

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 4167

STATE OF NEW JERSEY

DATED: JUNE 22, 2023

The Assembly Appropriations Committee reports favorably Assembly Bill No. 4167 (1R).

This bill establishes the “Sustainable New Jersey Fund” (fund) in the Department of Community Affairs (DCA), makes an appropriation of \$1 million to the fund for the current fiscal year, and directs the Legislature to annually appropriate additional moneys to the fund.

Under the bill, the DCA is required to annually distribute money in the fund to a public institution of higher education that has an existing contractual relationship with a qualified nonprofit organization, as defined in the bill, that offers certifications and grants to municipalities and public schools across the State in support of efforts to realize environmental, economic, and social sustainability. The public institution of higher education is to be required to distribute the funds to the qualified nonprofit organization to support the provision of the certification and grants. Under the bill, the fund is required to be annually credited with money appropriated by the Legislature, which moneys are required to be disbursed to the public institution of higher education partnered with a qualified nonprofit organization.

Under the bill, the qualified nonprofit organization that receives moneys pursuant to the provisions of the bill is to be treated as that public institution for the purposes of complying with the public bidding requirements of the “Local Public Contracts Law,” P.L.1971, c.198 (C.40A:11-1 et seq.) or the “Public School Contracts Law,” N.J.S.18A:18A-1 et seq., when contracting with a municipality, school, school district, and other State or local government contracting agency for services, certification processes, support initiatives, or grants under the bill.

As reported by the committee, Assembly Bill No. A4167 (1R) is identical to Senate Bill No. S2857 (1R), which also was reported by the committee on this date.

FISCAL IMPACT:

The Office of Legislative Services (OLS) concludes that the bill may result in a State expenditure increase of up to \$1 million in the first year the bill is in effect. The DCA will incur costs relating to the Sustainable New Jersey Fund established by the bill. If the full \$1

million is not expended in the first, the residual amount will be spent in subsequent fiscal years until the full \$1 million is exhausted.

The bill requires the moneys from the Sustainable New Jersey Fund to be distributed to a public institution of higher education which has a partnership with a qualified nonprofit organization and then requires the public institution of higher education to distribute the moneys to the qualified nonprofit organization, resulting in both a revenue and cost increase to the public institution of higher education.

The bill also requires the Legislature to annually appropriate an unspecified amount to the Sustainable New Jersey Fund in subsequent fiscal years, which amount the OLS is unable to predict.