

P.L.2012, CHAPTER 12, *approved June 27, 2012*
Senate, No. 2012

1 AN ACT amending and supplementing the Fiscal Year 2012 annual
2 appropriations act, P.L.2011, c.85.

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

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7 1. The following items and language provisions in section 1 of P.L.2011,
8 c.85, the annual appropriations act for fiscal year 2012, are amended to read as
9 follows:
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34 DEPARTMENT OF EDUCATION
30 Educational, Cultural, and Intellectual Development
34 Educational Support Services

STATE AID

39-5095 Teachers' Pension and Annuity Assistance	[\$1,893,404,000]	<u>\$1,886,037,000</u>
.....		
<i>(From Property Tax Relief Fund</i>	<i>.....</i>	
.....	[\$1,893,404,000]	<u>\$1,886,037,000</u>
Total State Aid Appropriation, Educational Support Services		
.....	[\$2,135,798,000]	<u>\$2,128,431,000</u>
<i>(From Property Tax Relief Fund</i>	<i>.....</i>	
.....	[\$2,135,798,000]	<u>\$2,128,431,000</u>

State Aid:

39 Social Security Tax (PTRF)	[\$763,000,000]	<u>(\$755,633,000)</u>
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Department of Education,

Total State Appropriation	[\$10,613,579,000]	<u>\$10,606,212,000</u>
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54 DEPARTMENT OF HUMAN SERVICES

50 Economic Planning, Development, and Security

53 Economic Assistance and Security

7550 Division of Family Development

GRANTS-IN-AID

14 Notwithstanding any law or regulation to the contrary, in addition to the amounts
15 hereinabove for Work First New Jersey Child Care, an amount not to exceed
16 **[\$31,000,000]** \$35,000,000 is appropriated from the Workforce Development
17 Partnership Fund established pursuant to section 9 of P.L.1992, c.43
18 (C.34:15D-9), subject to the approval of the Director of the Division of Budget
19 and Accounting.

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.

**62 DEPARTMENT OF LABOR AND WORKFORCE
DEVELOPMENT**

50 Economic Planning, Development, and Security

54 Manpower and Employment Services

GRANTS-IN-AID

1 Notwithstanding the provisions of any law or regulation to the contrary, in addition to
2 the amounts hereinabove appropriated for the Work First New Jersey Work
3 Activities and Work First New Jersey - Training Related Expenses accounts, an
4 amount not to exceed **【\$25,500,000】** \$21,500,000 is appropriated from the
5 Workforce Development Partnership Fund, section 9 of P.L.1992, c.43
6 (C.34:15D-9), subject to the approval of the Director of the Division of Budget
7 and Accounting.
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78 DEPARTMENT OF TRANSPORTATION

60 Transportation Programs

61 State and Local Highway Facilities

CAPITAL CONSTRUCTION

60-6200 Trust Fund Authority – Revenues and other funds		
available for new projects	【\$1,035,300,000】	<u>\$956,667,000</u>
Total Capital Construction Appropriation, State and Local		
Highway Facilities	【\$1,035,300,000】	<u>\$956,667,000</u>

Capital Projects:

60 Transportation Trust Fund Account **【(\$1,035,300,000)】** (\$956,667,000)

10 The amount hereinabove appropriated for the Transportation Trust Fund account shall
11 first be provided from revenues received from (i) motor fuel taxes, which are
12 hereby appropriated for such purposes pursuant to Article VIII, Section II,
13 paragraph 4 of the State Constitution; (ii) \$222,500,000 from the petroleum
14 products gross receipts tax, which is hereby appropriated for such purposes
15 pursuant to Article VIII, Section II, paragraph 4 of the State Constitution; (iii)
16 **【\$265,800,000】** \$200,000,000 from the sales and use tax which is hereby
17 appropriated for such purposes pursuant to Article VIII, Section II, paragraph 4 of
18 the State Constitution; (iv) \$12,000,000 of funds received from the various
19 transportation-oriented authorities pursuant to contracts between such
20 transportation-oriented authorities and the State; and (v) such additional sums
21 pursuant to P.L.1984, c.73 (C.27:1B-1 et seq.); as may be necessary to satisfy all
22 fiscal year 2012 debt service, bond reserve requirements, and other fiscal
23 obligations of the New Jersey Transportation Trust Fund Authority.

