

RULE ADOPTIONS

ADMINISTRATIVE LAW

(a)

HUMAN SERVICES

OFFICE OF ADMINISTRATIVE LAW

DIVISION OF FAMILY DEVELOPMENT

Special Hearing Rules

Work First New Jersey Program

Family Development Hearings

Emergency Fair Hearings

Jointly Adopted Amendments: N.J.A.C. 1:10-12.2 and 10:90-9.17

Proposed: August 18, 2025, at 57 N.J.R. 1749(a).

Adopted: January 8, 2026, by Sarah Adelman, Commissioner,
Department of Human Services and reconfirmed May 18, 2026,
by Dr. Stephen Cha, new Department of Human Services
Commissioner, and the Hon. Barry E. Moscovitz, Director,
Office of Administrative Law.

Filed: January 8, 2026, as R.2026 d.039, **without change**.

Authority: N.J.S.A. 30:1-12 and 52:14F-5.e, f, and g.

Effective Date: June 15, 2026.

Expiration Dates: November 5, 2028, N.J.A.C. 1:10; and
October 4, 2028, N.J.A.C. 10:90.

Summary of Public Comment and Agency Response:

The official comment period ended October 17, 2025. **The Division of Family Development and the Office of Administrative Law received no comments.**

Federal Standards Statement

The jointly adopted amendments implement the Administrative Procedure Act, N.J.S.A. 52:14B-1 and 52:14F-1 et seq. They also implement Federal regulations at 7 CFR 273.15, 7 CFR 273.16, and 45 CFR 205.10, regarding fair hearings and Federal assistance programs. The requirements of these rules are the same as those imposed by Federal law. Therefore, a Federal standards analysis is not required.

Full text of the adoption follows:

CHAPTER 10 FAMILY DEVELOPMENT HEARINGS

SUBCHAPTER 12. CONTINUED ELIGIBILITY; EMERGENCY FAIR HEARINGS

1:10-12.2 Emergency fair hearings in TANF or General Assistance cases

(a) When DFD determines that a request for hearing should be scheduled as an emergency fair hearing:

1.-4. (No change.)

5. The petitioning applicant/recipient, his or her representative or the county social services agency or MWD may, in writing, make exception or objection to the initial decision, to the DFD no later than the first business day following the issuance of the initial decision.

6. (No change.)

CHAPTER 90 WORK FIRST NEW JERSEY PROGRAM

SUBCHAPTER 9. NOTICES AND HEARINGS IN WFNJ

10:90-9.17 Emergency fair hearings

(a) (No change.)

(b) When it is determined that a request for hearing should be scheduled as an emergency fair hearing:

1.-4. (No change.)

5. Only in emergency fair hearings may the applicant/recipient, his or her representative, or the county or municipal agency take exception or object to the initial decision, in writing, to the DFD no later than the first business day following the issuance of the initial decision.

6. The Assistant Commissioner of the DFD shall issue a final decision no later than three business days following the date the initial decision is received, which shall accept, reject, or modify the initial decision. On the day the final decision is issued, the DFD shall notify the county or municipal agency, and the petitioner or the petitioner's representative, in writing, of the final decision, and any relief ordered shall be provided by the county or municipal agency on the day notice of the final decision is received.

ENVIRONMENTAL PROTECTION

(b)

WATERSHED AND LAND MANAGEMENT

Coastal Zone Management Rules

Freshwater Wetlands Protection Act Rules

Flood Hazard Area Control Act Rules

Adopted Repeal: N.J.A.C. 7:7A-11.10

Adopted Amendments: N.J.A.C. 7:7-17.11 and 17.14; 7:7A-11.1, 11.2, 11.6, 11.9, 11.13, 11.16, 11.22, 11.25, and 11.26; and 7:13-13.9

Proposed: March 17, 2025, at 57 N.J.R. 500(a).

Adopted: March 16, 2026, by Ed Potosnak, Acting Commissioner,
Department of Environmental Protection.

Filed: March 17, 2026, as R.2026 d.052, **with a non-substantial change** not requiring additional public notice and comment (see N.J.A.C. 1:30-6.3.)

Authority:

As to N.J.A.C. 7:7: N.J.S.A. 12:3-1 et seq., 12:5-3, 13:1D-1 et seq., 13:1D-9 et seq., 13:1D-29 et seq., 13:9A-1 et seq., 13:19-1 et seq., 23:2A-1 et seq., and 58:10A-1 et seq.;

As to N.J.A.C. 7:7A: N.J.S.A. 13:9B-1 et seq., 23:2A-1 et seq., and 58:10A-1 et seq.; and

As to N.J.A.C. 7:13: N.J.S.A. 13:1D-1 et seq., 13:1D-29 et seq., 13:20-1 et seq., 23:2A-1 et seq., 58:1A-1 et seq., 58:10A et seq., 58:11A-1 et seq., and 58:16A-50 et seq.

DEP Docket Number: 01-25-02.

Effective Date: June 15, 2026.

Expiration Dates: July 8, 2028, N.J.A.C. 7:7;
April 12, 2029, N.J.A.C. 7:7A; and
July 8, 2028, N.J.A.C. 7:13.

The New Jersey Department of Environmental Protection ("Department," "NJDEP," or "DEP") is adopting new rules to implement amendments to certain mitigation provisions provided in the Coastal Zone Management Rules (N.J.A.C. 7:7), Freshwater Wetland Protection Act rules (N.J.A.C. 7:7A), and Flood Hazard Area Control Act rules (N.J.A.C. 7:13).

Summary of Hearing Officer's Recommendations and Agency Responses:

The Department held a virtual public hearing on April 16, 2025, through its video conferencing software, Microsoft Teams. Susan Lockwood, Manager within the Bureau of Program Development, served as the hearing officer for the public hearings. Five people provided oral comments at the public hearing. After reviewing the written and oral comments received during the public comment period, the hearing officer