

# RULE ADOPTIONS

## ADMINISTRATIVE LAW

(a)

### OFFICE OF ADMINISTRATIVE LAW

#### Notice of Administrative Correction Special Hearing Rules; Casino Control Commission Rules Concerning all Contested Cases N.J.A.C. 1:19-14.1

**Take notice** that the Office of Administrative Law (OAL) has discovered an error in the text of N.J.A.C. 1:19-14.1(c). Effective September 8, 2015, the OAL readopted N.J.A.C. 1:19 with amendments. See 47 N.J.R. 567(a); 2263(a). The OAL proposed and adopted the deletion of N.J.A.C. 1:19-14.1(c)2 and the recodification then-existing paragraph (c)3 as paragraph (c)2. During the production of the 09-08-15 Code Update, paragraph (c)2 was not deleted from the Code and paragraph (c)3 was not recodified. This error is now being corrected. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

**Full text** of the corrected rule follows (addition indicated in boldface **thus**; deletions indicated in brackets [thus]):

1:19-14.1 Rules concerning all contested cases

(a)-(b) (No change.)

(c) In any contested case, the Commission shall have the authority to:

1. (No change.)

[2. Order a rehearing, pursuant to N.J.S.A. 52:12-107(d); and]

[3.] 2. (No change in text.)

## AGRICULTURE

(b)

### DIVISION OF AGRICULTURAL AND NATURAL RESOURCES

#### Notice of Readoption Aquaculture Development Readoption: N.J.A.C. 2:89

Authority: N.J.S.A. 4:27-1 et seq.

Authorized By: State Board of Agriculture and Douglas H. Fisher,  
Secretary, Department of Agriculture.

Effective Date: October 26, 2016.

New Expiration Date: October 26, 2023.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 2:89 were scheduled to expire on November 25, 2016. These rules establish an Aquatic Organism Health Management Plan designed to protect public and private aquaculturists and wild aquatic populations from the importation of non-endemic disease causing organisms, and assist in facilitating the exportation and importation of aquatic species into and out of the State. It includes disease reporting and quarantine requirements as set forth in N.J.S.A. 4:5-1 et seq. These rules continue the established aquaculture policy framework that was begun in 2004, to continue to foster the orderly development of aquaculture. This framework consists of an Aquatic Farmer License issued upon completion and approval of the Application for Aquatic Farmer License and acquisition of any additional permits that may be required by the New Jersey Department of Environmental Protection (NJDEP) or any other agency.

The Department of Agriculture has reviewed the rules and has determined that the rules should be readopted without amendment. The

rules are necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to P.L. 2011, c. 45, these rules are readopted and shall continue in effect for a seven-year period.

(c)

### STATE AGRICULTURE DEVELOPMENT COMMITTEE

#### Notice of Administrative Correction State Agricultural Development Committee Rules Disposition of Conflicts Between any Person Aggrieved by the Operation of a Commercial Farm N.J.A.C. 2:76-2.7

**Take notice** that the Office of Administrative Law (OAL) has discovered an error in the heading of N.J.A.C. 2:76-2.7. Effective April 7, 2014, the State Agriculture Development Committee (SADC) adopted amendments at N.J.A.C. 2:76-2.7 as part of a larger rulemaking adding new rules to the chapter. See 45 N.J.R. 1449(a); 46 N.J.R. 599(a). The SADC proposed and adopted an amendment to the heading of N.J.A.C. 2:76-2.7 to change the heading from "Negotiation of conflicts between any person aggrieved by the operation of a commercial farm" to "Disposition of conflicts between any person aggrieved by the operation of a commercial farm." However, during the production of the 04-07-2014 Code Update, the change to the heading was not incorporated into the chapter. This error is now being corrected. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

**Full text** of the corrected rule follows (addition indicated in boldface **thus**; deletion indicated in brackets [thus]):

2:76-2.7 [Negotiation] **Disposition** of conflicts between any person  
aggrieved by the operation of a commercial farm

(a)-(k) (No change.)

## COMMUNITY AFFAIRS

(d)

### NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY

#### Notice of Administrative Changes Maximum Attorney Services Fees N.J.A.C. 5:80-31.3

**Take notice** that the New Jersey Housing and Mortgage Finance Agency (Agency), pursuant to N.J.A.C. 5:80-31.3(f), has determined the annual increase in the overall Consumer Price Index for New York-Northern New Jersey, as published by the United States Department of Labor, Bureau of Labor Statistics as of September 30, 2016, to be 1.0 percent. Accordingly, the Agency is hereby changing, effective as of January 1, 2017, the maximum fees that can be paid from project funds for Agency-approved attorney services as set forth in N.J.A.C. 5:80-31.3(a).

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

5:80-31.3 Maximum fees

(a) The maximum fees that can be paid from project funds for Agency approved attorney services are as follows:

1. General legal matters . . . up to [\$193.00] **\$195.00**/hour;

2. Tenancy actions, as follows: