

# PUBLIC NOTICES

## ADMINISTRATIVE LAW

(a)

### OFFICE OF ADMINISTRATIVE LAW

#### Notice of Receipt of and Action on Petition for Rulemaking

#### Petition to Eliminate Parole Conditions 11, 12, and 13 on Constitutional Grounds

Petitioner: Charles Alford.

**Take notice** that on November 7, 2024, the Office of Administrative Law (OAL) received a petition for rulemaking from petitioner requesting that the OAL amend rules of the New Jersey State Parole Board to eliminate parole conditions 11, 12, and 13. Petitioner states that these conditions unlawfully impose New Jersey 2C criminal statutes as parole conditions without affording the requisite Constitutional protections provided in criminal court.

**Take further notice** that, after reviewing the petition, the Director of the Office of Administrative Law must deny petitioner's request because the Office of Administrative Law has no statutory authority to amend the rules of the New Jersey State Parole Board.

In accordance with N.J.A.C. 1:30-4.2, a copy of this notice has been mailed to the petitioner.

## LAW AND PUBLIC SAFETY

(b)

### DIVISION OF CONSUMER AFFAIRS

#### BOARD OF MARRIAGE AND FAMILY THERAPY EXAMINERS

#### Notice of Action on Petition for Rulemaking Professional Counselor Examiners Committee

#### N.J.A.C. 13:34-10.2

Authority: N.J.S.A. 45:8B-13.

Petitioner: Doreen Consulmagno, LPC.

**Take notice** that on June 25, 2024, the Professional Counselor Examiners Committee (Committee) of the Board of Marriage and Family Therapy Examiners received a petition for rulemaking from Doreen Consulmagno, LPC, requesting that the Committee amend the definition of "qualified supervisor" at N.J.A.C. 13:34-10.2 to remove licensed clinical social workers from the list of individuals eligible to supervise licensed associate counselors. In addition, if the petition is granted, the petitioner recommends that the Committee reject any proposed plan of supervision submitted pursuant to N.J.S.A. 45:8B-50 that includes a licensed clinical social worker as a qualified supervisor once the amended definition goes into effect.

Currently, the definition of "qualified supervisor" at N.J.A.C. 13:34-10.2 includes individuals licensed to practice professional counseling, marriage and family therapy, psychology, psychiatry, and social work. The petitioner states that the experience, education, and training social workers receive do not meet the experience, education, and training

criteria to become a licensed professional counselor. Consequently, the petitioner believes that licensed associate counselors supervised by licensed clinical social workers may not get the full benefit from supervision, as their supervisors may lack the training and experience necessary to guide and support them. Lastly, the petitioner notes that applicants for licensure as clinical social workers are not permitted to be supervised by licensed professional counselors and believes that the reverse should be true.

A notice acknowledging receipt of the petition was filed with the Office of Administrative Law on July 8, 2024, and was published in the New Jersey Register on August 5, 2024, at 56 N.J.R. 1577(b).

**Take further notice** that, at its July 18, 2024 meeting, the Committee referred this matter to its Regulations Sub-Committee for further deliberation in order to develop a better understanding of the implications this request would have for licensees and the public.

A copy of this notice has been mailed to the petitioners pursuant to N.J.A.C. 1:30-4.2.

## TRANSPORTATION

(c)

### MOTOR VEHICLE COMMISSION

#### Notice of Receipt of Petition for Rulemaking Application

#### N.J.A.C. 13:21-15.2 and 15.4

Petitioner: WNAG Realty, LLC.

**Take notice** that on October 22, 2024, the New Jersey Motor Vehicle Commission (MVC) received a petition for rulemaking from WNAG Realty, LLC, seeking amendments to existing regulations and/or for new rules. The proposed amendments would relax the requirements at N.J.A.C. 13:21-15.2(j), which requires an applicant for a used car dealer license to maintain a schedule of business hours of no fewer than 20 hours per week between the hours of 9:00 A.M. and 5:00 P.M. Monday through Saturday; and N.J.A.C. 13:21-15.4(h), requiring the licensee or authorized signatory to be present at the established place of business at all times during the business hours set forth in the application for licensure; and requiring one person represent the licensed dealer as an authorized signatory, for each licensed dealer. The petitioner proposes that applicants whose established place of business is at or within a multi-business location shared with other used motor vehicles dealer licensees be permitted to maintain a schedule of business hours of no fewer than four hours per week where the licensee or an authorized signatory must be physically present, and at all other times only require the presence of a multi-dealer representative, who may represent more than one licensee at a time. The purpose of the petitioner's request is to reduce the applicant's financial burden with respect to the cost of having to staff the established place of business.

In accordance with the provisions at N.J.A.C. 1:30-4.2, the Chief Administrator will subsequently mail to the petitioner, and file with the Office of Administrative Law, a notice of action on the petition.