

Adopted: September 25, 2025, by the Public Employment Relations Commission, Mary E. Hennessey-Shotter, Chair.
 Filed: September 25, 2025, as R.2025 d.126, **without change**.
 Authority: N.J.S.A. 34:13A-5.4.d, 34:13A-11, and 34:13A-27.
 Effective Date: September 25, 2025.
 Expiration Date: September 25, 2032.

Summary of Public Comment and Agency Response:
No comments were received.

Federal Standards Statement

The National Labor Relations Act excludes “any State or political subdivision thereof.” See 29 U.S.C. § 152(2). No Federal law or regulation applies and the Public Employment Relations Commission cannot rely upon a comparable Federal rule or standard to achieve the aims of the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:13A-1 et seq. The readopted rules were not being adopted in order to implement, comply with, or participate in any program established pursuant to Federal law or State law that incorporates or refers to Federal law, standards, or requirements. Therefore, a Federal standards analysis is not required for the readopted rules.

Full text of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 19:13.

(a)

PUBLIC EMPLOYMENT RELATIONS COMMISSION Unfair Practice Proceedings Complaint with Notice of Hearing

Adopted Amendment: N.J.A.C. 19:14-2.1

Proposed: July 7, 2025, at 57 N.J.R. 1383(a).
 Adopted: September 25, 2025, by the Public Employment Relations Commission, Mary E. Hennessey-Shotter, Chair.
 Filed: September 25, 2025, as R.2025 d.127, **without change**.
 Authority: N.J.S.A. 34:13A-5.4.c and 34:13A-11.
 Effective Date: October 20, 2025.
 Expiration Date: October 28, 2031.

Take notice that the Public Employment Relations Commission (Commission) proposed an amendment at N.J.A.C. 19:14-2.1(a) on July 7, 2025, at 57 N.J.R. 1383(a). The proposed amendment modifies the unfair practice charge procedures to require that the Director of Unfair Practices determine whether to issue a complaint and notice of hearing on an unfair practice charge within 180 days of its filing, such deadline being subject to extension by mutual consent of the parties. A summary of the comment received on the notice of proposed amendment, and the Commission’s response, is provided below. The Commission has determined that no changes are necessary to the proposed amendment.

Summary of Public Comment and Agency Response:

A comment was received from Charles Wowkanec, President, New Jersey State AFL-CIO.

N.J.A.C. 19:14-2.1

COMMENT: The AFL-CIO supports the proposed amendment requiring the Director of Unfair Practices to determine whether to issue a complaint on an unfair practice charge within 180 days of filing, which may be extended by mutual consent of the parties.

RESPONSE: The Commission concurs with the support for this amendment.

Federal Standards Statement

The National Labor Relations Act excludes “any State or political subdivision thereof.” See 29 U.S.C. § 152(2). No Federal law or regulation applies and the Commission cannot rely upon a comparable Federal rule or standard to achieve the aims of the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:13A-1 et seq. The adopted amendments are not being adopted in order to implement, comply with, or participate in any program established pursuant to Federal law or a

State law that incorporates or refers to Federal law, standards, or requirements. Therefore, a Federal standards analysis is not required for the adopted amendment.

Full text of the adoption follows:

SUBCHAPTER 2. COMPLAINT WITH NOTICE OF HEARING

19:14-2.1 Contents; service

(a) Within 180 days after a charge has been filed, if it appears to the Director of Unfair Practices that the allegations of the charge, if true, may constitute unfair practices on the part of the respondent, and that formal proceedings should be instituted in order to afford the parties an opportunity to litigate relevant legal and factual issues, the Director shall issue and serve a formal complaint, including a notice of hearing before a hearing examiner at a stated time and place. The 180-day period for determining whether to issue a complaint may be extended by mutual consent of the parties. The complaint with notice of hearing shall include:

1.-3. (No change.)

(b)

TRANSPORTATION

NEW JERSEY INFRASTRUCTURE BANK

Transportation Infrastructure Financing Program for State-Funded Projects

Adopted New Rules: N.J.A.C. 19:50-5

Proposed: July 7, 2025, at 57 N.J.R. 1388(a).
 Adopted: September 25, 2025, by Francis K. O’Connor, Commissioner, New Jersey Department of Transportation, and Robert A. Briant, Jr., Chairperson, New Jersey Infrastructure Bank.
 Filed: September 25, 2025, as R.2025 d.124, with **non-substantial changes**, not requiring additional public notice and comment (see N.J.A.C. 1:30-6.3).
 Authority: N.J.S.A. 58:11B-1 et seq.
 Effective Date: October 20, 2025.
 Expiration Date: October 20, 2032.

Summary of Public Comment and Agency Response:

The New Jersey Infrastructure Bank (I-Bank) accepted comments on the notice of proposal through September 5, 2025. Ryan Sharpe, Director of Government Affairs and Communications, Utility and Transportation Contractors Association of New Jersey provided timely written and/or oral comments. The comment received and the I-Bank’s response is summarized below.

General Support

1. **COMMENT:** The commenter expressed its unqualified support for the proposed rules highlighting how the Transportation Bank has financed over \$90 million in projects since its inception and the effectiveness in providing financing for local infrastructure projects, which otherwise might have been too costly for municipal government and authorities to undertake.

RESPONSE: The I-Bank thanks the commenter for their support.

Summary of Agency-Initiated Changes Upon Adoption:

The I-Bank is changing N.J.A.C. 19:50-5.32(a)2 to clarify that the preconstruction meeting must be both scheduled and attended by the borrower and/or recipient.

Federal Standards Statement

Executive Order No. 27 (1994) and P.L. 1995, c. 65, requires State agencies that adopt, readopt, or amend State rules that exceed any Federal standards or requirements to include in the rulemaking document a comparison with Federal law. The program is authorized to issue loans and provide other forms of assistance consisting of Federal funds available to the State of New Jersey through the United States Department of Transportation State Infrastructure Bank (SIB) Program provided for