

CHAPTER 108

AN ACT appropriating moneys to the Department of Environmental Protection for the purpose of making grants, 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 2015 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 Financing Program Fund" created and established by the New Jersey Environmental Infrastructure Trust 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 required or will 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" created and established by the New Jersey Environmental Infrastructure Trust 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 required or will 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 "Planning and Design Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2009, c.59 (C.58:11B-9.2) 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 required or will 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.

(5) There is appropriated to the Department of Environmental Protection from the "Equipment Loan Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2014, c.28 (C.58:11B-9.6) 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 required or will 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 from the "Loan Origination Fee Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2005, c.202 (C.58:11B-10.2), and any repayments of loans and interest therefrom, 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 required or will 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 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 2015 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 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 hereby 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 hereby appropriated to the department for those purposes.

(8) 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, for the purposes of clean water project loans and providing the State match as available on or before June 30, 2016, as required or will 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 "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 available on or before June 30, 2016, for the purposes of clean water project loans and providing the State match as required or will 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.

(10) 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 available on or before June 30, 2016, for the purposes of clean water project loans and providing the State match as required or will 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 "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 available on or before June 30, 2016, for the purposes of clean water project loans and providing the State match as required or will 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.

(12) There is appropriated to the Department of Environmental Protection the unappropriated balances from the Drinking Water State Revolving Fund, including the balances from the Disaster Relief Appropriations Act of 2013, for the purposes of drinking water project loans and any repayments of loans and interest therefrom, that are or may become available on or before June 30, 2016.

(13) 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 required or will 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 "Interim Financing Program Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to subsection d. of section 9 of P.L.1985, c.334 (C.58:11B-9) such amounts as may be or become available on or before June 30, 2016, 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 required or will be required for the award of the capitalization grants made available to the State for clean water projects pursuant to the Federal Safe Drinking Water Act.

(15) There is appropriated to the Department of Environmental Protection from the "Disaster Relief Emergency Financing Program Fund" created and established by the New Jersey Environmental Infrastructure Trust 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 required or will 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.

(16) There is appropriated to the Department of Environmental Protection from the "Planning and Design Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2009, c.59 (C.58:11B-9.2) 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 required or will 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) There is appropriated to the Department of Environmental Protection from the "Equipment Loan Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2014, c.28 (C.58:11B-9.6) 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 required or will 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) There is appropriated to the Department of Environmental Protection from the "Loan Origination Fee Fund" created and established by the New Jersey Environmental Infrastructure Trust pursuant to section 1 of P.L.2005, c.202 (C.58:11B-10.2), and any

repayments of loans and interest therefrom, 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 required or will 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.

(19) There is appropriated to the Department of Environmental Protection such sums 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 anticipated and upon availability on or before June 30, 2016, for the purposes of CDBG-DR eligible clean water and drinking water project loans and providing the State match as required or will 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, respectively.

(20) There is appropriated to the Department of Environmental Protection such sums as may be or become available on or before June 30, 2016, 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 required or will 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.

(21) 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 or become available on or before June 30, 2016, 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 required or will 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.

(22) 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 or become available on or before June 30, 2016, 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 required or will 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.

(23) 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 or become available on or before June 30, 2016, 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 required or will 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.

(24) There is appropriated to the Department of Environmental Protection the sums deposited by the New Jersey Environmental Infrastructure Trust 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.2015, c.107, as available on or before June 30, 2016, for the purposes of providing clean water project loans and drinking water project loans and providing the State match as required or will 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.

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 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, and any amendatory and supplementary acts thereto, 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 Wastewater Treatment Project Bond Act of 2003" (P.L.2003, c.162), the Federal Safe Drinking Water Act, and any amendatory and supplementary acts thereto, and State law.

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, and except that any such amounts may be reduced if a project fails to meet the requirements of section 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 \$10 million in principal forgiveness loans shall be issued to Barnegat Bay Watershed environmental infrastructure projects as provided in subsection a. of section 3 of this act, wherein principal forgiveness shall be a minimum of 25 percent of the fund loan amount per project sponsor;

(2) a maximum of \$30 million shall be issued to finance clean water redevelopment projects as provided in subsection a. of section 3 of this act;

(3) a maximum of \$10 million in principal forgiveness loans shall be issued as provided in subsection a. of section 3 of this act, addressing combined sewer overflow abatement projects, including projects that use practices that restore natural hydrology through infiltration, evapotranspiration, or the usage or harvesting of stormwater, wherein principal forgiveness loans shall be a minimum of 25 percent of the fund loan amount per project in an amount not to exceed \$1 million of principal forgiveness 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.2014, c.25 are granted continued priority status and shall be subject to the provisions of P.L.2014, c.25, provided such projects receive short-term funding prior to June 30, 2015.

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 15 percent of the 2015 Drinking Water State Revolving Fund loans not to exceed \$4 million may be issued as provided in subsection b. of section 3 of this act for drinking water systems, as follows:

(a) up to \$500,000 of Drinking Water State Revolving Fund loans shall be available for drinking water systems serving up to 500 residents wherein principal forgiveness shall be 100 percent of the total loan amount; and

(b) any unexpended funds available pursuant to subparagraph (a) of this paragraph, plus up to \$3.5 million of Drinking Water State Revolving Fund loans, shall be available for drinking water systems serving populations greater than 500 residents and up to 10,000 residents wherein principal forgiveness shall not exceed \$2.25 million in aggregate when accounting for the principal forgiveness loans issued pursuant to subparagraph (a) of this paragraph, 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 between 501 to 3,300 residents, and then systems serving between 3,301 to 10,000 residents.

Loans may be made pursuant to this subsection to the extent there are sufficient eligible project applications and as required or will 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.

(2) Those projects listed in subsection b. of section 2 of this act and subsection b. of section 3 of this act that were previously identified in P.L.2014, c.25 are granted continued priority status and shall be subject to the provisions of P.L.2014, c.25 provided such projects receive short-term funding prior to June 30, 2015.

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 as 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, and

sections 1 and 2 of P.L.2014, c.25, 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, and section 6 of P.L.2014, c.25, 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 2012 and State fiscal year 2015 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 and subsection b. of section 3 of this act for drinking 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:

(1) a maximum of \$354.69 million shall be provided for Sandy financing loans for clean water and drinking 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; and

(2) a maximum of \$68.6920 million shall be provided in the form of principal forgiveness loans for clean water and drinking water projects in the form of principal forgiveness loans to provide auxiliary power to publicly-owned facilities affected by Storm Sandy.

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 of 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, clean water project match, drinking water projects or drinking 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 Allowable Loan Amount
Caldwell Borough	S340523-04-1	\$664,500	\$886,000
Camden County MUA	S340640-06-2/09-2/11-2	\$1,890,000	\$2,520,000
Camden County MUA	S340640-14-1	\$1,417,500	\$1,890,000
Old Bridge MUA	S340945-08-1	\$945,000	\$1,260,000
Total Projects: 4		\$4,917,000	\$6,556,000

(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 2007, 2010, 2012, and 2015 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 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 Allowable Loan Amount
North Jersey District Water Supply Comm.	1613001-017-1	\$1,069,124	\$1,425,498
Total Projects: 1		\$1,069,124	\$1,425,498

(2) The loan authorized in this subsection shall be made for the difference between the allowable loan amount required by this project based upon final building costs pursuant to section 6 of this act and the loan amount certified by the Commissioner of Environmental Protection in State fiscal year 2006 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 loan authorized in 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 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 25% and 75% of the total allowable loan amount.

3. a. The following environmental infrastructure projects shall be known and may be cited as the "Storm Sandy and State Fiscal Year 2016 Clean Water Project Priority List":

