, or insect to person.

C.26:2H-12.91 Regional medical coordination center model for disaster response.

2. a. No later than 180 days after the effective date of this act, the Department of Health shall, in consultation with the Emergency Medical Services Task Force and the Office of Emergency Management in the New Jersey Division of State Police, institute a regional medical coordination center model for disaster response to facilitate regional capacity coordination and communication across county and local boards of health, hospitals, long-term care facilities, emergency medical services providers and other first responders, and entities providing medical transportation services, in the event of a public health emergency involving an outbreak, epidemic, or pandemic involving an infectious disease. At a minimum, the model shall include a system for engaging the Level 1 trauma center in the region with long-term care facilities, federally qualified healthcare centers, home health agencies, hospice providers, medical transportation providers, emergency medical services providers and other first responders, and entities providing medical transportation services in its associated region. The Regional Level 1 Trauma Center and its associated regional medical coordination center shall make available their various clinical and non-clinical content experts and services are available for consultation and support to facilitate the implementation of evidence-based best practices and informed decision making.

b. The department shall identify appropriate sources of State, federal, and private funding to facilitate the implementation of this section, including, but not limited to, any funding or other support as may be available through the Federal Emergency Management Agency.

C.26:2H-12.92 Duties of long-term care facility during infectious disease outbreak.

3. a. During an infectious disease outbreak occurring at a long-term care facility, or an epidemic or pandemic of an infectious disease affecting or likely to affect a long-term care facility, each long-term care facility shall:

(1) separate residents who test positive for or who are suspected of having contracted the infectious disease from those who have not tested positive for, and are not suspected of having contracted, the infectious disease;

(2) follow guidance issued by the federal Centers for Disease Control and Prevention or other appropriate entities as may be identified by the Commissioner of Health with regard to determining whether a resident who has contracted the infectious disease is recovered from the infectious disease, and

the appropriate procedures and protocols for interactions between those residents and staff and other residents at the facility; and

(3) comply with current orders, guidance, and directives concerning admissions and readmissions to the facility.

b. The Department of Health shall establish a mechanism by which hospitals can identify long-term care facilities that are currently accepting admissions and readmissions of residents to the facility.

C.26:2H-12.93 Available, appropriate sources of federal funding.

4. The Commissioner of Health and the Commissioner of Human Services shall take steps to ensure available and appropriate sources of federal funding provided to states in response to the COVID-19 pandemic are made available to long-term care facilities. The commissioners may condition awards of funding made pursuant to this section on long-term care facilities providing regular reports on how the funding is used, including any evidence as may be needed to confirm the facilities are complying with all terms and conditions that attach to the funding, as well as information concerning steps the facility is taking to improve the facility's preparedness and response to the COVID-19 pandemic, including establishing and updating staff and patient safety and isolation protocols, expanding access to personal protective equipment and COVID-19 testing, and making improvements to the facility's equipment and physical plant that will help prevent the spread of communicable diseases within the facility.

C.26:2H-12.94 Report to National Healthcare Safety Network database.

5. a. During a public health emergency involving an infectious disease affecting or likely to affect a long-term care facility, the long-term care facility shall report to the National Healthcare Safety Network database managed by the federal Centers for Disease Control and Prevention, at least twice per week:

(1) counts of residents and facility personnel with suspected cases of the infectious disease and who have a laboratory test confirming infection with the infectious disease;

(2) counts of residents and facility personnel whose death is suspected to have been, or was confirmed by laboratory test to have been, caused by the infectious disease;

(3) the total number of authorized resident beds and the current resident census;

(4) staffing shortages;

(5) the quantity of personal protective equipment, hand hygiene supplies, cleaning supplies, and sanitization supplies, along with an assessment of the number of days that will be supported by current inventory;

(6) for facilities with ventilator-dependent units, ventilator capacity and the quantity of ventilator supplies, along with an assessment of the number of days that will be supported by current inventory; and

(7) any other metrics as the Commissioner of Health shall require as an essential or relevant component of the State's response to the infectious disease outbreak, epidemic, or pandemic in long-term care facilities.

b. To facilitate the enforcement of P.L.2019, c.330 (C.26:2H-18.79), commencing with the onset of influenza season each year and for the duration of that influenza season, each long-term care facility and home health employer in the State shall report to the National Healthcare Safety Network database managed by the federal Centers for Disease Control and Prevention the number of employees who have received the influenza vaccination, the number of employees who have not received the influenza vaccination due to an authorized medical exemption, and the number of employees who have not received the influenza vaccination who do not have a valid medical exemption.

c. A long-term care facility that fails to submit a report required pursuant to subsection a. or subsection b. of this section shall be liable to a civil penalty of $2,000 for each report that is not submitted. A civil penalty assessed pursuant to this section shall be collected by and in the name of the Department of Health in summary proceedings before a court of competent jurisdiction pursuant to the provisions of the "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10 et seq.).

C.26:2H-12.95 Electronic health record system.

6. a. No later than 270 days after the effective date of this act, each long-term care facility shall implement or upgrade to an electronic health record system certified by the Office of the National Coordinator for Health Information Technology in the U.S. Department of Health and Human Services that is capable of information sharing through industry standard data interoperability, including application programming interface Health Level 7 or fast healthcare interoperability technology. Use cases built on this technology shall include the bi-directional capability for admission discharge and transfer and continuity of care through the clinical data architecture. Long-term care facilities interoperability for these use cases shall be achieved by connecting to the New Jersey Health Information Network.

b. Subject to the availability of funding for this purpose, the Department of Health shall make grants available to long-term care facilities to provide

assistance in implementing or upgrading to an electronic health record system that meets the requirements of subsection a. of this section, which grants shall be distributed to long-term care facilities based on demonstrated need.

7. Section 1 of P.L.2019, c.243 (C.26:2H-12.87) is amended to read as follows:

C.26:2H-12.87 Definitions, requirements for certain long-term care facilities relative to outbreak response plans.

1. a. As used in this section:

"Cohorting" means the practice of grouping patients who are or are not colonized or infected with the same organism to confine their care to one area and prevent contact with other patients.

"Department" means the Department of Health.

"Endemic level" means the usual level of given disease in a geographic area.

"Isolating" means the process of separating sick, contagious persons from those who are not sick.

"Long-term care facility" means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.).

"Long-term care facility that provides care to ventilator-dependent residents" means a long-term care facility that has been licensed to provide beds for ventilator care.

"Outbreak" means any unusual occurrence of disease or any disease above background or endemic levels.

b. Notwithstanding any provision of law to the contrary, the department shall require long-term care facilities to develop an outbreak response plan within 180 days after the effective date of this act, which plan shall be customized to the facility, based upon national standards and developed in consultation with the facility's infection control committee, if the facility has established an infection control committee. At a minimum, each facility's plan shall include, but shall not be limited to:

(1) a protocol for isolating and cohorting infected and at-risk patients in the event of an outbreak of a contagious disease until the cessation of the outbreak;

(2) clear policies for the notification of residents, residents' families, visitors, and staff in the event of an outbreak of a contagious disease at a facility;

(3) information on the availability of laboratory testing, protocols for assessing whether facility visitors are ill, protocols to require ill staff to not present at the facility for work duties, and processes for implementing evidence-based outbreak response measures;

(4) policies to conduct routine monitoring of residents and staff to quickly identify signs of a communicable disease that could develop into an outbreak;

(5) policies for reporting outbreaks to public health officials in accordance with applicable laws and regulations; and

(6) a documented strategy for securing more staff in the event of an outbreak of infectious disease among staff or another emergent or non-emergent situation affecting staffing levels at the facility during an outbreak of an infectious disease.

c. (1) In addition to the requirements set forth in subsection b. of this section, the department shall require long-term care facilities that provide care to ventilator-dependent residents to include in the facility's outbreak response plan written policies to meet staffing, training, and facility demands during an infectious disease outbreak to successfully implement the outbreak response plan, including either employing on a full-time or part-time basis, or contracting with on a consultative basis, the following individuals:

(a) an individual certified by the Certification Board of Infection Control and Epidemiology; and

(b) a physician who has completed an infectious disease fellowship.

(2) Each long-term care facility that provides care to ventilator-dependent residents shall submit to the department the facility's outbreak response plan within 180 days after the effective date of this act.

(3) The department shall verify that the outbreak response plans submitted by long-term care facilities that provide care to ventilator-dependent residents are in compliance with the requirements of subsection b. of this section and with the requirements of paragraph (1) of this subsection.

d. (1) Each long-term care facility that submits an outbreak response plan to the department pursuant to subsection c. of this section shall review the plan on an annual basis.

(2) If a long-term care facility that provides care to ventilator-dependent residents makes any material changes to its outbreak response plan, the facility shall, within 30 days after completing the material change, submit to the department an updated outbreak response plan. The department shall, upon receiving an updated outbreak response plan, verify that the plan is compliant with the requirements of subsections b. and c. of this section.

e. (1) The department shall require a long-term care facility that provides care to ventilator-dependent residents to assign to the facility's infection control committee on a full-time or part-time basis, or on a consultative basis:

(a) an individual who is a physician who has completed an infectious disease fellowship; and

(b) an individual designated as the infection control coordinator, who has education, training, completed course work, or experience in infection control or epidemiology, including certification in infection control by the Certification Board of Infection Control and Epidemiology. The infection control committee shall meet on at least a quarterly basis and both individuals assigned to the committee pursuant to this subsection shall attend at least half of the meetings held by the infection control committee.

8. No later than 18 months after the effective date of this act, the Commissioner of Health shall prepare and submit a report to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature, concerning the implementation of the provisions of this act and any recommendations for appropriate legislative or administrative actions as may be appropriate to advance or improve the State's infectious disease planning, preparedness, and response.

9. This act shall take effect immediately.

Approved September 16, 2020.

CHAPTER 88

AN ACT establishing the New Jersey Task Force on Long-Term Care Quality and Safety.

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

1. a. There is established the New Jersey Task Force on Long-Term Care Quality and Safety, which shall be tasked with developing recommendations to make changes to the long-term system of care to drive improvements in person-centered care, resident and staff safety, improvements in quality of care and services, workforce engagement and sustainability, and any other appropriate aspects of the long-term system of care in New Jersey as the task force elects to review. The task force shall specifically focus on:

(1) expanding home and community-based services and recommending strategies to improve the balance between facility-based services and home and community-based services and supports;

(2) nursing home reforms, including implementing new care models, optimizing nursing home size and configurations to foster resident wellness and infection control, increasing clinical presence in nursing homes, and identifying appropriate nursing home staffing levels for certain resident acuity and special population needs;

(3) maintaining the objectivity of the nursing home survey inspections and the cited deficiency appeals process;

(4) identifying the capital investments needed to support physical plant, technology, and workforce development initiatives in nursing homes; and

(5) broader reforms to the long-term system of care, including developing technology requirements to enable enhanced use of telemedicine and telehealth, instituting workforce engagement and advancement models including career laddering options and structures, increasing the use of Medicaid managed care to drive improvements in quality and oversight of nursing homes, and establishing acuity adjustments for Medicaid managed care payments to nursing homes.

b. The task force shall comprise 27 members as follows:

(1) the Commissioner of Health, the Commissioner of Human Services, the Commissioner of Military and Veterans' Affairs, and the New Jersey Long-Term Care Ombudsman, or their designees, who shall serve ex officio;

(2) seven public members to be appointed by the Governor, which public members shall include at least one member representing each of the following, with at least two members being from urban communities: a non-profit nursing home; a for-profit nursing home; a not-for-profit assisted living facility; a nurse with significant experience in long-term care; a consumer rights advocate with experience or background related to long-term care; a Medicaid managed care organization; and a recipient of home and community-based services;

(3) eight public members to be appointed by the Senate President, which public members shall include at least one member representing each of the following, with at least two members being from urban communities: a medical director of a for-profit nursing home; a medical director for a non-profit nursing home; a certified nurse assistant; an advocate for worker safety in long-term care facilities; Disability Rights New Jersey; a resident of a veterans' home operated by the State; a family member of a resident of a nursing home; and a resident of a nursing home or a long-term care facility; and

(4) eight public members to be appointed by the Speaker of the General Assembly, which public members shall include at least one member representing each of the following: an adult day care center; a home health agency; a home health aide; a resident rights advocate; an expert on long-

term care policy; an expert on infection control and prevention; a family member or caregiver of an individual receiving home and community-based services; and a family member of a resident of a veterans' home.

c. The members of the task force shall be appointed, and the task force shall organize, no later than 45 days after the effective date of this act. The members shall select a chairperson and a vice-chairperson from among the public members. The chairperson may appoint a secretary to the task force, who need not be a member of the task force. The task force shall meet at the call of the chairperson.

d. Members of the task force shall serve without compensation, but shall be reimbursed for necessary expenditures incurred in the performance of their duties as members of the task force, within the limits of funds appropriated or otherwise made available to the task force for its purposes.

e. The Department of Health shall provide administrative and staff support to the task force. The task force shall be entitled to call to its assistance and avail itself of the services of the employees of any State, county, or municipal department, board, bureau, commission, or agency as it may require and as may be available for its purposes.

f. No later than one year after its organization, the task force shall prepare and submit a report to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature, concerning its recommendations developed pursuant to this section. The task force shall dissolve 30 days following the date on which it submits its report under this subsection.

2. This act shall take effect immediately and shall expire 30 days after the date the task force submits its report pursuant to subsection f. of section 1 of this act.

Approved September 16, 2020.

CHAPTER 89

AN ACT concerning long-term care facilities, amending P.L.1966, c.113, and supplementing Title 30 of the Revised Statutes.

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

1. Section 2 of P.L.1966, c.113 (C.34:11-56a1) is amended to read as follows:

C.34:11-56a1 Definitions relative to minimum wages.

2. As used in this act:

(a) "Commissioner" means the Commissioner of Labor and Workforce Development.

(b) "Director" means the director in charge of the bureau referred to in section 3 of this act.

(c) "Wage board" means a board created as provided in section 10 of this act.

(d) "Wages" means any moneys due an employee from an employer for services rendered or made available by the employee to the employer as a result of their employment relationship including commissions, bonus and piecework compensation and including the fair value of any food or lodgings supplied by an employer to an employee, and, until December 31, 2018, "wages" includes any gratuities received by an employee for services rendered for an employer or a customer of an employer. The commissioner may, by regulation, establish the average value of gratuities received by an employee in any occupation and the fair value of food and lodging provided to employees in any occupation, which average values shall be acceptable for the purposes of determining compliance with this act in the absence of evidence of the actual value of such items.

(e) "Regular hourly wage" means the amount that an employee is regularly paid for each hour of work as determined by dividing the total hours of work during the week into the employee's total earnings for the week, exclusive of overtime premium pay.

(f) "Employ" includes to suffer or to permit to work.

(g) "Employer" includes any individual, partnership, association, corporation, and the State and any county, municipality, or school district in the State, or any agency, authority, department, bureau, or instrumentality thereof, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee.

(h) "Employee" includes any individual employed by an employer.

(i) "Occupation" means any occupation, service, trade, business, industry or branch or group of industries or employment or class of employment in which employees are gainfully employed.

(j) "Minimum fair wage order" means a wage order promulgated pursuant to this act.

(k) "Fair wage" means a wage fairly and reasonably commensurate with the value of the service or class of service rendered and sufficient to meet the minimum cost of living necessary for health.

(l) "Oppressive and unreasonable wage" means a wage which is both less than the fair and reasonable value of the service rendered and less than sufficient to meet the minimum cost of living necessary for health.

(m) "Limousine" means a motor vehicle used in the business of carrying passengers for hire to provide prearranged passenger transportation at a premium fare on a dedicated, nonscheduled, charter basis that is not conducted on a regular route and with a seating capacity in no event of more than 14 passengers, not including the driver, provided, that such a motor vehicle shall not have a seating capacity in excess of four passengers, not including the driver, beyond the maximum passenger seating capacity of the vehicle, not including the driver, at the time of manufacture. "Limousine" shall not include taxicabs, hotel or airport shuttles and buses, buses employed solely in transporting school children or teachers to and from school, vehicles owned and operated directly or indirectly by businesses engaged in the practice of mortuary science when those vehicles are used exclusively for providing transportation related to the provision of funeral services or vehicles owned and operated without charge or remuneration by a business entity for its own purposes.

(n) "Seasonal employment" means employment during a year by an employer that is a seasonal employer, or employment by a non-profit or government entity of an individual who is not employed by that employer outside of the period of that year commencing on May 1 and ending September 30, or employment by a governmental entity in a recreational program or service during the period commencing on May 1 and ending September 30, except that "seasonal employment" does not include employment of employees engaged to labor on a farm on either a piece-rate or regular hourly rate basis.

(o) "Seasonal employer" means an employer who exclusively provides its services in a continuous period of not more than ten weeks during the months of June, July, August, and September, or an employer for which, during the immediately previous calendar year, not less than two thirds of the employer's gross receipts were received in a continuous period of not more than sixteen weeks or for which not less than 75 percent of the wages paid by the employer during the immediately preceding year were paid for work performed during a single calendar quarter.

(p) "Small employer" means any employer who employed less than six employees for every working day during each of a majority of the calendar workweeks in the current calendar year and less than six employees for every

working day during not less than 48 calendar workweeks in the preceding calendar year, except that, if the employer was newly established during the preceding calendar year, the employer shall be regarded as a "small employer" if the employer employed less than six employees for every working day during all of the weeks of that year, and during a majority of the calendar workweeks in the current calendar year, and, if the employer is newly established during the current calendar year, the employer shall be regarded as a "small employer" if the employer employed less than six employees for every working day during a majority of the calendar workweeks in the current calendar year.

(q) "Long-term care facility direct care staff member" means any health care professional licensed or certified pursuant to Title 26 or Title 45 of the Revised Statutes who is employed by a long-term care facility and who provides personal care, assistance, or treatment services directly to residents of the facility in the course of the professional's regular duties.

2. Section 5 of P.L.1966, c.113 (C.34:11-56a4) is amended to read as follows:

C.34:11-56a4 Minimum wage rate; exceptions.

5. a. Except as provided in subsections c., d., e. g., and i. of this section, each employer shall pay to each of his employees wages at a rate of not less than $8.85 per hour as of January 1, 2019 and, on January 1 of 2020 and January 1 of each subsequent year, the minimum wage shall be increased by any increase in the consumer price index for all urban wage earners and clerical workers (CPI-W) as calculated by the federal government for the 12 months prior to the September 30 preceding that January 1, except that any of the following rates shall apply if it exceeds the rate determined in accordance with the applicable increase in the CPI-W for the indicated year: on July 1, 2019, the minimum wage shall be $10.00 per hour; on January 1, 2020, the minimum wage shall be $11.00 per hour; and on January 1 of each year from 2021 to 2024, inclusive, the minimum wage shall be increased from the rate of the preceding year by $1.00 per hour. If the federal minimum hourly wage rate set by section 6 of the federal "Fair Labor Standards Act of 1938" (29 U.S.C. s.206), or a successor federal law, is raised to a level higher than the State minimum wage rate set by this subsection, then the State minimum wage rate shall be increased to the level of the federal minimum wage rate and subsequent increases based on increases in the CPI-W pursuant to this section shall be applied to the higher minimum wage rate. If an applicable wage order has been issued by the commissioner under section 17 (C.34:11-

56a16) of this act, the employer shall also pay not less than the wages prescribed in said order. The wage rates fixed in this section shall not be applicable to part-time employees primarily engaged in the care and tending of children in the home of the employer, to persons under the age of 18 not possessing a special vocational school graduate permit issued pursuant to section 15 of P.L.1940, c.153 (C.34:2-21.15), or to persons employed as salesmen of motor vehicles, or to persons employed as outside salesmen as such terms shall be defined and delimited in regulations adopted by the commissioner, or to persons employed in a volunteer capacity and receiving only incidental benefits at a county or other agricultural fair by a nonprofit or religious corporation or a nonprofit or religious association which conducts or participates in that fair.

b. (1) An employer shall also pay each employee not less than 1 1/2 times such employee's regular hourly rate for each hour of working time in excess of 40 hours in any week, except that this overtime rate shall not apply: to any individual employed in a bona fide executive, administrative, or professional capacity; or to employees engaged to labor on a farm or employed in a hotel; or to an employee of a common carrier of passengers by motor bus; or to a limousine driver who is an employee of an employer engaged in the business of operating limousines; or to employees engaged in labor relative to the raising or care of livestock.

(2) Employees engaged on a piece-rate or regular hourly rate basis to labor on a farm shall be paid for each day worked not less than the applicable minimum hourly wage rate multiplied by the total number of hours worked.

(3) Full-time students may be employed by the college or university at which they are enrolled at not less than 85% of the effective applicable minimum wage rate.

c. Employees of a small employer, and employees who are engaged in seasonal employment, except for employees who customarily and regularly receive gratuities or tips who shall be subject to the provisions of subsections a. and d. of this section, shall be paid $8.85 per hour as of January 1, 2019 and, on January 1 of 2020 and January 1 of each subsequent year, that minimum wage rate shall be increased by any increase in the consumer price index for all urban wage earners and clerical workers (CPI-W) as calculated by the federal government for the 12 months prior to the September 30 preceding that January 1, except that any of the following rates shall apply if it exceeds the rate determined in accordance with the applicable increase in the CPI-W for the indicated year: on January 1, 2020, the minimum wage shall be $10.30 per hour; and on January 1 of each year from 2021 to 2025, inclusive, the minimum wage shall be increased from the rate of the preceding

year by eighty cents per hour, and, in 2026, the minimum wage shall be increased from the rate of the preceding year by seventy cents per hour, and, in each year from 2027 to 2028 inclusive, the minimum wage for employees subject to this subsection c. shall be increased by the same amount as the increase for employees subject to subsection a. of this section based on CPI-W increases, plus one half of the difference between $15.00 per hour and the minimum wage in effect in 2026 for employees pursuant to subsection a. of this section, so that, by 2028, the minimum wage for employees subject to this subsection shall be the same as the minimum wage in effect for employees subject to subsection a. of this section. If the federal minimum hourly wage rate set by section 6 of the federal "Fair Labor Standards Act of 1938" (29 U.S.C. s.206), or a successor federal law, is raised to a level higher than the State minimum wage rate set by this subsection, then the State minimum wage rate shall be increased to the level of the federal minimum wage rate and subsequent increases based on increases in the CPI-W pursuant to this subsection shall be applied to the higher minimum wage rate.

d. Employees engaged on a piece-rate or regular hourly rate basis to labor on a farm shall be paid $8.85 per hour as of January 1, 2019 and, on January 1 of 2020 and January 1 of each subsequent year, that minimum wage rate shall be increased by any increase in the consumer price index for all urban wage earners and clerical workers (CPI-W) as calculated by the federal government for the 12 months prior to the September 30 preceding that January 1, except that any of the following rates shall apply if it exceeds the rate determined in accordance with the applicable increase in the CPI-W for the indicated year:

(1) on January 1, 2020, the minimum wage shall be $10.30 per hour; on January 1, 2022, the minimum wage shall be $10.90 per hour; and on January 1 of each year from 2023 to 2024, inclusive, the minimum wage shall be increased from the rate of the preceding year by eighty cents per hour; and

(2) subject to the provisions of paragraph (3) of this subsection d., minimum wage rates shall be increased as follows: on January 1 of 2025, the minimum wage shall be increased to $13.40, and on January 1 of each year from 2026 to 2027, inclusive, the minimum wage shall be increased from the rate of the preceding year by eighty cents per hour, and, in each year from 2028 to 2030 inclusive, the minimum wage for employees subject to this subsection d. shall be increased during that year by the same amount as the increase in that year for employees subject to subsection a. of this section based on CPI-W increases, plus one third of the difference between $15.00 per hour and the minimum wage in effect in 2027 for employees pursuant to

subsection a. of this section, so that, by 2030, the minimum wage for employees subject to this subsection shall be the same as the minimum wage in effect for employees subject to subsection a. of this section.

(3) Not later than March 31, 2024, the commissioner and the Secretary of Agriculture shall review the report issued by the commissioner pursuant to subsection b. of section 4 of P.L.2019, c.32 (C.34:11-56a4.10) and shall consider any information provided by the secretary regarding the impact on farm employers and the viability of the State's agricultural industry of the increases of the minimum wage made pursuant to paragraph (1) of this subsection, and the potential impact of the increases which would be set by paragraph (2) of this subsection, including comparisons with the wage rates in the agricultural industries in other states, and shall recommend: approval of the increases set forth in paragraph (2) of this subsection; disapproval of the increases set forth in paragraph (2) of this subsection; or an alternative manner of changing the minimum wage after 2024 for employees engaged on a piece-rate or regular hourly rate basis to labor on a farm. In contemplation of the possibility that the commissioner and the secretary are unable to agree on the recommendation required by this paragraph, by December 31, 2021, the Governor shall appoint a public member subject to advice and consent by the Senate, who will serve as a tie-breaking member if needed. The increases set forth in paragraph (2) of this subsection shall take effect unless there is a recommendation pursuant to this paragraph to disapprove the increases or for an alternative manner of changing the minimum wage after 2024 for employees engaged on a piece-rate or regular hourly rate basis to labor on a farm and the Legislature, not later than June 30, 2024, enacts a concurrent resolution approving the implementation of that recommendation. Beginning in 2024, the commissioner, secretary, and public member shall meet biennially to make either a one or two year recommendation to the Legislature for implementation by way of concurrent resolution.

(4) If the federal minimum hourly wage rate set by section 6 of the federal "Fair Labor Standards Act of 1938" (29 U.S.C. s.206), or a successor federal law, is raised to a level higher than the State minimum wage rate set by this subsection, then the State minimum wage rate shall be increased to the level of the federal minimum wage rate and subsequent increases based on increases in the CPI-W pursuant to this subsection shall be applied to the higher minimum wage rate.

e. With respect to an employee who customarily and regularly receives gratuities or tips, every employer is entitled to a credit for the gratuities or tips received by the employee against the hourly wage rate that would otherwise be paid to the employee pursuant to subsection a. of this section of the

following amounts: after December 31, 2018 and before July 1, 2019, $6.72 per hour; after June 30, 2019 and before January 1, 2020, $7.37 per hour; during calendar years 2020, 2021 and 2022, $7.87 per hour; during calendar year 2023, $8.87 per hour; and during calendar year 2024 and subsequent calendar years, $9.87 per hour.

f. Notwithstanding the provisions of this section to the contrary, every trucking industry employer shall pay to all drivers, helpers, loaders and mechanics for whom the Secretary of Transportation may prescribe maximum hours of work for the safe operation of vehicles, pursuant to section 31502(b) of the federal Motor Carrier Act, 49 U.S.C.s.31502(b), an overtime rate not less than 1 1/2 times the minimum wage required pursuant to this section and N.J.A.C. 12:56-3.1. Employees engaged in the trucking industry shall be paid no less than the minimum wage rate as provided in this section and N.J.A.C. 12:56-3.1. As used in this section, "trucking industry employer" means any business or establishment primarily operating for the purpose of conveying property from one place to another by road or highway, including the storage and warehousing of goods and property. Such an employer shall also be subject to the jurisdiction of the Secretary of Transportation pursuant to the federal Motor Carrier Act, 49 U.S.C.s.31501 et seq., whose employees are exempt under section 213(b)(1) of the federal "Fair Labor Standards Act of 1938," 29 U.S.C. s.213(b)(1), which provides an exemption to employees regulated by section 207 of the federal "Fair Labor Standards Act of 1938," 29 U.S.C. s.207, and the Interstate Commerce Act, 49 U.S.C. s.501 et al.

g. Commencing on January 1, 2020, a training wage of not less than 90 percent of the minimum wage rate otherwise set pursuant to subsection a. of this section may be paid to an employee who is enrolled in an established employer on-the-job or other training program which meets standards set by regulations adopted by the commissioner. The period during which an employer may pay the training wage to the employee shall be the first 120 hours of work after hiring the employee in employment in an occupation in which the employee has no previous similar or related experience. An employer shall not utilize any employee paid the training wage in a manner which causes, induces, encourages or assists any displacement or partial displacement of any currently employed worker, including any previous recipient of the training wage, by reducing hours of a currently employed worker, replacing a current or laid off employee with a trainee, or by relocating operations resulting in a loss of employment at a previous workplace, or in a manner which replaces, supplants, competes with or duplicates any approved apprenticeship program. An employer who pays an employee a training wage shall make a good faith effort to continue to employ the employee after the period

of the training wage expires and shall not hire the employee at the training wage unless there is a reasonable expectation that there will be regular employment, paying at or above the effective minimum wage, for the trainee upon the successful completion of the period of the training wage. If the commissioner determines that an employer has made repeated, knowing violations of the provisions of this subsection regarding the payment of a training wage, the commissioner shall suspend the employer's right to pay a training wage for a period set pursuant to regulations adopted by the commissioner, but not less than three years.

h. The provisions of this section shall not be construed as prohibiting any political subdivision of the State from adopting an ordinance, resolution, regulation or rule, or entering into any agreement, establishing any standard for vendors, contractors and subcontractors of the subdivision regarding wage rates or overtime compensation which is higher than the standards provided for in this section, and no provision of any other State or federal law establishing a minimum standard regarding wages or other terms and conditions of employment shall be construed as preventing a political subdivision of the State from adopting an ordinance, resolution, regulation or rule, or entering into any agreement, establishing a standard for vendors, contractors and subcontractors of the subdivision which is higher than the State or federal law or which otherwise provides greater protections or rights to employees of the vendors, contractors and subcontractors of the subdivision, unless the State or federal law expressly prohibits the subdivision from adopting the ordinance, resolution, regulation or rule, or entering into the agreement.

i. Effective on the first day of the second month next following the effective date of P.L.2020, c.89 (C.30:4D-7cc et al.), the minimum wage for long-term care facility direct care staff members shall be in an amount that is $3 higher than the prevailing minimum wage established pursuant to subsection a. of this section.

C.30:4D-7cc Legislative approval of reimbursement rate increases.

3. a. The Commissioner of Human Services shall submit recommendations to the Legislature, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), for legislative approval of any reimbursement rate increases as may be needed to comply with minimum wage requirements for long-term care facility direct care staff as provided in subsection i. of section 5 of P.L.1966, c.113 (C.34:11-56a4). The commissioner may recommend that increases for nursing homes be tied to improvements in specific quality and safety metrics.

b. No later than 90 days after the effective date of this act, the Commissioner of Human Services shall conduct a review of the Department of Human Services' Medicaid value-based payment strategy, including the Quality Incentive Payment Program, to ensure incentives provided under the strategy focus on priority metrics for quality improvement, and shall review and determine whether incentives are an effective means of driving improvements in quality of care and resident and staff safety in nursing homes.

c. (1) The Commissioner of Human Services shall establish a direct care ratio reporting and rebate requirement, which shall take effect no later than July 1, 2021, pursuant to which nursing homes shall be required to report total revenues collected, along with the portion of revenues that are expended on direct care staff wages, other staff wages, taxes, administrative costs, investments in improvements to the facility's equipment and physical plant, profits, and any other factors as the commissioner shall require.

(2) The direct care ratio shall require 90 percent, or such higher percentage as the commissioner may establish by regulation, of a facility's aggregate revenue in a fiscal year to be expended on the direct care of residents. The commissioner shall determine which components of the reporting requirements shall be attributed to direct patient care, administrative costs, and profits. The commissioner may adjust the components of the ratio as appropriate based on current financial information reported by nursing homes and overall performance by the nursing home related to patient safety and quality of care.

(3) The commissioner or an entity designated by the commissioner may conduct an audit of the financial information reported by nursing homes pursuant to this section to ensure the accuracy of the information reported and compliance with the requirements of this section, as well as to identify and recover any payments that exceed the allowed cost ratio for administrative costs and profits.

(4) In each case where the direct care loss ratio fails to substantially comply with the ratio requirement established pursuant to this subsection, the nursing home shall issue a pro rata dividend or credit to the State and to all individuals and entities making payments to the nursing home for resident services in an amount sufficient to assure that the aggregate amount paid for direct care staff wages, other staff wages, taxes, administrative costs, investments in improvements to the nursing home's equipment and physical plant, profits, and other factors, plus the amount of the dividends and credits, equals the mandatory ratio for the previous calendar year. The pro rata dividend or credit shall be equal to the percentage of payments made by the payor to the nursing home in the previous calendar year out of all payments made to the nursing home for services provided in the previous calendar year from all payment sources. All

dividends and credits shall be distributed by June 30 of the year following the calendar year in which the ratio requirements were not satisfied.

4. No later than 60 days after the effective date of this act, the Commissioner of Human Services or an entity designated by the commissioner shall initiate a study of the costs and payments associated with nursing home care, which study shall focus on, and include recommendations concerning, adjusting reimbursement rates to account for differences in resident acuity levels, as well as other factors as may be relevant to nursing home costs and payments. The commissioner shall prepare and submit an interim report concerning the status of the study no later than one year after the effective date of this act, and shall prepare and submit a final report of the findings and recommendations of the study to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature, no later than January 1, 2022.

5. The Commissioner of Human Services shall apply for such State plan amendments or waivers as may be necessary to implement the provisions of this act and to secure federal financial participation for State Medicaid expenditures under the federal Medicaid program.

6. This act shall take effect immediately.

Approved September 16, 2020.

CHAPTER 90

AN ACT concerning nursing facilities and making an appropriation.

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

1. a. Notwithstanding the provisions of any law or regulation to the contrary, and subject to any federal approvals as may be required, effective October 1, 2020 through June 30, 2021, the reimbursement rate for Class I, Class II, and Class III nursing facilities shall be equal to the rate received on September 30, 2020, plus a 10 percent adjustment. Each facility shall use no less than 60 percent of the rate adjustment provided under this section for the sole purpose of increasing wages or supplemental pay for certified nurse aides providing direct care. The remainder of the rate adjustment shall be used for other costs related to coronavirus disease 2019 preparedness and

response, including enhancing infection control measures, cleaning, reconfiguration of the facility to support cohorting, procurement of personal protective equipment, testing, or other staff wages and needs.

b. To ensure compliance with the provisions of this section, any facility receiving the rate adjustment pursuant to this section shall provide:

(1) wage and cost data in a manner and form prescribed by the Commissioner of Human Services; and

(2) attestations from the facility owner of adherence to the following infection control protocols, which shall be submitted in a manner and form as shall be prescribed by the Commissioner of Health, and which may be required on an ongoing basis:

(a) the facility has an outbreak response plan in place as required pursuant to section 1 of P.L.2019, c.243 (C.26:2H-12.87), which plan shall be made available to the public through the facility's Internet website and include effective communication methods for conveying information concerning outbreaks of infectious diseases consistent with the requirements of paragraph (2) of subsection b. of section 1 of P.L.2019, c.243 (C.26:2H-12.87) and guidance issued by the Department of Health; provided that, facilities certified by the federal Centers for Medicare and Medicaid Services may effect notification in compliance with the provisions of subsection (g) of 42 CFR s.483.80;

(b) the facility has used the personal protective equipment burn rate calculator made available by the federal Centers for Disease Control and Prevention and:

(i) if the facility is not part of a system with eight or more facilities, the facility has at least a two-month supply of personal protective equipment on hand, in accordance with Executive Directive No. 20-026; or

(ii) if the facility is part of a system of eight or more facilities, the facility has at least a one-month supply of personal protective equipment on hand, in accordance with Executive Directive No. 20-026;

(c) the facility has registered with the Department of Health, authorized the department to access data, and is providing information in accordance with the requirements of Executive Directive No. 20-026; and

(d) the facility has implemented a respiratory protection program that complies with the respiratory protection standard for employees established by the federal Occupational Safety and Health Administration, including fit testing and training in donning and doffing personal protective equipment.

c. A facility receiving a rate adjustment pursuant to this section that has been cited by the Department of Health for two repeat infection control violations during the period from October 1, 2020 through June 30, 2021, in-

cluding, but not limited to, citations for repeat violations of the staff and resident testing requirements outlined in Executive Directive No. 20-026, may be subject to recoupment of the rate adjustment by the State in an amount not to exceed the total value of the rate adjustment.

d. A facility that fails to meet any requirement of this section may be subject to recoupment of the adjustment by the State in an amount not to exceed the total value of the rate adjustment. Any attestation required under paragraph (2) of subsection b. of this section that is filed after a deadline established by the Department of Health or June 30, 2021, whichever is earlier, shall be considered a failure to meet the requirements of this section.

e. The Commissioner of Health shall transmit to the Commissioner of Human Services information on any facility that may be subject to recoupment of the rate adjustment as provided in subsection c. or subsection d. of this section.

2. The Commissioner of Human Services shall apply for such State plan amendments or waivers as may be necessary to implement the provisions of this act and to secure federal financial participation for State Medicaid expenditures under the federal Medicaid program and shall receive approval for such State plan amendments or waivers prior to the implementation of this act.

3. There is appropriated from the General Fund to the Department of Human Services a one-time appropriation of $62.3 million for the purposes of effectuating the provisions of this act.

4. The provisions of this act shall be severable, and if any phrase, clause, sentence, or provision is deemed unenforceable, the decision of the court shall not affect the validity of the remaining provisions of this act.

5. This act shall take effect immediately.

Approved September 16, 2020.

CHAPTER 91

AN ACT recognizing the Howell House on Lafayette Street in Cape May, New Jersey as the Harriet Tubman Museum in New Jersey and supplementing chapter 9A of Title 52 of the Revised Statutes.

WHEREAS, The Macedonia Baptist Church was officially recognized as a Baptist church by the West New Jersey Baptist Association on December 23, 1895 and was organized to provide a place for African-American residents of the city of Cape May to practice their faith together; and

WHEREAS, The Macedonia Baptist Church continues to meet today in its historic church building, part of which dates back to 1799, on the corner of Lafayette and Franklin Streets, in a neighborhood that contains most of Cape May's civic institutions, and that was the core of the city's African-American society for much of the 20th century; and

WHEREAS, Next to the church stands one of Cape May's oldest houses, the Howell House, which was built in 1850 and willed to the church in 1909 by its former owner, Philadelphia Quaker Joseph Howell, and has been used as a parsonage until only a few decades ago; and

WHEREAS, The house has been acknowledged as "a contributing resource to the Cape May National Historic Landmark district," and in 2012, was declared one of New Jersey's top-10 endangered historic structures by Preservation New Jersey, a Statewide private historic preservation organization; and

WHEREAS, On December 16, 2018, the church signed a lease with developers Robert and Zack Mullock that permitted the Mullocks to renovate the Howell House into a museum honoring Harriet Tubman, which opened virtually on June 19, 2020, a date recognized as "Juneteenth" to commemorate the announcement by Union Army General Gordon Granger of federal orders that enslaved persons in Texas were free; and

WHEREAS, The museum showcases Harriet Tubman's role as a champion of civil rights and the time she spent in Cape May in the 1850s earning income to support her efforts in the Underground Railroad, a network of safe houses designed to help African-American slaves escape into free territories; and

WHEREAS, Given New Jersey's role in allowing safe passage for many on the Underground Railroad and the significance of Harriet Tubman's contribution to the freedom of dozens of people, supported by her time in Cape May, it is altogether fitting and proper that this State recognize the Howell House on Lafayette Street in Cape May, New Jersey as the Harriet Tubman Museum in New Jersey; now, therefore,

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

C.52:9A-17 Harriet Tubman Museum.

1. The Howell House on Lafayette Street in Cape May, New Jersey is recognized as the Harriet Tubman Museum in New Jersey.

C.52:9A-18 Funding for museum signs.

2. State and other public funds shall not be used for producing, purchasing, or erecting signs bearing the designation established under section 1 of this act, P.L.2020, c.91 (C.52:9A-17). The Governor, or the designee thereof, is authorized to receive gifts, grants, or other financial assistance from private sources for the purpose of funding or reimbursing the Governor, or the designee thereof, for the costs associated with producing, purchasing, and erecting signs bearing the designation established under section 1 of this act and entering into agreements related thereto, with private sources, including but not limited to non-governmental, non-profit, educational, or charitable entities or institutions. Work shall not proceed and funding shall not be accepted by the Governor, or the designee thereof, until an agreement has been reached with a responsible party for paying the costs associated with producing, purchasing, erecting, and maintaining the signs.

3. This act shall take effect immediately.

Approved September 17, 2020.

CHAPTER 92

AN ACT concerning the disproportionate environmental and public health impacts of pollution on overburdened communities, and supplementing Title 13 of the Revised Statutes.

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

C.13:1D-157 Findings, declarations relative to impact of pollution on overburdened communities.

1. The Legislature finds and declares that all New Jersey residents, regardless of income, race, ethnicity, color, or national origin, have a right to live, work, and recreate in a clean and healthy environment; that, historically, New Jersey's low-income communities and communities of color have been subject to a disproportionately high number of environmental and public health stressors, including pollution from numerous industrial, commercial,

and governmental facilities located in those communities; that, as a result, residents in the State's overburdened communities have suffered from increased adverse health effects including, but not limited to, asthma, cancer, elevated blood lead levels, cardiovascular disease, and developmental disorders; that children are especially vulnerable to the adverse health effects caused by exposure to pollution, and that such health effects may severely limit a child's potential for future success; that the adverse effects caused by pollution impede the growth, stability, and long-term well-being of individuals and families living in overburdened communities; that the legacy of siting sources of pollution in overburdened communities continues to pose a threat to the health, well-being, and economic success of the State's most vulnerable residents; and that it is past time for the State to correct this historical injustice.

The Legislature further finds and declares that no community should bear a disproportionate share of the adverse environmental and public health consequences that accompany the State's economic growth; that the State's overburdened communities must have a meaningful opportunity to participate in any decision to allow in such communities certain types of facilities which, by the nature of their activity, have the potential to increase environmental and public health stressors; and that it is in the public interest for the State, where appropriate, to limit the future placement and expansion of such facilities in overburdened communities.

C.13:1D-158 Definitions relative to impact of pollution on overburdened communities.

2. As used in this act:

"Department" means the Department of Environmental Protection.

"Environmental or public health stressors" means sources of environmental pollution, including, but not limited to, concentrated areas of air pollution, mobile sources of air pollution, contaminated sites, transfer stations or other solid waste facilities, recycling facilities, scrap yards, and point-sources of water pollution including, but not limited to, water pollution from facilities or combined sewer overflows; or conditions that may cause potential public health impacts, including, but not limited to, asthma, cancer, elevated blood lead levels, cardiovascular disease, and developmental problems in the overburdened community.

"Facility" means any: (1) major source of air pollution; (2) resource recovery facility or incinerator; (3) sludge processing facility, combustor, or incinerator; (4) sewage treatment plant with a capacity of more than 50 million gallons per day; (5) transfer station or other solid waste facility, or recycling facility intending to receive at least 100 tons of recyclable material per

day; (6) scrap metal facility; (7) landfill, including, but not limited to, a landfill that accepts ash, construction or demolition debris, or solid waste; or (8) medical waste incinerator; except that "facility" shall not include a facility as defined in section 3 of P.L.1989, c.34 (C.13:1E-48.3) that accepts regulated medical waste for disposal, including a medical waste incinerator, that is attendant to a hospital or university and intended to process self-generated regulated medical waste.

"Limited English proficiency" means that a household does not have an adult that speaks English "very well" according to the United States Census Bureau.

"Low-income household" means a household that is at or below twice the poverty threshold as that threshold is determined annually by the United States Census Bureau.

"Major source" means a major source of air pollution as defined by the federal "Clean Air Act," 42 U.S.C. s.7401 et seq., or in rules and regulations adopted by the department pursuant to the "Air Pollution Control Act," P.L.1954, c.212 (C.26:2C-1 et seq.) or which directly emits, or has the potential to emit, one hundred tons per year or more of any air pollutant, or other applicable criteria set forth in the federal "Clean Air Act," 42 U.S.C. s.7401 et seq.

"Overburdened community" means any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households; (2) at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency.

"Permit" means any individual permit, registration, or license issued by the department to a facility establishing the regulatory and management requirements for a regulated activity under the following State laws: R.S.12:5-1 et seq.; P.L.1975, c.232 (C.13:1D-29 et al.); the "Solid Waste Management Act," P.L.1970, c.39 (C.13:1E-1 et seq.); section 17 of P.L.1975, c.326 (C.13:1E-26); the "Comprehensive Regulated Medical Waste Management Act," P.L.1989, c.34 (C.13:1E-48.1 et al.); P.L.1989, c.151 (C.13:1E-99.21a et al.); the "New Jersey Statewide Mandatory Source Separation and Recycling Act," P.L.1987, c.102 (C.13:1E-99.11 et al.); the "Pesticide Control Act of 1971," P.L.1971, c.176 (C.13:1F-1 et seq.); "The Wetlands Act of 1970," P.L.1970, c.272 (C.13:9A-1 et seq.); the "Freshwater Wetlands Protection Act," P.L.1987, c.156 (C.13:9B-1 et al.); the "Coastal Area Facility Review Act," P.L.1973, c.185 (C.13:19-1 et seq.); the "Highlands Water Protection and Planning Act," P.L.2004, c.120 (C.13:20-1 et seq.), the "Air Pollution

Control Act (1954)," P.L.1954, c.212 (C.26:2C-1 et seq.); the "Water Supply Management Act," P.L.1981, c.262 (C.58:1A-1 et al.); P.L.1947, c.377 (C.58:4A-5 et seq.); the "Water Pollution Control Act," P.L.1977, c.74 (C.58:10A-1 et seq.); P.L.1986, c.102 (C.58:10A-21 et seq.); orthe "Flood Hazard Area Control Act," P.L.1962, c.19 (C.58:16A-50 et seq.); except that "permit" shall not include any authorization or approval necessary to perform a remediation, as defined pursuant to section 23 of P.L.1993, c.139 (C.58:10B-1), or any authorization or approval required for a minor modification of a facility's major source permit for activities or improvements that do not increase emissions.

C.13:1D-159 List of overburdened communities on website.

3. No later than 120 days after the effective date of this act, the department shall publish and maintain on its Internet website a list of overburdened communities in the State. The department shall update the list of overburdened communities at least once every two years. The department shall notify a municipality if any part of the municipality has been designated an overburdened community pursuant to this act.

C.13:1D-160 Requirements for permit applicants.

4. a. Beginning immediately upon the adoption of the rules and regulations required pursuant to section 5 of this act, the department shall not consider complete for review any application for a permit for a new facility or for the expansion of an existing facility, or any application for the renewal of an existing facility's major source permit, if the facility is located, or proposed to be located, in whole or in part, in an overburdened community, unless the permit applicant first:

(1) Prepares an environmental justice impact statement that assesses the potential environmental and public health stressors associated with the proposed new or expanded facility, or with the existing major source, as applicable, including any adverse environmental or public health stressors that cannot be avoided if the permit is granted, and the environmental or public health stressors already borne by the overburdened community as a result of existing conditions located in or affecting the overburdened community;

(2) Transmits the environmental justice impact statement required to be prepared pursuant to paragraph (1) of this subsection, at least 60 days in advance of the public hearing required pursuant to paragraph (3) of this subsection, to the department and to the governing body and the clerk of the municipality in which the overburdened community is located. Upon receipt, the department shall publish the environmental justice impact statement on its Internet website; and

(3) Organizes and conducts a public hearing in the overburdened community. The permit applicant shall publish a notice of the public hearing in at least two newspapers circulating within the overburdened community, including one local non-English language newspaper, if applicable, not less than 60 days prior to the public hearing. The permit applicant shall provide a copy of the notice to the department, and the department shall publish the notice on its Internet website and in the monthly bulletin published pursuant to section 6 of P.L.1975, c.232 (C.13:1D-34). The notice of the public hearing shall provide the date, time, and location of the public hearing, a description of the proposed new or expanded facility or existing major source, as applicable, a map indicating the location of the facility, a brief summary of the environmental justice impact statement, information on how an interested person may review a copy of the complete environmental justice impact statement, an address for the submittal of written comments to the permit applicant, and any other information deemed appropriate by the department. At least 60 days prior to the public hearing, the permit applicant shall send a copy of the notice to the department and to the governing body and the clerk of the municipality in which the overburdened community is located. The applicant shall invite the municipality to participate in the public hearing. At the public hearing, the permit applicant shall provide clear, accurate, and complete information about the proposed new or expanded facility, or existing major source, as applicable, and the potential environmental and public health stressors associated with the facility. The permit applicant shall accept written and oral comments from any interested party, and provided an opportunity for meaningful public participation at the public hearing. The permit applicant shall transcribe the public hearing and, no later than 10 days after the public hearing, submit the transcript along with any written comments received, to the department. Following the public hearing, the department shall consider the testimony presented and any written comments received, and evaluate the issuance of, or conditions to, the permit, as necessary in order to avoid or reduce the adverse environmental or public health stressors affecting the overburdened community.

The department may require the applicant to consolidate the public hearing held pursuant to this paragraph with any other public hearing held or required by the department regarding the permit application, provided the public hearing meets the other requirements of this paragraph. The department shall consider a request by a permit applicant to consolidate required public hearings and, if the request is granted by the department, the consolidation shall not preclude an application from being deemed complete for review pursuant to subsection a. of this section.

b. Notwithstanding the provisions of P.L.1975, c.232 (C.13:1D-29 et seq.) or any other law, or rule or regulation adopted pursuant thereto, to the contrary, the department shall not issue a decision on an application for a permit for a new facility or for the expansion of an existing facility, or on an application for the renewal of an existing facility's major source permit, if such facility is located, or proposed to be located, in whole or in part in an overburdened community until at least 45 days after the public hearing held pursuant to paragraph (3) of subsection a. of this subsection.

c. Notwithstanding the provisions of any other law, or rule or regulation adopted pursuant thereto, to the contrary, the department shall, after review of the environmental justice impact statement prepared pursuant to paragraph (1) of subsection a. of this section and any other relevant information, including testimony and written comments received at the public hearing, deny a permit for a new facility upon a finding that approval of the permit, as proposed, would, together with other environmental or public health stressors affecting the overburdened community, cause or contribute to adverse cumulative environmental or public health stressors in the overburdened community that are higher than those borne by other communities within the State, county, or other geographic unit of analysis as determined by the department pursuant to rule, regulation, or guidance adopted or issued pursuant to section 5 of this act, except that where the department determines that a new facility will serve a compelling public interest in the community where it is to be located, the department may grant a permit that imposes conditions on the construction and operation of the facility to protect public health.

d. Notwithstanding the provisions of any other law, or rule or regulation adopted pursuant thereto, to the contrary, the department may, after review of the environmental justice impact statement prepared pursuant to paragraph (1) of subsection a. of this section and any other relevant information, including testimony and written comments received at the public hearing, apply conditions to a permit for the expansion of an existing facility, or the renewal of an existing facility's major source permit, concerning the construction and operation of the facility to protect public health, upon a finding that approval of a permit or permit renewal, as proposed, would, together with other environmental or public health stressors affecting the overburdened community, cause or contribute to adverse cumulative environmental or public health stressors in the overburdened community that are higher than those borne by other communities within the State, county, or other geographic unit of analysis as determined by the department pursuant to rule, regulation, or guidance adopted or issued pursuant to section 5 of this act.

e. If a permit applicant is applying for more than one permit for a proposed new or expanded facility, the permit applicant shall only be required to comply with the provisions of this section once, unless the department, in its discretion, determines that more than one public hearing is necessary due to the complexity of the permit applications necessary for the proposed new or expanded facility. Nothing in this section shall be construed to limit the authority of the department to hold or require additional public hearings, as may be required by any other law, rule, or regulation.

f. Nothing in this section shall be construed to limit the right of an applicant to continue facility operations during the process of permit renewal to the extent such right is conveyed by applicable law, rule, or regulation, including the application shield provisions of the rules and regulations adopted pursuant to the "Air Pollution Control Act (1954)," P.L.1954, c.212 (C.26:2C-1 et seq.).

g. In addition to any other fee authorized by law, rule, or regulation, the department shall assess each permit applicant a reasonable fee in order to cover the department's costs associated with the implementation of this act, including costs to provide technical assistance to permit applicants and overburdened communities as needed to comply with this act.

C.13:1D-161 Rules, regulations.

5. a. The department shall adopt, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) rules and regulations to implement the provisions of this act.

b. The department may issue a technical guidance for compliance with this act, which the department shall publish on its Internet website.

6. This act shall take effect immediately.

Approved September 18, 2020.

CHAPTER 93

AN ACT excluding United States Armed Services combat zone pay from gross income taxation, and supplementing Title 54A of the New Jersey Statutes.

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

C.54A:6-32 Combat zone compensation not considered gross income.

1. Gross income shall not include amounts received as combat zone compensation by members of the Armed Forces of the United States that is excluded from federal taxable income pursuant to section 112 of the federal Internal Revenue Code of 1986, 26 U.S.C. s.112.

2. This act shall take effect immediately and apply to taxable years beginning on or after January 1 next following the date of enactment.

Approved September 28, 2020.

CHAPTER 94

AN ACT increasing the gross income tax rate on income between $1,000,000 and $5,000,000 and providing a tax rebate, amending N.J.S.54A:2-1 and P.L.1981, c.239 and supplementing Title 54A of the New Jersey Statutes.

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

1. N.J.S.54A:2-1 is amended to read as follows:

Imposition of tax.

54A:2-1. Imposition of tax. There is hereby imposed a tax for each taxable year (which shall be the same as the taxable year for federal income tax purposes) on the New Jersey gross income as herein defined of every individual, estate or trust (other than a charitable trust or a trust forming part of a pension or profit-sharing plan), subject to the deductions, limitations and modifications hereinafter provided, determined in accordance with the following tables with respect to taxpayers' taxable income:

a. For married individuals filing a joint return and individuals filing as head of household or as surviving spouse for federal income tax purposes:

(1) for taxable years beginning on or after January 1, 1991 but before January 1, 1994:

If the taxable income is:	The tax is:
Not over $20,000.00	2% of taxable income
Over $20,000.00 but not	$400.00 plus 2.5% of the

over $50,000.00	excess over $20,000.00
Over $50,000.00 but not over $70,000.00	$1,150.00 plus 3.5% of the excess over $50,000.00
Over $70,000.00 but not over $80,000.00	$1,850.00 plus 5.0% of the excess over $70,000.00
Over $80,000.00 but not over $150,000.00	$2,350.00 plus 6.5% of the excess over $80,000.00
Over $150,000.00 over $150,000.00	$6,900.00 plus 7.0% of the excess

(2) For taxable years beginning on or after January 1, 1994 but before January 1, 1995:

If the taxable income is:	The tax is:
Not over $20,000.00	1.900% of taxable income
Over $20,000.00 but not over $50,000.00	$380.00 plus 2.375% of the excess over $20,000.00
Over $50,000.00 but not over $70,000.00	$1,092.50 plus 3.325% of the excess over $50,000.00
Over $70,000.00 but not over $80,000.00	$1,757.50 plus 4.750% of the excess over $70,000.00
Over $80,000.00 but not over $150,000.00	$2,232.50 plus 6.175% of the excess over $80,000.00
Over $150,000.00	$6,555.00 plus 6.650% of the excess over $150,000.00

(3) for taxable years beginning on or after January 1, 1995 but before January 1, 1996:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.700% of taxable income
Over $20,000.00 but not over $50,000.00.....	$340.00 plus 2.125% of the excess over $20,000.00

Over $50,000.00 but not
over $70,000.00..... $977.50 plus 2.975% of the
excess over $50,000.00
Over $70,000.00 but not
over $80,000.00..... $1,572.50 plus 4.250% of the
excess over $70,000.00
Over $80,000.00 but not
over $150,000.00..... $1,997.50 plus 6.013% of the
excess over $80,000.00
Over $150,000.00 ..... $6,206.60 plus 6.580% of the
excess over $150,000.00

(4) for taxable years beginning on or after January 1, 1996 but before January 1, 2004:

If the taxable income is: The tax is:
Not over $20,000.00..... 1.400% of taxable income
Over $20,000.00 but not
over $50,000.00..... $280.00 plus 1.750% of the
excess over $20,000.00
Over $50,000.00 but not
over $70,000.00..... $805.00 plus 2.450% of the
excess over $50,000.00
Over $70,000.00 but not
over $80,000.00..... $1,295.50 plus 3.500% of the
excess over $70,000.00
Over $80,000.00 but not
over $150,000.00..... $1,645.00 plus 5.525% of the
excess over $80,000.00
Over $150,000.00 ..... $5,512.50 plus 6.370% of the
excess over $150,000.00

(5) for taxable years beginning on or after January 1, 2004 but before January 1, 2018:

If the taxable income is: The tax is:
Not over $20,000.00..... 1.400% of taxable income
Over $20,000.00 but not
over $50,000.00..... $280.00 plus 1.750% of the
excess over $20,000.00
Over $50,000.00 but not
over $70,000.00..... $805.00 plus 2.450% of the
excess over $50,000.00
Over $70,000.00 but not

over $80,000.00..... $1,295.50 plus 3.500% of the excess over $70,000.00

Over $80,000.00 but not over $150,000.00..... $1,645.00 plus 5.525% of the excess over $80,000.00

Over $150,000.00 but not over $500,000.00..... $5,512.50 plus 6.370% of the excess over $150,000.00

Over $500,000.00 ..... $27,807.50 plus 8.970% of the excess over $500,000.00

(6) for taxable years beginning on or after January 1, 2018, but before January 1, 2020:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $50,000.00.....	$280.00 plus 1.750% of the excess over $20,000.00
Over $50,000.00 but not over $70,000.00.....	$805.00 plus 2.450% of the excess over $50,000.00
Over $70,000.00 but not over $80,000.00.....	$1,295.50 plus 3.500% of the excess over $70,000.00
Over $80,000.00 but not over $150,000.00.....	$1,645.00 plus 5.525% of the excess over $80,000.00
Over $150,000.00 but not over $500,000.00.....	$5,512.50 plus 6.370% of the excess over $150,000.00
Over $500,000.00 but not over $5,000,000.00..	$27,807.50 plus 8.970% of the excess over $500,000.00
Over $5,000,000.00	$431,457.50 plus 10.75% of the excess over $5,000,000.00

(7) for taxable years beginning on or after January 1, 2020:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $50,000.00....	$280.00 plus 1.750% of the excess over $20,000.00

Over $50,000.00 but not over $70,000.00....	$805.00 plus 2.450% of the excess over $50,000.00
Over $70,000.00 but not over $80,000.00...	$1,295.50 plus 3.500% of the excess over $70,000.00
Over $80,000.00 but not over $150,000.00..	$1,645.00 plus 5.525% of the excess over $80,000.00
Over $150,000.00 but not over $500,000.00..	$5,512.50 plus 6.370% of the excess over $150,000.00
Over $500,000.00 but not over $1,000,000.00..	$27,807.50 plus 8.970% of the excess over $500,000.00
Over $1,000,000.00...	$72,657.50 plus 10.750% of the excess over $1,000,000.00

b. For married individuals filing separately, unmarried individuals other than individuals filing as head of household or as a surviving spouse for federal income tax purposes, and estates and trusts:

(1) for taxable years beginning on or after January 1, 1991 but before January 1, 1994:

If the taxable income is:	The tax is:
Not over $20,000.00.....	2% of taxable income
Over $20,000.00 but not over $35,000.00.....	$400.00 plus 2.5% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$775.00 plus 5.0% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$1,025.00 plus 6.5% of the excess over $40,000.00
Over $75,000.00	$3,300.00 plus 7.0% of the excess over $75,000.00

(2) for taxable years beginning on or after January 1, 1994 but before January 1, 1995:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.900% of taxable income

Over $20,000.00 but not over $35,000.00.....	$380.00 plus 2.375% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$736.25 plus 4.750% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$973.75 plus 6.175% of the excess over $40,000.00
Over $75,000.00	$3,135.00 plus 6.650% of the excess over $75,000.00

(3) for taxable years beginning on or after January 1, 1995 but before January 1, 1996:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.700% of taxable income
Over $20,000.00 but not over $35,000.00.....	$340.00 plus 2.125% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$658.75 plus 4.250% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$871.25 plus 6.013% of the excess over $40,000.00
Over $75,000.00	$2,975.80 plus 6.580% of the excess over $75,000.00

(4) for taxable years beginning on or after January 1, 1996 but before January 1, 2004:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $35,000.00.....	$280.00 plus 1.750% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$542.50 plus 3.500% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$717.50 plus 5.525% of the excess over $40,000.00

Over $75,000.00.....	$2,651.25 plus 6.370% of the excess over $75,000.00

(5) for taxable years beginning on or after January 1, 2004 but before January 1, 2018:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $35,000.00.....	$280.00 plus 1.750% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$542.50 plus 3.500% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$717.50 plus 5.525% of the excess over $40,000.00
Over $75,000.00 but not over $500,000.00.....	$2,651.25 plus 6.370% of the excess over $75,000.00
Over $500,000.00	$29,723.75 plus 8.970% of the excess over $500,000.00

(6) for taxable years beginning on or after January 1, 2018, but before January 1, 2020:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $35,000.00.....	$280.00 plus 1.750% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$542.50 plus 3.500% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$717.50 plus 5.525% of the excess over $40,000.00
Over $75,000.00 but not over $500,000.00.....	$2,651.25 plus 6.370% of the excess over $75,000.00
Over $500,000.00 but not over $5,000,000.00...	$29,723.75 plus 8.970% of the excess over $500,000.00

Over $5,000,000.00	$433,373.75 plus 10.75% of the excess over $5,000,000.00

(7) for taxable years beginning on or after January 1, 2020:

If the taxable income is:	The tax is:
Not over $20,000.00.....	1.400% of taxable income
Over $20,000.00 but not over $35,000.00.....	$280.00 plus 1.750% of the excess over $20,000.00
Over $35,000.00 but not over $40,000.00.....	$542.50 plus 3.500% of the excess over $35,000.00
Over $40,000.00 but not over $75,000.00.....	$717.50 plus 5.525% of the excess over $40,000.00
Over $75,000.00 but not over $500,000.00...	$2,651.25 plus 6.370% of the excess over $75,000.00
Over $500,000.00 but not over $1,000,000.00..	$29,723.75 plus 8.970% of the excess over $500,000.00
Over $1,000,000.00....	$74,573.75 plus 10.750% of the excess over $1,000,000.00

c. For the purposes of this section, an individual who would be eligible to file as a head of household for federal income tax purposes but for the fact that such taxpayer is a nonresident alien, shall determine tax pursuant to subsection a. of this section.

d. For the purposes of this section, for taxable year 2018, withholding by every employer from salaries, wages and other remuneration paid by an employer for services rendered described in subsections a. and b. of this section, in excess of $5,000,000 during that taxable year, shall be at the rate of 15.6% as soon as practicable but no later than September 1, 2018. The Director of the Division of Taxation is authorized to do all things necessary to implement the withholding tax prescribed by this section for taxable year 2018.

e. No additions to tax or penalty shall be imposed under N.J.S.54A:9-6 for insufficient payment of estimated tax that may otherwise be due on salaries, wages and other remuneration received before September 1, 2018, on which there is a rate of tax imposed pursuant to subsections a. and b. of this section.

f. An employer maintaining an office or transacting business within this State and making payment of any salaries, wages and remuneration subject to New Jersey gross income tax or making payment of any remuneration for employment subject to contribution under the New Jersey "unemployment compensation law," pursuant to R.S.43:21-1 et seq., that is subject to New Jersey gross income tax shall not be subject to interest, penalties or other costs that may otherwise be imposed for insufficient withholding of salaries, wages and other remuneration made before September 1, 2018, that is directly attributable to the enactment of the taxable income tables and tax rates in subsections a. and b. of this section.

2. a. For taxable year 2020, withholding by an employer from salaries, wages, and other remuneration paid by an employer for services rendered over $1,000,000, but not over $5,000,000, shall be at the rate of 21.3 percent as soon as practicable, but not later than November 1, 2020. The director is authorized to implement the withholding rate prescribed by this subsection for taxable year 2020.

b. For taxable year 2020, no additions to tax or penalty shall be imposed upon a taxpayer pursuant to N.J.S.54A:9-6 for underpayment of increased estimated tax on taxable income received before November 1, 2020 for which the increased estimated tax due is attributable to the rate imposed on gross income in excess of $1,000,000, but not in excess of $5,000,000.

c. For taxable year 2020, no interest, penalties, or other costs shall be imposed upon an employer maintaining an office or transacting business within this State and making payment of any salaries, wages, and remuneration subject to the "New Jersey Gross Income Tax Act," N.J.S.54A:1-1 et seq., or making payment of any remuneration for employment subject to contribution under the New Jersey "unemployment compensation law," pursuant to R.S.43:21-1 et seq., for insufficient withholding of salaries, wages, and other remuneration paid before November 1, 2020 that is attributable to an increase in the rate imposed on gross income in excess of $1,000,000, but not in excess of $5,000,000.

C.54A:9-30 Eligibility for tax rebate.

3. a. Beginning with taxable year 2020, and subject to appropriation by the Legislature, a qualified taxpayer shall be eligible for a tax rebate based on the requirements set forth in this section.

b. The rebate shall be the lesser of $500 or an amount equal to the amount of tax paid after credits for the taxable year pursuant to the "New

Jersey Gross Income Tax Act," N.J.S.54A:1-1 et seq. In the case of a qualified taxpayer who is a part-year resident during the taxable year, the amount of the rebate shall be pro-rated, based upon the total number of months of the taxpayer's residency during the taxable year.

c. The director shall issue rebates to qualified taxpayers between July 1 and July 31 of the subsequent taxable year, provided however, in the case of a qualified taxpayer who is granted an extension of time for filing a return, the director may issue the rebate between July 1 and December 31 of the subsequent taxable year.

d. The director is authorized to issue rules and regulations as necessary to implement this section.

e. The director may recover rebates issued in error or as a result of misrepresentation in the same manner as a deficiency with respect to a payment of a State tax in accordance with the State Uniform Tax Procedure Law, R.S.54:48-1 et seq.

f. Any rebate issued pursuant to this section shall not be considered gross income for purposes of the New Jersey Gross Income Tax Act.

g. As used in this section

"Qualified taxpayer" means an individual who has timely filed a resident return, is a resident of this State during the taxable year, and who had during the taxable year: (1) at least one qualifying child; (2) gross income not exceeding $150,000 for married individuals filing a joint return and an individual filing as a head of household or as a surviving spouse, or $75,000 for married individuals filing separately and an individual filing as a single taxpayer; and (3) a gross income tax liability greater than zero.

"Qualifying child" means the same as defined in section 152 of the Internal Revenue Code (26 U.S.C. s.152), where claimed as a dependent on a resident return under the New Jersey Gross Income Tax Act.

4. Section 1 of P.L.1981, c.239 (C.54A:9-8.1) is amended to read as follows:

C.54A:9-8.1 Setoff of indebtedness to State agencies; precedence of child support indebtedness.

1. a. Whenever any taxpayer or resident shall be entitled to any refund of taxes pursuant to the "New Jersey Gross Income Tax Act" (N.J.S.54A:1-1 et seq.), including an earned income tax credit provided as a refund pursuant to P.L.2000, c.80 (C.54A:4-6 et al.), or whenever any individual is eligible to receive a rebate pursuant to section 3 of P.L.2020, c.94 (C.54A:9-30), or a homestead rebate or credit pursuant to P.L.1990, c.61 (C.54:4-8.57 et al.), P.L.1999,

c.63 (C.54:4-8.58a et al.), P.L.2004, c.40 or P.L.2007, c.62 (C.18A:7F-37 et al.), and if the rebate or credit is not required to be paid over to the municipal tax collector under the provisions of section 8 of P.L.1990, c.61 (C.54:4-8.64), and at the same time the taxpayer or resident shall be indebted to any agency or institution of State Government, to the Victims of Crime Compensation Board for the portion of an assessment ordered pursuant to section 2 of P.L.1979, c.396 (C.2C:43-3.1) for deposit in the Victims of Crime Compensation Board Account or restitution ordered to be paid to the board pursuant to N.J.S.2C:44-2 for deposit in the Victims of Crime Compensation Board Account, or for child support under Title IV-A, Title IV-D, or Title IV-E of the federal Social Security Act (42 U.S.C. s.601 et seq.), or other indebtedness in accordance with section 1 of P.L.1995, c.290 (C.2A:17-56.11b) the Department of the Treasury shall apply or cause to be applied the refund, homestead rebate or credit, or all, or so much of any or all as shall be necessary, to satisfy the indebtedness. Child support indebtedness shall take precedence over all other indebtedness. The Department of the Treasury shall retain a percentage of the proceeds of any collection setoff as shall be necessary to provide for any expenses of the collection effort.

b. A State department or agency which is owed a debt shall notify the Department of the Treasury of the existence of the debt and shall request that the Department of the Treasury execute a setoff as provided for in this section.

5. This act shall take effect immediately and sections 1 and 2 shall apply retroactively to taxable years beginning on and after January 1, 2020.

Approved September 29, 2020.

CHAPTER 95

AN ACT imposing the corporation business tax surtax at a rate of 2.5 percent through December 31, 2023 and amending P.L.2018, c.48.

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

1. Section 1 of P.L.2018, c.48 (C.54:10A-5.41) is amended to read as follows:

C.54:10A-5.41 Assessment, payment of surtax.

1. a. In addition to the tax paid by each taxpayer determined pursuant to section 5 of P.L.1945, c.162 (C.54:10A-5), each taxpayer, except for a public utility, shall be assessed and shall pay a surtax as follows:

(1) For a taxpayer, except a public utility, that has allocated taxable net income in excess of $1 million for the privilege periods, beginning on or after January 1, 2018 through December 31, 2023, the surtax imposed shall be 2.5%; provided, however, that if the federal corporate income tax rate imposed pursuant to section 11 of the federal Internal Revenue Code of 1986 (26 U.S.C. s.11) is increased to a rate of at least 35% of taxable income, the imposition of the surtax imposed pursuant to this section shall be suspended following the conclusion of a taxpayer's privilege period corresponding with the increase to the federal corporate income tax rate.

(2) (Deleted by amendment, P.L.2020, c.95)

b. For purposes of this section,

(1) "taxpayer" shall mean any business entity that is subject to tax as provided in the Corporation Business Tax (1945), P.L.1945, c.162 (C.54:10A-1 et seq.).

(2) "allocated taxable net income" shall mean allocated entire net income for privilege periods ending before July 31, 2019, or taxable net income as defined in subsection (w) of section 4 of P.L.1945, c.162 (C.54:10A-4) for privilege periods ending on and after July 31, 2019.

The surtax imposed under this section shall be imposed on allocated taxable net income, and shall be due and payable in accordance with section 15 of P.L.1945, c.162 (C.54:10A-15), and the surtax shall be administered pursuant to the provisions of P.L.1945, c.162 (C.54:10A-1 et seq.). Notwithstanding the provisions of any other law to the contrary, no credits shall be allowed against the surtax liability computed under this section except for credits for installment payments, estimated payments made with a request for an extension of time for filing a return, or overpayments from prior privilege periods.

2. The Director of the Division of Taxation in the Department of the Treasury shall waive all penalties incurred by a taxpayer because of the retroactive imposition of an increased surtax rate pursuant to P.L.2020, c.95.

3. This act shall take effect immediately and apply retroactively to privilege periods beginning on or after January 1, 2020.

Approved September 29, 2020.

CHAPTER 96

AN ACT concerning the annual assessment on health maintenance organizations and amending P.L.2004, c.49.

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

1. Section 3 of P.L.2004, c.49 (C.26:2J-47) is amended to read as follows:

C.26:2J-47 Annual assessment on HMOs.

3. a. (1) For the fiscal years 2005 and 2006, the Commissioner of Banking and Insurance shall issue, in accordance with the provisions of this section, a special interim assessment of one percent, and in fiscal year 2007 and each fiscal year thereafter through fiscal year 2019, an annual assessment in the amount of two percent, in fiscal year 2020, an annual assessment in the amount of three percent, and in fiscal year 2021 and each fiscal year thereafter, an annual assessment in the amount of five percent on the net written premiums received by each health maintenance organization granted a certificate of authority to operate in this State pursuant to P.L.1973, c.337 (C.26:2J-1 et seq.), to be allocated to the Health Care Subsidy Fund established pursuant to section 8 of P.L.1992, c.160 (C.26:2H-18.58) for the purpose of providing charity care payments to hospitals in accordance with the formula used for the distribution of charity care subsidies that are provided pursuant to P.L.1992, c.160 (C.26:2H-18.51 et al.).

(2) "Net written premiums received" means direct premiums as reported on the annual financial statement submitted pursuant to section 9 of P.L.1973, c.337 (C.26:2J-9), and to the commissioner on a quarterly basis.

b. The commissioner shall certify the amount of the annual assessment issued to each health maintenance organization as calculated pursuant to subsection a. of this section. Each health maintenance organization shall remit the amount so certified on a quarterly basis in each fiscal year to the Department of Banking and Insurance in accordance with the procedures established in P.L.1995, c.156 (C.17:1C-19 et seq.), and as prescribed by the commissioner, who may adjust the quarterly payments from time to time as necessary to meet the current and estimated assessment obligation of each health maintenance organization in each fiscal year.

c. Amounts collected by the commissioner shall be allocated to the Health Care Subsidy Fund established pursuant to section 8 of P.L.1992, c.160 (C.26:2H-18.58) and used solely for the purpose of providing charity

care payments to hospitals in accordance with the formula used for the distribution of charity care subsidies that are provided pursuant to P.L.1992, c.160 (C.26:2H-18.51 et al.).

d. (1) A health maintenance organization shall not impose any additional premium, fee or surcharge on its premium or enrollee charge to recoup any assessment paid pursuant to this section.

(2) The provisions of paragraph (1) of this subsection shall not apply to a health maintenance organization with respect to any federally funded program underwritten by that health maintenance organization.

2. This act shall take effect immediately and shall apply to assessments made for Fiscal Year 2021, which begins on October 1, 2020, and thereafter.

Approved September 29, 2020.

CHAPTER 97

AN ACT making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 2021 and regulating the disbursement thereof.

ANTICIPATED RESOURCES
FOR THE FISCAL YEAR 2020-2021
GENERAL FUND

Undesignated Fund Balance, October 1, 2020	$2,078,584,000
Major Taxes	
Sales	$7,334,600,000
Energy Tax Receipts - Sales Tax	788,492,000
Sales – Energy	11,608,000
Less: Sales Tax Dedication	***(592,300,000)***
Corporation Business	2,571,900,000
Corporation Business – Energy	3,600,000
Petroleum Products Gross Receipts	1,318,740,000
Less: Petroleum Products Gross Receipts - Capital Reserves	***(728,845,000)***
Insurance Premium	555,000,000
Motor Vehicle Fees	347,955,000
Motor Fuels	328,200,000
Transfer Inheritance	271,100,000
Realty Transfer	270,400,000
Cigarette	49,469,000
Corporation Banks and Financial Institutions	120,000,000
Alcoholic Beverage Excise	101,400,000
Tobacco Products Wholesale Sales	22,572,000
Public Utility Excise (Reform)	18,700,000
Estate Tax	7,000,000
Total - Major Taxes	$12,799,591,000

Miscellaneous Taxes, Fees and Revenues

Executive Branch	
Department of Agriculture:	
Fertilizer Inspection Fees	$256,000
Miscellaneous Revenue	2,000
Subtotal, Department of Agriculture	$258,000
Department of Banking and Insurance:	
Actuarial Services	$22,000
Banking – Assessments	9,889,000

Matter within summary of appropriations is not enacted as part of the law and is intended to be for the purpose of displaying summaries of the items of appropriations set forth elsewhere.

Banking - Licenses and Other Fees	1,425,000
Fraud Fines	975,000
HMO Covered Lives	38,000
Insurance - Examination Billings	450,000
Insurance - Licenses and Other Fees	37,500,000
Insurance - Special Purpose Assessment	29,400,000
Insurance Fraud Prevention	22,023,000
Real Estate Commission	9,000,000
Subtotal, Department of Banking and Insurance	$110,722,000
Department of Children and Families:	
Child Care Licensing	$206,000
Contract Recoveries	13,125,000
Divorce Filing Fees	1,012,000
Marriage License/Civil Union Fees	862,000
Subtotal, Department of Children and Families	$15,205,000
Department of Community Affairs:	
Construction Fees	$14,794,000
Fire Safety	13,469,000
Housing Inspection Fees	8,559,000
Affordable Housing and Neighborhood Preservation - Fair Housing	20,535,000
Planned Real Estate Development Fees	562,000
Subtotal, Department of Community Affairs	$57,919,000
Department of Education:	
Audit of Enrollments	$1,355,000
Audit Recoveries	90,000
Nonpublic Schools Textbook Recoveries	4,027,000
School Construction Inspection Fees	632,000
State Board of Examiners	3,392,000
Subtotal, Department of Education	$9,496,000
Department of Environmental Protection:	
Air Pollution Fees - Minor Sources	$6,150,000
Air Pollution Fees - Title V Operating Permits	3,515,000
Air Pollution Fines	637,000
Clean Water Enforcement Act	1,520,000
Coastal Area Facility Review Act	1,440,000
Endangered Species Tax Check-Off	182,000
Environmental Infrastructure Financing Program Administrative Fee	3,750,000
Excess Diversion	90,000
Freshwater Wetlands Fees	2,325,000
Freshwater Wetlands Fines	112,000
Hazardous Waste Fees	2,032,000
Hazardous Waste Fines	487,000
Hunters' and Anglers' Licenses	10,914,000

Industrial Site Recovery Act	22,000
Laboratory Certification Fees	2,156,000
Laboratory Certification Fines	37,000
Marina Rentals	732,000
Marine Lands - Preparation and Filing Fees	112,000
Medical Waste	550,000
New Jersey Pollutant Discharge Elimination System/Stormwater Permits	14,696,000
Parks Management Fees and Permits	989,000
Parks Management Fines	41,000
Pesticide Control Fees	3,960,000
Pesticide Control Fines	41,000
Radiation Protection Fees	3,060,000
Radiation Protection Fines	131,000
Radon Testers Certification	188,000
Solid Waste - Utility Regulation Assessments	2,325,000
Solid Waste Fines	661,000
Solid Waste Management Fees	9,876,000
Solid and Hazardous Waste Disclosure	132,000
Stream Encroachment	2,850,000
Toxic Catastrophe Prevention Fees	1,460,000
Toxic Catastrophe Prevention Fines	102,000
Treatment Works Approval	1,125,000
Underground Storage Tanks Fees	339,000
Water Allocation	2,377,000
Water Supply Management Regulations	750,000
Water/Wastewater Operators Licenses	63,000
Waterfront Development Fees	2,325,000
Waterfront Development Fines	27,000
Well Permits/Well Drillers/Pump Installers Licenses	825,000
Wetlands	87,000
Subtotal, Department of Environmental Protection	$85,193,000
Department of Health:	
Admission Charge Hospital Assessment	$4,500,000
Federal Funds - Graduate Medical Education	94,918,000
Health Care Reform	900,000
Licenses, Fines, Permits, Penalties and Fees	3,750,000
Miscellaneous Revenue	37,000
Patients' and Residents' Cost Recovery - Psychiatric Hospitals	59,731,000
Subtotal, Department of Health	$163,836,000
Department of Human Services:	
Early Periodic Screening, Diagnosis and Treatment	$9,983,000
Medicaid Uncompensated Care – Acute	223,082,000
Medicaid Uncompensated Care - Mental Health	20,795,000

Medicaid Uncompensated Care – Psychiatric 177,031,000
Miscellaneous Revenue 7,319,000
Patients' and Residents' Cost Recovery –
Developmental Disabilities 10,638,000
School Based Medicaid 59,551,000
Subtotal, Department of Human Services $508,399,000
Department of Labor and Workforce Development:
Miscellaneous Revenue $102,000
Special Compensation Fund 1,498,000
Workers' Compensation Assessment 10,491,000
Workplace Standards - Licenses, Permits and Fines 5,143,000
Subtotal, Department of Labor and Workforce Development $17,234,000
Department of Law and Public Safety:
Beverage Licenses $4,199,000
Charities Registration Section 417,000
Consumer Affairs 622,000
Controlled Dangerous Substances 825,000
Elevator, Escalator and Moving Walkway Mechanics Licensing Board 33,000
Fantasy Sports Operations Fee 975,000
Forfeiture Funds 250,000
Legalized Games of Chance Control 900,000
Miscellaneous Revenue 16,000
New Jersey Cemetery Board 1,000
Private Employment Agencies 193,000
Recreational Boating 1,500,000
Securities Enforcement 27,295,000
State Board of Architects 160,000
State Board of Audiology and Speech - Language Pathology Advisory..... 16,000
State Board of Certified Psychoanalysts 1,000
State Board of Certified Public Accountants 567,000
State Board of Chiropractors 13,000
State Board of Cosmetology and Hairstyling 1,701,000
State Board of Court Reporting 9,000
State Board of Dentistry 103,000
State Board of Electrical Contractors 364,000
State Board of HVAC Contractors 40,000
State Board of Marriage Counselor Examiners 355,000
State Board of Massage and Bodyworks 253,000
State Board of Master Plumbers 178,000
State Board of Medical Examiners 4,424,000
State Board of Mortuary Science 77,000
State Board of Nursing 2,126,000
State Board of Occupational Therapists and Assistants 13,000

State Board of Ophthalmic Dispensers and Ophthalmic Technicians..... 10,000
State Board of Optometrists..... 181,000
State Board of Orthotics and Prosthetics..... 17,000
State Board of Pharmacy..... 952,000
State Board of Physical Therapy..... 16,000
State Board of Polysomnography..... 37,000
State Board of Professional Engineers and Land Surveyors..... 152,000
State Board of Professional Planners..... 2,000
State Board of Psychological Examiners..... 243,000
State Board of Real Estate Appraisers..... 13,000
State Board of Respiratory Care..... 5,000
State Board of Social Workers..... 566,000
State Board of Veterinary Medical Examiners..... 149,000
State Police - Fingerprint Fees..... 5,314,000
State Police - Other Licenses..... 641,000
State Police - Private Detective Licenses..... 139,000
Victims of Violent Crime Compensation..... 2,529,000
Weights and Measures – General..... 1,959,000
Subtotal, Department of Law and Public Safety..... $60,551,000
Department of Military and Veterans' Affairs:
Soldiers' Homes..... $39,750,000
Subtotal, Department of Military and Veterans' Affairs..... $39,750,000
Department of Transportation:
Air Safety Fund..... $724,000
Applications and Highway Permits..... 1,875,000
Autonomous Transportation Authorities..... 18,375,000
Casualty Losses..... 262,000
Drunk Driving Fines..... 300,000
Good Driver..... 56,953,000
Logo Sign Program Fees..... 225,000
Maritime Program Receipts..... 1,500,000
Miscellaneous Revenue..... 30,000
Outdoor Advertising..... 555,000
Subtotal, Department of Transportation..... $80,799,000
Department of the Treasury:
Assessment on Real Property Greater Than $1 Million..... $93,100,000
Assessments - Cable TV..... 3,384,000
Assessments - Public Utility..... 22,909,000
Asset Value Optimization..... 20,000,000
CATV Universal Access..... 6,945,000
Commercial Recording – Expedited..... 862,000
Commissions (Notary)..... 1,219,000
Domestic Security..... 29,250,000
Equipment Leasing Fund - Debt Service Recovery..... 1,898,000

General Revenue - Fees (Commercial Recording and UCC)	66,825,000
Higher Education Capital Improvement Fund - Debt Service Recovery	2,742,000
Hotel/Motel Occupancy Tax	54,500,000
Investment Earnings	29,625,000
Miscellaneous Revenue	3,075,000
NJ Economic Development Authority	10,000,000
NJ Public Records Preservation	25,103,000
Public Defender Client Receipts	2,625,000
Public Utility Fines	900,000
Public Utility Gross Receipts and Franchise Taxes (Water/Sewer)	93,200,000
Rate Counsel	5,625,000
Railroad Tax - Class II	5,080,000
Railroad Tax – Franchise	11,620,000
Ridesharing	10,800,000
Sports Betting	18,225,000
Surplus Property	1,275,000
Telephone Assessment	93,316,000
Tire Clean-Up Surcharge	10,292,000
Subtotal, Department of the Treasury	$624,395,000
Other Sources:	
Miscellaneous Revenue	$2,250,000
Subtotal, Other Sources	$2,250,000
Interdepartmental Accounts:	
Administration and Investment of Pension and Health Benefit Funds – Recoveries	$2,810,000
Employee Maintenance Deductions	225,000
Federal Fringe Benefit Recoveries from School Districts	70,508,000
Fringe Benefit Recoveries from Colleges and Universities/University Hospital	187,957,000
Fringe Benefit Recoveries from Federal and Other Funds	325,662,000
Indirect Cost Recoveries - DEP Other Funds	9,300,000
Rent of State Building Space	2,212,000
Social Security Recoveries from Federal and Other Funds	48,949,000
Subtotal, Interdepartmental Accounts	$647,623,000
The Judiciary:	
Court Fees	$34,125,000
Pretrial Services Program - 21st Century Justice Improvement Fund	$15,278,000
Subtotal, The Judiciary	$49,403,000
Total, Miscellaneous Taxes, Fees and Revenues	$2,473,033,000

Interfund Transfers

Beaches and Harbor Fund	$5,000
Building Our Future Fund	182,000
Clean Energy Fund	40,000,000
Clean Waters Fund	1,000
Cultural Centers and Historic Preservation Fund	1,000
Dam, Lake, Stream and Flood Control Project Fund – 2003	34,000
Developmental Disabilities Waiting List Reduction Fund	19,000
Energy Conservation Fund	3,000
Enterprise Zone Assistance Fund	32,401,000
Fund for the Support of Free Public Schools	5,719,000
Garden State Green Acres Preservation Trust Fund	4,500,000
Hazardous Discharge Fund	4,000
Hazardous Discharge Site Cleanup Fund	15,009,000
Housing Assistance Fund	46,000
Judiciary Bail Fund	54,000
Judiciary Probation Fund	105,000
Judiciary Special Civil Fund	55,000
Judiciary Superior Court Miscellaneous Fund	47,000
Legal Services Fund	6,750,000
Mortgage Assistance Fund	403,000
Motor Vehicle Security Responsibility Fund	3,000
NJ Bridge Rehab. and Improvement and R.R. Right-of-Way Preservation Fund	14,000
Natural Resources Fund	22,000
New Jersey COVID-19 State Emergency Fund	4,500,000,000
New Jersey Cultural Trust Fund	4,100,000
New Jersey Spill Compensation Fund	13,264,000
New Jersey Workforce Development Partnership Fund	24,452,000
Pollution Prevention Fund	793,000
Public Purpose Buildings and Community-Based Facilities Construction Fund	3,000
Safe Drinking Water Fund	2,000,000
Shore Protection Fund	12,000
State Disability Benefit Fund	29,329,000
State Land Acquisition and Development Fund	2,000
State Owned Real Property Trust Fund	328,000
State Recycling Fund	3,000,000
State of New Jersey Cash Management Fund	1,211,000
Statewide Transportation and Local Bridge Fund	24,000
Supplemental Workforce Fund for Basic Skills	8,335,000
Unclaimed Insurance Payments on Deposit Accounts Trust Fund	64,000
Unclaimed Utility Deposits Trust Fund	35,000
Unemployment Compensation Auxiliary Fund	3,156,000

Universal Service Fund	50,737,000
Water Conservation Fund	9,000
Water Supply Fund	3,504,000
Worker and Community Right to Know Fund	2,144,000
Total Interfund Transfers	$4,751,879,000
Total State Revenues General Fund	$20,024,503,000
Total Resources, General Fund	$22,103,087,000

Property Tax Relief Fund

Gross Income Tax	$12,395,100,000
Sales Tax Dedication	607,600,000
Total Resources, Property Tax Relief Fund	$13,002,700,000

Casino Control Fund

License Fees	$45,673,000
Total Resources, Casino Control Fund	$45,673,000

Casino Revenue Fund

Casino Simulcasting Fund	$172,000
Gross Revenue Tax	102,072,000
Internet Gaming	76,968,000
Other Casino Taxes and Fees	6,169,000
Sports Betting	14,911,000
Total Resources, Casino Revenue Fund	$200,292,000

Gubernatorial Elections Fund

Undesignated Fund Balance, October 1, 2020	$1,540,000
Taxpayers' Designation	$700,000
Total Resources, Gubernatorial Elections Fund	$2,240,000

Total Resources, All State Funds	$35,353,992,000

Federal Revenue

Executive Branch	
Department of Agriculture:	
Child Care	$83,025,000
Child Nutrition - School Breakfast	112,500,000
Child Nutrition - School Lunch	300,000,000
Child Nutrition - Special Milk	975,000
Child Nutrition - Summer Programs	5,248,000
Child Nutrition Administration	11,133,000
Child Nutrition Technology Grant	1,500,000
Farm Risk Management Education Program	211,000