Department of Transportation,		
Total State Appropriation	【\$1,415,206,000】	<u>\$1,336,573,000</u>

Total State Appropriation, All State Funds .. **【\$12,028,785,000】** \$11,942,785,000

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27 2. In addition to the amounts appropriated under P.L.2011, c.85, the
28 annual appropriations act for fiscal year 2012, there are appropriated out of the
29 General Fund the following sums for the purposes specified:

22 DEPARTMENT OF COMMUNITY AFFAIRS

70 Government Direction, Management, and Control

75 State Subsidies and Financial Aid

STATE AID

04-8030 Local Government Services	\$21,118,000
Total State Aid Appropriation, State Subsidies and Financial Aid	\$21,118,000

State Aid:

04 Transitional Aid to Localities	(\$21,118,000)
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Department of Community Affairs, Total State Appropriation ...	\$21,118,000
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46 DEPARTMENT OF HEALTH AND SENIOR SERVICES

20 Physical and Mental Health

26 Senior Services

GRANTS-IN-AID

22-4275 Medical Services for the Aged	\$35,511,000
Total Grants-in-Aid Appropriation, Senior Services	\$35,511,000

Grants-in-Aid:

22 Payments for Medical Assistance Recipients – Nursing Homes	(\$35,511,000)
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Department of Health and Senior Services, Total State Appropriation	\$35,511,000
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54 DEPARTMENT OF HUMAN SERVICES

20 Physical and Mental Health

24 Special Health Services

7540 Division of Medical Assistance and Health Services

GRANTS-IN-AID

22-7540 General Medical Services	\$145,792,000
Total Grants-in-Aid Appropriation, Division of Medical Assistance and Health Services	\$145,792,000

Grants-in-Aid:

22 Managed Care Initiative	(\$145,792,000)
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30 Educational, Cultural, and Intellectual Development

32 Operation and Support of Educational Institutions

DIRECT STATE SERVICES

05-7610 Residential Care and Habilitation Services	\$28,866,000
Total Direct State Services Appropriation, Operation and Support of Educational Institutions	\$28,866,000

Direct State Services:

Personal Services:

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Salaries and Wages (\$28,866,000)

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Department of Human Services, Total State Appropriation \$174,658,000

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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 \$1,293,000

Total Direct State Services Appropriation, Law Enforcement . \$1,293,000

Direct State Services:

Personal Services:

Salaries and Wages (\$1,293,000)

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Department of Law and Public Safety,

Total State Appropriation \$1,293,000

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Total Appropriation, General Fund \$232,580,000

Total Appropriation, All State Funds \$232,580,000

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7 3. Upon certification by the Director of the Division of Budget and
8 Accounting in the Department of the Treasury that federal funds to support the
9 expenditures listed below are available, the following sums are appropriated in
10 addition to the amounts of federal funds appropriated under P.L.2011, c.85, the
11 annual appropriations act for fiscal year 2012:
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FEDERAL FUNDS

54 DEPARTMENT OF HUMAN SERVICES

50 Economic Planning, Development, and Security

53 Economic Assistance and Security

15-7550 Income Maintenance Management \$22,000,000

Total Appropriation, Economic Assistance and Security \$22,000,000

Special Purpose:

Work First New Jersey – Technology

Investments – Title XIX (\$22,000,000)

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67 DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS

80 Special Government Services

83 Services to Veterans

20-3640 Domiciliary and Treatment Services \$2,163,000

Total Appropriation, Services to Veterans \$2,163,000

Special Purpose:

Medicare Part A Receipts for Resident

Care and Operational Costs (\$2,163,000)

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Total Appropriation, Federal Fund \$24,163,000

Total Appropriation, All Funds \$256,743,000

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3 4. The following language provision is added to the General Provisions of
4 P.L.2011, c.85, the annual appropriations act for fiscal year 2012:

5 Notwithstanding the provisions of any law or regulation to the contrary, there is
6 appropriated an amount not to exceed \$200,000,000 from the Clean Energy Fund for
7 transfer to the General Fund as State revenue, subject to the approval of the Director
8 of the Division of Budget and Accounting.

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10 5. This act shall take effect immediately.