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Allowable Loan Amount
Camden County MUA	S340640-17	\$3,220,875	\$4,294,500
Camden County MUA	S340640-15	\$6,752,250	\$9,003,000
Rahway Valley SA	S340547-14	\$3,532,725	\$4,710,300
Camden County MUA	S340640-16	\$10,237,784	\$13,650,378
Warren Township SA	S340964-01	\$2,346,421	\$3,128,561
Newark City	S340815-22	\$4,009,517	\$5,346,023
Newark City	S340815-24	\$15,458,625	\$20,611,500
Camden City	S340366-07	\$5,394,375	\$7,192,500
Middlesex County UA	S340699-15	\$22,990,492	\$30,653,989
Camden County MUA	S340640-18	\$14,565,600	\$19,420,800
Jersey City MUA	S340928-13	\$12,456,045	\$16,608,060
Jersey City MUA	S340928-14	\$2,147,395	\$2,863,193
Jersey City MUA	S340928-15	\$30,292,766	\$40,390,354
Jersey City MUA	S340928-16	\$7,077,656	\$9,436,875
Jersey City MUA	S340928-17	\$12,897,596	\$17,196,795
Jersey City MUA	S340928-18	\$5,182,853	\$6,910,470
Jersey City MUA	S340928-19	\$5,209,167	\$6,945,556
Jersey City MUA	S340928-20	\$31,974,738	\$42,632,984
Elizabeth City	S340942-13	\$9,294,750	\$12,393,000
Elizabeth City	S340942-17	\$3,984,750	\$5,313,000
Elizabeth City	S340942-18	\$3,471,000	\$4,628,000
Elizabeth City	S340942-19	\$2,766,179	\$3,688,239
Kearny Town	S340259-11	\$12,592,986	\$16,790,648
Ocean County UA	S340372-56	\$5,957,847	\$7,943,796
Bayshore Regional SA	S340697-05	\$45,731,788	\$60,975,717
Bayshore Regional SA	S340697-06	\$8,425,007	\$11,233,343
Atlantic County UA	S340809-23	\$6,780,504	\$9,040,672
Atlantic County UA	S340809-25	\$10,742,395	\$14,323,193
Atlantic County UA	S340809-26	\$10,586,249	\$14,114,998
Atlantic County UA	S340809-27	\$2,369,250	\$3,159,000
Middletown Township SA	S340097-04	\$15,620,021	\$20,826,694
Hoboken City	S340635-04	\$11,992,032	\$15,989,376
Hoboken City	S340635-05	\$3,811,619	\$5,082,159
Hoboken City	S340635-06	\$19,205,715	\$25,607,620
North Hudson SA	S340952-19	\$5,890,700	\$7,854,266
North Hudson SA	S340952-21	\$2,140,833	\$2,854,444
North Hudson SA	S340952-22	\$12,168,329	\$16,224,439
North Hudson SA	S340952-23	\$1,245,825	\$1,661,100
North Hudson SA	S340952-24	\$2,347,695	\$3,130,260
Perth Amboy City	S340435-12	\$546,509	\$728,678
Perth Amboy City	S340435-11	\$1,099,912	\$1,466,549
West Milford Township MUA	S340701-12	\$249,968	\$333,291