Food Stamp - The Emergency Food Assistance Program (TEFAP) 3,749,000
Fresh Fruit and Vegetable Program 4,432,000
Indemnities - Avian Influenza 461,000
National School Lunch Program - Equipment Assistance for
School Food Authorities 750,000
New Jersey Animal Food Testing Program 641,000
Produce Safety Rule Implementation 565,000
Specialty Crop Block Grant Program 1,000,000
Trade Mitigation Food Purchase and Distribution Program 3,000,000
Various Federal Programs and Accruals 7,185,000
Subtotal, Department of Agriculture $536,375,000
Department of Children and Families:
Restricted Federal Grants $34,803,000
Social Services Block Grant 34,168,000
Title IV-B Child Welfare Services 8,939,000
Title IV-E Foster Care 138,735,000
Subtotal, Department of Children and Families $216,645,000
Department of Community Affairs:
Community Services Block Grant $15,375,000
Continuum of Care Program 3,000,000
Emergency Solutions Grants Program 3,000,000
Family Self Sufficiency Program Coordinator 262,000
Lead-Based Paint Hazard Control 3,600,000
Low Income Home Energy Assistance Program 104,999,000
Mainstream 5 749,000
Moderate Rehabilitation Housing Assistance 7,124,000
National Affordable Housing - HOME Investment Partnerships 4,500,000
National Housing Trust Fund 6,375,000
Section 8 Housing Voucher Program 213,749,000
Small Cities Block Grant Program 6,016,000
Weatherization Assistance Program 5,249,000
Subtotal, Department of Community Affairs $373,998,000
Department of Corrections:
Anti-Heroin Task Force $2,250,000
Body Worn Cameras 35,000
Defense Tactical Training 562,000
Diversity Training 75,000
Father/Child Visitation Program 212,000
Health, Safety and Wellness 2,250,000
Inmate Vocational Certifications 262,000
Innovative Reentry Initiatives 94,000
Offender Reentry 450,000
Prison Rape Elimination Grant 76,000
Promising Reentry 562,000

Comprehensive Opioid, Stimulant and Substance Abuse	1,225,000
Special Investigations Division - Intelligence Technology	187,000
Special Operations Tactical Equipment	150,000
State Criminal Alien Assistance Program	3,225,000
Technology Enhancements	375,000
Various Federal Programs and Accruals	149,000
Subtotal, Department of Corrections	$12,139,000
Department of Education:	
21st Century Schools	$20,764,000
AIDS Prevention Education	90,000
Bilingual and Compensatory Education - Homeless Children and Youth	427,000
Head Start Collaboration	206,000
Improving America's Schools Act - Consolidated Administration	4,175,000
Individuals with Disabilities Education Act Basic State Grant	34,279,000
Individuals with Disabilities Education Act Preschool Grants	496,000
Language Acquisition Discretionary Administration	1,906,000
Migrant Education - Administration/Discretionary	98,000
State Assessments	6,450,000
Student Support & Academic Enrichment State Grants	2,117,000
Supporting Effective Instruction State Grants	1,386,000
Title I - Grants to Local Educational Agencies	1,232,000
Title I - Part D, Neglected and Delinquent	1,418,000
Various Federal Programs and Accruals	4,577,000
Vocational Education - Basic Grants - Administration	2,448,000
Subtotal, Department of Education	$82,069,000
Department of Environmental Protection:	
Air Pollution Maintenance Program	$7,873,000
Artificial Reef Enhancement	1,800,000
Artificial Reef Program - PSE&G/NJPDES Permit Fees	738,000
Atlantic Brant Migration Ecology Study	359,000
Atlantic Coastal Fisheries	1,980,000
Beach Monitoring and Notification	523,000
BioWatch Monitoring	586,000
Boat Access (Fish and Wildlife)	750,000
Bobcat Hair Snare Study	359,000
Body-Worn Cameras	250,000
Bog Turtle Project	150,000
Brownfields	750,000
Clean Diesel Retrofit	375,000
Clean Vessels	749,000
Clean Water State Revolving Fund	51,000,000

Coastal Zone Management - Special Merit 375,000
Coastal Zone Management Implementation 3,198,000
Community Assistance Program 449,000
Connecting Habitat Across New Jersey (CHANJ) Assessments 300,000
Consolidated Forest Management 374,000
Cooperative Technical Partnership 2,250,000
DOT Reconstruct Ferry Slips LSP 4,500,000
Development Compensatory Mitigation Technical Manual and NJ Floristic Qualilty 140,000
Development of Coastal Ecological Restoration 187,000
Diesel Emissions Reduction Act - Marine Vessel Emission Reduction ... 650,000
Drinking Water State Revolving Fund 21,150,000
Endangered Species 266,000
Endangered and Nongame Species Program State Wildlife Grants 801,000
FEMA Port Security Grant LSP 825,000
Fish and Wildlife Action Plan 101,000
Fish and Wildlife Health 284,000
Forest Legacy 3,184,000
Forest Resource Management -
Cooperative Forest Fire Control 937,000
NJ GIS Conservation Tools and Technical Guidance 3,500,000
Hazardous Waste - Resource Conservation Recovery Act 3,561,000
High Hazard Dams Grants/Loans 375,000
Historic Preservation Survey and Planning 2,250,000
Hunters' and Anglers' License Fund 16,327,000
Land and Water Conservation Fund 3,750,000
Landscape Restoration 239,000
LWCF - Camden Whitman Park Improvements 1,000,000
LWCF - City of Trenton Soccer and Fitness Development 1,000,000
Marine Fisheries Investigation and Management 5,136,000
Multimedia 562,000
NJ - FRAMES - Monmouth County 375,000
NJ Outdoor Heritage Program 2,850,000
National Coastal Wetlands Conservation 5,250,000
National Dam Safety Program (FEMA) 88,000
National Geologic Mapping Program 505,000
National Recreational Trails 1,424,000
New Jersey Atlantic and Shortnose Sturgeon 274,000
New Jersey's Landscape Project 742,000
National Estuary Program - Coastal Watershed Grant Program 220,000
Nonpoint Source Implementation (319H) 2,872,000
Particulate Monitoring Grant 751,000
Pesticide Control Consolidated 373,000
Preliminary Assessments/Site Inspections 749,000

Radon Program 374,000
Recovery Land Acquisition..... 1,875,000
Remedial Planning Support Agency Assistance 750,000
Species of Greater Conservation Need - Mammal Research and Management 255,000
Statewide Habitat Restoration and Enhancement..... 1,049,000
Superfund Grants 3,773,000
Underground Storage Tank Program Standard Compliance Inspections..... 938,000
Underground Storage Tanks..... 6,749,000
Various Federal Programs and Accruals 1,390,000
Water Infrastructure Improvements for the Nation 800,000
Water Monitoring and Planning..... 749,000
Water Pollution Control Program 3,590,000
Wildfire Risk Reduction..... 194,000
Wildlife Management Area Conservation Program 1,500,000
Wildlife and Sport Fish Restoration Outreach 292,000
Wildlife and Sports Fish Restoration Partnership Exhibit Development..... 450,000
Subtotal, Department of Environmental Protection $187,114,000
Department of Health:
AIDS Drug Distribution Program $1,500,000
Abstinence Education - Family Health Services (FHS) 1,274,000
Addressing the Opioid Crisis Statewide..... 982,000
Asthma Surveillance and Coalition Building..... 576,000
Bioterrorism Hospital Emergency Preparedness..... 9,343,000
Birth Defects Surveillance Program..... 381,000
Breast and Cervical Cancer Early Detection Program 770,000
Breastfeeding Peer Counseling 953,000
Chronic Disease Prevention and Health Promotion 2,138,000
Clinical Laboratory Improvement Amendments Program 463,000
Comprehensive AIDS Resources Grant..... 34,732,000
Comprehensive Cancer Supp 100,000
Conformance with the Manufactured Food Regulatory Program Standards 30,000
Coordinated Integrated Initiative..... 1,690,000
Core Injury Prevention and Control Program 225,000
Covid 19 ELC VPD 100,000
Early Intervention for Infants and Toddlers with Disabilities (Part C) .. 9,748,000
Ebola Hospital Preparedness and Response..... 4,516,000
Electronic Patient Care..... 262,000
Emergency Medical Services for Children (EMSC) Partnership Grants .. 149,000

Emergency Preparedness for Bioterrorism 13,408,000
Enhanced HIV/AIDS Surveillance – Perinatal 160,000
Enhancing & Making Programs & Outcomes Work to End Rape 72,000
Federal Lead Abatement Program 329,000
Food Emergency Response Network - E. Coli in Ground Beef 124,000
Food Inspection 667,000
Fundamental & Expanded Occupational Health 737,000
HIV/AIDS Events without Care in New Jersey 280,000
HIV/AIDS Prevention and Education Grant 13,199,000
HIV/AIDS Surveillance Grant 2,488,000
Heart Disease and Stroke Prevention 337,000
Housing Opportunities for Incarcerated Persons with AIDS 1,468,000
Housing Opportunities for Persons with AIDS 1,323,000
Improving Mental Health for Older African Americans 180,000
Lab Biomonitoring Program - Impact of Biohazards on New Jersey Citizens 749,000
Maternal and Child Health (MCH) Early Childhood Comprehensive System 105,000
Maternal and Child Health Block Grant 9,749,000
Maternal, Infant and Early Childhood Home Visiting Innovation Grant 1,170,000
Maternal, Infant and Early Childhood Home Visiting Program 7,934,000
Medicare/Medicaid Inspections of Nursing Facilities 10,556,000
Morbidity and Risk Behavior Surveillance 803,000
National Cancer Prevention and Control - Public Health 5,165,000
National HIV/AIDS Behavioral Surveillance 383,000
National Program of Cancer Registries 650,000
New Jersey Cancer Education & Early Detection (NJ CEED) 148,000
New Jersey Childhood Lead 504,000
New Jersey Personal Responsibility Education Program 1,070,000
New Jersey Plan for Private Well Programs 202,000
New Jersey State Maternal Health Innovation Program 1,554,000
New Jersey's Reducing Health Disparities Initiative 120,000
Nurse Aide Certification Program 750,000
Oral Health Grant 374,000
Overdose Data – Action 5,614,000
Pandemic Influenza Healthcare Preparedness 1,451,000
Pediatric AIDS Health Care Demonstration Project 165,000
Pediatric Mental Health Care 334,000
Pregnancy Risk Assessment Monitoring System 562,000
Preventative Health and Health Services Block Grant 4,260,000
Prevention & Public Health Fund - Coordinated Integrated Initiative 890,000
Prevention and Management of Diabetes, Heart Disease 2,500,000

Partnership Ending HIV in Essex and Hudson	3,700,000
Public Employees Occupational Safety and Health - State Plan	673,000
Public Health Crisis – Opioids	3,393,000
Public Health Crisis Response	4,102,000
Public Health Laboratory Biomonitoring Planning	1,616,000
Rape Prevention and Education Program	1,420,000
Ryan White Part B - Emergency Relief	975,000
Ryan White Part B – Supplemental	1,125,000
Senior Farmers' Market Nutrition Program	1,500,000
Supplemental Food Program - Women, Infants, and Children (WIC)	113,706,000
Surveillance, Epidemiology and End Results (SEER)	989,000
Tobacco Age of Sale Enforcement (TASE)	1,767,000
Tuberculosis Control Program	1,944,000
Various Federal Programs and Accruals	18,224,000
Venereal Disease Project	2,910,000
Viral Hepatitis Surveillance	299,000
Vital Statistics Component	1,122,000
West Nile Virus – Laboratory	149,000
West Nile Virus - Public Health	1,456,000
Women, Infants, and Children (WIC) Farmers' Market Nutrition Program	1,949,000
Subtotal, Department of Health	$325,485,000
Department of Human Services:	
Block Grant Mental Health Services	$14,541,000
Child Care Block Grant	120,594,000
Child Support Enforcement Program	136,402,000
Clinical High Risk for Psychosis	300,000
Cures Grant	9,746,000
Developmental Disabilities Council	1,241,000
Electronic Health Records Provider Incentive Payments	15,000,000
Grants to Prevent Prescription Drug/Opioid Overdose Deaths	750,000
Health Information Technology (HIT)	15,000,000
Medication Assisted Drug and Opioid	712,000
National Family Caregiver Program	3,899,000
National Strategy Grant-Suicide Prevention	353,000
New Jersey Mental Health Awareness Training	94,000
New Jersey Money Follows the Person	9,516,000
New Jersey State Opioid Response	53,751,000
Older Americas Act - Title III	25,599,000
Program Integration of Primary and Behavioral Health Care	1,500,000
Projects for Assistance in Transition from Homelessness (PATH)	1,605,000
Refugee Resettlement Program	1,950,000

Social Services Administration 30,982,000
Strategic Prevention Framework 1,695,000
Substance Abuse Block Grant 36,817,000
Supplemental Nutrition Assistance Program 152,065,000
Supplemental Nutrition Assistance Program – Education 7,425,000
Supplemental Nutrition Assistance Program - Fraud Grant 750,000
Temporary Assistance for Needy Families Block Grant 285,566,000
Title XIX Child Residential 101,977,000
Title XIX Community Care Program 675,791,000
Title XIX ICF/MR 118,624,000
Title XIX Medical Assistance 7,710,617,000
Title XXI Children's Health Insurance Program 391,121,000
United State Department of Agriculture Older Americans 3,262,000
Various Federal Programs and Accruals 4,964,000
Vocational Rehabilitation Act, Section 120 10,195,000
Subtotal, Department of Human Services $9,944,404,000
Department of Labor and Workforce Development:
Assistive Technology $450,000
Current Employment Statistics 1,809,000
Disability Determination Services 55,914,000
Disabled Veterans' Outreach Program 2,502,000
Employment Services 13,590,000
Employment Services Grants - Alien Labor Certification 590,000
Independent Living 450,000
Local Veterans' Employment Representatives 1,195,000
National Council on Aging - Senior Community Services
Employment Project 2,018,000
Occupational Safety Health Act - On-Site Consultation 2,005,000
One Stop Labor Market Information 522,000
Public Employees Occupational Safety and Health Act 2,153,000
Redesigned Occupational Safety and Health (ROSH) 288,000
Reemployment Eligibility Assessments - State Administration 3,662,000
Rehabilitation of Supplemental Security Income Beneficiaries 3,750,000
Supported Employment 731,000
Trade Adjustment Assistance Project 6,165,000
Unemployment Insurance 142,407,000
Various Federal Programs and Accruals 926,000
Vocational Rehabilitation Act of 1973 40,656,000
Work Opportunity Tax Credit 560,000
Workforce Investment Act 60,074,000
Workforce Investment Act - Adult and Continuing Education 10,434,000
Subtotal, Department of Labor and Workforce Development .. $352,851,000
Department of Law and Public Safety:
Anti-Methamphetamine $375,000

Body Cameras 1,125,000
Community Oriented Policing (COPS) Anti-Gang Initiative 750,000
Community Oriented Policing (COPS) Anti-Heroin Task Force Program 2,250,000
Community Oriented Policing (COPS) Hiring Program 5,250,000
Community Oriented Policing (COPS) Officer S&W 35,000
Community Oriented Policing (COPS) LE MH & Wellness 98,000
Community Oriented Policing (COPS) School Violence Prev 400,000
Community Policing Development 375,000
Coverdell Competitive 187,000
Emergency Management Performance Grant - Non Terrorism 6,750,000
Encouraging Innovation 375,000
Enhancement of Data Analysis Center 37,000
Equal Employment Opportunity Commission 225,000
Fatality Analysis Reporting System (FARS) 262,000
Fed NSGP Statewide 2,391,000
Fed Opioid/Sub Abuse Prog 6,000,000
Flood Mitigation Assistance 6,750,000
Forensic DNA Laboratory Efficiency Improvement and Capacity Enhancement Program 1,725,000
Hazardous Materials Transportation 412,000
Highway Traffic Safety 30,861,000
Homeland Security Grant Program 5,694,000
Intellectual Property 337,000
Internet Crimes Against Children 449,000
Justice Assistance Grant (JAG) 3,000,000
Juvenile Justice Delinquency Prevention 760,000
Medicaid Fraud Unit 2,925,000
National Crime Statistics Exchange 2,062,000
National Criminal History Program - Office of the Attorney General 625,000
Non-Motorized Safety 1,125,000
Opioids 3,259,000
Paul Coverdell National Forensic Science Improvement 412,000
Paul Coverdell Forensic C 250,000
Port Security 2,250,000
Postconviction DNA Test 500,000
Pre-Disaster Mitigation Grant (Competitive) 3,750,000
Prescription Drug Monitoring Program 2,062,000
Preventing Wrongful Convictions 187,000
Recreational Boating Safety 2,850,000
Residential Treatment for Substance Abuse 367,000
Sex Offender Registration and Notification Act (SORNA) 469,000
Sex Assault Kit Initiative 915,000

STOP School Violence Prevention Program 550,000
Targ Violence & Terr Prev 750,000
Training for Juvenile Prosecution 169,000
UASI Nonprofit Security Grant Program (NSGP) 5,031,000
Urban Area Security Initiative (UASI) 13,362,000
Urban Search and Rescue 9,375,000
Various Federal Programs and Accruals 1,912,000
Victim Assistance Grants 38,533,000
Victim Centered Law Enforcement Training 750,000
Victim Compensation Award 2,175,000
Victims of Crime Act - Building State Technology 258,000
Victims of Crime Act - Training Discretionary 750,000
Violence Against Women Act - Criminal Justice 2,917,000
Subtotal, Department of Law and Public Safety $177,413,000
Department of Military and Veterans' Affairs:
Antiterrorism Program Manager $154,000
Armory Renovations and Improvements 5,775,000
Army Facilities Service Contracts 3,750,000
Army National Guard Electronic Security System 262,000
Army National Guard Statewide Security Agreement 712,000
Army National Guard Sustainable Range Program 60,000
Army Training and Technology Lab 309,000
Atlantic City Air Base Environmental 52,000
Atlantic City Air Base Operations and Maintenance 150,000
Atlantic City Air Base Service Contracts 1,425,000
Atlantic City Air Base Sustainment, Restoration and Modernization 524,000
ATLANTIC CITY SRM 100% 750,000
Brigadier General Doyle Memorial Cemetery Building Project 11,500,000
Dining Facility Operations 287,000
Facilities Support Contract 17,574,000
Federal Distance Learning Program 336,000
Firefighter/Crash Rescue Service Cooperative Funding Agreement 1,519,000
Hazardous Waste Environmental Protection Program 2,215,000
Lakehurst Readiness Center 11,250,000
McGuire Air Force Base Operations and Maintenance 200,000
McGuire Air Force Base Service Contracts 1,243,000
Medicare Part A Receipts for Resident Care and Operational Costs 8,024,000
National Guard Communications Agreement 300,000
New Jersey National Guard ChalleNGe Youth Program 2,400,000
Sea Girt Energy Grid Upgrade 9,900,000
Training Site Facilities Maintenance Agreements 89,000
Training and Equipment - Pool Sites 475,000
Various Federal Programs and Accruals 124,000
Veterans' Education Monitoring 449,000

Warren Grove/Coyle Field	45,000
Subtotal, Department of Military and Veterans' Affairs	$81,853,000
Department of State:	
Foster Grandparent Program	$900,000
Americorps Grants	$6,122,000
Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP)	3,749,000
Help America Vote Act	4,051,000
National Endowment for the Arts Partnership	720,000
National Health Service Corps - Student Loan Repayment Program	191,000
State Trade and Export Promotion Pilot Grant Program	675,000
Subtotal, Department of State	$16,408,000
Department of Transportation:	
Airport Fund	$1,500,000
Boating Infrastructure Program (New Jersey Maritime Program)	1,200,000
Commercial Drivers' License Program	825,000
Development and Implementation Grant - Federal Transit Administration	1,145,000
Motor Carrier Safety Assistance Program	7,129,000
Subtotal, Department of Transportation	$11,799,000
Department of the Treasury:	
Financing Advanced Microgrids	$225,000
Pipeline Safety	712,000
State Energy Conservation Program	991,000
Underserved Communities Electric Vehicle Affordability Program	75,000
Subtotal, Department of the Treasury	$2,003,000
Judicial Branch	
The Judiciary:	
Various Federal Programs and Accruals	$994,000
Subtotal, The Judiciary	$994,000
Special Transportation Fund	
Department of Transportation:	
Transportation Trust Fund - Federal Highway Administration	$986,893,112
Transportation Trust Fund - Federal Transit Administration	547,718,217
Subtotal, Special Transportation Fund	$1,534,611,329
Total, Federal Revenue	$13,856,161,329
Grand Total Resources, All Funds	$49,210,153,329

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

1. The appropriations herein or so much thereof as may be necessary are hereby appropriated out of the General Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and spending agencies

and for the several purposes herein specified for the fiscal year ending on June 30, 2021. Unless otherwise provided, the appropriations herein made shall be available during said fiscal year and for a period of one month thereafter for expenditures applicable to said fiscal year. Unless otherwise provided, at the expiration of said one-month period, all unexpended balances shall lapse into the State Treasury or to the credit of trust, dedicated or non-State funds as applicable, except those balances held by encumbrances on file as of June 30, 2021 with the Director of the Division of Budget and Accounting or held by pre-encumbrances on file as of June 30, 2021 as determined by the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide the Legislative Budget and Finance Officer with a listing of all pre-encumbrances outstanding as of July 31, 2021 together with an explanation of their status. Nothing contained in this section or in this act shall be construed to prohibit the payment due upon any encumbrance or pre-encumbrance made under any appropriation contained in any appropriation act of the previous year or years. Furthermore, balances held by pre-encumbrances as of September 30, 2020 are available for payments applicable to fiscal year 2020 as determined by the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide the Legislative Budget and Finance Officer with a listing of all pre-encumbrances outstanding as of October 31, 2020 together with an explanation of their status. On or before December 1, 2020, the State Treasurer, in accordance with the provisions of section 37 of article 3 of P.L.1944, c.112 (C.52:27B-46), shall transmit to the Legislature the Annual Financial Report of the State of New Jersey for the 12-month fiscal period ending June 30, 2020, depicting the financial condition of the State and the results of operation for the 12-month fiscal period ending June 30, 2020.

01 LEGISLATURE

70 Government Direction, Management, and Control

71 Legislative Activities

0001 Senate

DIRECT STATE SERVICES

01-0001 Senate	$12,523,000
Total Direct State Services Appropriation, Senate	$12,523,000

Direct State Services:

Personal Services:	
Senators (40)	($1,485,000)
Salaries and Wages	(6,217,000)
Members' Staff Services	(4,282,000)
Materials and Supplies	(101,000)
Services Other Than Personal	(364,000)
Maintenance and Fixed Charges	(54,000)
Additions, Improvements and Equipment	(20,000)

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

0002 General Assembly
DIRECT STATE SERVICES

02-0002 General Assembly $17,412,000
Total Direct State Services Appropriation, General Assembly... $17,412,000

Direct State Services:
Personal Services:
Assemblypersons (80) ..... ($2,953,000)
Salaries and Wages ..... (6,504,000)
Members' and Staff Services ..... (7,372,000)
Materials and Supplies..... (81,000)
Services Other Than Personal..... (432,000)
Maintenance and Fixed Charges..... (67,000)
Additions, Improvements and Equipment ..... (3,000)

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

0003 Office of Legislative Services
DIRECT STATE SERVICES

03-0003 Legislative Support Services $29,542,000
Total Direct State Services Appropriation, Office of Legislative Services..... $29,542,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($19,042,000)
Materials and Supplies..... (799,000)
Services Other Than Personal..... (1,895,000)
Maintenance and Fixed Charges..... (2,386,000)
Special Purpose:
State House Express Civics Education Program ..... (30,000)
Affirmative Action and Equal Employment Opportunity .... (29,000)
Senator Wynona Lipman Chair in Women's Political Leadership, Eagleton Institution..... (100,000)
Henry J. Raimondo Legislative Fellows Program..... (69,000)
Continuation and Expansion of Data Processing Systems..... (5,000,000)
Additions, Improvements and Equipment ..... (192,000)

Such amounts as are required, as determined by the Technology Executive Group of the Legislative Information Systems Committee of the Legislative Services Commission, for the continuation and expansion of existing and emerging computer and information technologies for the Legislature including but not limited to interactive video conferencing, telecommunication capabilities, electronic copying and facsimile transmissions, training and such other technologies in order to sustain a coordinated and comprehensive legislative technology infrastructure that

the Legislature deems necessary are appropriated. No amounts so determined shall be obligated, expended or otherwise made available without the written prior authorization of the Senate President and the Speaker of the General Assembly.

Such amounts as are required for Master Lease payments are appropriated, subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Officer.

Such amounts as may be required for the cost of information system audits performed by the State Auditor are funded from the departmental data processing accounts of the department in which the audits are performed.

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

77 Legislative Commissions and Committees

DIRECT STATE SERVICES

09-0010 Intergovernmental Relations Commission	$460,000
09-0014 Joint Committee on Public Schools	251,000
09-0018 State Commission of Investigation	3,509,000
09-0053 New Jersey Law Revision Commission	241,000
09-0058 State Capitol Joint Management Commission	7,753,000
Total Direct State Services Appropriation, Legislative Commissions and Committees	$12,214,000

Direct State Services:

Intergovernmental Relations Commission:

09	Expenses of Commission	($11,754,000)
09	The Council of State Governments	(145,000)
09	National Conference of State Legislatures	(244,000)
09	Eastern Trade Council - The Council of State Governments	(31,000)
09	National Foundation for Women Legislators	(40,000)

The unexpended balances at the end of the preceding fiscal year in these accounts are appropriated.

Such amounts as are required for the establishment and operation of the Apportionment Commission and the legislative New Jersey Redistricting Commission are appropriated, subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Officer.

Receipts from the rental of the Cafeteria and the Welcome Center and any other facility under the jurisdiction of the State Capitol Joint Management Commission are appropriated to defray custodial, security, maintenance and other related costs of these facilities.

Legislature, Total State Appropriation $71,691,000

Summary of Legislature Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services.....$71,691,000
Appropriations by Fund:
General Fund.....$71,691,000

06 OFFICE OF THE CHIEF EXECUTIVE
70 Government Direction, Management, and Control
76 Management and Administration
DIRECT STATE SERVICES

01-0300 Chief Executive's Office..... $5,547,000
Total Direct State Services Appropriation, Management and Administration..... $5,547,000

Direct State Services:
Personal Services:
Salaries and Wages..... ($4,668,000)
Materials and Supplies..... (100,000)
Services Other Than Personal..... (267,000)
Maintenance and Fixed Charges..... (32,000)
Special Purpose:
01 National Governors' Association..... (185,000)
01 Education Commission of the States..... (125,000)
01 National Conference of Commissioners On Uniform State Laws..... (65,000)
01 Brian Stack Intern Program..... (10,000)
01 Allowance to the Governor - Funds Not Otherwise Appropriated for Official Receptions, Official Residence, and Other Expenses..... (95,000)

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

Office of the Chief Executive, Total State Appropriation..... $5,547,000

Summary of Office of the Chief Executive Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services.....$5,547,000
Appropriations by Fund:
General Fund.....$5,547,000

10 DEPARTMENT OF AGRICULTURE
40 Community Development and Environmental Management
49 Agricultural Resources, Planning, and Regulation
DIRECT STATE SERVICES

01-3310 Animal Disease Control	$1,169,000
02-3320 Plant Pest and Disease Control	1,486,000
03-3330 Agricultural and Natural Resources	400,000
05-3350 Food and Nutrition Services	343,000
06-3360 Marketing and Development Services	614,000
08-3380 Farmland Preservation	64,000
99-3370 Administration and Support Services	1,067,000
Total Direct State Services Appropriation, Agricultural Resources, Planning, and Regulation	$5,143,000

Direct State Services:

Personal Services:	
Salaries and Wages	($3,993,000)
Materials and Supplies	(65,000)
Services Other Than Personal	(213,000)
Maintenance and Fixed Charges	(122,000)
Special Purpose:	
02 New Jersey Hemp Farming Fund	(206,000)
05 The Emergency Food Assistance Program	(343,000)
06 Promotion/Market Development	(37,000)
06 Jersey Fresh Program	(100,000)
08 Agricultural Right to Farm Program	(64,000)

Receipts from laboratory test fees are appropriated to support the Animal Health Diagnostic Laboratory program. The unexpended balance at the end of the preceding fiscal year in the Animal Health Diagnostic Laboratory receipt account is appropriated for the same purpose.

Receipts from the seed laboratory testing and certification programs are appropriated for the cost of these programs. The unexpended balance at the end of the preceding fiscal year in the seed laboratory testing and certification receipt account is appropriated for the same purpose.

Receipts from Nursery Inspection fees are appropriated for the cost of that program. The unexpended balance at the end of the preceding fiscal year in the Nursery Inspection program is appropriated for the same purpose.

Receipts from the New Jersey Hemp Farming Fund established pursuant to section 8 of P.L.2019, c.238 (C.4:28-13) are appropriated to offset the cost of administering the program. The unexpended balance at the end of the preceding fiscal year in the New Jersey Hemp Farming Fund is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the sale or studies of beneficial insects are appropriated to support the Beneficial Insect Laboratory. The unexpended balance at the end of the preceding fiscal year in the Sale of Insects account is appropriated for the same purpose.

Receipts from Stormwater Discharge Permit program fees are appropriated for the cost of that program. The unexpended balance at the end of the preceding fiscal year in the Stormwater Discharge Permit program account is appropriated for the same purpose.

Receipts from the distribution of commodities, sale of containers, and salvage of commodities, in accordance with applicable federal regulations, are appropriated for Commodity Distribution expenses.

Receipts in excess of the amount anticipated from feed, fertilizer, and liming material registrations and inspections are appropriated for the cost of that program.

Receipts from dairy licenses and inspections are appropriated for the cost of that program.

Receipts from agriculture chemistry fees not to exceed $75,000 are appropriated to support the organic certification program.

Receipts from organic certification program fees are appropriated for the cost of that program.

Receipts from inspection fees from fruit, vegetable, fish, red meat, and poultry inspections are appropriated for the cost of conducting fruit, vegetable, fish, red meat, and poultry inspections.

An amount equal to receipts generated at the rate of $0.47 per gallon of wine, vermouth, and sparkling wine sold by plenary winery and farm winery licensees licensed pursuant to R.S.33:1-10, and certified by the Director of the Division of Taxation, are appropriated to the Department of Agriculture from the alcoholic beverage excise tax for expenses of the Wine Promotion Program.

Receipts from the surcharge on vehicle rentals pursuant to section 54 of P.L.2002, c.34 (C.App.A:9-78), not to exceed $278,000, are appropriated to support the Agro-Terrorism program within the Department of Agriculture.

Notwithstanding the provisions of any law or regulation to the contrary, an amount not to exceed $200,000 shall be transferred from the appropriate funds established in the "Open Space Preservation Bond Act of 1989," P.L.1989, c.183, to the State Transfer of Development Rights Bank account and is appropriated to the State Agriculture Development Committee for Transfer of Development Rights administrative costs.

GRANTS-IN-AID

05-3350 Food and Nutrition Services $25,213,000

Total Grants-in-Aid Appropriation, Agricultural Resources, Planning, and Regulation $25,213,000

Grants-in-Aid:

05 Food and Hunger Programs ..... ($20,000,000)

05 Hunters Helping the Hungry ..... (100,000)

05 Hunger Initiative/Food Assistance Program ..... (5,113,000)

Notwithstanding the provisions of any law or regulation to the contrary, an amount not to exceed $250,000 may be transferred from the Department of Environmental

Protection's Water Resources Monitoring and Planning - Constitutional Dedication special purpose account and is appropriated for the Animal Waste Management portion of the Conservation Assistance Program in the Division of Agricultural and Natural Resources in the Department of Agriculture, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Conservation Assistance Program is appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for nonpoint source pollution control efforts, additional amounts may be transferred pursuant to a Memorandum of Understanding between the Department of Environmental Protection and the Department of Agriculture from the Department of Environmental Protection's Water Resources Monitoring and Planning - Constitutional Dedication special purpose account to support nonpoint source pollution control programs in the Department of Agriculture, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance of this program at the end of the preceding fiscal year is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The expenditure of funds for the Conservation Cost Share program hereinabove appropriated shall be based upon an expenditure plan, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Food and Hunger Programs shall be directly distributed as follows: 53% to the Community Food Bank of New Jersey; 15% to the Food Bank of South Jersey; 15% to Fulfill Monmouth & Ocean; 11% to Mercer Street Friends Food Bank; 3% to Norwescap; and 3% to Southern Regional Food Distribution Center.

STATE AID

05-3350 Food and Nutrition Services	$7,310,000
(From Property Tax Relief Fund	*$7,310,000)*
08-3380 Farmland Preservation	2,000
(From Property Tax Relief Fund	*2,000)*
Total State Aid Appropriation, Agricultural Resources, Planning, and Regulation	$7,312,000
(From Property Tax Relief Fund	*$7,312,000)*

State Aid:

05 School Lunch Aid - State Aid Grants (PTRF)	($7,210,000)
05 State Supplement to Federal Summer Food Service Program (PTRF)	(100,000)
08 Payments in Lieu of Taxes (PTRF)	(2,000)

The unexpended balance at the end of the preceding fiscal year in the School Lunch Aid - State Aid Grants account is appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, the amount necessary to reimburse State and local government entities for participating in the School Lunch Program is appropriated from the School Lunch Aid - State Aid Grants account, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount necessary to reimburse State and local government entities for participating in the School Lunch Program and School Breakfast Program is appropriated from the School Breakfast and Lunch State Aid (P.L.2019, c.445) account, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year in the School Breakfast and Lunch State Aid (P.L.2019, c.445) account is appropriated for the same purpose.

The amount hereinabove appropriated for State Supplement to Federal Summer Food Service Program is appropriated to establish a program to provide a State subsidy of 25 cents per meal during June 2021 for all program providers participating in the Federal Summer Food Service Program.

Department of Agriculture, Total State Appropriation $37,668,000

Summary of Department of Agriculture Appropriations
(For Display Purposes Only)

Appropriations by Category:	
Direct State Services	$5,143,000
Grants-In-Aid	25,213,000
State Aid	7,312,000
Appropriations by Fund:	
General Fund	$30,356,000
Property Tax Relief Fund	7,312,000

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14 DEPARTMENT OF BANKING AND INSURANCE
50 Economic Planning, Development, and Security
52 Economic Regulation
DIRECT STATE SERVICES

01-3110 Consumer Protection Services and Solvency Regulation	$16,075,000
02-3120 Actuarial Services	4,012,000
03-3130 Regulation of the Real Estate Industry	2,759,000
04-3110 Public Affairs, Legislative and Regulatory Services	1,741,000
06-3110 Bureau of Fraud Deterrence	20,395,000
07-3170 Supervision and Examination of Financial Institutions	3,119,000
99-3150 Administration and Support Services	3,128,000
Total Direct State Services Appropriation, Economic Regulation	$51,229,000

Direct State Services:

Personal Services:

Salaries and Wages .....($32,038,000)

Materials and Supplies.....(288,000)

Services Other Than Personal.....(5,293,000)

Maintenance and Fixed Charges.....(364,000)

Special Purpose:

01 Rate Counsel – Insurance.....(112,000)

02 Actuarial Services.....(238,000)

06 Insurance Fraud Prosecution Services .....(12,896,000)

In addition to the amount hereinabove appropriated for the Division of Actuarial Services, there are appropriated such additional amounts as may be required for deposit into the New Jersey Health Insurance Premium Security Fund for the purpose of reimbursing insurance providers in accordance with the provisions of P.L.2018, c.24, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Public Adjusters' Licensing account, together with receipts from the "Public Adjusters' Licensing Act," P.L.1993, c.66 (C.17:22B-1 et seq.), are appropriated for the administration of the act, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the investigation of out-of-State land sales are appropriated for the conduct of those investigations.

There are appropriated from the Real Estate Guaranty Fund such sums as may be necessary to pay claims.

There are appropriated from the assessments imposed by the New Jersey Individual Health Coverage Program Board, created pursuant to P.L.1992, c.161 (C.17B:27A-2 et seq.), and by the New Jersey Small Employer Health Benefits Program Board, created pursuant to P.L.1992, c.162 (C.17B:27A-17 et seq.), those amounts as may be necessary to carry out the provisions of those acts, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of anticipated revenues from licensing fees, bank assessments, fines and penalties, and the unexpended balances at the end of the preceding fiscal year, not to exceed $400,000, are appropriated to the Division of Banking, subject to the approval of the Director of the Division of Budget and Accounting.

Proceeds from the sale of credits by the Pinelands Development Credit Bank pursuant to P.L.1985, c.310 (C.13:18A-30 et seq.) are appropriated to the Pinelands Development Credit Bank to administer the "Pinelands Development Credit Bank Act." The unexpended balance at the end of the preceding fiscal year in the Pinelands Development Credit Bank is appropriated to administer the operations of the bank.

In addition to the amounts hereinabove appropriated, such other amounts, as the Director of the Division of Budget and Accounting shall determine, are appropriated from the assessments of the insurance industry pursuant to P.L.1995, c.156

(C.17:1C-19 et seq.) and from the assessments of the banking and consumer finance industries pursuant to P.L.2005, c.199 (C.17:1C-33 et seq.) for the purpose of implementing the requirements of those statutes.

The amount hereinabove appropriated for the Division of Insurance accounts is payable from receipts from the Special Purpose Assessment of insurance companies pursuant to section 2 of P.L.1995, c.156 (C.17:1C-20). If the Special Purpose Assessment cap calculation is less than the amount hereinabove appropriated for this purpose for the Division of Insurance, the appropriation shall be reduced to the level of funding supported by the Special Purpose Assessment cap calculation.

In addition to the amount hereinabove appropriated for the Division of Actuarial Services, the amount necessary to pay for the audit of reinsurance claims or any other administrative costs incurred by the Department of Banking and Insurance to meet the statutory requirements of P.L.2018, c.24 is appropriated from the New Jersey Health Insurance Premium Security Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Department of Banking and Insurance,
Total State Appropriation $51,229,000

Summary of Department of Banking and Insurance Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $51,229,000
Appropriations by Fund:
General Fund $51,229,000

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16 DEPARTMENT OF CHILDREN AND FAMILIES
50 Economic Planning, Development, and Security
55 Social Services Programs
DIRECT STATE SERVICES

01-1610 Child Protection and Permanency	$175,119,000
02-1620 Children's System of Care	1,439,000
03-1630 Family and Community Partnerships	1,417,000
04-1600 Education Services	11,208,000
05-1600 Child Welfare Training Academy Services and Operations	4,294,000
06-1600 Safety and Security Services	3,775,000
99-1600 Administration and Support Services	39,571,000
Total Direct State Services Appropriations, Social Services Programs	$236,823,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($174,405,000)
Materials and Supplies ..... (1,189,000)

Services Other Than Personal.....(4,913,000)
Maintenance and Fixed Charges.....(12,921,000)
Special Purpose:
01 Keeping Families Together.....(11,547,000)
01 Peer Recovery Support Services.....(3,220,000)
01 Child Collaborative Mental Health Care Pilot Program.....(3,750,000)
05 NJ Partnership for Public Child Welfare.....(2,284,000)
06 Safety and Security Services.....(3,775,000)
99 Information Technology.....(1,524,000)
99 Safety and Permanency in the Courts.....(15,045,000)
Additions, Improvements and Equipment.....(2,250,000)

Of the amounts hereinabove appropriated for Salaries and Wages for the Child Welfare Training Academy Services and Operations, such amounts as may be necessary shall be used to train the Department of Children and Families' staff who serve children and families in the field, who have not already received training in cultural competency. The Department of Children and Families shall also offer training opportunities in cultural competency to staff of community-based organizations serving children and families under contract to the Department of Children and Families.

Of the amount hereinabove appropriated for Safety and Permanency in the Courts, an amount not to exceed $15,045,000 shall be reimbursed to the Department of Law and Public Safety and is appropriated for legal services implementing the approved child welfare settlement with the federal court, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

01-1610 Child Protection and Permanency $300,638,000
02-1620 Children's System of Care 331,409,000
03-1630 Family and Community Partnerships 52,922,000
Total Grants-in-Aid Appropriation, Social Services Programs $684,969,000

Grants-in-Aid:
01 Substance Use Disorder Services.....($6,474,000)
01 Court Appointed Special Advocates.....(2,500,000)
01 Child Advocacy Center - Multidisciplinary Team Fund.....(2,000,000)
01 Independent Living and Shelter Care.....(10,168,000)

01 Out-of-Home Placements.....(4,138,000)
01 Family Support Services.....(57,184,000)
01 Child Abuse Prevention.....(9,243,000)
01 Foster Care.....(36,467,000)

01	Subsidized Adoption	(126,719,000)
01	Foster Care and Permanency Initiative	(4,864,000)
01	New Jersey Homeless Youth Act	(1,209,000)
01	Wynona M. Lipman Child Advocacy Center, Essex County	(556,000)
01	Purchase of Social Services	(27,658,000)
01	Child Health Units	(11,458,000)
02	Care Management Organizations	(54,159,000)
02	Out-of-Home Treatment Services	(139,578,000)
02	Family Support Services	(23,082,000)
02	Mobile Response	(23,570,000)
02	Intensive In-Home Behavioral Assistance	(61,934,000)
02	Youth Incentive Program	(4,252,000)
02	Outpatient	(8,536,000)
02	Contracted Systems Administrator	(7,139,000)
02	State Children's Health Insurance Program - Care Management Organizations	(1,672,000)
02	State Children's Health Insurance Program - Out-of-Home Treatment Services	(3,345,000)
02	State Children's Health Insurance Program - Mobile Response	(836,000)
02	State Children's Health Insurance Program - In-Home Behavioral Assistance	(2,174,000)
02	Mental Health Association of Essex and Morris, Inc - Riskin Children's Center	(150,000)
02	Nurse Family Partnership	(500,000)
02	Direct Support Professional Emergency Wage Increase	(482,000)
03	Early Childhood Services	(4,371,000)
03	Family Support Services	(12,573,000)
03	Women's Services	(16,618,000)
03	Project S.A.R.A.H.	(150,000)
03	Sexual Violence Prevention and Intervention Services	(3,460,000)
03	School Linked Services Program	(15,000,000)
03	Latino Action Network Hispanic Women's Resource Center	(750,000)

Of the amounts hereinabove appropriated for Child Advocacy Center - Multidisciplinary Team Fund, $500,000 shall be allocated to the New Jersey Children's Alliance to assist in the implementation of P.L.2017, c.90 (C.9:6-8.107 et seq.) to provide support, guidance, and training to centers or teams applying to the Department of Children and Families for grants in order to become certified as Child Advocacy Centers.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the Out-of-Home Placements, Independent Living and Shelter Care, Foster Care, Subsidized Adoption, and Family Support Services accounts are available for the payment of obligations applicable to prior fiscal years.

The amounts hereinabove appropriated for Foster Care, Subsidized Adoption, and Independent Living and Shelter Care are subject to the following condition: any change by the Department of Children and Families in the rates paid for these programs shall be approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated in the Out-of-Home Placements account is subject to the following condition: amounts that become available as a result of the return of persons from in-State and out-of-State residential placements to community programs within the State may be transferred from the Residential Placements account to the appropriate Child Protection and Permanency account, subject to the approval of the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and ensure the timely processing of payments, amounts may be transferred among the following accounts within the Division of Child Protection and Permanency, Independent Living and Shelter Care, Out of Home Placements, Family Support Services, Foster Care, and Subsidized Adoption. All such transfers are subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Purchase of Social Services account, $1,000,000 is appropriated for the programs administered under the "New Jersey Homeless Youth Act," P.L.1999, c.224 (C.9:12A-2 et seq.), and the Division of Child Protection and Permanency shall prioritize the expenditure of this allocation to address transitional living services in the division's region that is experiencing the most severe over-capacity.

Of the amounts hereinabove appropriated for the Purchase of Social Services, an amount as specified in the Memorandum of Agreement between the Department of Children and Families and the Division of Family Development in the Department of Human Services shall be transferred to the Division of Family Development in the Department of Human Services to fund the Post Adoption Child Care Program, subject to the approval of the Director of the Division of Budget and Accounting.

Funds recovered under P.L.1951, c.138 (C.30:4C-1 et seq.) during the current fiscal year are appropriated for resource families and other out-of-home placements.

Receipts from counties for persons under the care and supervision of the Division of Child Protection and Permanency are appropriated for the purpose of providing State Aid to the counties, subject to the approval of the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of medical services, amounts may be transferred among accounts in the Children's System of Care program classification.

Amounts may also be transferred to and from various items of appropriation within the General Medical Services program classification of the Division of Medical Assistance and Health Services in the Department of Human Services and the Children's System of Care program classification in the Department of Children and Families. All such transfers are subject to the approval of the Director of the Division of Budget and Accounting. Notice of the Director of the Division of Budget and Accounting's approval shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, no funds hereinabove appropriated for Out-of-Home Treatment Services, Care Management Organizations, Youth Incentive Program, Intensive In-Home Behavioral Assistance, Family Support Services, except those services provided pursuant to the "Family Support Act," P.L.1993, c.98 (C.30:6D-33 et seq.), and Mobile Response shall be expended for any individual served by Children's System of Care, with the exception of court-ordered placements or to ensure services necessary to prevent risk of harm to the individual or others, unless that individual makes a full and complete application for NJ FamilyCare. Individuals receiving services from appropriations covered by the exceptions above shall apply for NJ FamilyCare in a timely manner, as shall be defined by the Commissioner of Children and Families, after receiving services.

Of the amounts hereinabove appropriated for Early Childhood Services, an amount as specified in the Memorandum of Agreement between the Department of Children and Families and the Division of Family Development in the Department of Human Services shall be transferred to the Division of Family Development in the Department of Human Services to fund the Strengthening Families Initiative Training Program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from the increases in divorce filing fees enacted by section 41 of P.L.2003, c.117 (N.J.S.22A:2-12), are appropriated for transfer to the General Fund as general State revenue, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for Women's Services, $862,000 is payable out of the Marriage and Civil Union License Fee Fund. If receipts to that fund are less than anticipated, the appropriation shall be reduced by the amount of the shortfall.

Of the amount hereinabove appropriated for Women's Services, the amounts allocated to the lead domestic violence agencies in the State and to the New Jersey Coalition for Battered Women shall be no less than the amounts allocated for FY 2015 to those agencies and the amount allocated to the 21 county-based sexual violence service organizations and the New Jersey Coalition Against Sexual Assault shall be no less than the amounts allocated for FY 2019, plus an additional $2,000,000 to those agencies.

Receipts in the Marriage and Civil Union License Fee Fund in excess of the amount anticipated are appropriated for domestic violence prevention services.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Women's Services, an amount not to exceed $1,912,000 is appropriated to the Displaced Homemaker program from the Workforce Development Partnership Fund established pursuant to section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary and subject to any required federal approval, in addition to the amount hereinabove appropriated for the Division of Children's System of Care, such additional amounts, as approved by the State Treasurer, equal to the proportional cost associated with the early implementation prior to January 1, 2021 for the stabilization and rebalancing of the State's provider rates, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

From the amounts hereinabove appropriated to the Department of Children and Families, the Commissioner of Children and Families in consultation with the Commissioner of Education and the Commissioner of Human Services shall establish a school-based children behavioral health pilot program in one or more school districts that provides integrated behavioral health services to Medicaid eligible students. One public school serving students in grades K-8 shall be selected in each district for the pilot. The program shall provide intensive in-community rehabilitation services, as defined by New Jersey's existing Medicaid program, in selected schools, and shall allow children receiving services to be eligible to receive services for 12 months, subject to periodic review by the Department of Children and Families.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Women's Services, an amount not to exceed $6,000,000 is appropriated to provide a grant to the NJ Coalition Against Sexual Assault to offset potential losses in federal funding and to strengthen and expand sexual violence prevention and response services, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Direct Support Professional Emergency Wage Increase shall be used to provide a $3 per hour wage increase from October through December of 2020 for direct support professionals who support children placed in residential settings funded in the Children's System of Care program classification.

Of the amounts hereinabove appropriated for the School Linked Services Program, there shall be available $400,000 for the After School Reading Initiative, $200,000 for the After School Start-Up Fund, $400,000 for School Health Clinics, and $530,000 for Positive Youth Development.

Department of Children and Families,
Total State Appropriation $921,792,000

Summary of Department of Children and Families Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $236,823,000
Grants-in-Aid 684,969,000
Appropriations by Fund:
General Fund $921,792,000

22 DEPARTMENT OF COMMUNITY AFFAIRS
40 Community Development and Environmental Management
41 Community Development Management
DIRECT STATE SERVICES

01-8010 Housing Code Enforcement $6,984,000
02-8020 Housing Services 5,428,000
06-8015 Uniform Construction Code 11,040,000
13-8027 Codes and Standards 365,000
18-8017 Uniform Fire Code 6,177,000
Total Direct State Services Appropriation, Community Development Management $29,994,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($23,768,000)
Materials and Supplies ..... (63,000)
Services Other Than Personal ..... (422,000)
Maintenance and Fixed Charges ..... (74,000)
Special Purpose:
02 Office of Homelessness Prevention ..... (3,000,000)
02 Affordable Housing ..... (1,353,000)
02 Local Planning Services ..... (1,033,000)
18 Local Fire Fighters' Training ..... (281,000)

The amount hereinabove appropriated for the Housing Code Enforcement program classification is payable out of the fees and penalties derived from bureau activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from the additional fee established by section 10 of P.L.2003, c.311 (C.52:27D-437.10) are appropriated to the Housing Code Enforcement program classification for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Uniform Construction Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The unexpended balance at the end of the preceding fiscal year in "The Planned Real Estate Development Full Disclosure Act," P.L.1977, c.419 (C.45:22A-21 et seq.) fees account, together with any receipts in excess of the amount anticipated, is appropriated for code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts received by the Uniform Construction Code Revolving Fund attributable to that portion of the surcharge fee in excess of $0.0006, and to surcharges on other construction, shall be dedicated to the general support of the Uniform Construction Code program and, notwithstanding the provisions of section 2 of P.L.1979, c.121 (C.52:27D-124.1), shall be available for training and non-training purposes. Notwithstanding the provisions of any law or regulation to the contrary, unexpended balances at the end of the preceding fiscal year in the Uniform Construction Code Revolving Fund are appropriated for expenses of code enforcement activities.

Such amounts as may be required for the registration of builders and reviewing and paying claims under "The New Home Warranty and Builders' Registration Act," P.L.1977, c.467 (C.46:3B-1 et seq.), are appropriated from the New Home Warranty Security Fund in accordance with section 7 of P.L.1977, c.467 (C.46:3B-7), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts appropriated from the Department of Community Affairs' code enforcement activities in excess of the amount anticipated and in excess of the amounts required to support the code enforcement activity for which they were collected may be transferred as necessary to cover shortfalls in other Department of Community Affairs' code enforcement accounts, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Uniform Fire Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of any law or regulation to the contrary, the Division of Fire Safety may transfer within its own division among Direct State Services appropriations accounts and Grants-In-Aid appropriations accounts, such amounts

as are necessary for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from fees associated with the Fire Protection Contractor's Certification program pursuant to P.L.2001, c.289 (C.52:27D-25n et seq.), are appropriated to the Department of Community Affairs Division of Fire Safety, in such amounts as are necessary to operate the program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the Division of Housing and Community Resources may transfer between the Affordable Housing State Aid appropriations account, the Local Planning Services Direct State Services appropriations account and the Affordable Housing Direct State Services appropriations account, such amounts as are necessary, subject to the approval of the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide written notice of such a transfer to the Joint Budget Oversight Committee within 10 working days of making such a transfer.

Any receipts from the Boarding Home Regulation and Assistance program, including fees, fines, and penalties, are appropriated for the Boarding Home Regulation and Assistance program.

Pursuant to section 15 of P.L.1983, c.530 (C.55:14K-15), the Commissioner of Community Affairs shall determine, at least annually, the eligibility of each boarding house resident for rental assistance payments; and notwithstanding the provisions of P.L.1983, c.530 (C.55:14K-1 et seq.) to the contrary, moneys held in the "Boarding House Rental Assistance Fund" that were originally appropriated from the General Fund may be used by the commissioner for the purpose of providing life safety improvement loans, and any moneys held in the "Boarding House Rental Assistance Fund" may be used for the purpose of providing rental assistance for repayment of such loans. Notwithstanding any provision of P.L.1983, c.530 (C.55:14K-1 et seq.), the commissioner shall have authority to disburse funds from the "Boarding House Rental Assistance Fund" established pursuant to section 14 of P.L.1983, c.530 (C.55:14K-14) for the purpose of repaying, through rental assistance or otherwise, loans made to the boarding house owners for the purpose of rehabilitating boarding houses.

There is appropriated from the General Fund for deposit in the "New Jersey Affordable Housing Trust Fund" an amount equal to the difference between $60 million and the sum of: (i) the amount reappropriated to the fund from its unexpended balance as of September 30, 2020; and (ii) the receipts of the portion of the realty transfer fee credited to the fund pursuant to section 4 of P.L.1968, c.49 (C.46:15-8) and section 4 of P.L.1975, c.176 (C.46:15-10.1) during Fiscal Year 2021.

GRANTS-IN-AID

01-8010 Housing Code Enforcement $689,000

02-8020 Housing Services 34,535,000
18-8017 Uniform Fire Code 8,534,000
Total Grants-in-Aid Appropriation, Community Development Management $43,758,000

Grants-in-Aid:

01	Cooperative Housing Inspection	($689,000)
02	Shelter Assistance	(2,300,000)
02	Prevention of Homelessness	(4,360,000)
02	Hudson County Housing First Pilot Program	(500,000)
02	Camden Coalition of Health Care Providers Housing First Pilot Program	(500,000)
02	State Rental Assistance Program	(13,875,000)
02	Lead-Safe Home Renovation Pilot Program	(5,000,000)
02	Single Family Home Lead Hazard Remediation Fund	(5,000,000)
02	NJ Community Capital Foreclosure Mitigation Program	(3,000,000)
18	Uniform Fire Code-Local Enforcement Agency Rebates	(8,425,000)
18	Uniform Fire Code – Continuing Education	(109,000)

There is appropriated to the Revolving Housing Development and Demonstration Grant Fund an amount not to exceed 50% of the penalties derived from bureau activities in the Housing Code Enforcement program classification, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Housing Code Enforcement program classification is payable out of the fees and penalties derived from bureau activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amount hereinabove appropriated for the Uniform Fire Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amounts hereinabove appropriated for Shelter Assistance, Prevention of Homelessness, and State Rental Assistance Program shall be payable from the receipts of the portion of the realty transfer fee directed to be credited to the "New Jersey Affordable Housing Trust Fund" pursuant to section 4 of P.L.1968, c.49 (C.46:15-8) and from the receipts of the portion of the realty transfer fee directed to be credited to the "New Jersey Affordable Housing Trust Fund" pursuant to section

4 of P.L.1975, c.176 (C.46:15-10.1), subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

Upon determination by the Commissioner of Community Affairs that all eligible shelter assistance projects have received funding, any available balance in the Shelter Assistance account may be transferred to the Affordable Housing account, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, such amounts as are necessary shall be available from the Prevention of Homelessness Grants-In-Aid appropriation for program administrative expenses, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from repayment of loans from the Downtown Business Improvement Loan Fund, together with the unexpended balance at the end of the preceding fiscal year of such loan fund and any interest thereon, are appropriated for the purposes of P.L.1998, c.115 (C.40:56-71.1 et seq.).

The unexpended balance at the end of the preceding fiscal year in the State Rental Assistance Program account is appropriated for the expenses of the State Rental Assistance Program.

Notwithstanding the provisions of any law or regulation to the contrary, Revolving Housing Development and Demonstration Grant funds are appropriated to support loans and grants to non-profit entities for the purpose of economic development and historic preservation.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated to the General Fund as State revenue such amounts as may be received from the New Jersey Housing and Mortgage Finance Agency. The amount hereinabove appropriated for the State Rental Assistance Program to provide rental assistance shall be payable first from the amount received from the New Jersey Housing and Mortgage Finance Agency.

Of the amount hereinabove appropriated for the Lead-Safe Home Renovation Pilot Program, such amounts as are necessary may be transferred to the Revolving Housing Development and Demonstration Grant Fund for the purpose of remediating lead in dwellings Statewide, and such amounts as are determined by the State Treasurer to be necessary may be transferred to the Division of Family Health Services in the Department of Health for purposes in accordance with N.J.A.C.8:51-1.1 et seq., subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the State Rental Assistance Program (SRAP), an amount not less than $20,000,000 is appropriated from the "New Jersey Affordable Housing Trust Fund" to SRAP for the purposes of subsections a. and c. of section 1 of P.L.2004, c.140 (C.52:27D-287.1).

An amount not to exceed $400,000 is appropriated from the "New Jersey Affordable Housing Trust Fund" as determined by the Commissioner of Community Affairs as necessary to match, on a 50/50 basis, the federal share of the administrative

costs of the USHUD Community Development Block Grant-Small Cities Program, subject to the approval of the Director of the Division of Budget and Accounting.

Such amounts as the Commissioner of Community Affairs determines are necessary are appropriated from the "New Jersey Affordable Housing Trust Fund," to be pledged as a match for the USHUD HOME Investment Partnership Program to ensure adherence to the federal matching requirements for affordable housing production, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the "New Jersey Affordable Housing Trust Fund" an amount to be determined by the Commissioner of Community Affairs to be used to provide technical assistance grants to non-profit housing organizations and authorities for creating and supporting affordable housing and community development opportunities, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Community Affairs may determine that monies appropriated from the "New Jersey Affordable Housing Trust Fund" can be provided directly to the housing project being assisted; provided, however, that any such project has the support by resolution of the governing body of the municipality in which it is located; and subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

Notwithstanding the provisions of any law or regulation to the contrary, such amounts as may be required to fund relocation costs of boarding home residents are appropriated from the "Boarding House Rental Assistance Fund."

The unexpended balance at the end of the preceding fiscal year in the Relocation Assistance account, not to exceed $250,000, is appropriated for the expenses of the Relocation Assistance program, subject to the approval of the Director of the Division of Budget and Accounting.

50 Economic Planning, Development, and Security
55 Social Services Programs
DIRECT STATE SERVICES

05-8050 Community Resources	$225,000
Total Direct State Services Appropriation, Social Services Programs	$225,000

Direct State Services:

Personal Services:	
Salaries and Wages	($57,000)
Services Other Than Personal	(18,000)
Special Purpose:	
05 Addressing Racial Bias Initiative	(50,000)
05 Anti-Discrimination Training	(50,000)

05 Wealth Disparity Taskforce ..... (50,000)

Additional funds as may be allocated by the federal government for New Jersey's Low Income Home Energy Assistance Block Grant Program (LIHEAP) are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

05-8050 Community Resources..... $41,778,000

Total Grants-in-Aid Appropriation, Social Services Program $41,778,000

Grants-in-Aid:

05 Recreation for the Handicapped..... ($585,000)
05 Interfaith Neighbors, Asbury Park - Meals on Wheels . (25,000)
05 Monmouth County SPCA ..... (25,000)
05 Jewish Federation of Greater MetroWest - Community-Based Anti-Hate Initiative..... (40,000)
05 NJSHARES - S.M.A.R.T. Program ..... (1,000,000)
05 NJ Community Development Corporation Youth Center Project, Paterson ..... (2,000,000)
05 Newark Museum ..... (500,000)
05 City of Newark - Mayor's Brick City Peace Collective ..... (750,000)
05 Big Brothers and Big Sisters State Association ..... (1,000,000)
05 Monmouth Ocean Foundation for Children School..... (25,000)
05 Transition Professionals Re-Entry Services..... (263,000)
05 Hudson County Reentry Pilot Program..... (3,000,000)
05 Volunteer Income Tax Preparation Assistance ..... (250,000)
05 Woodbridge Acacia Youth Center Project..... (1,000,000)
05 Newark Alliance - N2020 Hire Goal Program..... (750,000)
05 Newark Public Library - Newark City of Learning Collaborative ..... (200,000)
05 Joseph's House, Camden ..... (200,000)
05 New Jersey Hall of Fame Foundation..... (1,500,000)
05 Special Olympics ..... (405,000)
05 New Jersey Re-entry Corporation - One-Stop Offender Re-entry Services..... (9,000,000)
05 Volunteers of America - Re-entry Services ..... (6,000,000)
05 First Tee Program - County of Essex..... (4,000,000)
05 Boys and Girls Clubs of New Jersey – At Risk Youth..... (500,000)
05 Garden to Nurture Human Understanding, Teaneck..... (85,000)
05 Mercer County Reentry Pilot Program..... (1,000,000)
05 Thomas Alva Edison Memorial Tower and Museum . (150,000)
05 NJ Community Development Corporation – Youth Center, Paterson..... (250,000)

05 National Aviation Research and Technology Park .....(250,000)
05 Hinchliffe Stadium Neighborhood Restoration Project .....(1,000,000)
05 Bright Side Manor, Teaneck .....(700,000)
05 Re-entry Coalition of New Jersey .....(1,000,000)
05 Grants to Community and Cultural Development Organizations .....(325,000)
05 Anti-violence Out-of-School Youth Summer Program-Newark, Trenton, Paterson .....(4,000,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Volunteer Income Tax Preparation Assistance shall be used to provide matching grants to one or more non-profit entities that have received federal grants to support the provision of volunteer tax preparation services for low-income residents, pursuant to a competitive process and in accordance with grant agreements to be entered into by the selected non-profit entities with the Commissioner of Community Affairs, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Special Olympics program, an amount not to exceed $75,000 may be allocated for the administrative costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.2003, c.311 (C.52:27D-437.1 et al.), or any law or regulation to the contrary, the amount hereinabove appropriated for the "Lead Hazard Control Assistance Fund" is payable from receipts of the portion of the sales tax directed to be credited to the "Lead Hazard Control Assistance Fund" pursuant to section 11 of P.L.2003, c.311 (C.52:27D-437.11), and there is further appropriated from such receipts an amount not to exceed $8,000,000, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for New Jersey Re-entry Corporation - One-Stop Offender Re-entry Services shall be utilized to continue to provide One-Stop Re-entry services in Newark, Jersey City, Paterson, and Toms River and in the counties of Bergen, Union, Middlesex, Somerset, and Monmouth, which shall include medication-assisted treatment for relapse prevention.

The amount hereinabove appropriated for Volunteers of America - Re-entry Services shall be utilized to provide expanded re-entry services in the counties of Atlantic, Burlington, Camden, Cape May, Gloucester, Cumberland, Mercer, and Salem, which shall include medication-assisted treatment for relapse prevention.

Notwithstanding the provisions of section 4 of the "Lead Hazard Control Assistance Act," P.L.2003, c.311 (C.52:27D-437.4), such amounts as are necessary are appropriated from the "Lead Hazard Control Assistance Fund" for administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

05-8050 Community Resources $6,500,000
(From Property Tax Relief Fund ..... $6,500,000)
Total State Aid Appropriation, Social Services Program $6,500,000
(From Property Tax Relief Fund ..... $6,500,000)

State Aid:

05 Weequahic Park Community Center (PTRF) ..... ($5,000,000)
05 Repayment of Municipal Contribution to Mass Transit Facility (PTRF) ..... (1,500,000)

70 Government Direction, Management, and Control
75 State Subsidies and Financial Aid

DIRECT STATE SERVICES

04-8030 Local Government Services $3,943,000
Total Direct State Services Appropriation, State Subsidies and Financial Aid $3,943,000

Direct State Services:

Personal Services:
Local Finance Board Members ..... ($63,000)
Salaries and Wages ..... (3,519,000)
Materials and Supplies ..... (30,000)
Services Other Than Personal ..... (170,000)
Maintenance and Fixed Charges ..... (11,000)
Special Purpose:
04 Local Assistance Bureau ..... (150,000)

Receipts received by the Division of Local Government Services are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Local Government Services, an amount not to exceed $750,000, subject to the approval of the Director of the Division of Budget and Accounting, is appropriated from the General Fund to the Division of Local Government Services to assist in the implementation of the provisions of P.L. 2019, c.159 concerning municipal land banking.

GRANTS-IN-AID

Notwithstanding the provisions of P.L.2017, c.258 (C.52:27D-516 et seq.) or any law or regulation to the contrary, the amount hereinabove appropriated for New Jersey Housing Assistance for Veterans is subject to the following conditions: funds shall be administered by the Director of the Division of Housing and Community Resources under the direction of the Commissioner of Community Affairs; such amounts as are determined to be necessary for program administrative expenses shall be available, subject to the approval of the Director of the Division of Budget and Accounting; and the unexpended balance at the end of the preceding fiscal year in the New Jersey Housing Assistance for Veterans account is appropriated

for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

04-8030	Local Government Services	$522,079,000
	(From General Fund	*$2,386,000)*
	(From Property Tax Relief Fund	*519,693,000)*
	Total State Aid Appropriation, State Subsidies and Financial Aid	$522,079,000
	(From General Fund	*$2,386,000)*
	(From Property Tax Relief Fund	*519,693,000)*

State Aid:

04	Local Recreational Improvement Grants (PTRF)	($2,500,000)
04	Consolidated Municipal Property Tax Relief Aid (PTRF)	(348,096,000)
04	County Prosecutors and Officials Salary Increase (P.L.2007, c.350)	(2,386,000)
04	Trenton Capital City Aid (PTRF)	(10,000,000)
04	Consolidation Implementation (PTRF)	(1,000)
04	Transitional Aid to Localities (PTRF)	(124,563,000)
04	Open Space Payments in Lieu of Taxes (PTRF)	(6,483,000)
04	East Brunswick Township - Municipal Facility Renovations (PTRF)	(400,000)
04	North Brunswick Township - Preschool Property Acquisition (PTRF)	(500,000)
04	Camden County Improvement Authority – Demolition of Vacant Property (PTRF)	(15,000,000)
04	Borough of Metuchen - Shade Tree Management (PTRF)	(100,000)
04	Borough of Milltown - Water Main Improvements (PTRF)	(750,000)
04	Camden County - Flood Planning and Mitigation (PTRF)	(250,000)
04	Township of Edison - Landfill Closure Project Design (PTRF)	(300,000)
04	Union County - Clark Reservoir Dredging and Pollution Remediation (PTRF)	(250,000)
04	Township of Franklin - Kingston Interconnect (PTRF)	(500,000)
04	Shared Services and School District Consolidation Study and Implementation (PTRF)	(10,000,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Local Recreational Improvement Grants shall be

used to provide grants to local units for repairs and improvements to public recreational facilities pursuant to a competitive process administered by the Division of Local Government Services, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed on the following schedule: on or before October 1, 81.8% of the total amount due; November 1, 9.1% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 9.1% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 9.1% of the total amount due; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of Local Government Services, in consultation with the Commissioner of Community Affairs and the State Treasurer, may direct the Director of the Division of Budget and Accounting to provide such payments on an accelerated schedule if necessary to ensure fiscal stability for a municipality.

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts received from the appropriation to the Consolidated Municipal Property Tax Relief Aid program and received from amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Aid account, each municipality shall be required to distribute to each fire district within its boundaries the amount received by the fire district from the Supplementary Aid for Fire Services program pursuant to the provisions of the fiscal year 1995 annual appropriations act, P.L.1994, c.67, less an amount proportional to reductions in the combined total amount received by the municipality from Consolidated Municipal Property Tax Relief Aid and from the Energy Tax Receipts Property Tax Relief Fund/Aid account since fiscal year 2008.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed in the same amounts, and to the same municipalities that received funding pursuant to the previous fiscal year's annual appropriations act; provided further, however, that from the amount hereinabove appropriated there are transferred to the Energy Tax Receipts Property Tax Relief Aid account such amounts as were determined for fiscal year 2020 and prior fiscal years pursuant to subsection e. of section 2 of P.L.1997, c.167 (C.52:27D-439), as amended by P.L.1999, c.168; the amount of Consolidated Municipal Property Tax Relief Aid received by any other municipality shall be increased by such amounts of Transitional Aid to Localities deemed to constitute Consolidated Municipal Property Tax Relief Aid by the Director of the Division of Local Government Services in the previous fiscal year.

Notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Local Government Services shall take such actions as may be necessary to ensure that proportional amounts of the Consolidated Municipal

Property Tax Relief Aid and the amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Aid account appropriated to offset losses from business personal property tax that would have otherwise been used for the support of public schools will be used to reduce the school property tax levy for those affected school districts with the remaining State Aid used as municipal property tax relief. The chief financial officer of the municipality shall pay to the school districts such amounts as may be due by December 31.

Notwithstanding the provisions of any law or regulation to the contrary, the release of the total annual amount due for the current fiscal year from Consolidated Municipal Property Tax Relief Aid to municipalities is subject to the following condition: the municipality shall submit to the Director of the Division of Local Government Services a report describing the municipality's compliance with the "Best Practices Inventory" established by the Director of the Division of Local Government Services and shall receive at least a minimum score on such inventory as determined by the Director of the Division of Local Government Services; provided, however, that the director may take into account the particular circumstances of a municipality. In preparing the "Best Practices Inventory," the director shall identify best municipal practices in the areas of general administration, fiscal management, and operational activities, as well as the particular circumstances of a municipality, in determining the minimum score acceptable for the release of the total annual amount due for the current fiscal year.

The Director of the Division of Local Government Services may permit any municipality that received "Regional Efficiency Aid Program" funds pursuant to the annual appropriations act for fiscal year 2010, P.L.2009, c.68, to use a portion of its Consolidated Municipal Property Tax Relief Aid or Energy Tax Receipts Property Tax Relief Aid, or both Consolidated Municipal Property Tax Relief Aid and Energy Tax Receipts Property Tax Relief Aid, to provide "Regional Efficiency Aid Program" benefits pursuant to P.L.1999, c.61 (C.54:4-8.76 et seq.).

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Consolidation Implementation shall be allocated to provide reimbursement to local government units that consolidate pursuant to any law, including but not limited to P.L.2007, c.63 (C.40A:65-1 et seq.) and P.L.2009, c.118 (C.54:1-86 et seq.), or to a municipality that is wholly annexed by another municipality pursuant to N.J.S.40A:7-1 et seq., for non-recurring costs that the Director of the Division of Local Government Services, or in the case of a school district consolidation the Commissioner of Education, determines to be necessary to implement such consolidation or annexation, subject to the approval of the Director of the Division of Budget and Accounting; provided, however, that in addition to the amounts hereinabove appropriated, there are appropriated such additional amounts as are determined to be necessary for reimbursement of non-recurring costs associated with local government unit consolidations, subject to the approval of the Director of the Division of Budget and Accounting; provided further that there are appropriated such additional amounts, not to exceed $15,000,000, as the Director of

the Division of Budget and Accounting, in consultation with the Commissioner of Community Affairs and the Director of the Division of Local Government Services, shall determine to be necessary to design and implement one or more voluntary county-based demonstration projects to achieve efficiencies and future cost savings in the provision of services at the local level.

Of the amount hereinabove appropriated for Transitional Aid to Localities, an amount may be allocated by the Director of the Division of Local Government Services to provide short-term financial assistance to a local government unit that is determined by the director to be experiencing financial distress caused by the destruction or loss of a major local business ratable. For purposes of this paragraph, a "major local business ratable" means one or more related parcels of property owned by a single business entity, classified as commercial or industrial, which comprised the largest assessed valuation of any one or more line items of taxable property in a municipality, or generated an annual PILOT payment in excess of 10% of the total municipal levy, or is otherwise determined by the director to be of such significance to a municipality that its destruction or loss has resulted in financial distress; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Local Government Services may direct that part of any such allocation be paid to an affected school district or county, or to both, in the same manner as if the award of Transitional Aid were raised as revenue from the municipal tax levy; and provided further that a local government unit determined to be experiencing financial distress because of the loss or destruction of a major local business ratable shall not be required to be subject to any additional conditions, requirements, orders, or other operational efficiency or oversight measures authorized pursuant to P.L.2011, c.144 (C.52:27D-118.42a), except as determined to be appropriate by the Director of the Division of Local Government Services.

Of the amount hereinabove appropriated for Transitional Aid to Localities, amounts may be allocated by the Director of the Division of Local Government Services to reimburse any State agency or department for services provided to a participating municipal government unit pursuant to a memorandum of understanding between that State agency or department, the participating municipal government unit, and the Division of Local Government Services, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Transitional Aid to Localities is subject to the following condition: notwithstanding the provisions of R.S.43:21-14, or any other law or regulation to the contrary, the Commissioner of Labor and Workforce Development, in consultation with the Commissioner of Community Affairs, is authorized to enter into individualized payment plan agreements with municipalities that receive Transitional Aid for the reimbursement of unemployment benefits paid to former employees of such municipal government units, at reasonable interest rates based on current market conditions, and on such other terms and conditions as may be determined to be appropriate by the Commissioner of Labor and

Workforce Development. Any municipality that enters into an individualized payment plan agreement pursuant to this section shall be required to expend all funds budgeted for this activity remaining as of the last day of its budget year for the repayment of outstanding obligations under the plan.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Transitional Aid to Localities shall be allocated to provide short-term financial assistance where needed to help a municipality that is in serious fiscal distress meet immediate budgetary needs and regain financial stability. A municipality shall be deemed to be eligible for transitional aid if it is identified by the Director of the Division of Local Government Services as experiencing serious fiscal distress where the director determines that, despite local officials having implemented substantive cost reduction strategies, there continue to exist conditions of serious fiscal distress, which may include but shall not be limited to: substantial structural or accumulated deficits; ongoing reliance on non-recurring revenues; limited ability to raise supplemental non-property tax revenues; extraordinary demands for public safety appropriations; and other factors indicating a constrained ability to raise sufficient revenues to meet budgetary requirements that substantially jeopardizes the fiscal integrity of the municipality. Municipalities seeking transitional aid shall file an application on a form prescribed by the director, which application, among other things, shall set forth the minimum criteria that must be met in order for an application to be considered by the director for a determination of eligibility. The director shall determine whether a municipality which files an application meeting such minimum criteria is in serious fiscal distress, and, if so, what amount of transitional aid should be provided to address the municipality's serious fiscal distress. The transitional aid shall be provided to the municipality subject to the provisions of subsection a. of section 1 of P.L.2011, c.144 (C.52:27D-118.42a); provided, however, that an amount of Transitional Aid to Localities as determined by the Director of the Division of Local Government Services for a municipality may be deemed to constitute Consolidated Municipal Property Tax Relief Aid in an amount not in excess of the amount of Transitional Aid to Localities such municipality received in the previous fiscal year and shall not reduce the amount of Consolidated Municipal Property Tax Relief Aid such municipality shall receive for the current fiscal year. Provided, however, if the Director of the Division of Local Government Services deems an amount of Transitional Aid to Localities for a municipality as constituting Consolidated Municipal Property Tax Relief Aid pursuant to this provision, that municipality is not relieved from compliance with the requirements for transitional aid.

Notwithstanding the provisions of subsection d. of section 29 of P.L.1999, c.152 (C.13:8C-29) or subsection d. of section 30 of P.L.1999, c.152 (C.13:8C-30), or any law or regulation to the contrary, all payments to municipalities in lieu of taxes for lands acquired by the State and non-profit organizations for recreation and conservation purposes shall be retained by the municipality and not apportioned in the same manner as the general tax rate of the municipality.

Notwithstanding the provisions of any law or regulation to the contrary, payments to municipalities in lieu of taxes for lands acquired by the State and non-profit organizations for recreation and conservation purposes shall be provided only to municipalities whose payments received in fiscal year 2010 exceeded $5,000, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, any qualifying municipality, as defined in section 1 of P.L.1978, c.14 (C.52:27D-178) for the previous fiscal year, shall continue to be a qualifying municipality thereunder during the current fiscal year.

Notwithstanding the provisions of any law or regulation to the contrary, whenever funds appropriated as State Aid and payable to any municipality, which municipality requests and receives the approval of the Local Finance Board, such funds may be pledged as a guarantee for payment of principal and interest on any bond anticipation notes issued pursuant to section 11 of P.L.2003, c.15 (C.40A:2-8.1) and any tax anticipation notes issued pursuant to N.J.S.40A:4-64 by such municipality. Such funds, if so pledged, shall be made available by the State Treasurer upon receipt of a written notification by the Director of the Division of Local Government Services that the municipality does not have sufficient funds available for prompt payment of principal and interest on such notes, and shall be paid by the State Treasurer directly to the holders of such notes at such time and in such amounts as specified by the director, notwithstanding that payment of such funds does not coincide with any date for payment otherwise fixed by law.

The State Treasurer, in consultation with the Commissioner of Community Affairs, is empowered to direct the Director of the Division of Budget and Accounting to transfer appropriations from any State department to any other State department as may be necessary to provide a loan for a term not to exceed 180 days to a local government unit faced with a fiscal crisis, including but not limited to a potential default on tax anticipation notes and on such other terms and conditions as may be required by the commissioner.

Notwithstanding the provisions of N.J.S.40A:4-39 or any other law or regulation to the contrary, a county that assumes responsibility for the provision of local police services in one or more municipalities utilizing a new or expanded county police force may display the anticipated revenues and appropriations associated with such county police force in its annual budget by annexing to that budget a statement describing the sources and amounts of anticipated dedicated revenues and appropriating those dedicated amounts for the purposes of the county police force.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Trenton Capital City Aid is subject to the following condition: The City of Trenton shall enter into an agreement with the Department of Community Affairs setting forth the terms and conditions for receipt of such aid, which shall include financial and operational oversight by the Director of the Division of Local Government Services in the Department of Community Affairs.

76 Management and Administration
DIRECT STATE SERVICES

99-8070 Administration and Support Services $2,866,000
Total Direct State Services Appropriation, Management and Administration $2,866,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($2,441,000)
Materials and Supplies ..... (6,000)
Services Other Than Personal ..... (45,000)
Maintenance and Fixed Charges ..... (12,000)
Special Purpose:
99 Government Records Council ..... (362,000)

Department of Community Affairs,
Total State Appropriation $651,143,000

All moneys comprising original bond proceeds or the repayment of loans or advances from the Mortgage Assistance Fund established under the "New Jersey Mortgage Assistance Bond Act of 1976," P.L.1976, c.94, are appropriated in accordance with the purposes set forth in section 5 of that act.

Notwithstanding the provisions of any law or regulation to the contrary, deposits of any funds into the Revolving Housing Development and Demonstration Grant Fund are subject to prior approval of the Director of the Division of Budget and Accounting.

Summary of Department of Community Affairs Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $37,028,000
Grants-in-Aid 85,536,000
State Aid 528,579,000
Appropriations by Fund:
General Fund $124,950,000
Property Tax Relief Fund 526,193,000

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26 DEPARTMENT OF CORRECTIONS
10 Public Safety and Criminal Justice
16 Detention and Rehabilitation
DIRECT STATE SERVICES

07-7040 Institutional Control and Supervision $343,034,000
08-7040 Institutional Care and Treatment 183,620,000

99-7040 Administration and Support Services 47,283,000
Total Direct State Services Appropriation, Detention and Rehabilitation $573,937,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($373,074,000)
Food In Lieu of Cash ..... (2,512,000)
Materials and Supplies ..... (39,823,000)
Services Other Than Personal ..... (117,855,000)
Maintenance and Fixed Charges ..... (11,483,000)
Special Purpose:
07 Civilly Committed Sexual Offender Program ..... (25,234,000)
08 Mid-State Licensed Drug Treatment Program ..... (3,000,000)
08 Edna Mahan Visitation Program ..... (93,000)
Additions, Improvements and Equipment ..... (863,000)

The unexpended balances at the end of the preceding fiscal year in the Civilly Committed Sexual Offender Program account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated in the Detention and Rehabilitation various institutional accounts, an amount may be transferred to the Purchase of Community Services account or to other programs that reduce the number of inmates housed in State facilities, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for payment of inmate health care are available for the payment of obligations applicable to prior fiscal years.

Notwithstanding the provisions of any law or regulation to the contrary, amounts collected by the Department of Corrections as commissions in connection with the provision of services for inmates at inmate kiosks, including automated banking, video visitation, electronic mail, and related services, and any unexpended balance at the end of the preceding fiscal year in that account are appropriated to offset departmental costs associated with the provision of such services and other materials and services that directly benefit the inmate population, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for Institutional Control and Supervision, Institutional Care and Treatment and Administration and Support Services, there is appropriated an amount not to exceed the difference between projected annualized savings from the consolidation of Albert C. Wagner Youth Correctional Facility, continued savings from contract efficiencies and further restructuring and the actual savings achieved, subject to the approval of the Director of the Division of Budget and Accounting.

7025 System-Wide Program Support

DIRECT STATE SERVICES

07-7025 Institutional Control and Supervision $21,947,000
13-7025 Institutional Program Support 30,334,000
Total Direct State Services Appropriation, System-Wide Program Support $52,281,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($31,033,000)
Materials and Supplies ..... (1,408,000)
Services Other Than Personal ..... (4,655,000)
Special Purpose:
13 Integrated Information Systems ..... (5,921,000)
13 Offender Re-entry Program ..... (931,000)
13 DOC/DOT Work Details ..... (528,000)
13 Medication Assisted Treatment (MAT) Program ..... (1,912,000)
13 Narcan Equipment and Training for Staff ..... (364,000)
13 Peer Specialist Entry Engagement Program ..... (300,000)
13 Navigators for Released Inmates ..... (750,000)
13 Inhaled Narcan for Released Inmates ..... (266,000)
13 Hepatitis C Testing and Treatment for State Inmates ..... (3,375,000)
13 Pre-Release Employment Navigation and Re-Entry Services Program ..... (350,000)
13 Additions, Improvements and Equipment ..... (488,000)

In addition to the amounts hereinabove appropriated for Institutional Program Support, an amount not to exceed $10,000,000 is appropriated for the testing and treatment of Hepatitis C in the State inmate population, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Institutional Program Support, an amount not to exceed $398,000 is appropriated from the Workforce Development Partnership Fund for the Pre-Release Employment Navigation and Re-Entry Services Program for the purpose of funding employment-related services and assistance to individuals in State custody, upon the recommendation of the Commissioner of Corrections and subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

13-7025 Institutional Program Support $49,378,000
Total Grants-in-Aid Appropriation, System-Wide Program Support $49,378,000

Grants-in-Aid:

13 Purchase of Service for Inmates Incarcerated In County Penal Facilities ..... ($1,065,000)
13 Purchase of Community Services ..... (43,313,000)
13 Essex County - Recidivism Pilot Program ..... (4,500,000)
13 Incarcerated Veterans Initiative Pilot Program ..... (500,000)

Of the amount hereinabove appropriated for Purchase of Service for Inmates Incarcerated In County Penal Facilities, an amount may be transferred for operational costs of State facilities for inmate housing, which become ready for occupancy and other programs which reduce the number of State inmates in county facilities, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Purchase of Service for Inmates Incarcerated In County Penal Facilities account is appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Purchase of Community Services shall be subject to the following condition: in order to permit flexibility and efficiency in the housing of State inmates, the operational capacity of the Residential Community Release Program (RCRP), as a place of confinement, shall be determined by the Commissioner of Corrections as authorized by section 2 of P.L.1969, c.22 (C.30:4-91.2), subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Purchase of Community Services is conditioned upon the following: the Commissioner of Corrections shall report to the Presiding Officers of the Legislature in accordance with section 2 of P.L.1991, c.164 (C.52:14-19.1) on the operation of each Community Based Residential Placement. The report shall include, but not be limited to, the following: (a) the total reimbursement provided; (b) the rate of reimbursement received per client; (c) the number of clients for which reimbursement was received; (d) the number of clients imprisoned for violent crimes and the total number of days such clients were imprisoned; (e) the number of clients imprisoned for non-violent crimes and the total number of days such clients were imprisoned; (f) the number of escapes by clients imprisoned for violent crimes and the number of escapes by clients imprisoned for non-violent crimes; and (g) the number of incidents involving physical violence documented.

STATE AID

13-7025 Institutional Program Support $23,500,000
(From Property Tax Relief Fund ..... $23,500,000)
Total State Aid Appropriation, System-Wide Program Support $23,500,000
(From Property Tax Relief Fund ..... $23,500,000)

State Aid:

13 Essex County - County Jail Substance Use Disorder Programs (PTRF) ..... ($20,000,000)
13 Union County - Inmate Rehabilitation Services (PTRF) ..... (3,500,000)

17 Parole

DIRECT STATE SERVICES

03-7010 Parole $43,359,000
05-7280 State Parole Board 9,798,000
99-7280 Administration and Support Services 2,779,000
Total Direct State Services Appropriation, Parole $55,936,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($32,946,000)
Materials and Supplies ..... (547,000)
Services Other Than Personal ..... (1,832,000)
Maintenance and Fixed Charges ..... (785,000)
Special Purpose:
03 Parolee Electronic Monitoring Program ..... (4,342,000)
03 Supervision, Surveillance, and Gang Suppression Program ..... (2,592,000)
03 Sex Offender Management Unit ..... (9,706,000)
03 Satellite-based Monitoring of Sex Offenders ..... (1,807,000)
03 Medication-Assisted Treatment (MAT) Expansion ..... (100,000)
03 Narcan Administration and Training ..... (30,000)
Additions, Improvements and Equipment ..... (1,249,000)

GRANTS-IN-AID

03-7010 Parole $37,835,000
Total Grants-in-Aid Appropriation, Parole $37,835,000

Grants-in-Aid:

03 Re-Entry Substance Abuse Program ..... ($11,491,000)
03 Mutual Agreement Program (MAP) ..... (5,002,000)
03 Community Resource Center Program (CRC) ..... (14,109,000)
03 Stages to Enhance Parolee Success Program (STEPS) ..... (7,233,000)

Any change by the Division of Parole in the per diem rates affecting Special Caseload accounts first shall be approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the New Jersey State Parole Board is authorized to expend the amounts appropriated for Re-Entry Substance Abuse Program (RESAP), Stages to Enhance Parolee Success

Program (STEPS), Mutual Agreement Program (MAP), and Community Resource Center Program (CRC) to provide services to ex-offenders who are age 18 or older and under juvenile or adult parole supervision, subject to the approval of the Director of the Division of Budget and Accounting.

To permit flexibility and ensure the appropriate levels of services are provided, appropriated amounts may be transferred between the following accounts: Re-Entry Substance Abuse Program (RESAP), Mutual Agreement Program (MAP), Community Resource Center Program (CRC), and Stages to Enhance Parolee Success Program (STEPS), subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated for the Mutual Agreement Program (MAP), the amount of $175,000 shall be transferred to the Department of Human Services, Division of Mental Health and Addiction Services for the reimbursement of salaries and to fund other related administrative costs for the Mutual Agreement Program (MAP), subject to the approval of the Director of the Division of Budget and Accounting.

19 Central Planning, Direction and Management

DIRECT STATE SERVICES

99-7000 Administration and Support Services $10,943,000

Total Direct State Services Appropriation, Central Planning, Direction and Management $10,943,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($8,389,000)

Materials and Supplies..... (437,000)

Services Other Than Personal..... (404,000)

Maintenance and Fixed Charges..... (593,000)

Additions, Improvements and Equipment ..... (1,120,000)

Receipts from the Culinary Arts Vocational Program, and any unexpended balance at the end of the preceding fiscal year in that account, are appropriated for the operation of the program, subject to the approval of the Director of the Division of Budget and Accounting.

Department of Corrections, Total State Appropriation $803,810,000

The unexpended balance at the end of the preceding fiscal year of funds held for the benefit of inmates in the several institutions, and such funds as may be received, are appropriated for the benefit of such inmates.

Payments received by the State from employers of prisoners on their behalf, as part of any work release program, are appropriated for the purposes provided under section 4 of P.L.1969, c.22 (C.30:4-91.4).

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for the Department of Corrections' Institutional Care

and Treatment account, such amounts as are determined necessary by the Director of the Division of Budget and Accounting in consultation with the Commissioner of the Department of Corrections may be transferred to the Parole account, the Supervision, Surveillance, and Gang Suppression Program account, and the Stages to Enhance Parolee Success account in the State Parole Board for the purpose of providing necessary assistance to geriatric and medically released parolees and individuals paroled based upon credits earned during a public health emergency.

Summary of Department of Corrections Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $693,097,000
Grants-in-Aid 87,213,000
State Aid 23,500,000
Appropriations by Fund:
General Fund $780,310,000
Property Tax Relief Fund $23,500,000

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34 DEPARTMENT OF EDUCATION
30 Educational, Cultural, and Intellectual Development
31 Direct Educational Services and Assistance
DIRECT STATE SERVICES

36-5120 Student Transportation $211,000
38-5120 Facilities Planning and School Building Aid 837,000
42-5120 School Finance 2,295,000
Total Direct State Services Appropriation,
Direct Educational Services and Assistance $3,343,000
Direct State Services:
Personal Services:
Salaries and Wages ..... ($3,166,000)
Materials and Supplies ..... (13,000)
Services Other Than Personal ..... (164,000)

STATE AID

01-5120 General Formula Aid $7,001,372,000
(From General Fund ..... $2,511,859,000)
(From Property Tax Relief Fund ..... 4,489,513,000)
02-5120 Nonpublic School Aid 99,310,000
03-5120 Miscellaneous Grants-In-Aid 95,857,000
(From Property Tax Relief Fund ..... 95,857,000)
07-5120 Special Education 1,088,668,000
(From Property Tax Relief Fund ..... 1,088,668,000)

36-5120 Student Transportation 260,868,000
(From Property Tax Relief Fund ..... 260,868,000)
38-5120 Facilities Planning and School Building Aid 974,820,000
(From Property Tax Relief Fund ..... 974,820,000)
Total State Aid Appropriation, Direct Educational Services and Assistance $9,520,895,000
(From General Fund ..... $2,611,169,000)
(From Property Tax Relief Fund ..... 6,909,726,000)

Less:

Assessment of EDA Debt Service $21,223,000
Growth Savings – Payment Changes 33,300,000
Total Deductions $12,077,000

Total State Aid Appropriation, Direct Educational Services and Assistance $9,532,972,000
(From General Fund ..... $2,611,169,000)
(From Property Tax Relief Fund ..... 6,921,803,000)

State Aid:

01 Equalization Aid ..... ($2,511,859,000)
01 Equalization Aid (PTRF) ..... (3,085,827,000)
01 Vocational Expansion Stabilization Aid (PTRF) ..... (5,141,000)
01 Educational Adequacy Aid (PTRF) ..... (70,180,000)
01 Security Aid (PTRF) ..... (244,414,000)
01 Adjustment Aid (PTRF) ..... (275,995,000)
01 Preschool Education Aid (PTRF) ..... (752,199,000)
01 School Choice (PTRF) ..... (51,257,000)
01 Supplemental Wraparound Program (PTRF) ..... (4,500,000)
02 Nonpublic Handicapped Aid ..... (25,240,000)
02 Nonpublic Auxiliary Services Aid ..... (33,766,000)
02 Nonpublic Auxiliary/Handicapped Transportation Aid ..... (1,852,000)
02 Nonpublic Nursing Services Aid ..... (12,602,000)
02 Nonpublic Security Aid ..... (25,850,000)
03 Charter School Aid (PTRF) ..... (24,252,000)
03 Bridge Loan Interest and Approved Borrowing Cost (PTRF) ..... (5,000,000)
03 Payments for Institutionalized Children – Unknown District of Residence (PTRF) ..... (39,900,000)
03 Recovery High School Access Project (PTRF) ..... (1,500,000)
03 School Security Compliance Funding (PTRF) ..... (4,030,000)
03 Preschool Facilities Lead Remediation (PTRF) ..... (1,000,000)
03 Commercial Valuation Stabilization Aid (PTRF) .. (20,000,000)
03 Wenonah School District - Floor Replacement (PTRF) ..... (175,000)

07 Special Education Categorical Aid (PTRF).....(813,668,000)
07 Extraordinary Special Education Costs Aid (PTRF).....(275,000,000)
36 Transportation Aid (PTRF).....(260,868,000)
38 School Construction Debt Service Aid (PTRF).....(62,639,000)
38 School Construction & Renovation Fund (PTRF) (912,181,000)

Less:

Deductions 12,077,000

Of the amount hereinabove appropriated for Equalization Aid, an amount equal to the total earnings of investments of the Fund for the Support of Free Public Schools first shall be charged to such fund.

Of the amounts hereinabove appropriated for Nonpublic School Aid, such amounts as determined by the Commissioner of Education may be transferred between such accounts to address changes in enrollments and services, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from nonpublic schools handicapped and auxiliary recoveries are appropriated for the payment of additional aid in accordance with section 17 of P.L.1977, c.192 (C.18A:46A-14) and section 14 of P.L.1977, c.193 (C.18A:46-19.8), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 14 of P.L.1977, c.193 (C.18A:46-19.8), for the purpose of computing Nonpublic Handicapped Aid for pupils requiring the following services, the per pupil amounts for the 2020-2021 school year shall be: $1,326.17 for an initial evaluation or reevaluation for examination and classification; $380 for an annual review for examination and classification; $930 for speech correction; and $826 for supplementary instruction services, provided, however, that the Commissioner of Education may adjust the per pupil amounts based upon the nonpublic pupil population and the need for services.

Notwithstanding the provisions of section 9 of P.L.1977, c.192 (C.18A:46A-9), the per pupil amount for compensatory education for the 2020-2021 school year for the purposes of computing Nonpublic Auxiliary Services Aid shall equal $995.33 and the per pupil amount for providing the equivalent service to children of limited English-speaking ability shall be $1,015, provided, however, that the Commissioner of Education may adjust the per pupil amounts based upon the nonpublic pupil population, the amount appropriated, and the need for services.

Notwithstanding the provisions of section 9 of P.L.1991, c.226 (C.18A:40-31), the amount hereinabove appropriated for Nonpublic Nursing Services Aid shall be made available to local school districts based upon the number of pupils enrolled in each nonpublic school on the last day prior to October 15, 2019 and the rate per pupil shall be $102.

From the amount hereinabove appropriated for Nonpublic Security Aid, the Commissioner of Education shall provide State aid to each school district in an amount equal to $175 multiplied by the number of nonpublic school students within the district identified by the district on or before November 5 for security services,

equipment, or technology to ensure a safe and secure school environment for nonpublic school students.

Items purchased for the use of nonpublic school students with Nonpublic Technology Initiative funds in previous budget cycles shall remain the property of the local education agency; provided, however, that they shall remain on permanent loan for the use of nonpublic school students for the balance of the technologies' useful life.

Such amounts received in the "School District Deficit Relief Account," established pursuant to section 5 of P.L.2006, c.15 (C.18A:7A-58), including loan repayments, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.2006, c.15 (C.18A:7A-54 et seq.) or any law or regulation to the contrary, in the event that a school district owes an amount greater than 50 percent of its annual general fund budget attributable in substantial part to loans made to the district from the "School District Deficit Relief Account" established pursuant to P.L.2006, c.15 (C.18A:7A-54 et seq.), such debt, as reduced by the liquidation of all available assets of the school district, may be forgiven upon the school district's merger with another district if the Commissioner of Education determines that such debt represents an impediment to consolidation, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1999, c.12 (C.54A:9-25.12 et seq.), there is appropriated from the Drug Abuse Education Fund, the amount of $50,000, to be used for the NJSIAA Steroid Testing program.

In addition to the amount hereinabove appropriated for the School Construction and Renovation Fund account to make payments under the contracts authorized pursuant to section 18 of P.L.2000, c.72 (C.18A:7G-18), there are appropriated such other amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

The unexpended balance at the end of the preceding fiscal year in the School Construction and Renovation Fund account is appropriated for the same purpose.

There is appropriated not more than $5,000,000 for the Commissioner of Education to award as education rescue grants to support the costs of rehiring or retaining a teaching staff member, or if such person is not able to be rehired, the costs of hiring a similarly qualified teaching staff member. The proceeds of each grant shall be dedicated to the salaries, not including fringe benefits or other non-monetary compensation, payable to the teaching staff members by the recipient school district.

Notwithstanding the provisions of any law or regulation to the contrary, in the event that an "SDA district" sells district surplus property, the proceeds from such sale shall be applied as follows, subject to the approval of the Director of the Division of Budget and Accounting: the Commissioner of Education, in his discretion, may direct that the proceeds be used by the SDA district upon a showing of financial need for a capital maintenance project or for a school facilities project if such project is consistent with the district's Long-Range Facilities Plan (LRFP) and the

project cost does not exceed $500,000. If the project cost exceeds $500,000, the commissioner may direct all or a portion of the proceeds to the New Jersey Schools Development Authority (SDA) for use in projects identified in that district's LRFP. In the case of capital maintenance projects, the SDA may forward the specified aid amount directly to the district for completion of the projects. If the commissioner is not satisfied that there is a sufficient showing of financial need for a capital maintenance project or for a school facilities project or if the commissioner is not satisfied that the proposed project is consistent with the district's LRFP, the proceeds shall be returned to the SDA for use by the SDA for school facilities projects in that SDA district which are consistent with the SDA district's LRFP. For the purposes of this provision, "surplus property" means property which is not being replaced by other property under a grant agreement with the SDA.

Notwithstanding the provisions of any law or regulation to the contrary, "non-SDA" districts that received their State support for approved project costs through the New Jersey Schools Development Authority shall be assessed an amount equal to the 2013-2014 assessment. District allocations shall be withheld from 2020-2021 formula aid payments and the assessment cannot exceed the total of those payments.

Notwithstanding the provisions of any law or regulation to the contrary, amounts hereinabove appropriated for Preschool Education Aid shall be allocated as follows: 1) in the case of a district that received Early Launch to Learning Initiative aid in the 2007-2008 school year, an amount equal to the district's 2007-2008 allocation of Early Launch to Learning Initiative aid; 2) in the case of a school district that received a 2008-2009 allocation of Preschool Education Aid based on its 2007-2008 Early Childhood Program Aid allocation, an aid amount equal to the district's 2019-2020 per pupil allocation of Preschool Education Aid inflated by the CPI and multiplied by the district's projected preschool enrollment, except in the case of a school district that participated in the federal Preschool Expansion Grant in 2018-2019, districts that received an allocation of Preschool Education Expansion Aid in 2017-2018 or 2018-2019, and districts that received an allocation of Preschool Education Aid in 2019-2020 through the competitive process administered by the Commissioner of Education; 3) in the case of any other district with an allocation of Preschool Education Aid in the 2019-2020 school year calculated using the provisions of section 12 of P.L.2007, c.260 (C.18A:7F-54), districts that participated in the federal Preschool Expansion Grant in 2018-2019, districts that received an allocation of Preschool Education Expansion Aid in 2017-2018 or 2018-2019, or districts that received an allocation of Preschool Education Aid in 2019-2020 through the competitive process administered by the Commissioner of Education, an amount calculated in accordance with those provisions based upon 2020-2021 projected FTE enrollments, and multiplied by the per pupil allocations as set forth in the revised July 2020 State Aid notice issued by the Commissioner of Education. Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for Preschool

Education Aid, an amount not to exceed $10,000,000 shall be allocated by the Commissioner to districts in total additional preschool funding for the purpose of expanding free access to full-day preschool for resident three- and four-year old children in accordance with the preschool quality standards issued by the Commissioner and based on a district's demonstration of its readiness to operate a preschool program consistent with those standards.

Notwithstanding the provisions of any law or regulation to the contrary, from the amount hereinabove appropriated for Preschool Facilities Lead Remediation, the Commissioner of Education shall award grants to school districts for water infrastructure improvement projects in schools serving solely preschool students, provided that eligibility for funding such projects shall be based on the eligibility requirements for water infrastructure improvement grants in schools serving K-12, pursuant to P.L.2018, c.119 and its implementing regulations.

Notwithstanding the provisions of any law or regulation to the contrary, the preschool per pupil aid amounts set forth in subsection d. of section 12 of P.L.2007, c.260 (C.18A:7F-54) shall be adjusted by the geographic cost adjustment developed by the Commissioner of Education pursuant to P.L.2007, c.260.

Notwithstanding the provisions of any law or regulation to the contrary, a district's 2020-2021 allocation of the amounts hereinabove appropriated for School Choice Aid shall be 90% of the amount calculated pursuant to the provisions of P.L.2007, c.260; provided, however, in the event that School Choice enrollment reflected on the October 2019 Application for State School Aid is less than projected School Choice enrollment reflected on the 2019-2020 State Aid notice, such district's 2020-2021 School Choice Aid allocation shall be adjusted to reflect actual prebudget year enrollment as of October 2019, as set forth in the revised July 2020 State Aid notice issued by the Commissioner of Education. A district's 2020-2021 School Choice enrollment shall not exceed the district's maximum funded choice student enrollment as determined by the Commissioner of Education.

Notwithstanding the provisions of any law or regulation to the contrary, following notification to the Joint Budget Oversight Committee there are appropriated to the Emergency Fund account such additional amounts as may be required to fund approved applications for emergency aid following district needs assessments conducted by the Department of Education, subject to the approval of the Director of the Division of Budget and Accounting. Provided, further, that the commissioner shall determine the repayment terms, if any, that will be assessed and may appoint a State monitor to a school district that receives an allocation from the Emergency Fund, who shall have the same powers and duties of a State monitor appointed pursuant to P.L.2006, c.15 (C.18A:7A-54 et seq.).

Notwithstanding the provisions of any law or regulation to the contrary, a charter school's 2020-2021 allocation of the amount hereinabove appropriated for Charter School Aid shall be as set forth in the revised July 2020 State Aid notice issued by the Commissioner of Education, and shall be adjusted based on the October 15th and the end of the school year actual pupil counts in each of the following

cases: 1) in the case of a charter school with higher enrollment in the 2020-2021 school year than in the 2007-2008 school year, to provide that in the 2020-2021 school year, the charter school receives no less total support from the State and the resident district than the sum of the total 2007-2008 payments from the resident district and the 2007-2008 payments of Charter School Aid and Charter Schools -- Council on Local Mandates Aid and to ensure that such total payments provide a 2020-2021 per pupil amount that is no less than the 2007-2008 per pupil amount based on average daily enrollment; and 2) to provide amounts pursuant to section 12 of P.L.1995, c.426 (C.18A:36A-12). A charter school shall also receive an allocation to provide that in the 2020-2021 school year, the charter school receives no less total support from the State and resident school district than in the 2019-2020 school year and to ensure that such total payments provide a 2020-2021 per pupil amount that is not less than the 2019-2020 per pupil amount based on average daily enrollment. This allocation shall be adjusted based on the October 15, 2020 actual pupil count. In addition to the amounts hereinabove appropriated for Charter School Aid, such additional amounts as may be required, based on actual charter school enrollment counts submitted through the Charter School Enrollment System, for the support of Charter School Aid are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, from the amount hereinabove appropriated for School Security Compliance Funding, the Commissioner of Education shall award grants to charter schools, renaissance school projects and school districts with school district buildings serving preschool students and no students in grades kindergarten through 12 to equip school buildings with a panic alarm or alternative emergency mechanism to comply with the provisions of P.L.2019, c.33 (C.18A:41-10 et seq.), to reimburse a school district, charter school or renaissance school project for costs previously incurred for equipping a school building after January 1, 2016, or, if the school district, charter school or renaissance school project is compliant with the provisions of P.L.2019, c.33, to complete other eligible school security projects. Each grant award shall be calculated using the charter school's average daily enrollment on October 15, 2019, the renaissance school project's enrollment on October 15, 2019, or the number of students in standalone preschool facilities in the school district as reported on October 15, 2019 Application for State School Aid, the facilities efficiency standards established pursuant to section 4 of P.L.2000, c.72 (C.18A:7G-4), and an allotment per square foot, as determined by the Commissioner of Education.

Notwithstanding the provisions of section 3 of P.L.1971, c.271 (C.18A:46-31), a portion of the district tuition amounts payable to a county special services school district operating an extended school year program may be transferred to the county special services school district prior to the first of September in the event the board shall file a written request with the Commissioner of Education stating the need for the funds. The commissioner shall review the board's request and determine whether to grant the request after an assessment of whether the district needs to spend the funds prior to September and after considering the availability of district

surplus. The commissioner shall transfer the payment for the portion of the tuition payable for which need has been demonstrated.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Extraordinary Special Education Costs Aid, such amounts as the Director of the Division of Budget and Accounting determines shall be charged to the Property Tax Relief Fund instead of receipts deposited into the Extraordinary Aid Account.

Notwithstanding the provisions of section 1 of P.L.1997, c.53 (C.18A:39-11.1) districts shall not be reimbursed for administrative fees paid to Cooperative Transportation Service Agencies.

For any school district receiving amounts from the amount hereinabove appropriated for Transportation Aid, and notwithstanding the provisions of any law or regulation to the contrary, if the school district is located in a county of the third class or a county of the second class with a population of less than 235,000, according to the 1990 federal decennial census, transportation shall be provided to school pupils residing in this school district in going to and from any remote school other than a public school, not operated for profit in whole or in part, located within the State not more than 30 miles from the residence of the pupil.

Notwithstanding the provisions of section 2 of P.L.1981, c.57 (C.18A:39-1a) or any other law or regulation to the contrary, the maximum amount of nonpublic school transportation costs per pupil provided for in N.J.S.18A:39-1 shall equal $1,000.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Family Crisis Transportation Aid shall be paid to districts based on applications approved from the prior year in accordance with the provisions of section 1 of P.L.2013, c.231 (C.18A:38-1.1), subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated for School Building Aid and School Construction Debt Service Aid, the calculation of each eligible district's allocation shall include the amount based on school bond and lease purchase agreement payments for interest and principal payable during the 2020-2021 school year pursuant to sections 9 and 10 of P.L.2000, c.72 (C.18A:7G-9 and C.18A:7G-10) and the adjustments required for prior years based on the difference between the amounts calculated using actual principal and interest amounts in a prior year and the amounts allocated and paid in that prior year.

Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for School Building Aid, a district's district aid percentage calculated for purposes of the provisions of section 10 of P.L.2000, c.72 (C.18A:7G-10) shall equal the percentage calculated for the 2001-2002 school year.

Notwithstanding the provisions of any law or regulation to the contrary, an eligible district's allocation of the amounts hereinabove appropriated for School Construction Debt Service Aid and School Building Aid shall be 85 percent of the district's approved October 9, 2019 application amount.

Notwithstanding the provisions of any law or regulation to the contrary, when calculating a district's allocation of the amount hereinabove appropriated for School Construction Debt Service Aid, the provisions of subsection d. of section 9 of P.L.2000, c.72 (C.18A:7G-9) shall also be applicable for a school facilities project approved by the Commissioner of Education and by the voters in a referendum after the effective date of P.L.2000, c.72 (C.18A:7G-1 et al.) and prior to the effective date of P.L.2008, c.39 (C.18A:7G-14.1 et al.).

Notwithstanding the provisions of section 9 of P.L.2000, c.72 (C.18A:7G-9) or any other law or regulation to the contrary, for the purpose of calculating a district's State Debt Service Aid, "M", the maintenance factor, shall equal 1.

In addition to the amount hereinabove appropriated for the School Construction and Renovation Fund account to make payments under the contracts authorized pursuant to section 18 of P.L.2000, c.72 (C.18A:7G-18), there are appropriated such other sums as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

The unexpended balance at the end of the preceding fiscal year in the School Construction and Renovation Fund account is appropriated for the same purpose.

Notwithstanding the provisions of section 4 of P.L.1997, c.264 (C.26:2H-18.58g), section 17 of P.L.2000, c.72 (C.18A:7G-17), or any law or regulation to the contrary, of the amount hereinabove appropriated to the School Construction and Renovation Fund such amounts as the Director of the Division of Budget and Accounting may determine first shall be charged to the Property Tax Relief Fund.

The amount hereinabove appropriated for Supplemental Wraparound Program shall be provided as State aid to SDA districts to reduce family cost-sharing for before-school, after-school, and summer wraparound child care.

32 Operation and Support of Educational Institutions

DIRECT STATE SERVICES

12-5011 Marie H. Katzenbach School for the Deaf	$4,391,000
Total Direct State Services Appropriation, Operation and Support of Educational Institutions	$4,391,000

Direct State Services:

Personal Services:	
Salaries and Wages	($3,300,000)
Materials and Supplies	(499,000)
Services Other Than Personal	(164,000)
Maintenance and Fixed Charges	(300,000)
Special Purpose:	
12 Transportation Expenses for Students	(30,000)
Additions, Improvements and Equipment	(98,000)

Notwithstanding the provisions of N.J.S.18A:61-1 and N.J.S.18A:46-13, or any law or regulation to the contrary, in addition to the amount hereinabove appropriated to the Marie H. Katzenbach School for the Deaf for the current academic year,

payments from local boards of education to the school at an annual rate and payment schedule adopted by the Commissioner of Education and the Director of the Division of Budget and Accounting are appropriated.

Any income from the rental of vacant space at the Marie H. Katzenbach School for the Deaf is appropriated for the operation and maintenance cost of the facility and for capital costs at the school, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the receipt account of the Marie H. Katzenbach School for the Deaf is appropriated for expenses of operating the school.

33 Supplemental Education and Training Programs

DIRECT STATE SERVICES

20-5062 Career Readiness and Technical Education $708,000

Total Direct State Services Appropriation, Supplemental Education and Training Programs $708,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($667,000)

Materials and Supplies ..... (19,000)

Services Other Than Personal ..... (22,000)

STATE AID

20-5062 Career Readiness and Technical Education $3,645,000

Total State Aid Appropriation, Supplemental Education and Training Programs $3,645,000

State Aid:

20 Vocational Education ..... ($3,645,000)

Of the amount hereinabove appropriated for Vocational Education, an amount not to exceed $367,000 is available for transfer to Direct State Services for the administration of vocational education programs, subject to the approval of the Director of the Division of Budget and Accounting.

34 Educational Support Services

DIRECT STATE SERVICES

30-5063 Standards, Assessments and Curriculum $29,535,000

31-5060 Grants Management 514,000

32-5061 Professional Learning Recruitment and Preparation 3,718,000

33-5067 Field Services 6,134,000

34-5068 Innovation 1,099,000

35-5069 Early Childhood Education 1,399,000

37-5069 Comprehensive Support 859,000

40-5064 Student Services 1,055,000

Total Direct State Services Appropriation, Educational Support Services $44,313,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($14,312,000)
Materials and Supplies ..... (110,000)
Services Other Than Personal ..... (1,190,000)
Maintenance and Fixed Charges ..... (5,000)
Special Purpose:
30 Statewide Assessment Program ..... (28,206,000)
30 General Education Development ..... (169,000)
40 New Jersey Commission on Holocaust Education ..... (119,000)
40 New Jersey Amistad Commission ..... (198,000)
Additions, Improvements and Equipment ..... (4,000)

Receipts from the State Board of Examiners' fees in excess of those anticipated, and the unexpended program balances at the end of the preceding fiscal year, are appropriated for the operation of the Professional Development and Licensure programs.

In addition to the amount hereinabove appropriated for the Statewide Assessment Program, there are appropriated such additional amounts as may be necessary for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Statewide Assessment Program account is appropriated for the same purpose.

GRANTS-IN-AID

30-5063 Standards, Assessments and Curriculum $3,810,000
(From General Fund ..... $3,310,000)
(From Property Tax Relief Fund ..... 500,000)
40-5064 Student Services 1,775,000
Total State Aid Appropriation, Educational Support Services $5,585,000
(From General Fund ..... $5,085,000)
(From Property Tax Relief Fund ..... 500,000)

State Aid:

30 Advanced Placement Exam Fee Waiver ..... ($635,000)
30 K-12 Computer Science Education Initiative ..... (800,000)
30 STEM Dual Enrollment and Early College High Schools ..... (400,000)
30 Liberty Science Center – Educational Services ..... (1,350,000)
30 Governors's Literacy Initiative ..... (125,000)
40 Unified Sports Program ..... (25,000)

40 High Poverty School District Minority
Teacher Recruitment Program ..... (750,000)
40 Restorative Justice in Education (P.L.2019, c.412)
(PTRF) ..... (500,000)
40 Grants for After School and Summer Activities for
At-Risk Children ..... (1,000,000)

The amount hereinabove appropriated for Advanced Placement Exam Fee Waiver shall supplement that portion of the Advanced Placement Exam Fee that is not currently funded by the College Board Test Fee Waiver and School Test Processing Fee Waiver for students that qualify for the Free or Reduced Price Lunch Program.

The amount hereinabove appropriated for the K-12 Computer Science Education Initiative shall be used exclusively to support approved applications for the expansion and support of professional development of K-12 computer science teachers, and for advanced computer science course offerings as determined by the Commissioner of Education based on a district's demonstration of its readiness to implement such a program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for STEM Dual Enrollment and Early College High Schools is subject to the following conditions: the Commissioner of Education shall continue the department's efforts to develop and implement a pilot program that integrates and aligns appropriate high school coursework with appropriate college courses to improve educational outcomes for students with specific career goals. The Commissioner of Education shall be responsible for establishing written eligibility criteria for the selection of participating schools as well as program goals and requirements for the 2020-2021 school year. Such eligibility criteria and other relevant information shall be publicly available and published on the department's Internet website.

The amount hereinabove appropriated for the Liberty Science Center - Educational Services shall be used to provide educational services to districts with high concentrations of at-risk students in the science education component of the New Jersey student learning standards as established by law.

The amount hereinabove appropriated for the Governor's Literacy Initiative shall be used for a grant for the Learning Through Listening program at the New Jersey Unit of Learning Ally.

From the amount hereinabove appropriated for High Poverty School District Minority Teacher Recruitment Program, the Commissioner of Education shall continue the department's efforts to develop and implement a competitive grant program to provide funding to eligible organizations that recruit, train, and place new teachers, with special emphasis on minority teachers, in one or more high poverty school districts in the State. To be eligible to receive a grant under the program an organization shall meet certain conditions established by the Commissioner of Education. "High

poverty school district" means a school district in which the percentage of students who are at-risk pupils, as defined by section 3 of P.L.2007, c.260 (C.18A:7F-45) is equal to or greater than 40 percent. From the amount hereinabove appropriated for High Poverty School District Minority Teacher Recruitment Program, the Commissioner of Education shall appropriate not less than $250,000 to an organization that, in addition to the criteria stated above, also provides at least two years of direct coaching for teachers and does not accept tuition or fees from teachers to participate in the program. The organization shall also demonstrate a history of being able to place minority teachers in high poverty districts.

The unexpended balance at the end of the preceding fiscal year in the Nonpublic STEM Reimbursement Program (P.L.2019, c.256) account established pursuant to P.L.2019, c.256 (C.18A:6-137 et seq.) is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

39-5094 Teachers' Pension and Annuity Assistance..... $3,734,738,000
(From Property Tax Relief Fund..... $3,734,738,000)
Total State Aid Appropriation, Educational Support Services .. $3,734,738,000
(From Property Tax Relief Fund ..... $3,734,738,000)

State Aid:

39 Teachers' Pension and Annuity Fund – Post Retirement Medical (PTRF) .....($645,659,000)
39 Teachers' Pension and Annuity Fund (PTRF) ...(2,000,278,000)
39 Social Security Tax (PTRF).....(680,401,000)
39 Teachers' Pension and Annuity Fund – Non-contributory Insurance (PTRF) .....(32,142,000)
39 Post Retirement Medical Other Than TPAF (PTRF).....(154,589,000)
39 Debt Service on Pension Obligation Bonds (PTRF).....(221,669,000)

Such additional amounts as may be required for Teachers' Pension and Annuity Fund - Post Retirement Medical are appropriated, as the Director of the Division of Budget and Accounting shall determine.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Social Security Tax, there is appropriated such amounts, as determined by the Director of the Division of Budget and Accounting, to make payments on behalf of school districts that do not receive sufficient State formula aid payments under this act, for amounts due and owing to the State including out-of-district placements and such amounts shall be recognized by the school district as State revenue.

In addition to the amounts hereinabove appropriated for Social Security Tax, there are appropriated such amounts as are required for payment of Social Security Tax on behalf of members of the Teachers' Pension and Annuity Fund.

Such additional amounts as may be required for the Teachers' Pension and Annuity Fund - Non-contributory Insurance, Post Retirement Medical Other Than TPAF, and Affordable Care Act Fees are appropriated, as the Director of the Division of Budget and Accounting shall determine.

Such additional amounts as may be required for Debt Service on Pension Obligation Bonds are appropriated, as the Director of the Division of Budget and Accounting shall determine.

The unexpended balance at the end of the preceding fiscal year in the Debt Service on Pension Obligation Bonds account is appropriated for the same purpose.

35 Education Administration and Management

DIRECT STATE SERVICES

41-5092 Performance Management	$363,000
43-5092 Office of Fiscal Accountability and Compliance	1,954,000
99-5095 Administration and Support Services	12,507,000
Total Direct State Services Appropriation, Education Administration and Management	$14,824,000

Direct State Services:

Personal Services:	
Salaries and Wages	($12,561,000)
Materials and Supplies	(90,000)
Services Other Than Personal	(1,686,000)
Maintenance and Fixed Charges	(63,000)
Special Purpose:	
43 Internal Auditing	(375,000)
99 State Board of Education Expenses	(49,000)

Receipts from fees for school district personnel background checks and unexpended balances at the end of the preceding fiscal year of such receipts are appropriated for the operation of the criminal history review program.

Such additional amounts as may be required for payments to arbitrators in accordance with section 22 of P.L.2012, c.26 (C.18A:6-17.1) are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Student Registration and Record System account is appropriated for the same purpose.

Costs attributable to EdSmart, as well as required enhancements to the Statewide longitudinal data system, shall be paid from revenue received from the Special Education Medicaid Initiative (SEMI) program and are appropriated for these purposes to the Student Registration and Record System account upon recommendation from the Commissioner of Education, subject to the approval of the Director of the Division of Budget and Accounting.

In the event that revenues received from the Special Education Medicaid Initiative (SEMI) program are insufficient to satisfy costs attributable to EdSmart, as well

as required enhancements to the Statewide longitudinal data system, there are appropriated to the Student Registration and Record System account such amounts as may be required as the Director of the Division of Budget and Accounting shall determine.

Department of Education, Total State Appropriation $13,344,519,000

Of the amounts hereinabove appropriated from the General Fund for the Department of Education, or otherwise available from federal resources, there are appropriated funds to establish the Office of School Preparedness and Emergency Planning within the Department of Education, to plan, coordinate, and conduct comprehensive school safety and preparedness assessments for schools and districts Statewide, in collaboration with law enforcement, the Office of Homeland Security and Preparedness, and the Governor's School Security Task Force, subject to the approval of the Director of the Division of Budget and Accounting.

Subject to the availability of federal funds, the Commissioner of Education shall enter into a contract with a nonprofit entity, having the largest library of audio textbooks, for the provision of products and services to public schools to assist students who are unable to use standard text due to a learning disability, visual impairment, or a physical disability. The products and services to be provided may include, but need not be limited to, accessible, human—narrated audiobooks that are available through both mainstream and specialized devices, software capable of recording and reporting data for instructional purposes, and professional development opportunities for instructional and support staff. Upon the certification of the Director of the Division of Budget and Accounting of the availability of federal funds for the performance of the terms of such contract for the 2020-2021 school year, there is appropriated an amount of federal funds not less than $375,000 and not to exceed $1,500,000, subject to the approval of the director.

In the event that sufficient funds are not appropriated to fully fund any State Aid item, the Commissioner of Education shall apportion such appropriation among the districts in proportion to the State Aid each district would have been apportioned had the full amount of State Aid been appropriated.

Notwithstanding the provisions of any law or regulation to the contrary, should appropriations in the Property Tax Relief Fund exceed available revenues, the Director of the Division of Budget and Accounting is authorized to transfer General Fund revenues into the Property Tax Relief Fund, provided that unrestricted balances are available from the General Fund, as determined by the Director of the Division of Budget and Accounting.

The Director of the Division of Budget and Accounting may transfer from one State Aid appropriations account for the Department of Education in the General Fund to another appropriations account in the same department in the Property Tax Relief Fund such funds as are necessary to effect the intent of the provisions of the appropriations act governing the allocation of State Aid to local school districts and to effect the intent of legislation enacted subsequent to the enactment of the

appropriations act, provided that sufficient funds are available in the appropriations for that department.

Notwithstanding the provisions of section 8 of P.L.1996, c.138 (C.18A:7F-8), the June school aid payments are subject to the approval of the State Treasurer.

From the amounts hereinabove appropriated, such amounts as are required to satisfy delayed September 22, 2020 school aid payment are appropriated and the State Treasurer is hereby authorized to make such payment in October 2020, as adjusted for any amounts due and owing to the State as of September 30, 2020.

Notwithstanding the provisions of any law or regulation to the contrary, payments from amounts hereinabove appropriated for State Aid may be made directly to the district bank account for the repayment of principal and interest and other costs, when authorized under the terms of a promissory note entered into under the provisions of section 1 of P.L.2003, c.97 (C.18A:22-44.2).

Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Education may reduce the total State Aid amount payable for the 2020-2021 school year for a district in which an independent audit of the 2019-2020 school year conducted pursuant to N.J.S.18A:23-1 identifies any deviation from the Uniform Minimum Chart of Accounts after the recalculation of the district's actual Total Administrative Costs pursuant to N.J.A.C.6A:23A-8.3.

Notwithstanding the provisions of any law or regulation to the contrary, any school district receiving a final judgment or order against the State to assume the fiscal responsibility for the residential placement of a special education student shall have the amount of the judgment or order deducted from the State Aid to be allocated to that district.

Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Education may withhold State Aid payments to a school district that has not submitted in final form the data elements requested for inclusion in a Statewide data warehouse within 60 days of the department's initial request or its request for additional information, whichever is later.

In the event that sufficient balances are not available in the "School District Deficit Relief Account" for amounts recommended by the Commissioner of Education to the State Treasurer for advance State Aid payments in accordance with P.L.2006, c.15 (C.18A:7A-54 et seq.), the Director of the Division of Budget and Accounting is authorized to transfer such amounts as required from available balances in State Aid accounts.

Notwithstanding the provisions of "The State Facilities Education Act of 1979," P.L.1979, c.207 (C.18A:7B-1 et al.) and section 24 of P.L.1996, c.138 (C.18A:7F-24), or any law or regulation to the contrary, the amount of the Department of Education State Aid appropriations made available to the Department of Human Services, the Department of Children and Families, the Department of Corrections or the Juvenile Justice Commission pursuant to P.L.1979, c.207 (C.18A:7B-1 et al.) to defray the costs of educating eligible children in approved facilities under contract with the applicable department shall be made at annual rate and payment

schedule adopted by the Commissioner of Education and the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, tuition for pupils under contract for services at the Marie H. Katzenbach School for the Deaf, the Commission for the Blind and Visually Impaired, or in a regional day school operated by or under contract with the Department of Human Services or the Department of Children and Families shall be withheld from State Aid and paid to the respective department.

Notwithstanding the provisions of "The State Facilities Education Act of 1979," (SFEA) P.L.1979, c.207 (C.18A:7B-1 et al.) or any law or regulation to the contrary, funding forwarded to the Juvenile Justice Commission pursuant to subsection c. of section 6 of P.L.1979, c.207 (C.18A:7B-2) may be used to support the costs of SFEA students enrolled in a career and technical education program, an adult education assessment program, or a post-secondary dual and concurrent enrollment education program.

The Director of the Division of Budget and Accounting may transfer from one appropriations account for the Department of Education in the Property Tax Relief Fund to another account in the same department and fund such funds as are necessary to effect the intent of the provisions of the appropriations act governing the allocation of State Aid to local school districts, provided that sufficient funds are available in the appropriations for that department.

Notwithstanding the provisions of subsection a. of section 5 of P.L.1996, c.138 (C.18A:7F-5) or any law or regulation to the contrary, for any district receiving Equalization Aid, Security Aid, Adjustment Aid, Special Education Categorical Aid, or Transportation Aid, no adjustments shall be made to State Aid amounts payable during the 2020 - 2021 school year based on adjustments to the 2019 - 2020 allocations using actual pupil counts.

Notwithstanding the provisions of section 2 of P.L.1979, c.294 (C.18A:22-8.1) or any other law or regulation to the contrary, in order to provide necessary flexibility to school districts for the 2020-2021 school year, the amounts hereinabove appropriated for Equalization Aid, Educational Adequacy Aid, Special Education Categorical Aid, Security Aid, Transportation Aid, Adjustment Aid and Vocational Expansion Stabilization Aid, are subject to the following condition: for the 2020-2021 school year, school districts may transfer funding between line item and program categories prior to April 1, 2021 without approval of the Commissioner of Education.

Summary of Department of Education Appropriations

(For Display Purposes Only)

Appropriations by Category:

Direct State Services	$67,579,000
Grants-in-Aid	5,585,000
State Aid	13,271,355,000

Appropriations by Fund:
General Fund $2,687,478,000
Property Tax Relief Fund 10,657,041,000

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42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
42 Natural Resource Management
DIRECT STATE SERVICES

11-4870 Forest Resource Management $7,241,000
12-4875 Parks Management 28,812,000
13-4880 Hunters' and Anglers' License Fund 11,633,000
14-4885 Shellfish and Marine Fisheries Management 2,750,000
20-4880 Wildlife Management 290,000
21-4895 Natural Resources Engineering 1,010,000
24-4876 Palisades Interstate Park Commission 2,555,000
Total Direct State Services Appropriation,
Natural Resource Management $54,291,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($37,373,000)
Employee Benefits ..... (2,997,000)
Materials and Supplies ..... (1,240,000)
Services Other Than Personal ..... (1,405,000)
Maintenance and Fixed Charges ..... (443,000)
Special Purpose:
11 Fire Fighting Costs ..... (5,122,000)
12 Princeton Battlefield State Park ..... (25,000)
12 Green Acres/Open Space Administration ..... (4,347,000)
20 Endangered Species Tax Check-Off Donations ..... (290,000)
21 Dam Safety ..... (1,010,000)
Additions, Improvements and Equipment ..... (39,000)

In addition to the amount hereinabove appropriated for Forest Resource Management, there is appropriated $800,000 from the New Jersey Motor Vehicle Commission.

Receipts in excess of the amount anticipated from fees, leases and permit receipts from the use of Parks Management fees, leases, permits and marina rentals, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated for Parks Management, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Green Acres/Blue Acres/Open Space Administration account may be provided as recommended by the Commissioner of the Department of Environmental Protection, in part, from five percent of any supplemental appropriations for the Preserve New Jersey Green Acres Fund or the Preserve New

Jersey Blue Acres Fund, and the balance shall be transferred from the Garden State Green Acres Preservation Trust Fund, the Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007, and the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009, and any Green Trust Fund established pursuant to a Green Acres bond act to the General Fund, together with an amount not to exceed $302,250, and is appropriated to the Department of Environmental Protection for Green Acres/Blue Acres/Open Space Administration, subject to the approval of the Director of the Division of Budget and Accounting. Further, there are appropriated from the Garden State Green Acres Preservation Trust Fund such amounts as may be required for the Department's administrative costs related to programs for buyout of flood-prone properties funded by the federal "Disaster Relief Appropriations Act, 2013," provided that reimbursements to the Department of such costs from federal funding agencies shall be reimbursed to the Garden State Green Acres Preservation Trust Fund.

There is appropriated to the Delaware and Raritan Canal Commission such amounts as may be collected from permit review fees pursuant to section 12 of P.L.1974, c.118 (C.13:13A-12), subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Recreational Land Development and Conservation - Constitutional Dedication administrative account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from police court, stands, concessions, and self-sustaining activities operated or supervised by the Palisades Interstate Park Commission, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated for the same purpose.

Pursuant to section 2 of P.L.1993, c.303 (C.23:3-1f), there are appropriated such amounts as may be necessary to offset revenue losses associated with the issuance of free waterfowl stamps and hunting and fishing licenses to active members of the New Jersey National Guard and disabled veterans. The amount to be appropriated shall be certified by the Division of Fish and Wildlife and is subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Hunters' and Anglers' License Fund, the first $10,914,000 is appropriated from that fund and any amount remaining therein and the unexpended balance at the end of the preceding fiscal year of the receipts in the Hunters' and Anglers' License Fund, together with any receipts in excess of the amount anticipated, are appropriated for the same purpose. If receipts to that fund are less than anticipated, the appropriation from the fund shall be reduced proportionately.

The amount hereinabove appropriated for the Endangered Species Tax Check-Off Donations account is payable from receipts, and the unexpended balances in the Endangered Species Tax Check-Off Donations account at the end of the preceding fiscal year, together with Endangered Species Tax Check-Off receipts in excess of the amount anticipated, are appropriated for the same purpose. If receipts are

less than anticipated, the appropriation shall be reduced proportionately.

There is appropriated to the Department of Environmental Protection $200,000 from the "Drug Enforcement and Demand Reduction Fund" for the cost of implementing and administering the Hooked on Fishing-Not on Drugs Program established pursuant to P.L.2012, c.46 (C.23:2-13 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed $3,331,500 is appropriated from the capital construction appropriation for Shore Protection Fund Projects for costs attributable to planning, operation, and administration of the shore protection program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated, subject to the approval of the Director of the Division of Budgeting and Accounting, from the Shore Protection Fund such additional amounts as are required to fund the Department's administrative costs related to the Department's oversight of flood control, coastal replenishment, and other projects funded by the federal "Disaster Relief Appropriations Act, 2013"; provided, however, that any reimbursements received by the State from the federal "Disaster Relief Appropriations Act, 2013" that reimburse the State for such departmental administrative costs shall be deposited in the Shore Protection Fund.

An amount not to exceed $440,000 is appropriated from the capital construction appropriation for Shore Protection Fund Projects for the operation and maintenance of the Bayshore Flood Control facility.

There is appropriated to the Department of Environmental Protection from penalties collected under the "Safe Dam Act," P.L.1981, c.249 (C.58:4-8.1 et al.) and R.S.58:4-1 et seq., such amounts as may be necessary to remove dams that may be abandoned, have disputed ownership, or are not in compliance with current inspection requirements or repair. The unexpended balance at the end of the preceding fiscal year of such receipts are appropriated to the Department of Environmental Protection for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

In accordance with the "Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003," P.L.2003, c.162, an amount not to exceed $68,000 is appropriated from the 2003 Dam, Lake, Stream and Flood Control Project Fund-Flood Control account for administrative costs attributable to flood control and an amount not to exceed $255,000 is appropriated from the 2003 Dam, Lake and Stream Project Revolving Loan Fund-Dam Safety account for administrative costs attributable to dam safety, subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed $868,000 is appropriated from the capital construction appropriation for HR-6 Flood Control for costs attributable to the operation and administration of the State Flood Control Program, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

12-4875 Parks Management $759,000
Total Grants-in-Aid Appropriation,
Natural Resource Management $759,000

Grants-in-Aid:

12 Public Facility Programming .....($759,000)

Loan repayments received from dam rehabilitation projects pursuant to P.L.1999, c.347, and any unexpended balance at the end of the preceding fiscal year are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

CAPITAL CONSTRUCTION

21-4895 Natural Resources Engineering $25,710,000
Total Capital Construction Appropriation, Natural
Resource Management $25,710,000

Capital Projects:

Natural Resources Engineering:

21 Shore Protection Fund Projects.....($19,500,000)
21 HR-6 Flood Control.....(6,210,000)

The amount hereinabove appropriated for Shore Protection Fund Projects is payable from the receipts of the portion of the realty transfer fee directed to be credited to the Shore Protection Fund pursuant to section 1 of P.L.1992, c.148 (C.13:19-16.1).

An amount not to exceed $500,000 is allocated from the capital construction appropriation for Shore Protection Fund Projects for repairs to the Bayshore Flood Control facility.

STATE AID

12-4875 Parks Management $2,500,000
(From Property Tax Relief Fund..... $2,500,000)
Total State Aid Appropriation, Natural Resource Management ... $2,500,000
(From Property Tax Relief Fund ..... $2,500,000)

State Aid:

12 Grants for Urban Parks (PTRF) .....($2,500,000)

43 Science and Technical Programs

DIRECT STATE SERVICES

05-4810 Water Supply $6,916,000
07-4850 Water Monitoring and Resource Management..... 7,379,000
15-4890 Land Use Regulation and Management..... 10,819,000
18-4810 Science and Research 187,000
29-4850 Environmental Management and Preservation - CBT
Dedication..... 7,562,000
90-4801 Environmental Policy and Planning 2,693,000

Total Direct State Services Appropriation, Science and Technical Programs $35,556,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($9,158,000)
Materials and Supplies ..... (353,000)
Services Other Than Personal ..... (2,389,000)
Maintenance and Fixed Charges ..... (125,000)
Special Purpose:
05 Administrative Costs Water Supply Bond Act of 1981 – Management ..... (2,037,000)
05 Administrative Costs Water Supply Bond Act of 1981 - Watershed and Aquifer ..... (1,466,000)
05 Water/Wastewater Operators Licenses ..... (26,000)
05 Safe Drinking Water Fund ..... (2,000,000)
07 Water Resources Monitoring and Planning ..... (7,379,000)
15 Tidelands Peak Demands ..... (2,867,000)
18 Hazardous Waste Research ..... (187,000)
29 Water Resources Monitoring and Planning – Constitutional Dedication ..... (7,562,000)
Additions, Improvements and Equipment ..... (7,000)

The amount hereinabove appropriated for the Safe Drinking Water Fund account is appropriated from receipts received pursuant to the "Safe Drinking Water Act," P.L.1977, c.224 (C.58:12A-1 et seq.), together with an amount not to exceed $512,000, for administration of the Safe Drinking Water program, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of the "Spill Compensation and Control Act," P.L.1976, c.141 (C.58:10-23.11 et seq.), or any law or regulation to the contrary, the amount hereinabove appropriated for the Hazardous Waste Research account is appropriated from the available balance in the New Jersey Spill Compensation Fund for research on the prevention and the effects of discharges of hazardous substances on the environment and organisms, on methods of pollution prevention and recycling of hazardous substances, and on the development of improved cleanup, removal, and disposal operations, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Office of Science Support, an amount not to exceed $3,000,000 is appropriated from the Hazardous Discharge Site Cleanup Fund for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of those anticipated for Water Allocation fees, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated to the Department of Environmental Protection to offset the costs of the Water

Supply program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amounts anticipated for Well Permits, Well Drillers, Pump Installers Licenses, and the unexpended balances at the end of the preceding year of such receipts, are appropriated to the Department of Environmental Protection for the Water Supply program and for the Private Well Testing program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from fees from the Water and Wastewater Operators Licensing program, and the unexpended balances at the end of the preceding year of such receipts, are appropriated subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Administrative Costs Water Supply Bond Act of 1981 - Management and Watershed and Aquifer accounts are appropriated from the "Water Supply Bond Act of 1981," P.L.1981, c.261, together with an amount not to exceed $34,250, for costs attributable to administration of water supply programs, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Water Resources Monitoring and Planning - Constitutional Dedication shall be provided from revenue received from the Corporation Business Tax, pursuant to the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution. The unexpended balance at the end of the preceding fiscal year in the Water Resources Monitoring and Planning - Constitutional Dedication special purpose account is appropriated to be used in a manner consistent with the requirements of the constitutional dedication.

Notwithstanding the provisions of any law or regulation to the contrary, funds appropriated in the Water Resources Monitoring and Planning - Constitutional Dedication special purpose account shall be made available to support nonpoint source pollution and watershed management programs, consistent with the constitutional dedication, within the Department of Environmental Protection, including an amount of $100,000 for New Jersey Geological Survey, on or before October 31, 2020, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "Spill Compensation and Control Act," P.L.1976, c.141 (C.58:10-23.11 et seq.) and the "Safe Drinking Water Act," P.L.1977, c.224 (C.58:12A-1 et seq.), the Commissioner of Environmental Protection may utilize from the funds hereinabove appropriated from those sources such amounts as the commissioner may determine as necessary to broaden the Department's research efforts to address emerging environmental issues.

In addition to the federal funds amount hereinabove appropriated for the Water Supply program classification, such additional amounts that may be received from the federal government for the Drinking Water State Revolving Fund program are appropriated for the same purpose.

Receipts in excess of the individual amounts anticipated for "Coastal Area Facility Review Act," P.L.1973, c.185 (C.13:19-1 et seq.), Freshwater Wetlands, Stream Encroachment, Waterfront Development, and Wetlands fees, and the unexpended balance at the end of the preceding year of such receipts, are appropriated for administrative costs associated with Land Use Regulation and Management, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

The unexpended balance at the end of the preceding fiscal year in the Stormwater Management Grants account is appropriated for the same purpose.

Of the amount hereinabove appropriated for the Stormwater Management Grants and Watershed Restoration Projects programs, such amounts as are necessary or required may be transferred to the Water Resources Monitoring and Planning - Constitutional Dedication special purpose account, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Watershed Restoration Projects account is appropriated for the same purpose.

There is appropriated to the Lake Hopatcong Commission such amounts as may be collected from a boat registration surcharge, or other fee as may be authorized pursuant to separate legislation, for the purposes of continuing operations of the commission.

CAPITAL CONSTRUCTION

05-4840 Water Supply $60,000,000
Total Capital Construction Appropriation, Science and Technical Programs $60,000,000

Capital Projects:

05 Drinking Water Infrastructure ..... ($60,000,000)

44 Site Remediation and Waste Management

DIRECT STATE SERVICES

19-4815 Publicly-Funded Site Remediation and Response $6,986,000
23-4910 Solid and Hazardous Waste Management 3,597,000
27-4815 Remediation Management 26,511,000
Total Direct State Services Appropriation, Site Remediation and Waste Management $37,094,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($12,116,000)
Materials and Supplies ..... (109,000)
Services Other Than Personal ..... (2,547,000)
Maintenance and Fixed Charges ..... (328,000)
Special Purpose:
19 Cleanup Projects Administrative Costs ..... (6,986,000)

27 Hazardous Discharge Site Cleanup Fund –
Responsible Party.....(15,008,000)

In addition to site specific charges, the amounts hereinabove for the Remediation Management program classification, excluding the Hazardous Discharge Site Cleanup Fund - Responsible Party and the Underground Storage Tanks accounts, are appropriated from the New Jersey Spill Compensation Fund, in accordance with the provisions of P.L.1976, c.141 (C.58:10-23.11 et seq.), together with an amount not to exceed $7,552,250 for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for the Hazardous Discharge Site Cleanup Fund - Responsible Party account are appropriated from responsible party cost recoveries and Licensed Site Remediation Professionals fees deposited into the Hazardous Discharge Site Cleanup Fund, together with an amount not to exceed $11,182,000 for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove, there is appropriated to the Hazardous Discharge Site Cleanup Fund - Responsible Party account such additional amounts, as necessary, received from cost recoveries and from the Licensed Site Remediation Professionals fees and deposited into the Hazardous Discharge Site Cleanup Fund, for the cleanup of hazardous waste sites and the costs associated with the "Site Remediation Reform Act," P.L.2009, c.60 (C.58:10C-1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts hereinabove appropriated from the Hazardous Discharge Site Cleanup Fund and from the New Jersey Spill Compensation Fund, such amounts as are necessary are appropriated for costs associated with the Administration and Support Services program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from Solid Waste - Utility Regulation Assessments, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated to the Solid and Hazardous Waste Management program classification and "County Environmental Health Act," P.L.1977, c.443 (C.26:3A2-21 et seq.) agencies for costs incurred to oversee the State's recycling efforts and other solid waste program activities.

In addition to the federal funds amount for the Publicly-Funded Site Remediation and Response program classification and the Remediation Management program classification, such additional amounts that may be received from the federal government for the Superfund Grants program are hereby appropriated for the same purpose.

Receipts from the sale of salvaged materials are appropriated to offset costs incurred in the cleanup and removal of hazardous substances.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any other law to the contrary, monies appropriated to the Department of Environmental Protec-

tion from the Clean Communities Program Fund shall be provided by the Department to the New Jersey Clean Communities Council pursuant to a contract between the Department and the New Jersey Clean Communities Council to implement the requirements of the Clean Communities Program pursuant to subsection d. of section 6 of P.L.2002, c.128 (C.13:1E-218).

CAPITAL CONSTRUCTION

29-4815 Environmental Management and Preservation –
CBT Dedication $25,710,000
Total Capital Construction Appropriation, Site
Remediation and Waste Management $25,710,000

Capital Projects:

Site Remediation:

29 Hazardous Substance Discharge Remediation –
Constitutional Dedication ..... ($7,562,000)
29 Private Underground Storage Tank Remediation –
Constitutional Dedication ..... (7,562,000)
29 Hazardous Substance Discharge Remediation
Loans & Grants - Constitutional Dedication ..... (10,586,000)

The amounts hereinabove appropriated for Hazardous Substance Discharge Remediation - Constitutional Dedication and Hazardous Substance Discharge Remediation Loans and Grants - Constitutional Dedication shall be provided from revenue received from the Corporation Business Tax, pursuant to the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution.

Of the amount hereinabove appropriated for Hazardous Substance Discharge Remediation - Constitutional Dedication, such amounts as necessary, as determined by the Director of the Division of Budget and Accounting, are appropriated for site remediation costs associated with State-owned properties and State-owned underground storage tanks.

Funds made available for the remediation of the discharges of hazardous substances pursuant to the amendments effective December 4, 2003, to Article VIII, Section II, paragraph 6 of the State Constitution and hereinabove appropriated, shall be appropriated to the New Jersey Economic Development Authority's Hazardous Discharge Site Remediation Fund and the Department of the Treasury's Brownfield Site Reimbursement Fund, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for Private Underground Storage Tank Remediation - Constitutional Dedication shall be provided from revenue received from the Corporation Business Tax, pursuant to the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution.

Except as otherwise provided in this act and notwithstanding the provisions of any other law or regulation to the contrary, cost recoveries, recoveries of natural resource damages received pursuant to judgments concluded prior to the effective date of Article VIII, Section II, paragraph 9 of the State Constitution, and other associated damages recovered by the State shall be deposited into the Hazardous Discharge Site Cleanup Fund established pursuant to section 1 of P.L.1985, c.247 (C.58:10-23.34), and are appropriated for: direct and indirect costs of remediation, restoration, and clean up; costs for consulting, expert, and legal services incurred in pursuing claims for damages.

Notwithstanding the provisions of any law or regulation to the contrary, there are hereby appropriated from the Natural Resource Damages – Constitutional Dedication account such amounts as are required, as determined by the Director of the Division of Budget and Accounting, in consultation with the Attorney General, and consistent with the requirements of the constitutional dedication pursuant to Article VIII, Section II, paragraph 9 of the State Constitution, to pay the legal or other costs incurred by the State to pursue settlements and judicial administrative awards relating to natural resource damages.

45 Environmental Regulation

DIRECT STATE SERVICES

01-4820 Radiation Protection	$2,162,000
02-4825 Air Pollution Control	10,957,000
08-4891 Water Pollution Control	5,950,000
09-4860 Public Wastewater Facilities	2,059,000
Total Direct State Services Appropriation, Environmental Regulation	$21,128,000

Direct State Services:

Personal Services:	
Salaries and Wages	($12,833,000)
Materials and Supplies	(99,000)
Services Other Than Personal	(3,295,000)
Maintenance and Fixed Charges	(132,000)
Special Purpose:	
01 Quality Assurance - Lab Certification Programs	(1,058,000)
02 Pollution Prevention	(792,000)
02 Toxic Catastrophe Prevention	(753,000)
02 Worker and Community Right to Know Act	(593,000)
02 Oil Spill Prevention	(1,573,000)

There are appropriated from the "Commercial Vehicle Enforcement Fund," established pursuant to section 17 of P.L.1995, c.157 (C.39:8-75), such amounts as may be necessary to fund the costs of the regulation of the Diesel Exhaust Emissions program, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the Nuclear Regulatory Commission - Agreement State account, such amounts as may be necessary to fund the costs of the Radiation Protection program, subject to the approval of the Director of the Division of Budget

and Accounting.

The amount hereinabove appropriated for the Nuclear Emergency Response account is payable from receipts received pursuant to the assessments of electrical utility companies under P.L.1981, c.302 (C.26:2D-37 et seq.). The unexpended balance at the end of the preceding fiscal year in the Nuclear Emergency Response account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulations to the contrary, receipts from agreements entered into by the Department of Environmental Protection with Exelon Generation Company, LCC, in an amount not to exceed $1,097,000 may be transferred to the Department of Law and Public Safety for State Police operating costs and grants related to the Nuclear Emergency Response Program, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Pollution Prevention account is payable from receipts received pursuant to the "Pollution Prevention Act," P.L.1991, c.235 (C.13:1D-35 et seq.), together with an amount not to exceed $214,500, for administration of the Pollution Prevention program, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of the "Worker and Community Right to Know Act," P.L.1983, c.315 (C.34:5A-1 et seq.), the amount hereinabove appropriated for the "Worker and Community Right to Know Act" account is payable out of the "Worker and Community Right to Know Fund," and the receipts in excess of the amount anticipated, not to exceed $292,000, are appropriated. If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

The amount hereinabove appropriated for the Oil Spill Prevention account is payable out of the New Jersey Spill Compensation Fund, and the receipts in excess of those anticipated, not to exceed $280,250, from the New Jersey Spill Compensation Fund for the Oil Spill Prevention program are appropriated, in accordance with the provisions of P.L.1990, c.76 (C.58:10-23.11f2 et seq.), P.L.1990, c.78 (C.58:10-23.11d1 et seq.), and section 1 of P.L.1990, c.80 (C.58:10-23.11f1), subject to the approval of the Director of the Division of Budget and Accounting.

Any funds received by the New Jersey Environmental Infrastructure Trust from any State agency to offset the trust's annual operating expenses are appropriated for the same purpose.

In addition to the federal funds amount for the Public Wastewater Facilities program classification, such additional amounts that may be received from the federal government for the Clean Water State Revolving Fund program are appropriated.

Notwithstanding the provisions of subsection b. of section 1 of P.L.2005, c.202 (C.58:11B-10.2) or any law or regulation to the contrary, in addition to the amount anticipated to the General Fund from the New Jersey Environmental Infrastructure Financing Program Administrative Fee, there is appropriated $1,950,000 to the Department of Environmental Protection for associated administrative and operating

expenses, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of those anticipated from Air Pollution Fees - Minor Sources, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated to the Department of Environmental Protection for expansion of the Air Pollution Control program, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

Notwithstanding the provisions of any law or regulation to the contrary, the unexpended balances at the end of the preceding fiscal year in the Diesel Risk Mitigation Fund – Constitutional Dedication account and the Diesel Risk Mitigation Fund Administrative Costs - Constitutional Dedication account are appropriated to be used in a manner consistent with the requirements of the constitutional dedication of Corporation Business Tax revenues as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution as follows: 5% for water resources monitoring and planning; 5% for private underground storage tank remediation; 7% for hazardous substance discharge remediation loans and grants; 5% for hazardous substance discharge remediation; and 78% for acquisition, development and stewardship.

CAPITAL CONSTRUCTION

09-4860 Public Wastewater Facilities $6,000,000
Total Capital Construction Appropriation, Environmental Regulation $6,000,000

Capital Projects:

Environmental Regulation:
09 Economic Development and Infrastructure Improvement Revolving Fund.....(6,000,000)

46 Environmental Planning and Administration

DIRECT STATE SERVICES

26-4805 Regulatory and Governmental Affairs $1,382,000
99-4800 Administration and Support Services 15,704,000
Total Direct State Services Appropriation, Environmental Planning and Administration..... $17,086,000

Direct State Services:

Personal Services:
Salaries and Wages .....($12,746,000)
Materials and Supplies.....(86,000)
Services Other Than Personal.....(500,000)
Maintenance and Fixed Charges.....(117,000)
Special Purpose:
99 New Jersey Environmental Management System.....(3,637,000)

The unexpended balance at the end of the preceding fiscal year in the Office of the Records Custodian - Open Public Records Act account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

99-4800 Administration and Support Services $4,060,000
Total State Aid Appropriation, Environmental Planning and Administration $4,060,000

State Aid:

99 Administration and Operations of the Highlands Council ..... ($1,736,000)
99 Administration, Planning and Development Activities of the Pinelands Commission ..... (2,324,000)

Receipts from permit fees imposed by the Pinelands Commission on behalf of the Department of Environmental Protection, pursuant to a memorandum of agreement between the Pinelands Commission and the Department of Environmental Protection, are hereby appropriated to the Pinelands Commission.

The unexpended balance at the end of the preceding fiscal year in the Mosquito Control, Research, Administration and Operations account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

47 Compliance and Enforcement

DIRECT STATE SERVICES

02-4855 Air Pollution Control $3,397,000
04-4835 Pesticide Control 1,631,000
08-4855 Water Pollution Control 5,023,000
15-4855 Land Use Regulation and Management 2,153,000
23-4855 Solid and Hazardous Waste Management 4,137,000
Total Direct State Services Appropriation, Compliance and Enforcement $16,341,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($12,396,000)
Materials and Supplies ..... (146,000)
Services Other Than Personal ..... (2,372,000)
Maintenance and Fixed Charges ..... (528,000)
Special Purpose:
15 Tidelands Peak Demands ..... (899,000)

Receipts in excess of the amount anticipated for Pesticide Control fees, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated to the Department of Environmental Protection for the same purpose, subject

to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts deposited into the "Coastal Protection Trust Fund" pursuant to P.L.1993, c.168 (C.39:3-27.47 et seq.) shall be allocated in the following priority order and are appropriated in the amount of $485,000 for the cleanup or maintenance of beaches or shores, the amount of $90,000 for a program of grants for the operation of a sewage pump-out boat and the construction of sewage pump-out devices for marine sanitation devices and portable toilet emptying receptacles at public and private marinas and boatyards in furtherance of the provisions of P.L.1988, c.117 (C.58:10A-56 et seq.), the amount of $65,000 for the cost of providing monitoring, surveillance and enforcement activities for the Cooperative Coastal Monitoring Program, and the amount of $10,000 for the implementation of the "New Jersey Adopt a Beach Act," P.L.1992, c.213 (C.13:19-22 et seq.). Receipts deposited into the Coastal Protection Trust Fund in excess of $650,000, but not to exceed $1,000,000, will be distributed proportionately among the programs listed above in accordance with P.L.1993, c.168 (C.39:3-27.47 et seq.). The unexpended balance at the end of the preceding fiscal year of the Coastal Protection Trust Fund may be reallocated for any of the purposes in this paragraph. Receipts deposited into the Coastal Protection Trust Fund in excess of $1,000,000 are appropriated to finance emergency shore protection projects and the cleanup of discharges into the ocean, subject to the approval of the Director of the Division of Budget and Accounting.

There is appropriated to the Department of Environmental Protection, pursuant to R.S.12:5-6, all penalties, fines, recoveries of costs, and interest deposited to the "Cooperative Coastal Monitoring, Restoration and Enforcement Fund," established pursuant to subsection h. of section 18 of P.L.1973, c.185 (C.13:19-18), for the costs of coastal restoration projects, providing aircraft overflights for coastal monitoring and surveillance, and enforcement activities conducted by the department, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

08-4855 Water Pollution Control $2,025,000
(From Property Tax Relief Fund..... $2,025,000)
Total State Aid Appropriation, Compliance and Enforcement $2,025,000
(From Property Tax Relief Fund ..... $2,025,000)

State Aid:

08 County Environmental Health Act (PTRF).....($2,025,000)

Department of Environmental Protection,
Total State Appropriation..... $308,260,000

In the event that revenues are received in excess of the amount of revenues anticipated from Solid Waste Utility Regulation Assessments, Water Allocation, New Jersey Pollutant Discharge Elimination System/Stormwater Permits, Coastal Area Facility

Review Act, Freshwater Wetlands Fees, Stream Encroachment, Waterfront Development Fees, Wetlands, Well Permits/Well Drillers/Pump Installers Licenses, Water/Wastewater Operators Licenses, Air Pollution Fees - Minor Sources, and Pesticide Control Fees, if the amounts of such unanticipated revenues exceed $6,168,000, the amounts of such unanticipated revenues in excess of $6,168,000 and any reappropriated balances are appropriated for information technology enhancements in the Department of Environmental Protection, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Private Underground Storage Tank Remediation - Constitutional Dedication account, an amount not to exceed $1,000,000 shall be allocated for costs associated with the State Underground Storage Tank Inspection Program, pursuant to the amendments effective July 1, 2015, to Article VIII, Section II, paragraph 6 of the State Constitution. The unexpended balance at the end of the preceding fiscal year in the Underground Storage Tank Inspection Program account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Tidelands Peak Demands accounts are payable from receipts from the sales, grants, leases, licensing, and rentals of State riparian lands. If receipts are less than anticipated, the appropriation shall be reduced proportionately. In addition, there is appropriated an amount not to exceed $2,794,500 from the same source for other administrative costs, including legal services, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, with regard to the fee-related appropriations provided hereinabove, the Commissioner of Environmental Protection shall obtain concurrence from the Director of the Division of Budget and Accounting before altering fee schedules or any other revenue-generating mechanism under the department's purview.

Notwithstanding the provisions of the "Environmental Fee Accountability Act of 1991," P.L.1991, c.426 (C.52:27B-20.1 et seq.) and P.L.1991, c.427 (C.13:1D-9.1 et seq.), all revenues from fees and fines collected by the Department of Environmental Protection, unless otherwise herein dedicated, shall be deposited into the General Fund without regard to their specific dedication.

Notwithstanding the provisions of any law or regulation to the contrary, of the federal fund amounts hereinabove appropriated for the programs included in the Performance Partnership Grant Agreement with the United States Environmental Protection Agency, the Department of Environmental Protection is authorized to reallocate the appropriations, in accordance with the grant agreement and subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any law or regulation to the contrary, of the amounts appropriated for site remediation, the Department of Environmental Protection may enter into a contract with the United States Environmental Protection Agency (EPA) to provide the State's statutory matching

share for EPA-led Superfund remedial actions pursuant to the State Superfund contract.

Receipts in excess of $4,600,000 anticipated for Air Pollution Fines, Clean Water Enforcement Act, Stream Encroachment Fines, Waterfront Development Fines, Freshwater Wetlands Fines, Solid Waste Fines, and Hazardous Waste Fines, not to exceed $1,500,000, and the unexpended balance at the end of the preceding fiscal year are appropriated for the expansion of compliance, enforcement, and permitting efforts in the department, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from New Jersey Pollutant Discharge Elimination System/Stormwater Permits, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated to the Department of Environmental Protection to offset the costs of the Water Pollution Control Program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any law or regulation to the contrary, of the amounts hereinabove appropriated for water resource evaluation studies and monitoring, the Department of Environmental Protection may enter into contracts with the United States Geological Survey to provide the State's match to joint funding agreements for water resource evaluation studies and monitoring analyses.

There is reappropriated to the Department of Environmental Protection an amount not to exceed $5,000,000 from the "Shore Protection Fund" established pursuant to the "Shore Protection Bond Act of 1983," P.L.1983, c.356, for the cost, as defined by that act, of State Projects, including State Projects to restore coastal protection systems and removal of sand from State waterways resulting from Superstorm Sandy, subject to the approval of the Director of the Division of Budget and Accounting.

There is hereby appropriated for the same purpose the unexpended balance of funds that were appropriated to the Department of Environmental Protection from the "1996 Dredging and Containment Facility Fund," established pursuant to section 18 of the "Port of New Jersey Revitalization, Dredging, Environmental Cleanup, Lake Restoration, and Delaware Bay Area Economic Development Bond Act of 1996," P.L.1996, c.70, to provide funding to the Department of Transportation for financing the cost of dredging navigation channels not located in the port region, as provided for in section 7 of P.L.1996, c.70, pursuant to a memorandum of understanding between the Department of Environmental Protection and the Department of Transportation, setting forth, among other things, a list of the channels to be dredged.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any law or regulation to the contrary, of the amounts hereinabove appropriated for environmental restoration and mitigation, the Department of Environmental Protection may enter into agreements with the United States Army Corps of Engineers to provide the State's matching share to any federally authorized restoration or mitigation projects.

Summary of Department of Environmental Protection Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $181,496,000
Grants-in-Aid 759,000
State Aid 8,585,000
Capital Construction 117,420,000
Appropriations by Fund:
General Fund $303,735,000
Property Tax Relief Fund 4,525,000

46 DEPARTMENT OF HEALTH
20 Physical and Mental Health
21 Health Services
DIRECT STATE SERVICES

01-4215 Vital Statistics $991,000
02-4220 Family Health Services 1,855,000
03-4230 Public Health Protection Services 8,509,000
05-4285 Community Health Services 5,228,000
08-4280 Laboratory Services 4,443,000
12-4245 AIDS Services 1,002,000
Total Direct State Services Appropriation, Health Services $22,028,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($9,671,000)
Materials and Supplies ..... (1,670,000)
Services Other Than Personal ..... (871,000)
Maintenance and Fixed Charges ..... (247,000)
Special Purpose:
02 WIC Farmers Market Program ..... (65,000)
02 Identification System for Children's Health and Disabilities ..... (150,000)
02 Governor's Council for Medical Research and Treatment of Autism ..... (425,000)
02 Public Awareness Campaign for Black Infant Mortality ..... (500,000)
02 Implicit Bias Reduction Training ..... (250,000)
03 Cancer Registry ..... (330,000)
03 Cancer Investigation and Education ..... (434,000)
03 Emergency Medical Services for Children ..... (37,000)
03 Animal Welfare ..... (112,000)
03 Worker and Community Right to Know ..... (1,318,000)

03 New Jersey Immunization Information Systems .....(500,000)
05 Breast Cancer Public Awareness Campaign.....(90,000)
05 New Jersey Commission on Cancer Research.....(2,000,000)
05 Smoking Cessation and Prevention.....(500,000)
05 Cancer Screening - Early Detection and Education Program.....(2,318,000)
08 West Nile Virus – Laboratory.....(540,000)

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $375,000 from the Autism Medical Research and Treatment Fund for the operations of New Jersey's Autism Registry.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $375,000 from the Autism Medical Research and Treatment Fund for the operations of the Governor's Council for Medical Research and Treatment of Autism.

Receipts deposited into the Autism Medical Research and Treatment Fund are appropriated for the Governor's Council for Medical Research and Treatment of Autism, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of subsection c. of section 6 of P.L.1983, c.6 (C.52:9U-6), subsection c. of section 5 of P.L.2003, c.200 (C.52:9EE-5), subsection c. of section 5 of P.L.1999, c.201 (C.52:9E-5) and section 4 of P.L.1999, c.105 (C.30:6D-59) or any other law or regulation to the contrary, the amounts hereinabove appropriated to the New Jersey State Commission on Brain Injury Research, New Jersey Commission on Spinal Cord Research, and the Governor's Council for Medical Research and Treatment of Autism are subject to the following condition: an amount from each appropriation, subject to the approval of the Director of the Division of Budget and Accounting, may be used to pay the salary and other benefits of one person who shall serve as Executive Director for all three entities, with the services of such person allocated to the three entities as shall be determined by the three entities.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from the Autism Medical Research and Treatment Fund such amounts as are necessary to support the award of grants for a Special Health Needs Medical Homes pilot program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $187,500 from the Autism Medical Research and Treatment Fund for the Autism New Jersey Helpline.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from the New Jersey Brain Injury Research Fund such amounts as are necessary to support the award of grants for research on the treatment of brain injuries, both traumatic and non-traumatic, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated, notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $154,000 from the

"Emergency Medical Technician Training Fund" to fund the Emergency Medical Services for Children Program.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from the New Jersey Spinal Cord Research Fund such amounts as are necessary to support the award of grants for research on the treatment of spinal cord injuries, both traumatic and non-traumatic, subject to the approval of the Director of the Division of Budget and Accounting.

Amounts deposited into the "New Jersey Breast Cancer Research Fund" from the gross income tax check-offs pursuant to the provisions of P.L.1995, c.26 (C.54A:9-25.7 et al.) are appropriated to the New Jersey State Commission on Cancer Research for breast cancer research projects, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balances at the end of the preceding fiscal year in the Statewide Trauma Registry account are appropriated to implement a Statewide registry of hospitalization for traumatic injury, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "Worker and Community Right to Know Act," P.L.1983, c.315 (C.34:5A-1 et seq.), the amount hereinabove appropriated for the Worker and Community Right to Know account is payable from the "Worker and Community Right to Know Fund."

The unexpended balance at the end of the preceding fiscal year in the New Jersey Emergency Medical Service Helicopter Response Program account is appropriated.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from the "Pilot Clinic Fund" such amounts as are necessary to pay the reasonable and necessary expenses of the "Animal Population Control Fund," subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the agency surcharge on vehicle rentals pursuant to section 54 of P.L.2002, c.34 (C.App.A:9-78), not to exceed $4,722,000, are appropriated for the Medical Emergency Disaster Preparedness for Bioterrorism program and shall be deposited into a dedicated account, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the "Emergency Medical Technician Training Fund" $94,000 for Emergency Medical Services and $135,000 for the First Response EMT Cardiac Training Program.

In the event that amounts available in the "Emergency Medical Technician Training Fund" are insufficient to support reimbursement levels of $750 for initial EMT training, while at the same time continuing to ensure funding for continuing EMT education at current levels, there are appropriated such amounts as the Director of the Division of Budget and Accounting shall determine to be necessary to maintain these increased levels for initial and continuing EMT training and education.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the "Emergency Medical Technician Training Fund" $150,000 to support the web-based certification platform for all certified NJ Emergency Medical Services Personnel.

In addition to the purposes set forth in section 2 of P.L.1993, c.227 (C.26:4-100.13), funds in the Hepatitis Inoculation Fund are appropriated and may be used for hepatitis prevention activities, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, $1,000,000 from the Cancer Research Fund established pursuant to section 5 of P.L.1982, c.40 (C.54:40A-37.1) is transferred to the General Fund.

The Director of the Division of Budget and Accounting is empowered to transfer or credit appropriations to the Department of Health for diagnostic laboratory services provided to any other agency or department, provided that funds have been appropriated or allocated to such agency or department for the purpose of purchasing these services.

Receipts from fees established by the Commissioner of Health for licensing of clinical laboratories, pursuant to P.L.1975, c.166 (C.45:9-42.26 et seq.), and blood banks, pursuant to P.L.1963, c.33 (C.26:2A-2 et seq.), are appropriated.

Receipts from licenses, permits, fines, penalties, and fees collected by the Department of Health in health services, in excess of those anticipated, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

02-4220 Family Health Services	$134,038,000
(From General Fund	*$133,641,000)*
(From Casino Revenue Fund	*397,000)*
03-4230 Public Health Protection Services	38,721,000
05-4285 Community Health Services	1,600,000
12-4245 AIDS Services	21,313,000
Total Grants-in-Aid Appropriation, Health Services	$195,672,000
(From General Fund	*$195,275,000)*
(From Casino Revenue Fund	*397,000)*

Grants-in-Aid:

02	Family Planning Services	($15,715,000)
02	Maternal, Child and Chronic Health Services	(34,359,000)
02	Integrated Care Pilot Program for Military, Veterans, and First Responders	(500,000)
02	NJ Center for Tourette Syndrome and Associated Disorders	(400,000)
02	Poison Control Center	(440,000)
02	Early Childhood Intervention Program	(77,352,000)
02	Surveillance, Epidemiology, and End Results Expansion Program – CINJ	(1,500,000)

02	Adler Aphasia Center	(200,000)
02	Improving Veterans Access to Health Care	(1,875,000)
02	REED Next Autism Services Program	(1,000,000)
02	Statewide Birth Defects Registry (CRF)	(397,000)
02	Bergen Volunteer Medical Initiative	(300,000)
03	Cancer Institute of New Jersey	(21,700,000)
03	South Jersey Cancer Program – Camden	(11,935,000)
03	Cancer Institute of New Jersey – University Hospital Cancer Center Services	(1,000,000)
03	Cancer Institute of New Jersey - Colorectal and Lung Cancer, Service Expansion	(2,000,000)
03	Worker and Community Right to Know	(211,000)
03	Public Health Infectious Disease Control	(1,875,000)
05	Implementation of Comprehensive Cancer Control Program	(1,000,000)
05	ALS Association	(600,000)
12	North Jersey Community Research Initiative	(75,000)
12	AIDS Grants	(19,238,000)
12	Syringe Access Program	(2,000,000)

Of the amount hereinabove appropriated for Maternal, Child and Chronic Health Services, an amount may be transferred to Direct State Services in the Department of Health to cover administrative costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

The Commissioner of Health shall, pursuant to applications, award funding for a pilot program for integrated health care for military, veterans, and first responders, to up to one health system or general hospital in the northern part of the State and up to one health system or general hospital in the southern part of the State.

Receipts from the federal Medicaid (Title XIX) program for handicapped infants are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the ALS Association to provide support services to New Jersey residents, 50 percent shall be allocated to the Greater Philadelphia Chapter of the ALS Association to serve residents in southern New Jersey and 50 percent shall be allocated to the Greater New York Chapter of the ALS Association to serve residents in central and northern New Jersey.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for the Early Childhood Intervention Program, there is appropriated up to $4,000,000 from the Autism Medical Research and Treatment Fund for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting; provided, however, that such sums as are necessary to fund the Autism helpline and registry and any grant award approvals announced by the Governor's Council for Medical Research and Treatment of Autism after June 1, 2020 shall first be paid from the Autism Medical Research and Treatment Fund.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Early Childhood Intervention Program shall be conditioned on the Early Childhood Intervention Program's family cost sharing program involving a progressive charge for each hour of direct services provided to the child and/or the child's family in accordance with the child's Individualized Family Service Plan, based upon household size and gross income as set forth in the most recent published edition of the New Jersey Early Intervention System Family Cost Participation Handbook.

In addition to the amount hereinabove appropriated for the Early Childhood Intervention Program, such additional amounts as may be necessary are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Early Childhood Intervention Program shall be conditioned on adherence to the requirements of the "Individuals with Disabilities Education Improvement Act of 2004," Pub.L. 108-446 (20 U.S.C. s.1400 et seq.), as amended, and part 303 of Title 34, Code of Federal Regulations, as set forth in the State Plan filed by the Early Childhood Intervention Program with the U.S. Department of Education, Office of Special Education Programs.

Of the amount hereinabove appropriated for the Surveillance, Epidemiology, and End Results Expansion Program-CINJ account, an amount may be transferred to Direct State Services in the Department of Health to cover administrative costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Improving Veterans Access to Health Care shall be used to support the costs of continued operations by the Vets4Warriors Program and any remaining amounts may be allocated by the Commissioner of Health on a competitive basis to fund initiatives to improve veterans' access to health care.

Upon a determination by the Commissioner of Health, made in consultation with the State Treasurer, that additional State funding is necessary to reimburse centers for services to uninsured clients, the Director of the Division of Budget and Accounting shall authorize the appropriation of such sums as the commissioner determines are necessary for grants to federally qualified health centers.

Notwithstanding the provisions of section 9 of P.L.2003, c.200 (C.52:9EE-9), there is appropriated from the New Jersey Brain Injury Research Fund the amount of $280,000 which shall be transferred to the Department of Human Services and allocated to the Brain Injury Alliance of New Jersey for specialized community-based services.

There is appropriated $427,500 from the Alcohol Education, Rehabilitation and Enforcement Fund to fund the Fetal Alcohol Syndrome Program.

From the amount hereinabove appropriated for the Cancer Institute of New Jersey, $250,000 is appropriated to the Ovarian Cancer Research Fund.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Cancer Institute of New Jersey (CINJ) shall be

conditioned upon the following provision: no funds shall be expended except to support CINJ's infrastructure necessary to support cancer research, prevention, and treatment.

The unexpended balance at the end of the preceding fiscal year in the South Jersey Cancer Program - Camden account are appropriated to the program for cancer-related capital equipment, design, engineering, and construction expenses.

The amount hereinabove appropriated for Cancer Institute of New Jersey – University Hospital Cancer Center Services is allocated to the Cancer Institute of New Jersey for the expansion of National Cancer Institute-designated Cancer Center services at University Hospital in Newark to attract clinical trials and advanced cancer care and prevention strategies to the Greater Newark Area with the goal of ensuring parity among cancer patients, including the underserved and underinsured populations.

Of the amount hereinabove appropriated for Public Health Infectious Disease Control, up to $250,000 may be transferred to Direct State Services accounts in the Department of Health to cover administrative costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the New Jersey Emergency Medical Service Helicopter Response Program Fund, established pursuant to section 2 of P.L.1992, c.87 (C.26:2K-36.1), such amounts as are necessary to pay the reasonable and necessary expenses of the operation of the New Jersey Emergency Medical Service Helicopter Response Program, established pursuant to P.L.1986, c.106 (C.26:2K-35 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

No funds hereinabove appropriated to the Department of Health shall be used for the Medical Waste Management Program. The Department of Health and the Department of Environmental Protection shall establish a transition plan to ensure provisions of the "Comprehensive Regulated Medical Waste Management Act," P.L.1989, c.34 (C.13:1E-48.1 et al.) are met.

In order to permit flexibility in the handling of appropriations, amounts may be transferred to and from the various items of appropriation within the AIDS Services program classification in the Department of Health, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Of the amount hereinabove appropriated for AIDS Grants, savings realized from reduced transportation costs may be transferred to the AIDS Drug Distribution Program account, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in order to maximize prescription drug coverage under the Medicare Part D program established pursuant to the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," the amounts hereinabove appropriated for the AIDS Drug Distribution Program (ADDP) shall not be spent unless the ADDP is designated as

the authorized representative for the purposes of coordinating benefits with the Medicare Part D program, including enrollment and appeals of coverage determinations. ADDP is authorized to represent program beneficiaries in the pursuit of such coverage. ADDP representation shall not result in any additional financial liability on behalf of such program beneficiaries and shall include, but need not be limited to, the following actions: application for the premium and cost-sharing subsidies on behalf of eligible program beneficiaries; pursuit of appeals, grievances, or coverage determinations; and facilitated enrollment in a prescription drug plan or Medicare Advantage Prescription Drug plan. If any beneficiary declines enrollment in any Medicare Part D plan, that beneficiary shall be barred from all benefits of the ADDP Program.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated to the AIDS Drug Distribution Program (ADDP) is conditioned upon the Department of Health coordinating the benefits of ADDP with the prescription drug benefits of the Medicare Part D program, established pursuant to the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," as the primary payer. The ADDP benefit and reimbursement shall only be available to cover the beneficiary cost share to in-network pharmacies and for deductible and coverage gap costs, as determined by the Commissioner of Health, associated with enrollment in Medicare Part D for ADDP beneficiaries, and for Medicare Part D premium costs for ADDP beneficiaries.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated in the AIDS Drug Distribution Program (ADDP) account shall be available as payment as an ADDP benefit to any pharmacy that is not enrolled as a participating pharmacy in a pharmacy network under the Medicare Part D program established pursuant to the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003."

Commencing with the start of the fiscal year, and consistent with the requirements of the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003" (MMA), no funds hereinabove appropriated from the AIDS Drug Distribution Program (ADDP) account shall be expended for any individual enrolled in the ADDP program unless the individual provides all data necessary to enroll the individual in the Medicare Part D program established pursuant to the MMA, including data required for the subsidy assistance, as outlined by the Centers for Medicare and Medicaid Services.

Notwithstanding the provisions of any law or regulation to the contrary, no amounts hereinabove appropriated for the AIDS Drug Distribution Program shall be expended for drugs used for the treatment of erectile dysfunction, or cosmetic drugs, including but not limited to drugs used for baldness and weight loss.

STATE AID

Notwithstanding the provisions of any law or regulation to the contrary, none of the monies appropriated to the Department of Health are appropriated to public health priority programs under P.L.1966, c.36 (C.26:2F-1 et seq.) as amended.

22 Health Planning and Evaluation

DIRECT STATE SERVICES

06-4260 Health Care Facility Regulation and Oversight $7,993,000
07-4270 Health Care Systems Analysis 1,091,000
Total Direct State Services Appropriation, Health Planning and Evaluation $9,084,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($6,665,000)
Materials and Supplies ..... (76,000)
Services Other Than Personal ..... (1,014,000)
Maintenance and Fixed Charges ..... (138,000)
Special Purpose:
06 Nursing Home Background Checks/Nursing Aide Certification Program ..... (734,000)
06 Implement Patient Safety Act ..... (300,000)
Additions, Improvements and Equipment ..... (157,000)

Receipts from fees charged for processing Certificate of Need applications and the unexpended balances at the end of the preceding fiscal year of such receipts are appropriated for the cost of this program, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such sums as are required to the "Health Care Facilities Improvement Fund" to provide available resources in an emergency situation at a health care facility, as defined by the Commissioner of Health, or for closure of a health care facility, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

07-4270 Health Care Systems Analysis $337,497,000
Total Grants-in-Aid Appropriation, Health Planning and Evaluation $337,497,000

Grants-in-Aid:

07 Health Care Subsidy Fund Payments ..... ($71,890,000)
07 Hospital Asset Transformation Program ..... (4,212,000)
07 Visiting Nurse Association of Central Jersey Community Health Center - LGBTQ ..... (750,000)
07 Graduate Medical Education ..... (181,500,000)
07 Holy Name Hospital, Teaneck – Palliative Care Pilot Program ..... (3,000,000)
07 Hackensack Meridian School of Medicine at Seton Hall University ..... (4,000,000)
07 Quality Improvement Program – New Jersey ..... (62,645,000)
07 Regional Coordinator Hospitals ..... (9,000,000)

07 Hunterdon Medical Center - Mental Health and
Substance Abuse Disorder Services .....(500,000)

Notwithstanding the provisions of any law or regulation to the contrary, any revenues collected from the tax on cosmetic medical procedures pursuant to P.L.2004, c.53 (C.54:32E-1) shall be deposited into the Health Care Subsidy Fund established pursuant to section 8 of P.L.1992, c.160 (C.26:2H-18.58) for the support of payments to federally qualified health centers.

Notwithstanding the provisions of any law or regulation to the contrary, as a condition of the receipt of any monies hereunder by an acute care hospital that is requesting an advance of charity care/NJ FamilyCare or payments from the "Health Care Facilities Improvement Fund" or any payments over and above this act, the hospital shall comply with a request by the Commissioner of Health for a review of its finances and operations to ensure that access to health care is maintained and public funds are utilized for their intended purposes. The cost of such review shall be borne by the acute care hospital and shall comply with any financial and operational performance requirements imposed by the commissioner as deemed necessary as a result of the review.

Notwithstanding the provisions of section 3 of P.L.2004, c.113 (C.26:2H-18.59i) or any law or regulation to the contrary, the appropriation for Health Care Subsidy Fund Payments is subject to the following conditions: the distribution of Charity Care funding shall be calculated in the following manner: (a) source data for the most recent census data shall be from the 2018 5-Year American Community Survey; (b) source data used shall be from calendar year (CY) 2018 for documented charity care claims data and hospital-specific gross revenue for charity care patients and shall include all adjustments and void claims related to CY 2018 and any prior year submitted claims, as submitted by each acute care hospital or determined by the Department of Health (DOH); (c) source data used for CY 2018 documented charity care for each hospital's total gross revenue for all patients shall be from the CY 2018 audited Acute Care Hospital Cost Report as defined by Form E4, Line 1, Column E data and shall be according to the DOH due date of June 30, 2019, as submitted by December 31, 2019 by each acute care hospital and audited by January 3, 2020; (d) source data used for CY 2018 documented charity care shall be from CY 2018 Medicaid Cost Report submitted by each acute care hospital by February 14, 2020; (e) in the event that an eligible hospital failed to submit the CY 2018 Acute Care Hospital Cost Report, source data from their CY 2017 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E; (f) in the event that an eligible hospital failed to submit a full year CY 2018 Acute Care Hospital Cost Report, source data from a supplemental 2018 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E; (g) for each eligible hospital, except those designated 96% by their hospital-specific reimbursed documented charity care, a proportionate decrease shall be applied to its calculated subsidy based on its percentage of total subsidy

such that the total calculated subsidy for all hospitals shall equal $269,000,000; (h) for each hospital the calculated subsidy from (g) shall be reduced by 25 percent such that the final total calculated subsidy for all hospitals shall equal $201,750,000; and (i) the resulting value will constitute each eligible hospital's SFY 2021 charity care subsidy allocation.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated from the Health Care Subsidy Fund for Charity Care payments are subject to the following condition: A disproportionate share hospital eligible for funding through the Charity Care program may decline Charity Care payments for the fiscal year by notifying the Commissioner of Health on a form designated by the Department of Health on or before the fifteenth day following enactment.

The amounts hereinabove appropriated for Health Care Subsidy Fund Payments are conditioned upon the following provision: the Department of Health shall review, examine and/or audit any and all financial information maintained by an acute care hospital to ensure appropriate use of public funds.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Charity Care Subsidy is subject to the condition that participating hospitals shall demonstrate participation in the New Jersey Department of Health's New Jersey Health Information Network (NJHIN). For purposes of this paragraph, demonstrated participation in the NJHIN shall mean: (1) the hospital has directly, or indirectly through another Trusted Data Sharing Organization, executed the NJHIN Data Use and Reciprocal Support Agreement and the NJHIN Business Associate Agreement; (2) the hospital executed and participates in the NJHIN Core Use Case; and (3) the hospital executed and participates in the Statewide Admission, Discharge, Transfer Notification Use Case, as determined by the Commissioner of Health. Provided further, that notwithstanding the provisions of any law or regulation to the contrary, participating hospitals also shall report to the Commissioner of Health key indicators of connections to care provided to patients who are eligible for Charity Care, as defined by the Commissioner of Health; in the event that a hospital does not report such information as determined by the Commissioner of Health, the final 1/12 of the hospital's Charity Care subsidy may be withheld, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for Charity Care or other funding to a health care facility are conditioned upon the following requirements: such health care facility shall participate in planning meetings supervised by the Department of Health for the planning of the provision of hospital, medical, or health programs and services; respond to a survey distributed by the Department of Health, on or before December 31, 2020, soliciting information on the facilities' processes to connect individuals whose claims are submitted as charity care claims to primary and preventative care systems or other systems of value-based health care delivery; and shall, to the extent permitted by State and federal law, share patient-level data as

needed to facilitate such purposes.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated from the Health Care Subsidy Fund for Charity Care payments are subject to the following condition: In a manner determined by the Commissioner of Health and subject to the approval of the Director of the Division of Budget and Accounting, eligible hospitals shall receive (1) their charity care subsidy payments beginning in October 2020, and (2) their January 2021 payments in December 2020.

