

**PUBLIC NOTICE**

**COMMUNITY AFFAIRS**

**COMMISSIONER**

**Notice of Action on Petition for Rulemaking for Remote Meeting Protocol for Local Public Bodies During Declared Emergency**

**N.J.A.C. 5:39**

Petitioner: Larry S. Loigman, Esq.

**Take notice** that on December 27, 2023, the Department of Community Affairs (Department) received a petition for rulemaking from Larry S. Loigman, Esq. requesting that the Department promulgate a new rule prohibiting any member of a local public body from being counted towards a quorum, or voting on any motion, resolution, or ordinance if that member is participating remotely. The petitioner argues that the above-referenced rule is necessary to address inconsistent practices in the conduct of public meetings by different political subdivisions, and that the Department has authority to promulgate such a rule pursuant to N.J.S.A. 10:4-9.3.d. A notice acknowledging receipt of the petition was published in the February 5, 2024 New Jersey Register at 56 N.J.R. 217(b).

**Take further notice** that the petition was duly considered pursuant to law. The Department has determined to refer the matter for further deliberations within 90 days in order to finalize its review of the petitioner's request.

A copy of this notice has been mailed to the petitioner.