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Cumberland County UA	S340550-07	\$783,563	\$1,044,750
Millville City	S340921-07	\$8,528,389	\$11,371,185
Delran Township	S340794-08	\$1,424,115	\$1,898,820
Pompton Lakes Borough MUA	S340636-08	\$799,313	\$1,065,750
Passaic Valley SC	S340689-22	\$2,830,418	\$3,773,890
Passaic Valley SC	S340689-25	\$8,367,115	\$11,156,153
Passaic Valley SC	S340689-30	\$1,655,388	\$2,207,184
Passaic Valley SC	S340689-31	\$2,746,847	\$3,662,462
Passaic Valley SC	S340689-32	\$2,701,125	\$3,601,500
Passaic Valley SC	S340689-33	\$39,074,175	\$52,098,900
Passaic Valley SC	S340689-34	\$1,767,134	\$2,356,179
Northwest Bergen County UA	S340700-13	\$2,389,275	\$3,185,700
Jersey City MUA	S340928-21	\$8,686,913	\$11,582,550
Bergen County UA	S340386-17	\$12,175,636	\$16,234,181
Gloucester City	S340958-06	\$573,000	\$764,000
Cinnaminson SA	S340170-07	\$6,238,890	\$8,318,520
Wanaque Valley Regional SA	S340780-04	\$3,054,476	\$4,072,635
Raritan Township MUA	S340485-09	\$2,061,400	\$2,748,533
Gloucester County UA	S340902-14	\$33,536,475	\$44,715,300
Stafford Township	S344100-02	\$4,674,095	\$6,232,127
Stafford Township	S344100-03	\$2,634,424	\$3,512,565
Hammonton Town	S340927-07	\$3,044,643	\$4,059,524
Hightstown Borough	S340915-05	\$958,482	\$1,277,976
Ocean County	S344080-04	\$709,694	\$946,258
Point Pleasant Beach Borough	S344190-02	\$7,043,608	\$9,391,477
Ocean Gate Borough	S344180-01	\$1,814,348	\$2,419,130
Bay Head Borough	S344120-01	\$197,573	\$263,430
Kearny MUA	S340259-07	\$7,023,300	\$9,364,400
Willingboro MUA	S340132-08	\$1,326,600	\$1,768,800
North Wildwood City	S340663-06	\$10,309,134	\$13,745,512
Cumberland County UA	S340550-08	\$838,688	\$1,118,250
Princeton Borough	S340656-08	\$2,918,042	\$3,890,723
Little Egg Harbor MUA	S340579-02	\$1,715,929	\$2,287,905
Warren Township Sewer Authority	S340964-02	\$530,792	\$707,722
Milltown Borough	S340102-03	\$12,155,063	\$16,206,750
Tuckerton Borough	S340034-02	\$1,610,707	\$2,147,609
Middlesex County UA	S340699-12	\$69,607,125	\$92,809,500
Middlesex County UA	S340699-13	\$32,204,586	\$42,939,448
Middlesex County UA	S340699-14	\$13,362,596	\$17,816,795
Ocean County UA	S340372-53	\$2,985,213	\$3,980,284
Ocean County UA	S340372-54	\$3,581,738	\$4,775,651
Ocean County UA	S340372-57	\$2,054,430	\$2,739,240
Atlantic County UA	S340809-24	\$786,089	\$1,048,119
Atlantic County UA	S340809-29	\$3,012,975	\$4,017,300
Cape May County MUA	S340661-22	\$3,147,947	\$4,197,262
Rockaway Valley Regional SA	S340821-06	\$5,660,786	\$7,547,715
Old Bridge MUA	S340945-13	\$3,870,986	\$5,161,314
Gloucester Township	S340364-13	\$913,500	\$1,218,000