There are appropriated such additional sums as are required to pay all amounts due from the State pursuant to any contract entered into between the State Treasurer and the New Jersey Health Care Facilities Financing Authority pursuant to section 6 of P.L.2000, c.98 (C.26:2I-7.1) in connection with the Hospital Asset Transformation Program.

In order to permit flexibility in the handling of appropriations and ensure timely payments to hospitals, amounts may be transferred from the State, dedicated, and federal Quality Improvement Program-New Jersey (QIP-NJ) program accounts to the General Medical Services program classification in the Division of Medical Assistance and Health Services in the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, and except as otherwise provided and subject to such modifications as may be required by the Centers for Medicare and Medicaid Services in order to achieve any required federal approval and full Federal Financial Participation, $163,500,000 from amounts hereinabove appropriated for Graduate Medical Education (GME) shall be designated the GME Subsidy, and shall be calculated as follows: (a) the subsidy payment shall be split into a Direct Medical Education (DME) portion and an Indirect Medical Education (IME) portion; (b) source data used for the GME calculation shall come from the Medicaid cost report for calendar year (CY) 2018 submitted by each acute care hospital by February 14, 2020 and Medicaid Managed Care encounter payments data for Medicaid and NJ FamilyCare clients as reported by insurers to the State for the following reporting period: services dates between January 1, 2018 and December 31, 2018; payment dates between January 1, 2018 and December 31, 2019; and a run-date of not later than February 15, 2020; (c) in the event that a hospital reported less than 12 months of 2018 Medicaid costs, the number of reported months of data regarding days, costs, or payments shall be annualized. In the event the hospital completed a merger, acquisition, or business combination resulting in two cost reports filed during the calendar year, two cost reports will be combined into one or a supplemental cost report for the calendar year 2018 submitted by the affected acute care hospital by January 31, 2020 shall be used. In the event that a hospital did not report its Medicaid managed care days on the cost report utilized in this calculation, the Department of Health (DOH) shall ascertain Medicaid managed care encounter days for Medicaid and NJ FamilyCare clients as reported by insurers to the State as per source data defined in (b) above; (d) Medicaid managed care DME cost begins with the intern and residency program costs using the 2018 submitted

Medicaid cost report total residency costs, reported on Worksheet B Pt I Column 21 Line 21 plus Worksheet B Pt I Column 22 Line 22 divided by the 2018 resident full time equivalent employees (FTE), reported on Worksheet S-3 Pt 1 Column 9 line 14 to develop an average cost per resident FTE for each hospital; (e) median cost per resident FTE is calculated based on the average cost per resident FTE for each hospital; (f) the median cost per resident FTE is multiplied by the 2018 resident FTEs reported on Worksheet S-3 Pt 1 Column 9 Line 14 to develop total median residency program cost for each hospital; (g) median residency costs are multiplied by the ratio of Medicaid managed care days, reported on Worksheet S-3 Column 7 Line 2, divided by the difference of total days, reported on Worksheet S-3 Column 8 Line 14, less nursery days, reported on Worksheet S-3 Column 8 Line 13 to determine the Medicaid managed care DME cost of each hospital; (h) Medicaid managed care IME cost is defined as the Medicare IME factor multiplied by Medicaid managed care encounter payments as per source data defined in (b) above; (i) the IME factor is calculated using the Medicare IME formula as follows: 1.35 * [(1 + x) ^0.405 - 1], in which "x" is the ratio of submitted IME resident FTEs reported on Worksheet S-3 Pt 1 Column 9 Line 14 divided by the difference of total available beds, reported on Worksheet S-3 Column 2 Line 14, less nursery beds, reported on Worksheet S-3 Column 2 Line 13; (j) total 2018 Medicaid managed care GME costs shall equal total 2018 Medicaid managed care IME costs plus total 2018 Medicaid managed care DME costs; (k) the 2018 total Medicaid managed care DME costs is divided by the total 2018 Medicaid managed care GME costs; (l) the DME allocation portion is calculated by multiplying the total subsidy amount by the ratio in (k) above; (m) each hospital's percentage of total 2018 Medicaid managed care DME costs shall be multiplied by the DME allocation to calculate its DME payment; (n) the 2018 total Medicaid managed care IME costs are divided by the total 2018 Medicaid managed care GME costs; (o) the IME allocation portion is calculated by multiplying the total subsidy amount by the ratio in (n) above; (p) each hospital's percentage of total 2018 Medicaid managed care IME costs shall be multiplied by the IME allocation to calculate its IME payment; (q) the sum of a hospital's DME and IME payments shall equal its subsidy payment. The total GME Subsidy amount and these payments shall not exceed $163,500,000 and shall be paid in 9 monthly payments; (r) in the event that a hospital believes that there are mathematical errors in the calculations, or data not matching the actual source documents used to calculate the subsidy as defined above, hospitals shall be permitted to file calculation appeals within 15 working days of receipt of the subsidy allocation letter. If upon review it is determined by the DOH that the error has occurred and would constitute at least a five percent change in the hospital's allocation amount, a revised industry-wide allocation shall be issued; (s) each hospital receiving a GME allocation shall, on or before May 31, 2021, provide a report to the Commissioner of Health indicating the total number of physicians who completed their training during the preceding calendar year, and the number of those physicians who plan to practice medicine within the State of New Jersey.

Notwithstanding the provisions of any law or regulation to the contrary, and except as otherwise provided and subject to such modifications as may be required by the Centers for Medicare and Medicaid Services in order to achieve any required federal approval and full Federal Financial Participation, $18,000,000 from the amounts hereinabove appropriated from Graduate Medical Education (GME) shall be designated as Supplemental Graduate Medical Education Subsidy (GME-S), and shall be available to hospitals that meet the following eligibility criteria: (a) an eligible hospital has a Relative Medicaid Percentage (RMP) that is among the top fourteen acute care hospitals with a residency program; (b) the RMP is a ratio calculated using the 2018 Audited Acute Care Hospital (ACH) Cost Reports according to the DOH due date of June 30, 2019, as submitted by December 31, 2019 by each acute care hospital and audited by January 3, 2020; (c) the RMP numerator equals a hospital's gross revenue from patient care for Medicaid and Medicaid HMO payers as reported on Forms E5 and E6, Line 1, Column D & Column H; (d) the RMP denominator equals a hospital's gross revenue from patient care as reported on Form E4, Line 1, Column E; (e) for instances where hospitals that have a single Medicaid identification number submit a separate ACH Cost Report for each individually licensed hospital, the ACH Cost Report data for those hospitals shall be consolidated to the single Medicaid identification number; (f) the GME-S Subsidy shall be calculated using the same methodology as the GME Subsidy is calculated in this act, except the total amount of the GME-S Subsidy payments shall not exceed $18,000,000.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Graduate Medical Education (GME) is subject to the following condition: participating hospitals shall provide to residents and fellows participating in the GME program instruction concerning prevention of opioid addiction as well as diagnosis, assessment, and treatment strategies: provided, however, that such instruction may also be provided to other students and providers including, but not limited to, physicians, nurses, pharmacists, and social workers, working within the hospital or in the outpatient setting. To satisfy this condition, participating hospitals may develop an internal training program, enter into a partnership with a school or university, or provide financial support for residents and fellows to participate in independent educational programs or conferences that provide continuing medical education credits that are specifically focused in the subject area of addiction. To document compliance, participating hospitals shall complete a report to the Department of Health no later than May 31, 2021.

In addition to the amount hereinabove appropriated for Health Care Systems Analysis, an amount not to exceed $1,000,000 is appropriated from amounts assessed and collected by the Department of Banking and Insurance pursuant to section 9 of P.L.2007, c.330 (C.17:1D-2), for the purpose of funding costs associated with the development and maintenance of the New Jersey Health Information Network, subject to a plan prepared by the Department of Health and approved by the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Regional Coordinator Hospitals shall be distributed equally among the State's Regional Coordinator Hospitals as designated by

the Commissioner of Health pursuant to Executive Directive No. 20-007 to support their actions in coordinating the State's health care response to COVID-19.

23 Mental Health and Addiction Services

DIRECT STATE SERVICES

15-4291 Patient Care and Health Services $212,079,000
99-4291 Administration and Support Services 41,839,000
Total Direct State Services Appropriation, Mental Health and Addiction Services $253,918,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($234,875,000)
Materials and Supplies ..... (9,329,000)
Services Other Than Personal ..... (5,626,000)
Maintenance and Fixed Charges ..... (2,836,000)
Special Purpose:
15 Interim Assistance ..... (491,000)
Additions, Improvements and Equipment ..... (761,000)

The amount hereinabove appropriated for the Division of Mental Health and Addiction Services for State facility operations and the amount appropriated as State Aid for the costs of county facility operations are first charged to the federal disproportionate share hospital (DSH) reimbursements anticipated as Medicaid uncompensated care. As such, DSH revenues earned by the State related to services provided by county psychiatric hospitals which are supported through this State Aid appropriation, shall be considered as the first source supporting the State Aid appropriation.

Receipts recovered from advances made under the Interim Assistance program in the mental health institutions are appropriated for the same purpose.

The unexpended balances at the end of the preceding fiscal year in the Interim Assistance program accounts in the mental health institutions are appropriated for the same purpose.

Receipts to the General Fund from charges to residents' trust accounts for maintenance costs are appropriated for use as personal needs allowances for residents who have no other source of funds for these purposes; except that the total amount herein for these allowances shall not exceed $450,000 and any increase in the maximum monthly allowance shall be approved by the Director of the Division of Budget and Accounting.

To effectuate the orderly consolidation or closure of a psychiatric hospital, amounts hereinabove appropriated for the State psychiatric hospitals may be transferred to accounts throughout the Department of Health in accordance with the plan adopted pursuant to section 2 of P.L.1996, c.150 (C.30:1-7.4) to consolidate or close a State psychiatric hospital, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated to Greystone Psychiatric Hospital, such additional amounts as may be necessary are appropriated for the J.M., S.C., A.N. and P.T. et al. v. Elnahal, et al. settlement, subject to the approval of the Director of the Division of Budget and Accounting.

4299 Division of Behavioral Health Services

DIRECT STATE SERVICES

99-4299 Administration and Support Services	$4,444,000
Total Direct State Services Appropriation, Division of Behavioral Health Services	$4,444,000

Direct State Services:

Personal Services:	
Salaries and Wages	($3,028,000)
Materials and Supplies	(13,000)
Services Other Than Personal	(228,000)
Maintenance and Fixed Charges	(28,000)
Special Purpose:	
Office of Long-Term Care Resiliency	(1,100,000)
Additions, Improvements and Equipment	(47,000)

Revenues received from fees derived from the licensing of all community mental health programs as specified in N.J.A.C.10:190-1.1 et seq. are appropriated to the Division of Behavioral Health Services to offset the costs of performing the required reviews.

25 Health Administration

DIRECT STATE SERVICES

11-4297 Office of the Chief State Medical Examiner	$2,073,000
99-4210 Administration and Support Services	13,962,000
Total Direct State Services Appropriation, Health Administration	$16,035,000

Direct State Services:

Personal Services:	
Salaries and Wages	($10,805,000)
Materials and Supplies	(47,000)
Services Other Than Personal	(242,000)
Maintenance and Fixed Charges	(4,000)
Special Purpose:	
11 State Medical Examiner Opioid Detection	(900,000)
99 Office of Minority and Multicultural Health	(1,125,000)
99 Integrated Population Health Data Project	(300,000)
99 Substance Use Disorder Health Information Technology Interoperability Project	(2,025,000)
99 Opioid Reduction Options Project	(375,000)
Additions, Improvements and Equipment	(212,000)

Department of Health, Total State Appropriation $838,678,000

Notwithstanding the provisions of P.L.2005, c.237 or any other law or regulation to the contrary, $24,000,000 from the surcharge on each general hospital and each specialty heart hospital is appropriated to fund federally qualified health centers. Any unexpended balance at the end of the preceding fiscal year in the Health Care Subsidy Fund received through the hospital and other health care initiatives account during the preceding fiscal year is appropriated for payments to federally qualified health centers.

Receipts from licenses, permits, fines, penalties, and fees collected by the Department of Health, in excess of those anticipated, are appropriated, subject to a plan prepared by the department and approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 7 of P.L.1992, c.160 (C.26:2H-18.57) or any law or regulation to the contrary, the first $900,000 in per adjusted admission charge assessment revenues, attributable to $10 per adjusted admission charge assessments made by the Department of Health, shall be anticipated as revenue in the General Fund available for health-related purposes. Furthermore, the remaining revenue attributable to this fee shall be available to carry out the provisions of section 7 of P.L.1992, c.160 (C.26:2H-18.57), as determined by the Commissioner of Health, and subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the State Treasurer shall transfer to the Health Care Subsidy Fund, established pursuant to section 8 of P.L.1992, c.160 (C.26:2H-18.58), only those additional revenues generated from third party liability recoveries, excluding NJ FamilyCare, by the State arising from a review by the Director of the Division of Budget and Accounting of hospital payments reimbursed from the Health Care Subsidy Fund with service dates that are after the date of enactment of P.L.1996, c.29.

Any change in program eligibility criteria and increases in the types of services or rates paid for services to or on behalf of clients for all programs under the purview of the Department of Health, not mandated by federal law, first shall be approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, fees, fines, penalties and assessments owed to the Department of Health shall be offset against payments due and owing from other appropriated funds.

In addition to the amount hereinabove appropriated, receipts from the federal Medicaid (Title XIX) program for health services-related programs throughout the Department of Health are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated to the Office of the Chief State Medical Examiner, there are appropriated to the respective State departments and agencies such amounts as may be received or receivable from any instrumentality,

municipality, or public authority for direct and indirect costs of all services furnished thereto, except as to such costs for which funds have been included in appropriations otherwise made to the respective State departments and agencies as the Director of the Division of Budget and Accounting shall determine.

Summary of Department of Health Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $305,509,000
Grants-in-Aid 533,169,000
Appropriations by Fund:
General Fund $838,281,000
Casino Revenue Fund 397,000

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54 DEPARTMENT OF HUMAN SERVICES
20 Physical and Mental Health
23 Mental Health and Addiction Services
7700 Division of Mental Health and Addiction Services
DIRECT STATE SERVICES

09-7700 Addiction Services $14,119,000
99-7700 Administration and Support Services 9,798,000
Total Direct State Services Appropriation, Division of Mental Health and Addiction Services $23,917,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($8,263,000)
Materials and Supplies ..... (55,000)
Services Other Than Personal ..... (1,178,000)
Maintenance and Fixed Charges ..... (112,000)
Special Purpose:
09 Medication Assisted Treatment- Training for Medical Professionals ..... (600,000)
09 County Jail Medication Assisted Treatment Initiative ..... (4,050,000)
09 Interim Managing Entity Expansion ..... (886,000)
09 Information Technology Enhancements - Community Based Substance Use Disorder Providers ..... (319,000)
09 Substance Exposed Infants ..... (4,579,000)
09 Supportive Housing Subsidies ..... (3,291,000)
09 Recovery Housing ..... (394,000)
Additions, Improvements and Equipment ..... (190,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Expanded Addiction Initiatives shall be used to develop, support, and expand programs and services, including providing grants to entities providing such programs and services, that the Commissioner of Health, the Commissioner of Human Services, the Commissioner of Corrections, and the Commissioner of Children and Families determine to be most effective in directly addressing the Statewide public health crisis associated with substance use disorders, including opioid use disorder, subject to the approval of the Director of the Division of Budget and Accounting. Such programs and services may include, but shall not be limited to, efforts to improve access to community-based behavioral health care, develop the State's anti-addiction infrastructure, support enhanced integration of care, provide medication-assisted treatment to inmates prior to release as recommended by a physician, and address relevant social and economic factors; the amount appropriated may be expended or transferred.

There are appropriated from the Alcohol Education, Rehabilitation and Enforcement Fund such amounts as may be necessary to carry out the provisions of P.L.1983, c.531 (C.26:2B-32 et seq.).

There is appropriated from the "Drug Enforcement and Demand Reduction Fund" $350,000 to carry out the provisions of P.L.1995, c.318 (C.26:2B-36 et seq.) to establish an "Alcohol and Drug Abuse Program for the Deaf, Hard of Hearing and Disabled" in the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

08-7700	Community Services	$271,385,000
09-7700	Addiction Services	30,904,000
	Total Grants-in-Aid Appropriation, Division of Mental Health and Addiction Services	$302,289,000

Grants-in-Aid:

08	Community Care	($241,242,000)
08	Univ. Behavioral Healthcare Centers - Newark (Rutgers, the State University)	(4,864,000)
08	Univ. Behavioral Healthcare Centers - Piscataway (Rutgers, the State University)	(9,295,000)
08	Behavioral Health Rate Increase	(14,984,000)
08	Mental Health Safety Net	(500,000)
08	Gun Violence and Suicide Prevention Grant	(500,000)
09	Substance Use Disorder Treatment For DCP&P/Work-First Mothers	(1,401,000)
09	Community Based Substance Use Disorder Treatment and Prevention – State Share	(24,136,000)
09	Medication Assisted Treatment Initiative	(4,060,000)

09 Compulsive Gambling .....(487,000)
09 Mutual Agreement Parolee Rehabilitation
Project for Substance Use Disorders .....(670,000)
09 Morris County Hope One Initiative .....(150,000)

Notwithstanding the provisions of P.L.1998, c.149 or any law or regulation to the contrary, $300,000 is appropriated from the Body Armor Replacement Fund to the Division of Mental Health and Addiction Services for the purposes of the "Law Enforcement Officer Crisis Intervention Services" Hotline and the reporting and operations of the Cop 2 Cop program.

In order to permit flexibility in the handling of appropriations and assure timely payment to service providers, funds may be transferred within the Grants-In-Aid accounts within the Division of Mental Health and Addiction Services, in a cumulative amount not to exceed $4,000,000, subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed $2,490,000 may be transferred from the Community Care account to the Health Care Subsidy Fund Payments account in the Department of Health, to increase the Mental Health Subsidy Fund portion of this account in order to maintain an amount not to exceed the fiscal 2008 per bed allocation for Short-Term Care Facility (STCF) beds, for new STCF beds which opened after January 1, 2008, subject to the approval of the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of mental health and substance use disorder services, amounts may be transferred to and from the various items of appropriation within the General Medical Services program classification in the Division of Medical Assistance and Health Services and the Community Services and Addiction Services program classifications in the Division of Mental Health and Addiction Services, subject to the approval of the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and assure timely payment to service providers during the conversion to a fee-for-service reimbursement structure, funds may be transferred from the Community Care account to the Division of Children's System of Care in the Department of Children and Families to support mental health treatment programs for children, subject to the approval of the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of Drug Court claims, under the Addictions Services program, within the Direct State Services accounts, an amount not to exceed $5,000,000 may be transferred from the Grants-In-Aid Behavioral Health Rate Increase appropriation to the Drug Court Treatment/Aftercare account, within the Division of Mental Health and Addiction Services, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount appropriated for Mental Health Provider Safety Net shall be paid to providers of mental health and substance use treatment programs that were previously sustained

via deficit-funded contracts, are now operating under a fee-for-service reimbursement system, and that have demonstrated a good faith effort to bill Medicaid for all eligible services, subject to the approval of the Director of the Division of Budget and Accounting. Payments shall be pursuant to quarterly applications that itemize the gap between billable revenues in FY2020 and the cumulative quarterly value of the most recent deficit-funded contract.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of medical services, the amounts hereinabove appropriated may be transferred from the Substance Use Disorder Treatment for DCP&P/Work-First Mothers, Community Based Substance Use Disorder Treatment and Prevention - State Share, Medication Assisted Treatment Initiative, and Mutual Agreement Parolee Rehabilitation Project for Substance Use Disorders accounts in the Division of Mental Health and Addiction Services to the various items of appropriation within the General Medical Services program classification in the Division of Medical Assistance and Health Services, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Substance Use Disorder Treatment for DCP&P/Work-First Mothers, Community Based Substance Use Disorder Treatment and Prevention - State Share, Medication Assisted Treatment Initiative, and Mutual Agreement Parolee Rehabilitation Project for Substance Use Disorders are subject to the following condition: all providers of addiction services under these programs shall be required, not later than January 1, 2015, to enroll as NJ FamilyCare providers and to bill the State NJ FamilyCare program for all appropriate services provided to eligible beneficiaries who are covered under the Medicaid State Plan.

The unexpended balance at the end of the preceding fiscal year of appropriations made to the Department of Human Services by section 20 of P.L.1989, c.51 for State-licensed or approved drug use disorder prevention and treatment programs is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $1,000,000 to the Department of Human Services from the "Drug Enforcement and Demand Reduction Fund" for drug use disorder services.

In addition to the amount hereinabove appropriated for Community Based Substance Use Disorder Treatment and Prevention - State Share, there is appropriated $1,500,000 from the "Drug Enforcement and Demand Reduction Fund" for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $500,000 to the Department of Human Services from the "Drug Enforcement and Demand Reduction Fund" for the Sub-Acute Residential Detoxification Program.

Notwithstanding the provisions of any other law or regulation to the contrary, monies in the "Alcohol Treatment Programs Fund" established pursuant to section 2 of P.L.2001, c.48 (C.26:2B-9.2), and the amounts hereinabove appropriated for Community Based Substance Use Disorder Treatment and Prevention - State Share, are hereby appropriated, subject to the approval of the Director of the Division of Budget and Accounting, for the purpose of engaging the Division of Property Management and Construction (DPMC) to retain architects and consultants as deemed necessary by DPMC to review the proposed plans for capital construction projects for facilities providing addiction treatment services submitted by providers of addiction treatment services to the Division of Mental Health and Addiction Services to enable DPMC to determine the best facility layout at the lowest possible cost, to monitor the capital projects during design and construction, to provide assistance to the grantee with respect to the undertaking of the capital projects, and to advise the Assistant Commissioner or designee of the Department of Human Services as may be required.

In addition to the amount hereinabove appropriated for Community Based Substance Use Disorder Treatment and Prevention- State Share, an amount not to exceed $500,000 is appropriated to support a pilot Medication Assisted Treatment program to serve individuals reintegrating into society, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Compulsive Gambling, an amount not to exceed $200,000 is appropriated from the annual assessment against permit holders to the Department of Human Services for prevention, education, and treatment programs for compulsive gambling pursuant to the provisions of section 34 of P.L.2001, c.199 (C.5:5-159), subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Compulsive Gambling, an amount equal to one-half of forfeited winnings collected by the Division of Gaming Enforcement, not to exceed $50,000 annually, shall be deposited into the State General Fund for appropriation to the Department of Human Services to provide funds for compulsive gambling treatment and prevention programs, pursuant to section 2 of P.L.2001, c.39 (C.5:12-71.3), subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated for Community Based Substance Use Disorder Treatment and Prevention - State Share, an amount not to exceed $7,902,000 may be transferred to the Division of Children's System of Care in the Department of Children and Families to support substance use disorder treatment programs as specified in the Memorandum of Agreement between the Department of Human Services and the Department of Children and Families, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, monies in the "Alcohol Treatment Programs Fund" established pursuant to section 2 of P.L.2001, c.48 (C.26:2B-9.2), not to exceed $12,500,000, are appropriated, as determined by

the Assistant Commissioner or designee of the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting, for grants to providers of addiction services for capital construction projects selected and approved by the Assistant Commissioner of the Division of Mental Health and Addiction Services provided that: (1) such grants are made only after the Division of Property Management and Construction (DPMC) has reviewed and approved the proposed capital projects for validity of estimated costs and scope of the project; (2) the capital projects selected by the Assistant Commissioner of the Division of Mental Health and Addiction Services shall be based upon the need to retain existing capacity, complete the construction of previously funded projects which are currently under contract and necessary for the delivery of addiction services, or to relocate existing facilities to new sites; (3) the capital projects may consist of new construction and/or renovation to maintain and increase capacity at existing sites or at new sites; (4) the grant agreement entered into between the Assistant Commissioner of the Division of Mental Health and Addiction Services and the Grantee, or the governmental entity, as the case may be, described below, shall follow all applicable grant procedures which shall include, in addition to all other provisions, requirements for oversight by DPMC; (5) receipt of grant monies pursuant to this appropriation shall not obligate or require the Division of Mental Health and Addiction Services to provide any additional funding to the provider of addiction services to operate their existing facilities or the facility being funded through the construction grant; and (6) instead of the grant being made to the eligible provider for the approved capital project, the grant may be made to a governmental entity to undertake the approved capital project on behalf of the provider of addiction services.

There is appropriated $1,000,000 from the "Drug Enforcement and Demand Reduction Fund" to the Department of Human Services for a grant to Partnership for a Drug-Free New Jersey.

There is appropriated $420,000 from the Alcohol Education, Rehabilitation and Enforcement Fund to fund the Local Alcoholism Authorities-Expansion program.

Notwithstanding the provisions of P.L.1983, c.531 (C.26:2B-32 et seq.) or any law or regulation to the contrary, the unexpended balance at the end of the preceding fiscal year in the Alcohol Education, Rehabilitation and Enforcement Fund is appropriated and shall be distributed to counties for the treatment of alcohol and drug use disorders and for education purposes, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the General Medical Services and the Community Services and Addictions Services program classifications within the Department of Human Services, are subject to the following condition: notwithstanding the provisions of any law or regulation to the contrary and subject to any required federal approval, the Commissioner of Human Services shall implement a new rate methodology as part of the ongoing fee-for-service conversion, which implementation may include, but need not be limited to, modifications to reimbursement levels, as

well as contract and service modifications, with respect to mental health and substance use disorder services.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Community Based Substance Use Disorder Treatment and Prevention-State Share account, an amount not to exceed $3,000,000, subject to the approval of the Director of the Division of Budget and Accounting, shall be allocated to the New Bridge Medical Center for the provision of addiction services.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Community Care, an amount not to exceed $250,000, subject to the approval of the Director of the Division of Budget and Accounting, shall be allocated to Seton Hall University to support the Great Minds Dare to Care Initiative to support a comprehensive and collaborative suicide prevention initiative and promote the reduction of stigma surrounding mental health.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Community Care, an amount not to exceed $250,000, subject to the approval of the Director of the Division of Budget and Accounting, shall be allocated to support the Rabbinical College of America/Chabad of New Jersey Mental Health Initiative to provide mental health training and workshops to promote mental health awareness.

STATE AID

08-7700 Community Services $88,910,000
(From Property Tax Relief Fund..... $88,910,000)
Total State Aid Appropriation, Division of Mental Health and Addiction Services..... $88,910,000
(From Property Tax Relief Fund ..... $88,910,000)

State Aid:

08 Support of Patients in County Psychiatric Hospitals (PTRF).....($88,910,000)

The unexpended balance at the end of the preceding fiscal year in the Support of Patients in County Psychiatric Hospitals account is appropriated for the same purpose.

Notwithstanding the provisions of R.S.30:4-78, or any law or regulation to the contrary, the State share of payments from the Support of Patients in County Psychiatric Hospitals account to the several county psychiatric facilities on behalf of the reasonable cost of maintenance of patients deemed to be county indigents shall be at the rate of 125 percent of the rate established by the Commissioner of Human Services, in consultation with the Commissioner of Health, for the period July 1 to December 31 and at the rate of 45 percent of the rate established by the Commissioner of Human Services, in consultation with the Commissioner of Health, for the period January 1 to June 30 such that the total amount to be paid by the State on behalf of county indigent patients for the calendar year shall not exceed 85 percent of the total reasonable per capita cost; and further provided that the rate at which the State will reimburse the county psychiatric hospitals shall not exceed 100 percent of the per

capita rate at which each county pays to the State for the reasonable cost of maintenance and clothing of each patient residing in a State psychiatric facility, excluding the depreciation, interest, and carry-forward adjustment components of this rate, and including the depreciation, interest, and carry-forward adjustment components of each individual county psychiatric hospital's rate established for the period January 1 to December 31 by the Commissioner of Human Services in consultation with the Commissioner of Health. The initial determination of whether a county hospital rate exceeds the per capita rate that counties pay to the State on behalf of applicable patients residing in a State psychiatric facility will be based on a comparison of estimated cost used to set reimbursement rates for the upcoming calendar year. A second comparison of the actual per diem costs of the county psychiatric hospital and State psychiatric hospitals will be completed after actual cost reports for the period are available including an inflationary adjustment for the six-month difference in fiscal reporting periods between State and county hospitals. The county hospital carry-forward adjustment to be included in rates paid by the State will exclude costs found to exceed 100 percent of the actual cost rate of the State psychiatric facilities.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Support of Patients in County Psychiatric Hospitals is conditioned upon the following provision: payments to county psychiatric hospitals will only be made after receipt of their claims by the Division of Mental Health and Addiction Services. County psychiatric hospitals shall submit such claims no less frequently than quarterly and within 15 days of the close of each quarter.

With the exception of all past, present, and future revenues representing federal financial participation received by the State from the United States that is based on payments to hospitals that serve a disproportionate share of low-income patients, which shall be retained by the State, the sharing of revenues received to defray the State Aid appropriation for the costs of maintaining patients in State and county psychiatric hospitals shall be based on the same percent as costs are shared between the State and counties.

The amount hereinabove appropriated for State Aid reimbursement payments for maintenance of patients in county psychiatric facilities shall be limited to inpatient services only, except that such reimbursement shall be paid to a county for outpatient and partial hospitalization services as defined by the Department of Human Services, if outpatient and/or partial hospitalization services had been previously provided at the county psychiatric facility prior to January 1, 1998. These outpatient and partial hospitalization payments shall not exceed the amount of State Aid funds paid to reimburse outpatient and partial hospitalization services provided during calendar year 1997. In addition, any revision or expansion to the number of inpatient beds or inpatient services provided at such hospitals which will have a material impact on the amount of State Aid payments made for such services, must first be approved by the Department of Human Services before such change is implemented.

The amount hereinabove appropriated for the Division of Mental Health and Addiction Services for State facility operations and the amount appropriated as State Aid for

the costs of county facility operations are first charged to the federal Disproportionate Share Hospital (DSH) reimbursements anticipated as Medicaid uncompensated care. Accordingly, DSH revenues earned by the State related to services provided by county psychiatric hospitals which are supported through this State Aid appropriation shall be considered as the first source supporting the State Aid appropriation.

In addition to the amounts hereinabove appropriated for the Support of Patients in County Psychiatric Hospitals, in the event that the Assistant Commissioner of the Division of Mental Health and Addiction Services determines that, in order to provide the least restrictive setting appropriate, a patient should be admitted to a county psychiatric hospital in a county other than the one in which the patient is domiciled rather than to a State psychiatric hospital, there are hereby appropriated such additional amounts as may be required, as determined by the Assistant Commissioner to reimburse a county for the extra costs, if any, which were incurred in connection with the care of such patient in a county psychiatric hospital which exceeded the cost of care which would have been incurred had the patient been placed in a State psychiatric hospital, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Support of Patients in County Psychiatric Hospitals is conditioned upon the following provisions: County psychiatric hospitals shall: (1) enroll and continue to maintain enrollment as providers in the State's NJ FamilyCare program; (2) complete or pursue in good faith the completion of eligibility applications for patients who could be NJ FamilyCare eligible; (3) bill the NJ FamilyCare program for all applicable services; and (4) neither admit nor discharge patients based upon NJ FamilyCare eligibility.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Support of Patients in County Psychiatric Hospitals is conditioned upon the county psychiatric hospitals providing and certifying all information that is required by the State, in the form specified by the Division of Mental Health and Addiction Services, to prepare a complete, accurate, and timely claim to federal authorities for Medicaid Disproportionate Share Hospital claim revenues.

Notwithstanding the provisions of R.S.30:4-78, or any other law or regulation to the contrary, the amount hereinabove appropriated for Support of Patients in County Psychiatric Hospitals is conditioned upon the following provisions: for rates effective January 1, 2013, and any prior year rate adjustments that may be required beginning January 1, 2013, the approval of the State House Commission shall not be required for the setting of such rates and the Commissioner of Human Services, in consultation with the Commissioner of Health, shall set: (1) the per capita cost rates to be paid by the State to the several counties on behalf of the reasonable cost of maintenance of State and county patients in any county psychiatric facility, including outpatient psychiatric services, (2) the per capita rates which each county shall pay to the Treasurer for the reasonable cost of maintenance and clothing of each patient residing in a State psychiatric facility having a legal settlement in such county

("County Patients"), and (3) the rates to be paid for the reasonable cost of maintenance and clothing of the convict and criminal mentally ill in any State psychiatric facility and the cost of maintenance of County Patients residing in State developmental centers or receiving other residential functional services for the developmentally disabled. Such rates will be fixed no later than October 1 of each calendar year. Notice of such rates shall be provided by the Commissioner of Human Services to the clerk of the respective boards of chosen freeholders.

In the event that the Division of Mental Health and Addiction Services is notified that a county psychiatric hospital will cease operations for the current fiscal year, or any portion thereof, in order to assure continuity of care for patients who otherwise would have been served by the county hospital, as well as to preserve patient and public safety, the Division shall have the authority to transfer funds from the Support of Patients in County Psychiatric Hospitals account to Direct State Services and Grants-In-Aid accounts in the Division of Mental Health and Addiction Services, for the fiscal year, subject to a plan approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of R.S.30:4-78, or any law or regulation to the contrary, with respect to the amount hereinabove appropriated for Support of Patients in County Psychiatric Hospitals, commencing January 1, 2010, the State shall pay to each county an amount equal to 35 percent of the total per capita costs for the reasonable cost of maintenance and clothing of county patients in State psychiatric facilities.

24 Special Health Services

7540 Division of Medical Assistance and Health Services

DIRECT STATE SERVICES

21-7540 Health Services Administration and Management $36,992,000

Total Direct State Services Appropriation, Division of Medical Assistance and Health Services $36,992,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($9,494,000)

Materials and Supplies ..... (82,000)

Services Other Than Personal ..... (5,577,000)

Maintenance and Fixed Charges ..... (47,000)

Special Purpose:

21 Episodes of Care - P.L.2019, c.86 ..... (2,000,000)

21 Payments to Fiscal Agents ..... (19,426,000)

21 Professional Standards Review Organization – Utilization Review ..... (232,000)

21 Drug Utilization Review Board – Administrative Costs ..... (7,000)

Additions, Improvements and Equipment ..... (127,000)

The amounts hereinabove appropriated for Personal Services are conditioned upon the Department of Human Services working collaboratively with the various county corrections agencies to promote the proper enrollment in the NJ FamilyCare program of all eligible inmates requiring medical services. The department shall provide guidance to the county corrections agencies on this subject and, upon request, shall provide such additional assistance as may be necessary to support the counties in ensuring that all eligible Medicaid reimbursements are properly claimed consistent with federal law.

Such funds as are necessary from the Health Care Subsidy Fund are appropriated to the Division of Medical Assistance and Health Services for payment to disproportionate share hospitals for uncompensated care costs as defined in P.L.1991, c.187 (C.26:2H-18.24 et seq.), and for subsidized children's health insurance in the NJ FamilyCare Program established in P.L.2005, c.156 (C.30:4J-8 et al.) to maximize federal Title XXI funding, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, all past, present, and future revenues representing federal financial participation received by the State from the United States and that are based on payments made by the State to hospitals that serve a disproportionate share of low-income patients shall be deposited into the General Fund and may be expended only upon appropriation by law.

Additional federal Title XIX revenue generated from the claiming of uncompensated care payments made to disproportionate share hospitals shall be deposited into the General Fund as anticipated revenue.

Notwithstanding the provisions of any law or regulation to the contrary, all revenues received from health maintenance organizations shall be deposited into the General Fund.

From the amounts hereinabove appropriated for Services Other Than Personal, there are appropriated such sums as are necessary for the department to contract for a comprehensive evaluation of the existing Medicaid-managed care contract and relevant Medicaid program regulations, which shall recommend opportunities to improve MCO performance and compliance.

Of the amounts hereinabove appropriated for Services Other Than Personal, an amount not to exceed $1,125,000, subject to the approval of the Director of the Division of Budget and Accounting, is allocated for support of New Jersey's Regional Health Hubs to effectuate P.L.2019, c.517 (C.30:4D-8.16 et seq.). The Commissioner of Human Services shall continue the Regional Health Hub Project through June 30, 2021, except that requirements for ongoing certification and reporting shall be waived, and the commissioner is authorized to designate organizations, and their designated areas, to the project to receive funding through this line item, who were reviewed in the 2018 report titled Update on ACO Operations and Care Management Strategies in the New Jersey Medicaid ACO Demonstration Project from the Rutgers Center for State Health Policy as required by P.L.2011, c.114 (C.30:4D-8.1 et seq.). Payments to an individual Regional Health Hub (Hub) from this line item shall not exceed $562,500 in State and matching federal funds per Hub and shall be made

available to reimburse each approved Hub for administrative expenses. The commissioner shall have the discretion to support Regional Health Hub innovation projects that advance Medicaid priorities using other available dollars as appropriate. The commissioner may grant a request from any Hub to expand its designated area.

The unexpended balances at the end of the preceding fiscal year, in the Payments to Fiscal Agents account are appropriated for the same purpose.

GRANTS-IN-AID

22-7540 General Medical Services $3,308,678,000
(From General Fund ..... $3,305,678,000)
(From Property Tax Relief Fund ..... 3,000,000)
Total Grants-in-Aid Appropriation, Division of Medical Assistance and Health Services $3,308,678,000
(From General Fund ..... 3,305,678,000)
(From Property Tax Relief Fund ..... 3,000,000)

Grants-in-Aid:

22 ACA Health Insurance Providers Fee ..... ($37,393,000)
22 Medical Coverage – Aged, Blind and Disabled ... (891,730,000)
22 Medical Coverage – Community-Based Long Term Care Recipients ..... (767,698,000)
22 Medical Coverage – Nursing Home Residents .... (305,236,000)
22 Medical Coverage – Title XIX Parents and Children ..... (360,645,000)
22 Medical Coverage – ACA Expansion Population (369,583,000)
22 Medicare Parts A and B ..... (164,567,000)
22 Medicare Part D ..... (375,699,000)
22 Eligibility and Enrollment Services ..... (15,567,000)
22 Eligibility and Enrollment Services (PTRF) ..... (3,000,000)
22 Provider Settlements and Adjustments ..... (17,560,000)

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of medical services, amounts may be transferred to and from accounts within the General Medical Services program classification in the Division of Medical Assistance and Health Services. All such transfers are subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated in the General Medical Services program classification are subject to the following conditions: in order to promote accuracy, efficiency and accountability in the third party liability (TPL) program, the Division of Medical Assistance and Health Services shall require that any third party as defined in subsection m. of section 3 of P.L.1968, c.413 (C.30:4D-3), or in 42 U.S.C.

s.1396a(a)(25)(A), including, but not limited to, a pharmacy benefit manager and any entity writing health, casualty, workers' compensation, or malpractice insurance policies in the State or covering residents of this State, enter into an agreement with the Division or the State's authorized third party liability services contractor, or both, as determined by the Commissioner of Human Services, to permit and assist the matching no less frequently than on a monthly basis of the Medicaid/NJ FamilyCare, Charity Care, and Work First New Jersey General Public Assistance eligibility files and adjudicated claims files against that third party's full and complete eligibility file, including indication of coverage derived from the "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, and adjudicated claims file for the purpose of coordination of benefits and recovery when appropriate, utilizing, if necessary, social security numbers as common identifiers and other personal identifying information consistent with federal and State law. Provided further that the Division also shall require that third party must respond within a reasonable period not to exceed 60 calendar days to an inquiry by the State regarding a claim for payment for any health care item or service that is submitted less than three years after the date of the provision of such health care item or service; failure to pay or deny a claim within a reasonable period after receipt of the claim shall create an uncontestable obligation to pay the claim and payments made by a third party to the State shall be considered final two years after payment is made; provided further that a third party shall agree not to deny a claim submitted by the State solely on the basis of the date of submission of the claim, the type or format of the claim form, a failure to obtain prior authorization, or a failure to present proper documentation at the point-of-sale that is the basis of the claim, if both of the following apply: the claim is submitted by the State within the three-year period beginning on the date on which the item or service was furnished; and any action by the State to enforce its rights with respect to the claim is commenced within six years of the State's submission of the claim.

The amounts hereinabove appropriated within the General Medical Services program classification are subject to the following provisions: the Commissioner of Human Services shall apply the emergency room triage reimbursement fee of $140, established pursuant to P.L.2018, c.51 (C.30:4D-7p et seq.), for any applicable claim submitted for a patient enrolled in the State Medicaid program.

Notwithstanding the provisions of paragraph (13) of subsection i. of section 3 of P.L.1968, c.413 (C.30:4D-3) or any other law or regulation to the contrary, and subject to federal approval, a pregnant woman whose family income does not exceed the highest income eligibility level for pregnant women established under the State plan under Title XIX of the federal Social Security Act shall continue to be eligible for coverage until the end of 180-day period beginning on the last day of her pregnancy.

Notwithstanding the provisions of subparagraph (8) of subsection i. of section 3 of P.L.1968, c.413 (C.30:4D-3) and subparagraphs (3), (4), and (5) of subsection g. of section 6 of P.L.1968, c.413 (C.30:4D-6), or any other law or regulation to the con-

trary, the amounts hereinabove appropriated in the General Medical Services program classification are subject to the following conditions: in order to encourage home and community services as an alternative to nursing home placement, consistent with the federally approved Section 1115 Medicaid demonstration waiver and any approved amendments thereto, the Commissioner of Human Services is authorized to adjust financial eligibility and other requirements and services for medically needy eligibility groups and the Managed Long Term Services and Supports population, subject to the approval of the Director of the Division of Budget and Accounting and subject to any other required federal approval.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated in the General Medical Services program classification are subject to the following condition: effective January 1, 2015, the Commissioner of Human Services is authorized to provide any or all types and levels of services that are provided through the Medicaid State Plan's Alternative Benefit Plan to any or all of the types of qualified applicants described in subparagraphs (1), (2), (4), (6), (7), (9), (10), (11), (12), (13), (16(a)), (17), (18), and (19) of subsection i. of section 3 of P.L.1968, c.413 (C.30:4D-3), subject to the approval of the Director of the Division of Budget and Accounting and subject to any required federal approval.

Of the amount hereinabove appropriated within the General Medical Services program classification, the Division of Medical Assistance and Health Services, subject to federal approval, shall implement policies that would limit the ability of persons who have the financial ability to provide for their own long-term care needs to manipulate current NJ FamilyCare rules to avoid payment for that care. The Division shall require, in the case of a married individual requiring long-term care services, that the portion of the couple's resources that is not protected for the needs of the community spouse be used solely for the purchase of long-term care services.

Notwithstanding the provisions of any law or regulation to the contrary, all object accounts appropriated in the General Medical Services program classification shall be conditioned upon the following provision: when any action by a county welfare agency, whether alone or in combination with the Division of Medical Assistance and Health Services, results in a recovery of improperly granted medical assistance, the Division of Medical Assistance and Health Services may reimburse the county welfare agency in the amount of 25 percent of the gross recovery.

In addition to the amounts hereinabove appropriated for payments to providers on behalf of medical assistance recipients, such additional amounts as may be required are appropriated from the General Fund to cover costs consequent to the establishment of presumptive eligibility for children, pregnant women, single adults or couples without dependent children, and parents and caretaker relatives in the NJ FamilyCare program, as established pursuant to P.L.2005, c.156 (C.30:4J-8 et al.).

Notwithstanding the provisions of any law or regulation to the contrary, all object accounts appropriated in the General Medical Services program classification shall be conditioned upon the following provision: the Commissioner of Human Services shall have the authority to convert individuals enrolled in a State-funded program

who are also eligible for a federally matchable program, to the federally matchable program without the need for regulations.

Notwithstanding the provisions of any law or regulation to the contrary, a sufficient portion of receipts generated or savings realized in Medical Assistance Grants-In-Aid accounts from initiatives may be transferred to the Health Services Administration and Management accounts to fund costs incurred in realizing these additional receipts or savings, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, and subject to federal approval, of the amounts appropriated in the General Medical Services program classification, the Commissioner of Human Services is authorized to develop and introduce optional service plan innovations to enhance client choice for users of NJ FamilyCare optional services, while containing expenditures.

The appropriations within the General Medical Services program classification are subject to the following conditions: the Division of Medical Assistance and Health Services, in coordination with the county welfare agencies, shall continue a program to outstation eligibility workers in disproportionate share hospitals and federally qualified health centers, provided, however, that if an alternate eligibility function at an outstanding location complies with the outstation process at 42 U.S.C. s.1396a(a)(55), the county welfare agency worker may be removed from the outstation location.

For the purposes of account balance maintenance, all object accounts appropriated in the General Medical Services program classification shall be considered as one object. This will allow timely payment of claims to providers of medical services but ensure that no overspending will occur in the program classification.

The amounts hereinabove appropriated for the General Medical Services program classification are conditioned upon the Commissioner of Human Services making changes to such programs to make them consistent with the federal "Deficit Reduction Act of 2005," Pub.L.109-171.

All funds recovered pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.) and P.L.1975, c.194 (C.30:4D-20 et seq.) during the current fiscal year are appropriated for payments to providers in the same program classification from which the recovery originated.

The amount hereinabove appropriated for the Division of Medical Assistance and Health Services first shall be charged to the federal disproportionate share hospital reimbursements anticipated as Medicaid uncompensated care.

Notwithstanding the provisions of P.L.1962, c.222 (C.44:7-76 et seq.) or any law or regulation to the contrary, no funds are appropriated to the Medical Assistance for the Aged program, which has been eliminated.

The amounts hereinabove appropriated for the General Medical Services program classification are available for the payment of obligations applicable to prior fiscal years.

Notwithstanding the provisions of any law or regulation to the contrary, and subject to the notice provisions of 42 C.F.R. s.447.205, of the amount hereinabove appropriated for the General Medical Services program classification, personal care assistant

services shall be limited to no more than 25 hours per week, per recipient.

Notwithstanding the provisions of any law or regulation to the contrary, and subject to the notice provisions of 42 C.F.R. s.447.205, of the amount hereinabove appropriated for the General Medical Services program classification, personal care assistant services shall be authorized prior to the beginning of services by the Director of the Division of Disability Services. The hourly rate for personal care services shall be $20.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following conditions: as of January 1, 2014 or on such date established by the federal government for the Health Insurance Marketplace pursuant to the "Patient Protection and Affordable Care Act," the following groups of current enrollees shall be transitioned to the federal Health Insurance Exchange for continued health care coverage: a) adults or couples without dependent children who were enrolled in the New Jersey Health ACCESS program on October 31, 2001; b) all parents or caretakers who: (i) have gross family income that does not exceed 200 percent of the poverty level; (ii) have no health insurance, as determined by the Commissioner of Human Services; (iii) are ineligible for NJ FamilyCare, or (iv) are adult aliens lawfully admitted for permanent residence, but who have lived in the United States for less than five full years after such lawful admittance, and are enrolled in NJ FamilyCare; and c) Essential Persons (Spouses) whose coverage is funded solely by the State.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: only the following individuals shall be excluded from mandatory enrollment in the Medicaid/NJ FamilyCare managed care program: (1) individuals who are institutionalized in an inpatient psychiatric institution, an inpatient psychiatric program for children under the age of 21, or a residential facility including facilities characterized by the federal government as ICFs/MR, except that individuals who are eligible through the Division of Child Protection and Permanency (DCP&P) and are placed in a DCP&P non-Joint Commission on Accreditation of Healthcare Organizations accredited children's residential care facility and individuals in a mental health or substance abuse residential treatment facility shall not be excluded from enrollment pursuant to this paragraph; (2) individuals in out-of-State placements; (3) special low-income Medicare beneficiaries; (4) individuals in the Program of All-Inclusive Care for the Elderly program; and (5) Medically Needy segment of the NJ FamilyCare.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: Non-contracted hospitals providing emergency services to NJ FamilyCare members enrolled in the managed care program shall accept as payment in full 90 percent of the amounts that the non-contracted hospital would receive from NJ FamilyCare for the emergency services and/or any

related hospitalization if the beneficiary were enrolled in NJ FamilyCare fee-for-service.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: Effective July 1, 2011, the following services, which were previously covered by NJ FamilyCare fee-for-service, shall be covered and provided instead through a managed care delivery system for all clients served by and/or enrolled in that system: 1) home health agency services; 2) medical day care, including both adult day health services and pediatric medical day care; 3) prescription drugs; and 4) rehabilitation services, including occupational, physical, and speech therapies. The above condition shall be effective for personal care assistant services.

Of the revenues received as a result of sanctions to health maintenance organizations participating in NJ FamilyCare managed care, an amount not to exceed $500,000 is appropriated to the General Medical Services program classification or NJ KidCare - Administration account to improve access to medical services and quality care through such activities as outreach, education, and awareness, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: the Director of the Division of Medical Assistance and Health Services may restrict the number of provider agreements with managed care entities, if such restriction does not substantially impair access to services.

In addition to the amounts hereinabove appropriated for the General Medical Services program classification, there are appropriated such amounts as may be necessary for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, effective at the beginning of the current fiscal year and subject to federal approval, of the amounts hereinabove appropriated for the General Medical Services program classification, inpatient medical services provided through the Division of Medical Assistance and Health Services shall be conditioned upon the following provision: No funds shall be expended for hospital services during which a preventable hospital error occurred or for hospital services provided for the necessary inpatient treatment arising from a preventable hospital error, as shall be defined by the Commissioner of Human Services.

Of the amount hereinabove appropriated for the General Medical Services program classification, the Division of Medical Assistance and Health Services is authorized to competitively bid and contract for performance of federally mandated inpatient hospital utilization reviews, and the funds necessary for the contracted utilization review of these hospital services are made available from the General Medical Services program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Such amounts as may be necessary are appropriated from enhanced audit recoveries obtained by the Division of Medical Assistance and Health Services to fund the costs of enhanced audit recovery efforts of the division within the General Medical Services program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, all financial recoveries obtained through the efforts of any entity authorized to undertake the prevention and detection of NJ FamilyCare fraud, waste, and abuse are appropriated to General Medical Services program classification in the Division of Medical Assistance and Health Services.

Notwithstanding the provisions of any law or regulation to the contrary and subject to notice provisions of 42 C.F.R. s.447.205 where applicable, the amount hereinabove appropriated for fee-for-service prescription drugs in the General Medical Services program classification is subject to the following conditions: the maximum allowable cost for legend and non-legend drugs shall be calculated based on Actual Acquisition Cost (AAC) defined as the lowest of: (i) the National Average Drug Acquisition Cost (NADAC) Retail Price Survey, in accordance with section 1927(f) of the Social Security Act; (ii) Wholesale Acquisition Cost (WAC) less a volume discount of two percent in the absence of a NADAC price; (iii) the federal upper limit; (iv) the State upper limit (SUL); (v) cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source and multi-source drugs in the absence of any alternative pricing benchmarks. For legend and non-legend drugs purchased through the 340B program, the maximum allowable cost shall be based on the 340B ceiling price. In the absence of a 340B ceiling price, the alternative benchmark used shall be the WAC minus a volume discount of 25 percent. The 340B ceiling price or the alternative benchmark shall only apply when its price is the lowest compared to the pricing formulas described by (i) through (v) above. Reimbursement for covered outpatient drugs shall be calculated based on: (i) the lower of the AAC plus a professional fee of $10.92; or a provider's usual and customary charge; or (ii) the lower of cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source and multi-source drugs, where an alternative pricing benchmark is not available, plus a professional fee of $10.92; or a provider's usual and customary charge. To effectuate the calculation of SUL rates and/or the calculation of single-source and brand-name multi-source legend and non-legend drug costs where an alternative pricing benchmark is not available, the Department of Human Services shall mandate ongoing submission of current drug acquisition data by providers of pharmaceutical services and no funds hereinabove appropriated shall be paid to any entity that fails to submit required data. Reimbursement for covered outpatient drugs dispensed to beneficiaries residing in long-term-care facilities shall be calculated based on: (i) the lower of the AAC plus a professional fee of $10.92; or a provider's usual and customary charge; or (ii) the lower of cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-

source and multi-source drugs, where an alternative pricing benchmark is not available, plus a professional fee of $10.92; or a provider's usual and customary charge. To effectuate the calculation of SUL rates and/or the calculation of single-source and brand-name multi-source legend and non-legend drug costs where an alternative pricing benchmark is not available, the Department of Human Services shall mandate ongoing submission of current drug acquisition data by providers of pharmaceutical services and no funds hereinabove appropriated shall be paid to any entity that fails to submit required data.

Notwithstanding the provisions of any law or regulation to the contrary, the appropriations for the General Medical Services program classification shall be conditioned upon the following provision: each prescription order for protein nutritional supplements and specialized infant formulas dispensed shall be filled with the generic equivalent unless the prescription order states "Brand Medically Necessary" in the prescriber's own handwriting.

Notwithstanding the provisions of any law or regulation to the contrary, no funds hereinabove appropriated for the General Medical Services program classification are available to any pharmacy that does not agree to allow NJ FamilyCare to bill on its behalf any third party, as defined in subsection m. of section 3 of P.L.1968, c.413 (C.30:4D-3), by participating in a billing agreement executed between the State and the pharmacy.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated to the General Medical Services program classification, no payment shall be expended for drugs used for the treatment of erectile dysfunction, select cough/cold medications as defined by the Commissioner of Human Services, or cosmetic drugs, including, but not limited to: drugs used for baldness, weight loss, and purely cosmetic skin conditions.

Notwithstanding the provisions of any law or regulation to the contrary, and subject to the notice provisions of 42 C.F.R. s.447.205, approved nutritional supplements which are hereinabove appropriated in the General Medical Services program classification shall be consistent with reimbursement for legend and non-legend drugs.

Notwithstanding the provisions of any law or regulation to the contrary, the hereinabove appropriation for the General Medical Services program classification shall be conditioned upon the following provision: no funds shall be appropriated for the refilling of a prescription drug until such time as the original prescription is 85 percent finished.

Of the amount hereinabove appropriated for the General Medical Services program classification, the Commissioners of Human Services and Health shall establish a system to utilize unopened and unexpired prescription drugs previously dispensed but not administered to individuals residing in nursing facilities.

Rebates from pharmaceutical manufacturing companies during the current fiscal year for prescription expenditures made to providers on behalf of NJ FamilyCare clients are appropriated for the General Medical Services program classification.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the General Medical Services program classification

shall be conditioned upon the following provision: certifications shall not be granted for new or relocating offsite hospital-based entities in accordance with N.J.A.C.10:52-1.3 with the exception of providers whose services are deemed necessary to meet special needs by the Division of Medical Assistance and Health Services.

Of the amount hereinabove appropriated for the General Medical Services program classification, an amount not to exceed $1,900,000 is allocated for limited prenatal medical care for New Jersey pregnant women who, except for financial requirements, are not eligible for any other State or federal health insurance program.

Notwithstanding the provisions of any law or regulation to the contrary, the appropriations for the General Medical Services program classification shall be conditioned upon the following provision: reimbursement for the cost of physician administered drugs shall not exceed the lower of the Wholesale Acquisition Cost for the drugs administered in a practitioner's office less a volume discount of one percent or the practitioner's usual and customary charge.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts expended from the General Medical Services program classification shall be conditioned upon the following: reimbursement for adult incontinence briefs and oxygen concentrators shall be set at 70 percent of reasonable and customary charges.

Notwithstanding the provisions of subsection (a) of N.J.A.C.10:60-5.7 and subsection (b) of N.J.A.C.10:60-11.2 to the contrary, the amount hereinabove appropriated for the General Medical Services program classification is conditioned upon the following: the minimum hourly fee-for-service and managed care reimbursement rates for Early and Periodic Screening, Diagnosis and Treatment/Private Duty Nursing services shall be $60 per hour for registered nurses and $48 for licensed practical nurses.

Of the amount hereinabove appropriated for the General Medical Services program classification, an amount not to exceed $1,900,000 is allocated for limited prenatal medical care provided by clinics, or in the case of radiology and clinical laboratory services ordered by a clinic, for New Jersey pregnant women who, except for financial requirements, are not eligible for any other State or federal health insurance program.

Notwithstanding the provisions of any law or regulation to the contrary, effective July 1, 2009, no payments for partial care services in mental health clinics, as hereinabove appropriated in the General Medical Services program classification shall be provided unless the services are prior authorized by professional staff designated by the Department of Human Services.

The amount hereinabove appropriated for the General Medical Services program classification may be used to pay financial rewards to individuals or entities who report instances of health care-related fraud and/or abuse involving the programs administered by the Division of Medical Assistance and Health Services (DMAHS), the Pharmaceutical Assistance to the Aged and Disabled (PAAD) or Work First New Jersey General Public Assistance programs. Rewards may be paid only when the

reports result in a recovery by DMAHS, and only if other conditions established by DMAHS are met, and shall be limited to 10 percent of the recovery or $15,000, whichever is less. Notwithstanding the provisions of any law or regulation to the contrary, but subject to any necessary federal approval and/or change in federal law, receipt of such rewards shall not affect an applicant's individual financial eligibility for the programs administered by DMAHS, or for PAAD or Work First New Jersey General Public Assistance programs.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: the Commissioner of Human Services is authorized to implement a pilot program, effective on or after January 1, 2015, to remove the NJ FamilyCare eligibility determination and redetermination process from one or more county welfare agencies, as determined by the Commissioner of Human Services, subject to any required federal approval.

Of the amount hereinabove appropriated in the General Medical Services program classification, there shall be transferred to various accounts, including Direct State Services and State Aid accounts, such amounts, not to exceed $6,500,000, as are necessary to pay for the administrative costs of the program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, State funding for the New Jersey Health ACCESS program shall cease, and all enrollment shall be terminated as of July 1, 2001, or at such later date as shall be established by the Commissioner of Human Services.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the General Medical Services program classification are subject to the following conditions: (a) as of July 1, 2011, all parents or caretakers whose applications to enroll in the NJ FamilyCare program were received on or after March 1, 2010: (i) whose family gross income does not exceed 200 percent of the federal poverty level; (ii) who have no health insurance, as determined by the Commissioner of Human Services; and (iii) who are ineligible for Medicaid shall not be eligible for enrollment in the NJ FamilyCare program and there shall be no future enrollments of such persons in the NJ FamilyCare program; and (b) as of July 1, 2011, any adult alien lawfully admitted for permanent residence, but who has lived in the United States for less than five full years after such lawful admittance and whose enrollment in the NJ FamilyCare program was terminated on or before July 1, 2010 shall not be eligible to be enrolled in the NJ FamilyCare program; provided, however, that this termination of enrollment and benefits shall not apply to such persons who are either (i) pregnant or (ii) under the age of 19.

Notwithstanding the provisions of subsection d. of section 5 of P.L.2005, c.156 (C.30:4J-12) or any law or regulation to the contrary, the amounts hereinabove appropriated for NJ FamilyCare are subject to the following condition: the Department of Human Services may determine eligibility for the NJ FamilyCare program by verifying income through any means authorized by the "Children's Health Insurance Program Reauthorization Act of 2009," Pub.L.111-3, including through electronic

matching of data files provided that any consents, if required, under State or federal law for such matching are obtained.

Premiums received from families enrolled in the NJ FamilyCare program established pursuant to P.L.2005, c.156 (C.30:4J-8 et al.) are appropriated for NJ FamilyCare payments.

Such amounts as may be necessary are hereinabove appropriated from enhanced audit recoveries obtained by the Department of Human Services to fund the costs of enhanced audit recovery efforts of the department within the General Medical Services program classification, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the General Medical Services program classification are available for the payment of obligations applicable to prior fiscal years.

Notwithstanding the provisions of any law or regulation to the contrary, payments from appropriations hereinabove in the General Medical Services program classification for special hospital prospective per diem reimbursements for Medicaid fee-for-service recipients are subject to the following condition: subject to the approval of any required State plan amendment by the federal Centers for Medicare and Medicaid Services, special hospitals licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.) with more than 60 but less than 102 special beds shall be reimbursed at a prospective per diem rate for Medicaid fee-for-service recipients established by the Division of Medical Assistance and Health Services. The base year prospective per diem rate shall be equal to the per diem rate in effect and paid on June 30, 2015 and may be updated by the economic factor specified in N.J.A.C. 10:52-5.13, subject to the approval of the Director of the Division of Budget and Accounting. Provided however, in the event that the number of licensed beds decreases by 20 percent or more, the prospective per diem rate may be renegotiated. Any Medicaid cost reports not final settled for Medicaid fee-for-service reimbursement prior to July 1, 2016 shall be prospectively settled based on the per diem rate in effect and paid on June 30, 2015, adjusted to deflate to the applicable cost report year.

Of the amounts hereinabove appropriated for General Medical Services, effective January 1, 2018 such sums as are necessary shall be made available to reimburse medical professionals for advance care planning visits consistent with current Medicare reimbursement policy.

Notwithstanding the provisions of any law or regulation to the contrary, in order to ensure compliance with 42 C.F.R. 433.138(d)(4)(i) and (ii) and 42 C.F.R. 433.138(g)(2) and (3), the New Jersey Motor Vehicle Commission and the New Jersey Division of Workers' Compensation shall make their records available to the Division of Medical Assistance and Health Services or the State's authorized third party liability services contractor for the purpose of matching no less frequently than on a monthly basis with the Division of Medical Assistance and Health Services' records in order to identify current or former Medicaid/NJ FamilyCare beneficiaries who have recovered or may recover payments from any third party as defined in subsection m. of section 3 of P.L.1968, c.413 (C.30:4D-3) or in 42 U.S.C.s.1396a(a)(25)(A), for

the purpose of coordination of benefits and recovery when appropriate, utilizing, if necessary, personal identifying information as common identifiers consistent with federal law.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the General Medical Services program classification is subject to the following condition: amounts received by the State from a Class II facility with greater than 500 licensed beds pursuant to an intergovernmental transfer agreement are appropriated to serve as the non-federal share of supplemental Medicaid reimbursements, subject to federal approval, and subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Medical Coverage - Aged, Blind and Disabled account is appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the General Medical Services program classification are subject to the following condition: assisted living facilities, comprehensive personal care homes, and assisted living programs, shall receive a per diem rate of no less than $77, $67, and $57, respectively, as reimbursement for each NJ FamilyCare beneficiary under their care.

Subject to federal approval, the appropriations for those programs within the General Medical Services program classification are conditioned upon the Department of Human Services implementing policies that would limit the ability of individuals who have the financial ability to provide for their own long-term care needs to manipulate current NJ FamilyCare rules to avoid payment for that care. The Division of Medical Assistance and Health Services shall require, in the case of a married individual requiring long-term care services, that the portion of the couple's resources which are not protected for the needs of the community spouse be used solely for the purchase of long-term care services.

Notwithstanding the provisions of any law or regulation to the contrary, no payment for NJ FamilyCare adult or pediatric medical day care services, as hereinabove appropriated in the General Medical Services program classification, shall be provided unless the services are prior authorized by professional staff designated by the Department of Human Services.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated within the General Medical Services program classification for medical day care services shall be conditioned upon the following provision: the minimum fee-for-service and managed care per diem reimbursement rates for adult medical day care providers shall be set at $82.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated within the General Medical Services program classification for medical day care services shall be conditioned on the following provision: physical therapy, occupational therapy, and speech therapy shall no longer serve as a permissible criteria for eligibility in the adult Medical Day Care Program.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated within the General Medical Services program classification for medical day care services shall be conditioned on the following provision: effective August 15, 2010, no payments for NJ FamilyCare adult medical day care services shall be provided on behalf of any beneficiary who received prior authorization for these services based exclusively on the need for medication administration.

Notwithstanding the provisions of chapter 166 of Title 10 of the New Jersey Administrative Code or any other law or regulation to the contrary, the amounts hereinabove appropriated within the General Medical Services program classification for medical day care services shall be subject to the following condition: the daily reimbursement for fee-for-service pediatric medical day care services shall remain at the rate established in the preceding fiscal year.

Notwithstanding the provisions of any law or regulation to the contrary, and subject to any federal approvals as may be required, effective October 1, 2020 through June 30, 2021, the reimbursement rate for Class I, Class II, and Class III nursing facilities shall be equal to the rate received on September 30, 2020, plus a 10 percent adjustment. Each facility shall use no less than 60 percent of the rate adjustment provided under this section for the sole purpose of increasing wages or supplemental pay for certified nurse aides providing direct care. The remainder of the rate adjustment shall be used for other costs related to coronavirus disease 2019 preparedness and response, including enhancing infection control measures, cleaning, reconfiguration of the facility to support cohorting, procurement of personal protective equipment, testing, or other staff wages and needs.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the General Medical Services program classification are subject to the following condition: nursing facilities shall not receive payments for bed hold or therapeutic leave days for NJ FamilyCare beneficiaries, provided that nursing facilities shall continue to reserve beds for NJ FamilyCare beneficiaries who are hospitalized or on therapeutic leave as required by N.J.A.C. 8:85-1.14.

Notwithstanding the provisions of any law or regulation to the contrary, as a condition of receipt of any NJ FamilyCare payments a nursing home shall provide to the Commissioner of Human Services information on the facility's finances comparable to the information provided by hospitals to the Department of Health pursuant to N.J.A.C.8:31B-3.1 et seq. and N.J.A.C.8:31B-4.1 et seq., as requested by the commissioner, and the commissioner shall periodically assess the financial status of the industry.

Such amounts as may be necessary are hereinabove appropriated from the General Fund for the payment of increased nursing home rates to reflect the costs incurred due to the payment of a nursing home provider assessment, pursuant to the "Nursing Home Quality of Care Improvement Fund Act," P.L.2003, c.105 (C.26:2H-92 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated in the General Medical Services program classification are subject to the following conditions: the base payment rate per medical encounter, as described in N.J.A.C.10:66-4.1, for a federally qualified health center (FQHC) shall be equal to 100 percent of the Medicare FQHC prospective payment system base rate, as adjusted according to the geographic location of the FQHC, plus an add-on payment of $19.35.

26 Division of Aging Services

DIRECT STATE SERVICES

20-7530 Medical Services for the Aged $2,028,000
24-7530 Pharmaceutical Assistance to the Aged and Disabled 3,576,000
55-7530 Programs for the Aged 923,000
(From General Fund ..... $272,000)
(From Casino Revenue Fund ..... 651,000)
57-7530 Office of the Public Guardian 475,000
Total Direct State Services Appropriation, Division of Aging Services $7,002,000
(From General Fund ..... $6,351,000)
(From Casino Revenue Fund ..... 651,000)

Direct State Services:

Personal Services:
Salaries and Wages ..... ($4,556,000)
Salaries and Wages (CRF) ..... (596,000)
Materials and Supplies ..... (102,000)
Materials and Supplies (CRF) ..... (10,000)
Services Other Than Personal ..... (1,308,000)
Services Other Than Personal (CRF) ..... (35,000)
Maintenance and Fixed Charges ..... (278,000)
Maintenance and Fixed Charges (CRF) ..... (1,000)
Special Purpose:
55 Federal Programs for the Aged ..... (107,000)
Additions, Improvements and Equipment (CRF) ..... (9,000)

When any action by a county welfare agency, whether alone or in combination with the Department of Human Services, results in a recovery of improperly granted medical assistance, the Department of Human Services may reimburse the county welfare agency in the amount of 25 percent of the gross recovery.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled program is subject to the following condition: any third party, as defined in subsection m. of section 3 of P.L.1968, c.413 (C.30:4D-3), or in 42 U.S.C. s.1396a(a)(25)(A), including, but not limited to, a pharmacy benefit manager writing health, casualty, or malpractice insurance policies in the State or covering residents of this State, shall enter into an agreement with the Department of Human Services

to permit and assist the matching of the Department of Human Services' program eligibility and/or adjudication claims files against that third party's eligibility and/or adjudicated claims files for the purpose of the coordination of benefits, utilizing, if necessary, social security numbers as common identifiers.

Receipts from the Office of the Public Guardian for Elderly Adults are appropriated to the Office of the Public Guardian.

GRANTS-IN-AID

24-7530 Pharmaceutical Assistance to the Aged and Disabled 33,371,000
(From General Fund ..... 29,554,000)
(From Casino Revenue Fund ..... 3,817,000)
55-7530 Programs for the Aged 41,815,000
(From General Fund ..... 28,524,000)
(From Casino Revenue Fund ..... 13,291,000)
Total Grants-in-Aid Appropriation, Division of Aging Services $75,186,000
(From General Fund ..... $58,078,000)
(From Casino Revenue Fund ..... 17,108,000)

Grants-in-Aid:

24 Pharmaceutical Assistance to the Aged – Claims ..... (627,000)
24 Pharmaceutical Assistance to the Aged and Disabled – Claims ..... (23,415,000)
24 Pharmaceutical Assistance to the Aged and Disabled – Claims (CRF) ..... (3,817,000)
24 Senior Gold Prescription Discount Program ..... (5,487,000)
24 Caregiver Volunteers of Central Jersey, Freehold ..... (25,000)
24 Holocaust Survivor Assistance Program, Samost Jewish Family and Children's Services Southern NJ ..... (400,000)
55 Community Based Senior Programs ..... (28,124,000)
55 Community Based Senior Programs (CRF) ..... (13,291,000)

All funds recovered pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.) and P.L.1975, c.194 (C.30:4D-20 et seq.) during the preceding fiscal year are appropriated for payments to providers in the same program classification from which the recovery originated.

Notwithstanding the provisions of any law or regulation to the contrary, a sufficient portion of receipts generated or savings realized in the Medical Services for the Aged or Pharmaceutical Assistance to the Aged and Disabled Grants-In-Aid accounts from initiatives included in the current fiscal year appropriations act may be transferred to administration accounts to fund costs incurred in realizing these additional receipts or savings, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled program clas-

sification and the Senior Gold Prescription Discount Program account shall be expended for fee-for-service prescription drug claims with no Medicare Part D coverage except under the following conditions: (1) the maximum allowable cost for legend and non-legend drugs shall be calculated based on Actual Acquisition Cost (AAC) defined as the lowest of (i) the National Average Drug Acquisition Cost (NADAC) Retail Price Survey, developed in accordance with Section 1927(f) of the Social Security Act; (ii) Wholesale Acquisition Cost less a volume discount, in the absence of a NADAC price, that is consistent with the NJ FamilyCare Program; (iii) the federal upper limit; or (iv) the State upper limit (SUL); and (v) cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source drugs and multi-source drugs in the absence of any alternative pricing benchmarks; (2) pharmacy reimbursement for legend and non-legend drugs shall be calculated based on (i) the lower of the AAC plus a professional fee, that is consistent with the NJ FamilyCare Program; or a provider's usual and customary charge; or (ii) the lower of cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source and multi-source drugs, where an alternative pricing benchmark is not available, plus a professional fee that is consistent with the NJ FamilyCare Program; or a provider's usual and customary charge. To effectuate the calculation of SUL rates and/or the calculation of single-source and brand-name multi-source legend and non-legend drug costs where an alternative pricing benchmark is not available, the Department of Human Services shall mandate ongoing submission of current drug acquisition data by providers of pharmaceutical services. No funds hereinabove appropriated shall be paid to any entity that fails to submit required data.

The amounts hereinabove appropriated for payments for the Pharmaceutical Assistance to the Aged and Disabled program, P.L.1975, c.194 (C.30:4D-20 et seq.), the Senior Gold Prescription Discount Program, P.L.2001, c.96 (C.30:4D-43 et seq.), and Community Based Senior Programs are available for the payment of obligations applicable to prior fiscal years.

Benefits provided under the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program, P.L.1975, c.194 (C.30:4D-20 et seq.), and the Senior Gold Prescription Discount Program, P.L.2001, c.96 (C.30:4D-43 et seq.), shall be the last resource benefits, notwithstanding any provisions contained in contracts, wills, agreements, or other instruments. Any provision in a contract of insurance, will, trust agreement, or other instrument which reduces or excludes coverage or payment to an individual because of that individual's eligibility for, or receipt of, PAAD or Senior Gold Prescription Discount Program benefits shall be void, and no PAAD and Senior Gold Prescription Discount Program payments shall be made as a result of any such provision.

Of the amount hereinabove appropriated in the Pharmaceutical Assistance to the Aged and Disabled-Claims program, notwithstanding the provisions of section 3 of P.L.1975, c.194 (C.30:4D-22) or any law or regulation to the contrary, the copayment in the Pharmaceutical Assistance to the Aged and Disabled program shall be $5 for generic drugs and $7 for brand name drugs.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program, pursuant to P.L.1975, c.194 (C.30:4D-20 et seq.), or the Senior Gold Prescription Discount Program (Senior Gold), pursuant to P.L.2001, c.96 (C.30:4D-43 et seq.), shall be expended, when PAAD or Senior Gold is the primary payer, unless participating pharmaceutical manufacturing companies execute contracts with the Department of Human Services. Name brand manufacturers must provide for the payment of rebates to the State on the same basis as provided for in subsections (a) through (c) of section 1927 of the federal Social Security Act, 42 U.S.C. s.1396r-8.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program pursuant to P.L.1975, c.194 (C.30:4D-20 et seq.), and the Senior Gold Prescription Discount Program, pursuant to P.L.2001, c.96 (C.30:4D-43 et seq.), shall be expended unless participating pharmaceutical manufacturing companies execute contracts with the Department of Human Services, providing for the payment of rebates to the State. Furthermore, rebates from pharmaceutical manufacturing companies for prescriptions purchased by the PAAD program and the Senior Gold Prescription Discount Program shall continue during the current fiscal year, provided that the manufacturer's rebates for PAAD claims paid as secondary to Medicare Part D and for the Senior Gold Prescription Discount Program shall apply only to the amount paid by the State under the PAAD and Senior Gold Prescription Discount Programs. All revenues from such rebates during the current fiscal year are appropriated for the PAAD program and the Senior Gold Prescription Discount Program.

In addition to the amount hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled and the Senior Gold Prescription Discount programs, there are appropriated from the General Fund and available federal matching funds such additional amounts as may be required for the payment of claims, credits, and rebates, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law to the contrary, amounts hereinabove appropriated for Aging and Disability Resource Connections (ADRC) shall be conditioned upon the following: federal matching funds derived from ADRC or Area Agencies on Aging Medicaid costs, pursuant to an approved cost allocation plan, shall be disbursed to counties solely for the expansion of long-term care services and supports for older adults and individuals seeking home and community based services.

Notwithstanding the provisions of any law or regulation to the contrary, the appropriations for the Pharmaceutical Assistance to the Aged and Disabled program and the Senior Gold Prescription Discount Program are conditioned upon the Department of Human Services coordinating benefits with any voluntary prescription drug mail-order or specialty pharmacy in a Medicare Part D provider network or private third party liability plan network for beneficiaries enrolled in a Medicare Part D program or beneficiaries with primary prescription coverage that requires use of mail order.

The mail-order program may waive, discount, or rebate the beneficiary copayment and mail-order pharmacy providers may dispense up to a 90-day supply on prescription refills with the voluntary participation of the beneficiary, subject to the approval of the Commissioner of Human Services and the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Pharmaceutical Assistance to the Aged and Disabled (PAAD) programs are conditioned upon the Department of Human Services coordinating the benefits of the PAAD programs with the prescription drug benefits of the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, as the primary payer due to the current federal prohibition against State automatic enrollment of PAAD program recipients in the federal program. The PAAD program benefit and reimbursement shall only be available to cover the beneficiary cost share to in-network pharmacies and for deductible and coverage gap costs (as determined by the Commissioner of Human Services) associated with enrollment in Medicare Part D for beneficiaries of the PAAD and Senior Gold Prescription Discount programs, and for Medicare Part D premium costs for PAAD beneficiaries.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program and Senior Gold Prescription Discount Program accounts shall be available as payment as a PAAD program or the Senior Gold Prescription Discount Program benefit to any pharmacy that is not enrolled as a participating pharmacy in a pharmacy network under Medicare Part D.

Consistent with the requirements of the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, and the current federal prohibition against State automatic enrollment of Pharmaceutical Assistance to the Aged and Pharmaceutical Assistance to the Aged and Disabled (PAAD) programs and Senior Gold Prescription Discount Program recipients, no funds hereinabove appropriated to the PAAD program or Senior Gold Prescription Discount Program accounts shall be expended for any individual unless the individual enrolled in the PAAD program or Senior Gold Prescription Discount Program provides all data necessary to enroll the individual in Medicare Part D, including data required for the subsidy assistance, as outlined by the Centers for Medicare and Medicaid Services.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Pharmaceutical Assistance to the Aged and Disabled (PAAD) programs, and Senior Gold Prescription Discount Program shall be conditioned upon the following provision: no funds shall be appropriated for the refilling of a prescription drug when paid by PAAD or the Senior Gold Prescription Discount Program as the primary payer until such time as the original prescription is 85 percent finished.

Notwithstanding the provisions of any law or regulation to the contrary, no amounts hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program or the Senior Gold Prescription Discount Program shall be

expended to cover medications not on the formulary of a PAAD program or Senior Gold Prescription Discount Program beneficiary's Medicare Part D plan. This exclusion shall not apply to those drugs covered by the PAAD program and Senior Gold Prescription Discount Program which are specifically excluded by the federal Medicare Prescription Drug Program. In addition, this exclusion shall not impact the beneficiary's rights, guaranteed by the "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, to appeal the medical necessity of coverage for drugs not on the formulary of a Medicare Part D plan.

Notwithstanding the provisions of any law or regulation to the contrary, no amounts hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program or the Senior Gold Prescription Discount Program shall be expended for diabetic testing materials and supplies which are covered under the federal Medicare Part B program, or for vitamins, cough/cold medications, drugs used for the treatment of erectile dysfunction, or cosmetic drugs, including, but not limited to: drugs used for baldness, weight loss, and skin conditions.

From the amount hereinabove appropriated for the Pharmaceutical Assistance to the Aged - Claims and Senior Gold Prescription Discount Program, an amount not to exceed $2,850,000 may be transferred to various accounts as required, including Direct State Services accounts, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in order to maximize drug coverage under Medicare Part D, the appropriation for the Senior Gold Prescription Discount Program is conditioned on the Senior Gold Prescription Discount Program being designated the authorized representative for the purpose of coordinating benefits with the Medicare drug program, including appeals of coverage determinations. The Senior Gold Prescription Discount Program is authorized to represent program beneficiaries in the pursuit of such coverage. Senior Gold Prescription Discount Program representation shall include, but not be limited to, the following actions: pursuit of appeals, grievances, and coverage determinations.

In order to permit flexibility in implementing ElderCare Initiatives hereinabove appropriated as part of Community Based Senior Programs, amounts may be transferred between Direct State Services and Grants-In-Aid accounts, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, a sufficient portion of receipts generated or savings realized in the Casino Revenue Fund or Pharmaceutical Assistance to the Aged and Disabled Grants-In-Aid accounts from initiatives included in the current fiscal year's annual appropriations act may be transferred to administration accounts to fund costs incurred in realizing these additional receipts or savings, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for Pharmaceutical Assistance to the Aged and Disabled and Hearing Aid Assistance for the Aged and Disabled programs, there are appropriated from the Casino Revenue Fund and available federal matching funds such additional amounts as may be required for the payment of claims, credits, and rebates, subject to the approval of the Director of the Division of Budget and Accounting.

All funds recovered under P.L.1968, c.413 (C.30:4D-1 et seq.) and P.L.1975, c.194 (C.30:4D-20 et seq.), during the current fiscal year are appropriated for payments to providers in the same program classification from which the recovery originated.

The amounts hereinabove appropriated for payments for the Pharmaceutical Assistance to the Aged and Disabled program, P.L.1975, c.194 (C.30:4D-20 et seq.), are available for the payment of obligations applicable to prior fiscal years.

Benefits provided under the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program, P.L.1975, c.194 (C.30:4D-20 et seq.), shall be the last resource benefits, notwithstanding any provision contained in contracts, wills, agreements, or other instruments. Any provision in a contract of insurance, will, trust agreement, or other instrument which reduces or excludes coverage or payment to an individual because of that individual's eligibility for or receipt of PAAD benefits shall be void, and no PAAD payments shall be made as a result of any such provision.

Of the amount hereinabove appropriated in the Pharmaceutical Assistance to the Aged and Disabled-Claims program, notwithstanding the provisions of section 3 of P.L.1975, c.194 (C.30:4D-22) or any law or regulation to the contrary, the copayment in the Pharmaceutical Assistance to the Aged and Disabled program shall be $5 for generic drugs and $7 for brand name drugs.

Notwithstanding the provisions of any law or regulation to the contrary, subject to the approval of a plan by the Commissioner of Human Services, no funds appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program, pursuant to P.L.1975, c.194 (C.30:4D-20 et seq.), shall be expended, when PAAD is the primary payer, unless participating pharmaceutical manufacturing companies execute contracts with the Department of Human Services. Name brand manufacturers must provide for the payment of rebates to the State on the same basis as provided for in subsections (a) through (c) of section 1927 of the federal Social Security Act, 42 U.S.C. s.1396r-8.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program, pursuant to P.L.1975, c.194 (C.30:4D-20 et seq.), shall be expended unless participating pharmaceutical manufacturing companies execute contracts with the Department of Human Services, providing for the payment of rebates to the State. Furthermore, rebates from pharmaceutical manufacturing companies for prescriptions purchased by the PAAD program shall continue during the current fiscal year, provided that the manufacturers' rebates for PAAD claims paid as secondary to Medicare Part D shall apply only to the amount paid by the State under the PAAD program. All revenues from such rebates during the current fiscal year are appropriated for the PAAD program.

Notwithstanding the provisions of any law or regulation to the contrary, the appropriations for the Pharmaceutical Assistance to the Aged and Disabled program are conditioned upon the Department of Human Services coordinating benefits with any voluntary prescription drug mail-order or specialty pharmacy in a Medicare Part D provider network or private third party liability plan network for beneficiaries enrolled in a Medicare Part D program or beneficiaries with primary prescription coverage that requires use of mail-order. The mail-order program may waive, discount, or rebate the beneficiary copayment and mail-order pharmacy providers may dispense up to a 90-day supply on prescription refills with the voluntary participation of the beneficiary, subject to the approval of the Commissioner of Human Services and the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated to the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program is conditioned upon the Department of Human Services coordinating the benefits of the PAAD program with the prescription drug benefits of the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, as the primary payer due to the current federal prohibition against State automatic enrollment of PAAD program recipients in the federal program. The PAAD program benefit and reimbursement shall only be available to cover the beneficiary cost share to in-network pharmacies and for deductible and coverage gap costs (as determined by the Commissioner of Human Services) associated with enrollment in Medicare Part D for beneficiaries of the PAAD and the Senior Gold Prescription Discount Program, and for Medicare Part D premium costs for PAAD program beneficiaries.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program and the Senior Gold Prescription Discount Program accounts shall be available as payment as a PAAD program or Senior Gold Prescription Discount Program benefit to any pharmacy that is not enrolled as a participating pharmacy in a pharmacy network under Medicare Part D.

Consistent with the requirements of the federal "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, and the current federal prohibition against State automatic enrollment of Pharmaceutical Assistance to the Aged and Disabled (PAAD) program recipients, no funds hereinabove appropriated from the PAAD account shall be expended for any individual enrolled in the PAAD program unless the individual provides all data that may be necessary to enroll the individual in Medicare Part D, including data required for the subsidy assistance, as outlined by the Centers for Medicare and Medicaid Services.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program shall be conditioned upon the following provision: no funds shall be appropriated for the refilling of a prescription drug paid by PAAD as a primary payer until such time as the original prescription is 85 percent finished.

Notwithstanding the provisions of any law or regulation to the contrary, no amounts hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program shall be expended to cover medications not on the formulary of a PAAD program beneficiary's Medicare Part D plan. This exclusion shall not apply to those drugs covered by PAAD which are specifically excluded by the federal Medicare Prescription Drug Program. In addition, this exclusion shall not impact the beneficiary's rights, guaranteed by the "Medicare Prescription Drug, Improvement, and Modernization Act of 2003," Pub.L.108-173, to appeal the medical necessity of coverage for drugs not on the formulary of a Medicare Part D plan.

Notwithstanding the provisions of any law or regulation to the contrary, no amounts hereinabove appropriated for the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program shall be expended for diabetic testing materials and supplies which are covered under the federal Medicare Part B program, or for vitamins, cough/cold medications, drugs used for the treatment of erectile dysfunction, or cosmetic drugs including but not limited to: drugs used for baldness, weight loss, and skin conditions.

Notwithstanding the provisions of any law or regulation to the contrary, no funds appropriated in the Pharmaceutical Assistance to the Aged and Disabled program classification and the Senior Gold Prescription Discount Program account shall be expended for fee-for-service prescription drug claims with no Medicare Part D coverage except under the following conditions: (1) the maximum allowable cost for legend and non-legend drugs shall be calculated based on Actual Acquisition Cost (AAC) defined as the lowest of (i) the National Average Drug Acquisition Cost (NADAC) Retail Price Survey, developed in accordance with Section 1927(f) of the Social Security Act; (ii) Wholesale Acquisition Cost less a volume discount, in the absence of a NADAC price, that is consistent with the NJ FamilyCare Program; (iii) the federal upper limit; or (iv) the State upper limit (SUL); and (v) cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source drugs and multi-source drugs in the absence of any alternative pricing benchmarks; (2) pharmacy reimbursement for legend and non-legend drugs shall be calculated based on (i) the lower of the AAC plus a professional fee, that is consistent with the NJ FamilyCare Program; or a provider's usual and customary charge; or (ii) the lower of cost acquisition data submitted by providers of pharmaceutical services for brand-name multi-source and multi-source drugs, where an alternative pricing benchmark is not available, plus a professional fee that is consistent with the NJ FamilyCare Program; or a provider's usual and customary charge. To effectuate the calculation of SUL rates and/or the calculation of single-source and brand-name multi-source legend and non-legend drug costs where an alternative pricing benchmark is not available, the Department of Human Services shall mandate ongoing submission of current drug acquisition data by providers of pharmaceutical services. No funds hereinabove appropriated shall be paid to any entity that fails to submit required data.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for the Community Based Senior Programs (CRF) account, $172,000 shall be charged to the Casino Simulcasting Fund.

STATE AID

55-7530 Programs for the Aged $5,548,000
(From General Fund ..... $3,490,000)
(From Property Tax Relief Fund ..... 2,058,000)
Total State Aid Appropriation, Division of Aging Services $5,548,000
(From General Fund ..... $3,490,000)
(From Property Tax Relief Fund ..... 2,058,000)

State Aid:

55 County Offices on Aging (PTRF) ..... ($2,058,000)
55 Older Americans Act – State Share ..... (3,490,000)

27 Disability Services
7545 Division of Disability Services
DIRECT STATE SERVICES

27-7545 Disability Services $942,000
Total Direct State Services Appropriation, Division of Disability Services $942,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($727,000)
Materials and Supplies ..... (3,000)
Services Other Than Personal ..... (205,000)
Maintenance and Fixed Charges ..... (7,000)

GRANTS-IN-AID

27-7545 Disability Services $10,140,000
(From General Fund ..... $7,340,000)
(From Casino Revenue Fund ..... 2,800,000)
Total Grants-in-Aid Appropriation, Division of Disability Services $10,140,000
(From General Fund ..... $7,340,000)
(From Casino Revenue Fund ..... 2,800,000)

Grants-in-Aid:

27 Personal Assistance Services Program ..... ($5,537,000)
27 Personal Assistance Services Program (CRF) ..... (2,800,000)
27 Community Supports to Allow Discharge from Nursing Homes ..... (59,000)
27 New Jersey Association of Centers for Independent Living ..... (500,000)

27 Transportation/Vocational Services for the Disabled.....(1,244,000)

Notwithstanding the provisions of section 1 of P.L.2009, c.181 (C.30:4D-7j), or any other law or regulation to the contrary, providers of Medicaid-funded Personal Care Assistance services shall no longer be required to file cost reports with the Division of Disability Services.

