

\*[ii. For facilities sized up to one MW, evidence of having submitted to the relevant EDC an Attachment A to an Interconnection Application and Agreement signed by the installer;]\*

\*[iii.]\* **\*ii.\*** \*[For facilities sized one MW or greater, written]\* **\*Written\*** authorization from the EDC providing conditional approval to construct and a Milestone Reporting Form;

\*[iv.]\* **\*iii.\*** Evidence of applications for all discretionary land use approvals and entitlements applicable to the project, such as municipal zoning permit or municipal site plan approval, county site plan approval, soil conservation district approval, and Pinelands Commission or Highlands Commission approval, with a signed list of all permits to be applied for;

\*[v.]\* **\*iv.\*** A community engagement and subscriber acquisition plan;  
 \*[vi.]\* **\*v.\*** A guaranteed bill credit discount to be offered to subscribers, given as a percentage to two decimal places; and

\*[vii.]\* **\*vi.\*** For projects on a contaminated site or landfill, an estimated size of the area designated as a “contaminated site” or “properly closed sanitary landfill,” a completed New Jersey Department of Environmental Protection permit readiness checklist, and a completed Contaminated Sites and Landfills Eligibility Verification Form.

(e)-(l) (No change.)

**TRANSPORTATION**

**(a)**

**DIVISION OF OPERATIONS**

**Notice of Readoption  
 Roadside, Drainage, Unusual, and Disaster  
 Maintenance**

**Readoption with Technical Changes: N.J.A.C. 16:38**

Authority: N.J.S.A. 27:1A-5, 27:1A-6, and 27:7-1 et seq.  
 Authorized By: Francis K. O’Connor, Commissioner, Department of Transportation.  
 Effective Dates: February 11, 2025, Readoption;  
 March 17, 2025, Technical Changes.  
 New Expiration Date: February 11, 2032.

**Take notice** that, pursuant to N.J.S.A. 52:14B-5.1.c, the Roadside Drainage, Unusual, and Disaster Maintenance rules at N.J.A.C. 16:38 are readopted with technical changes and shall continue in effect for a seven-year period. The rules were scheduled to expire on March 12, 2025. The Department of Transportation has reviewed the rules and determined that they should be readopted, with technical changes to update contact information, because they are necessary, reasonable, adequate, and responsive for the purpose for which they were originally promulgated. Therefore, 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.

This chapter establishes responsibilities for maintenance and damage related to the State right-of-way and for the removal of objects on the highway.

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

SUBCHAPTER 3. RESPONSIBILITY FOR MAINTENANCE

16:38-3.2 Trees

Abutting property owners are responsible for damage done to sidewalks by root systems of trees located within sidewalk areas or adjacent thereto. Removal or trimming of the tree, including roots, must be authorized by the Department through the Operations Permit Office with concurrence by the local Shade Tree Commission within the municipality, if applicable. Contact information is as follows:

New Jersey Department of Transportation  
 Operations Permit Office  
 1035 Parkway Avenue  
 [1st Floor, E&O Bldg.]

PO Box 600  
 Trenton, NJ 08625-0600  
 [(732) 625-4330] **609-963-1487**  
 (609) 588-6212 (Emergency only)

**TREASURY—GENERAL**

**(b)**

**OFFICE OF THE STATE TREASURER  
 Public Employee Charitable Fund-Raising  
 Campaign**

**Readoption with Amendments: N.J.A.C. 17:28**

Proposed: November 18, 2024, at 56 N.J.R. 2222(a).  
 Adopted: February 13, 2025, by Elizabeth Maher Muoio, State Treasurer.  
 Filed: February 13, 2025, as R.2025 d.034, **without change**.  
 Authority: N.J.S.A. 52:14-15.9c13 and 52:18A-30.  
 Effective Dates: February 13, 2025, Readoption;  
 March 17, 2025, Amendments.  
 Expiration Date: February 13, 2032.

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

**Federal Standards Statement**

A Federal standards analysis is not required because there are no Federal laws or standards applicable to the rules readopted with amendments.

**Full text** of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 17:28.

**Full text** of the adopted amendments follows:

SUBCHAPTER 1. GENERAL PROVISIONS

17:28-1.3 Definitions

The following words and terms, when used in this chapter shall have, unless the context clearly indicates otherwise, the following meanings:

...  
 “Employee” means any person employed by, or holding a public office, or position of, the State, a county, a municipality, or any board, body, agency, or commission thereof, whose compensation is payable by the State Treasurer or local unit of government.  
 ...

17:28-1.5 General provisions

(a)-(d) (No change.)

(e) The limitations on the solicitation of funds and distribution of printed or electronic communications are as follows:

1. (No change.)

2. The distribution of any type of printed communication with any envelope or other container having within it a payroll check or other official communication shall be limited to: the distribution of announcements by the Governor; the head of a principal department in the Executive Branch of State Government for governmental purposes and not in conjunction with any charitable agency or charitable fund-raising organization, as approved by the State Treasurer, and to the distribution of printed or electronic materials related to the charitable fund-raising campaign, as approved by the Campaign Steering Committee or the head of a local unit of government.

