

**PUBLIC NOTICE**

**COMMUNITY AFFAIRS**

**LOCAL FINANCE BOARD**

**Notice of Receipt of Petition for Rulemaking**

**Certifications of Available Funds**

**N.J.A.C. 5:30-5.4**

Petitioner: Mr. John Paff, Chairman, Open Government Advocacy Project, New Jersey Libertarian Party.

**Take notice** that on August 5, 2014, the Local Finance Board received a petition for rulemaking from the above petitioner requesting that the Board amend N.J.A.C. 5:30-5.4(a) to require that all Certifications of Available Funds explicitly set forth the maximum dollar amount of the contract to be awarded.

Petitioner states that the above-referenced amendment would ensure prompt access to complete and accurate financial information regarding the award of government contracts. Nothing in N.J.A.C. 5:30-5.4 expressly requires the "up to" dollar amount of a contractual award by a governing body to appear in the certification of fund availability or elsewhere. Petitioner cites a circumstance where he sought the maximum amount of a contract awarded by the Township Council of the Township of Parsippany-Troy Hills, but the Township allegedly withheld the contract from disclosure under the Open Public Records Act, as it had not yet been signed by the Mayor. The maximum amount of the contract was not referenced in the certification of funds.

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