30 Educational, Cultural, and Intellectual Development
32 Operation and Support of Educational Institutions
DIRECT STATE SERVICES

05-7610 Residential Care and Habilitation Services $45,672,000
99-7610 Administration and Support Services 16,626,000
Total Direct State Services Appropriation, Operation and Support of Educational Institutions $62,298,000

Direct State Services:

Personal Services:
Salaries and Wages .....($31,622,000)
Materials and Supplies.....(16,203,000)
Services Other Than Personal.....(7,539,000)
Maintenance and Fixed Charges.....(6,214,000)
Additions, Improvements and Equipment .....(720,000)

The State appropriation for the State's developmental centers is based on ICF/MR revenues of $118,624,000, provided that if the ICF/MR revenues exceed $118,624,000, an amount equal to the excess ICF/MR revenues may be deducted from the State appropriation for the developmental centers, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Operation and Support of Educational Institutions of the Division of Developmental Disabilities, such other amounts provided in Inter-Departmental accounts for Employee Benefits, as the Director of the Division of Budget and Accounting shall determine, are considered as appropriated on behalf of the developmental centers and are available for matching federal funds.

7601 Community Programs
DIRECT STATE SERVICES

08-7601 Community Services $2,865,000
99-7601 Administration and Support Services 6,815,000
Total Direct State Services Appropriation, Community Programs $9,680,000

Direct State Services:

Personal Services:
Salaries and Wages .....($5,413,000)
Materials and Supplies.....(452,000)
Services Other Than Personal.....(1,623,000)

Maintenance and Fixed Charges ..... (1,132,000)
Special Purpose:
08 New Jersey Donated Dental Program ..... (170,000)
99 Developmental Disabilities Council ..... (229,000)
Additions, Improvements and Equipment ..... (661,000)

GRANTS-IN-AID

01-7601 Purchased Residential Care $548,069,000
(From General Fund ..... $370,566,000)
(From Casino Revenue Fund ..... 177,503,000)
02-7601 Social Supervision and Consultation 46,266,000
03-7601 Adult Activities 152,790,000
Total Grants-in-Aid Appropriation,
Community Programs $747,125,000
(From General Fund ..... $569,622,000)
(From Casino Revenue Fund ..... 177,503,000)

Grants-in-Aid:

01 CCP – Individual Supports ..... ($308,953,000)
01 CCP – Individual Supports (CRF) ..... (177,503,000)
01 Skill Development Homes ..... (4,123,000)
01 Client Housing ..... (21,490,000)
01 Contracted Services ..... (36,000,000)
02 Office for Prevention of Developmental Disabilities .. (430,000)
02 CCP – Individual and Family Support Services ..... (18,700,000)
02 Supports Program – Individual and Family Support Services ..... (27,136,000)
03 Supports Program – Employment and Day Services ..... (62,166,000)
03 CCP – Employment and Day Services ..... (90,624,000)

Cost recoveries from consumers with developmental disabilities collected during the current fiscal year, not to exceed $8,234,000, are appropriated for the continued operation of the Division of Developmental Disabilities community-based residential programs, subject to the approval of the Director of the Division of Budget and Accounting.

Such amounts as may be necessary are appropriated from the General Fund for the payment of any provider assessments to State ICF/MR facilities, subject to the approval of the Director of the Division of Budget and Accounting of a plan to be submitted by the Commissioner of Human Services. Notwithstanding the provisions of any law or regulation to the contrary, only the federal share of funds anticipated from these assessments shall be available to the Department of Human Services for the purposes set forth in P.L.1998, c.40 (C.30:6D-43 et seq.).

Notwithstanding the provisions of any law or regulation to the contrary, $675,791,000 of federal Community Care Program funds is appropriated for community-based programs in the Division of Developmental Disabilities. The appropriation of federal Community Care Program funds above this amount is conditional upon the approval of a plan submitted by the Department of Human Services that must be approved by the Director of the Division of Budget and Accounting.

In order to permit flexibility in the handling of appropriations and assure timely payment to service providers, funds may be transferred within the Grants-In-Aid accounts within the Division of Developmental Disabilities, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Purchased Residential Care, Social Supervision and Consultation, and Adult Activities program classifications, such additional amounts as may be necessary are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount appropriated for CCP - Individual Supports, there shall be allocated $525,600 for the payment of a $3 per hour wage increase from October through December of 2020 for direct support professionals who support adults placed in substitute family situations in community care residences.

33 Supplemental Education and Training Programs
7560 Commission for the Blind and Visually Impaired
DIRECT STATE SERVICES

11-7560 Services for the Blind and Visually Impaired	$6,198,000
99-7560 Administration and Support Services	1,978,000
Total Direct State Services Appropriation, Commission for the Blind and Visually Impaired	$8,176,000

Direct State Services:

Personal Services:	
Salaries and Wages	($6,444,000)
Materials and Supplies	(95,000)
Services Other Than Personal	(588,000)
Maintenance and Fixed Charges	(342,000)
Special Purpose:	
11 Technology for the Visually Impaired	(574,000)
Additions, Improvements and Equipment	(133,000)

Notwithstanding the provisions of N.J.S.18A:61-1 and N.J.S.18A:46-13, or any law or regulation to the contrary, local boards of education shall reimburse the Commission for the Blind and Visually Impaired for the documented costs of providing services to children who are classified as "educationally handicapped"; provided, however, each local board of education shall pay that portion of cost which the number of children classified "educationally handicapped" bears to the total number of such children served; provided further, however, that payments shall be made by each local board in accordance with a schedule adopted by the Commissioners of Education and Human Services, and further, the Director of the Division of Budget and

Accounting is authorized to deduct such reimbursements from the State Aid payments to the local boards of education.

The unexpended balances at the end of the preceding fiscal year in the Technology for the Visually Impaired account are appropriated for the Commission for the Blind and Visually Impaired, subject to the approval of the Director of the Division of Budget and Accounting.

There is appropriated from funds recovered from audits or other collection activities, an amount sufficient to pay vendors' fees to compensate the recoveries and the administration of the State's vending machine program, subject to the approval of the Director of the Division of Budget and Accounting. Receipts in excess of $130,000 are appropriated for the purpose of expanding vision screening services and other prevention services, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year of such receipts is appropriated.

GRANTS-IN-AID

11-7560 Services for the Blind and Visually Impaired $3,282,000
Total Grants-in-Aid Appropriation, Commission for the Blind and Visually Impaired $3,282,000

Grants-in-Aid:

11 State Match for Federal Grants ..... ($617,000)
11 Educational Services for Children ..... (1,426,000)
11 Services to Rehabilitation Clients ..... (1,239,000)

50 Economic Planning, Development, and Security
53 Economic Assistance and Security
7550 Division of Family Development
DIRECT STATE SERVICES

15-7550 Income Maintenance Management $24,273,000
Total Direct State Services Appropriation, Division of Family Development $24,273,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($9,983,000)
Materials and Supplies ..... (247,000)
Services Other Than Personal ..... (3,677,000)
Maintenance and Fixed Charges ..... (632,000)
Special Purpose:
15 Electronic Benefit Transfer/Distribution System ..... (1,510,000)
15 Work First New Jersey – Technology Investment ... (8,068,000)
Additions, Improvements and Equipment ..... (156,000)

In order to permit flexibility, amounts may be transferred between various items of appropriation within the Income Maintenance Management program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

The unexpended balances at the end of the preceding fiscal year in accounts where expenditures are required to comply with Maintenance of Effort requirements as specified in the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996," Pub.L.104-193, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in order to improve the timeliness of benefit deliveries, operational efficiencies, and cost savings and to minimize fraud, the Department of Human Services and the Department of Labor and Workforce Development shall participate in a no cost, 90 day pilot by which they shall obtain real-time employment and income information (up-to-date, non-modeled employment and income data provided by employers) from a third-party commercial consumer reporting agency, in accordance with the federal Fair Credit Reporting Act, 15 U.S.C. s.1681 et seq., for the purpose of assisting with the determination of an individual's eligibility to receive Supplemental Nutrition Assistance Program and Temporary Assistance for Needy Families and unemployment benefits, including to conduct an analysis on the pilot; and shall undertake efforts to incorporate such real-time employment and income information into existing verification and eligibility determination procedures.

GRANTS-IN-AID

15-7550 Income Maintenance Management $124,351,000

Total Grants-in-Aid Appropriation, Division of Family Development $124,351,000

Grants-in-Aid:

15	Work First New Jersey – Training Related Expenses	($1,475,000)
15	Work First New Jersey Support Services	(19,884,000)
15	Work First New Jersey Child Care	(79,647,000)
15	Kinship Care Initiatives	(4,166,000)
15	LGBTQ+ Shelter Planning and Training Grant	(300,000)
15	SSI Attorney Fees	(1,367,000)
15	Utility Assistance and Payments	(2,500,000)
15	Substance Use Disorder Initiatives	(15,012,000)

In order to permit flexibility, amounts may be transferred between various items of appropriation within the Income Maintenance Management program classification, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

The unexpended balances at the end of the preceding fiscal year in accounts where expenditures are required to comply with Maintenance of Effort requirements as specified in the federal "Personal Responsibility and Work Opportunity Reconciliation

Act of 1996," Pub.L.104-193, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts appropriated for Work First New Jersey, amounts may be transferred to the various departments in accordance with the Division of Family Development's agreements, subject to the approval of the Director of the Division of Budget and Accounting. Any unobligated balances remaining from funds transferred to the departments shall be transferred back to the Division of Family Development, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Work First New Jersey Child Care, an amount not to exceed $35,000,000 is appropriated from the Workforce Development Partnership Fund established pursuant to section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, no funds hereinabove appropriated for before-school, after-school, and summer "wrap around" child care shall be expended except in accordance with the following condition: Effective September 1, 2010, families with incomes between 101 percent and 250 percent of the federal poverty level who reside in districts who received Preschool Expansion Aid or Education Opportunity Aid in the 2007-2008 school year shall be subject to a copayment for "wrap around" child care, based upon a schedule approved by the Department of Human Services and published in the New Jersey Register, and effective September 1, 2010, families who reside in districts who received Preschool Expansion Aid or Education Opportunity Aid in the 2007-2008 school year must meet the eligibility requirements under the New Jersey Cares for Kids child care program (N.J.A.C.10:15-5.1 et seq.) in order to receive free or subsidized "wrap around" child care.

In addition to the amounts hereinabove appropriated for Work First New Jersey Child Care, there is appropriated to the Division of Family Development in the Department of Human Services an amount not to exceed $9,000,000, subject to the approval of the Director of the Division of Budget and Accounting, to be used to adjust child care provider rates to account for the January 1, 2021 increase in the State's minimum wage.

In addition to the amounts hereinabove appropriated for Social Services for the Homeless, there is appropriated to the Division of Family Development in the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting, an amount not to exceed $5,000,000 to be used to provide case management services to individuals who qualify for such services pursuant to P.L.2019, c. 74.

Notwithstanding the provisions of any law, rule or regulation to the contrary, every household in the State that is eligible to receive benefits under the Supplemental Nutrition Assistance Program (SNAP) established pursuant to the "Food and Nutrition Act of 2008," Pub.L.110-246 (7 U.S.C. s.2011 et seq.) shall receive a minimum

annual energy assistance payment of $21 in order to qualify the household for a heating and cooling standard utility allowance under the SNAP program, in accordance with 7 U.S.C. s.2014(e)(6)(C), unless a standard utility allowance would have been unavailable to the household under the State and federal criteria for SNAP and any applicable energy assistance programs that were in place as of July 1, 2013.

STATE AID

15-7550 Income Maintenance Management $206,423,000
(From General Fund ..... $121,022,000)
(From Property Tax Relief Fund ..... 85,401,000)
Total State Aid Appropriation, Division of Family Development $206,423,000
(From General Fund ..... $121,022,000)
(From Property Tax Relief Fund ..... 85,401,000)

State Aid:

15 County Administration Funding (PTRF) .....(33,312,000)
15 Work First New Jersey – Client Benefits.....(10,560,000)
15 Social Services for the Homeless (PTRF).....(10,662,000)
15 Code Blue (PTRF) .....(2,500,000)
15 General Assistance Emergency Assistance Program .....(11,787,000)
15 Payments for Cost of General Assistance .....(22,966,000)
15 Work First New Jersey – Emergency Assistance.....(4,738,000)
15 Payments for Supplemental Security Income .....(51,387,000)
15 State Supplemental Security Income Administrative Fee.....(19,584,000)
15 General Assistance County Administration (PTRF).....(19,957,000)
15 Supplemental Nutrition Assistance Program Administration – State (PTRF).....(18,970,000)

The net State share of reimbursements and the net balances remaining after full payment of amounts due the federal government of all funds recovered under P.L.1997, c.38 (C.44:10-55 et seq.) and P.L.1950, c.166 (C.30:4B-1 et seq.), at the end of the preceding fiscal year are appropriated for the Work First New Jersey Program.

Receipts from State administered municipalities during the preceding fiscal year are appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Income Maintenance Management are available for payment of obligations applicable to prior fiscal years.

The amounts hereinabove appropriated for Income Maintenance Management are conditioned upon the following provision: any change by the Department of Human Services in the standards upon which or from which grants of categorical public assistance are determined, first shall be approved by the Director of the Division of Budget and Accounting.

In order to permit flexibility and ensure the timely payment of benefits to welfare recipients, amounts may be transferred between the various items of appropriation within the Income Maintenance Management program classification, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Budget and Accounting is authorized to withhold State Aid payments to municipalities to satisfy any obligations due and owing from audits of that municipality's General Assistance program.

The unexpended balances at the end of the preceding fiscal year in accounts where expenditures are required to comply with Maintenance of Effort requirements as specified in the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996," Pub.L.104-193, and in the Payments for Cost of General Assistance and General Assistance Emergency Assistance Program accounts are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of R.S.46:30B-74 or any other law or regulation to the contrary, balances in the Unclaimed Child Support Trust Fund are appropriated to the Department of Human Services, Division of Family Development to offset unpaid receivables for the child support program.

In addition to the amounts hereinabove appropriated, to the extent that federal child support incentive earnings are available, such additional amounts are appropriated from federal child support incentive earnings to pay on behalf of individuals on whom is imposed a $35 annual child support user fee, subject to the approval of the Director of the Division of Budget and Accounting.

There is appropriated an amount equal to the difference between actual revenue loss reflected in the Earned Income Tax Credit program and the amount anticipated as the revenue loss from the Earned Income Tax Credit to meet federal Maintenance of Effort requirements to allow the Department of Human Services to comply with the Maintenance of Effort requirements as specified in the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996," Pub.L.104-193, and as legislatively required by the Work First New Jersey program established pursuant to section 4 of P.L.1997, c.38 (C.44:10-58), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding section 7 of P.L.1997, c.38 (C.44:10-61) or any other law or regulation to the contrary, the level of cash assistance benefits payable to an assistance unit with dependent children shall increase as a result of a child having been born to the assistance unit while the assistance unit is receiving assistance.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Work First New Jersey - Client Benefits and General Assistance Emergency Assistance Program, an amount not to exceed $6,900,000 is appropriated from the Universal Service Fund for utility payments for

Work First New Jersey recipients, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding any other law or regulation to the contrary, the maximum benefit levels provided to Work First New Jersey recipients shall be 20 percent greater than the assistance levels in effect in State fiscal year 2019.

In addition to the amounts hereinabove appropriated for Work First New Jersey - Emergency Assistance, Payments for Supplemental Security Income and General Assistance Emergency Assistance Program, there is appropriated to the Division of Family Development in the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting, an amount not to exceed $20,000,000 to be used to provide emergency assistance benefits to individuals who qualify for such benefits pursuant to P.L.2018, c.164 or P.L.2019, c.74.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Payments for Cost of General Assistance and General Assistance Emergency Assistance Program are subject to the following condition: no funds shall be expended to provide benefits to recipients enrolled in college. For purposes of this provision, "college" is defined as that term is defined at N.J.A.C.9A:1-1.2.

From the amount appropriated hereinabove for Payments for Cost of General Assistance, the commissioner shall allocate not less than $4,000,000 to Volunteers of America Delaware Valley to provide enhanced navigation and coordination of housing and homeless services in locations to include but not limited to Camden and Atlantic counties.

Receipts from counties for persons receiving Old Age Assistance, Disability Assistance, and Assistance for the Blind under the Supplemental Security Income program are appropriated for the purpose of providing State Aid to the counties, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 3 of P.L.1973, c.256 (C.44:7-87) or any other law or regulation to the contrary, the amount hereinabove appropriated for State Supplemental Security Income Administrative Fee is subject to the following condition: in order to expedite and improve efficiency in the administration of the State Supplemental Security Income Program ("Program"), the Division of Family Development may enter into contracts with one or more other states to issue, on behalf of the State of New Jersey, State Supplemental Social Security checks to clients approved by the State of New Jersey to receive payments under the Program and to pay the state or states for any costs incurred under such contract, subject to the approval of the Director of the Division of Budget and Accounting.

55 Social Services Programs
7580 Division of the Deaf and Hard of Hearing
DIRECT STATE SERVICES

23-7580 Services for the Deaf	$1,805,000
Total Direct State Services Appropriation, Division of the Deaf and Hard of Hearing	$1,805,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($406,000)
Services Other Than Personal ..... (30,000)
Maintenance and Fixed Charges ..... (1,000)
Special Purpose:
23 Services to Deaf Clients ..... (774,000)
23 Leveling the Playing Field Early Intervention Program ..... (550,000)
23 Communication Access Services ..... (44,000)

GRANTS-IN-AID

23-7580 Services for the Deaf $117,000
(From Casino Revenue Fund ..... $117,000)
Total Grants-in-Aid Appropriation, Division of the Deaf and Hard of Hearing $117,000
(From Casino Revenue Fund ..... $117,000)

Grants-in-Aid:
23 Hearing Aid Assistance to the Aged and Disabled Program (CRF) ..... ($117,000)

70 Government Direction, Management, and Control
76 Management and Administration
7500 Division of Management and Budget
DIRECT STATE SERVICES

96-7500 Institutional Security Services $5,580,000
99-7500 Administration and Support Services 26,281,000
Total Direct State Services Appropriation, Division of Management and Budget $31,861,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($22,362,000)
Materials and Supplies ..... (272,000)
Services Other Than Personal ..... (2,623,000)
Maintenance and Fixed Charges ..... (648,000)
Special Purpose:
99 Health Care Billing System ..... (46,000)
99 Nurture NJ ..... (250,000)
99 Transfer to State Police for Fingerprinting/ Background Checks of Job Applicants ..... (4,082,000)
99 Office of New Americans ..... (200,000)
99 Office of Health Care Affordability and Transparency ..... (750,000)
Additions, Improvements and Equipment ..... (628,000)

Revenues representing receipts to the General Fund from charges to residents' trust accounts for maintenance costs are appropriated for use as personal needs allowances for patients/residents who have no other source of funds for these purposes; except that the total amount herein for these allowances shall not exceed $150,000 and any increase in the maximum monthly allowance shall be approved by the Director of the Division of Budget and Accounting.

In addition to the amount appropriated for Legal Services of New Jersey, $6,200,000, subject to the approval of the Director of the Division of Budget and Accounting based on actual and anticipated caseloads, shall be made available by the Department of Human Services to one or more organizations qualified to provide such assistance, as determined by the Commissioner of Human Services for the provision of legal assistance to individuals facing detention or deportation based on their immigration status.

GRANTS-IN-AID

99-7500	Administration and Support Services	$6,613,000
	Total Grants-in-Aid Appropriation, Division of Management and Budget	$6,613,000

Grants-in-Aid:

99	Unit Dose Contracting Services	($3,173,000)
99	Consulting Pharmacy Services	(3,440,000)

Department of Human Services, Total State Appropriation .. $5,085,608,000

Balances on hand at the end of the preceding fiscal year of funds held for the benefit of patients in the several institutions, and such funds as may be received, are appropriated for the use of the patients.

Funds received from the sale of articles made in occupational therapy departments of the several institutions are appropriated for the purchase of additional material and other expenses incidental to such sale or manufacture.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the Department of Human Services shall be conditioned upon the following provision: any change in program eligibility criteria and increases in the types of services or rates paid for services to or on behalf of clients for all programs under the purview of the Department of Human Services, not mandated by federal law, first shall be approved by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from payments collected from clients receiving services from the Department of Human Services and collected from their chargeable relatives, are appropriated to offset administrative and contract expenses related to the charging, collecting, and accounting of payments from clients receiving services from the department and from their chargeable relatives pursuant to R.S.30:1-12, subject to the approval of the Director of the Division of Budget and Accounting.

Payment to vendors for their efforts in maximizing federal revenues is appropriated and shall be paid from the federal revenues received, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

Unexpended State balances may be transferred among Department of Human Services accounts in order to comply with the State Maintenance of Effort requirements as specified in the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996," Pub.L.104-193, and as legislatively required by the Work First New Jersey program established pursuant to section 4 of P.L.1997, c.38 (C.44:10-58), subject to the approval of the Director of the Division of Budget and Accounting. Notice of such transfers that would result in appropriations or expenditures exceeding the State's Maintenance of Effort requirement obligation shall be subject to the approval of the Joint Budget Oversight Committee. In addition, unobligated balances remaining from funds allocated to the Department of Labor and Workforce Development for Work First New Jersey as of June 1 of each year are to be reverted to the Work First New Jersey-Client Benefits account in order to comply with the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996," and as legislatively required by the Work First New Jersey program.

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Human Services is authorized to identify opportunities for increased recoveries to the General Fund and to the department. Such funds collected are appropriated, subject to the approval of the Director of the Division of Budget and Accounting, in accordance with a plan prepared by the department, and approved by the Director of the Division of Budget and Accounting.

To effectuate the orderly consolidation or closure of a developmental center, amounts hereinabove appropriated for the State developmental centers may be transferred to accounts throughout the Department of Human Services in accordance with the plan adopted pursuant to section 2 of P.L.1996, c.150 (C.30:1-7.4) to consolidate or close a developmental center, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balances at the end of the preceding fiscal year due to opportunities for increased recoveries in the Department of Human Services are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. These recoveries may be transferred to the Division of Medical Assistance and Health Services to support the General Medical Services program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 1 of P.L.1985, c.286 (C.30:4D-6a) and section 3 of P.L.1973, c.256 (C.44:7-87) or the provisions of any law or regulation to the contrary, the minimum monthly personal needs allowance provided to persons residing in nursing facilities, State or county psychiatric hospitals, and State Developmental Centers who are eligible for Medicaid or SSI benefits shall be $50. To effectuate the purposes of this provision, amounts may be transferred from General

Medical Services appropriations to other accounts in the department and the Department of Health, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Purchased Residential Care, Social Supervision and Consultation, Adult Activities, Community Services, Addiction Services, and Administration and Support Services program classifications are available for the payment of obligations applicable to prior fiscal years, subject to the approval of the Director of the Division of Budget and Accounting.

Summary of Department of Human Services Appropriations

(For Display Purposes Only)

Appropriations by Category:

Direct State Services	$206,946,000
Grants-in-Aid	4,577,781,000
State Aid	300,881,000

Appropriations by Fund:

General Fund	$4,708,060,000
Property Tax Relief Fund	179,369,000
Casino Revenue Fund	198,179,000

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62 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

50 Economic Planning, Development, and Security

51 Economic Planning and Development

DIRECT STATE SERVICES

99-4565 Administration and Support Services	$2,031,000
Total Direct State Services Appropriation, Economic Planning and Development	$2,031,000

Direct State Services:

Personal Services:	
Salaries and Wages	($1,892,000)
Materials and Supplies	(8,000)
Services Other Than Personal	(112,000)
Maintenance and Fixed Charges	(19,000)

Of the amount hereinabove appropriated for the Administration and Support Services program classification, $403,500 is appropriated from the Unemployment Compensation Auxiliary Fund.

In addition to the amount hereinabove appropriated for the Administration and Support Services program, an amount not to exceed $412,500 is appropriated from the Unemployment Compensation Auxiliary Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Administration and Support Services program, $23,250 is payable out of the State Disability Benefits Fund and, in addition to the amount hereinabove appropriated for the Administration and Support

Services program, there are appropriated from the State Disability Benefits Fund such additional amounts as may be required to administer the program, subject to the approval of the Director of the Division of Budget and Accounting.

Fines and penalties collected pursuant to violations of P.L.1945, c.169 (C.10:5-1 et seq.) are hereby appropriated for program costs.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Administration and Support Services, there is appropriated $600,000 from the New Jersey Builders Utilization Initiative for Labor Diversity, pursuant to P.L.2009, c.313 (C.52:38-7), for enforcing the provisions of P.L.2009, c.335 (C.52:40-1 et seq.).

Notwithstanding the provisions of the "New Jersey Urban Enterprise Zones Act," P.L.1983, c.303 (C.52:27H-60 et seq.), there is appropriated to the Department of Labor and Workforce Development from the Enterprise Zone Assistance Fund, subject to the approval of the Director of the Division of Budget and Accounting, such amounts as are necessary to pay for employer rebate awards as approved by the Commissioner of Community Affairs.

The amount necessary to provide administrative costs incurred by the Department of Labor and Workforce Development to meet the statutory requirements of the "New Jersey Urban Enterprise Zones Act," P.L.1983, c.303 (C.52:27H-60 et seq.) is appropriated from the Enterprise Zone Assistance Fund, subject to the approval of the Director of the Division of Budget and Accounting.

53 Economic Assistance and Security

DIRECT STATE SERVICES

03-4520 State Disability Insurance Plan	$24,820,000
04-4520 Private Disability Insurance Plan	3,885,000
05-4525 Workers' Compensation	10,490,000
06-4530 Special Compensation	1,498,000
Total Direct State Services Appropriation, Economic Assistance and Security	$40,693,000

Direct State Services:

Personal Services:	
Salaries and Wages	($25,570,000)
Materials and Supplies	(257,000)
Services Other Than Personal	(4,830,000)
Maintenance and Fixed Charges	(2,202,000)
Special Purpose:	
03 State Disability Insurance Plan	(225,000)
03 State Disability Benefits Fund - Joint Tax Functions	(4,125,000)
03 Family Leave Insurance	(3,107,000)
04 Private Disability Insurance Plan	(75,000)
05 Workers' Compensation	(272,000)

06 Special Compensation.....(30,000)

An amount not to exceed $112,500 for the cost of notifying unemployment compensation recipients of the availability of New Jersey Earned Income Tax Credit information, pursuant to section 1 of P.L.2005, c.210 (C.43:21-4.2), is appropriated from the Unemployment Compensation Auxiliary Fund, subject to the approval of the Director of the Division of Budget and Accounting.

The amount necessary to pay interest due on any advances made from the federal unemployment account under Title XII of the Social Security Act (42 U.S.C. s.1321 et seq.) is hereby appropriated from the Unemployment Compensation Interest Repayment Fund established in the Department of Labor and Workforce Development, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated, there is appropriated from the Unemployment Compensation Auxiliary Fund, an amount not to exceed $12,000,000 to support the Unemployment Insurance program as well as costs associated with certain State required notifications to Unemployment Insurance claimants and for the support of the workforce development system, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the State Disability Insurance Plan and Private Disability Insurance Plan are payable out of the State Disability Benefits Fund.

In addition to the amounts hereinabove appropriated for the State Disability Insurance Plan and Private Disability Insurance Plan, there are appropriated from the State Disability Benefits Fund such additional amounts as may be required to pay disability benefits, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for administrative costs associated with the State Disability Insurance Plan, there is appropriated from the State Disability Benefits Fund an amount not to exceed $7,500,000, such amount to include $1,000,000 for a reengineering study of the business process, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for the State Disability Insurance Plan, there are appropriated from the Family Temporary Disability Leave Account within the State Disability Benefits Fund such amounts as may be required to pay benefits during periods of family temporary disability leave and the associated administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for the State Disability Insurance Plan and the Private Disability Insurance Plan, there are appropriated from the State Disability Benefits Fund such additional amounts as may be required to administer the State Disability Insurance Plan and the Private Disability Insurance Plan.

In addition to the amounts hereinabove appropriated for the Workers' Compensation program, there are appropriated receipts in excess of the amount anticipated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for the Special Compensation program, there are appropriated receipts in excess of the amount anticipated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Special Compensation program shall be payable from the Second Injury Fund and, notwithstanding the $12,500 limitation set forth in R.S.34:15-95, in addition to the amounts hereinabove appropriated for the Special Compensation program, there are appropriated from the Second Injury Fund such additional amounts as may be required for costs of administration and beneficiary payments.

There is appropriated from the balance in the Second Injury Fund an amount not to exceed $1,000,000 to be deposited to the credit of the Uninsured Employer's Fund for the payment of benefits as determined in accordance with section 11 of P.L.1966, c.126 (C.34:15-120.2). Any amount so transferred shall be included in the next Uninsured Employer's Fund surcharge imposed in accordance with section 10 of P.L.1966, c.126 (C.34:15-120.1) and any amount so transferred shall be returned to the Second Injury Fund without interest and shall be included in net assets of the Second Injury Fund pursuant to paragraph (4) of subsection c. of R.S.34:15-94.

Notwithstanding the provisions of any law or regulation to the contrary, the funds appropriated for Second Injury Fund benefits are available for the payment of obligations applicable to prior fiscal years.

Amounts to administer the Uninsured Employer's Fund are appropriated from the Uninsured Employer's Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of R.S.43:21-16 or any other law or regulation to the contrary, any recoveries from fines and penalties assessed on or before October 21, 2013 in connection with fraudulently obtained unemployment insurance benefits are appropriated and shall be deposited into the Unemployment Compensation Auxiliary Fund.

From the funds made available to the State under section 903(d)(4) of the Social Security Act (42 U.S.C. s.1103 et seq.), as amended, the amount of $19,000,000 or so much thereof as may be necessary, is appropriated for the continued maintenance and improvement of services to unemployment insurance claimants through the improvement and modernization of the benefit payment system and other technology improvements and to employment service clients through the continued development and maintenance of one-stop offices throughout the State and other investments in technology, processes, and services that will enhance job opportunities for clients. An amount not to exceed $3,000,000 is appropriated from the funds made available to the State under section 903(d)(4) of the Social Security Act (42 U.S.C. s.1103 et seq.), as amended, for enhancing the Department's effort in auditing and collection of unemployment contribution obligations, subject to the approval of the Director of the Division of Budget and Accounting.

54 Manpower and Employment Services

DIRECT STATE SERVICES

07-4535 Vocational Rehabilitation Services	$2,027,000
09-4545 Employment Services	7,922,000
12-4550 Workplace Standards	4,917,000
16-4555 Public Sector Labor Relations	2,789,000
17-4560 Private Sector Labor Relations	376,000
Total Direct State Services Appropriation, Manpower and Employment Services	$18,031,000

Direct State Services:

Personal Services:	
Salaries and Wages	($13,118,000)
Materials and Supplies	(25,000)
Services Other Than Personal	(349,000)
Maintenance and Fixed Charges	(20,000)
Special Purpose:	
09 Workforce Development Partnership Program	(1,432,000)
09 Workforce Development Partnership – Counselors	(61,000)
09 Workforce Literacy and Basic Skills Program	(1,500,000)
12 Worker and Community Right to Know Act	(22,000)
12 Public Works Contractor Registration	(1,467,000)
12 Safety Commission	(2,000)
Additions, Improvements and Equipment	(35,000)

The amount hereinabove appropriated for the Vocational Rehabilitation Services program classification is appropriated from the Unemployment Compensation Auxiliary Fund.

The amount hereinabove appropriated for Salaries and Wages for the Vocational Rehabilitation Services program classification shall be conditioned on the following: a) prior to determination of funding levels for the various services funded by any State or federal funds for vocational rehabilitation services, including but not limited to slot values and transportation, the Commissioner of Labor and Workforce Development shall consult with the sheltered workshop provider community to ensure a fair and adequate allocation of funding; and b) the Commissioner shall notify the Joint Budget Oversight Committee not less than 10 days prior to implementation of any change in rates for vocational rehabilitation services.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Vocational Rehabilitation Services program classification is available for the payment of obligations applicable to prior fiscal years.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated for the Council on Gender Parity an amount not to exceed $54,000 from the Unemployment Compensation Auxiliary Fund for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Workforce Development Partnership Program and Workforce Development Partnership - Counselors shall be appropriated from receipts from the Workforce Development Partnership Fund, pursuant to P.L.1992, c.44 (C.34:15D-12 et seq.), together with such additional amounts as may be required to administer the Workforce Development Partnership Program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, up to 15% of the amount available from the Workforce Development Partnership Fund for the Supplemental Workforce Development Benefits Program shall be appropriated as necessary to fund additional administrative costs relating to the processing and payment of benefits, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1992, c.44 (C.34:15D-12 et seq.), or any other law or regulation to the contrary, the unexpended balance at the end of the preceding fiscal year in the Workforce Development Partnership Fund is appropriated to such fund, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Workforce Literacy and Basic Skills Program shall be appropriated from receipts received pursuant to P.L.2001, c.152 (C.34:15D-21 et seq.), together with such additional amounts as may be required to administer the Workforce Literacy Program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "Supplemental Workforce Fund for Basic Skills," P.L.2001, c.152 (C.34:15D-21 et seq.), or any law or regulation to the contrary, the unexpended balance at the end of the preceding fiscal year in the Supplemental Workforce Fund for Basic Skills is appropriated to such fund, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated for the Workplace Standards program and the unexpended balance at the end of the preceding fiscal year are appropriated for the same program, subject to the approval of the Director of the Division of Budget and Accounting.

Any excess receipts that are appropriated to the Workplace Standards program and that are available may be used by the Department of Labor and Workforce Development as match for any federal programs requiring a State match.

Of the amount hereinabove appropriated for Workplace Standards Salaries and Wages, an amount not less than $500,000 shall be allocated for the costs of additional staff assigned to enforce the provisions of the "New Jersey Prevailing Wage Act," P.L.1963, c.150 (C.34:11-56.25 et seq.).

Notwithstanding the provisions of the "Worker and Community Right To Know Act," P.L.1983, c.315 (C.34:5A-1 et seq.), the amount hereinabove appropriated for the Worker and Community Right To Know Act account is payable from the Worker and Community Right To Know Fund. If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

Receipts in excess of the amount anticipated for the Public Works Contractor Registration program and the unexpended balance at the end of the preceding fiscal year are appropriated for the Public Works Contractor Registration program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "New Jersey Employer-Employee Relations Act," P.L.1941, c.100 (C.34:13A-1 et seq.), the cost of fact-finding shall be borne equally by the public employer and the exclusive employee representative.

The amount hereinabove appropriated for the Private Sector Labor Relations program classification is appropriated from the Unemployment Compensation Auxiliary Fund.

From the appropriation provided hereinabove in support of office leases, and notwithstanding the provisions of P.L.1992, c.130 (C.52:18A-191.1 et seq.), the State Treasurer, in consultation with the Commissioner of Labor and Workforce Development, is hereby authorized to enter into cost-sharing agreements with any authorized non-State partner that offers programs and activities supported primarily by federal funds from the United States Departments of Labor and Education in the State's one-stop centers for the purpose of co-locating such partner in an office with the Department of Labor and Workforce Development providing rent costs shall be equitably shared in accordance with a cost allocation plan approved by the Commissioner of Labor and Workforce Development.

There are appropriated from the Wage and Hour Trust Fund and the Prevailing Wage Act Trust Fund such amounts as may be necessary for payments.

GRANTS-IN-AID

07-4535 Vocational Rehabilitation Services $32,599,000
(From General Fund) ..... *$30,952,000)*
(From Casino Revenue Fund) ..... *1,647,000)*
10-4545 Employment and Training Services 21,557,000
Total Grants-in-Aid Appropriation, Manpower and Employment Services $54,156,000
(From General Fund) ..... *$52,509,000)*
(From Casino Revenue Fund) ..... *$1,647,000)*

Grants-in-Aid:

07 Vocational Rehabilitation Services ..... ($27,628,000)
07 Services to Clients (State Share) ..... (3,324,000)
07 Vocational Rehabilitation Services (CRF) ..... (1,647,000)
10 New Jersey Youth Corps ..... (1,744,000)
10 Work First New Jersey Work Activities ..... (19,813,000)

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated $10,500,000 from the Workforce Development Partnership Fund.

In addition to the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated an additional $3,750,000 from the Workforce Development Partnership Fund for Extended Employment (Center based jobs), Extended

Employment Transportation, and Long-Term Follow Along Services which shall be allocated in the same amounts as in Fiscal Year 2020. Further, there is appropriated an additional $3,750,000 from the Workforce Development Partnership Fund, of which $2,700,000 shall be allocated for the Extended Employment client slots, and $1,050,000 shall be allocated for Extended Employment Transportation. Further, there is appropriated an additional $10,500,000 from the Workforce Development Partnership Fund for Extended Employment.

Of the amounts hereinabove appropriated for Vocational Rehabilitation Services, an amount not less than $43,776,000 shall be allocated for the Extended Employment client slots and shall be paid in nine equal monthly payments of $4,864,000, commencing in October 2020. These funds shall be contracted in October, and the first payment shall be paid to providers in October 2020.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Vocational Rehabilitation Services, there is appropriated $6,835,500 from the Supplemental Workforce Fund for Basic Skills.

In addition to the amount hereinabove appropriated for Vocational Rehabilitation Services, an amount not to exceed $6,000,000 to allow for the matching of federal funds made available pursuant to 29 U.S.C. s.730 is hereby appropriated from the Supplemental Workforce Fund for Basic Skills, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for the Employment and Training Services program classification, an amount not to exceed $37,500 is appropriated from the Unemployment Compensation Auxiliary Fund for costs incurred by the Disadvantaged Youth Employment Opportunities Council, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for New Jersey Youth Corps, $1,387,500 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9) and an amount not to exceed 10% from all funds available to the program shall be made available for administrative costs incurred by the Department of Labor and Workforce Development.

Of the amount hereinabove appropriated for the New Jersey Youth Corps program, $356,250 is appropriated from the Unemployment Compensation Auxiliary Fund.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for New Jersey Youth Corps, there is appropriated an amount not to exceed $1,650,000 from the Supplemental Workforce Fund for Basic Skills, P.L.2001, c.152 (C.34:15D-21 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for Work First New Jersey Work Activities and Work First New Jersey-Training Related Expenses, $6,142,500 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated for Work First New Jersey Work Activities, an amount not to exceed 3% shall be made available for administrative costs incurred by the Department of Labor and Workforce Development.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for the Work First New Jersey Work Activities and Work First New Jersey-Training Related Expenses accounts, an amount not to exceed $16,125,000 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Vocational Rehabilitation Services program classification is available for the payment of obligations applicable to prior fiscal years.

In addition to the amount hereinabove appropriated for Vocational Rehabilitation Services, such sums as may be necessary to allow for the matching of federal funds made available pursuant to 29 U.S.C. s.730 are hereby appropriated from the Workforce Development Partnership fund, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Employment and Training Services, an amount not to exceed $22,500,000 is appropriated from the Workforce Development Partnership Fund, section 9 of P.L.1992, c.43 (C.34:15D-9), for the purpose of funding the NJ Apprenticeship Network, the Career Accelerator Internship Program, the Workforce Development Policy and Evaluation Lab, the NJ Career Network, and such other priority additional workforce initiatives recommended by the Commissioner of Labor and Workforce Development, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Employment and Training Services, an amount not to exceed $1,500,000 is appropriated from the Workforce Development Partnership Fund for the Parolee Employment Placement Program for parolee employment services from contracted providers, subject to the approval of the Director of the Division of Budget and Accounting.

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

22-4575 General Administration, Agency Services, Test Development and Analytics	$14,096,000
24-4580 Appeals and Regulatory Affairs	1,443,000
Total Direct State Services Appropriation, General Government Services	$15,539,000

Direct State Services:

Personal Services:

Civil Service Commission ..... ($4,000)

Salaries and Wages ..... (14,444,000)
Materials and Supplies ..... (142,000)
Services Other Than Personal ..... (472,000)
Maintenance and Fixed Charges ..... (107,000)
Special Purpose:
22 Test Validation/Police Testing ..... (325,000)
22 Americans with Disabilities Act ..... (45,000)

Receipts from fees charged to applicants for open competitive or promotional examinations, and the unexpended fee balance at the end of the preceding fiscal year, collected from firefighter and law enforcement examination receipts, are appropriated for the costs of administering these exams, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from fees charged for appeals to the Civil Service Commission are appropriated for the costs of administering the appeals process, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from Training and Development (CLIP) and any unexpended balance at the end of the preceding fiscal year are appropriated for costs related to that program, subject to the approval of the Director of the Division of Budget and Accounting.

Department of Labor and Workforce Development,
Total State Appropriation $130,450,000

Summary of Department of Labor and Workforce Development Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $76,294,000
Grants-in-Aid 54,156,000
Appropriations by Fund:
General Fund $128,803,000
Casino Revenue Fund 1,647,000

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66 DEPARTMENT OF LAW AND PUBLIC SAFETY
10 Public Safety and Criminal Justice
12 Law Enforcement
DIRECT STATE SERVICES

06-1200 State Police Operations $218,246,000
09-1020 Criminal Justice 29,005,000
30-1460 Gaming Enforcement 39,973,000
(From Casino Control Fund ..... $39,973,000)
99-1200 Administration and Support Services 25,065,000
Total Direct State Services Appropriation, Law Enforcement $312,289,000

(From General Fund ..... *$272,316,000)*
(From Casino Control Fund ..... *39,973,000)*

Direct State Services:

Personal Services:
Salaries and Wages ..... ($140,242,000)
Salaries and Wages (CCF) ..... (33,921,000)
Cash in Lieu of Maintenance ..... (25,201,000)
Cash in Lieu of Maintenance (CCF) ..... (604,000)
Materials and Supplies ..... (9,355,000)
Materials and Supplies (CCF) ..... (262,000)
Services Other Than Personal ..... (11,878,000)
Services Other Than Personal (CCF) ..... (1,738,000)
Maintenance and Fixed Charges ..... (5,124,000)
Maintenance and Fixed Charges (CCF) ..... (1,911,000)
Special Purpose:
06 Nuclear Emergency Response Program ..... (230,000)
06 Drunk Driver Fund Program ..... (109,000)
06 State Police DNA Laboratory Enhancement ..... (3,262,000)
06 Urban Search and Rescue ..... (508,000)
06 Rural Section Policing ..... (49,547,000)
06 Radio System Upgrade ..... (2,250,000)
06 Expungement Unit ..... (10,000,000)
09 Division of Criminal Justice – State Match ..... (489,000)
09 Office of Public Integrity & Accountability ..... (6,387,000)
09 Expenses of State Grand Jury ..... (222,000)
09 Medicaid Fraud Investigation – State Match ..... (750,000)
30 Gaming Enforcement (CCF) ..... (1,125,000)
99 Emergency Operations Center and Hamilton TechPlex Maintenance ..... (2,605,000)
99 N.C.I.C. 2000 Project ..... (1,181,000)
Additions, Improvements and Equipment ..... (2,976,000)
Additions, Improvements and Equipment (CCF) ..... (412,000)

Notwithstanding the provisions of any law or regulation to the contrary, receipts from the recovery of costs associated with the implementation of the "Criminal Justice Act of 1970," P.L.1970, c.74 (C.52:17B-97 et seq.), are appropriated for the purpose of offsetting the costs of the Division of Criminal Justice, and the unexpended balance at the end of the preceding fiscal year in the Criminal Justice Cost Recovery account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Victim and Witness Advocacy Fund account, together with receipts pursuant to section 2 of P.L.1979, c.396 (C.2C:43-3.1) is appropriated.

Such additional amounts as may be required to carry out the provisions of the "New Jersey Antitrust Act" P.L.1970, c.73 (C.56:9-1 et seq.) are appropriated from the

General Fund, provided, however, that any expenditures therefrom shall be subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from license fees and/or audits conducted to insure compliance with "The Private Detective Act of 1939," P.L.1939, c.369 (C.45:19-8 et seq.), are appropriated to defray the cost of this activity.

Notwithstanding the provisions of any other law or regulation to the contrary, none of the monies appropriated to the Division of State Police shall be used to provide police protection to the inhabitants of rural sections pursuant to R.S.53:2-1 in a municipality in which such services were not provided in the previous fiscal year or to expand such services in a municipality beyond the level at which such services were provided in the previous fiscal year.

Of the amounts hereinabove appropriated in the Rural Section Policing account, amounts may be transferred to salary and other operating accounts within the Division of State Police, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Expungement Unit account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

All fees and receipts collected, pursuant to paragraph (7) of subsection l. of N.J.S.2C:39-6, the Retired Officer Handgun Permits program, and the unexpended balance at the end of the preceding fiscal year, are appropriated to offset the costs of administering the application process, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Drunk Driver Fund Program account, together with any receipts in excess of the amount anticipated in the Drunk Driving Fines account in the Department of Transportation, are appropriated to the Drunk Driver Fund Program account in the Department of Law and Public Safety, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Drunk Driver Fund Program, there is appropriated $612,000 from the New Jersey Motor Vehicle Commission for the Drunk Driver Fund Program.

The amount hereinabove appropriated for the Drunk Driver Fund Program is payable out of the Drunk Driving Enforcement Fund established pursuant to section 1 of P.L.1984, c.4 (C.39:4-50.8) designated for this purpose and any amount remaining therein. If receipts to the fund are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of section 3 of P.L.1985, c.69 (C.53:1-20.7), the unexpended balance at the end of the preceding fiscal year, in the Noncriminal Record Checks account, together with any receipts in excess of the amount anticipated are appropriated for use of the Division of State Police, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for State Police Operations, such amounts as may be required for the purpose of offsetting costs of the provision of State Police services are appropriated from indirect cost recoveries received from the New Jersey Highway Authorities and other agencies, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts pursuant to the New Jersey Emergency Medical Service Helicopter Response Act, under subsection a. of section 1 of P.L.1992, c.87 (C.39:3-8.2) are appropriated to the Division of State Police and the Department of Health to defray the operating costs of the New Jersey Emergency Medical Service Helicopter Response Program as authorized under P.L.1986, c.106 (C.26:2K-35 et seq.) and the general aviation program. The unexpended balance at the end of the preceding fiscal year is appropriated to the special capital maintenance reserve account for capital replacement and major maintenance of medevac and general aviation helicopter equipment and any expenditures therefrom shall be subject to the approval of the Director of the Division of Budget and Accounting. Receipts pursuant to the New Jersey Emergency Medical Service Helicopter Response Act under subsection c. of section 1 of P.L.1992, c.87 (C.39:3-8.2) are appropriated to the Division of State Police to fund the costs of new State Police recruit training classes. The unexpended balance at the end of the preceding fiscal year is appropriated for this purpose subject to the approval of the Director of the Division of Budget and Accounting. No funds shall be expended to expand services in a manner that duplicates service currently provided. The Department of Health and the Division of State Police shall establish performance metrics to ensure the appropriate delivery of State-wide emergency medical helicopter service and that no inefficient duplication of State funded service exists.

Notwithstanding the provisions of any law or regulation to the contrary, receipts and available balances collected pursuant to the New Jersey Emergency Medical Service Helicopter Response Act, subsection a. of section 1 of P.L.1992, c.87 (C.39:3-8.2), not to exceed $11,280,000, are appropriated for State Police salaries, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts and available balances pursuant to the New Jersey Emergency Medical Service Helicopter Response Act under subsection a. of section 1 of P.L.1992, c.87 (C.39:3-8.2), not to exceed $6,505,000 are appropriated for State Police vehicles, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts and available balances pursuant to the New Jersey Emergency Medical Service Helicopter Response Act under subsection a. of section 1 of P.L.1992, c.87 (C.39:3-8.2), not to exceed $2,000,000 are appropriated for State Police equipment, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in the "Commercial Vehicle Enforcement Fund" established pursuant to section 17 of P.L.1995, c.157 (C.39:8-75) are appropriated to offset all reasonable and necessary expenses of the Division of State Police and the New Jersey Motor Vehi-

cle Commission in the performance of commercial truck safety and emission inspections, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 6 of P.L.2003, c.183 (C.39:5-41) or any other law or regulation to the contrary, an amount not to exceed $700,000 from receipts from fines and penalties collected by the Division of State Police shall be deposited in the General Fund as State revenue, subject to the approval of the Director of the Division of Budget and Accounting.

All fees, penalties and receipts collected, pursuant to the "Security Officer Registration Act," P.L.2004, c.134 (C.45:19A-1 et seq.) and the unexpended balance at the end of the preceding fiscal year, are appropriated to offset the costs of administering this process, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts and available balances from the agency surcharge on vehicle rentals pursuant to section 54 of P.L.2002, c.34 (C.App.A:9-78), not to exceed $13,305,000 for State Police salaries related to Statewide security services, are appropriated for those purposes and shall be deposited into a dedicated account, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated to the Divisions of State Police and Criminal Justice, there are appropriated to the respective State departments and agencies such amounts as may be received or receivable from any instrumentality, municipality, or public authority for direct and indirect costs of all services furnished thereto, except as to such costs for which funds have been included in appropriations otherwise made to the respective State departments and agencies as the Director of the Division of Budget and Accounting shall determine.

There is appropriated, an amount up to $25,000, from the General Fund, to pay for each award or each tip for information that prevents, frustrates, or favorably resolves acts of international or domestic terrorism against New Jersey persons or property, as well as tips related to the identification of illegal guns, drugs and gangs. Rewards may also be paid for information leading to the arrest or conviction of terrorists and/or gang members attempting, committing, conspiring to commit or aiding and abetting in the commission of such acts or to the identification or location of an individual who holds a key leadership position in a terrorist and/or gang organization, subject to the approval of the Attorney General and the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated to the Division of State Police, there shall be credited against such amounts such monies as are received by the Division of State Police pursuant to a Memorandum of Understanding between the Division of State Police and the New Jersey Schools Development Authority for services rendered by the Division of State Police in connection with the school construction program.

In addition to the amount hereinabove appropriated for Gaming Enforcement, there are appropriated from the Casino Control Fund such additional amounts as may be re-

quired for gaming enforcement, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

06-1200 State Police Operations $289,000
Total Grants-in-Aid Appropriation, Law Enforcement..... $289,000

Grants-in-Aid:

06 Nuclear Emergency Response Program.....($289,000)

The amount hereinabove appropriated for the Nuclear Emergency Response Program account is payable from receipts pursuant to the assessment of electrical utility companies under P.L.1981, c.302 (C.26:2D-37 et seq.). The unexpended balance at the end of the preceding fiscal year in the Nuclear Emergency Response Program account is appropriated for the same purpose.

STATE AID

06-1200 State Police Operations $3,000,000
(From Property Tax Relief Fund..... $3,000,000)
Total State Aid Appropriation, Law Enforcement..... $3,000,000
(From Property Tax Relief Fund ..... $3,000,000)

State Aid:

06 Essex Crime Prevention (PTRF).....($3,000,000)

13 Special Law Enforcement Activities

DIRECT STATE SERVICES

03-1160 Office of Highway Traffic Safety..... $498,000
17-1420 Election Law Enforcement..... 3,868,000
20-1450 Review and Enforcement of Ethical Standards 792,000
22-1410 Regulation of Racing Activities 15,000,000
Total Direct State Services Appropriation, Special Law Enforcement Activities..... $20,158,000

Direct State Services:

Personal Services:
Salaries and Wages .....($4,039,000)
Materials and Supplies.....(50,000)
Services Other Than Personal.....(564,000)
Maintenance and Fixed Charges.....(7,000)
Special Purpose:
03 Federal Highway Safety.....(498,000)
22 Horse Racing Purse Subsidies.....(15,000,000)

Notwithstanding the provisions of section 14 of P.L.1992, c.188 (C.33:1-4.1) or any other law or regulation to the contrary, an amount not to exceed $4,199,000 from receipts from fees and penalties collected by the Division of Alcoholic Beverage Control shall be deposited in the General Fund as State revenue.

From the receipts from uncashed pari-mutuel winning tickets and the regulation, supervision, licensing, and enforcement of all New Jersey Racing Commission activities and functions, such amounts as may be required are appropriated for the purpose of offsetting the costs of the administration and operation of the New Jersey Racing Commission, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from breakage monies and uncashed pari-mutuel winning tickets resulting from off-track and account wagering and any reimbursement assessment against permit holders or successors in interest to permit holders shall be distributed to the New Jersey Racing Commission in accordance with the provisions of the "Off-Track and Account Wagering Act," P.L.2001, c.199 (C.5:5-127 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

All fees, fines, and penalties collected pursuant to P.L.1973, c.83 (C.19:44A-1 et al.) and section 11 of P.L.1991, c.244 (C.52:13C-23.1) are appropriated for the purpose of offsetting additional operational costs of the New Jersey Election Law Enforcement Commission, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, amounts received pursuant to P.L.1971, c.183 (C.52:13C-18 et seq.) are appropriated for the purpose of offsetting additional operational costs of the New Jersey Election Law Enforcement Commission, subject to the approval of the Director of the Division of Budget and Accounting.

Of the receipts from the regulation, supervision, and licensing of all State Athletic Control Board activities and functions, an amount is appropriated for the purpose of offsetting the costs of the administration and operation of the State Athletic Control Board, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the Gubernatorial Elections Fund such sums as may be required for payments to persons qualifying for additional public funds pursuant to section 5 of P.L.1974, c.26 (C.19:44A-30); provided, however, that should the amount available in the Gubernatorial Elections Fund be insufficient to support such an appropriation, there are appropriated from the General Fund to the Gubernatorial Elections Fund such sums as may be required, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for the Election Law Enforcement Gubernatorial Elections Fund, an amount not to exceed $480,000 may be used to offset the administrative costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

17-1420 Election Law Enforcement $6,594,000
(From Gubernatorial Elections Fund ..... $6,594,000)

Total Grants-In-Aid Appropriation, Special Law Enforcement Activities $6,594,000
(From Gubernatorial Elections Fund ..... $6,594,000)

Grants-in-Aid:

17 Election Law Enforcement (GEF) .....($6,594,000)

18 Juvenile Services

DIRECT STATE SERVICES

34-1500 Juvenile Community Programs $20,605,000
35-1505 Institutional Control and Supervision 29,807,000
36-1505 Institutional Care and Treatment 9,442,000
40-1500 Juvenile Parole and Transitional Services 4,502,000
99-1500 Administration and Support Services 11,762,000
Total Direct State Services Appropriation, Juvenile Services $76,118,000

Direct State Services:

Personal Services:
Salaries and Wages .....($62,400,000)
Materials and Supplies.....(2,967,000)
Services Other Than Personal.....(6,704,000)
Maintenance and Fixed Charges.....(2,204,000)
Special Purpose:
34 Juvenile Aftercare Programs.....(51,000)
34 Juvenile Justice Initiatives .....(382,000)
99 Johnstone Facility Maintenance.....(227,000)
99 Juvenile Justice - State Matching Funds .....(92,000)
99 Custody and Civilian Staffer Equipment and Supplies(186,000)
Additions, Improvements and Equipment .....(905,000)

Receipts from the eyeglass program at the New Jersey Training School for Boys and any unexpended balance at the end of the preceding fiscal year are appropriated for the operation of the program.

GRANTS-IN-AID

34-1500 Juvenile Community Programs $12,449,000
Total Grants-in-Aid Appropriation, Juvenile Services $12,449,000

Grants-in-Aid:

34 Juvenile Detention Alternative Initiative .....($1,425,000)
34 Alternatives to Juvenile Incarceration Programs .....(1,218,000)
34 Crisis Intervention Program.....(3,219,000)
34 State/Community Partnership Grants.....(6,352,000)
34 Purchase of Services for Juvenile Offenders .....(235,000)

Of the amounts hereinabove appropriated in the various Grants-In-Aid accounts, the Juvenile Justice Commission shall assure that Grants-In-Aid recipients demonstrate cultural competency to serve clients within their respective communities and offer

training opportunities in cultural competence to staff of community-based organizations the recipients may serve.

Of the amounts hereinabove appropriated for the Juvenile Detention Alternative Initiative, such amounts as may be required shall be transferred to various Direct State Service operating accounts, subject to the approval of the Director of the Division of Budget and Accounting.

19 Central Planning, Direction and Management

DIRECT STATE SERVICES

13-1005 Homeland Security and Preparedness $7,899,000
99-1000 Administration and Support Services 11,856,000
Total Direct State Services Appropriation, Central Planning, Direction and Management $19,755,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($7,519,000)
Materials and Supplies ..... (55,000)
Services Other Than Personal ..... (330,000)
Maintenance and Fixed Charges ..... (16,000)
Special Purpose:
13 Office of Homeland Security and Preparedness ..... (2,990,000)
13 Cybersecurity and Data Protection ..... (4,909,000)
99 Prescription Drug Monitoring Program Enhancements ..... (150,000)
99 Continuing Education for Health Care Professionals .. (750,000)
99 Online Licensure for Mental Health Professionals ..... (375,000)
99 Operation Helping Hand ..... (1,650,000)
99 Office of Law Enforcement Professional Standards ..... (995,000)
Additions, Improvements and Equipment ..... (16,000)

The Attorney General shall provide the Director of the Division of Budget and Accounting, the Senate Budget and Appropriations Committee and the Assembly Appropriations Committee, or the successor committees thereto, with written reports on August 1 and February 1, of the use and disposition by State law enforcement agencies, including the offices of the county prosecutors, of any interest in property or money seized, or proceeds resulting from seized or forfeited property, and any interest or income earned thereon, arising from any State law enforcement agency involvement in a surveillance, investigation, arrest or prosecution involving offenses under N.J.S.2C:35-1 et seq. and N.J.S.2C:36-1 et seq. leading to such seizure or forfeiture. The reports shall specify for the preceding period of the fiscal year the type, approximate value, and disposition of the property seized and the amount of any proceeds received or expended, whether obtained directly or as contributive share, including but not limited to the use thereof for asset maintenance, forfeiture prosecution costs,

costs of extinguishing any perfected security interest in seized property and the contributive share of property and proceeds of other participating local law enforcement agencies. The reports shall provide an itemized accounting of all proceeds expended and shall specify with particularity the nature and purpose of each such expenditure.

Penalties, fines, and other fees collected pursuant to N.J.S.2C:35-20 and deposited into the State Forensic Laboratory Fund, together with the unexpended balance at the end of the preceding fiscal year, are appropriated and may be transferred to the Division of State Police to defray additional laboratory related administration and operational expenses of the "Comprehensive Drug Reform Act of 1987," N.J.S.2C:35-1 et al., subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Office of Homeland Security and Preparedness is appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Office of Homeland Security and Preparedness, such additional amounts as may be required are appropriated for the purposes of providing State matching funds for federal grants related to homeland security and such amounts may be transferred to other departments and State agencies for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the agency surcharge on vehicle rentals pursuant to section 54 of P.L.2002, c.34 (C.App.A:9-78), not to exceed $8,900,000, are appropriated for the Office of Homeland Security and Preparedness and shall be deposited into a dedicated account, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

13-1005 Homeland Security and Preparedness $1,153,000

Total Grants-in-Aid Appropriation, Central Planning, Direction and Management $1,153,000

Grants-in-Aid:

13 New Jersey Nonprofit Security Grant Pilot Program (P.L.2017, c.246).....($1,153,000)

Of the amount appropriated for the New Jersey Nonprofit Security Grant Pilot Program (P.L.2017, c.246), the unexpended balance at the end of the preceding fiscal year is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

The unexpended balance at the end of the preceding fiscal year in the Capital for Homeland Security Critical Infrastructure account is appropriated and such amounts may be transferred to other departments and State agencies for any State and/or local homeland security purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law, regulation or Executive Order to the contrary, any purchase by the State or by a State agency or local government unit of equipment, goods or services related to homeland security and domestic preparedness, that is paid for or reimbursed by State funds appropriated in this fiscal year, to the Department of Law and Public Safety, for Homeland Security and Preparedness under program classification, may be made through the receipt of public bids or as an alternative to public bidding and subject to the provisions of this paragraph, through direct purchase without advertising for bids or rejecting bids already received but not awarded. Purchases made without public bidding shall be from vendors that shall: (1) be holders of a current State contract for the equipment, goods or services sought, or (2) be participating in a federal procurement program established by a federal department or agency, or (3) have been approved by the State Treasurer in consultation with the Director of the Office of Homeland Security and Preparedness. The equipment, goods or services purchased by a local government unit receiving such State funds by subgrant, shall be referred to in the grant agreement issued by the Office of Homeland Security and Preparedness and shall be authorized by resolution of the governing body of the local government unit entering into the grant agreement. Such resolution may, without subsequent action of the local governing body, simultaneously accept the grant from the State administrative agency, authorize the insertion of the revenue and offsetting appropriation in the budget of the local government unit, and authorize the contracting agent of the local government unit to procure the equipment, goods or services. A copy of such resolution shall be filed with the chief financial officer of the local government unit and the Division of Local Government Services in the Department of Community Affairs.

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

12-1010 Legal Services	$63,376,000
Subtotal Direct State Services Appropriation, General Government Services	$63,376,000
Less:	
Legal Services	**$50,242,000**
Total Income Deductions	**$50,242,000**
Total Direct State Services Appropriation, General Government Services	$13,134,000

Direct State Services:

Personal Services:	
Salaries and Wages	($11,555,000)
Materials and Supplies	(67,000)
Services Other Than Personal	(331,000)
Maintenance and Fixed Charges	(100,000)
Special Purpose:	

12 Legal Services.....(50,242,000)
12 Child Welfare Unit.....(1,081,000)
Less:
Total Income Deductions.....50,242,000

In addition to the amount hereinabove appropriated for Legal Services and the additional amount associated with employee fringe benefit costs, there are appropriated such amounts as may be received or receivable from any State agency, instrumentality or public authority for direct or indirect costs of legal services furnished thereto and attributable to a change in or the addition of a client agency agreement, subject to the approval of the Director of the Division of Budget and Accounting.

The Director of the Division of Budget and Accounting is empowered to credit or transfer to the General Fund from any other department, branch, or non-State fund source, out of funds appropriated thereto, such funds as may be required to cover the costs of legal services attributable to that other department, branch, or non-State fund source as the Director of the Division of Budget and Accounting shall determine. Receipts in any non-State fund are appropriated for the purpose of such transfer.

Notwithstanding the provisions of any law or regulation to the contrary, revenues derived from penalties, cost recoveries, restitution or other recoveries to the State are appropriated to offset unbudgeted, extraordinary costs of legal, investigative, administrative, expert witnesses and other services, incurred by the Division of Law related to litigation and acting on behalf of the State and State agencies and the costs of settlements and judgments as determined by the Division of Law. Such amounts first shall be charged to any revenues derived from recoveries collected by the State and are also appropriated from the General Fund, subject to the approval of the Director of the Division of Budget and Accounting.

80 Special Government Services
82 Protection of Citizens' Rights
DIRECT STATE SERVICES

14-1310 Consumer Affairs $5,795,000
15-1318 Operation of State Professional Boards 13,232,000
(From General Fund ..... $13,163,000)
(From Casino Revenue Fund ..... 69,000)
16-1350 Protection of Civil Rights 4,221,000
19-1440 Victims of Crime Compensation Office 10,872,000
Total Direct State Services Appropriation, Protection of Citizens' Rights $34,120,000
(From General Fund ..... $34,051,000)
(From Casino Revenue Fund ..... 69,000)

Direct State Services:
Personal Services:
Salaries and Wages .....($4,228,000)
Salaries and Wages (CRF) .....(57,000)
Employee Benefits (CRF) .....(12,000)

Materials and Supplies ..... (81,000)
Services Other Than Personal ..... (14,088,000)
Maintenance and Fixed Charges ..... (154,000)
Special Purpose:
14 Prescription Drug Monitoring Program ..... (308,000)
14 Consumer Affairs Legalized Games of Chance ..... (899,000)
14 Securities Enforcement Fund ..... (670,000)
14 Consumer Affairs Weights and Measures Program . (1,959,000)
14 Consumer Affairs Charitable Registration Program ... (417,000)
15 Personal Care Attendants - Background Checks..... (375,000)
19 Claims - Victims of Crime ..... (10,872,000)

In addition to the amount hereinabove appropriated for Consumer Affairs, receipts in excess of the amount anticipated, attributable to changes in fee structure or fee increases, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

All fees, penalties, and costs collected pursuant to P.L.1988, c.123 (C.56:12-29 et seq.) are appropriated for the purpose of offsetting costs associated with the handling and resolution of consumer automotive complaints.

Fees and cost recoveries collected pursuant to P.L.1989, c.331 (C.34:8-43 et al.) are appropriated in an amount not to exceed additional expenses associated with mandated duties of the Division of Consumer Affairs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from penalties and the unexpended balance at the end of the preceding fiscal year in the Consumer Fraud Education Fund program account pursuant to P.L.1999, c.129 (C.56:8-14.2 et seq.) are appropriated for the purpose of offsetting the cost of operating the program and for use by the Department of Law and Public Safety to support departmental efforts related to critical training, equipment, facility needs, background checks, investigations required by law, opioid related expenses, and unanticipated costs related to enforcement needs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from the assessment and recovery of costs, fines, and penalties as well as other receipts received pursuant to the Consumer Fraud Act, P.L.1960, c.39 (C.56:8-1 et seq.), are appropriated and may be transferred for additional operational costs of the Division of Consumer Affairs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts in excess of the amount anticipated and the unexpended balances at the end of the preceding fiscal year are appropriated to the Controlled Dangerous Substance Registration Program for the purpose of offsetting the costs of the administration and operation of the program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated pursuant to P.L.1954, c.7 (C.5:8-1 et seq.) from the operations of the Division of Consumer Affairs Legalized Games of

Chance program and the unexpended balances at the end of the preceding fiscal year, are appropriated for the purpose of offsetting the operational costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Securities Enforcement Fund account is payable from receipts from fees and penalties deposited in the Securities Enforcement Fund pursuant to section 15 of P.L.1985, c.405 (C.49:3-66.1). Notwithstanding the provisions of any law or regulation to the contrary, an amount not less than that anticipated as General Fund revenue from receipts from fees and penalties collected by the Securities Enforcement Fund shall be transferred to the General Fund as State revenue by April 1. The unexpended balance at the end of the preceding fiscal year is appropriated to the Securities Enforcement Fund program account to offset the cost of operating this program and for use by the Department of Law and Public Safety to support departmental efforts related to suicide and violence prevention, fire safety, anti-gang activities, background checks and investigations required by law, critical equipment or facility needs, and unanticipated public safety or citizen protection needs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated derived pursuant to R.S.51:1-1 et seq. from the operations of the Division of Consumer Affairs, Office of Weights and Measures program and the unexpended balances at the end of the preceding fiscal year, are appropriated for the purposes of offsetting the operational costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated pursuant to P.L.1994, c.16 (C.45:17A-18 et seq.) from the operations of the Division of Consumer Affairs Charitable Registration and Investigation program and the unexpended balances at the end of the preceding fiscal year, are appropriated for the purpose of offsetting the operational costs of the program, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for each of the several State professional boards, advisory boards, and committees shall be payable from receipts of those entities, and any receipts in excess of the amounts specifically provided to each of the entities, and the unexpended balances at the end of the preceding fiscal year are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 2 of P.L.1983, c.412 (C.10:5-14.1a), or any law or regulation to the contrary, any receipts from the assessment of fines, fees, and penalties pursuant to P.L.1945, c.169 (C.10:5-1 et seq.) are appropriated to the Division on Civil Rights for operational costs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the provision of copies of transcripts and other materials related to officially docketed cases are appropriated.

The unexpended balances at the end of the preceding fiscal year in the Victims of Crime Compensation Office pursuant to section 2 of P.L.1979, c.396 (C.2C:43-3.1) are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Claims - Victims of Crime is available for payment of awards applicable to claims filed in prior fiscal years.

Receipts from assessments under section 2 of P.L.1979, c.396 (C.2C:43-3.1) in excess of the amount anticipated and the unexpended balance at the end of the preceding fiscal year are appropriated for payment of claims of victims of crime pursuant to P.L.1971, c.317 (C.52:4B-1 et seq.) and for additional Victims of Crime Compensation Office operational costs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from assessments pursuant to section 2 of P.L.1979, c.396 (C.2C:43-3.1) and the unexpended balance at the end of the preceding fiscal year in the Criminal Disposition and Revenue Collection Fund program account are appropriated for the purpose of offsetting the costs of the design, development, implementation and operation of the Criminal Disposition and Revenue Collection Fund program, payment of claims of victims of crime and for Victims of Crime Compensation Office operational costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary and consistent with P.L.2015, c.55, restitution payments collected by the Department of Corrections owed to victims of crimes who have not been located by the Department and who have not come forward to claim such payments for a period of two years from when the Department attempts to locate them shall be transferred to the Victims of Crime Compensation Office and are appropriated to satisfy claims pursuant to the provisions of the "Criminal Injuries Compensation Act of 1971," P.L.1971, c.317 (C.52:4B-1 et seq.).

The amount hereinabove is appropriated from the Casino Revenue Fund for the costs associated with the operation of the New Jersey Board of Nursing.

Department of Law and Public Safety,
Total State Appropriation $499,059,000

Receipts from the provision of copies, the processing of credit cards and other materials related to compliance with section 6 of P.L.2001, c.404 (C.47:1A-5), are appropriated for the purpose of offsetting costs related to the public access of government records.

All registration fees, tuition fees, training fees, and all other fees received for reimbursement for attendance at courses conducted by any division in the Department of Law and Public Safety are appropriated for the purposes of offsetting the operating expenses of the courses, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 2 of P.L.1974, c.46 (C.45:1-3.2) or any law or regulation to the contrary, an amount not to exceed $33,500,000, subject to the approval of the Attorney General, is hereby appropriated from the unexpended bal-

ances of the several State professional boards, advisory boards, and committees located in the Department of Law and Public Safety which are not otherwise required to be expended for the purposes of such professional boards, advisory boards, and committees to pay for the costs and expenses of the various divisions within the Department of Law and Public Safety as determined by the Attorney General, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts in excess of the amount anticipated through seizure, forfeiture, or abandonment pursuant to any federal or State statutory or common law and proceeds of the sale of any such confiscated property or goods, except for such funds as are dedicated pursuant to N.J.S.2C:64-6, are appropriated for law enforcement purposes designated by the Attorney General.

Summary of Department of Law and Public Safety Appropriations
(For Display Purposes Only)

Appropriations by Category:	
Direct State Services	$475,574,000
Grants-in-Aid	20,485,000
State Aid	3,000,000
Appropriations by Fund:	
General Fund	$449,423,000
Property Tax Relief Fund	3,000,000
Casino Control Fund	39,973,000
Casino Revenue Fund	69,000
Gubernatorial Election Fund	6,594,000

67 DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS
10 Public Safety and Criminal Justice
14 Military Services
DIRECT STATE SERVICES

40-3620 New Jersey National Guard Support Services	$2,257,000
60-3600 Joint Training Center Management and Operations	42,000
99-3600 Administration and Support Services	3,086,000
Total Direct State Services Appropriation, Military Services	$5,385,000

Direct State Services:

Personal Services:	
Salaries and Wages	($3,239,000)
Materials and Supplies	(318,000)
Services Other Than Personal	(573,000)
Maintenance and Fixed Charges	(668,000)
Special Purpose:	
40 National Guard - State Active Duty	(37,000)

40 Joint Federal - State Operations and Maintenance Contracts (State Share)..... (266,000)
99 COVID-19 Training, Prevention, and Treatment..... (250,000)
Additions, Improvements and Equipment ..... (34,000)

Receipts from the rental and use of armories and the unexpended balance at the end of the preceding fiscal year in the receipt account are appropriated for the operation and maintenance thereof, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for New Jersey National Guard Support Services, funds received for Distance Learning Program use are appropriated for the same purposes, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the National Guard-State Active Duty account is appropriated for the same purpose.

The unexpended balance at the end of the preceding fiscal year in the Joint Federal-State Operations and Maintenance Contracts (State Share) account is appropriated for the same purpose.

Receipts from the sale of solar energy credits and the receipt of energy rebates and the unexpended balance at the end of the preceding fiscal year in the receipt account are appropriated for the operation and maintenance of other energy program projects.

80 Special Government Services
83 Services to Veterans
3610 Veterans' Program Support
DIRECT STATE SERVICES

50-3610 Veterans' Outreach and Assistance $2,622,000
51-3610 Veterans' Haven 1,495,000
70-3610 Burial Services 1,098,000
Total Direct State Services Appropriation, Veterans' Program Support..... $5,215,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($4,139,000)
Materials and Supplies..... (329,000)
Services Other Than Personal..... (180,000)
Maintenance and Fixed Charges..... (98,000)
Special Purpose:
50 Payment of Military Leave Benefits ..... (48,000)
50 Veterans' State Benefits Bureau ..... (76,000)
50 Maintenance for Memorials ..... (85,000)
70 Indigent Veteran Burial Assistance..... (25,000)
70 Honor Guard Support Services ..... (235,000)

Funds received for Veterans' Transitional Housing from the U.S. Department of Veterans Affairs and the individual residents, and the unexpended balance at the end of the preceding fiscal year, in the receipt account are appropriated for the same purpose.

Notwithstanding the provisions of section 4 of P.L.2001, c.351 (C.52:13H-2.1) or any other law or regulation to the contrary, the amount hereinabove appropriated for Payment of Military Leave Benefits is subject to the following conditions: it shall be the responsibility of the Department of Military and Veterans' Affairs to accept, review, and approve applications by a county, municipal governing body, or board of education for reimbursement of eligible costs incurred as a result of the provisions of P.L.2001, c.351, and to reimburse such costs from the Payment of Military Leave Benefits account.

Funds collected by and on behalf of the Korean Veterans' Memorial Fund are hereby appropriated for the purposes of the fund.

Funds received for plot interment allowances from the U.S. Department of Veterans Affairs, burial fees collected, and the unexpended program balances at the end of the preceding fiscal year are appropriated for perpetual care and maintenance of burial plots and grounds at the Brigadier General William C. Doyle Veterans' Memorial Cemetery in North Hanover Township, Burlington County, New Jersey.

Notwithstanding the provisions of any law or regulation to the contrary, no State funds are appropriated to the Department of Military and Veterans' Affairs for the purpose of reforestation or "in lieu of" payments under the P.L.1993, c.106 (C.13:1L-14.1 et seq.) in conjunction with the current or future operation, maintenance and construction of the Brigadier General William C. Doyle Veterans' Memorial Cemetery in North Hanover Township, Burlington County, New Jersey.

GRANTS-IN-AID

50-3610 Veterans' Outreach and Assistance $1,886,000

Total Grants-in-Aid Appropriation, Veterans' Program Support $1,886,000

Grants-in-Aid:

50	Support Services for Returning Veterans	($286,000)
50	Vietnam Veterans Memorial Foundation	(250,000)
50	Veterans' Tuition Grants	(4,000)
50	Veterans' Transportation	(251,000)
50	Blind Veterans' Allowances	(19,000)
50	Paraplegic and Hemiplegic Veterans' Allowance	(101,000)
50	Post Traumatic Stress Disorder	(975,000)

From the amount hereinabove appropriated for the Support Services for Returning Veterans, such amounts as may be required may be transferred to Veterans Outreach and Assistance-Direct State Services, Veterans' Haven North and South - Direct State Services and Veterans' Transportation Grants-In-Aid, subject to the approval of the Director of the Division of Budget and Accounting.

3630 Menlo Park Veterans' Memorial Home

DIRECT STATE SERVICES

20-3630 Domiciliary and Treatment Services $14,082,000
99-3630 Administration and Support Services 3,820,000
Total Direct State Services Appropriation, Menlo Park Veterans' Memorial Home $17,902,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($15,832,000)
Materials and Supplies ..... (1,317,000)
Services Other Than Personal ..... (562,000)
Maintenance and Fixed Charges ..... (106,000)
Additions, Improvements and Equipment ..... (85,000)

GRANTS-IN-AID

20-3630 Domiciliary and Treatment Services $35,000
Total Grants-in-Aid Appropriation, Menlo Park Veterans' Memorial Home $35,000

Grants-in-Aid:

20 Prescription Drug Program ..... ($35,000)

3640 Paramus Veterans' Memorial Home

DIRECT STATE SERVICES

20-3640 Domiciliary and Treatment Services $14,827,000
99-3640 Administration and Support Services 3,370,000
Total Direct State Services Appropriation, Paramus Veterans' Memorial Home $18,197,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($16,336,000)
Materials and Supplies ..... (839,000)
Services Other Than Personal ..... (874,000)
Maintenance and Fixed Charges ..... (118,000)
Additions, Improvements and Equipment ..... (30,000)

GRANTS-IN-AID

20-3640 Domiciliary and Treatment Services $35,000
Total Grants-in-Aid Appropriation, Paramus Veterans' Memorial Home $35,000

Grants-in-Aid:

20 Prescription Drug Program ..... ($35,000)

3650 Vineland Veterans' Memorial Home

DIRECT STATE SERVICES

20-3650 Domiciliary and Treatment Services $16,451,000
99-3650 Administration and Support Services 3,891,000
Total Direct State Services Appropriation, Vineland Veterans' Memorial Home $20,342,000

Direct State Services:

Personal Services:
Salaries and Wages .....($17,366,000)
Materials and Supplies.....(1,087,000)
Services Other Than Personal.....(1,596,000)
Maintenance and Fixed Charges.....(201,000)
Additions, Improvements and Equipment .....(92,000)

Balances on hand at the end of the preceding fiscal year for the benefit of residents in the several veterans' homes and such funds as may be received, are appropriated for the use of such residents.

Revenues representing receipts to the General Fund from charges to residents' trust accounts for maintenance costs are appropriated for use as personal needs allowances for patients/residents who have no other source of funds for such purposes; provided, however, that the allowance shall not exceed $50 per month for any eligible resident of an institution and provided further, that the total amount herein for such allowances shall not exceed $100,000, and that any increase in the maximum monthly allowance shall be approved by the Director of the Division of Budget and Accounting.

Funds received from the sale of articles made in occupational therapy departments of the several veterans' homes are appropriated for the purchase of additional material and other expenses incidental to such sale or manufacture.

Receipts in excess of anticipated revenues derived from resident contributions and the U.S. Department of Veterans Affairs are appropriated for veterans' program initiatives, subject to the approval of the Director of the Division of Budget and Accounting of an itemized plan for the expenditure of these amounts, as shall be submitted by the Adjutant General.

Fees charged to residents for personal laundry services provided by the veterans' homes are appropriated to supplement the operational and maintenance costs of these laundry services.

GRANTS-IN-AID

20-3650 Domiciliary and Treatment Services $35,000
Total Grants-in-Aid Appropriation, Vineland Veterans' Memorial Home $35,000

Grants-in-Aid:

20 Prescription Drug Program .....($35,000)

Department of Military and Veterans' Affairs, Total State Appropriation $69,032,000

Notwithstanding the provisions of any law or regulation to the contrary, lease or licensing payments received by the Department of Military and Veterans' Affairs in connection with the property known as the "Colgate Clock" located on Block 2, Lot C on the Official Tax Map of Jersey City, New Jersey, shall be deposited in the General Fund.

Summary of Department of Military and Veterans' Affairs Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $67,041,000
Grants-in-Aid 1,991,000
Appropriations by Fund:
General Fund $69,032,000

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74 DEPARTMENT OF STATE
30 Educational, Cultural, and Intellectual Development
36 Higher Educational Services
DIRECT STATE SERVICES

80-2400 Statewide Planning and Coordination for Higher Education..... $7,734,000
81-2400 Educational Opportunity Fund Programs 314,000
Total Direct State Services Appropriation, Higher Educational Services $8,048,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,909,000)
Materials and Supplies ..... (6,000)
Services Other Than Personal ..... (88,000)
Maintenance and Fixed Charges ..... (8,000)
Special Purpose:
80 Student Success Incentive Funding ..... (5,000,000)
80 State Policy Lab ..... (1,000,000)
Additions, Improvements and Equipment ..... (37,000)

In addition to the amounts hereinabove appropriated for the Statewide Planning and Coordination for Higher Education, there is appropriated an amount not to exceed $500,000 subject to the approval of the Director of the Division of Budget and Accounting, for the purpose of supporting the maintenance of a statewide longitudinal New Jersey Education to Earnings Data System.

GRANTS-IN-AID

80-2400 Statewide Planning and Coordination for Higher Education..... $3,975,000
81-2400 Educational Opportunity Fund Programs 37,179,000
Total Grants-in-Aid Appropriation, Higher Educational Services $41,154,000

Grants-in-Aid:

80 College Bound .....($1,875,000)
80 College Readiness Now .....(1,000,000)
80 Center on Gun Violence Research .....(500,000)
80 New Jersey Civic Information Consortium.....(500,000)
80 Governor's School .....(100,000)
81 Opportunity Program Grants.....(24,759,000)
81 Supplementary Education Program Grants.....(12,420,000)

An amount not to exceed 5% of the total hereinabove appropriated for College Bound is available for transfer to Direct State Services for the administrative expenses of this program, subject to the approval of the Director of the Division of Budget and Accounting.

Refunds from prior years to the College Bound Program are appropriated to that account.

Refunds from prior years to the Educational Opportunity Fund Programs accounts are appropriated to those accounts.

2405 Higher Education Student Assistance Authority

DIRECT STATE SERVICES

At any time prior to the issuance and sale of bonds or other obligations by the Higher Education Student Assistance Authority, the State Treasurer is authorized to transfer from any available monies in any fund of the Treasury of the State to the credit of any fund of the authority such amounts as the State Treasurer deems necessary. Any amounts so transferred shall be returned to the same fund of the Treasury of the State by the State Treasurer from the proceeds of the sale of the first issue of authority bonds or other authority obligations.

In furtherance of the "Higher Education Student Assistance Authority Law," N.J.S.18A:71A-1 et seq., in the event of a draw upon a debt service reserve surety bond or any other debt service reserve cash equivalent instrument or any insufficiency of such instruments to pay debt service on the bonds issued by the Higher Education Student Assistance Authority, there are appropriated to the Higher Education Student Assistance Authority such amounts as are necessary to repay the issuer of such surety bond or such other cash equivalent instrument for such draw or to satisfy such insufficiency, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

45-2405 Student Assistance Programs $363,492,000
Total Grants-in-Aid Appropriation, Higher Education Student Assistance Authority $363,492,000

Grants-in-Aid:

45 Tuition Aid Grants ..... ($334,887,000)
45 Part-Time Tuition Aid Grants for
County Colleges ..... (8,737,000)
45 Part-Time Tuition Aid Grant – EOF Students..... (558,000)
45 Governor's Urban Scholarship Program ..... (803,000)
45 Community College Opportunity Grant..... (10,000,000)
45 New Jersey World Trade Center
Scholarship Program ..... (100,000)
45 New Jersey Student Tuition Assistance
Reward Scholarship (NJSTARS I & II) ..... (6,907,000)
45 Primary Care Practitioners Loan
Redemption Program..... (1,500,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amounts provided hereinabove for Tuition Aid Grants shall provide awards to all qualified applicants at levels set by the Higher Education Student Assistance Authority. Such amounts as may be necessary are appropriated from Tuition Aid Grants to fund awards for undocumented students as set forth in P.L.2018, c.12 (C.18A:71B-2.1) or incarcerated individuals, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balances reappropriated to the Tuition Aid Grant account shall be available to fund increases in the number of applicants qualifying for full-time Tuition Aid Grant awards, to fund increases in award amounts, and to fund shifts in the distribution of awards that result in an increase in program costs.

In addition to the amount hereinabove appropriated for Tuition Aid Grants, there are appropriated such amounts as are required to cover the costs of increases in the number of applicants qualifying for full-time Tuition Aid Grant awards or to fund shifts in the distribution of awards that result in an increase in total program costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, participation in the Tuition Aid Grant program hereinabove appropriated shall be limited to those institutions that had previously participated in the Tuition Aid Grant program, or had applied in writing to the Higher Education Student Assistance Authority to participate in the Tuition Aid Grant program prior to September 1, 2009 and met all eligibility requirements prior to September 1, 2009.

The amount hereinabove appropriated for Part-Time Tuition Aid Grants for County Colleges shall be used to provide funds for tuition aid grants for eligible, qualified part-time students enrolled at the county colleges established pursuant to N.J.S.18A:64A-1 et seq. The tuition aid grants shall be used to pay the tuition at a county college established pursuant to N.J.S.18A:64A-1 et seq. Within the limits of available appropriations as determined by the Higher Education Student Assistance Authority, part-time grant awards shall be pro-rated against the full-time grant award for the applicable institutional sector established pursuant to

N.J.S.18A:71B-21 as follows: an eligible student enrolled with six to eight credits shall receive one-half of the value of a full-time award and an eligible student enrolled with nine to eleven credits shall receive three-quarters of a full-time award. Students shall apply first for all other forms of federal student assistance grants and scholarships; student eligibility for the Tuition Aid Grant program for part-time enrollment at a county college shall in other respects be determined by the authority in accordance with the criteria established pursuant to N.J.S.18A:71B-20, other than the criterion for full-time enrollment.

The unexpended balances reappropriated to the Part-Time Tuition Aid Grants for County Colleges account shall be available to fund increases in the number of applicants qualifying for Part-Time Tuition Aid Grants for County Colleges awards, to fund increases in award amounts, and to fund shifts in the distribution of awards that result in an increase in program costs.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Community College Opportunity Grants is subject to the following conditions: (1) $10 million is appropriated to the Higher Education Student Assistance Authority for the purpose of providing grants to eligible enrollees at New Jersey county colleges for the Fall 2020 and Spring 2021 semesters, to pay for the costs of tuition or approved educational fees, including fees for nursing, culinary, and other career and technical education programs, or both, that are not already covered by other available funding opportunities, including, but not limited to, awards of tuition assistance and grants from any source, as determined by the Higher Education Student Assistance Authority; provided, however, that the Higher Education Student Assistance Authority, in consultation with the Office of the Secretary of Higher Education, shall establish criteria governing student eligibility and other necessary program elements, which shall be published on the Authority's Internet website; provided further that for Fiscal Year 2021, grants shall be available only to students determined to be eligible by the Authority, and whose adjusted gross income does not exceed $65,000; and provided further that the maximum per student tuition and approved educational fee amounts eligible for Community College Opportunity Grants coverage shall not be more than two percent greater than the equivalent tuition and fee amounts at each county college in Academic Year 2019-2020; and provided further that unexpended balances, not to exceed $5 million, may be reallocated to augment the Tuition Assistance Grant program for county colleges, upon the recommendation of the Secretary of Higher Education and subject to the approval of the Director of the Division of Budget and Accounting; and (2) students must be enrolled in 6 or more credit hours, as defined pursuant to N.J.A.C. 9A:9-2.6.

In addition to the amount hereinabove appropriated for Community College Opportunity Grants (CCOG), there are appropriated such amounts as are required to cover the costs of increases in the number of applicants qualifying for CCOG awards or to fund shifts in the distribution of awards that result in an increase in total program costs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from voluntary contributions by taxpayers on New Jersey gross income tax returns for the New Jersey World Trade Center Scholarship Fund are appropriated for the purpose of providing scholarships for eligible recipients as defined in P.L.2001, c.442 (C.18A:71B-23.1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the New Jersey Student Tuition Assistance Reward Scholarship program is subject to the following condition: all NJ STARS II awards must be used at institutions of higher education that offer degrees through the baccalaureate level and which participate in the Tuition Aid Grant program pursuant to N.J.A.C.9A:9-2.1.

Notwithstanding the provisions of any law or regulation to the contrary, the maximum tuition to be used in determining the amount of a NJ STARS award to a student at a county college shall be limited to the in-county tuition charged for students pursuing a full-time course of study at that county college.

Notwithstanding the provisions of subsection b. of section 5 of P.L.2004, c.59 (C.18A:71B-85), none of the funds hereinabove appropriated for the New Jersey Student Tuition Assistance Reward Scholarship program shall be used to fund summer semester NJ STARS scholarship awards.

Notwithstanding the provisions of P.L.2012, c.8 (C.18A:71B-85.6 et al.) or any other law or regulation to the contrary, the amounts hereinabove appropriated for the New Jersey Student Tuition Assistance Reward Scholarship program are subject to the following condition: the maximum New Jersey Student Tuition Assistance Reward Scholarship awards for students first enrolling in the program for academic year 2015-2016 and thereafter who attend a county college that has eliminated general education fees and increased its tuition correspondingly will be reduced by an amount to be calculated and approved by the Director of the Division of Budget and Accounting. The amount of the reduction shall be the three-year average percentage that fees comprised of total tuition and fees as reported to the Higher Education Student Assistance Authority (HESAA) on the institutional budget survey in the three immediate years prior to the elimination of the general education fees.

The unexpended balances at the end of the preceding fiscal year in Student Assistance Programs are appropriated to such programs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts provided hereinabove in Student Assistance Programs shall be available for payment of liabilities applicable to prior fiscal years.

