

[N.J.A.C. 5:30-1.1](#)

This file includes all Regulations adopted and published through the New Jersey Register, Vol. 56 No. 13, July 1, 2024

NJ - New Jersey Administrative Code > TITLE 5. COMMUNITY AFFAIRS > CHAPTER 30. LOCAL FINANCE BOARD > SUBCHAPTER 1. GENERAL PROVISIONS

§ 5:30-1.1 Rules and regulations

- (a) All applications to the Board shall require a hearing before the Board, which shall include an appearance by the applicant at the time the application is heard. The chair or the Board may waive such appearance if it is found in the interest of the Board or the applicant to do so.
- (b) The Local Finance Board shall meet on the second Wednesday of each month of the calendar year at its office, 101 South Broad Street, Trenton, New Jersey at the date and time specified in each notice of public meeting issued by the Board. Further, the business that would otherwise be handled at the regular meetings required pursuant to [N.J.S.A. 52:27BB-13](#) shall be considered at the next following meeting scheduled pursuant to this subsection.
- (c) The Board shall also meet at the call of the chair by notice in writing or via facsimile at such time and place as shall be specified in said notice. The Board, in its discretion, may agree to meet upon the receipt of a telephone request from the chair or any member thereof to transact any business which may properly come before it. The members of the Board may be considered in attendance at a meeting by using telecommunications equipment as permitted by the Open Public Meetings Act.
- (d) The board shall meet as a municipal finance commission in those municipalities in which it functions and all other actions shall be taken as the Local Finance Board.
- (e) Additional information on the Board and its practices can be obtained by contacting the Executive Secretary, Local Finance Board, 101 South Broad Street, PO Box 803, Trenton, New Jersey 08625-0803, (609) 292-6613, or by email at dlqs@dca.nj.gov
- (f) References in this chapter to the Director or Division shall refer to the Director of the Division of Local Government Services, or to the Division of Local Government Services, as appropriate.

History

HISTORY:

Amended by R.1990 d.383, effective August 6, 1990.

See: 22 N.J.R. 706(b), 22 N.J.R. 2276(b).

Time and place of meetings changed in (b).

Amended by R.1998 d.307, effective June 15, 1998.

See: [30 N.J.R. 1123\(a\)](#), [30 N.J.R. 2204\(b\)](#).

Rewrote the section.

§ 5:30-1.1 Rules and regulations

Amended by R.2003 d.404, effective October 20, 2003.

See: [35 N.J.R. 2427\(a\)](#), [35 N.J.R. 4862\(b\)](#).

In (e), inserted "South" following "101" and inserted ", or by e-mail at

dlgs@dca.state.nj.us

".

Amended by R.2023 d.094, effective August 7, 2023.

See: [55 N.J.R. 256\(a\)](#), [55 N.J.R. 1690\(a\)](#).

In (e), updated the phone number, substituted "email" for "e-mail", and updated the email address.

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[N.J.A.C. 5:30-1.2](#)

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§ 5:30-1.2 (Reserved)

History

HISTORY:

Repealed by R.2017 d.097, effective May 15, 2017.

See: [48 N.J.R. 2513\(b\)](#), [49 N.J.R. 1186\(a\)](#).

Section was "Duties".

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[N.J.A.C. 5:30-1.3](#)

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§ 5:30-1.3 Hearings

(a) The Local Finance Board holds hearings when required by law, and also when it determines that interested persons should be given an opportunity to be heard.

(b) Hearings to appeal a determination or action of the Director pursuant to [N.J.S.A. 52:27BB-15](#) shall be held upon receipt of a written request filed with the chair or executive secretary and which include an explanation of the determination or action of the Director which is being appealed, the nature of and reason for the appeal, and supporting documentation as may be requested by the Board.

History

HISTORY:

Amended by R.1998 d.307, effective June 15, 1998.

See: [30 New Jersey Register 1123\(a\)](#), [30 New Jersey Register 2204\(b\)](#).

Rewrote (b).

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[N.J.A.C. 5:30-1.4](#)

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§ 5:30-1.4 Vote

(a) In the case of a vote on any appeal from a determination of the Director, the Director shall disqualify himself or herself from a vote, but shall preside at the hearing on the appeal. A vote of a majority of the whole board, namely, five votes, shall be required in determining whether any appeal from any action of the Director shall be sustained or reserved.

(b) In the case of a vote on any other matter heard before the board, a majority of the vote of the whole board, including that of the director, shall be required.

History

HISTORY:

Amended by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Majority of the Board changed from three to five.

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[N.J.A.C. 5:30-1.5](#)

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§ 5:30-1.5 (Reserved)

History

HISTORY:

Repealed by R.2017 d.097, effective May 15, 2017.

See: [48 N.J.R. 2513\(b\)](#), [49 N.J.R. 1186\(a\)](#).

Section was "Advice to director".

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N.J.A.C. 5:30-1.6

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§ 5:30-1.6 Determinations

The board may, if it so elects, direct that hearings under the foregoing shall be held by a member thereof, but all determinations shall be made by a majority of the full board.