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MUA			
South Monmouth Regional SA	S340377-03	\$7,195,869	\$9,594,492
South Monmouth Regional SA	S340377-04A	\$7,195,869	\$9,594,492
South Monmouth Regional SA	S340377-05	\$2,181,375	\$2,908,500
Washington Township MUA	S340930-03	\$1,140,379	\$1,520,505
Egg Harbor Township MUA	S340753-04	\$1,183,500	\$1,578,000
Egg Harbor Township MUA	S340753-06	\$488,395	\$651,193
Ocean Township SA	S340750-11	\$3,950,809	\$5,267,745
Ocean Township SA	S340750-12	\$3,001,556	\$4,002,075
Burlington Township	S340712-14	\$942,638	\$1,256,850
Roselle Borough	S340332-02	\$2,766,881	\$3,689,175
Pine Hill MUA	S340274-05	\$1,261,070	\$1,681,426
Brigantine City	S340827-04	\$2,373,851	\$3,165,134
Oradell Borough	S340835-04	\$1,004,850	\$1,339,800
Runnemede Borough	S340363-06	\$1,193,063	\$1,590,750
Ocean Township	S340112-07	\$1,848,735	\$2,464,980
Long Beach Township	S340023-06	\$3,723,989	\$4,965,318
Atlantic County UA	S340809-28	\$1,661,625	\$2,215,500
Atlantic City	S340439-01	\$14,829,365	\$19,772,486
Atlantic City	S340439-03	\$1,902,000	\$2,536,000
Secaucus Town	S340029-04	\$1,849,720	\$2,466,293
Gloucester City	S340958-07	\$479,250	\$639,000
Hillsborough Township	S340099-02	\$1,209,867	\$1,613,156
Aberdeen Township	S340869-02	\$6,591,913	\$8,789,217
Manasquan Borough	S340450-01	\$3,255,558	\$4,340,744
Cranford Township	S340858-04	\$2,559,375	\$3,412,500
Burlington County	S340818-07	\$1,679,738	\$2,239,650
Middletown Township	S340097-01	\$3,204,141	\$4,272,188
Gloucester Township	S340364-11	\$1,158,311	\$1,544,415
Gloucester Township	S340364-14	\$945,281	\$1,260,374
Carteret Borough	S340939-09	\$6,429,750	\$8,573,000
Hammonton Town	S340927-09	\$3,219,825	\$4,293,100
Ventnor City	S340667-02	\$7,455,060	\$9,940,080
Ventnor City	S340667-03	\$1,099,787	\$1,466,383
Brigantine City	S340827-05	\$3,330,750	\$4,441,000
Brigantine City	S340827-06	\$714,750	\$953,000
Brigantine City	S340827-07	\$787,088	\$1,049,450
Paulsboro Borough	S340164-01	\$1,927,778	\$2,570,371
Highlands Borough	S340901-03	\$4,489,650	\$5,986,200
Sea Girt Borough	S340468-01	\$3,430,350	\$4,573,800
Califon Borough	S340431-01	\$1,247,861	\$1,663,815
Secaucus Town	S342021-01	\$16,687,014	\$22,249,352
Bellmawr Borough	S342011-02	\$52,251,116	\$69,668,155
Edison Township	S342020-01	\$9,675,000	\$12,900,000
Kearny Town	S340259-12	\$13,644,227	\$18,192,302
Kearny Town	S340259-13	\$84,724,681	\$112,966,241
Carteret Borough	S340939-07	\$17,614,800	\$23,486,400
Cape May County MUA	S342017-04	\$5,174,035	\$6,898,713
Milltown Borough	S340102-01	\$15,309,636	\$20,412,848

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Milltown Borough	S340102-04	\$4,087,462	\$5,449,949
Somerville Borough	S342013-01	\$13,042,213	\$17,389,617
Hoboken City	S340635-07	\$2,067,647	\$2,756,863
Jersey City MUA	S340928-22	\$509,256	\$679,008
Montclair Township	S340837-03	\$1,124,684	\$1,499,578
Newark City	S340815-25	\$260,450	\$347,267
North Hudson SA	S340952-26	\$548,100	\$730,800
North Hudson SA	S340952-27	\$399,656	\$532,875
Orange City	S340859-02	\$4,841,609	\$6,455,478
Passaic Valley SC	S340689-35	\$258,775	\$345,033
Passaic Valley SC	S340689-36	\$164,430	\$219,240
Perth Amboy City	S340435-13	\$543,848	\$725,130
Raritan Township MUA	S340485-11	\$277,169	\$369,558
Washington Township MUA	S340930-04	\$738,833	\$985,110
Burlington Township	S340712-13	\$425,250	\$567,000
Cliffside Park Borough	S340847-04	\$3,948,525	\$5,264,700
Jackson Township	S344050-02	\$786,697	\$1,048,929
Total Projects 154		\$1,100,872,218	\$1,467,829,601

b. The following environmental infrastructure projects shall be known and may be cited as the "Storm Sandy and State Fiscal Year 2016 Drinking Water Project Priority List":

Project Sponsor	Project Number	Estimated Allowable DEP Loan Amount	Estimated Total Allowable Loan Amount
Passaic Valley Water Commission	1605002-025	\$16,716,278	\$22,288,370
East Orange City	0705001-011	\$9,755,802	\$13,007,736
Willingboro MUA	0338001-009	\$4,655,177	\$6,206,903
Lake Glenwood Village	1922010-008	\$671,423	\$895,230
North Shore Water Assoc.	1904004-004	\$137,025	\$182,700
North Shore Water Assoc.	1904004-001	\$356,250	\$475,000
Pemberton Township	0329004-004	\$856,406	\$1,141,875
Sea Village Marina/NJ American Water Co., Inc.	0108021-002	\$901,500	\$1,202,000
Newark City	0714001-016	\$7,375,500	\$9,834,000
Bordentown City	0303001-006	\$1,096,791	\$1,462,388
Saddle Brook Township	0257001-002	\$1,644,412	\$2,192,549
Newark City	0714001-015	\$8,840,250	\$11,787,000
Newark City	0714001-017	\$1,378,125	\$1,837,500
North Jersey District Water Supply Comm.	1613001-031	\$2,764,125	\$3,685,500
North Jersey District Water Supply Comm.	1613001-032	\$2,665,283	\$3,553,710
North Jersey District Water Supply Comm.	1613001-022	\$12,576,139	\$16,768,185
North Jersey District Water Supply Comm.	1613001-025	\$5,435,010	\$7,246,680
North Jersey District Water Supply Comm.	1613001-026	\$9,606,394	\$12,808,525
North Jersey District Water Supply Comm.	1613001-027	\$1,717,758	\$2,290,344