In order to permit and ensure the timely award of student financial aid grants, amounts may be transferred among accounts in Student Assistance Programs, including Survivor Tuition Benefits, subject to the approval of the Director of the Division of Budget and Accounting. Notice of the Director of the Division of Budget and Accounting's approval shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

2410 Rutgers, The State University - New Brunswick
GRANTS-IN-AID

82-2410 Institutional Support		$2,535,338,000
Subtotal General Operations		$2,535,338,000
Less:		
General Services Income	**$1,351,829,000**	
Auxiliary Funds Income	**218,858,000**	
Special Funds Income	**426,961,000**	
Employee Fringe Benefits	**255,594,000**	
Total Income Deductions		**$2,253,242,000**
Total Grants-in-Aid Appropriation, Rutgers, The State University - New Brunswick		$282,096,000
Grants-in-Aid:		
82 General Institutional Operations	($2,408,474,000)	
82 Outcomes-Based Allocation	(8,315,000)	
82 Cancer Institute of New Jersey	(5,000,000)	
82 Child Health Institute	(1,700,000)	
82 New Jersey Climate Change Resource Center at Rutgers (P.L.2019, c.422)	(500,000)	
82 School of Biomedical and Health Sciences	(108,332,000)	
82 School of Engineering - Equipment Acquisition	(2,500,000)	
82 State Government Science and Engineering Fellowship Program, Eagleton Institute	(267,000)	
82 The Rutgers Special Needs Dental Treatment Center	(250,000)	
Less:		
Income Deductions	**$2,253,242,000**	

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Rutgers - New Brunswick shall be 8,013.

For the purpose of implementing the appropriations act for the current fiscal year, the fringe benefits for not more than 1,383 positions, funded by medical services contracts between Rutgers and various State departments, are funded by the State.

2415 Agricultural Experiment Station
GRANTS-IN-AID

82-2415 Institutional Support		$84,199,000
Subtotal General Operations		$84,199,000
Less:		
General Services Income	**$24,899,000**	
Special Funds Income	**21,530,000**	
Federal Research and Extension Funds Income	**5,290,000**	
Employee Fringe Benefits	**10,721,000**	
Total Income Deductions		**$62,440,000**

Total Grants-in-Aid Appropriation, Agricultural Experiment Station $21,759,000

Grants-in-Aid:

82 General Institutional Operations ..... ($81,104,000)
82 Rutgers Equine Science Center Operating Support ..... (95,000)
82 New Jersey Agricultural Experiment Station ..... (3,000,000)

Less:

Income Deductions 62,440,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at the Agricultural Experiment Station shall be 404.

For the purpose of implementing the appropriations act for the current fiscal year, the fringe benefits for 120 positions, funded by the federal Hatch and Smith/Lever programs, are funded by the State.

Rutgers, The State University of New Jersey is authorized to reallocate appropriations from the General University to the Agricultural Experiment Station, as needed, to assure that there are sufficient funds in the Agricultural Experiment Station to meet federal requirements for the Hatch and Smith/Lever programs.

2416 Rutgers, The State University - Camden

GRANTS-IN-AID

82-2416 Institutional Support $162,629,000
Subtotal General Operations $162,629,000

Less:

General Services Income $90,820,000
Auxiliary Funds Income 9,283,000
Special Funds Income 25,220,000
Employee Fringe Benefits 18,447,000
Total Income Deductions $143,770,000

Total Grants-in-Aid Appropriation, Rutgers, The State University – Camden $18,859,000

Grants-in-Aid:

82 General Institutional Operations ..... ($157,832,000)
82 Clinical Legal Programs for the Poor – Rutgers Law School ..... (200,000)
82 Outcomes-Based Allocation ..... (1,427,000)
82 Focus on Student Mental Health and Wellbeing ..... (170,000)
82 Rowan University - Rutgers Camden Board of Governors, Rutgers - University - Camden School of Business ..... (3,000,000)

Less:

Income Deductions 143,770,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Rutgers - Camden shall be 559.

2417 Rutgers, The State University - Newark
GRANTS-IN-AID

82-2417 Institutional Support $370,640,000
Subtotal General Operations $370,640,000
Less:
General Services Income $226,305,000
Auxiliary Funds Income 19,720,000
Special Funds Income 55,764,000
Employee Fringe Benefits 38,514,000
Total Income Deductions $340,303,000
Total Grants-in-Aid Appropriation, Rutgers, The State University – Newark $30,337,000
Grants-in-Aid:
82 General Institutional Operations ..... ($366,569,000)
82 Clinical Legal Programs for the Poor – Rutgers Law School ..... (200,000)
82 Outcomes-Based Allocation ..... (2,621,000)
82 Scholarship and Transformative Education in Prison Program ..... (1,250,000)
Less:
Income Deductions 340,303,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Rutgers - Newark shall be 1,086.

2430 New Jersey Institute of Technology
GRANTS-IN-AID

82-2430 Institutional Support $383,134,000
Subtotal General Operations $383,134,000
Less:
General Services Income $164,923,000
Auxiliary Funds Income 17,567,000
Special Funds Income 129,637,000
Employee Fringe Benefits 34,553,000
Total Income Deductions $346,680,000
Total Grants-in-Aid Appropriation, New Jersey Institute of Technology $36,454,000
Grants-in-Aid:
82 General Institutional Operations ..... ($377,343,000)
82 Outcomes-Based Allocation ..... (2,091,000)
82 Medical Devices Innovation Cluster ..... (3,700,000)
Less:
Income Deductions 346,680,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at the New Jersey Institute of Technology shall be 1,187.

2440 Thomas Edison State University
GRANTS-IN-AID

82-2440 Institutional Support		$56,083,000
Subtotal General Operations		$56,083,000
Less:		
General Services Income	**$39,077,000**	
Special Funds Income	**1,759,000**	
Employee Fringe Benefits	**8,203,000**	
State-Supported Facilities Costs	**1,252,000**	
Total Income Deductions		**$50,291,000**
Total Grants-in-Aid Appropriation, Thomas Edison State University		$5,792,000
Grants-in-Aid:		
82 General Institutional Operations	($54,066,000)	
82 Outcomes-Based Allocation	(1,017,000)	
82 National Guard Tuition Waiver Reimbursement	(1,000,000)	
Less:		
Income Deductions	**50,291,000**	

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Thomas Edison State University shall be 323.

2445 Rowan University
GRANTS-IN-AID

82-2445 Institutional Support		$503,294,000
Subtotal General Operations		$503,294,000
Less:		
General Services Income	**$215,892,000**	
Auxiliary Funds Income	**40,351,000**	
Special Funds Income	**115,861,000**	
Employee Fringe Benefits	**45,892,000**	
Total Income Deductions		**$417,996,000**
Total Grants-in-Aid Appropriation, Rowan University		$85,298,000
Grants-in-Aid:		
82 General Institutional Operations	($447,829,000)	
82 Outcomes-Based Allocation	(3,181,000)	
82 Camden Opioid Research Initiative	(500,000)	
82 Center for Research and Education in Advanced Transportation Engineering Systems	(2,000,000)	
82 Child Abuse Research Education and Service Institute	(900,000)	

82 Cooper Medical School of Rowan University .....(8,951,000)
82 Cooper Medical School – Cooper University Hospital Support.....(16,505,000)
82 School of Osteopathic Medicine .....(23,428,000)
Less:
Income Deductions.....417,996,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Rowan University shall be 1,898.

For the purpose of implementing the appropriations act for the current fiscal year, the fringe benefits for 105 positions at Cooper Medical School of Rowan University are funded by the State.

2450 New Jersey City University
GRANTS-IN-AID

82-2450 Institutional Support..... $126,676,000
Subtotal General Operations..... $126,676,000
Less:
General Services Income $35,249,000
A.H. Moore Program Recipients 5,355,000
Auxiliary Funds Income.....2,132,000
Special Funds Income.....35,054,000
Employee Fringe Benefits.....24,868,000
Total Income Deductions..... $102,658,000
Total Grants-in-Aid Appropriation, New Jersey City University..... $24,018,000

Grants-in-Aid:
82 General Institutional Operations .....($123,570,000)
82 Fort Monmouth Campus.....(1,000,000)
82 Outcomes-Based Allocation .....(2,106,000)
Less:
Income Deductions.....102,658,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at New Jersey City University shall be 1,129.

2455 Kean University
GRANTS-IN-AID

82-2455 Institutional Support..... $197,116,000
Subtotal General Operations..... $197,116,000

Less:
General Services Income $119,074,000
Auxiliary Funds Income.....18,133,000
Special Funds Income.....4,325,000
Employee Fringe Benefits.....25,873,000

Total Income Deductions **$167,405,000**
Total Grants-in-Aid Appropriation, Kean University $29,711,000
Grants-in-Aid:
82 General Institutional Operations .....($193,845,000)
82 Outcomes-Based Allocation..... (3,271,000)
Less:
Income Deductions **167,405,000**

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Kean University shall be 1,074.

2460 William Paterson University of New Jersey
GRANTS-IN-AID

82-2460 Institutional Support $171,570,000
Subtotal General Operations $171,570,000
Less:
General Services Income **$61,583,000**
Auxiliary Funds Income **17,677,000**
Special Funds Income **32,175,000**
Employee Fringe Benefits **31,258,000**
Total Income Deductions **$142,693,000**
Total Grants-in-Aid Appropriation, William Paterson University of New Jersey $28,877,000
Grants-in-Aid:
82 General Institutional Operations .....($168,979,000)
82 Outcomes-Based Allocation..... (2,591,000)
Less:
Income Deductions **142,693,000**

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at William Paterson University of New Jersey shall be 1,111.

2465 Montclair State University
GRANTS-IN-AID

82-2465 Institutional Support $363,001,000
Subtotal General Operations $363,001,000
Less:
General Services Income **$137,173,000**
Auxiliary Funds Income **52,910,000**
Special Funds Income **91,077,000**
Employee Fringe Benefits **38,655,000**
Total Income Deductions **$319,815,000**
Total Grants-in-Aid Appropriation, Montclair State University $43,186,000
Grants-in-Aid:

82 General Institutional Operations .....($358,350,000)
82 Outcomes-Based Allocation .....(4,651,000)
Less:
Income Deductions.....319,815,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Montclair State University shall be 1,316.

2470 The College of New Jersey
GRANTS-IN-AID

82-2470 Institutional Support..... $208,012,000
Subtotal General Operations..... $208,012,000
Less:
General Services Income $86,312,000
Auxiliary Funds Income.....44,856,000
Special Funds Income.....22,665,000
Employee Fringe Benefits.....28,484,000
Total Income Deductions $182,317,000
Total Grants-in-Aid Appropriation, The College of New Jersey $25,695,000

Grants-in-Aid:
82 General Institutional Operations .....($206,875,000)
82 Outcomes-Based Allocation .....(1,137,000)
Less:
Income Deductions.....182,317,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at The College of New Jersey shall be 859.

2475 Ramapo College of New Jersey
GRANTS-IN-AID

82-2475 Institutional Support..... $118,493,000
Subtotal General Operations..... $118,493,000
Less:
General Services Income $46,454,000
Auxiliary Funds Income.....27,787,000
Special Funds Income.....12,326,000
Employee Fringe Benefits.....16,940,000
Total Income Deductions $103,507,000
Total Grants-in-Aid Appropriation, Ramapo College of New Jersey $14,986,000

Grants-in-Aid:
82 General Institutional Operations .....($117,429,000)
82 Outcomes-Based Allocation .....(1,064,000)
Less:
Income Deductions.....103,507,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Ramapo College of New Jersey shall be 573.

2480 Stockton University
GRANTS-IN-AID

82-2480 Institutional Support $204,335,000
Subtotal General Operations $204,335,000
Less:
Receipts from Tuition Increase $1,742,000
General Services Income 106,125,000
Auxiliary Funds Income 23,135,000
Special Funds Income 21,375,000
Employee Fringe Benefits 29,620,000
Total Income Deductions $181,997,000
Total Grants-in-Aid Appropriation, Stockton University $22,338,000
Grants-in-Aid:
82 General Institutional Operations ..... ($202,464,000)
82 Outcomes-Based Allocation ..... (1,871,000)
Less:
Income Deductions 181,997,000

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at Stockton University shall be 1,069.

2485 University Hospital
GRANTS-IN-AID

82-2485 Institutional Support $33,881,000
Total Grants-in-Aid Appropriation, University Hospital $33,881,000
Grants-in-Aid:
82 University Hospital ..... ($32,881,000)
82 City of Newark Emergency Medical Services ..... (1,000,000)

For the purpose of implementing the appropriations act for the current fiscal year, the number of State-funded positions at University Hospital shall be 3,500.

In addition to the amount hereinabove appropriated for University Hospital, an amount not to exceed $8,000,000 is appropriated to support expenditures related to the Clinical Service Agreement between University Hospital and Rutgers, The State University, subject to the approval of the Director of the Division of Budget and Accounting.

HIGHER EDUCATION SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts hereinabove appropriated for Higher Educational Services-Institutional Support in each of the senior public institutions of higher education, there are allocated such amounts as are required to provide the reimbursement to cover tuition

costs of the National Guard members pursuant to subsection b. of section 21 of P.L.1999, c.46 (C.18A:62-24).

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts hereinabove appropriated for Higher Educational Services-Institutional Support in each of the senior public institutions of higher education, there are allocated such amounts as may be required to fund lease or rental costs which may be charged by such senior public institutions for any State department, agency, authority or commission facilities located on the campus of any senior public institution of higher education.

Public colleges and universities are authorized to provide a voluntary employee furlough program.

Notwithstanding the provisions of any law or regulation to the contrary, any funds appropriated as Grants-In-Aid and payable to any senior public college or university which requests approval from the Educational Facilities Authority and the Director of the Division of Budget and Accounting may be pledged as a guarantee for payment of principal and interest on any bonds issued by the Educational Facilities Authority or by the college or university. Such funds, if so pledged, shall be made available by the State Treasurer upon receipt of written notification by the Educational Facilities Authority or the Director of the Division of Budget and Accounting that the college or university does not have sufficient funds available for prompt payment of principal and interest on such bonds, and shall be paid by the State Treasurer directly to the holders of such bonds at such time and in such amounts as specified by the bond indenture, notwithstanding that payment of such funds does not coincide with any date for payment otherwise fixed by law.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the senior public institutions of higher education shall be paid to each institution in equal monthly installments on the last business day of each month.

Notwithstanding the provisions of any law or regulation to the contrary, no amount hereinabove appropriated for any senior public institution of higher education shall be paid until the institution remits its quarterly fringe benefit reimbursement for positions in excess of the number of State-funded positions provided in this act, by the deadline and in the manner required by the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Institutional Support of the various State institutions of higher education are conditioned upon the following: no sum shall be expended for payment as a settlement, buyout, separation payment, severance pay or any other form of monetary payment of any kind whatsoever in connection with the termination of, or separation from, the employment prior to the end of the term of an existing contract of any officer or employee of such institution who receives annual compensation in excess of $250,000.

Of the amounts hereinabove appropriated for University Hospital and Cooper Medical School - Cooper University Hospital Support, the Director of the Division of

Budget and Accounting may transfer such amounts as are determined to be necessary to the Division of Medical Assistance and Health Services to maximize federal Medicaid funds.

Funds appropriated to Rutgers University for purposes of medical education are authorized to be used as necessary by the Director of the Division of Budget and Accounting and the Division of Medical Assistance and Health Services, consistent with CMS guidelines, solely to maximize federal Medicaid payments to faculty physicians and non-physician professionals who are affiliated with the aforementioned respective medical schools.

Funds appropriated to Rowan University for purposes of medical education at Cooper Medical School of Rowan University and the Rowan School of Osteopathic Medicine are authorized to be used as necessary by the Director of the Division of Budget and Accounting and the Division of Medical Assistance and Health Services, consistent with CMS guidelines, solely to maximize federal Medicaid payments to faculty physicians and non-physician professionals who are affiliated with the aforementioned respective medical schools.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for the Outcomes-Based Allocation program in each of the senior public institutions of higher education shall be allocated and distributed to eligible senior public institutions based on a funding rationale that takes into consideration: (1) the total number of degrees awarded by the institution, (2) the number of degrees awarded by the institution to individuals from underrepresented ethnic and racial minority groups, and (3) the number of students at the institution who qualify for need-based financial aid awards at the State and federal levels; provided, however, that institutions receiving awards shall be required to: (1) commit to the principles of the State Plan for Higher Education, (2) maintain a Financial Aid Shopping Sheet for all undergraduate students, (3) participate in good faith discussions led by the Secretary of Higher Education to improve future distribution of funding to institutions consistent with State priorities, (4) share program-level spending information to assist in the distribution of future funding, and (5) such other requirements determined to be appropriate by the Secretary of Higher Education, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for Higher Educational Services - Institutional Support, there is appropriated an amount not to exceed $1,000,000 for institutions participating in the New Jersey Civic Information Consortium to advance research and innovation in the field of media and technology to benefit the State, subject to the approval of the Director of the Division of Budget and Accounting.

37 Cultural and Intellectual Development Services
2541 Division of State Library
DIRECT STATE SERVICES

51-2541 Library Services $3,914,000

Total Direct State Services Appropriation, Division of State Library $3,914,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($3,186,000)
Materials and Supplies ..... (313,000)
Services Other Than Personal ..... (145,000)
Maintenance and Fixed Charges ..... (20,000)
Special Purpose:
51 Supplies and Extended Services ..... (250,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Direct State Services for the New Jersey State Library, excluding amounts appropriated to Special Purpose accounts, shall be paid in equal monthly installments, on the last business day of each month.

STATE AID

51-2541 Library Services $2,392,000
(From General Fund ..... $2,364,000)
(From Property Tax Relief Fund ..... 28,000)
Total State Aid Appropriation, Division of State Library $2,392,000
(From General Fund ..... $2,364,000)
(From Property Tax Relief Fund ..... 28,000)

State Aid:

51 Library Network ..... ($2,364,000)
51 Per Capita Library Aid (PTRF) ..... (28,000)

37 Cultural and Intellectual Development Services

DIRECT STATE SERVICES

05-2530 Support of the Arts $304,000
06-2535 Museum Services 1,659,000
07-2540 Development of Historical Resources 822,000
Total Direct State Services Appropriation, Cultural and Intellectual Development Services $2,785,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($1,942,000)
Materials and Supplies ..... (69,000)
Services Other Than Personal ..... (203,000)
Maintenance and Fixed Charges ..... (71,000)
07 New Jersey Historical Commission - Celebration of America ..... (500,000)

GRANTS-IN-AID

05-2530 Support of the Arts $19,858,000

07-2540 Development of Historical Resources 4,564,000
Total Direct State Services Appropriation, Cultural and Intellectual Development Services $24,422,000

Grants-in-Aid:

05 Cultural Projects ..... ($19,858,000)
07 Historic New Bridge Landing Park Commission ..... (100,000)
07 Battleship New Jersey Museum ..... (1,000,000)
07 New Jersey Women Vote - Alice Paul Institute ..... (113,000)
07 New Jersey Historical Commission – Agency Grants ..... (3,351,000)

Of the amount hereinabove appropriated for Cultural Projects, an amount not to exceed $500,000 may be used for administrative purposes, including but not limited to the assessment and oversight of cultural projects, including administrative costs attendant to this function, in compliance with all pertinent State and federal laws and regulations including the "Single Audit Act of 1984," Pub.L.98-502 (31 U.S.C. s.7501 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for Cultural Projects, the value of project grants awarded within each county shall total not less than $50,000.

Of the amount hereinabove appropriated for Cultural Projects, funds may be used for the purpose of matching federal grants.

Notwithstanding the provisions of any law or regulation to the contrary, of the amount hereinabove appropriated for Cultural Projects, 25% shall be awarded to cultural groups or artists based in the eight southernmost counties (Cape May, Salem, Cumberland, Gloucester, Camden, Ocean, Atlantic, and Burlington); provided, however, that the calculation of such 25% allocation shall not include the first $1,000,000 of any grants that may be awarded to the New Jersey Performing Arts Center or the Rutgers-Camden Center for the Arts.

Notwithstanding the provisions of section 4 of P.L.1999, c.131 (C.18A:73-22.4), of the amount hereinabove appropriated for New Jersey Historical Commission - Agency Grants, an amount not to exceed $300,000 is appropriated for administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the New Jersey Cultural Trust $4,100,000 for transfer to the General Fund as State revenue, subject to the approval of the Director of the Division of Budget and Accounting. The amount hereinabove appropriated for Cultural Projects shall first be provided from this revenue.

70 Government Direction, Management, and Control
74 General Government Services
DIRECT STATE SERVICES

01-2505 Office of the Secretary of State $4,814,000
02-2510 Business Action Center 14,199,000

08-2545 State Archives 867,000
25-2525 Election Management and Coordination 2,075,000
Total Direct State Services Appropriation, General Government Services $21,955,000

Direct State Services:

Personal Services:
Salaries and Wages .....($4,745,000)
Materials and Supplies.....(72,000)
Services Other Than Personal.....(317,000)
Maintenance and Fixed Charges.....(11,000)
Special Purpose:
01 Office of Volunteerism .....(69,000)
01 Office of Programs.....(538,000)
01 Business Marketing Initiative .....(2,000,000)
02 Office of Economic Growth.....(1,190,000)
02 New Jersey Motion Picture Commission.....(337,000)
02 Travel and Tourism Advertising and Promotion.....(10,905,000)
25 Help America Vote Act .....(1,771,000)

Of the amount hereinabove appropriated to the Business Action Center, an amount up to $700,000 is appropriated for New Jersey Small Business Development Centers, pursuant to a spending plan approved by the Secretary of State, subject to the approval of the Director of the Division of Budget and Accounting.

The Secretary of State shall report semi-annually on the expenditure during the preceding six months of State funds hereinabove appropriated for Travel and Tourism Advertising and Promotion and private contributions to this program. The first semi-annual report shall be completed not later than 30 days following the end of the second quarter of the fiscal year, the second semi-annual report shall be completed not later than 30 days following the end of the fiscal year, and both reports shall be submitted to the State Treasurer, the Director of the Division of Budget and Accounting, and the Joint Budget Oversight Committee.

Receipts from the examination of voting machines by Election Management and Coordination and the unexpended balance at the end of the preceding fiscal year of those receipts are appropriated for the costs of making such examinations.

The unexpended balance at the end of the preceding fiscal year in the Help America Vote Act - State Match account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Business Marketing Initiative shall be used to pay for the costs of developing and implementing a marketing program to highlight the benefits of doing business in the State of New Jersey and to encourage national and international business entities to relocate and expand in New Jersey, pursuant to a competitively awarded contract between the Department of State and a non-profit entity with expertise in economic development, subject to the approval of the Director and the Division of Budget and Accounting.

GRANTS-IN-AID

01-2505 Office of the Secretary of State $4,564,000
02-2510 Business Action Center 500,000
Total Grants-in-Aid Appropriation, General Government Services $5,064,000

Grants-in-Aid:

01 Office of Programs ..... ($1,135,000)
01 Center for Hispanic Policy, Research and Development ..... (1,808,000)
01 Cultural Trust ..... (621,000)
01 New Jersey Manufacturing Extension Program, Inc. ..... (1,500,000)

Of the amount hereinabove appropriated for the Office of Programs, an amount not to exceed 10% may be used for administrative purposes, including the oversight of cultural projects, to ensure their compliance with all applicable State and federal laws and regulations including the "Single Audit Act of 1984," Pub.L.98-502 (31 U.S.C. s.7501 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

25-2525 Election Management and Coordination $25,772,000
Total State Aid Appropriation, General Government Services ... $25,772,000

State Aid:

25 County Election Boards Mail in Ballots ..... ($2,500,000)
25 Extended Polling Place Hours ..... (3,272,000)
25 Early Voting Implementation ..... (20,000,000)

In addition to the amount hereinabove appropriated for Extended Polling Place Hours, there are appropriated such amounts as are required to provide required reimbursements to county Boards of Election, subject to the approval of the Director of the Division of Budget and Accounting.

Department of State, Total State Appropriation $1,202,285,000

Pursuant to the provisions of P.L.2003, c.114 (C.54:32D-1 et al.), the amounts hereinabove appropriated for the purpose of promoting cultural and tourism activities in this State first shall be charged to revenues derived from the hotel and motel occupancy fee.

Summary of Department of State Appropriations
(For Display Purposes Only)

Appropriations by Category:

Direct State Services $36,702,000
Grants-in-Aid 1,137,419,000

State Aid 28,164,000
Appropriations by Fund:
General Fund.....$1,202,257,000
Property Tax Relief Fund..... 28,000

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78 DEPARTMENT OF TRANSPORTATION
10 Public Safety and Criminal Justice
11 Vehicular Safety
DIRECT STATE SERVICES

Notwithstanding the provisions of any law or regulation to the contrary, monies received in the "Commercial Vehicle Enforcement Fund" established pursuant to section 17 of P.L.1995, c.157 (C.39:8-75) are appropriated to offset all reasonable and necessary expenses of the Division of State Police, the New Jersey Motor Vehicle Commission, the Department of Transportation, and the Department of Environmental Protection in the performance of commercial vehicle safety and emission inspections and other clean air purposes, subject to the approval of the Director of the Division of Budget and Accounting.

The amount appropriated to the New Jersey Motor Vehicle Commission is based on proportional revenue collections for that fiscal year pursuant to the statutes listed in subsection a. of section 105 of P.L.2003, c.13 (C.39:2A-36). Of that amount, $1,875,000 is appropriated for transfer to the Interdepartmental Property Rentals and Household and Security accounts, $3,862,000 is appropriated for transfer to the Department of Transportation, $5,800,000 is appropriated for transfer to the Division of Revenue and Enterprise Services within the Department of the Treasury, $612,000 is appropriated for transfer to the Division of State Police, $800,000 is appropriated for transfer to the Department of Environmental Protection and $519,000 is appropriated for transfer to the Department of the Treasury for Property Management and Construction - Property Management Services. In addition, the New Jersey Motor Vehicle Commission shall pay the non-State hourly rate charged by the Office of Administrative Law for hearing services, or an amount no less than $500,000, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, $8,205,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for transfer to the Interdepartmental Property Rentals account to reflect savings from implementation of management and procurement efficiencies, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts derived pursuant to the New Jersey emergency medical service helicopter response act under subsection a. of section 1 of P.L.1992, c.87 (C.39:3-8.2), are appropriated to the Division of State Police and the Department of Health to defray the operating costs of the program as authorized under P.L.1986, c.106 (C.26:2K-

35 et seq.). The unexpended balance at the end of the preceding fiscal year is appropriated to the special capital maintenance reserve account for capital replacement and major maintenance of helicopter equipment and any expenditures therefrom shall be subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "Motor Vehicle Inspection Fund" established pursuant to subsection j. of R.S.39:8-2, balances in the fund are available for other clean air purposes, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the "Unsafe Driving Surcharges Fund" established pursuant to section 5 of P.L.2004, c.70 (C.34:1B-21.27), all amounts on deposit in such fund as required under the contract between the State Treasurer and the New Jersey Economic Development Authority entered into pursuant to section 7 of P.L.2004, c.70 (C.34:1B-21.29).

There are appropriated from the "Division of Motor Vehicles Surcharge Fund" established pursuant to section 12 of P.L.1994, c.57 (C.34:1B-21.12), all amounts on deposit in such fund as required under the contract between the State Treasurer and the New Jersey Economic Development Authority entered into pursuant to section 7 of P.L.2004, c.70 (C:34:1B-21.29).

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, pursuant to P.L.2006, c.39 (C.39:3-8.3 et seq.), receipts that are derived from the surcharge on luxury and fuel-inefficient vehicles shall be deposited into the General Fund as State revenue.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, an amount not to exceed $7,500,000 from receipts from the increase in motor vehicle fees imposed in 2009 shall be deposited into the General Fund as State revenue.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law to the contrary, $42,500,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for deposit in the General Fund to reflect continuing savings initiatives, subject to the approval of the Director of the Division of Budget and Accounting.

60 Transportation Programs
61 State and Local Highway Facilities
DIRECT STATE SERVICES

06-6100 Maintenance and Operations	$27,436,000
08-6120 Physical Plant and Support Services	3,314,000
Total Direct State Services Appropriation, State and Local Highway Facilities	$30,750,000

Direct State Services:

Personal Services:

Salaries and Wages	($15,946,000)

Materials and Supplies.....(8,141,000)
Services Other Than Personal.....(1,343,000)
Maintenance and Fixed Charges.....(5,320,000)

The unexpended balances at the end of the preceding fiscal year in the accounts hereinabove are appropriated for Maintenance and Operations, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Maintenance and Operations, such additional amounts as may be required are appropriated for winter operations, including snow removal costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated for the Department of Transportation from the General Fund, $9,375,000 thereof shall be paid from funds received from the various transportation-oriented authorities pursuant to contracts between the authorities and the State as are determined to be eligible for such funding pursuant to such contracts, as shall be determined by the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from the Logo Sign Program fees and the Tourist Oriented Directional Signs Program fees are appropriated for the purpose of administering the programs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from highway application and permit fees pursuant to subsection (h) of section 5 of P.L.1966, c.301 (C.27:1A-5) are appropriated for the purpose of administering the Access Permit Review program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts in excess of the amount anticipated from Casualty Losses are appropriated for transportation purposes, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year is appropriated for the same purpose.

Of the amount hereinabove appropriated for Maintenance and Operations, $7,575,000 for winter operations, including snow removal costs, is appropriated from the receipts of the New Tire Surcharge pursuant to P.L.2004, c.46 (C.54:32F-1 et seq.).

In addition to the amount hereinabove appropriated for Maintenance and Operations, there is appropriated $3,862,000 from the New Jersey Motor Vehicle Commission for Maintenance and Fixed Charges, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 12 of P.L.1962, c.73 (C.12:7-34.47) or any law or regulation to the contrary, of the amount hereinabove appropriated for Maintenance and Operations, $1,500,000 is payable from the revenue from the fee increase pursuant to the amendatory provisions of section 12 of P.L.2002, c.34 (C.12:7-34.47) deposited into the "Maritime Industry Fund."

Revenue from fees or other payments made for the placement of sponsorship acknowledgment and advertising on signs, equipment, materials, and vehicles used for a safety service patrol or emergency service patrol program pursuant to section

5 of P.L.1966, c.301 (C.27:1A-5), are appropriated to the Department of Transportation for transportation purposes, including contract incentives for heavy duty towing contracts that support the clearance of traffic incidents. Use of the funds is subject to any federal requirements. The unexpended balance at the end of the preceding fiscal year is appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, amounts collected from fees for sponsorship programs pursuant to P.L.2013, c.130 (C.27:7-44.18 et seq.) are appropriated to the Department of Transportation for highway purposes, subject to the approval of the Director of the Division of Budget and Accounting; provided, however, that sponsorship acknowledgement and the use of such funds shall be subject to applicable requirements promulgated by the Federal Highway Administration. The unexpended balance at the end of the preceding fiscal year is appropriated for the same purpose.

Notwithstanding the provisions of section 3 of P.L.2013, c.86 (C.39:4-88.2) or any other law or regulation to the contrary, amounts collected from the surcharge imposed on each person found guilty of a violation of R.S.39:4-82 or R.S.39:4-88 in excess of the amount determined by the Commissioner of Transportation to be necessary to acquire, install, and maintain highway signs that notify motorists entering New Jersey to comply with the provisions of R.S.39:4-82 and R.S.39:4-88 are appropriated for graffiti and litter removal activities, including public service campaigns for graffiti and litter removal, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year is appropriated for the same purpose.

CAPITAL CONSTRUCTION

60-6200 Transportation Trust Fund Authority..... $1,077,095,000
(From General Fund..... $927,095,000)
(From Property Tax Relief Fund..... 150,000,000)
71-6200 Capital Program Management..... $500,000
Total Capital Construction Appropriation, State and Local Highway Facilities..... $1,077,595,000
(From General Fund..... $927,595,000)
(From Property Tax Relief Fund..... 150,000,000)

Capital Projects:

60 Transportation Trust Fund – Subaccount for Debt Service for Prior Bonds.....($676,132,000)
60 Transportation Trust Fund – Subaccount for Debt Service for Prior Bonds (PTRF)..... (150,000,000)
60 Transportation Trust Fund – Subaccount for Debt Service for Program Bonds (250,963,000)
71 Perth Amboy Sewer Lining Maintenance..... (500,000)

The amount hereinabove appropriated for the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds and the Transportation Trust Fund Subaccount for Debt Service for Transportation Program Bonds shall be provided from the following revenues: (i) $328,200,000 from motor fuels taxes, which are hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution; (ii) $589,895,000 from the petroleum products gross receipts tax, which is hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution; and (iii) $150,000,000 from the sales and use tax which is hereby appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution.

In addition, the amount hereinabove appropriated for the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds may also be provided from (i) $9,000,000 of funds from the various transportation-oriented authorities pursuant to contracts between such transportation-oriented authorities and the State; and (ii) such additional amounts pursuant to P.L.1984, c.73 (C.27:1B-1 et al.) as may be necessary and are hereby appropriated to satisfy all current fiscal year debt service, bond reserve requirements, and other fiscal obligations of the New Jersey Transportation Trust Fund Authority relating to the Prior Bonds.

Notwithstanding the provisions of any law or regulation to the contrary, in the event that some of the amounts hereinabove appropriated are not required to pay amounts due under the State contract between the State Treasurer and the New Jersey Transportation Trust Fund Authority for the Prior Bonds as the result of the receipt of federal subsidies for debt service on the Prior Bonds, or other obligations issued by the New Jersey Transportation Trust Fund Authority in connection with the Prior Bonds the amount hereinabove appropriated shall be reduced by such corresponding amount.

Notwithstanding the provisions of any law or regulation to the contrary, in the event that some of the amounts hereinabove appropriated are not required to pay amounts due under the State contract between the State Treasurer and the New Jersey Transportation Trust Fund Authority for the Prior Bonds or the State contract between the State Treasurer and the New Jersey Transportation Trust Fund Authority for the Transportation Program Bonds as the result of refundings, restructurings, lowered interest rates, or any other action which reduces the amounts required to make the payments under such State contracts, the amount hereinabove appropriated for the Transportation Program Bonds or the Prior Bonds shall be reduced by such corresponding amounts.

Revenues dedicated for transportation purposes pursuant to Article VIII, Section II, paragraph 4 of the State Constitution in excess of the amounts of such dedicated revenue appropriated to the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds, Transportation Trust Fund Subaccount for Debt Service for Transportation Program Bonds, for bond reserve requirements or for other fiscal obligations of the New Jersey Transportation Trust Fund Authority are hereby appropriated to the Transportation Trust Fund Subaccount for Capital Reserves.

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Transportation is authorized to use monies in the Transportation Trust Fund Subaccount for Capital Reserves for contracted federal projects until such time as federal funds become available for those projects, subject to the approval of the Director of the Division of Budget and Accounting. Subject to the receipt of federal funds, the Transportation Trust Fund Subaccount for Capital Reserves may be reimbursed for all monies that were transferred to advance federally funded projects, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Transportation and the New Jersey Transit Corporation, upon approval of the Director of the Division of Budget and Accounting, may use Special Transportation Fund monies to support contracted Transportation Trust Fund projects until such time as revenues and other funds of the New Jersey Transportation Trust Fund Authority become available for those projects. Subject to the receipt of those revenues and other funds of the authority, the Special Transportation Fund shall be reimbursed for all the monies that were used to advance Transportation Trust Fund projects.

Notwithstanding the provisions of any law or regulation to the contrary, monies deposited into the Transportation Trust Fund Subaccount for Capital Reserves may be transferred to the Transportation Trust Fund Subaccount for Debt Service for Prior Bonds and Transportation Trust Fund Subaccount for Debt Service for Transportation Program Bonds to satisfy current year debt service, bond reserve requirements, and other fiscal obligations of the New Jersey Transportation Trust Fund Authority, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, from amounts hereinabove appropriated the Department of Transportation may expend necessary amounts for improvements to streets and roads providing access to State facilities within the capital city without local participation.

Receipts representing the State share from the rental or lease of property, and the unexpended balances at the end of the preceding fiscal year of such receipts are appropriated for maintenance or improvement of transportation property, equipment, and facilities.

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Transportation may transfer Transportation Trust Fund monies to contracted federal projects until such time as federal funds become available for those projects, subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Officer. Subject to the receipt of federal funds, the Transportation Trust Fund may be reimbursed for all the monies that were transferred to advance federally funded projects.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the Department of Transportation (DOT) for its capital projects from the revenues and other funds of the New Jersey Transportation Trust Fund Authority are hereby subject to the following condition: if the Department of Environmental Protection (DEP) determines that the issuance of any permit to the DOT regarding any capital project is conditioned upon the providing of new or enhanced public access with respect to coastal zone management (public access project), the DOT may fund the cost of such public access project from the monies hereinabove appropriated. In the alternative, if the DEP and DOT determine that it is in the best interest of the public access project for it to be undertaken by the DEP or another governmental entity, the DOT may provide funding for such public access project from the monies hereinabove appropriated to the DEP or such other governmental entity pursuant to an agreement between the DOT and the DEP or other governmental entity, as applicable.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated from the revenues and other monies of the New Jersey Transportation Trust Fund Authority for the Department of Transportation and the New Jersey Transit Corporation, respectively, for salary and overhead costs of employees of the Department of Transportation and the New Jersey Transit Corporation, respectively, associated with the construction of capital projects by the Department of Transportation and the New Jersey Transit Corporation, respectively, shall not be subject to any limitation.

The unexpended balances at the end of the preceding fiscal year of appropriations from the New Jersey Transportation Trust Fund Authority are appropriated.

Notwithstanding the provisions of subsection d. of section 21 of P.L.1984, c.73 (C.27:1B-21) or any law or regulation to the contrary, approval by the Joint Budget Oversight Committee of transfers among appropriations by project shall not be required. Notice of a transfer approved by the Director of the Division of Budget and Accounting pursuant to that section shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated to the Department of Transportation, such amounts as shall be approved by the Director of the Division of Budget and Accounting, from the revenues and other funds of the New Jersey Transportation Trust Fund Authority received in connection with the issuance of the Authority's Grant Anticipation Revenue Vehicles (GARVEE) Bonds for the capital projects listed. Federal funds received in conjunction with the capital projects funded through the issuance of these GARVEE Bonds are appropriated to the Authority to pay debt service and other costs related to the GARVEE Bonds.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from the sale or conveyance of any lands held by the Department of Transportation are appropriated for the acquisition of land for highway projects or to refund the Federal Highway Administration where required by federal law. Receipts from the sale of all fill material held by the Department of Transportation are appropriated

for demolition, acquisition of land, rehabilitation or improvement of existing facilities, and construction of new facilities, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from the Port Authority of New York and New Jersey pursuant to a contract with the State for transportation system improvements are appropriated to the Department of Transportation for such improvements.

Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Transportation, upon approval of the Director of the Division of Budget and Accounting, may transfer New Jersey Transportation Trust Fund Authority monies to the Pulaski Skyway, Route 7/Wittpenn Bridge, and New Road projects which are to be funded by the Port Authority of New York and New Jersey pursuant to an agreement between the Port Authority of New York and New Jersey and the Commissioner of Transportation dated July 29, 2011, until such time as funding from the Port Authority of New York and New Jersey is paid to the State pursuant to such agreement. Subject to the receipt of those funds, the New Jersey Transportation Trust Fund Authority shall be reimbursed for all monies transferred to advance these projects. In the event that all of such transfers are not reimbursed by the Port Authority of New York and New Jersey pursuant to the agreement, an amount equivalent to such unreimbursed monies are hereby appropriated from the New Jersey Transportation Trust Fund Authority to such projects and such amounts shall constitute line item appropriations approved by the Legislature.

Notwithstanding the provisions of section 6 of P.L.2006, c.3 (C.27:1B-22.2) or any law or regulation to the contrary, in recognition of the extensive destruction and damage to the State's roads, highways, bridges, and other critical transportation infrastructure during recent years inflicted by a series of federally declared disaster events, including but not limited to Hurricane Irene and Super Storm Sandy, of the amount hereinabove appropriated from the New Jersey Transportation Trust Fund Authority, an amount not to exceed $135,000,000 may be used for permitted maintenance, subject to the approval of the Director of the Division of Budget and Accounting.

The amount appropriated from the revenues and other funds of the New Jersey Transportation Trust Fund Authority for the New Jersey Rail Freight Assistance Program in FY 2021 shall fund eligible project applications where the sponsor received funding for a related phase or portion of rail construction in any prior fiscal year before funding new projects that have not received prior funding under the program.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated to the Department of Transportation for transportation capital projects such amounts as shall be approved by the Director of the Division of Budget and Accounting from the revenues and other funds of the New Jersey Transportation Trust Fund Authority received in connection with the issuance of the Authority's Indirect Grant Anticipation Revenue Vehicles (Indirect GARVEE) Bonds.

Federal funds received in conjunction with transportation capital projects are appropriated to the Authority to pay debt service and other costs related to the Indirect GARVEE Bonds.

Notwithstanding the provisions of P.L.1984, c.73 (C.27:1B-1 et seq.) or any law or regulation to the contrary, there is appropriated the sum of $1,400,889,500 from the revenues and other funds of the New Jersey Transportation Trust Fund Authority, and from the amounts on deposit in the Transportation Trust Fund Subaccount for Capital Reserves, for capital purposes as follows:

Department of Transportation

Description	**County**	**Amount**
Acquisition of Right of Way	Various	($250,000)
ADA Curb Ramp Implementation	Various	($1,000,000)
Aeronautics UAS Program	Various	($375,000)
Airport Improvement Program	Various	($3,000,000)
Betterments, Dams	Various	($100,000)
Betterments, Roadway Preservation	Various	($9,000,000)
Betterments, Safety	Various	($11,000,000)
Bicycle & Pedestrian Facilities/Accommodations	Various	($1,000,000)
Bridge Deck/Superstructure Replacement Program	Various	($8,450,000)
Bridge Emergency Repair	Various	($64,350,000)
Bridge Inspection Program, Minor Bridges	Various	($5,175,000)
Bridge Maintenance and Repair, Movable Bridges	Various	($21,375,000)
Bridge Preventive Maintenance	Various	($42,380,000)
Bridge Replacement, Future Projects	Various	($1,976,500)
Broadway Avenue (CR 3), Bridge over Route 35	Monmouth	($6,964,000)
Carteret, International Trade and Logistics Center Roadway Improvements	Middlesex	($5,037,000)
Congestion Relief, Intelligent Transportation System Improvements (Smart Move Program)	Various	($51,500,000)
Construction Inspection	Various	($5,500,000)
Culvert Replacement Program	Various	($3,000,000)
Design, Emerging Projects	Various	($12,000,000)
Drainage Rehabilitation and Maintenance, State	Various	($11,250,000)
Electrical Facilities	Various	($5,250,000)
Electrical Load Center Replacement, Statewide	Various	($3,975,000)
Environmental Investigations	Various	($4,500,000)
Environmental Project Support	Various	($500,000)
Equipment (Vehicles, Construction, Safety)	Various	($24,000,000)
Equipment, Snow and Ice Removal	Various	($3,750,000)
Guiderail Upgrade	Various	($500,000)
Interstate Service Facilities	Various	($414,000)
Legal Costs for Right of Way Condemnation	Various	($800,000)
Lincoln Tunnel Access Project (LTAP)	Hudson, Essex	($131,000,000)
Local Bridges, Future Needs	Various	($47,300,000)

Local Freight Impact Fund	Various	($30,100,000)
Local Municipal Aid, DVRPC	Various	($29,193,208)
Local Municipal Aid, NJTPA	Various	($108,499,116)
Local Municipal Aid, SJTPO	Various	($13,557,676)
Local Municipal Aid, Urban Aid	Various	($10,000,000)
Maintenance & Fleet Management System	Various	($750,000)
Maritime Transportation System	Various	($52,690,000)
Minority and Women Workforce Training Set Aside	Various	($1,125,000)
Mobility and Systems Engineering Program	Various	($1,125,000)
New Jersey Rail Freight Assistance Program	Various	($25,000,000)
Orphan Bridge Reconstruction	Various	($3,000,000)
Park and Ride/Transportation Demand Management Program	Various	($750,000)
Pavement Preservation, State	Various	($17,715,000)
Physical Plant	Various	($58,000,000)
Planning and Research, State	Various	($750,000)
Program Implementation Costs, NJDOT	Various	($71,086,500)
Project Development: Concept Development and Preliminary Engineering	Various	($3,000,000)
Project Management & Reporting System (PMRS)	Various	($847,500)
Project Management Improvement Initiative Support	Various	($1,875,000)
Regional Action Program	Various	($1,500,000)
Resurfacing Program	Various	($75,000,000)
Right of Way Database/Document Management System	Various	($225,000)
Route 9, Jones Rd to Longboat Ave	Ocean	($12,500,000)
Route 22, Rockfall Mitigation, Phillipsburg	Warren	($10,024,000)
Route 22/Route 82/Garden State Parkway Interchange	Union	($43,575,000)
Route 31, Franklin Road (CR 634) to Route 46	Warren	($7,992,000)
Route 37, EB Thomas St to Fisher Blvd	Ocean	($9,320,000)
Route 49, Front Street to Keasbey Street/Yorke Street (CR 658)	Salem	($6,892,000)
Route 70, Route 38 to Cooper Avenue	Camden, Burlington	($204,550,000)
Route 295, Delaware River to Route 48 (Harding Highway)	Salem	($17,536,000)
Safe Streets to Transit Program	Various	($1,000,000)
Safety Programs	Various	($187,500)
Salt Storage Facilities - Statewide	Various	($2,250,000)
Sign Structure Inspection Program	Various	($2,100,000)
Sign Structure Replacement Contract 2021-1	Various	($19,240,000)
Signs Program, Statewide	Various	($2,482,500)
Solid and Hazardous Waste Cleanup, Reduction and Disposal	Various	($997,500)
South Amboy Intermodal Center	Middlesex	($8,750,000)

Staff Augmentation	Various	($21,635,000)
State Police Enforcement and Safety Services	Various	($2,500,000)
Traffic Monitoring Systems	Various	($1,117,500)
Traffic Signal Replacement	Various	($6,750,000)
Transit Village Program	Various	($1,000,000)
Transportation Research Technology	Various	($750,000)
Unanticipated Design, Right of Way and Construction Expenses, State	Various	($24,030,000)
Utility Reconnaissance and Relocation	Various	($1,250,000)

Notwithstanding the provisions of P.L.1984, c.73 (C.27:1B-1 et seq.) or any law or regulation to the contrary, there is appropriated the sum of $500,462,000 from the revenues and other funds of the New Jersey Transportation Trust Fund Authority, and from the amounts on deposit in the Transportation Trust Fund Subaccount for Capital Reserves, for the specific projects identified as follows:

New Jersey Transit Corporation

Description	**County**	**Amount**
ADA--Platforms/Stations	Various	($500,000)
Bridge and Tunnel Rehabilitation	Various	($81,055,000)
Bus Acquisition Program	Various	($7,000,000)
Bus Passenger Facilities/Park and Ride	Various	($800,000)
Bus Support Facilities and Equipment	Various	($29,760,000)
Capital Program Implementation	Various	($16,102,000)
Environmental Compliance	Various	($3,000,000)
Ferry Program	Various	($6,500,000)
High Speed Track Program	Various	($1,000,000)
Immediate Action Program	Various	($2,839,000)
Light Rail Infrastructure Improvements	Various	($8,460,000)
Locomotive Overhaul	Various	($5,060,000)
Miscellaneous	Various	($3,100,000)
Other Rail Station/Terminal Improvements	Various	($12,924,000)
Physical Plant	Various	($1,670,000)
Private Carrier Equipment Program	Various	($3,000,000)
Rail Capital Maintenance	Various	($65,866,000)
Rail Rolling Stock Procurement	Various	($43,891,000)
Rail Support Facilities and Equipment	Various	($40,994,000)
Safety Improvement Program	Various	($1,000,000)
Section 5310 Program	Various	($1,750,000)
Section 5311 Program	Various	($100,000)
Security Improvements	Various	($2,610,000)
Signals and Communications/Electric Traction Systems	Various	($125,337,000)
Small/Special Services Program	Various	($1,473,000)
Study and Development	Various	($5,600,000)
Technology Improvements	Various	($12,550,000)

Track Program	Various	($8,271,000)
Transit Rail Initiatives	Various	($8,250,000)

STATE AID

71-6200 Capital Program Management $800,000
(From Property Tax Relief Fund ..... $800,000)
Total State Aid Appropriation, State and Local Highway Facilities $800,000
(From Property Tax Relief Fund ..... $800,000)

State Aid:

71 Pedestrian Safety Grants (PTRF) ..... ($800,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Pedestrian Safety Grants shall be used to provide grants to local units for new, improved, or expanded pedestrian safety programs pursuant to a competitive process administered by the Department of Transportation, subject to the approval of the Director of the Division of Budget and Accounting.

62 Public Transportation

GRANTS-IN-AID

04-6050 Railroad and Bus Operations $2,637,033,000
Subtotal Grants-in-Aid Appropriation, Public Transportation $2,637,033,000

Less:

Farebox Revenue $369,354,000
Other Commercial Revenue 85,200,000
Other Reimbursements 1,796,333,000
Total Income Deductions $2,250,887,000
Total Grants-in-Aid Appropriation, Public Transportation $386,146,000

Grants-in-Aid:

Personal Services:
Salaries and Wages ..... ($1,528,080,000)
Materials and Supplies ..... (448,866,000)
Services Other Than Personal ..... (195,437,000)
Special Purpose:
04 Purchased Transportation ..... (274,110,000)
04 Insurance and Claims ..... (44,031,000)
04 Tolls, Taxes, and Other Operating Expenses ..... (146,509,000)

Less:

Income Deductions $2,250,887,000

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for the New Jersey Transit Corporation,

there are appropriated such amounts as are received from the New Jersey Turnpike Authority, pursuant to a contract between the New Jersey Turnpike Authority and the State for such transportation purposes.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for the New Jersey Transit Corporation, there is appropriated $61,566,750 from the Clean Energy Fund for utility costs associated with New Jersey Transit Corporation operations.

STATE AID

04-6050 Railroad and Bus Operations $18,003,000
(From Property Tax Relief Fund ..... $18,003,000)
Total State Aid Appropriation, Public Transportation $18,003,000
(From Property Tax Relief Fund ..... $18,003,000)

State Aid:

04 Transportation Assistance for Senior Citizens and Disabled Residents (PTRF) .....($18,003,000)

Notwithstanding the provisions of subsection b. of section 4 of P.L.1983, c.578 (C.27:25-28) or any other law or regulation to the contrary, the amount hereinabove appropriated for Transportation Assistance for Senior Citizens and Disabled Residents is appropriated from the Property Tax Relief Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Counties which provide paratransit services for sheltered workshop clients may seek reimbursement for such services pursuant to P.L.1987, c.455 (C.34:16-51 et seq.).

CAPITAL CONSTRUCTION

Notwithstanding the provisions of any law or regulation to the contrary, the Commissioner of Transportation, upon approval of the Director of the Division of Budget and Accounting, may transfer funds made available from the New Jersey Transportation Trust Fund Authority for public transportation projects under the program headings "New Jersey Transit Corporation" to the line-item under that same program heading entitled "Federal Transit Administration Projects" for any federally funded public transportation project shown in this act or any previous appropriation acts until such time as federal funds become available for the projects. Subject to the receipt of federal funds, the New Jersey Transportation Trust Fund Authority shall be reimbursed for all the monies that were transferred to advance Federal Transit Administration projects. Any transfer of funds which returns funds from the line-item "Federal Transit Administration Projects" to the account of origin shall be deemed approved.

From the amounts appropriated from the revenues and other funds of the New Jersey Transportation Trust Fund Authority for the current fiscal year transportation capital program, the Commissioner of Transportation may allocate $4,000,000 of the amount listed for the Private Carrier Equipment Program to the New Jersey Transit Corporation's Private Carrier Capital Improvement Program (PCCIP). The amount

provided herein shall be allocated to the private motorbus carriers consistent with the formula used to administer the PCCIP and shall be restricted to those carriers that currently qualify for participation in the PCCIP. These funds may be used for the procurement of any goods or services currently approved under New Jersey Transit Corporation's PCCIP, as well as: facility improvements, vehicle procurement, and capital maintenance that comports with section 3 of P.L.1984, c.73 (C.27:1B-3). Such maintenance and equipment procurements shall apply to vehicles owned by the private motorbus carriers and used in public transportation service, as well as to New Jersey Transit Corporation-owned vehicles. Private motorbus carriers receiving an allocation of such funds shall be required to submit to the New Jersey Transit Corporation a full accounting for all expenditures, demonstrating that the funds were used to increase or maintain the current level of public transportation service provided by the carrier or to improve revenue vehicle maintenance. Under no circumstances shall these funds be used to provide compensation of any officer or owner of a private motorbus carrier.

64 Regulation and General Management
DIRECT STATE SERVICES

05-6070 Multimodal Services	$717,000
99-6000 Administration and Support Services	558,000
Total Direct State Services Appropriation, Regulation and General Management	$1,275,000

Direct State Services:

Materials and Supplies	($79,000)
Services Other Than Personal	(541,000)
Maintenance and Fixed Charges	(4,000)
Special Purpose:	
05 Office of Maritime Resources	(186,000)
05 Airport Safety Administration	(465,000)

Receipts in excess of the amount anticipated from outdoor advertising application and permit fees, are appropriated for the purpose of administering the Outdoor Advertising Permit and Regulation Program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from fees on placarded rail freight cars transporting hazardous materials in this State are appropriated to defray the expenses of the Placarded Rail Freight Car Transporting Hazardous Materials Program, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance at the end of the preceding fiscal year in the Airport Safety Fund account together with any receipts in excess of the amount anticipated are appropriated for the same purpose.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Airport Safety Administration is payable out of the Airport Safety Fund established pursuant to section 4 of P.L.1983, c.264 (C.6:1-

92). If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

GRANTS-IN-AID

The unexpended balance at the end of the preceding fiscal year in the Airport Safety Fund account together with any receipts in excess of the amount anticipated are appropriated for the same purpose.

Department of Transportation, Total State Appropriation..... $1,514,569,000

Summary of Department of Transportation Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $32,025,000
Grants-in-Aid 386,146,000
State Aid 18,803,000
Capital Construction 1,077,595,000
Appropriations by Fund:
General Fund $1,345,766,000
Property Tax Relief Fund 168,803,000

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82 DEPARTMENT OF THE TREASURY
30 Educational, Cultural. and Intellectual Development
36 Higher Educational Services
GRANTS-IN-AID

47-2155 Support to Independent Institutions $3,437,000
49-2155 Miscellaneous Higher Education Programs 38,782,000
Total Grants-in-Aid Appropriation, Higher Educational Services $42,219,000

Grants-in-Aid:
47 Aid to Independent Colleges and Universities .....($2,000,000)
47 Clinical Legal Programs for the Poor - Seton Hall University .....(150,000)
47 Fairleigh Dickinson University - Newark Campus Political Science Program .....(250,000)
47 Research Under Contract with the Institute of Medical Research, Camden.....(1,037,000)
49 Higher Education Capital Improvement Program - Debt Service .....(7,721,000)
49 Equipment Leasing Fund - Debt Service .....(7,631,000)
49 Higher Education Facilities Trust Fund - Debt Service .....(19,695,000)

49 Higher Education Technology Bond -
Debt Service ..... (3,735,000)

The amount hereinabove appropriated for Aid to Independent Colleges and Universities shall be allocated to eligible institutions in accordance with the "Independent College and University Assistance Act," P.L.1979, c.132 (C.18A:72B-15 et seq.), provided that the number of full-time equivalent students at the six State Colleges shall be 46,038 for fiscal year 2020.

The amounts hereinabove appropriated for Research Under Contract with the Institute of Medical Research, Camden (Coriell Institute) shall be expended on support for research activities, and the Institute shall submit an annual audited financial statement to the Department of the Treasury which shall include a schedule showing the use of these funds.

Notwithstanding the provision of any law or regulation to the contrary, in addition to the amount hereinabove appropriated for Aid to Independent Colleges and Universities, there is appropriated an amount not to exceed $1,000,000 subject to requirements determined to be appropriate by the Secretary in accordance with the "Independent College and University Assistance Act," P.L.1979, c.132 (C.18A:72B-15 et seq.), and subject to the approval of the Director of the Division of Budget and Accounting.

STATE AID

48-2155 Aid to County Colleges $175,466,000
(From General Fund ..... $30,834,000)
(From Property Tax Relief Fund ..... 144,632,000)
Subtotal State Aid Appropriation, Higher Educational Services $175,466,000
(From General Fund ..... $30,834,000)
(From Property Tax Relief Fund ..... 144,632,000)

Less:
Supplemental Workforce Fund – Basic Skills $30,834,000
Total Income Deductions $30,834,000
Total State Appropriation, Higher Educational Services $144,632,000
(From Property Tax Relief Fund ..... $144,632,000)

State Aid:
48 Operational Costs ..... ($30,834,000)
48 Operational Costs (PTRF) ..... (69,758,000)
48 Debt Service for Chapter 12, P.L.1971, c.12 (N.J.S.18A:64A-22.1) (PTRF) ..... (31,351,000)
48 Alternate Benefit Program - Employer Contributions (PTRF) ..... (19,230,000)
48 Alternate Benefit Program - Non-contributory Insurance (PTRF) ..... (1,636,000)
48 Teachers' Pension and Annuity Fund - Non-contributory Insurance (PTRF) ..... (3,000)

48 Employer Contributions - Teachers' Pension and Annuity Fund (PTRF) .....(108,000)
48 Teachers' Pension and Annuity Fund - Post Retirement Medical (PTRF) .....(1,045,000)
48 Post Retirement Medical Other Than TPAF (PTRF).....(21,257,000)
48 Employer Contributions - FICA for County College Members of TPAF (PTRF) .....(28,000)
48 Debt Service on Pension Obligation Bonds (PTRF)....(216,000)

Less:

Income Deductions.....30,834,000

In addition to the amount hereinabove appropriated for Operational Costs, there is appropriated $30,834,000 from the Supplemental Workforce Fund for Basic Skills for remedial courses provided at county colleges and all other monies in the Supplemental Workforce Fund for Basic Skills are appropriated in the proportions set forth in section 1 of P.L.2001, c.152 (C.34:15D-21).

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts hereinabove appropriated for county college Operational Costs, there are allocated such amounts as are required to provide the reimbursement to cover tuition costs of the National Guard members pursuant to subsection b. of section 21 of P.L.1999, c.46 (C.18A:62-24).

Such amounts as may be necessary for the payment of interest or principal or both, due from the issuance of any bonds authorized under the provisions of section 1 of P.L.1971, c.12 (C.18A:64A-22.1) are appropriated.

Such additional amounts as may be required for Alternate Benefit Program-Employer Contributions, Alternate Benefit Program - Non-contributory Insurance, Teachers' Pension and Annuity Fund - Non-contributory Insurance, Teachers' Pension and Annuity Fund - Post Retirement Medical, Post Retirement Medical Other Than TPAF, Affordable Care Act Fees, and Employer Contributions-FICA for County College Members of TPAF are appropriated, as the Director of the Division of Budget and Accounting shall determine.

In addition to the amount hereinabove appropriated for Debt Service on Pension Obligation Bonds to make payments under the State Treasurer's contracts authorized pursuant to section 6 of P.L.1997, c.114 (C.34:1B-7.50), there are appropriated such other amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

50 Economic Planning, Development, and Security
51 Economic Planning and Development
GRANTS-IN-AID

38-2043 Economic Development $17,987,000
Total Grants-in-Aid Appropriation, Economic Planning and Development..... $17,987,000

Grants-in-Aid:

38 New Jersey Commission on Science, Innovation &Technology ..... ($1,000,000)

38 Small Business Bonding Readiness Assistance Fund, EDA ..... (250,000)

38 Economic Redevelopment and Growth Grants, EDA ..... (16,737,000)

In addition to the amount hereinabove appropriated for the Economic Redevelopment and Growth Grants, EDA, there are appropriated such amounts as may be necessary to fund the Economic Redevelopment and Growth Grant program, pursuant to the "New Jersey Economic Stimulus Act of 2009," P.L.2009, c.90 (C.52:27D-489a et seq.), subject to the approval of the Director of the Division of Budget and Accounting. Due to the uncertain timing of grant requests, the unexpended balance at the end of the preceding fiscal year in the Economic Redevelopment and Growth Grants, EDA account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Funds made available for the remediation of the discharges of hazardous substances pursuant to the amendments effective July 1, 2015, to Article VIII, Section II, paragraph 6 of the State Constitution, shall be appropriated to the Brownfield Site Reimbursement Fund, established pursuant to section 38 of P.L.1997, c.278 (C.58:10B-30), in an amount to be determined by the Director of the Division of Taxation, and subject to the approval of the Director of the Division of Budget and Accounting. If such amounts for the remediation of discharges of hazardous substances are insufficient, there are appropriated such amounts as necessary to the Brownfield Site Reimbursement Fund, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year in the Brownfield Site Reimbursement Fund account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

52 Economic Regulation

DIRECT STATE SERVICES

54-2008 Utility Regulation $4,303,000
55-2004 Regulation of Cable Television 1,425,000
88-2058 Energy Assistance Programs 1,398,000
97-2016 Regulatory Support Services 2,914,000
99-2003 Administration and Support Services 9,957,000
Total Direct State Services Appropriation, Economic Regulation $19,997,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($17,188,000)
Materials and Supplies ..... (278,000)

Services Other Than Personal.....(1,967,000)
Maintenance and Fixed Charges.....(508,000)
Additions, Improvements and Equipment .....(56,000)

Receipts from fees are appropriated for the administrative costs of the Board of Public Utilities.

The unexpended balances at the end of the preceding fiscal year in the programs administered by the Board of Public Utilities are appropriated for use by those respective programs, subject to the approval of the Director of the Division of Budget and Accounting.

All revenue received in the CATV Universal Access Fund is appropriated for transfer to the General Fund as State revenue.

Notwithstanding the provisions of paragraph (3) of subsection a. of section 12 of the "Electric Discount and Energy Competition Act,"P.L.1999, c.23 (C.48:3-60) or any other law or regulation to the contrary, receipts from the Clean Energy Fund are appropriated for the actual administrative salary and operating costs for the Office of Clean Energy as requested by the President of the Board of Public Utilities and approved by the Director of the Division of Budget and Accounting; and an additional amount, not to exceed $30,000,000, is appropriated from receipts of the Clean Energy Fund to the Board of Public Utilities to establish a program to support the purchase and use of zero-emissions vehicles and infrastructure, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the investment earnings derived from the funds deposited into the Clean Energy Fund and Universal Service Fund shall accrue to the funds and are appropriated to pay the costs of the various programs of the Board of Public Utilities Clean Energy Program and Universal Service Fund.

There are appropriated from interest earned by the Petroleum Overcharge Reimbursement Fund such amounts as may be required for costs attributable to the administration of the fund, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the balances from the Petroleum Overcharge Reimbursement Fund and the Secondary Stage Refunds and the monies required to be deposited into that fund from projects which have been completed or are no longer viable are reappropriated for new projects consistent with the court rulings which served as the basis for the original awards, subject to the approval of the Director of the Division of Budget and Accounting and the Director of the Office of Energy Savings.

The amounts hereinabove appropriated for the Energy Assistance Programs classification may be transferred to the Lifeline Programs accounts in the Department of Human Services to fund the costs associated with administering the Lifeline Credits Program and Tenants' Assistance Rebate Program and shall be applied in accordance with a Memorandum of Understanding between the President of the Board of Public Utilities and the Commissioner of Human Services, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

88-2058 Energy Assistance Programs $63,085,000
Total Grants-in-Aid Appropriation, Economic Regulation..... $63,085,000

Grants-in-Aid:

88 Payments for Lifeline Credits ..... ($26,901,000)
88 Tenants' Assistance Rebate Program ..... (36,184,000)

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated for Payments for Lifeline Credits and the Tenants' Assistance Rebate Program are available for the payment of obligations applicable to prior fiscal years.

Notwithstanding the provisions of P.L.1979, c.197 (C.48:2-29.15 et seq.), P.L.1981, c.210 (C.48:2-29.30 et seq.), or any law or regulation to the contrary, the benefits of the Lifeline Credits Program and the Tenants' Assistance Rebate Program may be distributed throughout the entire year from July through June, and are not limited to an October to March heating season; therefore, applications for Lifeline benefits and benefits from the Pharmaceutical Assistance to the Aged and Disabled program may be combined.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of Lifeline claims, amounts may be transferred from the various items of appropriation within the Energy Assistance Programs classification, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amounts hereinabove appropriated for Payments for Lifeline Credits and the Tenants' Assistance Rebate Program, such amounts as may be required for the payment of claims, credits, and rebates are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Any supplemental appropriation for the Payments for Lifeline Credits and the Tenants' Assistance Rebate Program may be recovered from the Universal Service Fund through transfer to the General Fund as State revenue, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for Payments for Lifeline Credits and the Tenants' Assistance Rebate Program are available to the Department of Human Services to fund the payments associated with the Lifeline Credits and Tenants' Assistance programs and shall be applied in accordance with a Memorandum of Understanding between the President of the Board of Public Utilities and the Commissioner of Human Services, subject to the approval of the Director of the Division of Budget and Accounting.

70 Government Direction, Management, and Control
72 Governmental Review and Oversight

DIRECT STATE SERVICES

03-2015 Employee Relations and Collective Negotiations $690,000
07-2040 Office of Management and Budget 9,530,000

Total Direct State Services Appropriation, Governmental Review and Oversight $10,220,000

Direct State Services:

Personal Services:
Salaries and Wages .....($8,846,000)
Materials and Supplies.....(93,000)
Services Other Than Personal.....(602,000)
Maintenance and Fixed Charges.....(4,000)
Special Purpose:
07 Independent Audits .....(675,000)

There are appropriated, from receipts from the investment of State funds, such amounts as may be necessary for interest costs, bank service charges, custodial costs, mortgage servicing fees, and advertising bank balances under section 1 of P.L.1956, c.174 (C.52:18-16.1).

Such amounts as may be necessary for administrative expenses incurred in processing federal benefit payments are appropriated from such amounts as may be received or are receivable for this purpose.

In addition to the amounts hereinabove appropriated for the Office of Management and Budget, there are appropriated such additional amounts as may be necessary for an independent audit of the State's general fixed asset account group, management, performance, and operational audits, and the single audit.

2066 Office of the State Comptroller

DIRECT STATE SERVICES

08-2066 Office of the State Comptroller $6,486,000

Total Direct State Services Appropriation, Office of the State Comptroller $6,486,000

Direct State Services:

Personal Services:
Salaries and Wages .....($5,433,000)
Materials and Supplies.....(30,000)
Services Other Than Personal.....(947,000)
Maintenance and Fixed Charges.....(38,000)
Additions, Improvements and Equipment .....(38,000)

Notwithstanding the provisions of any law or regulation to the contrary, all financial recoveries obtained through the efforts of any entity authorized to undertake the prevention and detection of Medicaid fraud, waste and abuse, are appropriated to General Medical Services in the Division of Medical Assistance and Health Services in the Department of Human Services.

73 Financial Administration

DIRECT STATE SERVICES

15-2080 Taxation Services and Administration $84,002,000

17-2105 Administration of State Revenues and Enterprise Services..... 31,218,000
19-2120 Management of State Investments..... 1,643,000
25-2095 Administration of Casino Gambling..... 5,697,000
(From Casino Control Fund ..... $5,697,000)
Total Direct State Services Appropriation, Financial Administration..... $122,560,000
(From General Fund..... $116,863,000)
(From Casino Control Fund ..... 5,697,000)

Direct State Services:
Personal Services:
Chairman and Commissioners (CCF) ..... ($293,000)
Salaries and Wages ..... (93,365,000)
Salaries and Wages (CCF) ..... (2,267,000)
Employee Benefits (CCF)..... (1,444,000)
(From General Fund..... 93,365,000)
(From Casino Control Fund ..... 4,004,000)
Materials and Supplies..... (1,675,000)
Materials and Supplies (CCF)..... (63,000)
Services Other Than Personal..... (18,798,000)
Services Other Than Personal (CCF)..... (450,000)
Maintenance and Fixed Charges..... (595,000)
Maintenance and Fixed Charges (CCF)..... (1,000,000)
Special Purpose:
17 Wage Reporting/Temporary Disability Insurance ..... (600,000)
19 Secure Choice Savings Program (P.L.2019, c.56)..... (250,000)
25 Administration of Casino Gambling (CCF)..... (15,000)
Additions, Improvements and Equipment ..... (1,580,000)
Additions, Improvements and Equipment (CCF) ..... (165,000)

In addition to the amounts hereinabove appropriated for Taxation Services and Administration, such additional amounts as may be necessary are appropriated to fund costs of the collecting and processing of debts, taxes, and other fees and charges owed to the State, including but not limited to the services of auditors and attorneys and enhanced compliance programs, subject to the approval of the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide the Joint Budget Oversight Committee with written reports on the detailed appropriation and expenditure of amounts appropriated pursuant to this provision.

Upon certification of the Director of the Division of Taxation, the State Treasurer shall pay, upon warrants of the Director of the Division of Budget and Accounting, such claims for refund as may be necessary under the provisions of Title 54 of the Revised Statutes, as amended and supplemented.

Receipts from the sale of confiscated equipment, materials, and supplies under the "Cigarette Tax Act," P.L.1948, c.65 (C.54:40A-1 et seq.) are appropriated as may

be necessary for confiscation, storage, disposal, and other related expenses thereof.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from fees from the cost of collection imposed pursuant to section 8 of P.L.1987, c.76 (C.54:49-12.1) such amounts as may be required for compliance and enforcement activities associated with the collection process in accordance with the Taxpayers' Bill of Rights under P.L.1992, c.175.

Such amounts as are required for the acquisition of equipment, software and necessary services essential to the modernization of processing tax returns, tax payments, fees, and associated documents and transactions are appropriated from tax collections, subject to the approval of the Joint Budget Oversight Committee and the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 4 of the "Lead Hazard Control Assistance Act," P.L.2003, c.311 (C.52:27D-437.4), such amounts as are necessary are appropriated from the Lead Hazard Control Assistance Fund for the Department of the Treasury's administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the Dedicated Cigarette Tax Revenue Fund established pursuant to P.L.2004, c.68 (C.34:1B-21.16 et seq.) such amounts as are required under the contract between the Treasurer and the New Jersey Economic Development Authority entered into pursuant to section 6 of P.L.2004, c.68 (C.34:1B-21.21). Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated such additional amounts, as determined by the Director of the Division of Budget and Accounting, as are required to pay debt service on the bonds issued pursuant to P.L.2004, c.68.

The amount necessary to provide administrative costs incurred by the Division of Taxation and the Division of Revenue and Enterprise Services to meet the statutory requirements of the "New Jersey Urban Enterprise Zones Act," P.L.1983, c.303 (C.52:27H-60 et seq.) is appropriated from the Enterprise Zone Assistance Fund, subject to the approval of the Director of the Division of Budget and Accounting.

Pursuant to the provisions of section 12 of P.L.1992, c.165 (C.40:54D-12) there are appropriated such amounts as may be required to compensate the Department of the Treasury for costs incurred in administering the "Tourism Improvement and Development District Act," P.L.1992, c.165 (C.40:54D-1 et seq.).

Notwithstanding the provisions of any law or regulation to the contrary, receipts from agreements entered into by the Director of the Division of Taxation pursuant to P.L.1992, c.172 (C.54:49-12.2 et seq.) are appropriated as may be necessary for contingency fees stipulated in such agreements and any other related expenses thereof.

Pursuant to the provisions of section 54 of P.L.2002, c.34 (C.App.A:9-78) deposits made to the New Jersey Domestic Security Account are appropriated for transfer to the Department of Health to support medical emergency disaster preparedness

for bioterrorism, to the Department of Law and Public Safety for State Police salaries related to Statewide security services and counter-terrorism programs, and to the Department of Agriculture for the Agro-Terrorism program, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated, from revenues from escheated property under the various escheat acts, such amounts as may be necessary to administer such acts and such amounts as may be required for refunds.

There are appropriated out of the State Lottery Fund such amounts as may be necessary for costs required to implement the "State Lottery Law," P.L.1970, c.13 (C.5:9-1 et seq.) and for payment for commissions, prizes, and expenses of developing and implementing games pursuant to section 7 of P.L.1970, c.13 (C.5:9-7) incurred prior to the enactment and implementation of the "Lottery Enterprise Contribution Act," P.L.2017, c.98 (C.5:9-22.5 et al.).

There are appropriated such amounts as are necessary to fund the hospitals' share of monies collected pursuant to the hospital care payment act, P.L.2003, c.112 (C.17B:30-41 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Division of Revenue and Enterprise Services, there is appropriated to the Division of Revenue and Enterprise Services $5,800,000 from the New Jersey Motor Vehicle Commission for document processing charges.

Receipts in excess of those anticipated from expedited service surcharges are appropriated to meet the costs of the Division of Revenue and Enterprise Services' commercial recording function, subject to the approval of the Director of the Division of Budget and Accounting.

The Director of the Division of Budget and Accounting is hereby authorized to transfer or credit such amounts as are necessary between the Department of Labor and Workforce Development and the Department of the Treasury for the administration of revenue collection and processing functions related to Unemployment Insurance, Temporary Disability Insurance, Workers' Compensation, Special Compensation Programs, the Health Care Subsidy Fund, Family Leave Insurance, the Workforce Development Partnership program, and aligned programs.

The amount hereinabove appropriated for the Wage Reporting/Temporary Disability Insurance program are payable out of the State Disability Benefits Fund, and in addition to the amounts hereinabove, there are appropriated from the State Disability Benefits Fund such additional amounts as may be required to administer revenue collection and processing functions associated with the Temporary Disability Insurance program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, any receipts from Nextel Corporation in accordance with a Plan Funding Agreement approved by Nextel and the 800 MHz Transition Administrator for costs of rebanding incurred by State agencies, and any local units of government that have entered into

a Memorandum of Understanding with the Attorney General authorizing the State to receive Nextel funds on behalf of such local unit, pursuant to Federal Communications Commission-ordered reconfiguration of the 800 MHz band, are appropriated to the Department of the Treasury for costs related to that program. Such amounts shall be expended or transferred to the various departments and agencies to reimburse administrative and procurement costs in accordance with the Plan Funding Agreement and in consultation with the Attorney General, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, no monies from the receipts deposited into the New Jersey Public Records Preservation account in the Department of the Treasury are appropriated for grants to counties and municipalities.

Funds necessary to defray the cost of collection to implement the provisions of P.L.1994, c.64 (C.17:29A-35 et seq.), as well as the cost of billing and collection of surcharges levied on drivers in accordance with the New Jersey Automobile Insurance Reform Act of 1982 - Merit Rating System Surcharge Program, P.L.1983, c.65 (C.17:29A-33 et seq.) as amended, are appropriated from fees in lieu of actual cost of collection receipts and from surcharges derived, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from New Jersey Public Records Preservation fees, not to exceed $2,000,000, are appropriated for the operations of the microfilm or other storage systems in the Division of Revenue and Enterprise Services within the Department of Treasury, including the administration of the State's records management and records center operations, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated, from receipts from service fees billed to authorities for the handling of investment transactions, such amounts as may be necessary to administer the Management of State Investments program.

Notwithstanding the provisions of any law or regulation to the contrary, the expenses of administration for the various retirement systems and employee benefit programs administered by the Division of Pensions and Benefits and the Division of Investments shall be charged to the pension and health benefits funds established by law to receive employer contributions or payments or to make benefit payments under the programs, as the case may be. In addition to the amounts hereinabove, there are appropriated such amounts as may be necessary for administrative costs, which shall include bank service charges, investment services, and other such costs as are related to the management of the pension and health benefit programs, as the Director of the Division of Budget and Accounting shall determine.

74 General Government Services

DIRECT STATE SERVICES

02-2069 Garden State Preservation Trust	$208,000
09-2050 Purchasing and Inventory Management	7,356,000
10-2062 Public Broadcasting Services	1,636,000

26-2067 Property Management and Construction - Property Management Services 14,202,000
37-2051 Risk Management 2,659,000
Total Direct State Services Appropriation, General Government Services $26,061,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($14,907,000)
Materials and Supplies ..... (682,000)
Services Other Than Personal ..... (3,113,000)
Maintenance and Fixed Charges ..... (5,287,000)
Special Purpose:
02 Garden State Preservation Trust ..... (208,000)
09 Chief Diversity Officer ..... (801,000)
09 Disparity Study ..... (1,000,000)
Additions, Improvements and Equipment ..... (63,000)

Fees collected pursuant to P.L.1975, c.127 (C.10:5-31 et seq.), are appropriated to the Division of Purchase and Property for program costs, subject to allotment by the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated to the Division of Purchase and Property, there is appropriated to the Division of Purchase and Property, an amount equal to 50% of the amount of the total rebates on procurement card purchases for costs of the Division, subject to the approval of the Director of the Division of Budget and Accounting. In addition, of the remaining 50% of the total rebates on procurement card purchases, the top three participating State using agencies with the highest spending will receive 50% of the rebates earned for their respective eligible procurement card spending and the balance is appropriated to the Division of Purchase and Property for costs of the Division, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated, from the receipts from third party subrogation and service fees billed to authorities for the handling of insurance procurement and risk management services, such amounts as may be necessary for the administrative expenses of the Risk Management program.

The Director of the Division of Budget and Accounting is empowered to transfer or credit to the Print Shop Revolving Fund any appropriation made to any department for printing costs appropriated or allocated to such departments for their share of costs to the Print Shop and the Office of Printing Control.

The Director of the Division of Budget and Accounting is empowered to transfer or credit to the Property Management and Construction program classification, from appropriations for construction and improvements an amount sufficient to pay for the cost of architectural work, superintendence and other expert services in connection with such work.

In addition to the amount hereinabove appropriated for Property Management and Construction, there are appropriated such additional amounts as may be required for the costs incurred in order to preserve and maintain the value and condition of State real property that has been declared surplus and for costs incurred in the selling of the real property, including appraisal, survey, advertising, maintenance, security and other costs related to the preservation and disposal, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from receipts from the pre-qualification service fees billed to contractors, architects, engineers, and professionals sufficient amounts for expenses related to the administration of pre-qualification activities undertaken by the Division of Property Management and Construction.

In addition to the amount hereinabove appropriated for Property Management and Construction - Property Management Services, there is appropriated to the Property Management and Construction - Property Management Services account, $519,000 from the New Jersey Motor Vehicle Commission for preventative maintenance costs.

Receipts from the leasing of State real property are appropriated for the maintenance of State-owned property, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the leasing of Department of Environmental Protection real properties are appropriated for the costs incurred for maintenance, repairs, and utilities on the properties.

There are appropriated such additional amounts as may be necessary for the purchase of expert witness services related to the State's defense against inverse condemnation claims related to the Department of Environmental Protection's Land Use Regulation program.

Receipts from employee maintenance charges in excess of $225,000 are appropriated for maintenance of employee housing and associated relocation costs; provided, however, that an amount not to exceed $25,000 shall be available for management of the program, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from receipts from lease proceeds billed to the occupants of the James J. Howard Marine Sciences Laboratory, such amounts as may be required to operate and maintain the facility.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Garden State Preservation Trust account is transferred from the Garden State Green Acres Preservation Trust Fund established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19) and the Preserve New Jersey Funds established pursuant to P.L.2016, c.12 (C.13:8C-43 et seq.), to the General Fund and is appropriated to the Department of the Treasury for the Garden State Preservation Trust's administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, administrative expenses for the various retirement systems and employee benefit programs administered by the Division of Pensions and Benefits or the Board of Trustees of the Police and Firemen's Retirement System of New Jersey are appropriated from the pension and health benefits funds established by law to receive employer contributions or payments or to make benefit payments under the programs, as the case may be, subject to the approval of the Director of the Division of Budget and Accounting. Administrative costs shall include bank service charges, investment services, and any other such costs as are related to the management of the pension and health benefit programs, as the Director of the Division of Budget and Accounting shall determine.

2026 Office of Administrative Law

DIRECT STATE SERVICES

45-2026 Adjudication of Administrative Appeals $3,298,000

Total Direct State Services Appropriation, Office of Administrative Law $3,298,000

Direct State Services:

Personal Services:

Salaries and Wages ..... ($3,298,000)

The Director of the Division of Budget and Accounting is empowered to transfer or credit to the Office of Administrative Law any appropriation made to any department for administrative hearing costs which had been appropriated or allocated to such department for its share of such costs.

In addition to the amount hereinabove appropriated for the Office of Administrative Law, such amounts as may be received or receivable from any department or non-State fund source for administrative hearing costs or rule-making costs by the Office of Administrative Law, and the unexpended balance at the end of the preceding fiscal year of such amounts, are appropriated for the Office's administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts appropriated to the New Jersey Motor Vehicle Commission, such appropriation is conditioned upon paying the non-State hourly rate charged by the Office of Administrative Law for hearing services, or an amount not less than $500,000.

Receipts from annual license fees, payable to the Office of Administrative Law, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated for the Office's administrative costs.

Receipts from royalties, payable to the Office of Administrative Law, and the unexpended balance at the end of the preceding fiscal year of such receipts, are appropriated for the Office's administrative costs.

2034 Office of Information Technology
DIRECT STATE SERVICES

40-2034 Office of Information Technology $81,529,000
65-2034 Emergency Telecommunication Services 13,366,000
Subtotal Direct State Services Appropriation,
Office of Information Technology $94,895,000
Less:
OIT - Other Resources $40,500,000
Total Income Deductions $40,500,000
Total Direct State Services Appropriation,
Office of Information Technology $54,395,000

Direct State Services:
Personal Services:
Salaries and Wages .....($21,365,000)
Materials and Supplies.....(155,000)
Services Other Than Personal.....(4,575,000)
Maintenance and Fixed Charges.....(23,000)
Special Purpose:
40 Office of Information Technology.....(40,500,000)
40 Office of Management and Budget
Technology Modernization .....(1,500,000)
65 Statewide 9-1-1 Emergency
Telecommunication System .....(10,366,000)
65 Office of Emergency Telecommunication
Services .....(3,000,000)
Additions, Improvements and Equipment .....(13,411,000)
Less:
Income Deductions..... 40,500,000

In addition to the amount hereinabove attributable to OIT - Other Resources, there are appropriated such amounts as may be received or receivable from any State agency, instrumentality or public authority for increases or changes in Office of Information Technology services, subject to the approval of the Director of the Division of Budget and Accounting.

As a condition to the appropriations made in this act, specifically with regard to the allocation of employees performing information technology infrastructure functions and the establishment of deputy chief technology officers and related staff as authorized in P.L.2007, c.56 (C.52:18A-219 et al.), the Office of Information Technology shall identify the specific Direct State Services appropriations and positions that should be transferred between various departments and the Office of Information Technology, subject to the approval of the Director of the Division of Budget and Accounting.

From amounts appropriated to various departments, such amounts as are necessary may be transferred to the Office of Information Technology for enterprise initiatives, subject to the establishment of a formal agreement between the Office of

Information Technology and those departments to support enterprise projects, subject to the approval of the Director of the Division of Budget and Accounting. The unexpended balance at the end of the preceding fiscal year in the Enterprise Initiatives account is appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Statewide 9-1-1 Emergency Telecommunication System, there are appropriated such additional amounts as may be necessary for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such amounts for Geographic Information System (GIS) Integration as may be received from federal, county, or municipal governments or agencies, and nonprofit organizations for orthoimagery and parcel data mapping.

75 State Subsidies and Financial Aid

GRANTS-IN-AID

33-2077 Homestead Exemptions $494,700,000
(From Property Tax Relief Fund ..... $494,700,000)
Total Grants-in-Aid Appropriation, State Subsidies and Financial Aid $494,700,000
(From Property Tax Relief Fund ..... $494,700,000)

Grants-in-Aid:

33 Homestead Benefit Program (PTRF) .....($275,000,000)
33 Senior and Disabled Citizens' Property Tax Freeze (PTRF) ..... (219,700,000)

The amount hereinabove appropriated for the Homestead Benefit Program shall be available to provide homestead benefits only to eligible homeowners pursuant to the provisions of section 3 of P.L.1990, c.61 (C.54:4-8.59) as amended by P.L.2004, c.40 and by P.L.2007, c.62, as may be amended from time to time except that, notwithstanding the provisions of such laws to the contrary: (i) residents who are 65 years of age or older at the close of the tax year, or residents who are allowed to claim a personal deduction as a blind or disabled taxpayer pursuant to subsection b. of N.J.S.54A:3-1, with (a) gross income in excess of $150,000 for tax year 2017 are excluded from the program; (b) gross income in excess of $100,000 but not in excess of $150,000 for tax year 2017 are eligible for a benefit in the amount of 5% of the first $10,000 of property taxes paid; and (c) gross income not in excess of $100,000 for tax year 2017 are eligible for a benefit in the amount of 10% of the first $10,000 of property taxes paid; (ii) residents who are not 65 years of age or older at the close of the tax year, or residents who are not allowed to claim a personal deduction as a blind or disabled taxpayer pursuant to subsection b. of N.J.S.54A:3-1, with (a) gross income in excess of $75,000 for tax year 2017 are excluded from the program; (b) gross income in excess of $50,000 but not in excess of $75,000 for tax year 2017 are eligible for a benefit in the amount of 6.67% of the first $10,000 of property taxes paid; and (c) gross income

not in excess of $50,000 for tax year 2017 are eligible for a benefit in the amount of 10% of the first $10,000 of property taxes paid. These benefits listed pursuant to this paragraph will be calculated based on the 2006 property tax amounts assessed or as would have been assessed on the October 1, 2017 principal residence of eligible applicants. The total homestead benefit provided to an eligible applicant in a given State fiscal year shall not exceed the homestead rebate amount paid to such eligible applicant for tax year 2006, absent a change in an applicant's filing characteristics. The 2017 homestead benefit shall be paid in May, subject to the approval of the Director of the Division of Budget and Accounting, provided further, however, that a homestead credit that is paid through electronic funds transfer made by the director to the local property tax account maintained by the local tax collector for the homestead of the claimant shall be paid to the local tax collector before the end of the fiscal year. If the amount hereinabove appropriated for the Homestead Benefit Program is not sufficient, there are appropriated from the Property Tax Relief Fund such additional amounts as may be required to provide such homestead benefits, subject to the approval of the Director of the Division of Budget and Accounting.

From the amount hereinabove appropriated for the Homestead Benefit Program, there are appropriated such amounts as may be necessary for the administration of the program, subject to the approval of the Director of the Division of Budget and Accounting.

From the amount hereinabove appropriated for the Homestead Benefit Program, there are appropriated such amounts as may be required for payments of homestead benefits that have been approved but not paid pursuant to the annual appropriations act for the fiscal year the claimant applied for such homestead benefit, subject to the approval of the Director of the Division of Budget and Accounting.

From the amount hereinabove appropriated for the Homestead Benefit Program, there are appropriated from the Property Tax Relief Fund such amounts as may be required for payments of property tax credits to homeowners and tenants pursuant to the "Property Tax Deduction Act," P.L.1996, c.60 (C.54A:3A-15 et seq.).

Notwithstanding the provisions of P.L.1997, c.348 (C.54:4-8.67 et seq.), the amount hereinabove appropriated for Senior and Disabled Citizens' Property Tax Freeze, and any additional amounts which may be required for this purpose, is appropriated from the Property Tax Relief Fund.