SUBCHAPTER 2. CHARITABLE FUND-RAISING CAMPAIGN  
 STEERING COMMITTEE

17:28-2.1 Campaign Steering Committee

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

(c) The Campaign Steering Committee shall convene at least quarterly, with the first meeting of the year occurring on or before April 1.

(d) (No change.)

(e) No official action can be taken if objected to by at least five of the members of the Campaign Steering Committee that are in attendance for any virtual or in-person meeting.

#### 17:28-2.4 Duties of a State or Local Campaign Steering Committee

(a) The Campaign Steering Committee shall:

1.-3. (No change.)

4. Review and approve the applications of charitable agencies wishing to participate in the Campaign; and

5. (No change.)

### SUBCHAPTER 3. CHARITABLE FUND-RAISING CAMPAIGN

#### 17:28-3.2 Application procedure for unaffiliated agencies which may be submitted electronically

(a) (No change.)

(b) The application procedure for charitable agencies is as follows:

1. The Campaign Manager shall advertise, using the Internet or other contact mechanisms, to notify that applications are being accepted for charitable agencies wishing to participate in the Campaign at least 30 days prior to the application due date. These applications are due by the close of business on the date and at the location specified in the notice and may be submitted electronically. The current Campaign Steering Committee shall review and approve the applications.

2. Within 30 days of the close of the application due date, the Campaign Steering Committee, through the Campaign Manager, shall notify each agency of its eligibility or ineligibility to participate in the Campaign. In cases of ineligibility, the notice shall set forth the reasons for such ineligibility.

3. (No change.)

4. Within 45 days of receipt of any additional information, the State Treasurer shall convene a special appeal panel consisting of the Steering Committee Chair, representatives of the Steering Committee, and, to the extent practicable, representatives of other groups composing of the Campaign Steering Committee, such as representative of the various labor unions representing State employees and the representative of the executive branch of State government, may be called upon to review the charitable agency's appeal and any documentation or information submitted by the charitable agency.

5. (No change.)

#### 17:28-3.3 Application form; unaffiliated charitable agency

(a) (No change.)

(b) In addition to the completed application form, the applicant must certify:

1. (No change.)

2. With respect to the requirements set forth at N.J.S.A. 52:14-15.9c7e or CRI 200 or CRI 1501, which demonstrate that the agency raised, in each of its two fiscal years preceding its application to participate in a Campaign, at least \$7,500 from individual citizens of New Jersey;

3.-8. (No change.)

(c) (No change.)

(d) Those wishing to submit an application can do so electronically or by downloading a copy from the New Jersey Employee Charitable Campaign website or contacting the Campaign Manager's office for the local unit of government. Applications may be submitted electronically.

(e)-(f) (No change.)

### SUBCHAPTER 4. CAMPAIGN ADMINISTRATION

#### 17:28-4.7 Distribution of contributions

(a) (No change.)

(b) Undesignated contributions and designations to charitable agencies that are found to be ineligible after the Campaign has concluded shall be distributed to participating charitable fund-raising organizations and unaffiliated charitable agencies in the same proportion that these charitable fund-raising organizations/unaffiliated charitable agencies received designated funds.

(c) The Campaign Manager shall maintain all funds in an interest-bearing account until their distribution. Interest earned on all Campaign accounts shall be distributed in the same manner that these charitable fund-raising organizations/unaffiliated charitable agencies received designated funds.

(d) (No change.)

#### 17:28-4.8 Selection and use of campaign volunteers

(a) The Campaign Manager shall request that department/agency heads designate at least one campaign volunteer to represent each department/agency.

(b) At the close of the Campaign, the Campaign volunteers shall:

1.-2. (No change.)

3. Return to the Campaign Manager the designation portion of the pledge/designation cards and all contributions received by the Campaign volunteers.

### SUBCHAPTER 5. CAMPAIGN ACCOUNTS FOR STATE EMPLOYEES

#### 17:28-5.2 Payroll deductions

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

(c) The State Treasurer shall issue payment for the total amount of contribution to the Campaign Manager.

(d) (No change.)

### SUBCHAPTER 6. CAMPAIGN PROCEDURE FOR BOARDS, COMMISSIONS, AND AUTHORITIES

#### 17:28-6.2 Procedure for boards, commissions, and authorities

(a)-(c) (No change.)

(d) In order to facilitate charitable fund-raising among employees of the boards, commissions, and authorities, the Campaign Manager shall request Campaign volunteers in the manner described at N.J.A.C. 17:28-4.

(e) At the close of the Campaign, the Campaign volunteers shall:

1. Collect from employees of the boards, commissions, and authorities, the completed pledge designation cards and any other contributions;

2. (No change.)

3. Return to the Campaign Manager, the designation portion of the pledge/designation cards and all other contributions received by the Campaign volunteers.

(f)-(h) (No change.)