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North Jersey District Water Supply Comm.	1613001-028	\$1,397,592	\$1,863,456
North Jersey District Water Supply Comm.	1613001-029	\$2,150,190	\$2,866,920
Newark City	0714001-500	\$3,784,284	\$5,045,712
Camden City	0408001-021	\$1,248,188	\$1,664,250
Berkeley Township MUA	1505004-008	\$2,464,441	\$3,285,921
Mountain Shores POA	1414009-001	\$1,140,034	\$1,520,045
North Jersey District Water Supply Comm.	1613001-035	\$2,768,153	\$3,690,871
Camden City	0408001-022	\$945,000	\$1,260,000
Netcong Borough	1428001-007	\$2,665,117	\$3,553,489
Little Egg Harbor MUA	1516001-004	\$1,275,971	\$1,701,295
Paulsboro Borough	0814001-003	\$1,405,396	\$1,873,861
Tuckerton Borough	1532002-005	\$974,250	\$1,299,000
North Jersey District Water Supply Comm.	1613001-033	\$2,933,044	\$3,910,725
North Jersey District Water Supply Comm.	1613001-034	\$1,085,181	\$1,446,908
Middlesex Water Company	1225001-016	\$4,260,750	\$5,681,000
Stafford Township	1530004-018	\$1,736,250	\$2,315,000
Netcong Borough	1428001-008	\$753,980	\$1,005,307
Tuckerton Borough	1532002-003	\$988,500	\$1,318,000
Jersey City/Jersey City MUA	0906001-010	\$5,300,250	\$7,067,000
Jersey City/Jersey City MUA	0906001-006	\$13,503,750	\$18,005,000
Jersey City/Jersey City MUA	0906001-011	\$4,695,650	\$6,260,867
Jersey City/Jersey City MUA	0906001-012	\$12,482,250	\$16,643,000
Perth Amboy City	1216001-006	\$1,435,500	\$1,914,000
Wall Township	1352003-002	\$2,696,228	\$3,594,971
Wall Township	1352003-001	\$1,288,508	\$1,718,010
Netcong Borough	1428001-009	\$225,178	\$300,237
Rahway City	2013001-007	\$13,563,000	\$18,084,000
Berkeley Township MUA	1505004-007	\$911,925	\$1,215,900
Hightstown Borough	1104001-008	\$123,975	\$165,300
Fountainhead Properties, Inc.	1511013-001	\$541,500	\$722,000
Trenton City	1111001-010	\$16,843,275	\$22,457,700
Cape May City	0502001-004	\$1,558,332	\$2,077,776
Kearny Town	0907001-001	\$20,911,180	\$27,881,573
Jackson Township MUA	1511001-010	\$4,361,944	\$5,815,925
North Jersey District Water Supply Comm.	1613001-030	\$690,835	\$921,113
Perth Amboy City	1216001-008	\$1,293,740	\$1,724,987
Perth Amboy City	1216001-007	\$1,662,000	\$2,216,000
Gloucester City	0414001-020	\$961,125	\$1,281,500
Hammonton Town	0113001-011	\$1,335,554	\$1,780,739
Pemberton Township	0329004-006	\$467,250	\$623,000