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§ 5:30-1.7 Forms; general provisions

All forms required to be filed with the Local Finance Board or Division of Local Government Services, such as statements, applications and reports shall be filed on forms (or approved facsimiles) approved by the Board or the Director of the Division of Local Government Services, certified as to their accuracy by an appropriate official and in accordance with the instructions relating to each. Forms are available upon request to the Local Finance Board or the Division of Local Government Services.

History

HISTORY:

Amended by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on implementation of the Housing and Community Development Act of 1974 repealed; text on forms added.

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[N.J.A.C. 5:30-1.8](#)

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§ 5:30-1.8 Use of Local Finance Notices

(a) When necessary for the day-to-day administration of the responsibilities of the Board and the Division, the Director may issue such communications and directives as necessary to local units subject to the oversight of the Board and Division. Such communications and directives shall be known as Local Finance Notices (Notices), and shall be numbered in a scheme as determined necessary from time-to-time by the Director.

(b) Local Finance Notices shall be made available by electronic means to those officers or individuals affected by the Notice, as determined necessary by the Director, at no charge. All Notices shall be posted on the Division's website. Receiving email notification of publication of a Notice by email shall be available to any person at no charge.

History

HISTORY:

New Rule, R.2003 d.31, effective January 21, 2003.

See: [34 N.J.R. 2632\(a\)](#), [35 N.J.R. 396\(a\)](#).

Amended by R.2017 d.097, effective May 15, 2017.

See: [48 N.J.R. 2513\(b\)](#), [49 N.J.R. 1186\(a\)](#).

In (a), inserted ", and shall be numbered in a scheme as determined necessary from time-to-time by the Director"; and deleted (c).

Amended by R.2023 d.094, effective August 7, 2023.

See: [55 N.J.R. 256\(a\)](#), [55 N.J.R. 1690\(a\)](#).

Rewrote (b).

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§ 5:30-1.9 Use of electronic communications networks

(a) Where practicable, the Division and Board shall provide notices, information, and copies of forms to the public through a website maintained by the Division. While subject to change, the website is found at <https://www.nj.gov/dca/dlgs/index.shtml>. As an alternate, users may access the Division's information at the State's home page at <https://www.nj.gov> and then use appropriate links to find the Department of Community Affairs or Division of Local Government Services.

(b) When available, the Division and Board may use electronic communications networks to communicate with those individuals and officials for whom access to such networks is available. Such communications shall be considered as official and take the place of communications by mail, when deemed appropriate by the Director.

History

HISTORY:

New Rule, R.2003 d.31, effective January 21, 2003.

See: [34 N.J.R. 2632\(a\)](#), [35 N.J.R. 396\(a\)](#).

Amended by R.2023 d.094, effective August 7, 2023.

See: [55 N.J.R. 256\(a\)](#), [55 N.J.R. 1690\(a\)](#).

In (a), substituted "website" for "World Wide Web site" and "web site", and updated the first web address.

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[N.J.A.C. 5:30-1.10](#)

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§ 5:30-1.10 (Reserved)

History

HISTORY:

R.1975 d.322, eff. January 1, 1976.

See: 7 New Jersey Register 540(a).

Repealed by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on contracts; expenditures repealed.

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§ 5:30-1.11 Realized revenue report

(a) When required to do so by the Local Finance Board or the Director, governmental units shall file a form entitled "Realized Revenue Report." The form of the Realized Revenue Report shall be approved by the Board or the Director, and shall list, for each revenue, the budgeted amount, realized amount, percent realized, and amount not realized.

(b) All statements shall be certified as being accurate and complete by the chief financial officer of the local unit.

History

HISTORY:

Amended by R.1990 d.383, effective August 6, 1990.

See: 22 N.J.R. 706(b), 22 N.J.R. 2276(b).

Provisions of (a) through (f) deleted; new text added at (a), (g) recodified as (b); Attachments A and B deleted.

Amended by R.2023 d.094, effective August 7, 2023.

See: [55 N.J.R. 256\(a\)](#), [55 N.J.R. 1690\(a\)](#).

Section was "Realized revenue". Rewrote (a), and in (b), substituted "chief financial officer" for "Chief Financial Officer".

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§ 5:30-1.12 (Reserved)

History

HISTORY:

R.1977 d.346, eff. October 6, 1977.

See: 9 New Jersey Register 456(d).

Repealed by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on supplemental detail in support of current budget appropriation repealed.

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§ 5:30-1.13 (Reserved)

History

HISTORY:

R.1977 d.347, eff. October 6, 1977.

See: 9 New Jersey Register 457(a).

Repealed by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on Federal antirecession assistance program repealed.

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§ 5:30-1.14 (Reserved)

History

HISTORY:

R.1977 d.479, eff. December 21, 1977.

See: 10 New Jersey Register 55(a).

Repealed by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on public participation in the revenue sharing program repealed.

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[N.J.A.C. 5:30-1.15](#)

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§ 5:30-1.15 (Reserved)

History

HISTORY:

R.1978 d.241, eff. July 21, 1978.

See: 10 New Jersey Register 223(a), 10 New Jersey Register 319(b).

Repealed by R.1990 d.383, effective August 6, 1990.

See: 22 New Jersey Register 706(b), 22 New Jersey Register 2276(b).

Text on urban aid reporting system repealed.

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