

# ASSEMBLY, No. 2307

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED FEBRUARY 6, 2014

**Sponsored by:**

**Assemblyman WAYNE P. DEANGELO**

**District 14 (Mercer and Middlesex)**

**Assemblywoman NANCY J. PINKIN**

**District 18 (Middlesex)**

**Assemblyman TIMOTHY J. EUSTACE**

**District 38 (Bergen and Passaic)**

**Co-Sponsored by:**

**Senators B.Smith and Bateman**

**SYNOPSIS**

Requires NJ Environmental Infrastructure Financing Program to give additional weight in ranking system to projects including green or blue roof.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/24/2014)**

1 AN ACT concerning the New Jersey Environmental Infrastructure  
2 Financing Program and amending P.L.1985, c.334.

3

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

6

7 1. Section 20 of P.L.1985, c.334 (C.58:11B-20) is amended to  
8 read as follows:

9 20. a. The Commissioner of Environmental Protection shall for  
10 each fiscal year develop a priority system for wastewater treatment  
11 systems and shall establish the ranking criteria and funding policies  
12 for the projects therefor. The commissioner shall set forth a project  
13 priority list for funding by the trust for each fiscal year and shall  
14 include the aggregate amount of funds of the trust to be authorized  
15 for these purposes. The project priority list may include any  
16 stormwater management or combined sewer overflow abatement  
17 project identified in the stormwater management and combined  
18 sewer overflow abatement project priority list adopted by the  
19 commissioner pursuant to section 28 of P.L.1989, c.181.

20 The project priority list, which shall include for each wastewater  
21 treatment system the date each project is scheduled to be certified  
22 as ready for funding, shall be in conformance with applicable  
23 provisions of the "Federal Water Pollution Control Act  
24 Amendments of 1972," Pub.L. 92-500 (33 U.S.C. s.1251 et al.), and  
25 any amendatory or supplementary acts thereto, and State law. The  
26 project priority list shall include a description of each project and  
27 its purpose, impact, cost, and construction schedule, and an  
28 explanation of the manner in which priorities were established. The  
29 priority system and project priority list for the ensuing fiscal year  
30 shall be submitted to the Legislature on or before January 15 of  
31 each year on a day when both Houses are meeting. The President of  
32 the Senate and the Speaker of the General Assembly shall cause the  
33 date of submission to be entered upon the Senate Journal and the  
34 Minutes of the General Assembly, respectively. Incremental  
35 revisions or supplements to the project priority list may be  
36 submitted to the Legislature at any time between January 15th and  
37 May 15th of each year. On or before May 15 of each year, the trust  
38 shall submit the project priority list, including any revision thereof  
39 or supplement thereto, to be introduced in each House in the form  
40 of legislative appropriations bills, which shall be referred to the  
41 Senate Environment Committee and the General Assembly  
42 Environment and Solid Waste Committee, or their successors, for  
43 their respective consideration.

44 b. The Senate Environment Committee and the General  
45 Assembly Environment and Solid Waste Committee shall, either

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 individually or jointly, consider the legislation containing the  
2 project priority list, and shall report the legislation, together with  
3 any modifications, out of committee for consideration by each  
4 House of the Legislature. On or before July 1 of each year, the  
5 Legislature shall approve an appropriations act containing the  
6 project priority list, including any amendatory or supplementary  
7 provisions thereto, which act shall include the authorization of an  
8 aggregate amount of funds of the trust to be expended for loans and  
9 guarantees for the specific projects, including the individual  
10 amounts therefor, on the list.

11 c. The trust shall not expend any money for a loan or guarantee  
12 during a fiscal year for any wastewater treatment system project  
13 unless the expenditure is authorized pursuant to an appropriations  
14 act as provided in the provisions of this section, or as otherwise set  
15 forth in an appropriations act.

16 d. In developing the project priority list required pursuant to  
17 subsection a. of this section, the commissioner shall provide  
18 additional points, as part of the department's ranking criteria, for  
19 projects that include the construction and maintenance of a green  
20 roof or blue roof to reduce stormwater runoff in the project design.

21 As used in this section:

22 "Blue roof" means a roof constructed with mechanical controls  
23 that drain stormwater, including but not limited to gravel beds,  
24 perforated pipes, rooftop detention systems, or weirs, designed to  
25 improve stormwater management.

26 "Green roof" means a roof that includes, among other things, a  
27 growth medium and a vegetation layer of drought resistant and  
28 hardy plant species, designed to improve stormwater management.

29 (cf: P.L.2009, c.59, s.3)

30

31 2. This act shall take effect immediately.

32

33

34

#### STATEMENT

35

36 This bill requires the Commissioner of Environmental  
37 Protection, when ranking eligible projects for funding from the New  
38 Jersey Environmental Infrastructure Financing Program, to provide  
39 additional points, as part of the ranking criteria, for projects that  
40 include the construction and maintenance of a green roof or blue  
41 roof to reduce stormwater runoff in the project design.

42 Green roofs and blue roofs, which use vegetation or mechanical  
43 devices, respectively, to prevent roof water from draining too  
44 quickly, not only improve stormwater management but also provide  
45 cost savings opportunities, such as more efficient energy usage for  
46 heating and cooling. The current priority system used for ranking  
47 projects eligible for funding from the New Jersey Environmental  
48 Infrastructure Financing Program provides additional points to

**A2307 DEANGELO, PINKIN**

4

1 clean water projects whose primary purpose is to implement green  
2 infrastructure, water or energy efficiency improvements, including  
3 projects designed to reduce greenhouse gas emissions. This bill  
4 provides that projects that include the construction and maintenance  
5 of a green or blue roof would receive additional weight in the  
6 ranking system to assist these projects in ranking higher on the  
7 project list, since the program's funding is limited and the  
8 application process is competitive.