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Clementon Borough	0411001-001	\$342,563	\$456,750
Evesham MUA	0313001-001	\$1,472,250	\$1,963,000
Marlboro Township	1328002-002	\$9,385,500	\$12,514,000
Long Beach Township	1517001-500	\$2,707,500	\$3,610,000
Long Beach Township	1517001-501	\$1,370,250	\$1,827,000
Long Beach Township	1517001-502	\$2,404,348	\$3,205,797
Bordentown City	0303001-007	\$2,095,478	\$2,793,971
Roosevelt Borough	1341001-004	\$479,981	\$639,975
Stafford Township	1530004-019	\$1,353,750	\$1,805,000
Ocean Township	1520001-007	\$942,047	\$1,256,063
Milltown Borough	1214001-004	\$1,206,844	\$1,609,125
Milltown Borough	1212001-002	\$1,204,500	\$1,606,000
Manasquan Borough	1327001-002	\$888,551	\$1,184,734
Pemberton Township	0329004-007	\$1,882,125	\$2,509,500
Ocean Gate Borough	1521001-001	\$787,323	\$1,049,764
Milltown Borough	1212001-003	\$856,500	\$1,142,000
Middlesex Water Company	1225001-023	\$5,512,500	\$7,350,000
Perth Amboy City	1216001-500	\$2,031,000	\$2,708,000
Washington Township MUA	0818004-009	\$533,216	\$710,955
Clinton Town	1005001-006	\$2,893,500	\$3,858,000
Brielle Borough	1308001-002	\$1,840,500	\$2,454,000
Pennington Borough	1108001-001	\$858,285	\$1,144,380
Roosevelt Borough	1341001-001	\$517,500	\$690,000
North Shore Water Assoc.	1904004-002	\$321,000	\$428,000
Middlesex Water Company	1225001-024	\$2,597,175	\$3,462,900
Old Bridge MUA	1209002-011	\$2,441,250	\$3,255,000
Washington Township MUA	0818004-010	\$1,370,565	\$1,827,420
Washington Township MUA	0818004-011	\$3,470,355	\$4,627,140
Brigantine City	0103001-501	\$2,112,737	\$2,816,982
Oakland Borough	0220001-004	\$2,467,238	\$3,289,650
NJ American Water Co., Inc.-Raritan	2004002-500	\$23,625,000	\$31,500,000
Manasquan Borough	1327001-001	\$1,821,494	\$2,428,659
Hammonton Town	0113001-007	\$702,000	\$936,000
Jackson Township MUA	1511001-011	\$1,054,636	\$1,406,181
Manchester UA	1603001-014	\$1,471,995	\$1,962,660
Rahway City	2013001-008	\$2,712,938	\$3,617,250
Washington Township MUA	0818004-012	\$157,894	\$210,525
Oakland Borough	0220001-003	\$2,467,238	\$3,289,650
Pemberton Township	0329004-005	\$311,250	\$415,000
Clementon Borough	0411001-002	\$970,594	\$1,294,125
Hampton Borough	1013001-001	\$1,027,688	\$1,370,250
Little Egg Harbor MUA	1516001-003	\$3,429,000	\$4,572,000
Little Egg Harbor MUA	1516001-500	\$516,356	\$688,475
Hammonton Town	0113001-010	\$228,375	\$304,500

Pemberton Township	0329004-008	\$294,000	\$392,000
Hightstown Borough	1104001-007	\$280,901	\$374,535
Oakland Borough	0220001-002	\$2,467,238	\$3,289,650
Clinton Town	1005001-007	\$798,750	\$1,065,000
Pine Beach Borough	1522001-001	\$719,775	\$959,700
Montclair Township	0713001-008	\$1,652,250	\$2,203,000
Oakland Borough	0220001-001	\$2,467,238	\$3,289,650
Pine Beach Borough	1522001-002	\$338,310	\$451,080
Old Bridge MUA	1209002-012	\$962,250	\$1,283,000
Brielle Borough	1308001-003	\$108,222	\$144,296
Atlantic City MUA	0102001-006	\$1,501,022	\$2,001,363
Berkeley Township MUA	1505004-009	\$957,600	\$1,276,800
Hoboken City	0905001-001	\$4,386,667	\$5,848,889
Clinton Town	1005001-008	\$1,023,120	\$1,364,160
Montclair Township	0713001-011	\$2,609,909	\$3,479,879
Washington Township MUA	0818004-014	\$628,031	\$837,375
Clinton Town	1005001-009	\$827,860	\$1,103,813
Total Projects: 120		\$350,844,850	\$467,793,124

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 25% and 75% of the total allowable loan amount and loan amounts to less than 25% to the extent the priority ranking and an insufficiency of funding prevents the department from making the loan.