STATE AID

27-2085 Other Distributed Taxes	$7,886,000
(From Property Tax Relief Fund	*$7,886,000)*
28-2078 County Boards of Taxation	2,103,000
29-2078 Locally Provided Assistance	37,210,000
(From General Fund	*31,932,000)*
(From Property Tax Relief Fund	*5,278,000)*
34-2077 Senior and Disabled Citizens' and Veterans' Property Tax Deductions	47,700,000

(From Property Tax Relief Fund..... 47,700,000)
35-2078 Police and Firemen's Retirement System..... 243,192,000
(From Property Tax Relief Fund..... 243,192,000)
42-2085 Energy Tax Receipts Property Tax Relief Aid..... 424,437,000
(From Property Tax Relief Fund..... 424,437,000)
Total State Aid Appropriation, State Subsidies and Financial Aid..... $762,528,000
(From General Fund..... $34,035,000)
(From Property Tax Relief Fund..... 728,493,000

State Aid:

27 Aid to Counties in Lieu of Insurance Premiums Tax Payments (PTRF)..... ($7,886,000)
28 County Boards of Taxation..... (2,103,000)
29 South Jersey Port Corporation Senior Bonds Debt Service Reserve Fund..... (17,000,000)
29 South Jersey Port Corporation Subordinated Bonds Debt Service Reserve Fund..... (12,750,000)
29 South Jersey Port Corporation Property Tax Reserve Fund (PTRF)..... (5,101,000)
29 Highlands Protection Fund – Planning Grants..... (2,182,000)
29 Public Library Project Fund (PTRF)..... (177,000)
34 Senior and Disabled Citizens' Property Tax Deductions (PTRF)..... (7,800,000)
34 Veterans' Property Tax Deductions (PTRF)..... (39,900,000)
35 State Contribution to Consolidated Police and Firemen's Fund (PTRF)..... (246,000)
35 Debt Service on Pension Obligation Bonds (PTRF)(21,863,000)
35 Police and Firemen's Retirement System – Post Retirement Medical (PTRF)..... (30,898,000)
35 Police and Firemen's Retirement System (PTRF)..... (110,547,000)
35 Police and Firemen's Retirement System (P.L.1979, c.109) (PTRF)..... (79,638,000)
42 Energy Tax Receipts Property Tax Relief Aid (PTRF)..... (424,437,000)

There are appropriated such additional amounts as may be certified to the Governor by the South Jersey Port Corporation as necessary to meet the requirements of the South Jersey Port Corporation Debt Service Reserve Fund under section 14 of P.L.1968, c.60 (C.12:11A-14) and the South Jersey Port Corporation Property Tax Reserve Fund under section 20 of P.L.1968, c.60 (C.12:11A-20), subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated for the Highlands Protection Fund are payable from the receipts of the portion of the realty transfer fee directed to be credited to the Highlands Protection Fund and the unexpended balances at the end of the preceding fiscal year in the Highlands Protection Fund accounts are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. Further, the Department of the Treasury may transfer funds as necessary between the Highlands Protection Fund - Planning Grants account within the Department of the Treasury and the Administration and Operations of the Highlands Council account within the Department of Environmental Protection, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Solid Waste Management - County Environmental Investment Aid is appropriated to subsidize county and county authority debt service payments for environmental investments incurred and other repayment obligations owed pursuant to the "Solid Waste Management Act," P.L.1970, c.39 (C.13:1E-1 et seq.) and the "Solid Waste Utility Control Act," P.L.1970, c.40 (C.48:13A-1 et seq.) as determined by the State Treasurer based upon the need for such financial assistance after taking into account all financial resources available or attainable to pay such debt service and such other repayment obligations. Such additional amounts as may be necessary shall be appropriated subject to the approval of the Director of the Division of Budget and Accounting and shall be provided upon such terms and conditions as the State Treasurer may determine. The unexpended balance at the end of the preceding fiscal year is appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Pursuant to section 85 of P.L.2015, c.19 (C.5:10A-85), receipts derived from the 3% Meadowlands regional hotel use assessment are appropriated for deposit into the intermunicipal account established pursuant to section 53 of P.L.2015, c.19 (C.5:10A-53), and shall be used to pay Meadowlands adjustment payments to municipalities in the Meadowlands district pursuant to the "Hackensack Meadowlands Agency Consolidation Act," P.L.2015, c.19 (C.5:10A-1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), the amount apportioned to the several counties of the State shall not be distributed and shall be anticipated as revenue for general State purposes.

Notwithstanding the provisions of the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), the amounts collected from banking corporations pursuant to the "Corporation Business Tax Act (1945)" shall not be distributed to the counties and municipalities and shall be anticipated as revenue for general State purposes.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid and an amount not to exceed $243,737,000 from Consolidated Municipal Property Tax Relief Aid is appropriated and shall be allocated to municipalities in accordance

with the provisions of subsection b. of section 2 of P.L.1997, c.167 (C.52:27D-439), provided further, however, that from the amounts hereinabove appropriated, each municipality shall also receive such additional amounts as provided in the previous fiscal year from the Energy Tax Receipts Property Tax Relief Aid account. Each municipality that receives an allocation from the amount so transferred from the Consolidated Municipal Property Tax Relief Aid program shall have its allocation from the Consolidated Municipal Property Tax Relief Aid program reduced by the same amount.

Notwithstanding the provisions of paragraph (1) of subsection c. of section 2 of P.L.1997, c.167 (C.52:27D-439) or any other law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid shall be distributed on the following schedule: on or before October 1, 81.8% of the total amount due; November 1, 9.1% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 9.1% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 9.1% of the total amount due; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of Local Government Services, in consultation with the Commissioner of Community Affairs and the State Treasurer, may direct the Director of the Division of Budget and Accounting to provide such payments on an accelerated schedule if necessary to ensure fiscal stability for a municipality.

Notwithstanding the provisions of any law or regulation to the contrary, the release of the total annual amount due for the current fiscal year from Energy Tax Receipts Aid to municipalities is subject to the following condition: the municipality shall submit to the Director of the Division of Local Government Services a report describing the municipality's compliance with the "Best Practices Inventory" established by the Director of the Division of Local Government Services and shall receive at least a minimum score on such inventory as determined by the Director of the Division of Local Government Services; provided, however, that the director may take into account the particular circumstances of a municipality. In preparing the Best Practices Inventory, the director shall identify best municipal practices in the areas of general administration, fiscal management, and operational activities, as well as the particular circumstances of a municipality, in determining the minimum score acceptable for the release of the total annual amount due for the current fiscal year.

Notwithstanding the provisions of P.L.1945, c.132 (C.54:18A-1 et seq.) or any law or regulation to the contrary, the amount payable to the several counties of the State shall not be distributed and shall be anticipated as revenue in the General Fund for general State purposes.

The unexpended balance at the end of the preceding fiscal year from the taxes collected pursuant to P.L.1940, c.5 (C.54:30A-49 et seq.) shall lapse.

The Director of the Division of Budget and Accounting shall reduce amounts provided to any municipality from the amount hereinabove appropriated by the difference, if any, between pension contribution savings, and the amount of Consolidated Municipal Property Tax Relief Aid payable to such municipality.

In addition to the amount hereinabove appropriated for Senior and Disabled Citizens' Property Tax Deductions and Veterans' Property Tax Deductions, there are appropriated from the Property Tax Relief Fund such additional amounts as may be required for State reimbursement to municipalities for senior and disabled citizens' and veterans' property tax deductions, subject to the approval of the Director of the Division of Budget and Accounting. Further, the Department of the Treasury, after notification to the Joint Budget Oversight Committee, may transfer funds as necessary between the Senior and Disabled Citizens' Property Tax Deductions account and the Veterans' Property Tax Deductions account, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Debt Service on Pension Obligation Bonds to make payments under the State Treasurer's contracts authorized pursuant to section 6 of P.L.1997, c.114 (C.34:1B-7.50), there are appropriated such additional amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

Such additional amounts as may be required for Police and Firemen's Retirement System - Post Retirement Medical are appropriated, as the Director of the Division of Budget and Accounting shall determine.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Aid to Counties in Lieu of Insurance Premiums Tax Payments shall be paid to the same counties in the same amounts as would be provided in fiscal year 2021 pursuant to the provisions of P.L.1945, c.132 (C.54:18A-1 et seq.). If the amount hereinabove appropriated for Aid to Counties in Lieu of Insurance Premiums Tax Payments is not sufficient, there are appropriated from the Property Tax Relief Fund such additional amounts as may be required pursuant to the provisions of P.L.1945, c.132 (C.54:18A-1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

76 Management and Administration

DIRECT STATE SERVICES

92-2063 Cannabis Regulatory Commission	$857,000
99-2000 Administration and Support Services	7,632,000
Total Direct State Services Appropriation, Management and Administration	$8,489,000

Direct State Services:

Personal Services:	
Salaries and Wages	($6,808,000)
Materials and Supplies	(60,000)
Services Other Than Personal	(515,000)

Maintenance and Fixed Charges ..... (16,000)
Special Purpose:
92 Cannabis Regulatory Commission ..... (857,000)
99 Federal Liaison Office, Washington, D.C. ..... (12,000)
99 Ombudsman for Individuals with Intellectual or Developmental Disabilities and their Families ..... (210,000)
Additions, Improvements and Equipment ..... (11,000)

There are appropriated such additional amounts as may be required to pay for the operating expenses of the Casino Revenue Fund Advisory Commission, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such additional amounts as may be required to pay for the reimbursement of funeral expenses pursuant to P.L.2013, c.177 (C.52:18A-218.1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated from the investment earnings of general obligation bond proceeds such amounts as may be necessary for the payment of debt service administrative costs.

There is appropriated from revenue estimated to be received as a fee in connection with the issuance of debt an amount not to exceed $700,000 to provide funds for public finance activities.

There are appropriated from revenue to be received from investment earnings of State funds, from fees in connection with the cost of debt issuance and from service fees billed to State authorities, such amounts as may be required for public finance activities. The unexpended balance at the end of the preceding fiscal year from such investment earnings and service fees is appropriated to the Office of Public Finance.

Notwithstanding the provisions of P.L.1999, c.12 (C.54A:9-25.12 et seq.) or any other law or regulation to the contrary, monies received in the "Drug Abuse Education Fund" and the unexpended balance at the end of the preceding fiscal year of such deposits are appropriated for collection or administration costs of the Department of the Treasury, for transfer to various departments and agencies that provide substance use disorder treatment and prevention programs to offset the costs of such programs, subject to the approval of the Director of the Division of Budget and Accounting.

An amount equivalent to the amount due to be paid in this fiscal year to the State by the Port Authority of New York and New Jersey pursuant to the regional economic development agreement dated January 1, 1990 among the States of New York and New Jersey and the Port Authority of New York and New Jersey is appropriated to the Economic Recovery Fund established pursuant to section 3 of P.L.1992, c.16 (C.34:1B-7.12) for the purposes of P.L.1992, c.16 (C.34:1B-7.10 et seq.).

Notwithstanding the provisions of any law or regulation to the contrary, there are appropriated from the "Drug Enforcement and Demand Reduction Fund" such amounts as may be required to provide for the administrative expenses of the Governor's Council on Alcoholism and Drug Abuse and for programs and grants to other agencies, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for the Department of the Treasury, there are appropriated such additional amounts as are necessary to establish the Office of the Ombudsman for Individuals with Intellectual or Developmental Disabilities and their Families established pursuant to P.L.2017, c.269 (C.30:1AA-9.1 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts collected pursuant to the New Jersey Compassionate Use Medical Marijuana Act, P.L.2009, c.307, may be transferred from the Department of Health to the Cannabis Regulatory Commission within the Department of the Treasury to offset the costs of administering P.L.2019, c.153, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

99-2000 Administration and Support Services $2,825,000
Total Grants-in-Aid Appropriation, Management and Administration ... $2,825,000

Grants-in-Aid:

99 National Center for Civic Innovation Inc.....($2,200,000)
99 New Jersey State Interscholastic Athletic Association.....(625,000)

Notwithstanding the provisions of any other law or regulation to the contrary, the amount hereinabove appropriated to the National Center for Civic Innovation, Inc. ("NCCI") is subject to the following conditions: the appropriated moneys shall be used by NCCI to pay for administrative expenses, including, but not limited to, staff, office, supplies, travel, consultants and technology, and NCCI, in consultation with the State's Chief Innovation Office, shall provide advisory services to State departments and agencies in the area of modernizing, improving, facilitating, and streamlining government services to individuals and businesses. The State Treasurer shall enter into an agreement with NCCI to implement this provision.

The amount hereinabove appropriated for the New Jersey State Interscholastic Athletic Association (NJSIAA) is conditioned upon the following: the NJSIAA shall agree to publish online their annual audited statement for fiscal years ending June 30, 2020 and June 30, 2021 upon certification by an outside auditor. The appropriation shall be used to offset loss of revenue to NJSIAA due to COVID-19 and additional expenses not anticipated due to COVID-19. The NJSIAA shall not use any grant funds for any increases in administrative staff.

80 Special Government Services
82 Protection of Citizens' Rights
DIRECT STATE SERVICES

06-2024 Appellate Services to Indigents $6,555,000
57-2021 Trial Services to Indigents 52,637,000
58-2022 Mental Health Advocacy 5,119,000
66-2021 Office of Law Guardian 18,222,000
67-2021 Office of Parental Representation 13,413,000
99-2025 Administration and Support Services 2,206,000
Total Direct State Services Appropriation, Protection of Citizens' Rights $98,152,000

Direct State Services:
Personal Services:
Salaries and Wages ..... ($77,988,000)
Materials and Supplies ..... (914,000)
Services Other Than Personal ..... (16,900,000)
Maintenance and Fixed Charges ..... (1,538,000)
Additions, Improvements and Equipment ..... (812,000)

Amounts provided for legal and investigative services are available for payment of obligations applicable to prior fiscal years.

In addition to the amount hereinabove appropriated for the operation of the Office of the Public Defender there are appropriated additional amounts as may be required for Trial and Appellate services to indigents, the expenditure of which shall be subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, no State funds are appropriated to fund the expenses associated with the legal representation of persons before the State Parole Board or the Parole Bureau.

Lawsuit settlements and legal costs awarded by any court to the Office of the Public Defender are appropriated for the expenses associated with the representation of indigent clients.

The amount hereinabove appropriated to the Office of the Public Defender is available for expenses associated with pool attorneys hired by the Office of the Public Defender for the representation of indigent clients.

2048 State Legal Services Office
GRANTS-IN-AID

89-2048 Civil Legal Services for the Poor $25,801,000
Total Grants-in-Aid Appropriation, State Legal Services Office $25,801,000

Grants-in-Aid:
89 Legal Services of New Jersey – Legal Assistance in Civil Matters ..... ($25,801,000)

2096 Corrections Ombudsperson
DIRECT STATE SERVICES

51-2096 Corrections Ombudsperson $669,000
Total Direct State Services Appropriation, Corrections Ombudsperson $669,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($637,000)
Materials and Supplies ..... (4,000)
Services Other Than Personal ..... (22,000)
Maintenance and Fixed Charges ..... (6,000)

2097 Office of the State Long-Term Care Ombudsman
DIRECT STATE SERVICES

81-2097 State Long-Term Care Ombudsman $1,602,000
Total Direct State Services Appropriation, Division of Office of the State Long-Term Care Ombudsman $1,602,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($1,353,000)
Materials and Supplies ..... (24,000)
Services Other Than Personal ..... (188,000)
Maintenance and Fixed Charges ..... (37,000)

Notwithstanding the provisions of any law or regulation to the contrary, receipts collected from fines and penalties pursuant to subsection f. of section 2 of P.L.1983, c.43 (C.52:27G-7.1) and subsection b. of section 14 of P.L.1977, c.239 (C.52:27G-14) are appropriated to the Office of the State Long-Term Care Ombudsman, subject to the approval of the Director of the Division of Budget and Accounting.

2098 Division of Rate Counsel
DIRECT STATE SERVICES

53-2098 Rate Counsel $5,226,000
Total Direct State Services Appropriation, Division of Rate Counsel $5,226,000

Direct State Services:

Personal Services:
Salaries and Wages ..... ($2,243,000)
Materials and Supplies ..... (36,000)
Services Other Than Personal ..... (2,569,000)
Maintenance and Fixed Charges ..... (375,000)
Additions, Improvements and Equipment ..... (3,000)

Receipts of the Division of Rate Counsel in excess of those anticipated are appropriated for the Division of Rate Counsel to defray the costs of the Division of Rate Counsel function.

The unexpended balances at the end of the preceding fiscal year in the Division of Rate Counsel accounts are appropriated for the same purpose.

Department of the Treasury, Total State Appropriation..... $1,910,932,000

Summary of Department of the Treasury Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services.....$357,155,000
Grants-in-Aid.....646,617,000
State Aid.....907,160,000
Appropriations by Fund:
General Fund.....$537,410,000
Property Tax Relief Fund.....1,367,825,000
Casino Control Fund.....5,697,000

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90 MISCELLANEOUS COMMISSIONS
40 Community Development and Environmental Management
43 Science and Technical Programs
9130 Interstate Environmental Commission
DIRECT STATE SERVICES

03-9130 Interstate Environmental Commission $15,000
Total Direct State Services Appropriation, Interstate Environmental Commission $15,000

Direct State Services:
Special Purpose:
03 Expenses of the Commission ..... ($15,000)

40 Community Development and Environmental Management
43 Science and Technical Programs
9140 Delaware River Basin Commission
DIRECT STATE SERVICES

02-9140 Delaware River Basin Commission..... $693,000
Total Direct State Services Appropriation, Delaware River Basin Commission..... $693,000

Direct State Services:
Special Purpose:
02 Expenses of the Commission ..... ($693,000)

70 Government Direction, Management, and Control
72 Government Review and Oversight
9148 Council On Local Mandates
DIRECT STATE SERVICES

92-9148 Council On Local Mandates..... $60,000

Total Direct State Services Appropriation, Council On Local Mandates $60,000

Direct State Services:

Special Purpose:

92 Council On Local Mandates .....($60,000)

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.

Miscellaneous Commissions, Total State Appropriation $768,000

Summary of Miscellaneous Commissions Appropriations

(For Display Purposes Only)

Appropriations by Category:

Direct State Services $768,000

Appropriations by Fund:

General Fund $768,000

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94 INTERDEPARTMENTAL ACCOUNTS

70 Government Direction, Management, and Control

74 General Government Services

DIRECT STATE SERVICES

01-9400 Property Rentals $207,275,000

02-9400 Insurance and Other Services 87,045,000

06-9400 Utilities and Other Services 46,195,000

Subtotal Direct State Services Appropriation, General Government Services $340,515,000

Less:

Direct Rent Charges and Charges for Operational Efficiencies $55,008,000

Total Deductions $55,008,000

Total Direct State Services Appropriation, General Government Services $285,507,000

Direct State Services:

Property Rentals:

01 Existing and Anticipated Leases .....($140,222,000)

01 Economic Development Authority .....(49,417,000)

01 Other Debt Service Leases and Tax Payments .....(17,636,000)

Less:

Total Deductions 55,008,000

Insurance and Other Services:

02 Tort Claims Liability Fund (C.59:12-1).....(12,000,000)

02 Workers' Compensation Self-Insurance Fund.....(68,929,000)

02 Property Insurance Premium Payments .....(2,180,000)

02 Casualty Insurance Premium Payments ..... (353,000)
02 Special Insurance Policy Premium Payment..... (489,000)
02 Vehicle Claims Liability Fund..... (1,875,000)
02 Self-Insurance Deductible Fund..... (1,125,000)
02 Self-Insurance Fund - Foster Parents ..... (94,000)
Utilities and Other Services:
06 Utilities and Other Services ..... (35,625,000)
06 Public Health, Environmental and
Agricultural Laboratory..... (4,206,000)
06 Household and Security ..... (6,364,000)

The Director of the Division of Budget and Accounting is empowered to allocate to any State agency occupying space in any State-owned building equitable charges for the rental of such space to include, but not be limited to, the costs of operation and maintenance thereof, and the amounts so charged shall be credited to the General Fund; and, to the extent that such charges exceed the amounts appropriated for such purposes to any agency financed from any fund other than the General Fund, the required additional appropriation shall be made out of such other fund.

Receipts from direct charges and charges to non-State fund sources are appropriated for the rental of property, including the costs of operation and maintenance of such properties.

Notwithstanding the provisions of any law or regulation to the contrary, and except for leases negotiated by the Division of Property Management and Construction and subject to the approval or disapproval by the State Leasing and Space Utilization Committee pursuant to P.L.1992, c.130 (C.52:18A-191.1 et al.), and except as hereinafter provided, no lease for the rental of any office or building, except for legislative district offices, shall be executed without the prior written consent of the State Treasurer and the Director of the Division of Budget and Accounting. Legislative district office leases may be executed by personnel in the Office of Legislative Services so directed by the Executive Director, provided the lease complies with the Joint Rules Governing Legislative District Offices adopted by the presiding officers. Leases which do not comply with the Joint Rules Governing Legislative District Offices may be executed by personnel in the Office of Legislative Services, District Office Services so directed by the Executive Director with the prior written consent of the President of the Senate and the Speaker of the General Assembly.

To the extent that amounts appropriated for property rental payments are insufficient, there are appropriated such additional amounts, not to exceed $3,000,000 as may be required to pay property rental obligations, subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed $2,500,000 shall be appropriated for the costs of security, maintenance, utilities and other operating expenses related to the closure of State-owned buildings, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the leasing of State surplus real property are appropriated for the maintenance of State surplus real property, subject to the approval of the Director of the Division of Budget and Accounting

Notwithstanding the provisions of any law or regulation to the contrary, the Division of Property Management and Construction is empowered to renegotiate lease terms, provided that such renegotiations result in cost savings to the State for the current fiscal year and for the term of the lease. Any lease amendments made as a result of these renegotiations are subject to the review and approval of the State Leasing and Space Utilization Committee. Receipts from such renegotiations are appropriated to the Property Rentals account to offset the cost of leases, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such additional amounts as may be required to pay for office renovations associated with the consolidation of office space, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such additional amounts as may be required to pay debt service costs for the Greystone Park Psychiatric Hospital Project, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 105 of P.L.2003, c.13 (C.39:2A-36) or any law or regulation to the contrary, $8,205,000 is appropriated from the revenues appropriated to the New Jersey Motor Vehicle Commission for transfer to the Interdepartmental property rentals account to reflect savings from implementation of management and procurement efficiencies, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated are available for payment of obligations applicable to prior fiscal years.

The unexpended balance at the end of the preceding fiscal year in the Master Lease Program Fund is appropriated for the same purpose.

In order to permit flexibility, amounts may be transferred between various items of appropriation within the Insurance and Other Services program classification, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

There are appropriated such additional amounts as may be required to pay tort claims under N.J.S.59:12-1, as recommended by the Attorney General and as the Director of the Division of Budget and Accounting shall determine.

The amount appropriated to the Tort Claims Liability Fund is available for the payment of claims of a tortious nature, for the indemnification of pool attorneys engaged by the Public Defender for the defense of indigents, for the indemnification of designated pathologists engaged by the State Medical Examiner, for direct costs of legal, administrative and medical services related to the investigation, mitigation and litigation of tort claims under N.J.S.59:12-1, for the refunding of fees, court costs and restitution paid by persons charged with, adjudicated delinquent, or convicted of various crimes or offenses whose charges or convictions are later

dismissed for various reasons, including on the basis of evidence found to not have been appropriately collected, tested or analyzed and for the direct costs of administering such refunds, all as recommended by the Attorney General and as the Director of the Division of Budget and Accounting shall determine.

Notwithstanding the provisions of any law or regulation to the contrary, claims paid from the Tort Claims Liability Fund on behalf of entities funded, in whole or in part, from non-State funds, may be reimbursed from such non-State fund sources as determined by the Director of the Division of Budget and Accounting.

There are appropriated such additional amounts as may be required to pay claims not payable from the Tort Claims Liability Fund or payable under the "New Jersey Contractual Liability Act," N.J.S.59:13-1 et seq., as recommended by the Attorney General and as the Director of the Division of Budget and Accounting shall determine. The amounts appropriated are available for the payment of direct costs of legal, administrative and medical services related to the investigation, mitigation and litigation of claims not payable from the Tort Claims Liability Fund or payable under the "New Jersey Contractual Liability Act," as recommended by the Attorney General and as the Director of the Division of Budget and Accounting shall determine. Notwithstanding the provisions of any law or regulation to the contrary, claims or costs paid from the monies appropriated under this paragraph on behalf of entities funded, in whole or in part from non-State funds, may be reimbursed from such non-State funds sources as determined by the Director of the Division of Budget and Accounting. Appropriations under this paragraph shall not be available to pay punitive damages and shall not be deemed a waiver of any immunity by the State.

To the extent that amounts appropriated to pay Workers' Compensation claims under R.S.34:15-1 et seq., are insufficient, there are appropriated such additional amounts as may be required to pay Workers' Compensation claims, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Workers' Compensation Self-Insurance Fund under R.S.34:15-1 et seq. is available for the payment of direct costs of legal, investigative, administrative and medical services related to the investigation, mitigation, litigation and administration of claims against the fund, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, benefits provided to community work experience participants shall be borne by the Work First New Jersey program funded through the Department of Human Services and any costs related to administration, mitigation, litigation and investigation of claims will be reimbursed to the Division of Risk Management within the Department of the Treasury by the Work First New Jersey program funded through the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting.

Provided that expenditures during the current fiscal year on Workers' Compensation claims attributable to the Departments of Human Services, Transportation, Corrections, and Law and Public Safety are less than the respective amounts expended by those departments for claims attributable to the preceding fiscal year, all or a portion of that savings is appropriated to those departments or the Division of Risk Management within the Department of the Treasury for the purpose of improving worker safety and reducing workers' compensation costs, subject to the approval of the Director of the Division of Budget and Accounting.

To the extent that amounts appropriated to pay auto insurance claims are insufficient, there are appropriated such additional amounts as may be required to pay auto insurance claims, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Vehicle Claims Liability Fund is available for the payment of direct costs of legal, investigative and medical services related to the investigation, mitigation and litigation of claims against the fund.

The unexpended balance at the end of the preceding fiscal year in the Self-Insurance Deductible Fund is appropriated for the same purposes.

The amount hereinabove appropriated for the Self-Insurance Fund - Foster Parents is available for the payment of direct costs of legal, investigative and medical services related to the investigation, mitigation and litigation of claims against the fund.

There are appropriated from revenues received from utility companies such amounts as may be required for implementation and administration of the Energy Conservation Initiatives Program, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amount hereinabove appropriated for fuel and utility costs, amounts may be transferred to or from State departments to meet fuel and utility needs, subject to the approval of the Director of the Division of Budget and Accounting; and, in addition to the amounts hereinabove appropriated for fuel and utility costs and for the Public Health, Environmental and Agricultural Laboratory fuel and utility costs, there are appropriated such additional amounts as may be required to pay fuel and utility costs, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from fees charged for public parking at the Bangs Avenue Parking Garage in Asbury Park, and the unexpended balance from the preceding fiscal year, are appropriated for the costs incurred for maintenance and operation of the garage, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for the Household and Security account, there is appropriated to the Household and Security account $1,875,000 from the New Jersey Motor Vehicle Commission for utility, security, and building maintenance costs.

In accordance with the "Recycling Enhancement Act," P.L.2007, c.311 (C.13:1E-96.2 et al.), an amount not to exceed $268,000 is appropriated from the State Re-

cycling Fund - Recycling Administration account to the Department of the Treasury for administrative costs attributable to the State recycling program, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Utilities and Other Services, of the unexpended balances in the Petroleum Overcharge Reimbursement Fund, there is appropriated such amounts as are required to fund the energy tracking and invoice payment system, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

09-9460 Aid to Independent Authorities $97,099,000
(From General Fund ..... $84,152,000)
(From Property Tax Relief Fund ..... 12,947,000)
Total Grants-in-Aid Appropriation, General Government Services $97,099,000
(From General Fund ..... $84,152,000)
(From Property Tax Relief Fund ..... 12,947,000)

Grants-in-Aid:

09 New Jersey Sports and Exposition Authority – Debt Service ..... ($38,619,000)
09 Liberty Science Center ..... (13,397,000)
09 Biomedical Research Bonds, EDA ..... (886,000)
09 Municipal Rehabilitation and Economic Recovery, EDA (PTRF) ..... (12,947,000)
09 New Jersey Performing Arts Center - Operating Aid ..... (2,000,000)
09 New Jersey Sports and Exposition Authority - Operations ..... (29,250,000)

In addition to the amounts hereinabove appropriated for the New Jersey Sports and Exposition Authority, there are appropriated such additional amounts as are necessary to satisfy debt service obligations and to maintain the core operating functions of the Authority, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Liberty Science Center is allocated for debt service obligations and for the operations of the Liberty Science Center, the amount of such operational support to be determined by the State Treasurer on such terms and conditions as the State Treasurer requires pursuant to an agreement between the State Treasurer and the Liberty Science Center, subject to the approval of the Director of the Division of Budget and Accounting. In addition, there are appropriated such additional amounts as may be necessary to satisfy debt service obligations subject to the approval of the Director of the Division of Budget and Accounting. Furthermore, there are also appropriated such additional amounts for support of the operations of the center, as determined by the State Treasurer on such terms and conditions as the State Treasurer requires pursuant to

an agreement between the State Treasurer and the Liberty Science Center, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of N.J.S.46:30B-74 and N.J.S.46:30B-75, or any other rule, regulation, or guideline to the contrary, and in addition to the amounts hereinabove appropriated for the New Jersey Sports and Exposition Authority, there is appropriated from the Unclaimed Personal Property Trust Fund such amount as shall be determined by the Director of the Division of Budget and Accounting to be available and necessary for Sports Complex property demolition, clean-up, and roadway improvement costs associated with the Grandstand demolition project.

The amounts hereinabove appropriated for debt service payments attributable to the Municipal Rehabilitation and Economic Recovery, EDA program may be paid by the New Jersey Economic Development Authority from resources available from unexpended balances, and in such instances the amounts appropriated for the Municipal Rehabilitation and Economic Recovery, EDA program shall be reduced by the same amount. There are appropriated such additional amounts as may be necessary to pay debt service and other costs for the Municipal Rehabilitation and Economic Recovery, EDA program, subject to the approval of the Director of the Division of Budget and Accounting.

CAPITAL CONSTRUCTION

08-9450 Capital Projects – Statewide $136,291,000
(From General Fund ..... $105,027,000)
(From Property Tax Relief Fund ..... 31,264,000)
Total Capital Construction Appropriation, General Government Services $136,291,000
(From General Fund ..... $105,027,000)
(From Property Tax Relief Fund ..... 31,264,000)

Capital Projects:

Statewide Capital Projects:

08 Life Safety, Emergency and IT Projects – Statewide ..... ($17,125,000)
08 Garden State Preservation Trust Fund Account ..... (66,439,000)
08 New Jersey Building Authority ..... (20,463,000)
08 9/11 Empty Sky Memorial ..... (1,000,000)
08 Garden State Preseration Trust Fund Account (PTRF) ..... (31,264,000)

In addition to the amounts appropriated under P.L.2004, c.71, donations for the 9/11 Memorial Design Costs from public and private sources, including those collected from the Port Authority of New York and New Jersey, for the purposes of planning, designing, maintaining and constructing a memorial to the victims of the terrorist attacks of September 11, 2001, on the World Trade Center in New York City, the Pentagon in Washington, D.C., and United Airlines Flight 93 in Somerset

County, Pennsylvania, shall be deposited by the State Treasurer into a dedicated account established for this purpose and are appropriated for the purposes set forth under P.L.2004, c.71 and there are appropriated or transferred such amounts as are necessary for the 9/11 Memorial project, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in order to provide flexibility in administering the amounts provided for Statewide Fire, Life Safety and Renovations Projects; Life Safety, Emergency and IT Projects-Statewide; Roof Repairs-Statewide; Americans with Disabilities Act Compliance Projects-Statewide; Fuel Distribution Systems/Underground Storage Tank Replacements-Statewide; Hazardous Materials Removal Projects-Statewide; Statewide Security Projects; and Energy Efficiency Projects; such amounts as may be necessary may be transferred to individual project line items within various departments, subject to the approval of the Director of the Division of Budget and Accounting .

Notwithstanding the provisions of any law or regulation to the contrary, an amount not to exceed $5,000,000, from monies received from the sale of real property that are deposited into the State-owned Real Property Fund pursuant to section 1 of P.L.2007, c.108 (C.52:31-1.3b) are appropriated for Statewide Roofing Repairs and Replacements.

Notwithstanding the provisions of any law or regulation to the contrary, any monies received from the sale of real property that are deposited into the State-owned Real Property Fund pursuant to section 1 of P.L.2007, c.108 (C.52:31-1.3b) are appropriated for Capital Projects that increase energy efficiency, improve work place safety or for information technology systems or other capital investments that will generate an operating budget savings, subject to the approval of the Director of the Division of Budget and Accounting.

There are appropriated such additional amounts as may be required to pay future debt service costs for projects undertaken by the New Jersey Building Authority, subject to the approval of the Director of the Division of Budget and Accounting.

Of the amounts hereinabove appropriated for Hazardous Materials Removal Projects - Statewide and Statewide Security Projects, funds may be transferred to the Fuel Distribution Systems/Underground Storage Tank Replacements - Statewide account for the removal of underground storage tanks at State facilities, subject to the approval of the Director of the Division of Budget and Accounting.

Revenue generated from the sale of Solar Renewable Energy Certificates and Emission Reduction Credits is appropriated to fund energy-related savings initiatives as determined by the State Treasurer, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Garden State Preservation Trust Fund Account is subject to the provisions of the "Garden State Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.) and the constitutional amendment on open space (Article VIII, Section II, paragraph 7).

In addition to the amount hereinabove appropriated for the Garden State Preservation Trust Fund Account, interest earned and accumulated commencing with the start of this fiscal year is appropriated.

9410 Employee Benefits
DIRECT STATE SERVICES

03-9410 Employee Benefits	$2,780,442,000
Subtotal Direct State Services Appropriation, Employee Benefits	$2,780,442,000
Less:	
Public Safety and Direct Care Salaries	**$115,000,000**
Total Deductions	**$115,000,000**
Total Direct State Services Appropriation, General Government Services	$2,665,442,000

Direct State Services:

Special Purpose:

03	Public Employees' Retirement System	($969,316,000)
03	Public Employees' Retirement System – Post-Retirement Medical	(202,994,000)
03	Public Employees' Retirement System – Non-contributory Insurance	(24,771,000)
03	Police and Firemen's Retirement System	(237,405,000)
03	Police and Firemen's Retirement System – Non-contributory Insurance	(3,501,000)
03	Police and Firemen's Retirement System (P.L.1979, c.109)	(4,749,000)
03	Alternate Benefit Program - Employer Contributions	(1,037,000)
03	Alternate Benefit Program - Non-contributory Insurance	(141,000)
03	Defined Contribution Retirement Program	(1,241,000)
03	Defined Contribution Retirement Program – Non-contributory Insurance	(205,000)
03	State Police Retirement System	(143,070,000)
03	State Police Retirement System - Non-contributory Insurance	(1,961,000)
03	Judicial Retirement System	(48,857,000)
03	Judicial Retirement System - Non-contributory Insurance	(587,000)
03	Teachers' Pension and Annuity Fund	(4,547,000)
03	Teachers' Pension and Annuity Fund - Post Retirement Medical – State	(1,612,000)
03	Teachers' Pension and Annuity Fund – Non-contributory Insurance	(31,000)

03 Pension Adjustment Program..... (253,000)
03 Veterans Act Pensions ..... (25,000)
03 Debt Service on Pension Obligation Bonds ..... (164,840,000)
03 Volunteer Emergency Survivor Benefit..... (152,000)
03 State Employees' Health Benefits..... (461,568,000)
03 Other Pension Systems - Post Retirement Medical (98,123,000)
03 State Employees' Prescription Drug Program..... (105,174,000)
03 State Employees' Dental Program - Shared Cost... (11,233,000)
03 State Employees' Vision Care Program..... (375,000)
03 Social Security Tax – State ..... (282,616,000)
03 Temporary Disability Insurance Liability ..... (8,401,000)
03 Unemployment Insurance Liability..... (1,657,000)

Less:

Total Deductions.....$115,000,000

Such additional amounts as may be required for Public Employees' Retirement System - Post Retirement Medical, Public Employees' Retirement System - Non-contributory Insurance, Police and Firemen's Retirement System - Non-contributory Insurance, Alternate Benefit Program - Employer Contributions, Alternate Benefit Program - Non-contributory Insurance, Defined Contribution Retirement Program, Defined Contribution Retirement Program - Non-contributory Insurance, Teachers' Pension and Annuity Fund - Post Retirement Medical - State, Teachers' Pension and Annuity Fund - Non-contributory Insurance, State Police Retirement System - Non-contributory Insurance, Judicial Retirement System - Non-contributory Insurance, Volunteer Emergency Survivor Benefit, State Employees' Health Benefits, Other Pension Systems - Post Retirement Medical, State Employees' Prescription Drug Program, State Employees' Dental Program - Shared Cost, State Employees' Vision Care Program, Affordable Care Act Fees, Social Security Tax - State, Temporary Disability Insurance Liability, and Unemployment Insurance Liability are appropriated, as the Director of the Division of Budget and Accounting shall determine.

No amounts hereinabove appropriated shall be used to provide additional health insurance coverage to a State or local elected official when that official receives health insurance coverage as a result of holding other public office or employment.

Notwithstanding the provisions of the "Pension Adjustment Act," P.L.1958, c.143 (C.43:3B-1 et seq.), pension adjustment benefits for State members and beneficiaries of the Consolidated Police and Firemen's Pension Fund, Prison Officers' Pension Fund, and Central Pension Fund shall be paid by the respective pension funds. The amounts hereinabove appropriated for the Pension Adjustment Program for these benefits as required under the act shall be paid to the Pension Adjustment Fund.

In addition to the amount hereinabove appropriated for Debt Service on Pension Obligation Bonds to make payments under the State Treasurer's contracts authorized pursuant to section 6 of P.L.1997, c.114 (C.34:1B-7.50), there are appropriated

such additional amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

The unexpended balance at the end of the preceding fiscal year in the Debt Service on Pension Obligation Bonds account is appropriated for the same purpose.

Such additional amounts as may be required for State Employees' Health Benefits may be transferred from the various departmental operating appropriations to this account, as the Director of the Division of Budget and Accounting shall determine.

Such additional amounts as may be required for Social Security Tax - State may be transferred from the various departmental operating appropriations to this account, as the Director of the Division of Budget and Accounting shall determine.

In addition to the amounts hereinabove appropriated for Social Security Tax - State there are appropriated such amounts as may be necessary for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, fees due to the third party administrator for the Section 125 Tax Savings Program established in 1996 pursuant to section 7 of P.L.1996, c.8 (C.52:14-15.1a) and the Section 132(f) Commuter Transportation Benefit Program established in 2003 pursuant to section 1 of P.L.2001, c.162 (C.52:14-15.1b) shall be paid from amounts hereinabove appropriated for the Social Security Tax - State account, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, fees due to the third party administrator for the Unemployment Compensation Management and Cost Control Program, which was established pursuant to N.J.A.C.17:1-9.6, shall be paid from amounts hereinabove appropriated for the Unemployment Insurance Liability account, subject to the approval of the Director of the Division of Budget and Accounting.

GRANTS-IN-AID

03-9410	Employee Benefits	$860,825,000
	Total Grants-in-Aid Appropriation, Employee Benefits	$860,825,000

Grants-in-Aid:

03	Public Employees' Retirement System	($71,277,000)
03	Public Employees' Retirement System – Post Retirement Medical	(36,211,000)
03	Public Employees' Retirement System – Non-contributory Insurance	(5,073,000)
03	Police and Firemen's Retirement System	(10,378,000)
03	Police and Firemen's Retirement System – Non-contributory Insurance	(152,000)
03	Alternate Benefit Program - Employer Contributions	(169,243,000)
03	Alternate Benefit Program – Non-contributory Insurance	(17,497,000)

03 Teachers' Pension and Annuity Fund ..... (1,008,000)
03 Teachers' Pension and Annuity Fund - Post Retirement Medical-State ..... (3,168,000)
03 Teachers' Pension and Annuity Fund - Non-contributory Insurance..... (3,000)
03 Debt Service on Pension Obligation Bonds ..... (9,510,000)
03 State Employees' Health Benefits..... (242,207,000)
03 Other Pension Systems-Post Retirement Medical.. (30,044,000)
03 State Employees' Prescription Drug Program..... (65,737,000)
03 State Employees' Dental Program - Shared Cost..... (6,372,000)
03 Social Security Tax – State ..... (185,151,000)
03 Temporary Disability Insurance Liability ..... (5,934,000)
03 Unemployment Insurance Liability..... (1,860,000)

Such additional amounts as may be required for Public Employees' Retirement System - Post Retirement Medical, Public Employees' Retirement System - Non-contributory Insurance, Police and Firemen's Retirement System - Non-contributory Insurance, Alternate Benefit Program - Employer Contributions, Alternate Benefit Program - Non-contributory Insurance, Teachers' Pension and Annuity Fund - Post Retirement Medical - State, Teachers' Pension and Annuity Fund - Non-contributory Insurance, State Employees' Health Benefits, Other Pension Systems - Post Retirement Medical, State Employees' Prescription Drug Program, State Employees' Dental Program - Shared Cost, Affordable Care Act Fees, Social Security Tax - State, Temporary Disability Insurance Liability, and Unemployment Insurance Liability are appropriated, as the Director of the Division of Budget and Accounting shall determine.

No amounts hereinabove appropriated shall be used to provide additional health insurance coverage to a State or local elected official when that official receives health insurance coverage as a result of holding other public office or employment.

The unexpended balance at the end of the preceding fiscal year in the Debt Service on Pension Obligation Bonds account is appropriated for the same purpose.

In addition to the amount hereinabove appropriated for Debt Service on Pension Obligation Bonds to make payments under the State Treasurer's contracts authorized pursuant to section 6 of P.L.1997, c.114 (C.34:1B-7.50), there are appropriated such additional amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts.

Notwithstanding the provisions of any law or regulation to the contrary, fees due to the third party administrator for the Section 125 Tax Savings Program established in 1996 pursuant to section 7 of P.L.1996, c.8 (C.52:14-15.1a) and the Section 132(f) Commuter Transportation Benefit Program established in 2003 pursuant to section 1 of P.L.2001, c.162 (C.52:14-15.1b) shall be paid from amounts hereinabove appropriated for the Social Security Tax - State account, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, fees due to the third party administrator for the Unemployment Compensation Management and Cost Control Program, which was established pursuant to N.J.A.C.17:1-9.6, shall be paid from amounts hereinabove appropriated for the Unemployment Insurance Liability account, subject to the approval of the Director of the Division of Budget and Accounting.

9420 Other Interdepartmental Accounts

DIRECT STATE SERVICES

04-9420 Other Interdepartmental Accounts	$13,513,000
Total Direct State Services Appropriation, Other Interdepartmental Accounts	$13,513,000

Direct State Services:

Special Purpose:

04	Governor's Contingency Fund	($375,000)
04	Permit Modernization	(2,500,000)
04	Contingency Funds	(469,000)
04	Interest On Short Term Notes	(6,000,000)
04	Banking Services	(3,075,000)
04	Debt Issuance - Special Purpose	(825,000)
04	Catastrophic Illness in Children Relief Fund - Employer Contributions	(169,000)
04	Interest on Interfund Borrowing	(100,000)

Unless otherwise indicated, funds hereinabove appropriated may be allotted by the Director of the Division of Budget and Accounting to the various departments and agencies.

Notwithstanding the provisions of N.J.S.2A:153-1 et seq., there is allocated at the discretion of the Governor, an amount up to $50,000, from the Special Purpose amount hereinabove appropriated to meet any condition of emergency or necessity, as a reward for the capture and return of Joanne Chesimard.

The unexpended balance at the end of the preceding fiscal year in the Governor's Contingency Fund is appropriated for the same purpose.

The amount hereinabove appropriated for the Governor's Contingency Fund is appropriated for allotment to the various departments or agencies, to meet any condition of emergency or necessity.

There are appropriated to the Emergency Services Fund such amounts as are required to meet the costs of any emergency occasioned by aggression, civil disturbance, sabotage, or disaster as recommended by the Governor's Advisory Council for Emergency Services and approved by the Governor, and subject to the approval of the Director of the Division of Budget and Accounting. In the event that the Governor's Advisory Council for Emergency Services is unable to convene due to any such emergency described above, there shall be appropriated to the Emergency Service Fund such amounts as are required to meet the costs of any such emergency described above, and payments from the Fund shall be made by the

State Treasurer upon approval of the Governor and the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Permit Modernization shall be used for the purpose of engaging expert consulting services to review and recommend improvements to improve the efficiency and effectiveness of State permitting processes across the various departments, including but not limited to the Department of Environmental Protection, the Department of Transportation, and the Department of Community Affairs.

Such amounts as may be necessary for payment of expenses incurred by issuing officials appointed under the several bond acts of the State are appropriated for the purposes and from the sources defined in those acts.

GRANTS-IN-AID

04-9420 Other Interdepartmental Accounts $43,992,000

Total Grants-In-Aid Appropriation, Other Interdepartmental Accounts $43,992,000

Grants-In-Aid:

04 Direct Support Professional Wage Increase ..... ($43,992,000)

Notwithstanding any other law or regulation to the contrary, the amount hereinabove appropriated for Direct Support Professionals Wage Increase shall be used to provide payments, based upon the wage increase established in Fiscal Year 2020, for each direct support professional who provides children's behavioral health services or assists children or adults with intellectual or developmental disabilities under a provider contract or fee-for-service agreement with the Department of Children and Families, the Division of Developmental Disabilities in the Department of Human Services, or the Division of Vocational Rehabilitation Services in the Department of Labor and Workforce Development. Amounts, as determined by the Director of the Division of Budget and Accounting, shall be transferred, as necessary, to departments and divisions contracting with community care providers in order to effectuate this provision.

DIRECT STATE SERVICES

05-9430 Salary Increases and Other Benefits $50,325,000

Total Direct State Services Appropriation, Salary Increases and Other Benefits $50,325,000

Direct State Services:

Special Purpose:

05 Executive Branch ..... ($26,200,000)

05 Judicial Branch ..... (13,125,000)

05 Unused Accumulated Sick Leave Payments ..... (11,000,000)

The amounts hereinabove appropriated to the various State departments, agencies or commissions for the cost of salaries, wages, or other benefits shall be allotted as the Director of the Division of Budget and Accounting shall determine.

Notwithstanding the provisions of R.S.34:15-49 and section 1 of P.L.1981, c.353 (C.34:15-49.1) or any law or regulation to the contrary, the State Treasurer, the Chairperson of the Civil Service Commission, and the Director of the Division of Budget and Accounting shall establish directives governing salary ranges and rates of pay, including salary increases. The implementation of such directives shall be made effective at the first full pay period of the fiscal year as determined by such directives, with timely notification of such directives to the Joint Budget Oversight Committee or its successor. Such directives shall not be considered an "administrative rule" or "rule" within the meaning of section 2 of P.L.1968, c.410 (C.52:14B-2), but shall be considered exempt under paragraphs (1) and (2) of the definition of "administrative rule" or "rule" of section 2 of P.L.1968, c.410 (C.52:14B-2), and shall not be subject to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.). Nothing herein shall be construed as applicable to the Presidents of the State Colleges, Rutgers, The State University and the New Jersey Institute of Technology.

No salary range or rate of pay shall be increased or paid in any State department, agency, or commission without the approval of the Director of the Division of Budget and Accounting. Nothing herein shall be construed as applicable to unclassified personnel of the Legislative Branch or unclassified personnel of the Judicial Branch.

Any amounts appropriated for Salary Increases and Other Benefits shall be made available for any person holding State office, position or employment whose compensation is paid directly or indirectly, in whole or in part, from State funds, including any person holding office, position or employment under the Palisades Interstate Park Commission.

The unexpended balances at the end of the preceding fiscal year in the Salary Increases and Other Benefits accounts are appropriated for the same purposes.

In addition to the amounts hereinabove appropriated for Executive Branch there are appropriated such amounts as may be necessary for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the amount hereinabove appropriated for Unused Accumulated Sick Leave Payments, there are appropriated such amounts as may be necessary for payments of unused accumulated sick leave.

Interdepartmental Accounts, Total State Appropriation $4,152,994,000

Summary of Interdepartmental Accounts Appropriations
(For Display Purposes Only)

Appropriations by Category:

Direct State Services	$3,014,787,000
Grants-in-Aid	1,001,916,000
Capital Construction	136,291,000

Appropriations by Fund:

General Fund $4,108,783,000
Property Tax Relief Fund 44,211,000

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98 THE JUDICIARY
10 Public Safety and Criminal Justice
15 Judicial Services
DIRECT STATE SERVICES

01-9710 Supreme Court $5,363,000
02-9715 Superior Court-Appellate Division 16,781,000
03-9720 Civil Courts 83,480,000
04-9725 Criminal Courts 142,524,000
05-9730 Family Courts 94,156,000
06-9735 Municipal Courts 1,197,000
07-9740 Probation Services 109,220,000
08-9745 Court Reporting 6,674,000
09-9750 Public Affairs and Education 2,215,000
10-9755 Information Services 13,625,000
11-9760 Trial Court Services 137,416,000
12-9765 Management and Administration 8,535,000
Total Direct State Services Appropriation, Judicial Services ... $621,186,000

Direct State Services:

Personal Services:
Chief Justice ..... ($166,000)
Associate Justices ..... (961,000)
Judges ..... (67,031,000)
Salaries and Wages ..... (386,065,000)
Materials and Supplies ..... (5,813,000)
Services Other Than Personal ..... (24,692,000)
Maintenance and Fixed Charges ..... (1,388,000)
Special Purpose:
01 Rules Development ..... (198,000)
04 Drug Court Treatment/Aftercare ..... (32,658,000)
04 Drug Court Operations ..... (16,922,000)
04 Drug Court Judgeships ..... (1,996,000)
04 Statewide Pretrial Services Program ..... (16,500,000)
05 Family Crisis Intervention ..... (807,000)
05 Child Placement Review Advisory Council ..... (64,000)
05 Kinship Legal Guardianship ..... (2,845,000)
05 Child Support and Paternity Program
Title IV-D (Family Court) ..... (14,205,000)
07 Intensive Supervision Program ..... (12,133,000)
07 Juvenile Intensive Supervision Program ..... (1,702,000)
07 Child Support and Paternity Program

Title IV-D (Probation).....(27,629,000)
11 Child Support and Paternity Program
Title IV-D (Trial) .....(2,407,000)
12 Affirmative Action and Equal Employment
Opportunity .....(608,000)
Additions, Improvements and Equipment.....(4,396,000)

The unexpended balances at the end of the preceding fiscal year in the Civil Arbitration Program and Drug Court program accounts are appropriated subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, receipts from fees under the Special Civil Part service of process via certified mailers are appropriated for the same purpose, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove appropriated in the Drug Court Treatment/Aftercare account shall be transferred to the Department of Human Services to fund treatment, aftercare and administrative services associated with the Drug Court program, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from the increase in fees collected by the Judiciary pursuant to P.L.2002, c.34 and related increases provided by operation of N.J.S.22A:2-5 and section 2 of P.L.1993, c.74 (C.22A:5-1) are appropriated from the Court Technology Improvement Fund for the purpose of offsetting the costs of development, establishment, operation and maintenance of the Judiciary computerized court information systems, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts derived from the increase in fees collected by the Judiciary pursuant to P.L.2014, c.31 and related increases provided by operation of N.J.S.22A:2-5 and section 2 of P.L.1993, c.74 (C.22A:5-1) are appropriated from the 21st Century Justice Improvement Fund for the purpose of (1) the development, maintenance and administration of a Statewide Pretrial Services Program; (2) the development, maintenance and administration of a Statewide digital e-court information system; and (3) the provision to the poor of legal assistance in civil matters by Legal Services of New Jersey and its affiliates.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amount hereinabove appropriated, revenues in excess of $31,575,000 in the 21st Century Justice Improvement Fund are appropriated to the Judiciary for the Statewide Pretrial Services Program or for court information technology, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from charges to certain Special Purpose accounts listed hereinabove are appropriated for services provided from these funds.

Receipts from charges to the Superior Court Trust Fund, New Jersey Lawyers' Fund for Client Protection, Disciplinary Oversight Committee, Board on Attorney Certification, Bar Admissions Financial Committee, Parents' Education Fund, Automated Traffic System Fund, Municipal Court Administrator Certification Pro-

gram, Comprehensive Enforcement Program, Court Computer Information System Fund, Statewide County Corrections Information System (CCIS), and Mandatory Continuing Legal Education Program are appropriated for services provided from these funds.

The unexpended balances at the end of the preceding fiscal year not to exceed $10,000,000 in these respective accounts are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

The Judiciary, Total State Appropriation $621,186,000

Summary of Judiciary Appropriations
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $621,186,000
Appropriations by Fund:
General Fund $621,186,000

DEBT SERVICE
42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
46 Environmental Planning and Administration

99-4800 Interest on Bonds $17,306,000
99-4800 Bond Redemption 17,515,000
Total Debt Service Appropriation, Department of Environmental Protection $34,821,000

Debt Service:
Interest:
Water Supply Bonds (P.L.1981, c.261) ..... ($551,000)
Hazardous Discharge Bonds (P.L.1986, c.113) ..... (711,000)
New Jersey Open Space Preservation Bonds (P.L.1989, c.183) ..... (184,000)
Stormwater Management and Combined Sewer Overflow Abatement Bonds (P.L.1989, c.181) ... (291,000)
Green Acres, Farmland and Historic Preservation and Blue Acres Bonds (P.L.1995, c.204) ..... (92,000)
Port of New Jersey Revitalization, Dredging Bonds (P.L.1996, c.70) ..... (1,840,000)
Dam, Lake, Stream, Water Resources, and Wastewater Treatment Project Bonds (P.L.2003, c.162) ..... (108,000)
Green Acres, Farmland, Blue Acres, and Historic Preservation Bonds (P.L.2007, c.119) ..... (1,527,000)

Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bonds (P.L.2009, c.117) ..... (12,002,000)
Redemption:
Hazardous Discharge Bonds (P.L.1986, c.113) ..... (440,000)
New Jersey Open Space Preservation Bonds (P.L.1989, c.183) ..... (165,000)
Stormwater Management and Combined Sewer Overflow Abatement Bonds (P.L.1989, c.181) ..... (155,000)
Green Acres, Farmland and Historic Preservation and Blue Acres Bonds (P.L.1995, c.204) ..... (130,000)
Port of New Jersey Revitalization, Dredging Bonds (P.L.1996, c.70) ..... (1,845,000)
Dam, Lake, Stream, Water Resources, and Wastewater Treatment Project Bonds (P.L.2003, c.162) ..... (155,000)
Green Acres, Farmland, Blue Acres, and Historic Preservation Bonds (P.L.2007, c.119) ..... (1,890,000)
Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bonds (P.L.2009, c.117) ..... (12,735,000)

Total Debt Service Appropriation, Department of Environmental Protection $34,821,000

82 DEPARTMENT OF THE TREASURY

70 Government Direction, Management, and Control

76 Management and Administration

99-2000 Interest on Bonds $401,989,000
99-2000 Bond Redemption 53,175,000
Total Debt Service Appropriation, Department of the Treasury $455,164,000

Debt Service:
Interest:
Payments on Future Bond Sales ..... ($360,000,000)
Refunding Bonds (P.L.1985, c.74, as amended by P.L.1992, c.182) ..... (6,168,000)
Building our Future Bonds (P.L.2012, c.41) ..... (28,337,000)
New Jersey Library Construction Bonds (P.L.2017, c.149) ..... (2,752,000)
Securing our Children's Future Bonds (P.L.2018, c.119) (4,732,000)
Redemption:
Refunding Bonds (P.L.1985, c.74, as amended by P.L.1992, c.182) ..... (24,075,000)
Building our Future Bonds (P.L.2012, c.41) ..... (29,100,000)

Total Debt Service Appropriation, Department of the Treasury $455,164,000

Total Appropriation, Debt Service $489,985,000

Notwithstanding the provisions of any law or regulation to the contrary, such amounts as may be needed for the payment of interest and principal due from the issuance of any bonds authorized under the several bond acts of the State, or bonds issued to refund such bonds, are appropriated and first shall be charged to the earnings from the investments of such bond proceeds, or repayments of loans, or any other monies in the applicable bond funds, or all of these, established under such bond acts, and monies are appropriated from such bond funds for the purpose of paying interest and principal on the bonds issued pursuant to such bond acts. Where required by law, such amounts shall be used to fund a reserve for the payment of interest and principal on the bonds authorized under the bond act. Furthermore, where required by law, the amounts hereinabove appropriated are allocated to the projects heretofore approved by the Legislature pursuant to those bond acts. The Director of the Division of Budget and Accounting is authorized to reallocate amounts hereinabove appropriated among the various debt service accounts to permit the proper debt service payments.

There are appropriated such amounts as may be needed for the payment of debt service administrative costs.

Subsequent to the refunding of bonds in the current fiscal year, the Director of the Division of Budget and Accounting is authorized to allocate amounts hereinabove appropriated among the various debt service accounts to reflect the debt service savings of the refunding and to permit the proper debt service payments.

Summary of Debt Service Appropriations
(For Display Purposes Only)

Appropriations by Category:
Debt Service $489,985,000
Appropriations by Fund:
General Fund $489,985,000

Summary of Appropriations – All Departments
(For Display Purposes Only)

Appropriations by Category:
Direct State Services $6,543,620,000
Grants-in-Aid 9,248,955,000
State Aid 15,097,339,000
Capital Construction 1,331,306,000
Debt Service 489,985,000
Appropriation by Fund:
General Fund $19,476,842,000
Property Tax Relief Fund 12,981,807,000

Casino Revenue Fund 200,292,000
Casino Control Fund 45,670,000
Gubernatorial Elections Fund 6,594,000

Total Appropriation, All State Funds $32,711,205,000

FEDERAL FUNDS
10 DEPARTMENT OF AGRICULTURE
40 Community Development and Environmental Management
49 Agricultural Resources, Planning, and Regulation

01-3310 Animal Disease Control $1,492,000
02-3320 Plant Pest and Disease Control 4,448,000
05-3350 Food and Nutrition Services 527,739,000
06-3360 Marketing and Development Services 2,609,000
08-3380 Farmland Preservation 14,000
Total Appropriation, Agricultural Resources, Planning, and Regulation $536,302,000

Personal Services:
Salaries and Wages ..... ($4,153,000)
Employee Benefits ..... (2,053,000)
Materials and Supplies ..... (1,178,000)
Services Other Than Personal ..... (4,786,000)
Maintenance and Fixed Charges ..... (2,681,000)
Special Purpose:
National Animal Identification Infrastructure ..... (45,000)
Animal Health Diagnostic Lab CVM VetLrn ..... (30,000)
Cooperative Gypsy Moth Suppression ..... (79,000)
Plant Pest Survey & Detection Program ..... (112,000)
Bio Control - Brown Marmorated Stink Bug/Egg Parasites Survey ..... (20,000)
Bio Control - Mile A Minute ..... (52,000)
Forest Pest Outreach & Survey ..... (52,000
Farm Bill - Honey Bee Pest & Disease Survey ..... (11,000)
Spotted Lanternfly ..... (20,000)
Asian Longhorned Beetle Monitoring ..... (53,000)
Caps Cyst Nematode and Corn Commodity Surveys ..... (39,000)
Black Swallow-Worts ..... (20,000)
Spotted Lanternfly Survey & Control ..... (2,975,000)
Growing Japanese Knotweed ..... (43,000)
Child Nutrition Administration ..... (187,000)
Summer Administration ..... (81,000)
Food Distribution Administration Expense Fund ..... (1,430,000)
Country of Origin Labeling (COOL) ..... (88,000)

Cooperative Inspection Service ..... (5,000)
Agricultural Mediation Grant – USDA ..... (10,000)
State Aid and Grants ..... (515,494,000)
Additions, Improvements and Equipment ..... (605,000)

Total Appropriation, Department of Agriculture $536,302,000

16 DEPARTMENT OF CHILDREN AND FAMILIES
50 Economic Planning, Development, and Security
55 Social Services Programs

01-1610 Child Protection and Permanency $283,289,000
02-1620 Children's System of Care 213,851,000
03-1630 Family and Community Partnerships 22,857,000
04-1600 Education Services 900,000
05-1600 Child Welfare Training Academy Services and Operations 1,137,000
06-1600 Safety and Security Services 2,760,000
99-1600 Administration and Support Services 951,000
99-1610 Administration and Support Services 11,480,000
99-1620 Administration and Support Services 638,000
Total Appropriation, Social Services Programs $537,863,000
Personal Services:
Salaries and Wages ..... ($224,786,000)
Materials and Supplies ..... (5,084,000)
Services Other Than Personal ..... (10,964,000)
Maintenance and Fixed Charges ..... (12,281,000)
Special Purpose:
Safety and Security Services - Title IV-E ..... (2,760,000)
Safety and Permanency in the Courts ..... (375,000)
State Aid and Grants ..... (276,263,000)
Additions, Improvements and Equipment ..... (5,350,000)

Total Appropriation, Department of Children and Families $537,863,000

22 DEPARTMENT OF COMMUNITY AFFAIRS
40 Community Development and Environmental Management
41 Community Development Management

02-8020 Housing Services $250,335,000
06-8015 Uniform Construction Code 22,000
Total Appropriation, Community Development Management . $250,357,000
Personal Services:
Salaries and Wages ..... ($9,832,000)
Employee Benefits ..... (4,538,000)
Materials and Supplies ..... (176,000)
Services Other Than Personal ..... (2,075,000)

Maintenance and Fixed Charges.....(2,250,000)
Special Purpose:
Family Self Sufficiency Program Coordinator.....(15,000)
National Housing Trust Fund.....(6,014,000)
Mainstream 5 .....(1,000)
Continuum of Care Program .....(6,000)
Moderate Rehabilitation Housing Assistance .....(34,000)
Section 8 Housing Voucher Program.....(701,000)
Small Cities Block Grant Program.....(13,000)
Emergency Solutions Grants Program .....(7,000)
National Affordable Housing – HOME Investment Partnerships .....(28,000)
Lead-Based Paint Hazard Control.....(5,000)
Lead Abatement Certification.....(1,000)
State Aid and Grants.....(224,661,000)

50 Economic Planning, Development, and Security
55 Social Services Programs

05-8050 Community Resources $125,623,000
Total Appropriation, Social Services Programs..... $125,623,000
Personal Services:
Salaries and Wages .....($1,471,000)
Employee Benefits.....(663,000)
Materials and Supplies.....(49,000)
Services Other Than Personal.....(1,125,000)
Maintenance and Fixed Charges.....(22,000)
Special Purpose:
Weatherization Assistance Program.....(30,000)
Low Income Home Energy Assistance Program .....(62,000)
Community Services Block Grant .....(33,000)
State Aid and Grants.....(122,161,000)
Additions, Improvements and Equipment .....(7,000)

Total Appropriation, Department of Community Affairs $375,980,000

26 DEPARTMENT OF CORRECTIONS
10 Public Safety and Criminal Justice
16 Detention and Rehabilitation

13-7025 Institutional Program Support $10,914,000
Total Appropriation, Detention and Rehabilitation..... $10,914,000
Personal Services:
Salaries and Wages .....($92,000)
Special Purpose:
Prison Rape Elimination Grant .....(76,000)

SSA Incentive Payments ..... (37,000)
National Institute of Justice Operations Research ..... (112,000)
State Criminal Alien Assistance Program ..... (3,225,000)
Special Investigations Division - Intelligence Technology (187,000)
Father/Child Visitation Program ..... (120,000)
Promising Reentry ..... (562,000)
Health, Safety and Wellness ..... (2,250,000)
Defense Tactical Training ..... (562,000)
Anti-Heroin Task Force ..... (2,250,000)
Inmate Vocational Certifications ..... (262,000)
Technology Enhancements ..... (375,000)
Special Operations Tactical Equipment ..... (150,000)
Diversity Training ..... (75,000)
Offender Reentry ..... (450,000)
Innovative Reentry Iniatives ..... (94,000)
Body Worn Cameras ..... (35,000)

17 Parole

03-7010 Parole $1,225,000
Total Appropriation, Parole $1,225,000
Special Purpose:
Comprehensive Opioid, Stimulant and
Substance Abuse Program ..... ($1,225,000)

19 Central Planning, Direction and Management

99-7000 Administration and Support Services $861,000
Total Appropriation, Central Planning, Direction and
Management $861,000
Personal Services:
Salaries and Wages ..... ($534,000)
Employee Benefits ..... (262,000)
Materials and Supplies ..... (22,000)
Services Other Than Personal ..... (11,000)
Additions, Improvements and Equipment ..... (32,000)

Total Appropriation, Department of Corrections $13,000,000

34 DEPARTMENT OF EDUCATION

30 Educational, Cultural, and Intellectual Development

31 Direct Educational Services and Assistance

07-5065 Special Education $35,450,000
Total Appropriation, Direct Educational Services and
Assistance $35,450,000
Personal Services:

Salaries and Wages ..... ($7,499,000)
Employee Benefits ..... (4,026,000)
Services Other Than Personal ..... (7,849,000)
Special Purpose:
State Personnel Development Grant ..... (721,000)
Individuals with Disabilities Education Act Basic State Grant ..... (225,000)
Individuals with Disabilities Education Act Preschool Grants ..... (206,000)
IDEA Part B – Discretionary Administration ..... (562,000)
State Aid and Grants ..... (14,362,000)

32 Operation and Support of Educational Institutions

12-5011 Marie H. Katzenbach School for the Deaf $315,000
Total Appropriation, Operation and Support of Educational Institutions $315,000
Personal Services:
Salaries and Wages ..... ($151,000)
Employee Benefits ..... (82,000)
Services Other Than Personal ..... (67,000)
Special Purpose:
Vocational Education Program ..... (15,000)

33 Supplemental Education and Training Programs

20-5062 Career Readiness and Technical Education $2,433,000
Total Appropriation, Supplemental Education and Training Programs $2,433,000
Personal Services:
Salaries and Wages ..... ($1,139,000)
Employee Benefits ..... (614,000)
Materials and Supplies ..... (19,000)
Services Other Than Personal ..... (86,000)
Special Purpose:
Vocational Education - Basic Grants - Administration ..... (56,000)
Vocational Education - Title II B Leadership Activities ..... (225,000)
State Aid and Grants ..... (294,000)

34 Educational Support Services

05-5064 Bilingual Education $1,906,000
06-5064 Programs for Disadvantaged Youth 3,308,000
30-5063 Standards, Assessments and Curriculum 10,870,000
32-5061 Professional Learning Recruitment and Preparation 150,000
35-5069 Early Childhood Education 206,000
40-5064 Student Services 20,898,000

Total Appropriation, Educational Support Services $37,338,000
Personal Services:
Salaries and Wages ..... ($3,017,000)
Employee Benefits ..... (1,629,000)
Materials and Supplies ..... (26,000)
Services Other Than Personal ..... (5,655,000)
Special Purpose:
Language Acquisition Discretionary Administration ..... (34,000)
Migrant Education - Administration/Discretionary ..... (64,000)
Migrant Coordination Program ..... (58,000)
MSix State Data Quality Grants ..... (75,000)
Bilingual and Compensatory Education – Homeless Children and Youth ..... (7,000)
Title I School Improvement Accountability Set Aside Administration ..... (150,000)
Student Support & Academic Enrichment State Grants ..... (750,000)
State Assessments ..... (60,000)
Supporting Effective Instruction State Grants ..... (637,000)
National Assessment of Educational Progress State Coordinator ..... (13,000)
Troops-to-Teachers Program ..... (75,000)
Head Start Collaboration ..... (67,000)
21st Century Schools ..... (382,000)
AIDS Prevention Education ..... (90,000)
State Aid and Grants ..... (24,549,000)

35 Education Administration and Management

41-5092 Performance Management $2,358,000
99-5095 Administration and Support Services 4,175,000
Total Appropriation, Education Administration and Management $6,533,000
Personal Services:
Salaries and Wages ..... ($1,749,000)
Employee Benefits ..... (966,000)
Services Other Than Personal ..... (2,258,000)
Special Purpose:
Improving America's Schools Act – Consolidated Administration ..... (1,560,000)

Total Appropriation, Department of Education $82,069,000

42 DEPARTMENT OF ENVIRONMENTAL PROTECTION
40 Community Development and Environmental Management
42 Natural Resource Management

11-4870 Forest Resource Management	$1,864,000
12-4875 Parks Management	25,323,000
13-4880 Hunters' and Anglers' License Fund	30,544,000
14-4885 Shellfish and Marine Fisheries Management	10,897,000
20-4880 Wildlife Management	801,000
21-4895 Natural Resources Engineering	3,162,000
Total Appropriation, Natural Resource Management	$72,591,000
Personal Services:	
Salaries and Wages	($3,420,000)
Employee Benefits	(1,574,000)
Special Purpose:	
Rural Community Fire Protection Program	(173,000)
Forest Resource Management - Cooperative Forest Fire Control	(736,000)
Gypsy Moth Suppression	(30,000)
Wildfire Risk Reduction	(194,000)
Emerald Ash Borer	(30,000)
UCF Emerald Ash Borer	(30,000)
Oak Wilt Survey	(30,000)
Landscape Restoration	(239,000)
Consolidated Forest Management	(311,000)
Land and Water Conservation Fund	(3,750,000)
Historic Preservation Survey and Planning	(1,725,000)
Endangered Plant Species Supplemental Funding	(5,000)
Forest Legacy	(3,139,000)
Forest Legacy Administration	(45,000)
National Recreational Trails	(1,374,000)
Body-Worn Cameras	(250,000)
FEMA Port Security Grant LSP	(825,000)
DOT Reconstruct Ferry Slips LSP	(4,500,000)
LWCF - City of Trenton Soccer and Fitness Development	(1,000,000)
LWCF - Camden Whitman Park Improvements	(1,000,000)
National Coastal Wetlands Conservation	(5,250,000)
Recovery Land Acquisition	(1,875,000)
Hunters' and Anglers' License Fund	(1,075,000)
Hunter Safety Training	(2,547,000)
NJ Outdoor Heritage Program	(2,850,000)
NJ - GIS Conservation Tools and Technical Guidance	(3,500,000)
Endangered Species	(264,000)
Species of Greater Conservation Need (SGCN) Research	(158,000)

White Nose Syndrome Grants to States ..... (76,000)
Hunters' & Anglers' License Fund/N.J. Statewide
Fisheries Development Project ..... (4,716,000)
Northeast Wildlife Teamwork Strategy ..... (135,000)
Boat Access (Fish and Wildlife) ..... (750,000)
Connecting Habitat Across New Jersey (CHANJ)
Assessments ..... (300,000)
Wildlife Management Area Conservation Program ..... (1,500,000)
Bog Turtle Project ..... (150,000)
Atlantic Brant Migration Ecology Study ..... (322,000)
Wildlife and Sport Fish Restoration Outreach ..... (240,000)
Fish & Wildlife Input to Activities - Projects of Others..... (119,000)
Fish and Wildlife Action Plan ..... (56,000)
New Jersey's Landscape Project ..... (410,000)
Statewide Habitat Restoration and Enhancement ..... (911,000)
Habitat Restoration Monitoring and Evaluation ..... (254,000)
Wildlife and Sport Fish Restoration Partnership
Exhibit Development ..... (450,000)
Bobcat Hair Snare Study ..... (312,000)
NJ Fish, Wildlife and Anadromous Fishery Coordination . (187,000)
Research In Freshwater Fisheries Management ..... (278,000)
Fish Culture and Stocking Project ..... (1,124,000)
Aquatic Recreational Resource Awareness &
Education Project ..... (477,000)
Wildlife Research and Management ..... (3,632,000)
WMA Planning Tool Development ..... (189,000)
Fish and Wildlife Health ..... (234,000)
Species of Greater Conservation Need – Mammal
Research and Management ..... (199,000)
Marine Fisheries Investigation and Management ..... (3,405,000)
National Estuary Program - Coastal Watershed
Grant Program ..... (220,000)
Artificial Reef Enhancement ..... (1,800,000)
Atlantic Coastal Fisheries ..... (1,773,000)
Inventory of New Jersey Surf Clam Resources ..... (1,073,000)
Clean Vessels ..... (723,000)
Marine Fisheries Law Enforcement ..... (715,000)
New Jersey Atlantic and Shortnose Sturgeon ..... (264,000)
Endangered and Nongame Species Program State
Wildlife Grants ..... (701,000)
Community Assistance Program ..... (316,000)
Cooperative Technical Partnership ..... (2,250,000)
National Dam Safety Program (FEMA) ..... (56,000)

High Hazard Dams Grants/Loans .....(375,000)

43 Science and Technical Programs

05-4840 Water Supply $21,950,000
07-4850 Water Monitoring and Resource Management 3,554,000
15-4801 Land Use Regulation and Management 2,748,000
15-4890 Land Use Regulation and Management 750,000
18-4810 Science and Research 824,000
22-4861 New Jersey Geological Survey 627,000
90-4801 Environmental Policy and Planning 4,572,000
Total Appropriation, Science and Technical Programs $35,025,000
Personal Services:
Salaries and Wages .....($2,477,000)
Employee Benefits .....(1,147,000)
Services Other Than Personal.....(297,000)
Special Purpose:
Drinking Water State Revolving Fund.....(729,000)
Drinking Water State Revolving Fund.....(19,500,000)
Water Infrastructure Improvements for the Nation.....(800,000)
Water Pollution Control Program .....(1,491,000)
Water Pollution S106 Enhancements.....(300,000)
Development Compensatory Mitigation Technical Manual and NJ Floristic Quality .....(140,000)
Arsenic Treatability Study .....(30,000)
NJ - FRAMES - Monmouth County .....(375,000)
Coastal Zone Management Implementation .....(1,406,000)
Coastal Zone Management Grant - Section 309 .....(611,000)
Coastal Zone Management - Special Merit.....(375,000)
Coastal Zone Management Grant - Section 310 .....(337,000)
Development of Coastal Ecological Restoration.....(187,000)
Multimedia.....(385,000)
New Jersey Statewide Water Use Data.....(91,000)
National Geologic Mapping Program .....(406,000)
Geological and Geophysical Data Preservation USGS .....(4,000)
Water Pollution Control.....(40,000)
Water Monitoring and Planning.....(508,000)
Nonpoint Source Implementation (319H).....(2,872,000)
Beach Monitoring and Notification.....(517,000)

44 Site Remediation and Waste Management

19-4815 Publicly-Funded Site Remediation and Response $3,773,000
23-4815 Solid and Hazardous Waste Management 299,000
23-4910 Solid and Hazardous Waste Management 825,000
27-4815 Remediation Management 8,998,000

Total Appropriation, Site Remediation and Waste Management $13,895,000

Personal Services:
Salaries and Wages ..... ($2,179,000)
Employee Benefits ..... (1,005,000)
Special Purpose:
Superfund Core Grant-CPCA ..... (23,000)
Superfund Grants ..... (3,750,000)
Hazardous Waste – Resource Conservation Recovery Act ..... (618,000)
Preliminary Assessments/Site Inspections ..... (413,000)
Brownfields ..... (424,000)
Remedial Planning Support Agency Assistance ..... (505,000)
Underground Storage Tanks ..... (4,978,000)

45 Environmental Regulation

01-4820 Radiation Protection $374,000
02-4892 Air Pollution Control 8,361,000
09-4860 Public Wastewater Facilities 51,000,000
16-4891 Water Monitoring and Planning 93,000
Total Appropriation, Environmental Regulation $59,828,000

Personal Services:
Salaries and Wages ..... ($1,899,000)
Employee Benefits ..... (875,000)
Special Purpose:
Radon Program ..... (233,000)
Air Pollution Maintenance Program ..... (3,882,000)
BioWatch Monitoring ..... (354,000)
Particulate Monitoring Grant ..... (504,000)
Clean Diesel Retrofit ..... (375,000)

Diesel Emissions Reduction Act - Marine Vessel Emission Reduction ..... (650,000)
Clean Water State Revolving Fund ..... (51,000,000)
Underground Injection Control ..... (56,000)

47 Compliance and Enforcement

02-4855 Air Pollution Control $1,874,000
04-4835 Pesticide Control 373,000
08-4855 Water Pollution Control 938,000
15-4855 Land Use Regulation and Management 450,000
23-4855 Solid and Hazardous Waste Management 2,437,000
Total Appropriation, Compliance and Enforcement $6,072,000

Personal Services:

Salaries and Wages ..... ($2,364,000)
Employee Benefits ..... (1,090,000)
Special Purpose:
Air Pollution Maintenance Program ..... (981,000)
Pesticide Control Consolidated ..... (131,000)
Underground Storage Tank Program
Standard Compliance Inspections ..... (557,000)
Coastal Zone Management Implementation ..... (124,000)
Hazardous Waste - Resource
Conservation Recovery Act ..... (825,000)

Total Appropriation, Department of Environmental Protection $187,411,000

46 DEPARTMENT OF HEALTH
20 Physical and Mental Health
21 Health Services

01-4215 Vital Statistics $1,122,000
02-4220 Family Health Services 218,013,000
03-4230 Public Health Protection Services 55,223,000
05-4285 Community Health Services 15,302,000
08-4280 Laboratory Services 5,199,000
12-4245 AIDS Services 61,842,000
Total Appropriation, Health Services $356,701,000
Personal Services:
Salaries and Wages ..... ($20,423,000)
Employee Benefits ..... (10,743,000)
Materials and Supplies ..... (2,063,000)
Services Other Than Personal ..... (17,640,000)
Maintenance and Fixed Charges ..... (722,000)
Special Purpose:
Vital Statistics Component ..... (130,000)
Maternal and Child Health Block Grant ..... (1,196,000)
Heart Disease and Stroke Prevention ..... (337,000)
Maternal, Infant and Early Childhood Home
Visiting Program ..... (57,000)
Supplemental Food Program - Women, Infants, and
Children (WIC) ..... (313,000)
Supplemental Food Program – WIC ..... (553,000)
Early Intervention for Infants and Toddlers with
Disabilities ..... (142,000)
N.J. Project: Providing a MED Home in a Neighborhood
of Services ..... (64,000)
SSDI ..... (49,000)

Women, Infants, and Children (WIC) Farmers' Market Nutrition Program ..... (1,650,000)
WIC Farmer's Market Food Program ..... (178,000)
Abstinence Education - Family Health Services (FHS) ..... (6,000)
Senior Farmers' Market Nutrition Program ..... (150,000)
Universal Newborn Hearing Screening ..... (5,000)
USDA Incentive Program ..... (234,000)
National Cancer Prevention and Control ..... (41,000)
Commodity Supplemental Food Program ..... (1,000)
Rape Prevention and Education Program ..... (735,000)
Maternal and Child Health (MCH) Early Childhood Comprehensive System ..... (105,000)
Surveillance, Epidemiology and End Results (SEER) ..... (671,000)
Preventative Health & Health Services Block Grant ..... (740,000)
Venereal Disease Project ..... (215,000)
Child Nutrition Program – Inspection Services ..... (73,000)
Food Inspection ..... (231,000)
Keep Infection out of Immunization ..... (225,000)
Tuberculosis Control Program ..... (52,000)
BioSense 2.0 ..... (3,000)
Building and Strengthening ..... (31,000)
Epidemiology and Laboratory Capacity – Affordable Care Act ..... (35,000)
Toxic Substances Control Act ..... (126,000)
Census of Fatal Occupational Injuries BLS ..... (67,000)
Environmental Health Education ..... (169,000)
Health Program for Indochinese Refugees ..... (75,000)
Demonstration Program to Conduct Health Assessments .. (250,000)
Conformance with the Manufactured Food Regulatory Program Standard ..... (30,000)
Adult Blood Lead Surveillance ..... (9,000)
Developing Health Language 7 Standard Messaging Interface in NJ ..... (171,000)
Adult Viral Hepatitis Prevention ..... (54,000)
New Jersey Plan for Private Well Programs ..... (127,000)
National Program of Cancer Registries ..... (101,000)
Public Employees Occupational Safety and Health – State Plan ..... (214,000)
Viral Hepatitis Surveillance ..... (56,000)
Surveillance of Hazardous Substance Emergency Events ... (92,000)
Bioterrorism Hospital Emergency Preparedness ..... (132,000)
Emergency Preparedness for Bioterrorism ..... (952,000)
Pandemic Influenza Healthcare Preparedness ..... (1,451,000)

National Violent Death Reporting System.....(12,000)
Lead Training and Certification Enforcement Program.....(64,000)
Fundamental & Expanded Occupational Health.....(390,000)
Electronic Patient Care.....(262,000)
Ebola Hospital Preparedness and Response.....(32,000)
Public Health Crisis – Opioids.....(3,393,000)
Oral Health Grant.....(172,000)
Preventative Health & Health Services Block Grant .....(62,000)
State Office of Rural Health.....(1,000)
Coordinated Integrated Initiative .....(1,354,000)
Prevention & Public Health Fund – Coordinated
Integrated Initiative .....(800,000)
National Cancer Prevention and Control .....(1,331,000)
Chronic Disease Prevention and Health Promotion .....(11,000)
Prevention and Management of Diabetes, Heart
Disease and Stroke .....(2,000,000)
West Nile Virus – Laboratory.....(149,000)
Epidemiology and Laboratory Capacity –
Affordable Care Act .....(750,000)
Lab Biomonitoring Program – Impact of Biohazards
on New Jersey .....(508,000)
Clinical Laboratory Improvement Amendments Program....(55,000)
Public Health Laboratory Biomonitoring Planning.....(757,000)
Emergency Preparedness for Bioterrorism –
Laboratories.....(186,000)
Food Emergency Response Network - E. Coli in
Ground Beef.....(124,000)
HIV/AIDS Surveillance Grant.....(2,413,000)
Expanded and Integrated HIV Testing.....(67,000)
HIV/AIDS Prevention and Education Grant.....(196,000)
Housing Opportunities for Persons with AIDS.....(20,000)
Comprehensive AIDS Resources Grant.....(206,000)
Partnership Ending HIV in Essex & Hudson.....(200,000)
Morbidity and Risk Behavior Surveillance.....(142,000)
HIV/AIDS Events without Care in New Jersey .....(103,000)
Enhanced HIV/AIDS Surveillance – Perinatal .....(112,000)
Minority AIDS Initiatives .....(304,000)
State Aid and Grants.....(274,545,000)
Additions, Improvements and Equipment .....(2,091,000)

22 Health Planning and Evaluation

06-4260 Health Care Facility Regulation and Oversight..... $12,441,000
07-4270 Health Care Systems Analysis 131,975,000

Total Appropriation, Health Planning and Evaluation $144,416,000
Personal Services:
Salaries and Wages ..... ($6,082,000)
Employee Benefits ..... (1,886,000)
Materials and Supplies ..... (37,000)
Services Other Than Personal ..... (1,099,000)
Maintenance and Fixed Charges ..... (514,000)
Special Purpose:
Long Term Care – Medicaid ..... (722,000)
Implement Patient Safety Act ..... (150,000)
Nurse Aide Certification Program ..... (750,000)
Medicare/Medicaid Inspections of Nursing Facilities ..... (1,300,000)
HCSA Medicaid ..... (750,000)
State Aid and Grants ..... (130,700,000)
Additions, Improvements and Equipment ..... (426,000)

23 Mental Health and Addiction Services

15-4291 Patient Care and Health Services $12,138,000
15-4292 Patient Care and Health Services 7,813,000
15-4294 Patient Care and Health Services 10,618,000
99-4291 Administration and Support Services 2,531,000
99-4292 Administration and Support Services 2,123,000
99-4294 Administration and Support Services 4,522,000
Total Appropriation, Mental Health and Addiction Services $39,745,000
Personal Services:
Salaries and Wages ..... ($22,038,000)
Materials and Supplies ..... (2,511,000)
Services Other Than Personal ..... (12,994,000)
Maintenance and Fixed Charges ..... (1,510,000)
Special Purpose:
Federal DSH Revenues ..... (115,000)
Additions, Improvements and Equipment ..... (577,000)

25 Health Administration

99-4210 Administration and Support Services $1,088,000
Total Appropriation, Health Administration $1,088,000
Special Purpose:
New Jersey's Reducing Health Disparities Initiative ..... ($120,000)
State Aid and Grants ..... (968,000)

Total Appropriation, Department of Health $541,950,000

54 DEPARTMENT OF HUMAN SERVICES

20 Physical and Mental Health

23 Mental Health and Addiction Services

08-7700 Community Services $141,181,000
09-7700 Addiction Services 104,583,000
Total Appropriation, Special Health Services $245,764,000
Personal Services:
Salaries and Wages ..... ($3,425,000)
Employee Benefits ..... (1,732,000)
Materials and Supplies ..... (22,000)
Services Other Than Personal ..... (16,029,000)
Special Purpose:
Mental Health Preparedness Activities Bioterrorism ..... (7,000)
Projects for Assistance in Transition from Homelessness (PATH) ..... (2,000)
State Aid and Grants ..... (224,547,000)

24 Special Health Services

21-7540 Health Services Administration and Management $189,884,000
22-7540 General Medical Services 7,098,823,000
Total Appropriation, Special Health Services $7,288,707,000
Personal Services:
Salaries and Wages ..... ($20,996,000)
Materials and Supplies ..... (115,000)
Services Other Than Personal ..... (14,638,000)
Maintenance and Fixed Charges ..... (1,448,000)
Special Purpose:
Payment to Fiscal Agents ..... (105,513,000)
Professional Standards Review Organization – Utilization Review ..... (2,250,000)
Drug Utilization Review Board - Administrative Costs ..... (17,000)
NJ KidCare – Administration ..... (6,661,000)
NJ KidCare B-C-D – Administration ..... (7,665,000)
State Aid and Grants ..... (7,128,823,000)
Additions, Improvements and Equipment ..... (581,000)

26 Division of Aging Services

20-7530 Medical Services for the Aged $26,007,000
55-7530 Programs for the Aged 37,946,000
57-7530 Office of the Public Guardian 2,407,000
Total Appropriation, Division of Aging Services $66,360,000
Personal Services:
Salaries and Wages ..... ($7,935,000)
Employee Benefits ..... (3,270,000)
Materials and Supplies ..... (702,000)

Services Other Than Personal ..... (2,517,000)
Maintenance and Fixed Charges ..... (1,650,000)
Special Purpose:
Administration of US Department of
Health and Human Services ..... (4,185,000)
ADM DHS Federal Program – SBUM ..... (1,852,000)
Managed Long Term Services and Supports ..... (217,000)
Preventative Health and Health Services Grant ..... (34,000)
Counseling on Health Insurance for Medicare Enrollees ..... (28,000)
Older Americans Act - Title III C1 ..... (76,000)
Elder Abuse - Older Americans Act Title III ..... (122,000)
Ombudsman - Older Americans Act Title III ..... (37,000)
National Family Caregiver Program ..... (142,000)
State Aid and Grants ..... (43,324,000)
Additions, Improvements and Equipment ..... (269,000)

27 Disability Services

27-7545 Disability Services $1,563,000
Total Appropriation, Disability Services $1,563,000
Personal Services:
Salaries and Wages ..... ($625,000)
Materials and Supplies ..... (116,000)
Services Other Than Personal ..... (163,000)
State Aid and Grants ..... (659,000)

30 Educational, Cultural, and Intellectual Development
32 Operation and Support of Educational Institutions

01-7601 Purchased Residential Care $561,851,000
02-7601 Social Supervision and Consultation 78,536,000
03-7601 Adult Activities 110,387,000
05-7610 Residential Care and Habilitation Services 6,806,000
05-7620 Residential Care and Habilitation Services 14,516,000
05-7640 Residential Care and Habilitation Services 19,414,000
05-7650 Residential Care and Habilitation Services 21,577,000
05-7670 Residential Care and Habilitation Services 24,581,000
08-7601 Community Services 24,826,000
99-7601 Administration and Support Services 17,907,000
99-7610 Administration and Support Services 1,499,000
99-7620 Administration and Support Services 3,016,000
99-7640 Administration and Support Services 4,299,000
99-7650 Administration and Support Services 4,584,000
99-7670 Administration and Support Services 5,276,000
Total Appropriation, Operation and Support of
Educational Institutions $899,075,000

Personal Services:
Salaries and Wages ..... ($137,510,000)
Materials and Supplies ..... (25,000)
Services Other Than Personal ..... (10,465,000)
Maintenance and Fixed Charges ..... (1,000)
State Aid and Grants ..... (750,774,000)
Additions, Improvements and Equipment ..... (300,000)

33 Supplemental Education and Training Programs

11-7560 Services for the Blind and Visually Impaired $9,128,000
99-7560 Administration and Support Services 1,486,000
Total Appropriation, Supplemental Education and Training Programs $10,614,000
Personal Services:
Salaries and Wages ..... ($5,754,000)
Materials and Supplies ..... (159,000)
Services Other Than Personal ..... (303,000)
Maintenance and Fixed Charges ..... (122,000)
State Aid and Grants ..... (4,145,000)
Additions, Improvements and Equipment ..... (131,000)

50 Economic Planning, Development, and Security
53 Economic Assistance and Security

15-7550 Income Maintenance Management $771,364,000
Total Appropriation, Economic Assistance and Security $771,364,000
Personal Services:
Salaries and Wages ..... ($12,273,000)
Services Other Than Personal ..... (18,709,000)
Special Purpose:
Work First New Jersey Technology Investment – Food Stamps ..... (13,200,000)
EBT - Operational Food Stamp Match For CWA's ..... (2,325,000)
Work First New Jersey – Benefits Transfer – Operational ..... (160,000)
Work First New Jersey – Technology Investments ..... (4,000,000)

