



January 6, 2026

Dear New Jersey Legislature,

We are a coalition of businesses and associations that represent job creators in New Jersey and are fighting for a fair, predictable, and balanced environment in which to do business and grow the economy for the betterment of all our citizens. We ask that you oppose the so-called “Climate Superfund Act” (S3545/A4696). We welcome a dialogue to address the real resiliency needs of our state and to create complementary alternative energy sources.

This letter will address four main reasons why this bill should not move forward: affordability, impact to jobs and the economy, unfairness, and the poor message it sends to the business community that complying with the law can nonetheless result in substantial liabilities.

**1. Affordability – This bill is predicted to cost NJ households an additional \$1,000 per year over the next nine years.**

Advocates have made the fanciful claim that the costs imposed on fossil fuel companies will not be passed on to consumers. This claim is patently false. While we do not know how much the State Treasurer may seek to assess under this bill, one of the prime sponsors believes the amount will be **\$40 billion**. At that number, an analysis by the U.S. Chamber of Commerce places the per household consumer costs at over \$1,000 per year for the next nine years with a total cost of over \$9,000, which will exacerbate the affordability crisis we are already in.

**2. Impact on Jobs and the Economy – This bill puts jobs at risk across the entire state.**

New Jersey is home to only two refineries. In North Jersey, the Phillips 66 plant in Linden and in South Jersey, the Paulsboro Refining Company in Paulsboro, NJ. These two New Jersey refineries alone, contribute \$8.4 billion to the national economy, pay \$1.4 billion in state and local taxes, pay \$4 billion in labor income, and support 35,700 jobs in the state. New Jerseyans annually consume 3.5 billion gallons of gasoline, 1.1 billion gallons of diesel and home heating oil, and 806 million gallons of jet fuel, all products that are produced right here in the Garden State. The economic significance of the Bayway Industrial Complex is detailed in the recently released [Economic Impact Analysis](#). Passage of this bill would put those jobs in jeopardy and harm the state and regional economy. Predicting that this bill would harm our two remaining refineries is not fear

mongering. The East Coast used to be the home to about 14 refineries - we now have four left, with two in New Jersey. The threat to these refineries from this bill is real.

3. **Unfairness** - It is fundamentally unfair to impose a retroactive assessment against companies that provide a legal product that remains necessary for our national security, the health of our state's economy and to accommodate our modern lifestyle. We will need to rely on fossil fuels for decades to come. Furthermore, it is unjust that the bill only imposes these charges against companies that refine or extract fossil fuels but not on the businesses and consumers who use these products and create the emissions. The bill also ignores the trickle-down effect that it will have on the vast number of smaller companies in New Jersey, who engage in the exact same activities and on the consumers of those fuels.
4. **Sending the Wrong Message to the Business Community - The business community should not be penalized for providing a legal and necessary product that is the foundation of our economic and societal well-being.**

This legislation sends the wrong message to the business community and does nothing to address climate change. It tells businesses that if you provide a legal, essential product, you could be open to enormous penalties. This legislation is also clearly unconstitutional as many courts in other states have found that the issues of how to address climate change need to be addressed at the national and international levels, not by an individual state. New Jersey contributes just 1.7% of the United States' GHG emissions and only 0.3% of worldwide emissions. Yet, this bill seeks to hold companies that do business in New Jersey liable for a company's worldwide activities.

Given the costs being imposed on consumers during an affordability crisis, the harmful impact of this legislation on two major job creators in this state, the unfairness of retroactive liability, and the negative message it sends to the business community, we ask that you not support this legislation. We welcome an opportunity to discuss this with you in greater detail.

Sincerely,

African American Chamber of Commerce of New Jersey, Inc.