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STATEMENT

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15 This bill amends and supplements the Fiscal Year 2011-2012
16 appropriations act, making State and federal supplemental
17 appropriations totaling \$256,743,000, reducing enacted
18 appropriations by \$86,000,000, and amending and supplementing
19 various language provisions affecting appropriations.

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21 Supplemental appropriations of State funds:

22 **Department of Community Affairs:** The bill appropriates
23 \$21,118,000 for State Aid to Transitional Aid to Localities. The
24 appropriation is the result of a conversion of a \$32.0 million
25 emergency loan made to the City of Newark into a grant. Existing
26 unspent balances in the account cover the first \$10.9 million of the
27 grant, while the \$21.1 million supplemental appropriation funds the
28 remainder.

29 **Department of Health and Senior Services:** The bill
30 appropriates \$35,511,000 in Grants-in-Aid funding for Payments
31 for Medical Assistance Recipients – Nursing Homes under the
32 Medicaid program to make up for unrealized savings from a federal
33 waiver request that has yet to be approved.

34 **Department of Human Services:** The bill appropriates a total of
35 \$174,658,000 in State funds for the following purposes: 1) a
36 \$145,792,000 Grants-in-Aid appropriation for Managed Care
37 Initiative under the Medicaid program to make up for unrealized
38 savings from a federal waiver request that has yet to be approved;
39 and 2) a \$28,866,000 Direct State Services appropriation to
40 Residential Care and Habilitation Services at residential
41 developmental centers for individuals with developmental
42 disabilities to offset lower than anticipated federal Intermediate
43 Care Facilities revenues.

1 ***Department of Law and Public Safety:*** The bill appropriates
2 \$1,293,000 in Direct State Services funding for State Police
3 Operations to offset a shortfall in anticipated collections from the
4 sale of State Police helicopters.

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6 Supplemental appropriations of federal funds:

7 ***Department of Human Services:*** The bill appropriates an
8 additional \$22,000,000 in federal funds that was received as an
9 increased Medicaid match for Work First New Jersey – Technology
10 Investments – Title XIX.

11 ***Department of Military and Veterans’ Affairs:*** The bill
12 appropriates an additional \$2,163,000 in federal funds that was
13 received as increased Medicare Part A Receipts for Resident Care
14 and Operational Costs at the Paramus Veterans Memorial Home.

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16 Supplements or amendments to various language provisions:

17 ***Departments of Human Services and Labor and Workforce***
18 ***Development:*** A language provision shifts \$4,000,000 that was
19 previously appropriated out of the off-budget Workforce
20 Development Partnership Fund to the Work First New Jersey Work
21 Activities account in the Department of Labor and Workforce
22 Development. The \$4,000,000 reflects unneeded surplus amounts
23 in the originating account and is transferred to the Work First New
24 Jersey Child Care account in the Department of Human Services to
25 offset child care costs.

26 ***Department of Transportation:*** A language provision reduces
27 the allocation of sales and use tax collections to the Transportation
28 Trust Fund by \$65,800,000. The reduction reflects lower than
29 anticipated Transportation Trust Fund debt service costs because of
30 savings from federal Build America Bond debt service subsidies
31 and the favorable financing terms achieved for the Transportation
32 Trust Fund Authority’s Fiscal Year 2012 bond issuance.

33 ***General Language Provision affecting Appropriations and***
34 ***Revenues:*** A language provision permits the transfer of up to
35 \$200,000,000 in surplus balances from the Clean Energy Fund to
36 the General Fund.

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38 Reductions in enacted appropriations:

39 ***Department of Education:*** Higher than anticipated school
40 district employee attrition permits a \$7,367,000 reduction in the
41 Fiscal Year 2012 State Aid appropriation for the employer share of
42 Social Security Tax payments the State makes on behalf of school
43 districts.

44 ***Department of Transportation:*** The bill reduces by \$78,633,000
45 the Fiscal Year 2012 Capital Construction appropriation for
46 Transportation Trust Fund debt service because of savings from
47 federal Build America Bond debt service subsidies and other
48 reductions in debt service expenses.

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Makes FY 2012 State and federal supplemental appropriations totaling \$256,743,000, reduces FY 2012 appropriations by \$86,000,000, and amends and supplements various language provisions affecting appropriations in FY 2012.