Work First New Jersey – Technology Investment – TANF/CCDF ..... (2,000,000)
EBT Operational - Child CareDiscretionary ..... (174,000)
EBT Operational - Child Care M&M ..... (450,000)
EBT Operational - Child Care TANF ..... (270,000)
Work First New Jersey - Technology Investments - Title XIX ..... (10,500,000)
Work First New Jersey - Technology Investment – Title IV-D ..... (20,625,000)

State Aid and Grants ..... (686,678,000)

70 Government Direction, Management, and Control
76 Management and Administration

99-7500 Administration and Support Services $20,759,000
Total Appropriation, Management and Administration $20,759,000
Personal Services:
Salaries and Wages ..... ($7,004,000)
Services Other Than Personal ..... (576,000)
Special Purpose:
Child Support Enforcement Program ..... (2,250,000)
Title XIX Medical Assistance ..... (7,320,000)
Vocational Rehabilitation Act - Section 120 ..... (436,000)
Supplemental Nutrition Assistance Program ..... (1,875,000)
Temporary Assistance for Needy Families Block Grant. (1,298,000)

Total Appropriation, Department of Human Services $9,304,206,000

62 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

50 Economic Planning, Development, and Security
51 Economic Planning and Development

18-4570 Research and Information $5,242,000
Total Appropriation, Economic Planning and Development $5,242,000
Personal Services:
Salaries and Wages ..... ($3,134,000)
Employee Benefits ..... (1,242,000)
Materials and Supplies ..... (62,000)
Services Other Than Personal ..... (231,000)
Maintenance and Fixed Charges ..... (131,000)
Special Purpose:
Reports and Analysis – Unemployment Insurance ..... (187,000)
ES 202 Covered Employment & Wages ..... (37,000)
Current Employment Statistics ..... (24,000)
Local Area Unemployment Statistics ..... (9,000)
Occupational Employment Statistics ..... (30,000)
ES - Labor Market Information ..... (55,000)
Redesigned Occupational Safety and Health (ROSH) ..... (4,000)
One Stop Labor Market Information ..... (64,000)
Additions, Improvements and Equipment ..... (32,000)

53 Economic Assistance and Security

01-4510 Unemployment Insurance $144,266,000
02-4515 Disability Determination 55,914,000

Total Appropriation, Economic Assistance and Security $200,180,000
Personal Services:
Salaries and Wages .....($89,336,000)
Employee Benefits .....(40,794,000)
Materials and Supplies.....(2,775,000)
Services Other Than Personal.....(28,875,000)
Maintenance and Fixed Charges.....(7,725,000)
Special Purpose:
Unemployment Insurance .....(11,250,000)
Reed Act Improvements.....(1,500,000)
Reemployment Eligibility Assessments –
State Administration.....(1,875,000)
Employment Security Revenue.....(1,275,000)
Disability Determination Services .....(1,500,000)
Old Age and Survivor Insurance Disability
Determination Services .....(750,000)
State Aid and Grants.....(11,100,000)
Additions, Improvements and Equipment .....(1,425,000)

54 Manpower and Employment Services

07-4535 Vocational Rehabilitation Services $46,037,000
09-4545 Employment Services..... 23,956,000
10-4545 Employment and Training Services 75,841,000
12-4550 Workplace Standards..... 4,234,000
Total Appropriation, Manpower and Employment Services..... $150,068,000
Personal Services:
Salaries and Wages .....($35,712,000)
Employee Benefits .....(16,779,000)
Materials and Supplies.....(556,000)
Services Other Than Personal.....(4,612,000)
Maintenance and Fixed Charges.....(3,385,000)
Special Purpose:
Vocational Rehabilitation Act of 1973.....(450,000)
Employment Services .....(124,000)
Disabled Veterans' Outreach Program.....(447,000)
Local Veterans' Employment Representatives .....(25,000)
Trade Adjustment Assistance Project .....(19,000)
Employment Services Grants – Alien Labor Certification....(46,000)
Work Opportunity Tax Credit.....(75,000)
Employment Services Cost Reimbursable Grants –
Migrant Housing.....(4,000)
Agricultural Wage Surveys.....(17,000)
Workforce Investment Act.....(73,000)
Employment Services Rapid Response Team.....(37,000)

Project Reemployment Opportunity System (PROS) ..... (25,000)
National Council on Aging – Senior Community
Services Employment ..... (4,000)
Workforce Investment Act - Adult and Continuing
Education ..... (41,000)
Adult Basic Ed Leadership ..... (539,000)
Adult Basic Ed Civics Administration ..... (30,000)
Adult Basic Education Civics Leadership ..... (212,000)
Occupational Safety Health Act - On-Site Consultation .... (346,000)
Mine Safety Educational Program ..... (46,000)
Public Employees Occupational Safety and Health Act ..... (75,000)
State Aid and Grants ..... (86,196,000)
Additions, Improvements and Equipment ..... (193,000)

Total Appropriation, Department of Labor and Workforce
Development $355,490,000

66 DEPARTMENT OF LAW AND PUBLIC SAFETY
10 Public Safety and Criminal Justice
12 Law Enforcement

06-1200 State Police Operations $56,600,000
09-1020 Criminal Justice 50,179,000
Total Appropriation, Law Enforcement $106,779,000
Personal Services:
Salaries and Wages ..... ($1,765,000)
Employee Benefits ..... (817,000)
Special Purpose:
Fatality Analysis Reporting System (FARS) ..... (262,000)
Paul Coverdell National Forensic Science Improvement... (412,000)
Domestic Marijuana Eradication Suppression Program..... (56,000)
Flood Mitigation Assistance..... (6,750,000)
Recreational Boating Safety..... (2,850,000)
Internet Crimes Against Children..... (337,000)
Hazardous Materials Transportation ..... (412,000)
Pre-Disaster Mitigation – Competitive..... (3,750,000)
NIEHS Worker Health Safety Training ..... (112,000)
Emergency Management Performance Grant –
Non Terrorism ..... (6,750,000)
Port Security - New York/New Jersey (North) ..... (1,125,000)
Port Security - Delaware Bay (South)..... (1,125,000)
STOP School Violence Prevention Program..... (550,000)
Victim Centered Law Enforcement Training..... (750,000)
High Priority Commercial Motor Vehicles Grant..... (375,000)

Forensic Casework DNA Backlog Reduction.....(1,350,000)
Intellectual Property.....(337,000)
Presidential Residence Protection Assistance.....(375,000)
Community Oriented Policing (COPS) School Violence Prevention.....(400,000)
Community Oriented Policing (COPS) Anti-Heroin Task Force Program.....(2,250,000)
Community Oriented Policing (COPS) Anti-Gang Initiative.....(750,000)
Urban Search and Rescue.....(5,625,000)
USAR/FEMA Administration.....(3,750,000)
Body Cameras.....(1,125,000)
Anti-Methamphetamine.....(375,000)
Internet Crimes Against Children - Wounded Vet Hire.....(112,000)
Community Oriented Policing (COPS) Officer Safety & Wellness.....(35,000)
Community Oriented Policing (COPS) Law Enforcement Mental Health.....(98,000)
Paul Coverdell National Forensic Science Improvement (Competitive).....(250,000)
Targeted Violence and Terrorism Prevention.....(750,000)
Sexual Assault Kit Initiative.....(915,000)
National Crime Statistics Exchange.....(2,062,000)
Sex Offender Registration and Notification Act (SORNA).....(300,000)
Community Oriented Policing (COPS) Hiring Program.....(5,250,000)
MCSAP & New Entrant (Combined).....(4,500,000)
Forensic DNA Laboratory Efficiency Improvement and Capacity Enhancement.....(375,000)
Medicaid Fraud Unit.....(343,000)
Victim Assistance Grants.....(38,533,000)
Enhancement of Data Analysis Center.....(37,000)
Justice Assistance Grant (JAG).....(3,000,000)
Sex Offender Registration & Notification Act (SORNA) Reallocation.....(169,000)
Victims of Crime Act – Training Discretionary.....(750,000)
Training for Juvenile Prosecution.....(169,000)
Residential Treatment for Substance Abuse.....(367,000)
Byrne Criminal Justice Innovation Program.....(750,000)
Coverdell Competitive.....(187,000)
Justice Info Sharing Solution Implementation Project.....(375,000)
State Aid and Grants.....(2,917,000)

13 Special Law Enforcement Activities

03-1160 Office of Highway Traffic Safety $31,986,000
Total Appropriation, Special Law Enforcement Activities $31,986,000
Special Purpose:
Federal Highway Safety ..... ($450,000)
Highway Safety - Traffic Records ..... (337,000)
Emergency Services ..... (131,000)
Non-Motorized Safety ..... (1,125,000)
Federal Highway Traffic Safety Administration ..... (1,125,000)
FHWA Program Management ..... (150,000)
Motorcycle Training Program ..... (56,000)
Training Grant - Section 402 ..... (150,000)
Pedestrian Safety Grant ..... (1,312,000)
Selective Enforcement Management ..... (2,250,000)
Community Traffic Safety ..... (2,625,000)
Occupant Protection ..... (3,000,000)
State Traffic Safety Information System Improvement .. (4,875,000)
Impaired Driving Countermeasure ..... (6,750,000)
Distracted Driving Incentive ..... (3,750,000)
Motorcycle Safety Grant ..... (450,000)
Graduated Driver Licensing Incentive ..... (375,000)
Highway Safety - Alcohol Education and Public Awareness Coordinator ..... (1,500,000)
Highway Safety - Safety Restraints Program Management ..... (1,125,000)
Paid Advertising ..... (450,000)

18 Juvenile Services

99-1500 Administration and Support Services $760,000
Total Appropriation, Juvenile Services $760,000
Special Purpose:
Juvenile Justice Delinquency Prevention ..... ($760,000)

19 Central Planning, Direction and Management

13-1005 Homeland Security Preparedness $26,478,000
99-1000 Administration and Support Services 11,321,000
Total Appropriation, Central Planning, Direction and Management $37,799,000
Special Purpose:
Homeland Security Grant Program ..... ($5,694,000)
Urban Area Security Initiative (UASI) ..... (13,362,000)
UASI Nonprofit Security Grant Program (NSGP) ..... (5,031,000)
Federal Nonprofit Security Grant Program (NSGP) ..... (2,391,000)

Encouraging Innovation.....(375,000)
Community Policing Development.....(375,000)
Opioids.....(1,875,000)
Preventing Wrongful Convictions.....(187,000)
National Criminal History Program - Office of the Attorney General.....(625,000)
Comprehensive Opioid Stimulants & Substance Abuse Program.....(6,000,000)
Postconviction Testing of DNA Evidence.....(500,000)
Opioid State Plan and Opioid Response Team (ORT).....(637,000)
Opioid Interagency Drug Awareness Dashboard (IDAD)..(747,000)

80 Special Government Services
82 Protection of Citizens' Rights

14-1310 Consumer Affairs..... $2,062,000
16-1350 Protection of Civil Rights..... 469,000
19-1440 Victims of Crime Compensation Office..... 2,433,000
Total Appropriation, Protection of Citizens' Rights..... $4,964,000
Special Purpose:
Prescription Drug Monitoring Program.....($2,062,000)
Equal Employment Opportunity Commission.....(225,000)
Housing and Urban Development.....(244,000)
Victims of Crime Act - Building State Technology.....(258,000)
State Aid and Grants.....(2,175,000)

Total Appropriation, Department of Law and Public Safety.... $182,288,000

67 DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS

10 Public Safety and Criminal Justice
14 Military Services

40-3620 New Jersey National Guard Support Services..... $51,980,000
99-3600 Administration and Support Services..... 9,900,000
Total Appropriation, Military Services..... $61,880,000
Personal Services:
Salaries and Wages.....($7,889,000)
Employee Benefits.....(1,483,000)
Materials and Supplies.....(20,455,000)
Services Other Than Personal.....(3,705,000)
Maintenance and Fixed Charges.....(142,000)
Special Purpose:
Dining Facility Operations.....(287,000)
Atlantic City SRM 100%.....(750,000)
Lakehurst Readiness Center.....(11,250,000)
Natural and Cultural Resources Management.....(15,000)

Federal Distance Learning Program ..... (182,000)
Army Facilities Service Contracts ..... (325,000)
McGuire Air Force Base – Service Contract ..... (61,000)
Army National Guard Electronic Security System ..... (262,000)
Training Site Facilities Maintenance Agreements ..... (16,000)
McGuire Air Force Base Environmental ..... (35,000)
Atlantic City Air Base Operations and Maintenance ..... (14,000)
Atlantic City Air Base Environmental ..... (7,000)
Warren Grove Sustainment Restoration & Modernization .... (4,000)
Atlantic City Air Base Sustainment, Restoration and Modernization ..... (143,000)
Armory Renovations and Improvements ..... (4,294,000)
New Jersey National Guard ChalleNGe Youth Program ... (661,000)
Sea Girt Energy Grid Upgrade ..... (9,900,000)

80 Special Government Services
83 Services to Veterans

20-3630 Domiciliary and Treatment Services $3,000,000
20-3640 Domiciliary and Treatment Services 3,149,000
20-3650 Domiciliary and Treatment Services 1,875,000
50-3610 Veterans' Outreach and Assistance 449,000
70-3610 Burial Services 11,500,000
Total Appropriation, Services to Veterans $19,973,000
Personal Services:
Salaries and Wages ..... ($1,659,000)
Employee Benefits ..... (88,000)
Materials and Supplies ..... (11,500,000)
Special Purpose:
Medicare Part A Receipts for Resident Care and Operational Costs ..... (6,640,000)
Veterans' Education Monitoring ..... (86,000)

Total Appropriation, Department of Military and Veterans' Affairs $81,853,000

74 DEPARTMENT OF STATE
30 Educational, Cultural, and Intellectual Development
36 Higher Educational Services

45-2405 Student Assistance Programs $191,000
80-2400 Statewide Planning and Coordination for Higher Education 3,749,000
Total Appropriation, Higher Educational Services $3,940,000
Personal Services:
Salaries and Wages ..... ($217,000)
Special Purpose:

National Health Service Corps - Student
Loan Repayment Program .....(191,000)
State Aid and Grants .....(3,532,000)

37 Cultural and Intellectual Development Services

05-2530 Support of the Arts $720,000
Total Appropriation, Cultural and Intellectual
Development Services $720,000
Personal Services:
Salaries and Wages .....($84,000)
Employee Benefits .....(183,000)
State Aid and Grants .....(453,000)

70 Government Direction, Management, and Control
74 General Government Services

01-2505 Office of the Secretary of State $7,022,000
02-2510 Business Action Center 675,000
25-2525 Election Management and Coordination 4,051,000
Total Appropriation, General Government Services..... $11,748,000
Special Purpose:
Foster Grandparent Program .....($900,000)
AMERICOR Competitive Grants .....(1,200,000)
Americorps Grants .....(3,880,000)
State Commission .....(450,000)
Professional Development .....(292,000)
Volunteer Generation Fund .....(300,000)
State Trade and Export Promotion Pilot Grant Program.....(675,000)
HAVA Election Security Federal Grant.....(4,051,000)

Total Appropriation, Department of State $16,408,000

78 DEPARTMENT OF TRANSPORTATION

10 Public Safety and Criminal Justice
11 Vehicular Safety

01-6400 Motor Vehicle Services $1,467,000
Total Appropriation, Vehicular Safety..... $1,467,000
Special Purpose:
Commercial Bus Inspection Unit .....($642,000)
Commercial Drivers' License Program.....(825,000)

60 Transportation Program
61 State and Local Highway Facilities

00-6300 Federal Highway Administration $910,893,112
Total Appropriation, State and Local Highway Facilities..... $910,893,112

Federal Highway Administration

Description	County	Amount
Active Traffic Management System (ATMS)	Various	($1,000,000)
ADA Central, Contract 2	Monmouth, Somerset, Middlesex, Mercer	($6,300,000)
ADA Curb Ramp Implementation	Various	($1,000,000)
ADA South, Contract 1 with ROW	Atlantic, Burlington	($1,560,000)
ADA South, Contract 4	Camden	($5,700,000)
Atlantic Avenue, Albany to Morris Avenues	Atlantic	($100,000)
Atlantic Avenue, Tennessee to Maine Avenues	Atlantic	($864,270)
Bicycle & Pedestrian Facilities/Accommodations	Various	($3,000,000)
Bridge Deck/Superstructure Replacement Program	Various	($40,000,000)
Bridge Inspection	Various	($21,580,000)
Bridge Maintenance Fender Replacement	Various	($18,000,000)
Bridge Maintenance Scour Countermeasures	Various	($9,000,000)
Bridge Management System	Various	($1,250,000)
Bridge Preventive Maintenance	Various	($35,000,000)
Bridge Replacement, Future Projects	Various	($14,392,551)
Camden County Roadway Safety Improvements	Camden	($200,000)
County Bridge K0607, New Brunswick Road over Al's Brook	Somerset	($2,500,000)
CR 508 (Central Avenue), Bridge over City Subway	Essex	($3,000,000)
CR 559 Alternate (Ocean Heights Avenue), Harbor Ave to Salma Terrace	Atlantic	($1,571,400)
Culvert Replacement Program	Various	($1,000,000)
Cumberland County Federal Road Program	Cumberland	($2,100,000)
DBE Supportive Services Program	Various	($500,000)
Delaware & Raritan Canal Bridges	Mercer, Hunterdon, Middlesex, Somerset	($5,000,000)
Design, Emerging Projects	Various	($1,000,000)
Disadvantaged Business Enterprise	Various	($100,000)
Drainage Rehabilitation & Improvements	Various	($15,000,000)
DVRPC, Future Projects	Various	($5,737,000)
Ferry Program	Various	($4,000,000)
Gloucester County Roadway Safety Improvements	Gloucester	($800,000)
Guiderail Upgrade	Various	($1,000,000)
Hamilton Road, Bridge over Conrail RR	Somerset	($2,100,000)
High-Mast Light Poles	Various	($2,000,000)
Highway Safety Improvement Program Planning	Various	($4,000,000)
Intelligent Traffic Signal Systems	Various	($10,000,000)
Intelligent Transportation System Resource Center	Various	($4,000,000)

Job Order Contracting Infrastructure Repairs, Statewide	Various	($10,000,000)
Kaighn Avenue (CR 607), Bridge over Cooper River (Roadway and Bridge Improvements)	Camden	($8,051,000)
Kapkowski Road - North Avenue East Improvement Project	Union	($1,200,000)
Landis Avenue, Phase 0, Main Road to Myrtle Street	Cumberland	($1,800,000)
Lincoln Ave/Chambers Street (CR 626), Bridge over Amtrak & Assunpink Creek	Mercer	($4,230,000)
Local Aid Consultant Services	Various	($500,000)
Local CMAQ Initiatives	Various	($11,310,000)
Local Concept Development Support	Various	($3,900,000)
Local Safety/ High Risk Rural Roads Program	Various	($22,000,000)
Mercer County Roadway Safety Improvements	Mercer	($800,000)
Metropolitan Planning	Various	($27,697,183)
Mill Road, Landis Avenue to CR 540 (Almond Road)	Cumberland	($100,000)
Mobility and Systems Engineering Program	Various	($9,500,000)
Monmouth County Bridges W7, W8, W9 over Glimmer Glass and Debbie's Creek	Monmouth	($1,000,000)
Motor Vehicle Crash Record Processing	Various	($2,500,000)
Mount Ephraim Avenue Safety Improvements, Ferry Avenue (CR 603) to Haddon Avenue (CR 561)	Camden	($738,000)
New Jersey Scenic Byways Program	Various	($500,000)
NJTPA, Future Projects	Various	($42,366,000)
Ocean Drive (CR 619), 62nd Street to 80th Street	Cape May	($1,676,112)
Ozone Action Program in New Jersey	Various	($40,000)
Pavement Preservation	Various	($15,000,000)
Pavement Preservation, NJTPA	Various	($22,000,000)
Pedestrian Bridge over Route 440	Hudson	($350,000)
Planning and Research, Federal-Aid	Various	($41,572,000)
Pre-Apprenticeship Training Program for Minorities and Women	Various	($500,000)
Rail-Highway Grade Crossing Program, Federal	Various	($27,918,431)
Recreational Trails Program	Various	($1,226,757)
Restriping Program & Line Reflectivity Management System	Various	($17,000,000)
Resurfacing, Federal	Various	($21,112,000)
RideECO Mass Marketing Efforts--New Jersey	Various	($50,000)
Right of Way Full-Service Consultant Term Agreements	Various	($300,000)
Rockfall Mitigation	Various	($14,000,000)
Route 3, Route 46, Valley Road and Notch/Rifle Camp Road Interchange, Contract B	Passaic	($36,450,000)
Route 4, Bridge over Palisade Avenue, Windsor Road and CSX Railroad	Bergen	($1,500,000)
Route 15, Route 94 to Route 206/CR 565	Sussex	($7,300,000)
Route 18, East Brunswick, Drainage and Pavement Rehabilitation	Middlesex	($7,000,000)

Route 20, Paterson Safety, Drainage and Resurfacing	Passaic	($1,300,000)
Route 22, Chestnut Street Bridge Replacement (CR 626)	Union	($14,320,000)
Route 23, Hardyston Township Improvements	Sussex	($12,800,000)
Route 23, High Crest Drive to Macopin River	Passaic	($2,700,000)
Route 23, NB Bridge over Pequannock River	Passaic	($1,700,000)
Route 27, Dehart Place to Route 21	Union, Essex	($17,300,000)
Route 29, Bridge over Copper Creek	Hunterdon	($400,000)
Route 31, Bridge over Furnace Brook	Warren	($1,100,000)
Route 45, Bridge over Woodbury Creek	Gloucester	($1,000,000)
Route 46, Bergen Boulevard to Main Street	Bergen	($4,100,000)
Route 57, Bridge over Branch Lopatcong Creek	Warren	($1,000,000)
Route 57, CR 519 Intersection Improvement	Warren	($1,500,000)
Route 76/676 Bridges and Pavement	Camden	($60,000,000)
Route 78 Rockfall Mitigation, Bethlehem Township	Hunterdon	($11,000,000)
Route 82, Caldwell Avenue to Lehigh Avenue	Union	($10,207,000)
Route 82, Rahway River Bridge	Union	($1,800,000)
Route 202, Bridge over North Branch of Raritan River	Somerset	($1,500,000)
Route 202, First Avenue Intersection Improvements	Somerset	($1,000,000)
Route 206, Monmouth Road/Juliustown Road Intersection Improvements (CR 537)	Burlington	($1,500,000)
Route 206, South Broad Street Bridge over Assunpink Creek	Mercer	($3,000,000)
Route 206, Valley Road to Brown Avenue	Somerset	($5,500,000)
Route 295/42, Missing Moves, Bellmawr	Camden, Gloucester	($53,613,000)
Rumson Road over the Shrewsbury River, CR 520	Monmouth	($37,000,000)
Safe Routes to School Program	Various	($5,587,000)
Safety Programs	Various	($14,000,000)
Sicklerville Road (CR 705) and Erial Road (CR 706) Systemic Roundabout	Camden	($1,349,000)
Sign Structure Rehabilitation/Replacement Program	Various	($1,000,000)
Sixth Avenue (CR 652), Bridge over Passaic River	Passaic	($3,000,000)
South Greenwich Street/Telegraph Road (CR 540), Phase 1	Salem	($1,500,000)
Statewide Traffic Operations and Support Program	Various	($18,000,000)
Storm Water Asset Management	Various	($2,000,000)
Telegraph Road (CR 540), Phase 2	Salem	($150,000)
Traffic Monitoring Systems	Various	($12,000,000)
Training and Employee Development	Various	($2,000,000)
Transportation Alternatives Program	Various	($9,860,408)
Transportation and Community Development Initiative (TCDI) DVRPC	Various	($105,000)
Transportation Demand Management Program Support	Various	($250,000)
Transportation Management Associations	Various	($6,450,000)
Transportation Systems Management and Operations		

(TSMO)	Various	($234,000)
Utility Pole Mitigation	Various	($175,000)
Youth Employment and TRAC Programs	Various	($350,000)

62 Public Transportation

Federal Highway Administration $76,000,000
Federal Transit Administration..... 547,718,217
Total Appropriation, Public Transportation..... $623,718,217

Federal Highway Administration

Description	**County**	**Amount**
Rail Rolling Stock Procurement	Various	($75,000,000)
Transit Enhancements/Transportation Alternative Program (TAP)/ Alternative Transit Improvements (ATI)	Various	($1,000,000)

Federal Transit Administration

Description	**County**	**Amount**
Bus Support Facilities and Equipment	Various	($20,046,547)
Cumberland County Bus Program	Cumberland	($1,020,000)
NEC Improvements	Various	($49,490,000)
Preventive Maintenance-Bus	Various	($112,690,000)
Preventive Maintenance-Rail	Various	($249,329,673)
Rail Rolling Stock Procurement	Various	($27,242,999)
Rail Support Facilities and Equipment	Various	($40,420,000)
Section 5310 Program	Various	($7,300,000)
Section 5311 Program	Various	($4,300,000)
Transit Enhancements/ Transportation Alternative Program (TAP)/ Alternative Transit Improvements (ATI)	Various	($35,878,998)

60 Transportation Program

64 Regulation and General Management

05-6070 Multimodal Services $5,457,000
Total Appropriation, Regulation and General Management..... $5,457,000

Special Purpose:
Motor Carrier Safety Assistance Program .....($1,125,000)
Development and Implementation Grant – Federal Transit Administration.....(1,145,000)
Airport Fund.....(1,500,000)
Boating Infrastructure Program (New Jersey Maritime Program).....(1,200,000)
High Priority Innovative Technology Deployment (ITD) Grant.....(487,000)

82 DEPARTMENT OF THE TREASURY

50 Economic Planning, Development, and Security

52 Economic Regulation

54-2019 Utility Regulation $712,000
56-2014 Energy Resource Management 1,291,000
Total Appropriation, Economic Regulation $2,003,000
Services Other Than Personal ..... ($1,291,000)
Special Purpose:
Pipeline Safety ..... (600,000)
Damage Prevention Grant Program ..... (75,000)
One Call Grant Program ..... (37,000)

70 Government Direction, Management, and Control
72 Governmental Review and Oversight

08-2066 Office of the State Comptroller $4,535,000
Total Appropriation, Governmental Review and Oversight $4,535,000
Personal Services:
Salaries and Wages ..... ($4,393,000)
Special Purpose:
Medicaid ..... (142,000)

80 Special Government Services
82 Protection of Citizens' Rights

58-2022 Mental Health Advocacy $167,000
81-2097 State Long-Term Care Ombudsman 855,000
Total Appropriation, Protection of Citizens' Rights $1,022,000
Personal Services:
Salaries and Wages ..... ($469,000)
Employee Benefits ..... (208,000)
Special Purpose:
Medicaid Reimbursement ..... (167,000)
Money Follows the Person Program - Elder Advocacy ..... (178,000)

Total Appropriation, Department of the Treasury $7,560,000

98 THE JUDICIARY
10 Public Safety and Criminal Justice
15 Judicial Services

05-9730 Family Courts $30,590,000
07-9740 Probation Services 58,544,000
11-9760 Trial Court Services 3,112,000
Total Appropriation, Judicial Services $92,246,000
Personal Services:
Salaries and Wages ..... ($3,112,000)
Services Other Than Personal ..... (225,000)
Special Purpose:

NJ Court Improvement Training.....(225,000)
Child Support and Paternity Program
Title IV-D (Family Court).....(29,596,000)
NJ State Court Improvement Grant.....(300,000)
State Access and Visitation Program.....(244,000)
Child Support and Paternity Program Title IV-D
(Probation).....(58,544,000)

Total Appropriation, The Judiciary..... $92,246,000

Total Appropriation, Federal Funds..... $13,856,161,329

Notwithstanding the provisions of any State law or regulation to the contrary, no State agency shall accept or expend federal funds except as appropriated by the Legislature or otherwise provided in this act.

In addition to the federal funds appropriated in this act, there are appropriated the following federal funds, subject to the approval of the Director of the Division of Budget and Accounting: emergency disaster aid funds including grants for preventive measures; pass-through grants to political subdivisions of the State over which the State is not permitted to exercise discretion in the use or distribution of the funds and for which no State matching funds are required; the first $500,000 of unanticipated grant awards plus an additional 25 percent of any remaining award amount that is greater than $500,000, and up to 25 percent of increases in previously anticipated grant awards for which no State matching funds are required except, for the purpose of this section, federal funds received by one executive agency that are ultimately expended by another executive agency shall not be considered pass-through grants; federal financial aid funds for students attending post-secondary educational institutions in excess of the amount specifically appropriated, and any such grants intended to prevent threats to homeland security up to 100 percent of previously anticipated or unanticipated grant award amounts for which no State matching funds are required, provided, however, that the Director of the Division of Budget and Accounting shall notify the Legislative Budget and Finance Officer of such grants.

For the purposes of federal funds appropriations, "political subdivisions of the State" means counties, municipalities, school districts, or agencies thereof, regional, county or municipal authorities, or districts other than interstate authorities or districts; "discretion" refers to any action in which an agency may determine either the amount of funds to be allocated or the recipient of the allocation; and "grants" refers to one-time, or time limited awards, which are received pursuant to submission of a grant application in competition with other grant applications.

The unexpended balances at the end of the preceding fiscal year of federal funds are appropriated for the same purposes. The Director of the Division of Budget and Accounting shall inform the Legislative Budget and Finance Officer by November

1 of the current fiscal year of any unexpended balances which are continued.

Out of the appropriations herein, the Director of the Division of Budget and Accounting is empowered to approve payments to liquidate any unrecorded liabilities for materials delivered or services rendered in prior fiscal years, upon the written recommendations of any department head or the department head's designated representative. The Director of the Division of Budget and Accounting shall reject any recommendations for payment which the director deems improper.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of medical services, amounts may be transferred to and from the various items of appropriation within the General Medical Services program classification, and within the federal matching funding, in the Division of Medical Assistance and Health Services and Division of Disability Services in the Department of Human Services, and within the Medical Services for the Aged program classification, and within the federal matching funding, in the Division of Aging Services in the Department of Human Services, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law, regulation or Executive Order to the contrary, any purchase by the State or by a State agency or local government unit of equipment, goods or services related to homeland security and domestic preparedness, that is paid for or reimbursed by federal funds awarded by the U.S. Department of Homeland Security or other federal agency, appropriated in the current fiscal year, may be made through the receipt of public bids or as an alternative to public bidding and subject to the provisions of this paragraph, through direct purchase without advertising for bids or rejecting bids already received but not awarded. The equipment, goods or services purchased by a local government unit shall be referred to in the grant agreement issued by the State administrative agency administering such funds and shall be authorized by resolution of the governing body of the local government unit entering into the grant agreement. Such resolution may, without subsequent action of the local governing body, simultaneously accept the grant from the State administrative agency, authorize the insertion of the revenue and offsetting appropriation in the budget of the local government unit, and authorize the contracting agent of the local government unit to procure the equipment, goods or services. A copy of such resolution shall be filed with the chief financial officer of the local government unit, the State administrative agency and the Division of Local Government Services in the Department of Community Affairs. Purchases made without public bidding shall be from vendors that shall either (1) be holders of a current State contract for the equipment, goods or services sought, or (2) be participating in a federal procurement program established by a federal department or agency, or (3) have been approved by the State Treasurer in consultation with the New Jersey Domestic Security Preparedness Task Force. All homeland security purchases herein shall continue to be

subject to all grant requirements and conditions approved by the State administrative agency. The Director of the Division of Purchase and Property may enter into or participate in purchasing agreements with one or more other states, or political subdivisions or compact agencies thereof, for the purchase of such equipment, goods or services, using monies appropriated under this act, to meet the domestic preparedness and homeland security needs of this State. Such purchasing agreement may provide for the sharing of costs and the methods of payments relating to such purchases. Furthermore, a county government awarding a contract for Homeland Security equipment, goods or services, may, with the approval of the vendor, extend the terms and conditions of the contract to any other county government that wants to purchase under that contract, subject to notice and documentation requirements issued by the Director of the Division of Local Government Services.

Of the amounts appropriated for Income Maintenance Management, amounts may be transferred to the various departments in accordance with the Division of Family Development's agreements, subject to the approval of the Director of the Division of Budget and Accounting. Any unobligated balances remaining from funds transferred to the departments shall be transferred back to the Division of Family Development subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, in addition to the federal funds hereinabove appropriated, there are appropriated to the appropriate executive agencies, subject to the approval of the Director of the Division of Budget and Accounting, such additional federal funds received during this fiscal year pursuant to any federal law authorizing a federal economic stimulus program or any other similar federal program for the purposes, projects, and programs set forth in such law; provided, however, that if the federal law does not delineate the specific purposes, projects, and programs to be funded by the federal funds, the purposes, projects, and programs to be funded by the federal funds shall be subject to the approval of the Joint Budget Oversight Committee, and further provided, however, that the State Treasurer shall report to the President of the Senate, the Speaker of the General Assembly, the Chair of the Senate Budget and Appropriations Committee, and the Chair of the Assembly Budget Committee at least quarterly on the receipt and utilization of all additional federal funds received during this fiscal year pursuant to any federal law authorizing a federal economic stimulus program.

Officials from the appropriate executive agencies are hereby authorized to take such steps, if any, as may be necessary to qualify for, apply for, receive and expend such federal funds and to make such commitments, representations and other agreements as may be required by the federal government to receive federal funds under federal law authorizing the federal economic stimulus program or any other similar federal law. Furthermore, and notwithstanding the provisions of any other law or regulation to the contrary, officials from the appropriate executive agencies may encumber any of these federal funds appropriated pursuant to this provision

prior to entering into any contract, grant or other agreement obligating the federal funds, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, federal funds provided under the State Energy Program (SEP) and the Energy Efficiency and Conservation Block Grant Program (Block Grant Program), pursuant to the American Recovery and Reinvestment Act, Pub.L. 111-5 and any other similar type of federal stimulus law which may be hereinafter enacted (collectively referred to as ARRA), are appropriated. Subject to the approval of the Director of the Division of Budget and Accounting as set forth below, such appropriations are to include the administrative costs of the respective agencies in administering the specified programs provided such use is consistent with ARRA and federal approvals. In the event that the administrative costs are not permitted to be paid from the ARRA monies received by the State, there is hereby appropriated from the Clean Energy Fund, subject to the approval of the Director of the Division of Budget and Accounting such amounts as shall be necessary to pay for the administrative costs of the agencies administering the specified programs listed below. Notwithstanding the specific appropriations made below, in the event that the federal funds received under ARRA are not in their entirety or in part allocated to the specific purposes listed below, to permit flexibility in the handling of appropriations, amounts may be transferred to and from the various items of the appropriations listed below or may be used for such other purposes permitted under ARRA subject to the approval of the Director of the Division of Budget and Accounting and upon the recommendation of the State Treasurer. The federal funds provided pursuant to ARRA with respect to the SEP shall be used only for purposes allowed under part D of Title III of the Energy Policy and Conservation Act (42 U.S.C. 6321 et seq.), and the federal funds provided pursuant to ARRA with respect to the Block Grant Program shall be used only for implementation of programs authorized under subtitle E of Title V of the Energy Independence and Security Act of 2007 (42 U.S.C. 17151 et seq.). With respect to all federal funds which are appropriated pursuant to this provision, New Jersey Economic Development Authority (NJEDA), New Jersey Housing Mortgage Finance Agency (HMFA), the Office of Energy Savings, and the Board of Public Utilities (BPU) shall prepare and timely submit to the United States Department of Energy (USDOE) the reports required under subsection (c) of section 1512 of Pub.L. 111-5, including without limitation the detailed information required with respect to all projects or activities for which such federal funds were expended or obligated.

a. SEP. SEP monies received by the State under ARRA are hereby appropriated to the Clean Energy Fund and shall be allocated by the BPU as follows. The BPU shall enter into memoranda of understanding with the applicable agencies listed below which memoranda of understanding shall provide for the transfer of such monies to the applicable agencies for the purposes listed below.

(1) $14,216,606 to the NJEDA for a grant and loan program to be developed and

administered by the NJEDA to fund public and private renewable energy, energy efficiency and alternative energy projects, with applications prioritized based on the ability to create jobs, reduce greenhouse gas emissions, save or create energy, and provide for innovative technology;

(2) $20,187,801 for a program to be developed and administered by the BPU for grants to State departments, agencies, authorities and public colleges and universities for renewable and energy efficiency projects at such entities, including but not limited to, wind, solar, or hydro energy, biofuels, geothermal, and energy storage applications, with applications prioritized by an interagency evaluation team consisting of one representative each from each of the following, BPU, NJEDA, Office of Economic Growth, New Jersey Commission on Science and Technology, and the Office of Energy Savings, based on the ability to create jobs, reduce greenhouse gas emissions, save or create energy, and provide for innovative technology;

(3) $9,110,306.50 to the HMFA for a program to be developed and administered by the HMFA to provide financing for the construction of solar energy projects on qualified multi-family housing financed through the HMFA, such funds to be leveraged with existing State energy rebate programs and the federal investment tax credit, with grants prioritized based on the ability to create jobs, generate energy, provide benefits to property residents and to meet HMFA timeframes, and with HMFA retaining ownership of all related solar renewable energy certificates for the purpose of establishing a revolving fund to support additional solar energy projects at HMFA-supported residential properties;

(4) $1,331,402 to the HMFA for a low-interest loan program to be developed and administered by the HMFA for energy efficiency upgrades at single-family and multifamily facilities that are at or below 250 percent of the area median income (the higher of statewide or county median income) based on a family of four, and affordable multifamily housing owners which meet HMFA's affordability requirements, and which are not eligible for equivalent financing programs offered by the utilities or the Clean Energy Program;

(5) $15,500,870.50 to the Clean Energy Program for energy efficiency programs administered by the BPU, to be issued to public and private entities on a first-come, first-served basis and specifically targeting customers who are either not currently eligible for Clean Energy Fund incentives or whose energy consumption patterns do not make them likely applicants;

(6) $6,328,000 to the Office of Energy Savings in the Department of the Treasury for the purposes of energy efficiency and renewable energy programs and projects in State facilities, including State offices, State health facilities and State prisons;

(7) $4,871,651 to the State Energy Office for implementing energy conservation measures in State-owned and operated facilities; and

(8) $2,093,363 for grants administered by the BPU to State departments, agencies, authorities and public colleges and universities for energy efficient equipment purposes which will reduce energy demand and greenhouse gas emissions by replacing aging, energy intense equipment with new, more efficient models.

In the event that any of the SEP monies appropriated pursuant to the preceding paragraph are not expended by the date required by the USDOE, the appropriations of such funds pursuant to the preceding paragraph are hereby cancelled, and such unexpended funds are hereby appropriated, subject to the approval of the USDOE and the Director of the Division of Budget and Accounting to the New Jersey Department of the Treasury to establish a revolving energy efficiency project fund (Energy Efficiency Project Fund) for the purposes of funding energy efficiency and renewable energy programs and projects in State facilities, including but not limited to State offices, State health facilities and State prisons. The monies appropriated from the Energy Efficiency Project Fund shall be repaid to the Energy Efficiency Project Fund by the department receiving such monies as follows: of the amounts hereinabove appropriated in this Act to each department receiving monies from the Energy Efficiency Project Fund, there is hereby appropriated for deposit in the Energy Efficiency Project Fund an amount equivalent to the annual repayment due to the Energy Efficiency Project Fund or the actual savings achieved, whichever is greater.

b. Block Grant Program. Block Grant monies received by the State under ARRA are hereby appropriated as follows:

(1) $4,160,700 to the Office of Energy Savings in the Department of the Treasury for the purposes of energy efficiency and renewable energy programs and projects in State facilities, including State offices, State health facilities and State prisons; and

(2) $10,240,000 to the BPU for grants to cities, counties and other local units of government which are not eligible to receive directly from the federal government funds under the Block Grant Program.

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Labor and Workforce Development shall consider consistent with applicable federal law a formal association of community based organizations to be a "local consortium" for the purposes of receiving funding for the delivery of English as a Second Language or Civics education/training.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of medical services, amounts may be transferred among accounts in the Children's System of Care Services program classification. Amounts may also be transferred to and from various items of appropriation within the General Medical Services program classification of the Division of Medical Assistance and Health Services in the Department of Human Services and the Children's System of Care Services program classification in the Department of Children and Families. All such transfers are subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

The federal grant funds hereinabove appropriated are subject to the following condition: in the event that the agency receiving the funds from the federal government enters into an agreement with another agency as the subgrantee of such federal

funds, the funds may be transferred to such subgrantee agency, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, in order to permit flexibility in the management of federal grant funds, amounts appropriated or transferred from such federal funds to State departments as subgrantees of other State departments may be transferred back to an item of appropriation in the original grant recipient department upon completion of the funded activity, subject to the approval of the Director of the Division of Budget and Accounting. Notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

Notwithstanding the provisions of any law or regulation to the contrary, the federal funds hereinabove appropriated to the Department of Transportation are subject to the following condition: in order to ensure the continued flow of necessary federal funds for important State and local transportation projects, in the event the Federal Highway Administration (FHWA) objects to the form of the department's request for submission of competitive bids or to the form or contents of related grant agreements funded with federal funds, the department shall make any changes to such requests or contracts as may be determined by the FHWA to be necessary to comply with federal law; and any other department, agency or authority affected by such action is required to take any further actions required in order for it to be in accordance with the changes required by FHWA.

In order to permit flexibility in the handling of appropriations and ensure the timely payment of claims to providers of mental health and substance use disorder services, amounts may be transferred to and from the various items of appropriation and within the federal matching funding, within the General Medical Services program classification in the Division of Medical Assistance and Health Services and the Community Services and Addiction Services program classifications in the Division of Mental Health and Addiction Services, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of subsection d. of section 21 of P.L.1984, c.73 (C.27:1B-21), or any other law or regulation to the contrary, transfers among the Federal Highway Administration and the Federal Transit Administration federal appropriations by project, under the category of Public Transportation, shall not require approval by the Joint Budget Oversight Committee. Notice of a transfer approved by the Director of the Division of Budget and Accounting pursuant to that section shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

GENERAL PROVISIONS

2. All dedicated funds are hereby appropriated for their dedicated purposes. There are appropriated, subject to allotment by the Director of the Division of Budget and

Accounting and with the approval of the Legislative Budget and Finance Officer, private contributions, revolving funds and dedicated funds received, receivable or estimated to be received for the use of the State or its agencies in excess of those anticipated, unless otherwise provided herein. The unexpended balances at the end of the preceding fiscal year of such funds, or any portion thereof, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. In the event a person or entity wishes to make a monetary donation to the State for a particular purpose, the head of the State agency or department to which such monetary donation is made is hereby authorized to accept such monetary donation.

3. There are appropriated, subject to allotment by the Director of the Division of Budget and Accounting, the following: amounts required to refund amounts credited to the State Treasury which do not represent State revenue; amounts received representing insurance to cover losses by fire and other casualties and the unexpended balance at the end of the preceding fiscal year of such amounts; amounts received by any State department or agency from the sale of equipment, when such amounts are received in lieu of trade-in value in the replacement of such equipment; and amounts received in the State Treasury representing refunds of payments made from appropriations provided in this act.

4. There are appropriated, subject to allotment by the Director of the Division of Budget and Accounting, amounts required to satisfy receivables previously established from which non-reimbursable costs and ineligible expenditures have been incurred.

5. There are appropriated, subject to allotment by the Director of the Division of Budget and Accounting, from federal or other non-State sources amounts not to exceed the cost of services necessary to document and support retroactive claims.

6. There are appropriated such amounts as may be required to pay interest liabilities to the federal government as required by the Treasury/State agreement pursuant to the provisions of the "Cash Management Improvement Act of 1990," Pub.L. 101-453 (31 U.S.C. s.6501 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

7. There are appropriated, subject to the approval of the Director of the Division of Budget and Accounting, from interest earnings of the various bond funds such amounts as may be necessary for the State to comply with the federal "Tax Reform Act of 1986," Pub.L. 99-514 (26 U.S.C. s.1 et seq. as amended), which requires issuers of tax-exempt debt obligations to rebate any arbitrage earnings to the federal government.

8. There are appropriated from the General Fund, subject to the approval of the Director of the Division of Budget and Accounting, such amounts as are necessary to pay interest, at the average rate of earnings during the fiscal year from the State's general

investments, to those bond funds that have borrowed money from the General Fund or other bond funds and that have insufficient resources to accrue and pay the interest expense on such borrowing.

9. In addition to the amounts hereinabove appropriated, such additional amounts as may be necessary are appropriated to fund the costs of the collection of debts, taxes and other fees and charges owed to the State, including but not limited to the services of auditors and attorneys and enhanced compliance programs, subject to the approval of the Director of the Division of Budget and Accounting.

10. There are appropriated from the Legal Services Fund established pursuant to section 6 of P.L.1996, c.52 (C.22A:2-51), for transfer to the General Fund as State revenue such amounts as are necessary to support the appropriations for the following programs contained in this act: Legal Services of New Jersey grant, ten judgeships in the Judiciary, and for Clinical Legal Programs for the Poor at Rutgers Law School and Seton Hall Law School.

11. The unexpended balances at the end of the preceding fiscal year in the accounts of the several departments and agencies heretofore appropriated or established in the category of Additions, Improvements and Equipment are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

12. The unexpended balances at the end of the preceding fiscal year in the Capital Construction accounts for all departments and agencies are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

13. Unless otherwise provided, unexpended balances at the end of the preceding fiscal year in accounts of appropriations enacted subsequent to April 1 of the preceding fiscal year, are appropriated.

14. The unexpended balances at the end of the preceding fiscal year in accounts that are funded by Interfund Transfers are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

15. Notwithstanding any provisions in this act or the provisions of any law or regulation to the contrary, no unexpended balances at the end of the preceding fiscal year are appropriated without the approval of the Director of the Division of Budget and Accounting, except that the Legislative Branch of State government shall be exempt from this provision. The Director of the Division of Budget and Accounting shall notify the Legislative Budget and Finance Officer of those instances in which unexpended balances are not appropriated pursuant to this section.

16. The administrative costs of the Special Education Medicaid Initiative (SEMI) and the Medicaid Administrative Claiming (MAC) program, including the participa-

tion of a consultant, are appropriated and shall be paid from the revenue received, subject to the approval of the Director of the Division of Budget and Accounting.

17. The following transfer of appropriations rules are in effect for the current fiscal year:

a. To permit flexibility in the handling of appropriations, any department or agency that receives an appropriation by law, may, subject to the provisions of this section, or unless otherwise provided in this act, apply to the Director of the Division of Budget and Accounting for permission to transfer funds from one item of appropriation to a different item of appropriation. For the purposes of this section, "item of appropriation" means the spending authority identified by an organization code, appropriation source, and program code, unique to the item. If the director consents to the transfer, the amount transferred shall be credited by the director to the designated item of appropriation and notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer. However, the director, after consenting thereto, shall submit the following transfer requests to the Legislative Budget and Finance Officer for legislative approval or disapproval unless otherwise provided in this act:

(1) Requests for the transfer of State and other nonfederal funds, in amounts greater than $300,000, to or from any item of appropriation;

(2) Requests for the transfer of State and other nonfederal funds, in amounts greater than $50,000, to or from any Special Purpose account, as defined by major object 5, or Grant account, as defined by major object 6, within an item of appropriation, from or to a different item of appropriation;

(3) Requests for the transfer of State and other nonfederal funds, in amounts greater than $50,000, to or from any Special Purpose or Grant account in which the identifying organization code, appropriation source, and program code, remain the same, provided that the transfer would effect a change in the legislative intent of the appropriations;

(4) Requests for the transfer of State funds, in amounts greater than $50,000, between items of appropriation in different departments or between items of appropriation in different appropriation classifications herein entitled as Direct State Services, Grants-In-Aid, State Aid, Capital Construction and Debt Service;

(5) Requests for the transfer of federal funds, in amounts greater than $300,000, from one item of appropriation to another item of appropriation, if the amount of the transfer to an item in combination with the amount of the appropriation to that item would result in an amount in excess of the appropriation authority for that item, as defined by the program class;

(6) Requests for such other transfers as are appropriate in order to ensure compliance with the legislative intent of this act.

b. The Joint Budget Oversight Committee or its successor may review all transfer requests submitted for legislative approval and may direct the Legislative Budget and Finance Officer to approve or disapprove any such transfer request. Transfers submitted for legislative approval pursuant to paragraph (4) of subsection a. of this section

shall be made only if approved by the Legislative Budget and Finance Officer at the direction of the committee.

c. The Legislative Budget and Finance Officer shall approve or disapprove requests for the transfer of funds submitted for legislative approval within 10 working days of the physical receipt thereof and shall return them to the director. If any provision of this act or any supplement thereto requires the Legislative Budget and Finance Officer to approve or disapprove requests for the transfer of funds, the request shall be deemed to be approved by the Legislative Budget and Finance Officer if, within 20 working days of the physical receipt of the request, the officer has not disapproved the request and so notified the requesting officer. However, this time period shall not pertain to any transfer request under review by the Joint Budget Oversight Committee or its successor, provided notice of such review has been given to the director.

d. No amount appropriated for any capital improvement shall be used for any temporary purpose except extraordinary snow removal or extraordinary transportation maintenance, subject to the approval of the Director of the Division of Budget and Accounting. However, an amount from any appropriation for an item of capital improvement may be transferred to any other item of capital improvement subject to the approval of the director, and, if in an amount greater than $300,000, subject to the approval of the Legislative Budget and Finance Officer.

e. The provisions of subsections a. through d. of this section shall not apply to appropriations made to the Legislative or Judicial branches of State government. To permit flexibility in the handling of these appropriations, amounts may be transferred to and from the various items of appropriation by the appropriate officer or designee with notification given to the director on the effective date thereof.

f. Notwithstanding any provisions of this section to the contrary, transfers to and from the Special Purpose appropriation to the Governor for emergency or necessity under the Other Interdepartmental Accounts program classification and transfers from the appropriations to the various accounts in the category of Salary Increases and Other Benefits, both in the Interdepartmental Accounts, shall not be subject to legislative approval or disapproval.

18. The Director of the Division of Budget and Accounting shall make such correction of the title, text or account number of an appropriation necessary to make such appropriation available in accordance with legislative intent. Such correction shall be by written ruling, reciting in appropriate detail the facts thereof, and reasons therefore, attested by the signature of the Director of the Division of Budget and Accounting and filed in the Division of Budget and Accounting of the Department of the Treasury as an official record thereof, and any action thereunder, including disbursement and the audit thereof, shall be legally binding and of full force and virtue. An official copy of each such written ruling shall be transmitted to the Legislative Budget and Finance Officer, upon the effective date of the ruling.

19. The Legislative Budget and Finance Officer with the cooperation and assistance of the Director of the Division of Budget and Accounting is authorized to adjust this

appropriations bill to reflect any reorganizations which have been implemented since the presentation of the Governor's Budget Message and Recommendations that were proposed for this fiscal year.

20. None of the funds appropriated to the Executive Branch of State government for Information Processing, Development, Telecommunications, and Related Services and Equipment shall be available to pay for any of these services or equipment without the review of the Office of Information Technology, and compliance with Statewide policies and standards and an approved department Information Technology Strategic Plan.

21. If the amount provided in this act for a State Aid payment pursuant to formula is insufficient to meet the full requirements of the formula, all recipients of State Aid shall have their allocation proportionately reduced, subject to the approval of the Director of the Division of Budget and Accounting.

22. When the duties or responsibilities of any department or branch, except for the Legislature and any of its agencies, are transferred to any other department or branch, it shall be the duty of the Director of the Division of Budget and Accounting and the director is hereby empowered to transfer funds appropriated for the maintenance and operation of any such department or branch to such department or branch as shall be charged with the responsibility of administering the functions so transferred. The Director of the Division of Budget and Accounting shall have the authority to create such new accounts as may be necessary to carry out the intent of the transfer. Information copies of such transfers shall be transmitted to the Legislative Budget and Finance Officer upon the effective date thereof. If such transfers may be required among appropriations made to the Legislature and its agencies, the Legislative Budget and Finance Officer, subject to the approval of the President of the Senate and the Speaker of the General Assembly, is hereby empowered and it shall be that officer's duty to effect such transactions hereinabove described and to notify the Director of the Division of Budget and Accounting upon the effective date thereof.

23. The Director of the Division of Budget and Accounting is empowered and it shall be the director's duty in the disbursement of funds for payment of expenses classified as salary increases and other benefits, employee benefits, debt service, rent, telephone, data processing, motor pool, insurance, travel, postage, lease payments on equipment purchases, additions, improvements and equipment, and compensation awards, to credit or transfer to the Department of the Treasury, to an Interdepartmental account, or to the General Fund, as applicable, from any other department, branch or non-State fund source out of funds appropriated or credited thereto, such amounts as may be required to cover the costs of such payment attributable to such other department, branch or non-State fund source, or to reimburse the Department of the Treasury, an Interdepartmental account, or the General Fund for reductions made representing

Statewide savings in the above expense classifications, as the director shall determine. With respect to payment of expenses classified as utilities and maintenance contracts, the Director is empowered and it shall be the Director's duty in the disbursement of funds to credit or transfer to the Department of the Treasury, to an Interdepartmental account, or to the General Fund, as applicable, from any other department or non-State fund source, but not from the Legislature or the Judiciary, out of funds appropriated or credited thereto, such amounts as may be required to cover the costs of such payment attributable to such other department or non-State fund source, or to reimburse the Department of the Treasury, an Interdepartmental account, or the General Fund for reductions made representing Statewide savings in these expense classifications, as the director shall determine. Receipts in any non-State funds are appropriated for the purpose of such transfer.

24. The Governor is empowered to direct the State Treasurer to transfer from any State department to any other State department such amounts as may be necessary for the cost of any emergency occasioned by aggression, civil disturbance, sabotage, or disaster. In addition, there are appropriated such additional amounts as may be necessary for emergency repairs and reconstruction of State facilities or property, subject to the approval of the Director of the Division of Budget and Accounting and the Joint Budget Oversight Committee (JBOC). Appropriations referred to JBOC shall be deemed approved, unless a resolution of disapproval is adopted within 10 working days of receipt of notification of the proposed appropriation.

25. Upon request of any department receiving non-State funds, the Director of the Division of Budget and Accounting is empowered to transfer such funds from that department to other departments as may be charged with the responsibility for the expenditure thereof.

26. The Director of the Division of Budget and Accounting is empowered to transfer or credit appropriations to any State agency for services provided, or to be provided, by that agency to any other agency or department; provided further, however, that funds have been appropriated or allocated to such agency or department for the purpose of purchasing these services.

27. Notwithstanding the provisions of any law or regulation to the contrary, should appropriations in the Property Tax Relief Fund exceed available revenues, the Director of the Division of Budget and Accounting is authorized to transfer General Fund unreserved, undesignated fund balances into the Property Tax Relief Fund, providing unreserved, undesignated fund balances are available from the General Fund, as determined by the Director of the Division of Budget and Accounting.

28. Notwithstanding the provisions of any law or regulation to the contrary, should appropriations in the Casino Revenue Fund exceed available revenues, the Director of

the Division of Budget and Accounting is authorized to transfer General Fund unreserved, undesignated fund balances into the Casino Revenue Fund, providing unreserved, undesignated fund balances are available from the General Fund, as determined by the Director of the Division of Budget and Accounting.

29. Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.), amounts appropriated for services for the various State departments and agencies may be expended for the purchase of contract services from the New Jersey Sea Grant Consortium or the New Jersey Community College Consortium for Workforce and Economic Development as if each were a State government agency pursuant to subsection (a) of section 5 of P.L.1954, c.48 (C.52:34-10).

30. Out of the amounts hereinabove appropriated, the Director of the Division of Budget and Accounting is empowered to approve payment of obligations applicable to prior fiscal years, upon the written recommendation of any department head, or the department head's designated representative. The Director of the Division of Budget and Accounting shall reject any recommendations for payment which the Director deems improper.

31. Whenever any county, municipality, school district, college, university, or a political subdivision thereof withholds funds from a State agency, or causes a State agency to make payment on behalf of a county, municipality, school district, college, university or a political subdivision thereof, then the Director of the Division of Budget and Accounting may withhold State aid or grant payments and transfer the same as payment for such funds, as the Director of the Division of Budget and Accounting shall determine.

32. The Director of the Division of Budget and Accounting is empowered to establish revolving and dedicated funds as required. Notice of the establishment of such funds shall be transmitted to the Legislative Budget and Finance Officer upon the effective date thereof.

33. The Director of the Division of Budget and Accounting may, upon application therefore, allot from appropriations made to any official, department, commission or board, an amount to establish a petty cash fund for the payment of expenses under rules and regulations established by the director. Allotments thus made by the Director of the Division of Budget and Accounting shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making a request therefore, and the money thus allotted shall be disbursed by such custodian who shall require a receipt therefore from all persons obtaining money from the fund. The director shall make regulations governing disbursement from petty cash funds.

34. From appropriations to the various departments of State government, the Direc-

tor of the Division of Budget and Accounting is empowered to transfer amounts sufficient to pay any obligation due and owing in any other department or agency.

35. Notwithstanding the provisions of any law or regulation to the contrary, the State Treasurer may transfer from any fund in the State Treasurer's custody, deposited with the State Treasurer pursuant to law, sufficient amounts to enable payments from any appropriation made herein for any obligations due and owing. Any such transfer shall be restored out of the taxes or other revenue received in the Treasury in support of this act. Except for transfers from the several funds established pursuant to statutes that provide for interest earnings to accrue to those funds, all such transfers shall be without interest. If the statute provides for interest earnings, it shall be calculated at the average rate of earnings during the fiscal year from the State's general investments and such amounts as are necessary shall be appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

36. Any qualifying State Aid appropriation, or part thereof, made from the General Fund may be transferred and recorded as an appropriation from the Property Tax Relief Fund, as deemed necessary by the State Treasurer, in order that the Director of the Division of Budget and Accounting may warrant the necessary payments; provided, however, that the available unreserved, undesignated fund balance in the Property Tax Relief Fund, as determined by the State Treasurer, is sufficient to support the expenditure.

37. Notwithstanding any other provisions of this act, the State Treasurer, upon warrant of the Director of the Division of Budget and Accounting, shall pay any claim not exceeding $4,000 out of any appropriations made to the several departments, provided such claim is recommended for payment by the head of such department. The Legislative Budget and Finance Officer shall be notified of the amount and description of any such claim at the time such payment is made. Any claimant who has presented a claim not exceeding $4,000, which has been denied or not recommended by the head of such department, shall be precluded from presenting said claim to the Legislature for consideration.

38. Unless otherwise provided, federal grant and project receipts representing reimbursement for agency and central support services, indirect and administrative costs, as determined by the Director of the Division of Budget and Accounting, shall be transmitted to the Department of the Treasury for credit to the General Fund; provided, however, that a portion of the indirect and administrative cost recoveries received which are in excess of the amount anticipated may be reclassified into a dedicated account and returned to State departments and agencies, as determined by the Director of the Division of Budget and Accounting, who shall notify the Legislative Budget and Finance Officer of the amount of such funds returned, the departments or agencies receiving such funds and the purpose for which such funds will be used, within 10 working days of any such transaction. Such receipts shall be forwarded to the Director

of the Division of Budget and Accounting upon completion of the project or at the end of the fiscal year, whichever occurs earlier.

39. Notwithstanding the provisions of any law or regulation to the contrary, each local school district that participates in the Special Education Medicaid Initiative (SEMI) shall receive a percentage of the federal revenue realized for current year claims. The percentage share shall be 17.5 percent of claims approved by the State by June 30. The impact of federal claim adjustments may be charged against current year revenue disbursements, subject to the approval of the Director of the Division of Budget and Accounting.

40. Notwithstanding the provisions of any law or regulation to the contrary, each local school district that participates in the Medicaid Administrative Claiming (MAC) initiative shall receive a percentage of the federal revenue realized for current year claims. The percentage share shall be 17.5 percent of claims approved by the State by June 30.

41. Notwithstanding the provisions of P.L.1943, c.188 (C.52:14-17.1 et seq.), the rate of reimbursement for mileage allowed for employees traveling by personal automobile on official business shall be $.35 per mile.

42. State agencies shall prepare and submit a copy of their agency or departmental budget requests for the next ensuing fiscal year to the Director of the Division of Budget and Accounting by the deadline and in the manner required by the Director. In addition, State agencies shall prepare and submit a copy of their spending plans involving all State, federal and other non-State funds to the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Officer by November 1, and updated spending plans on February 1 and May 1 of this fiscal year. The spending plans shall account for any changes in departmental spending which differ from this appropriations act and all supplements to this act. The spending plans shall be submitted on forms specified by the Director of the Division of Budget and Accounting.

43. The Director of the Division of Budget and Accounting shall provide the Legislative Budget and Finance Officer with copies of all BB-4s, Application for non-State Funds, and accompanying project proposals or grant applications, which require a State match and that may commit or require State support after the grant's expiration.

44. In order to provide effective cash flow management for revenues and expenditures of the General Fund and the Property Tax Relief Fund in the implementation of this annual appropriations act, there are appropriated from the General Fund such amounts as may be required to pay the principal of and interest on tax and revenue anticipation notes including notes in the form of commercial paper (hereinafter collectively referred to as short-term notes), together with any costs or obligations relating to the issuance thereof or contracts related thereto, according to the terms set forth

hereinabove. Provided further that, to the extent that short-term notes are issued for cash flow management purposes in connection with the Property Tax Relief Fund, there are appropriated from the Property Tax Relief Fund such amounts as may be required to pay the principal of those short-term notes.

45. The State Treasurer is authorized to issue short-term notes, which notes shall not constitute a general obligation of the State or a debt or a liability within the meaning of the State Constitution, and the State Treasurer is authorized to pay any costs or obligations relating to the issuance of such short-term notes or contracts relating thereto. Such short-term notes shall be issued in such amounts and at such times as the State Treasurer shall deem necessary for the above stated purposes and for the payment of related costs, and on such terms and conditions, sold in such manner and at such prices, bearing interest at such fixed or variable rate or rates, renewable at such time or times, and entitled to such security, and using such paying agents as shall be determined by the State Treasurer. The State Treasurer is authorized to enter into such contracts and to take such other actions, all as determined by the State Treasurer to be appropriate to carry out the above cash flow management purposes. The State Treasurer shall give consideration to New Jersey-based vendors in entering into such contracts. Whenever the State Treasurer issues such short-term notes, the State Treasurer shall report on each such issuance to the Chairman of the Senate Budget and Appropriations Committee and the Chairman of the Assembly Appropriations Committee.

46. Notwithstanding the provisions of section 29 of P.L.1983, c.303 (C.52:27H-88), or any law or regulation to the contrary, interest earned in the current fiscal year on balances in the Enterprise Zone Assistance Fund, shall be credited to the General Fund.

47. There is appropriated $172,000 from the Casino Simulcasting Fund for transfer to the Casino Revenue Fund.

48. In all cases in which language authorizes the appropriation of additional receipts not to exceed a specific amount, and the specific amount is insufficient to cover the amount due for fringe benefits and indirect costs, there are appropriated from receipts such additional amounts as are required to fully cover the amount due for fringe benefits and indirect costs, subject to the approval of the Director of the Division of Budget and Accounting.

49. There are appropriated, from receipts from any structured financing transaction, such amounts as may be necessary to satisfy any obligation incurred in connection with any structured financing agreement, subject to the approval of the Director of the Division of Budget and Accounting. In addition, there are appropriated such amounts as may be necessary to pay costs incurred in connection with any proposed structured financing transaction, subject to the approval of the Director of the Division of Budget and Accounting.

50. Notwithstanding the provisions of any departmental language or statute, receipts

in excess of those anticipated or appropriated as provided in the Departmental Revenue Statements (BB-103s) in the budget submission for this fiscal year are not available for expenditure until a comprehensive expenditure plan is submitted to and approved by the Director of the Division of Budget and Accounting.

51. There are appropriated such additional amounts as may be required to pay the amount of any civil penalty imposed on a State officer, employee or custodian pursuant to section 12 of P.L.2001, c.404 (C.47:1A-11), as recommended by the Attorney General and as the Director of the Division of Budget and Accounting shall determine.

52. Receipts from the provision of copies and other materials related to compliance with section 12 of P.L.2001, c.404 (C.47:1A-11), are appropriated for the purpose of offsetting agency and departmental expenses of complying with the public access law, subject to the approval of the Director of the Division of Budget and Accounting.

53. Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the Universal Service Fund $50,737,500 for transfer to the General Fund as State revenue.

54. Any qualifying State Aid or Grants-In-Aid appropriation, or part thereof, made from the General Fund may be transferred and recorded as an appropriation from the Casino Revenue Fund, as deemed necessary by the State Treasurer, in order that the Director of the Division of Budget and Accounting may warrant the necessary payments; provided, however, that the available unreserved, undesignated fund balance in the Casino Revenue Fund, as determined by the State Treasurer, is sufficient to support the expenditure.

55. In addition to the amounts herein appropriated for University Hospital, there are appropriated such additional amounts as are necessary to maintain the core operating functions of the hospital, subject to the approval of the Director of the Division of Budget and Accounting.

56. The amounts hereinabove appropriated for the University Behavioral Healthcare Centers (UBHC) - Rutgers, the State University - Newark and Piscataway are first charged to the federal disproportionate share hospital reimbursements anticipated as Medicaid uncompensated care, and, as a condition for such appropriation, Rutgers, the State University - New Brunswick shall be required to provide fiscal reports to the Division of Mental Health and Addiction Services and the Office of the State Comptroller, including all applicable expenses incurred for programs supported in whole or in part with the above appropriations, as well as all applicable revenues generated from the provision of such program services, as well as any other revenues used to support such services, in such a format and frequency as required by the Division of Mental Health and Addiction Services. In addition, the annual audit report and Consolidated Financial Statements for Rutgers, the State University - New Brunswick must include

supplemental schedules of Statements of Net Assets and Statements of Revenue, Expenses and Changes in Net Assets for the two UBHC Centers separately and UBHC as a whole.

57. With the exception of disproportionate share hospital revenues that may be received, federal and other funds received for the operation of the University Behavioral Healthcare Centers at Newark and Piscataway are appropriated to Rutgers, the State University - New Brunswick for the operation of the centers.

58. Provided that each of the contributions made during the current fiscal year by University Hospital, Rutgers, the State University and Rowan University and each of their affiliates to the University Hospital Self-Insurance Reserve Fund, the Rutgers University Self-Insurance Reserve Fund or the Rowan University Self-Insurance Reserve Fund, respectively, are equal to the respective amounts established in memoranda of agreements between the Department of the Treasury and each of University Hospital, Rutgers, the State University, and Rowan University and, if after such amounts having been contributed, the receipts deposited within the applicable University Hospital Self-Insurance Reserve Fund, the Rutgers University Self-Insurance Reserve Fund, and the Rowan University Self-Insurance Reserve Fund, respectively, are insufficient to pay claims expenditures, there are appropriated from the General Fund to the applicable University Hospital Self-Insurance Reserve Fund, the Rutgers University Self-Insurance Reserve Fund or the Rowan University Self-Insurance Reserve Fund such amounts as may be necessary to pay the remaining claims for the respective institutions, subject to the approval of the Director of the Division of Budget and Accounting.

59. In addition to any amounts hereinabove appropriated to pay debt service on bonds, notes and other obligations by the various independent authorities, payment of which is to be made by the State subject to appropriation pursuant to a contract with the State Treasurer or pursuant to a lease with a State department, there are hereby appropriated such additional amounts as the Director of the Division of Budget and Accounting shall determine are required to pay all amounts due from the State pursuant to such contracts or leases, as applicable.

60. Such amounts as may be required to initiate the implementation of information systems development or modification during the current fiscal year to support fees, fines or other revenue enhancements, or to initiate cost savings or budget efficiencies that are to be implemented during the subsequent fiscal year, and that are proposed in the Governor's Budget Message and Recommendations for the subsequent fiscal year, shall be transferred between appropriate accounts, subject to the approval of the Director of the Division of Budget and Accounting.

61. Notwithstanding the provisions of any law or regulation to the contrary, no funding shall be provided by any program supported in part or in whole by State funding

for erectile dysfunction medications for individuals who are registered on New Jersey's Sex Offender Registry.

62. For the purposes of the "State Appropriations Limitation Act," P.L.1990, c.94 (C.52:9H-24 et seq.), the amounts appropriated to the developmental centers in the Department of Human Services due to opportunities for increased recoveries, amounts carried forward in the State Employees' Health Benefits accounts, and amounts representing balances deemed available in the State Health Benefits Fund shall be deemed a "Base Year Appropriation" and, notwithstanding the provisions of P.L.1990, c.94 (C.52:9H-24 et seq.) or any other law or regulation to the contrary, in recognition of the historically unprecedented pension payments being made and required to be made by the State, and consistent with the budget cap methodology applicable to New Jersey municipalities, for purposes of calculating the maximum annual appropriation for direct state services, the term "appropriations" shall not include amounts appropriated for State contributions to the pension systems. If funding included in this act for Salary Increases and Other Benefits - Executive Branch is less than $105,200,000 there is appropriated sufficient funding to total $105,200,000. For the purposes of the "State Appropriations Limitation Act," P.L.1990, c.94 (C.52:9H-24 et seq.), any funding provided less than $105,200,000 shall be deemed a "Base Year Appropriation."

63. The amounts hereinabove appropriated for employee fringe benefits in Interdepartmental Direct State Services and Grants-In-Aid; Department of Education State Aid; and Department of the Treasury State Aid may be transferred between accounts for the same purposes, as the Director of the Division of Budget and Accounting shall determine.

64. Notwithstanding the provisions of P.L.2004, c.68 (C.34:1B-21.16 et seq.) or any law or regulation to the contrary, funds remaining in the Dedicated Cigarette Tax Revenue Fund at the end of the current fiscal year are appropriated from such fund for transfer to the General Fund as State revenue.

65. Unless otherwise provided in this act, all unexpended balances at the end of the preceding fiscal year that are appropriated by this act are appropriated for the same purpose.

66. Notwithstanding the provisions of section 14 of Article 3 of P.L.1944, c.112 (C.52:27B-23) or any law or regulation to the contrary, copies of the budget message shall be made available to the State Library, public libraries, newspapers and citizens of the State only through the State of New Jersey website.

67. There are appropriated such amounts as are necessary, not to exceed $750,000, to fund costs incurred by the State, including attorneys' costs, in connection with arbitration/litigation relating to claims by participating tobacco manufacturers that they are

entitled to reductions in payments they make under the Tobacco Master Settlement Agreement, subject to the approval of the Director of the Division of Budget and Accounting.

68. The Director of the Division of Budget and Accounting is empowered and it shall be the director's duty in the disbursement of funds for payment of expenses classified as debt service, to credit or transfer among the various departments, as applicable, out of funds appropriated or credited thereto for debt service payments, such amounts as may be required to cover the costs of such payment attributable to debt service or to reimburse the various departments for reductions made representing Statewide savings resulting from bond retirements or defeasances in debt service accounts, as the director shall determine. If the director consents to the transfer, the amount transferred shall be credited by the director to the designated item of appropriation and notice thereof shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

69. The unexpended balances at the end of the preceding fiscal year in accounts that provide matching State funds in the various departments and agencies are appropriated in order to provide State authority to match federal grants that have project periods extending beyond the current State fiscal year.

70. Notwithstanding the provisions of any law or regulation to the contrary, it is not possible in the current fiscal year to appropriate monies to fund all programs authorized or required by statute. As a result, the Governor's Budget Message and Recommendations for the current fiscal year recommended, and the Legislature agrees, that either no State funding or less than the statutorily required amount be appropriated for certain of these statutory programs. To the extent that these or other statutory programs have not received all or some appropriations for the current fiscal year in this act which would be required to carry out these statutory programs, such lack of appropriations represents the intent of the Legislature to suspend in full or in part the operation of the statutory programs, including any statutorily imposed restrictions or limitations on the collection of State revenue that is related to the funding of those programs.

71. Notwithstanding the provisions of section 21 of P.L.1983, c.303 (C.52:27H-80), or any other law or regulation to the contrary, crediting of revenues to each account for each enterprise zone in the Enterprise Zone Assistance Fund shall be reduced by the amount of revenues credited from the General Fund into a special account in the Property Tax Relief Fund pursuant to subparagraph b. of paragraph 7 of Section I of Article VIII of the New Jersey Constitution derived from sales tax collected in such enterprise zone.

72. Notwithstanding the provisions of any other law or regulation to the contrary, there is appropriated as revenue to the General Fund the revenue credited in the current fiscal year to each account for each enterprise zone in the Enterprise Zone Assistance

Fund attributable to local projects and the local costs for administering the Urban Enterprise Zone program, as defined by section 29 of P.L.1983, c.303 (C.52:27H-88). Further, there is appropriated as revenue to the General Fund the unexpended balances in the portion of the Enterprise Zone Assistance Fund designated for the State costs for administering the Urban Enterprise Zone program, as defined by section 29 of P.L.1983, c.303 (C.52:27H-88), subject to the approval of the Director of the Division of Budget and Accounting.

73. Notwithstanding the provisions of section 16 of Article 3 of P.L.1944, c.112 (C.52:27B-25), or any other law or regulation to the contrary, the Director of the Division of Budget and Accounting shall not be required to allot appropriations on a quarterly basis.

74. The funding by a State department in the Executive Branch for a contract for drug screening tests or other laboratory screening tests shall be conditioned upon the following provision: the State department as part of the contract procurement and award process shall notify the Department of Health (DOH) of the proposed contract and provide an opportunity for DOH to submit a proposal, provided, however, the State Department shall not be required to make the award to DOH if DOH is the lowest bidder as factors other than cost may be considered in the evaluation of the proposals, subject to the approval of the Director of the Division of Budget and Accounting.

75. Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the New Jersey Real Estate Commission, Civil Service Commission, New Jersey Maritime Pilot and Docking Pilot Commission, State Athletic Control Board, Public Employment Relations Commission and Appeal Board, New Jersey State Board of Mediation, New Jersey Racing Commission, Council on Local Mandates, Garden State Preservation Trust, the various State professional boards, the Certified Psychoanalysts Advisory Committee and the Audiology and Speech-Language Pathology Advisory Committee in the Department of Law and Public Safety, shall be subject to the following conditions: 1) the base salary, per diem salary, or any other form of compensation, including that for expenses, for the board members or commissioners paid for out of State funds shall not exceed $100 per month; and 2) no State funds shall be used to pay for participation in the State Health Benefits Program by board members or commissioners. No other compensation shall be paid; provided, however, that this paragraph shall not apply to the Commissioner/Chief Executive Officer of the State Athletic Control Board, the Chairperson/Chief Executive Officer of the Civil Service Commission, the Chairman of the Public Employment Relations Commission, and any commissioner or board member of any other State board, commission or independent authority who, in addition to being a member of the board or commission also hold a full time staff position for such entity.

76. Notwithstanding the provisions of any law or regulation to the contrary, of the amounts hereinabove appropriated no grant funds shall be paid to a grantee for the costs of any efforts by the grantee or on behalf of the grantee for lobbying activities.

77. Notwithstanding the provisions of subsection c. of section 145 of P.L.1977, c.110 (C.5:12-145) and section 22 of P.L.1970, c.13 (C.5:9-22) or any law or regulation to the contrary, such amounts as are required are appropriated to the State Treasurer to publish via the internet reports accounting for the total revenues received in the Casino Revenue Fund and the State Lottery Fund and the specific amounts of money appropriated therefrom for specific expenditures during the preceding fiscal year ending June 30.

78. Notwithstanding the provisions of any law or regulation to the contrary, and in furtherance of the purposes of P.L.2010, c.104 (C.48:23-18 et al.), there are hereby appropriated, subject to the approval of the Director of the Division of Budget and Accounting, such amounts as are necessary for the operation of the New Jersey Public Broadcasting Authority (NJPBA) as required by the Federal Communications Commission (FCC) to maintain the FCC licenses owned by the NJPBA, to oversee any agreements with private operators, and to carry out any other duties and responsibilities that the NJPBA has under P.L.2010, c.104 (C.48:23-18 et al.) and as the FCC licensee of broadcast stations, including the costs of employees, office space, equipment, consultants, professional advisors including lawyers, and any other costs determined to be necessary to carry out the NJPBA mission under P.L.2010, c.104 (C.48:23-18 et al.) consistent with FCC requirements.

79. Notwithstanding the provisions of sections 5 and 6 of P.L.1990, c.44 (C.52:9H-18 and C.52:9H-19) or any other law or regulation to the contrary, there may be transferred from the Surplus Revenue Fund to the General Fund an amount up to the credit made to the Surplus Revenue Fund during the immediately preceding fiscal year, subject to the approval of the Director of the Division of Budget and Accounting.

80. Notwithstanding the provisions of any law or regulation to the contrary, in order to implement the provisions of the Comprehensive Medicaid Waiver as approved on October 2, 2012 by the U.S. Department of Health and Human Services' Centers for Medicare and Medicaid Services (CMS), as well as any amendments or supplements to the Comprehensive Medicaid Waiver (collectively referred to as Waiver): The Commissioner of Human Services shall implement immediately those provisions contained in the Comprehensive Medicaid Waiver approved by the United States Department of Health and Human Services for the Centers for Medicare and Medicaid Services (CMS) and any amendments to such waiver as CMS requires to be implemented pursuant to such waiver and amounts may be transferred to and from various items of appropriation within the General Medical Services program classification of the Division of Medical Assistance and Health Services, the

Community and Addictions Services program classifications in the Division of Mental Health and Addiction Services, the Disability Services program classification in the Division of Disability Services, the Purchased Residential Care, Social Supervision and Consultation, and Adult Activities program classifications in the Division of Developmental Disabilities in the Department of Human Services, the Medical Services for the Aged program classification in the Division of Aging Services in the Department of Human Services, the Children's System of Care Services program classification in the Division of Children's System of Care in the Department of Children and Families. A portion of receipts generated or savings realized in Medical Assistance Grants-In-Aid accounts from Waiver initiatives may be transferred to the Health Services Administration and Management accounts in the Department of Human Services, as determined by the Commissioner of Human Services to be required to fund costs incurred in realizing these additional receipts or savings. All such transfers are subject to the approval of the Director of the Division of Budget and Accounting. Notice of the Director of the Division of Budget and Accounting's approval shall be provided to the Legislative Budget and Finance Officer on the effective date of the approved transfer.

81. Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated to the Department of Human Services, the Department of Children and Families, and the Department of Health are conditioned upon the following provision: In order to ensure federal participation, the State's NJ FamilyCare program shall be administered in accordance with the provisions of the State plan(s) or the Comprehensive Medicaid Waiver, as approved by the federal Centers for Medicare and Medicaid Services, that are or were inserted by the Department into the State plan(s) or the Comprehensive Medicaid Waiver in order to comply with Pub.L. 111-148, Pub.L. 111-152 or with any federal regulations adopted pursuant thereto.

82. Notwithstanding the provisions of any law or regulation to the contrary, the amounts hereinabove appropriated, to the extent not inconsistent with federal law or regulation, are subject to the following conditions: in recognition of the limited continuing availability of federal American Recovery and Reinvestment Act (ARRA), Pub.L. 111-5, funding and the pending federal deadlines for spending such funds or else forfeiting them back to the federal government, to the maximum extent possible, all available federal ARRA dollars uncommitted as of the effective date of this act shall be spent first, wherever available, in support of qualifying activities before any appropriated State dollars are expended for the same purpose or purposes; and (2) in the event that ARRA dollars are available for use, the director of the Division of Budget and Accounting may reserve an amount of excess appropriated State funds.

83. Notwithstanding the provisions of section 8 of P.L.1992, c.160 (C.26:2H-18.58) or any other law or regulation to the contrary, an amount not to exceed $661,865,000, as determined by the Director of the Division of Budget and Accounting, is appropriated from the Health Care Subsidy Fund to the Division of Medical Assistance and

Health Services to fund Medical Coverage - Title XIX Parents and Children in the General Medical Services program classification.

84. Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated $3,000,000 from the State Recycling Fund to the General Fund as State revenue.

85. Notwithstanding the provisions of any law or regulation to the contrary, proceeds received from the sale of surplus State-owned real property deposited into the State-owned Real Property Fund pursuant to section 1 of P.L.2007, c.108 (C.52:31-1.3b) are appropriated for deposit into the General Fund as State revenue, subject to the approval of the Director of the Division of Budget and Accounting; proceeds received in connection with asset value optimization initiatives other than the sale of surplus State-owned real property are appropriated to support State obligations to the retirement systems, consistent with federal law and regulation, subject to the approval of the Director of the Division of Budget and Accounting. In addition to the amounts hereinabove appropriated for the Department of the Treasury, there are appropriated such additional amounts as are necessary to pay for costs associated with implementing asset value optimization initiatives.

86. Notwithstanding the provisions of any law or regulation to the contrary, in addition to the amounts hereinabove appropriated for environmental protection, there are appropriated such additional amounts as the Commissioner of Environmental Protection and the President of the Board of Public Utilities may determine to be necessary to ensure that the State of New Jersey rejoins the Regional Greenhouse Gas Initiative in an expeditious manner, subject to the approval of the Director of the Division of Budget and Accounting.

87. Payments to the various State defined pension systems from amounts appropriated herein shall be made on a quarterly basis on the following schedule: at least 25 percent by October 31, at least 50 percent by December 31, at least 75 percent by March 31, and at least 100 percent by June 30, and shall be reduced by any increase in the interest on tax and revenue anticipation notes attributable to the need to borrow more for the purpose of making such quarterly installments for transfer to the Interest on Short Term Notes account in the Interdepartmental Accounts.

88. Notwithstanding the provisions of section 17 of this act to the contrary, the Director of the Division of Budget and Accounting may establish accounts and transfer amounts appropriated to the Preserve New Jersey Green Acres Fund, Preserve New Jersey Blue Acres Fund, Preserve New Jersey Farmland Preservation Fund and the Preserve New Jersey Historic Preservation Fund pursuant to the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-43 et seq.), as amended by P.L.2019, c.136, in a manner that is consistent with the provisions of the act and acts appropriating mon-

ies to these funds. The transfer of amounts shall be subject to the approval or disapproval of the Joint Budget Oversight Committee (JBOC). If JBOC does not disapprove a transfer within ten days of notification, the transfer shall be deemed approved. The unexpended balances at the end of the preceding fiscal year in these accounts are appropriated for the same purpose.

89. Notwithstanding the provisions of any law or regulation to the contrary, in order to achieve cost savings, improve timeliness, and minimize fraud, State agencies may obtain employment and income information from a third-party commercial consumer reporting agency, in accordance with the federal "Fair Credit Reporting Act," 15 U.S.C. s.1681 et seq., for the purpose of obtaining real-time employment and income information to help determine program eligibility.

90. Notwithstanding the provisions of any State bidding or procurement laws to the contrary, except for the provisions of P.L.2005, c.51 (C.19:44A-20.13 et seq.) and P.L.1975, c.127 (C.10:5-31 et seq.), and to take advantage of cost-savings and efficiencies, any funds appropriated to any State department that may otherwise be expended on advertising shall be available for the purchase of public education programming, public service announcements, public awareness and education messaging, and advertising from the providers to the same or their non-profit trade associations.

91. Notwithstanding the provisions of any law or regulation to the contrary, such amounts as may be necessary for costs required to implement the "State Lottery Law," P.L.1970, c.13 (C.5:9-1 et seq.) and for payment of commissions, prizes, and expenses of developing and implementing games pursuant to section 7 of P.L.1970, c.13 (C.5:9-7) shall be charged to the operations account as established pursuant to subsection c. of section 6 of P.L.2017, c.98 (C.5:9-22.10) within Common Pension Fund L as established pursuant to subsection a. of section 6 of P.L. 2017, c.98 (C.5:9-22.10) for the term of the lottery contribution authorized pursuant to section 4 of P.L.2017, c.98 (C.5:9-22.8).

92. Notwithstanding the provisions of any law or regulation to the contrary, and in furtherance of the purposes of the "Lottery Enterprise Contribution Act," P.L.2017, c.98 (C.5:9-22.5 et al.), there are hereby appropriated, subject to the approval of the Director of the Division of Budget and Accounting, such amounts as are necessary to implement the "Lottery Enterprise Contribution Act," including the costs of consultants, professional advisors including lawyers, and any other costs determined to be necessary to implement the "Lottery Enterprise Contribution Act," P.L.2017, c.98 (C.5:9-22.5 et al.).

93. Notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Budget and Accounting, with the approval of the State Treasurer, shall provide that appropriations from the State General Fund be transferred and recorded as appropriations from the Property Tax Relief Fund to reflect the amounts

as deemed necessary by the State Treasurer to offset the loss of the proceeds derived from the lottery contribution reallocated pursuant to P.L.2017, c.98 (C.5:9-22.5 et al.) from the State General Fund to Common Pension Fund L. Provided however, that any transfer shall take effect 20 days after written notice thereof is provided to the Joint Budget Oversight Committee, if the committee takes no action disapproving a transfer. Any appropriation shifted from the State General Fund to the Property Tax Relief Fund pursuant to this provision shall be appropriated in a manner consistent with the provisions of Article VIII, Section I, paragraph 7 of the New Jersey Constitution and the director may warrant the necessary payments from the Property Tax Relief Fund, provided further however, that all available unreserved, undesignated fund balance in the Property Tax Relief Fund as determined by the State Treasurer shall be used to support the appropriations.

94. Any funds that may be received by the State of New Jersey from the Environmental Mitigation Trust established in partial settlement of In re: Volkswagen "Clean Diesel" Marketing, Sales Practices and Products Liability Litigation, Case No: MDL No. 2672 CRB (JSC) (N.D. Cal.) are appropriated solely for projects which are eligible mitigation actions consistent with the terms of the trust agreement. Such projects shall be selected by the Department of Environmental Protection, as the lead agency previously designated by the Governor and shall be selected from among the categories of eligible mitigation actions described in the Environmental Mitigation Trust Agreement. Any funds received from the Trustee for projects to be administered by State departments shall be deposited in a separate non-lapsing fund to be known as the "Volkswagen Environmental Mitigation Fund," and are appropriated solely for projects which are eligible mitigation actions consistent with the terms of the trust agreement and may include administrative costs in such amounts that are consistent with the terms of the trust agreement, subject to the approval of the Director of the Division of Budget and Accounting. Any projects administered by State departments which will award grants through new or existing grant programs will award such grants on a competitive basis, using criteria determined by the Department of Environmental Protection.

95. Notwithstanding the provisions of any law or regulation to the contrary, amounts deposited into the "Energy Tax Receipts Property Tax Relief Fund" pursuant to P.L.1997, c.167 (C.52:27D-438 et al.) are appropriated to the General Fund as State revenue.

96. The unexpended balances at the end of the preceding fiscal year in the Expanded Addiction Initiatives line item in the Division of Mental Health and Addiction Services in the Department of Human Services and the various accounts in the Departments of Children and Families, Corrections, Community Affairs, Education, Health, Human Services, Labor and Workforce Development, and Law and Public Safety reallocated from the Expanded Addiction Initiatives line item in the Division of Mental Health and Addiction Services in the Department of Human Services for anti-opioid initiatives,

including, but not limited to, Integrated Population Health Data Project, Health Information Technology, Alternatives to Opioid Program, Syringe Access Programs, Single License for Primary Care, and other similar accounts, are appropriated for the same purpose and may be transferred among the same accounts, subject to the approval of the Director of the Division of Budget and Accounting.

97. Notwithstanding the provisions of P.L.2006, c.43, or any other law or regulation to the contrary, the amount hereinabove appropriated for the Health Care Subsidy Fund is subject to the following condition: the assessment on net written premiums received from each health maintenance organization shall be made available to fund any qualified expenditure that can be paid from the Health Care Subsidy Fund.

98. Notwithstanding the provisions of any law or regulation to the contrary, and in addition to the amounts hereinabove appropriated for the Department of Banking and Insurance and the Department of the Treasury, the amount necessary to pay for the operational costs incurred by various departments to meet the statutory requirements of P.L.2019, c.141 is appropriated from the Health Insurance Exchange Trust Fund, subject to the approval of the Director of the Division of Budget and Accounting.

99. Notwithstanding the provisions of section 8 of P.L.1992, c.160 (C.26:2H-18.58) or any other law or regulation to the contrary, $20,655,000 is appropriated from the Health Care Subsidy Fund to the Department of Health to fund the Quality Improvement Program – New Jersey.

100. Notwithstanding the provisions of P.L.2013, c. 22, or any other law or regulation to the contrary, there is appropriated to the General Fund as State revenue $10,000,000 to be paid by the New Jersey Economic Development Authority to the State, which shall be deemed to include the amount required to be paid to the State from the sale of the land for the former Riverfront State Prison as required by subsection b. of section 2 of P.L.2013, c.22.

101. Notwithstanding the provisions of any law or regulation to the contrary, there is appropriated from the Clean Energy Fund $40,000,000 for transfer to the General Fund as State revenue.

102. This act shall take effect October 1, 2020.