

CHAPTER 22

AN ACT establishing the Long Term Obligation and Capital Expenditure Fund, supplementing Title 52 of the Revised Statutes and making various appropriations.

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

C.52:9H-2.1 “Long Term Obligation and Capital Expenditure Fund”; funding; uses.

1. a. There is established in the General Fund a separate, non-lapsing fund to be known as the “Long Term Obligation and Capital Expenditure Fund.” The Long Term Obligation and Capital Expenditure Fund shall be credited with the amount appropriated to the fund pursuant to section 2 of P.L.2008, c.22 and such funds as the Legislature may from time to time appropriate for the purposes of the fund as enumerated in subsection b. of this section.

b. (1) The moneys in the Long Term Obligation and Capital Expenditure Fund shall only be used for the purposes of paying for capital improvements and the costs thereof, retiring and defeasing debt and the costs thereof, or making supplemental payments to reduce the unfunded post-retirement health benefits liability for members of, and to reduce the unfunded pension liabilities of, the Public Employees’ Retirement System, the Teachers’ Pension and Annuity Fund, the Police and Firemen’s Retirement System, the State Police Retirement System, the Judicial Retirement System, and the costs thereof, and making supplemental payments to reduce the unfunded post-retirement health benefits liability for members of the Alternate Benefit Program, and the costs thereof.

(2) Appropriations from the Long Term Obligation and Capital Expenditure Fund shall be enumerated in a separate section of the annual appropriations act, apart from all other appropriated funds, and shall not be counted in the total amounts appropriated from any other fund.

(3) The provisions of this section shall not be construed to render balances in the Long Term Obligation and Capital Expenditure Fund unavailable for meeting the costs of any emergency which requires an immediate response in the protection of the life, safety or well-being of the citizens of this State.

2. There is appropriated \$684,069,000 from the General Fund to the Long Term Obligation and Capital Expenditure Fund, established pursuant to section 1 of P.L.2008, c.22 (C.52:9H-2.1).

3. There is appropriated from the Long Term Obligation and Capital Expenditure Fund \$650,000,000 for retiring and defeasing debt, and the costs thereof in such manner and such times as the State Treasurer shall direct, such that the amount required to be appropriated for debt service payments in the fiscal year 2009 annual appropriations act shall be reduced by approximately \$130,000,000 and that for the next four fiscal years thereafter annual debt service requirements will be reduced by similar amounts.

4. There is appropriated from the Long Term Obligation and Capital Expenditure Fund \$34,069,000 to be distributed among the following capital construction projects subject to the approval of the Director of the Division of Budget and Accounting: \$175,000 for classroom improvements - Ewing Treatment Center, in the Department of Children and Families; \$3,919,000 for Fire Safety Code Compliance - Garden State Youth Correctional Facility, \$1,494,000 to replace modular unit - Bayside State Prison, and \$1,580,000 for a locking system upgrade - Northern State Prison, in the Department of Corrections; \$560,000 for Fire Protection - Marie H. Katzenbach School for the Deaf and \$2,000,000 for fire

sprinkler systems, various regional day schools, in the Department of Education; \$6,500,000 for HR-6 Flood Control Projects and \$561,000 for information technology infrastructure, in the Department of Environmental Protection; \$2,400,000 for electrical upgrades at Ancora Psychiatric Hospital, Hunterdon Developmental Center, and the Senator Garrett W. Hagedorn Gero-Psychiatric Hospital, and \$1,700,000 for elevator replacement at the Vineland Developmental Center and Trenton Psychiatric Hospital, in the Department of Human Services; \$1,320,000 for electrical upgrades at Building 15 in West Trenton, \$660,000 for suicide prevention improvements at the Bordentown Juvenile Medium Secure Facility, and \$1,000,000 for critical repairs to various Juvenile Services facilities, in the Department of Law and Public Safety; \$1,200,000 for the cooling tower replacement at the Department of Environmental Protection Building, \$1,500,000 for plaza water membrane replacement at the New Jersey State Museum in Trenton, \$1,000,000 for Americans with Disabilities Act Compliance Projects - Statewide, \$1,000,000 for hazardous materials removal projects - Statewide, \$3,500,000 for renovation projects, existing and anticipated leases, and \$2,000,000 for Security Projects – Statewide, in Inter-Departmental accounts.

5. This act shall take effect immediately.

Approved June 25, 2008.