

Deadline by which proposals must be submitted: Proposals must be submitted no later than 5:00 P.M. on May 25, 2025.

Address for submission of proposals: Proposals shall be delivered by email at: GMUNJLEAD@doc.nj.gov.

Date by which applicant agency shall be notified whether they will receive funds: Applicants will be notified after a careful review and evaluation of their proposal, which is anticipated to be completed by June 27, 2025.

DEPARTMENT OF BANKING AND INSURANCE

(a)

REAL ESTATE COMMISSION

Notice of Receipt of Petition for Rulemaking Petition for Repeal of Existing Rule Mandatory Provision Regarding Broker Commission Splits in Licensee-Prepared Listing Agreements N.J.A.C. 11:5-6.4

Petitioner: Nicholas Nowak, EXP Realty, LLC.

Take notice that on March 12, 2025, the New Jersey Real Estate Commission (Commission) within the Department of Banking and Insurance, received a petition for rulemaking from Nicholas Nowak, a licensed real estate broker-salesperson affiliated with EXP Realty, seeking deletion of N.J.A.C. 11:5-6.4(f)3, which requires that all listing agreements prepared by licensees include mandatory language pertaining to commission splits among cooperating brokers. The petitioner states that the rule stems from outdated business practices and is inconsistent with current law, which allows for alternate mechanisms for broker cooperation. The purpose of the petitioner's request is to conform the Commission's rules to recent updates to N.J.S.A. 45:15-1 et seq., and contemporary practices in order to eliminate confusion among licensees and consumers, and to better accommodate the use of alternative broker compensation structures.

In accordance with the provisions at N.J.A.C. 11:5-10.6, the Commission will subsequently mail to the petitioner, and file with the Office of Administrative Law, a notice of action on the petition.

LABOR AND WORKFORCE DEVELOPMENT

(b)

THE COMMISSIONER

Notice of Receipt of Petition for Rulemaking Petition to Amend Rules to Permit Payroll Deductions for Fines Resulting from Employee Misconduct

N.J.A.C. 12:55-2.1

Petitioner: Guillermo C. Artiles.

Take notice that on March 19, 2025, the Department of Labor and Workforce Development (Department) received a petition for rulemaking from Guillermo C. Artiles (petitioner). Mr. Artiles is an attorney with the firm of McCarter & English, LLP, in Newark, New Jersey, who indicates that he is submitting the petition for rulemaking on behalf of the New York Jets.

The petitioner requests that the Department amend N.J.A.C. 12:55-2.1, which prohibits employers from making deductions from employees' wages, except for certain specified purposes and under certain specified circumstances, so as to permit an employer to deduct from an employee's wages any fines imposed against the employee for the employee's

misconduct, provided that the deduction from the employee's wages for such fines is consistent with the employee's collective bargaining agreement and provided further that the collective bargaining agreement provides the employee with a means to appeal the fine.

The petitioner asserts that the Department is authorized by statute to amend N.J.A.C. 12:55-2.1 in the manner suggested above. That is, petitioner cites N.J.S.A. 34:11-4.4(b)11, which provides that the Commissioner may add to the list of permissible payroll deductions, "[s]uch other contributions, deductions and payments as the Commissioner of Labor and Workforce Development may authorize by regulation as proper and in conformity with the intent and purpose of this act [N.J.S.A. 34:11-4.1 et seq., the Wage Payment Law], if such deductions are approved by the employer."

In support of his petition to amend N.J.A.C. 12:55-2.1 in the manner described above, Mr. Artiles maintains the following regarding the suggested amendment:

- (1) It "is consistent with the Legislature's goal of protecting employees and promoting timely and predictable payments," adding, "[t]he proposed [amendment] ensures that employees are guaranteed a right to appeal any fine assessed against them" and "provides employers with a consistent and convenient method of assessing fines against employees";
- (2) It "ensures [that] the employee consents to the withholdings through a collective bargaining agreement," which, according to petitioner, is "consistent with and further promotes the intent and purpose of the Wage Payment Law"; and
- (3) It "would allow for withholdings directly related to the employee's duties;" that is, "[t]he withholdings identified in the proposed [amendment] are strictly for employee misconduct, specifically limited in scope to fines directly related to the employment."

This notice and the full text of the petition filed in this matter are available on the Department's website at <http://www.nj.gov/labor/research-info/legalnotices.shtml>.

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

PUBLIC UTILITIES

(c)

BOARD OF PUBLIC UTILITIES

Notice of Receipt of Petition for Rulemaking Division of Engineering Proposed New Rule to Title 14 of the New Jersey Administrative Code

Petitioner: Larry S. Loigman, Esq.

Take notice that on March 25, 2025, the New Jersey Board of Public Utilities (Board) received a petition for rulemaking from Larry S. Loigman, Esq. (petitioner) seeking to add a new rule to an unspecified subchapter of Title 14 of the New Jersey Administrative Code to address public safety and convenience and traffic control issues during public utility construction projects.

In support of its petition, the petitioner states the following: As a resident, citizen, and taxpayer of the State of New Jersey, he has frequently observed that regulated public utilities demonstrate little or no care for the impact of their projects on the safety of the public and he is concerned about avoiding the dangers to the public. The petitioner states, recently, for example, the Board has allowed the New Jersey American Water Company to engage in long-term construction activities on, and in the vicinity of, Central Avenue, Lakewood, Ocean County, with "absolute disregard" for the safety of the public. "Signage for detours has been amateurish; traffic control has been woefully lacking; and the need to provide alternate, protected routes for pedestrians has been totally ignored." N.J.S.A. 48:2-23 provides, in pertinent part, that the Board may