

(a)

DIVISION OF ANIMAL HEALTH
Notice of Readoption
Humane Treatment of Domestic Livestock
Readoption: N.J.A.C. 2:8

Authority: N.J.S.A. 4:22-16.1.

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

Effective Date: October 26, 2017.

New Expiration Date: October 26, 2024.

Take notice that pursuant to N.J.S.A. 52:14B-5.1c, the rules at N.J.A.C. 2:8 were scheduled to expire on December 30, 2018. The rules provide for animal health and welfare while enabling the continuity of compliant agricultural operations in this State.

N.J.A.C. 2:8-1 sets forth general provisions that apply to all species and definitions. It incorporates by reference a number of acceptable livestock management techniques, including methods of permanent identification of individual animals, methods for animal waste management, fencing, and animal restraints.

N.J.A.C. 2:8-2 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of cattle.

N.J.A.C. 2:8-3 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of horses.

N.J.A.C. 2:8-4 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of poultry.

N.J.A.C. 2:8-5 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of rabbits.

N.J.A.C. 2:8-6 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of small ruminants.

N.J.A.C. 2:8-7 sets forth the humane standards that must be met for the raising, keeping, care, treatment, marketing, and sale of swine.

N.J.A.C. 2:8-8 establishes rules for investigation and enforcement of alleged violations of humane standards.

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 N.J.S.A. 52:14B-5.1.c(1), the rules are readopted and shall continue in effect for a seven-year period.

(b)

DIVISION OF PLANT INDUSTRY
Notice of Readoption
Diseases of Bees
Readoption: N.J.A.C. 2:24

Authority: N.J.S.A. 4:1-11.1, 4:1-21.5, and 4:6-1 et seq.

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

Effective Date: October 26, 2017.

New Expiration Date: October 26, 2024.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 2:24 were scheduled to expire on January 25, 2018. The purpose of the rules is to set forth definitions, define regulated articles, and outline the inspection, certification, and registration requirements of apiaries in New Jersey. The rules address inspection and certification requirements for bee colonies entering New Jersey from out-of-State, set forth the procedure for the annual registration of overwintering bee yards, describe the inspection protocol used in the inspection and certification of apiaries, and address the requirements for the safe and timely movement of bee colonies through the State. These rules also provide for relocation in lieu of destruction of nuisance honey bee

colonies or swarms, require prior approval of State Apiarist for hive destruction, require recordkeeping of beekeepers contacted, and impose penalties for intentional destruction of a man-made honey bee hive or hanging swarm without the required approval. The rules provide exceptions for certified and licensed pesticide applicators with feral bee colonies within residential or commercial or institutional structures when a clear hazard of likely exposure to allergic persons, State Apiarist acting because of disease, or commercial pesticide applications directed by USDA for elimination of Africanized honey bees or other foreign species.

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 N.J.S.A. 52:14B-5.1.c(1), the rules are readopted and shall continue in effect for a seven-year period.

COMMUNITY AFFAIRS

(c)

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, 2017, to be 2.1 percent. Accordingly, the Agency is hereby changing, effective as of January 1, 2018, 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]):

SUBCHAPTER 31. ATTORNEY FEES

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 [\$195.00] **\$199.00**/hour;

2. Tenancy actions, as follows:

i. For each of the first two cases (requiring court appearance) on the same day ... up to [\$155.00] **\$158.00**;

ii. For each additional case presented on the same day ... up to [\$115.00] **\$117.00**; and

iii. For each case prepared for trial but resolved prior to actual court appearance ... up to [\$78.00] **\$80.00**; and

3. General litigation, as follows:

i. Non-trial hours ... up to [\$271.00] **\$277.00**/hour; and

ii. Trial hours ... up to [\$311.00] **\$318.00**/hour.

(b)-(f) (No change.)
