

# RULE ADOPTIONS

## BANKING

### (a)

#### DIVISION OF BANKING

##### Notice of Readoption

##### Dedicated Funding Assessment

##### Readoption: N.J.A.C. 3:5

Authority: N.J.S.A. 17:1-8, 17:1-8.1, 17:1-15.e, and 17:1C-33 through 48.

Authorized By: Susan Ochs, Acting Commissioner, Department of Banking and Insurance.

Effective Date: February 18, 2026.

Expiration Date: February 18, 2033.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 3:5 were scheduled to expire on May 6, 2026. N.J.A.C. 3:5 establishes rules governing the dedicated funding mechanism that supports the Division of Banking within the Department of Banking and Insurance (Department), as mandated at N.J.S.A. 17:1C-33 through 48. The rules in this chapter allocate the financial responsibility proportionately among depository institutions and other regulated financial entities. This chapter sets forth the regulatory framework through which institutions within the Department's jurisdiction contribute to the costs of their supervision through assessments and fees, rather than relying upon general State tax revenues.

This chapter sets forth the procedure and time frames for the Department of the Treasury to certify, to the Commissioner of the Department (Commissioner), the total amount of expenses incurred in connection with the administration of the Division of Banking. It also sets forth the time frame for the Commissioner to issue an assessment to a regulated entity. Additionally, this chapter sets forth the assessment computation formula.

The chapter is organized into the following subchapters:

1. Purpose and Scope
2. Definitions
3. Expense Certification and Apportionment
4. Assessment Computation
5. Maximum Assessment
6. Objection Procedure
7. Delinquency and Collection
8. Fees/Exemptions
9. Penalties for Improper Reporting

The Department has reviewed these rules and has determined that the chapter remains necessary, reasonable, proper, efficient, understandable, and responsive to the purposes for which it was originally promulgated. Accordingly, pursuant to N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

## CHILDREN AND FAMILIES

### (b)

#### OFFICE OF EDUCATION

##### Notice of Readoption

##### Instructional Staff

##### Readoption with Technical Changes: N.J.A.C. 3A:80

Authority: N.J.S.A. 18A:1-1, 18A:7B-6 and 9, 18A:60-1 et seq. (P.L. 2006, c. 47), and 30:1-12.

Authorized By: Christine Norbut Beyer, M.S.W., Commissioner, Department of Children and Families.

Effective Dates: January 19, 2026, Readoption;

March 16, 2026, Technical Changes.

New Expiration Date: January 19, 2033.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 3A:80, Instructional Staff, were scheduled to expire on March 14, 2026. The rules at N.J.A.C. 3A:80 implement the provisions at N.J.S.A. 18A:60-1 et seq., which grant tenure rights to instructional staff.

Subchapter 1 governs the tenure of instructional staff who are employed at educational facilities operated by the Office of Education within the Department of Children and Families (Department). N.J.A.C. 3A:80-1 sets forth the purpose, scope, and key term definitions and includes rules that govern the scope of tenure, eligibility, notice of reemployment and non-reemployment, performance assessments, disciplinary action, and reduction in force.

The Department has reviewed the rules at N.J.A.C. 3A:80 and determined that the rules should be readopted without substantial changes; however, technical changes are needed throughout N.J.A.C. 3A:80-1 to update the name of the Department of Children and Families in accordance with P.L. 2006, c. 47, and to correct outdated language and references. The technical changes include: replacing "his or her" throughout the subchapter, updating the name of the Civil Service Commission at N.J.A.C. 3A:80-1.2(a)2, and correcting out-of-date cross-references at N.J.A.C. 3A:80-1.5(c), 1.8(a), and 1.9. The rules are necessary, reasonable, and proper for the purposes for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), these rules are readopted with technical changes and shall continue in effect for a seven-year period.

**Full text** of the technical changes follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

#### SUBCHAPTER 1. TENURE

##### 3A:80-1.1 Purpose

This subchapter implements the provisions [of] at N.J.S.A. 18A:60-1 et seq., which grant tenure rights to instructional staff of the Department of [Human Services] **Children and Families**.

##### 3A:80-1.2 Scope

(a) This subchapter applies to all individuals employed by the Department of [Human Services] **Children and Families** who:

1. (No change.)
2. Are not otherwise included in the New Jersey [Department of Personnel] **Civil Service Commission** career service.

##### 3A:80-1.3 Definitions

When used in this subchapter, the following terms shall have the indicated meanings, unless the context clearly indicates otherwise.

...

"Instructional staff member" means a member of the professional staff of the Office of Education or any facility in the Department of [Human Services] **Children and Families**, holding position, employment, or function of such character that the qualifications require [him or her to possess] a valid and effective standard certificate issued by the State Board of Examiners, appropriate to [his or her assignment] **the assigned role**, as determined by the Director, Office of Education. Applications of time earned during possession of emergency or provisional certifications are described [in] at N.J.A.C. 3A:80-1.5.

"Office of Education" means the Office of Education within the Department of [Human Services] **Children and Families**.

"One year of service" means, for seniority purposes only, 12 months of employment in pay status in a tenure-applicable title in the Department of [Human Services] **Children and Families**. A service period commences on the date of appointment into a tenure-applicable title. Examples of tenure-applicable titles are Teacher I; Teacher II; Supervisor of Educational Programs I and II; Assistant Supervisor of Educational Programs I and II; Instructor, Commission for the Blind and Visually Impaired; School Psychologist; Learning Disabilities Specialist; School