

against the security or deposit held by the Department. The rules establish a formula to be used in determining the amount of the required bond, as well as the claim filing procedures and the requirement that dealers, commission merchants, and brokers issue invoices that record the terms of the transaction. The rules also explain the need to obtain and record vehicle tare weight and gross weight.

The rules continue to protect New Jersey growers from economic disadvantages caused by the failure of buyers to promptly pay for products ordered and received from growers.

The Department of Agriculture has reviewed these rules and has determined that the rules should be readopted without change. These rules are necessary, reasonable, and proper 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.

(a)

DIVISION OF MARKETING AND DEVELOPMENT**Notice of Readoption****Controlled Atmosphere Storage Apples****Readoption: N.J.A.C. 2:74**

Authority: N.J.S.A. 4:1-11.1, 4:10-26 et seq., specifically 4:10-30.

Authorized By: The State Board of Agriculture and Douglas H.

Fisher, Secretary, Department of Agriculture.

Effective Date: April 21, 2022.

New Expiration Date: April 21, 2029.

Take notice that pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 2:74 were scheduled to expire on June 21, 2022. The rules regulate the use of controlled atmosphere storage facilities and the disposition of apples exposed to such storage, thereby promoting the New Jersey apple industry. The controlled atmosphere process, through the use of atmospheric and temperature controls, preserves the quality of apples in storage and extends the marketing season of the product. As such, the rules have an impact on consumers, distributors, and owner/operators of apple storage facilities.

The rules provide the construction, registration, and recordkeeping requirements, as well as the fee charged for each controlled storage room.

The rules also set forth the required atmospheric and temperature controls used in this process, the records to be kept by each owner or operator, the necessity for an invoice covering the sale of controlled atmosphere storage apples and the means used by the Department of Agriculture (Department) in verifying the process. The rules also explain misrepresentation and the requirements for trade and the requirements for storage facilities in and outside the State of New Jersey and the penalties for violating the law and/or the rules.

The rules continue to provide the apple industry with additional marketing strategies during seasons when weather conditions, economic conditions, and/or supply problems are evident and have been effective in prohibiting fraudulent branding of apples that have not been stored under controlled atmosphere conditions.

The Department has reviewed the rules and has determined that these rules should be readopted without change. The rules are necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), the rules are readopted and shall continue in effect for a seven-year period.

MILITARY AND VETERANS' AFFAIRS

(b)

OFFICE OF THE ADJUTANT GENERAL**Notice of Readoption****Leaves of Absence for Military Duty for and by Members of the Organized Militia****Readoption: N.J.A.C. 5A:2**

Authority: N.J.S.A. 38A:3-6.o and 38A:4-4.

Authorized By: Brigadier General Lisa J. Hou, D.O., The Adjutant General, Commissioner, Department of Military and Veterans' Affairs.

Effective Date: April 19, 2022.

New Expiration Date: April 19, 2029.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules for Leaves of Absence for Military Duty for and by Members of the Organized Militia, N.J.A.C. 5A:2, were scheduled to expire on July 21, 2022. The Department of Military and Veterans' Affairs (Department) has reviewed these rules and has determined that the rules should be readopted because they are necessary, reasonable, and proper for the purpose for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1c, timely filing of this notice extended the expiration date of the chapter seven years from the date of filing.

The rules provide clarification of N.J.S.A. 38A:4-4, which provides for paid leaves of absence for members of the State's organized militia, that is the New Jersey Army National Guard, New Jersey Air National Guard, New Jersey Naval Militia, and the New Jersey State Guard. The intent of N.J.A.C. 5A:2 is to clarify the entitlement of New Jersey public employees serving in New Jersey's organized militia to paid leaves of absence for certain types of military duty. The Legislature acknowledged the benefits to society gained from the military service of the State's organized militia members and provides paid leaves of absence for military service as an added incentive for public employees to serve.

ENVIRONMENTAL PROTECTION

(c)

WATERSHED AND LAND MANAGEMENT**DIVISION OF LAND RESOURCE PROTECTION****Notice of Readoption****Freshwater Wetlands Protection Act Rules****Readoption: N.J.A.C. 7:7A**

Authority: N.J.S.A. 13:9B-1 et seq., and 58:10A-1 et seq.

Authorized By: Shawn M. LaTourette, Commissioner, Department of Environmental Protection.

Effective Date: April 12, 2022.

New Expiration Date: April 12, 2029.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A are readopted and shall continue in effect for a seven-year period. The rules were scheduled to expire on August 5, 2022. The Department of Environmental Protection (Department) has reviewed these rules and has determined that the rules should be readopted because they are necessary, reasonable, and proper for the purpose for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1.c, timely filing of this notice extended the expiration date of the chapter seven years from the date of filing.

The Freshwater Wetlands Protection Act Rules implement the Freshwater Wetlands Protection Act, N.J.S.A. 13:9B-1 et seq., in order to protect the purity and integrity of the State's inland waterways and freshwater wetlands from random, unnecessary, or undesirable alteration or disturbance and to provide predictability in the protection of freshwater