

# RULE PROPOSALS

## INTERESTED PERSONS

Interested persons may submit comments, information or arguments concerning any of the rule proposals in this issue until the date indicated in the proposal. Submissions and any inquiries about submissions should be addressed to the agency officer specified for a particular proposal.

The required minimum period for comment concerning a proposal is 30 days. A proposing agency may extend the 30-day comment period to accommodate public hearings or to elicit greater public response to a proposed new rule or amendment. Most notices of proposal include a 60-day comment period, in order to qualify the notice for an exception to the rulemaking calendar requirements of N.J.S.A. 52:14B-3. An extended comment deadline will be noted in the heading of a proposal or appear in subsequent notice in the Register.

At the close of the period for comments, the proposing agency may thereafter adopt a proposal, without change, or with changes not in violation of the rulemaking procedures at N.J.A.C. 1:30-6.3. The adoption becomes effective upon publication in the Register of a notice of adoption, unless otherwise indicated in the adoption notice. Promulgation in the New Jersey Register establishes a new or amended rule as an official part of the New Jersey Administrative Code.

## CHILDREN AND FAMILIES

### (a)

#### COMMISSIONER

#### Notice of Administrative Corrections Rulemaking Procedures Addition of Electronic Submission of Comments Proposed New Rules: N.J.A.C. 3A:2

Take notice that the Department of Children and Families (Department) discovered that the notice of proposal published on November 7, 2016, 48 N.J.R. 2184(a), proposing new N.J.A.C. 3A:2, inadvertently did not include a method to submit comments electronically. As part of adding the electronic submission of comments to ensure compliance with N.J.S.A. 52:14B-1 et seq., Administrative Procedure Act, and N.J.A.C. 1:30-5.1(b)9, the Department is also extending the comment period by 28 days to allow for a full 60-day comment period upon the publication of this notice of correction. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the comment submission information is as follows:

Submit written comments by February 3, 2017, to:

Pamela Wentworth, M.S.W., L.S.W.  
Office of Policy and Regulatory Development  
Department of Children and Families  
PO Box 717  
Trenton, New Jersey 08625  
or [rules@dcf.state.nj.us](mailto:rules@dcf.state.nj.us)

## COMMUNITY AFFAIRS

### (b)

#### DIVISION OF LOCAL GOVERNMENT SERVICES LOCAL FINANCE BOARD

#### Duties; Use of Local Finance Notices; Reserve for Pension Contributions; Annual Budgets of Municipal Port Authorities; Grants

#### Proposed Repeals: N.J.A.C. 5:30-1.2, 1.5, 3.7, 10.1, and 16.3

#### Proposed Amendment: N.J.A.C. 5:30-1.8

Authorized By: Local Finance Board, Timothy J. Cunningham,  
Chair.

Authority: N.J.S.A. 40:68A-43.1, 40A:5A-26, 52:27BB-8, and 52:27BB-10.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2016-197.

Please submit written comments on the notice of proposal by February 3, 2017, via e-mail to [dlgs@dca.nj.gov](mailto:dlgs@dca.nj.gov) or by regular mail to:

Patricia Parkin McNamara, Executive Secretary  
Local Finance Board  
Department of Community Affairs  
PO Box 803  
Trenton, NJ 08625-0803

For comments submitted via e-mail, please name the subject heading "Omnibus Repeal-Local Finance Board Regulations."

The agency proposal follows:

#### Summary

The Local Finance Board (Board) proposes repealing several existing rules in N.J.A.C. 5:30, namely in Subchapters 1, 3, 10, and 16. In addition, the Board proposes amending N.J.A.C. 5:30-1.8.

N.J.A.C. 5:30-1.8 contains regulations pertaining to the use and issuance of Local Finance Notices. Communications and directives called "Local Finance Notices" are issued by the Director of the Division of Local Government Services on a periodic basis to local units regulated by the Division of Local Government Services (Division) and the Local Finance Board. Local Finance Notices are posted on the Division's website and are searchable by year, number, title, or subject. Notices are directly distributed through dedicated electronic listservs to the following categories of local government officials: municipal clerks, county freeholder board clerks, chief financial officers, tax collectors, procurement officials, authority officials, fire district officials, and registered municipal accountants, based on their relevance to the particular category. Local Finance Notices on topics of interest to the wider public are electronically distributed via the Division's general listserv and the Local Finance Board's general listserv.

N.J.A.C. 5:30-1.8(c) requires the Division to publish a public notice in the New Jersey Register following the release of each Local Finance Notice that summarizes its contents. Since N.J.A.C. 5:30-1.8 was adopted in 2003, internet connectivity and the use of technology by local government has become virtually universal. The requirement that Local Finance Notices be published in the New Jersey Register is no longer necessary given the widespread electronic availability and distribution of Local Finance Notices; as such, the Board proposes deleting subsection (c). Subsection (a) would be amended to add the Local Finance Notice numbering reference from subsection (c).

N.J.A.C. 5:30-1.2 and 1.5 are proposed for repeal. N.J.A.C. 5:30-1.2 sets forth, in general terms, the Local Finance Board's statutory duty to review the entire field of New Jersey local government and promulgate appropriate rules for the interpretation and administration of State laws within its jurisdiction. N.J.A.C. 5:30-1.5 sets forth the Board's statutory