

Subject	2023 SSBCI Life Science NOI Questions and Responses
Tags	Question and Answer Period, Legal Review, Frequently Asked Questions, Federal Compliance, State Compliance, Reporting, SSBCI, Program Development

Summary

The purpose of this document is to accumulate and memorialize questions gathered in response to the notice of investment opportunity (“NOI” or “Notice”) for the SSBCI Life Science Healthcare Fund. Questions to this notice had to be submitted in writing via e-mail. **NO FURTHER QUESTIONS ARE ALLOWED AT THIS TIME.**

When relevant throughout this document, responses referencing the SSBCI Capital Program Policy Guidelines (CPPG or guidelines) refer to the December 15, 2022, update available here: <https://home.treasury.gov/system/files/136/SSBCI-Capital-Program-Policy-Guidelines.pdf>.

Questions – SSBCI Life Science Fund

#	Date	Question	DAG Response
1	2/13/2023	What qualifies as a NJ-based life science company to receive investment from this fund (e.g., extent of New Jersey presence: headquarters or office in NJ, minimum number of NJ-based employees, etc.)?	<p>The categories of acceptable life sciences companies include pharmaceuticals, including, branded, generic and specialty, biotechnology, medical devices, regenerative medicine, microbiome, technology platforms geared to assist the medical community, digital health or healthcare software, diagnostics, biomedical technologies, nutraceuticals, cosmeceuticals, and others that dedicate their efforts to creating products to improve human or animal lives.</p> <p>US Treasury requires each jurisdiction to use at least 90 percent of its capital allocation for loans, investments, and other credit or equity support for small businesses located in the jurisdiction. https://home.treasury.gov/system/files/136/SSBCICapital-Program-Policy-Guidelines.pdf (page 41-42, SSBCI Capital Program Policy Guidelines). In the aggregate, a manager will be required to demonstrate 90% of SSBCI capital is deployed within the jurisdiction. A qualifying NJ business is:</p> <ul style="list-style-type: none"> • One which at least 50% of non-retail employees working or living in New Jersey, or 50% of payroll is paid to employees, living or working in NJ; or, • A business which has its headquarters in New Jersey.
2	2/13/2023	Is NJEDA’s distribution of SSBCI funds restricted to capital calls, or can funds be committed upon execution of documents and upon the occurrence of milestones, as long as certain conditions are met or pre-agreed to?	The Authority will only distribute SSBCI funds upon a capital call. The Authority will require a certification from the selected manager(s) on the use of funds and prohibited use of funds before funding any and all capital calls. The selected manager(s) must specify that the intended use of called capital is compliant with use of funds and reporting requirements. In the event of non-compliance, NJEDA may not fulfill capital call funding for the transaction.
3	2/13/2023	Will financials and other reports require certified audits or will	Selected fund manager(s) to provide to the Authority annual financial statements prepared by an independent

		reviewed financials by an independent CPA firm be accepted?	Certified Public Accountant for the life of the investment. Please see section 4 of the NJ Life Science/Healthcare Fund NOI, which includes additional fund manager deliverables under the program.
4	2/13/2023	Other than financial information, what, if any other information shall require third party review or certification? Please identify the level of oversight for each.	Third party reviews or certifications are not expressly required other than financial information as previously described and indicated in the Notice. However, should such requirements arise in the future, NJEDA will provide notice to the affected parties at that time.
5	2/13/23	If awarded, would it be possible for us to hold office hours at the EDA's North Brunswick facility – perhaps once or twice a month, if and when you have a spare office available for the day?	<p>If the interested fund manager(s) does/do not currently have an office in the State, the manager(s) may operate at a remote or satellite in-State office, co-working facility or establish a permanent facility. The office location must be provided to the Authority before closing and evidence must be presented to verify the active and in person sourcing efforts in New Jersey.</p> <p>Any proposed use by the fund manager of EDA real estate, including, but not limited to, the North Brunswick facility must follow the applicable process to request such space from the Authority. There is no space dedicated to selected fund managers.</p>