American Institute of Architects

American Planning Association - New Jersey

American Physical Therapy Association of New Jersey

Americans for Prosperity

Atlantic County Economic Alliance

Bernards Township Regional Chamber of Commerce

Big I New Jersey

BioNJ

Burlington County Regional Chamber of Commerce

Capital Region Minority Chamber of Commerce

Center for Non-Profits

Central Ocean Business Association

Chamber of Commerce of Greater Philadelphia

Chamber of Commerce Southern New Jersey

Chemistry Council of New Jersey  
CLB NJ  
Commerce and Industry Association of New Jersey  
Downtown New Jersey  
Eastern Monmouth Area Chamber of Commerce  
ELEC 825  
Garden State Initiative  
Garden State Pharmacy Owners, Inc  
Gateway Chamber of Commerce  
Gloucester County Chamber of Commerce  
Greater Atlantic City Chamber of Commerce  
Greater NJ Motorcoach Association  
Greater Lehigh Valley Chamber of Commerce  
Greater Toms River Chamber of Commerce  
Greater Westfield Area Chamber of Commerce  
Health Care Association of New Jersey  
HealthCare Institute of New Jersey  
Hoboken Chamber of Commerce  
Home Care & Hospice Association of New Jersey  
Home Health Services Association of New Jersey  
Hunterdon County Chamber of Commerce  
Jersey 1<sup>st</sup>  
Jersey Shore Chamber of Commerce  
Jersey Shore Partnership  
Mahwah Regional Chamber of Commerce  
Marine Trades Association of New Jersey  
Medical Society of New Jersey  
Middlesex County Regional Chamber of Commerce  
Meadowlands Chamber  
Monmouth Ocean Development Council  
Morris County Chamber of Commerce  
NAIOP-NJ  
National Federation of Independent Business  
National Taxpayers Association  
Newark Regional Business Partnership  
New Jersey Apartment Association  
New Jersey Asphalt Pavement Association  
New Jersey Association of Osteopathic Physicians and Surgeons  
New Jersey Association of Mental Health & Addiction Agencies  
New Jersey Bankers Association  
New Jersey Builders Association  
New Jersey Business & Industry Association  
New Jersey Campground Owners and Outdoor Lodging Association  
New Jersey Civil Justice Institute  
New Jersey Coalition of Automotive Retailers  
New Jersey Concrete and Aggregate Association

New Jersey Dental Association  
New Jersey Fitness Alliance  
New Jersey Food Council  
New Jersey Gasoline-Convenience-Automotive Association  
New Jersey Hotel and Lodging Industry Association  
New Jersey LGBT Chamber of Commerce  
New Jersey Liquor Store Alliance  
New Jersey Licensed Beverage Association  
New Jersey Manufacturing Extension Program, Inc.  
New Jersey Pharmacists Association  
New Jersey Podiatric Medical Society  
New Jersey Realtors  
New Jersey Restaurant & Hospitality Association  
New Jersey Retail Merchants Association  
New Jersey Salon and Spa Coalition  
New Jersey Society of Certified Public Accountants  
New Jersey Society of Optometric Physicians  
New Jersey Staffing Alliance  
New Jersey State Chamber of Commerce  
New Jersey State Funeral Directors Association  
New Jersey State Veterans Chamber of Commerce  
New Jersey Tourism Industry Association  
New Jersey Utilities Association  
New Jersey YMCA State Alliance  
New Jersey Warehousemen & Movers Association  
New York Shipping Association, Inc.  
North Jersey Jewish Business Alliance  
North New Jersey Chamber of Commerce  
Ocean City Chamber of Commerce  
PBF Energy  
Phillips 66  
Princeton Mercer Regional Chamber of Commerce  
Salem County Chamber of Commerce  
Somerset County Business Partnership  
South Jersey Industries  
Southern NJ Development Council  
Sussex County Chamber of Commerce  
TechUnited:NJ  
The American Planning Association - NJ Chapter  
Union Township Chamber of Commerce  
United Way of Northern New Jersey  
US Chamber of Commerce - Institute for Legal Reform  
Utility & Transportation Contractors Association  
Washington Borough BID