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. The estimated Department of Environmental Protection allowable loan amount shall not exceed 75% of the total allowable loan amount of the environmental infrastructure facility for projects listed in subsections a. and b. of section 2 of this act, and in subsections a. and b. of section 3 of this act, provided that;

(1) for clean water loans to municipalities that do not satisfy the New Jersey Environmental Infrastructure Trust 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.), the Department of Environmental Protection allowable loan amount shall be up to 100% of the total allowable loan amount not to exceed a total of \$10,000,000 for all such loans,

(2) for 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) the DEP allowable loan amount shall be up to 100% of the total allowable loan amount, and

(3) for loans to drinking water systems serving 500 or fewer residents the Department of Environmental Protection allowable loan amount shall be 100% of the total allowable loan

amount not to exceed a total of \$500,000 for all such loans. The loan amount for supplemental loans shall not exceed that percentage of the allowable project cost of the project's initial program loan;

c. The loan shall be repaid within a period not to exceed 30 years of the making of the loan; and

d. 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 Environmental Infrastructure Trust pursuant to P.L.2015, c.107, 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. a. Any Sandy financing loan made by the Department of Environmental Protection pursuant to this act shall be subject to the following requirements:

(1) 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 of 2013" (Pub.L.113-2), and any amendatory and supplementary acts thereto; and

(2) 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.

b. The total amount of Sandy financing loans received by any project sponsor for drinking water projects listed in subsection b. of section 3 of this act shall not exceed \$15 million of which not more than \$4.5 million of the principal may be forgiven. In the event a project sponsor's individual loan needs exceed \$15 million, the borrower may select which of its projects it will seek funding pursuant to this section, and the borrower may seek a loan for excess costs in a base financing loan. In the event that additional Sandy funding becomes available because project sponsors do not close on loans or the project sponsors loan requests are less than originally applied for, the loan not to exceed amount may be increased to the extent needed to assure full utilization of Sandy funding for drinking water projects, provided:

(1) the loan shall be repaid within a period not to exceed 30 years of the making of the loan;

(2) the loan shall be conditioned upon approval of a loan from the New Jersey Environmental Infrastructure Trust pursuant to P.L.2015, c.107 prior to June 30, 2016; and

(3) 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.2015, c.107 prior to June 30, 2016, 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 priority lists and authorization for the making of loans pursuant to sections 2 and 3 of this act shall expire on July 1, 2016, 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.329, 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 or the Federal Safe Drinking Water Act, and any amendatory and supplementary acts thereto, as appropriate.

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 section 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, or prior to repayment to the "Water Supply Fund" pursuant to the provisions of section 15 of P.L.1981, c.261, repayments of loans made pursuant to these acts may be utilized by the New Jersey Environmental Infrastructure Trust 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, and 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.2015, c.107, 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 section 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, or 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, 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, or P.L.2015, c.108 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, or P.L.2015, c.107, 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," or the "Stormwater Management and Combined Sewer Overflow Abatement 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 Environmental Infrastructure Trust 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, 2016, 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," "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 chairman 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), the Interim Financing Program Fund, or the Disaster Relief Emergency Financing Program Fund established pursuant to section 1 of P.L.2013, c.93 (C.58:11B-9.5).

13. There is appropriated to the New Jersey Environmental Infrastructure Trust established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.), funds from the Federal Disaster Relief Appropriations Act, Pub.L.113-2, 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 chairman 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), the Interim Financing Program Fund, or the Disaster Relief Emergency Financing Program Fund established pursuant to section 1 of P.L.2013, c.93 (C.58:11B-9.5).

14. This act shall take effect immediately.

Approved August 25, 2015.