

5.1.c, these rules are hereby readopted and shall continue in effect for a seven-year period.

## (a)

**DEPARTMENT OF BANKING AND INSURANCE  
DIVISION OF BANKING**

**Notice of Readoption  
Proposed Interstate Acquisition  
Readoption: N.J.A.C. 3:33**

Authority: N.J.S.A. 17:1-15.e and 17:12B-278, 279, and 289.

Authorized By: Justin Zimmerman, Acting Commissioner,  
Department of Banking and Insurance.

Effective Date: April 11, 2024.

New Expiration Date: April 11, 2031.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 3:33 were scheduled to expire on April 26, 2024. The rules require an out-of-State insured savings association or out-of-State savings and loan holding company that intends to acquire and retain control of a New Jersey insured savings association or New Jersey savings and loan holding company to file an application with the Department of Banking and Insurance (Department) for determination of compliance with the requirements at N.J.S.A. 17:12B-279.

The rules set forth the definitions of key terms at N.J.A.C. 3:33-1.1.

The application must contain information as set forth at N.J.A.C. 3:33-1.2. In accordance with N.J.A.C. 3:33-1.3, the Commissioner of Banking and Insurance (Commissioner) shall determine whether the applicant is an “eligible insured savings association” or “eligible savings and loan holding company” as defined at N.J.A.C. 3:33-1.1 and whether more than 50 percent of the deposits of the applicant’s subsidiaries are in insured subsidiaries located in an “eligible state,” as defined at N.J.A.C. 3:33-1.1. The rules require the Commissioner to determine whether to place any limitations or restrictions on the acquisition of a New Jersey insured savings association or New Jersey savings and loan holding company. N.J.A.C. 3:33-1.4 sets forth the fees associated with the application.

The Department has reviewed these rules and has determined that 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, these rules are hereby readopted and shall continue in effect for a seven-year period.

**EDUCATION**

## (b)

**STATE BOARD OF EDUCATION  
Controversies and Disputes**

**Readoption with Amendments: N.J.A.C. 6A:3**

Proposed: December 18, 2023, at 55 N.J.R. 2451(a).

Adopted: April 3, 2024, by the State Board of Education, Kevin  
Dehmer, Acting Commissioner, Department of Education, and  
Acting Secretary, State Board of Education.

Filed: April 8, 2024, as R.2024 d.043, **with non-substantial  
changes** not requiring additional public notice and comment (see  
N.J.A.C. 1:30-6.3).

Authority: N.J.S.A. 18A:6-9, 18A:6-10, 18A:7-4, 18A:7A-15,  
18A:7A-42.a(3), 18A:7F-9, 18A:7F-12, 18A:11-3, 18A:12-29,  
18A:20-36, 18A:26-10, 18A:28-8, 18A:29-4, 18A:29-14,  
18A:33-2, 18A:38-1, 18A:38-13, 18A:39-28 et seq., 18A:54-4,  
and 18A:60-1; and P.L. 2007, c. 260 and P.L. 2012, c. 26.

Effective Dates: April 8, 2024, Readoption;  
May 6, 2024, Amendments.

Expiration Date: April 8, 2031.

**Summary of Public Comments and Agency Responses:**

The following is a summary of the comments received from members of the public and the Department of Education’s (Department) responses:

1. Kaitlyn Dunphy, Esq., Associate Director of Legal Services/Member Rights, New Jersey Education Association

1. COMMENT: The commenter requested that the Department amend N.J.A.C. 6A:3-5.1(b)3 and 4 and (c)3 to afford tenured employees more time to respond to tenure charges filed by superintendents with district boards of education. Specifically, the commenter proposed providing tenured employees 15 days instead of 10 days to respond to inefficiency charges, and 21 days instead of 15 days to respond to other charges. The commenter asserted that extending the deadlines would give tenured employees adequate time to competently respond to tenure charges, which are often lengthy and nuanced.

RESPONSE: The Department declines to extend the deadlines as requested by the commenter. The Department maintains that the current deadlines provide tenured employees with ample time to competently respond to tenure charges. Moreover, N.J.S.A. 18A:6-13 requires district boards of education to make determinations regarding tenure charges within 45 days after receipt of the charges, or else the charges are deemed dismissed. Altering the deadlines for responses as requested could hinder the ability of district boards of education to comply with the 45-day timeframe imposed by the Legislature.

**Summary of Agency-Initiated Changes:**

1. The Department is changing the definition of “district board of education” at N.J.A.C. 6A:3-1.2 because the “or” following “county special services school district” was incorrectly removed during the editing process. The “or” is required to restore the definition’s original and intended meaning.

2. The Department is changing N.J.A.C. 6A:3-1.14(a) to delete the commas inserted before and after “in writing” because the commas were incorrectly inserted during the editing process.

**Federal Standards Statement**

The rules readopted with amendments are not inconsistent and do not exceed any Federal standard or requirement because no Federal standard or requirement addresses the chapter’s rules.

**Full text** of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 6A:3.

**Full text** of the adopted amendments follows (additions to proposal indicated in boldface with asterisks **\*thus\***; deletions from proposal indicated in brackets with asterisks \*[thus]\*):

SUBCHAPTER 1. GENERAL PROVISIONS

6A:3-1.1 Purpose and scope

(a)-(c) (No change.)

(d) This chapter shall not apply to appeals of decisions of the State Board of Examiners suspending or revoking teaching certificates, decisions of the School Ethics Commission finding violation of the School Ethics Act, or interlocutory decisions of the State Board of Examiners or the School Ethics Commission. In accordance with P.L. 2008, c. 36, such appeals and requests shall be made pursuant to N.J.A.C. 6A:4.

(e) This chapter shall not apply to disputes concerning streamline tenure of charter school employees. In accordance with N.J.S.A. 18A:36A-14.e, such appeals shall be made pursuant to N.J.A.C. 6A:11-6.4.

6A:3-1.2 Definitions

The words and terms used in this chapter shall have the following meanings, unless the context clearly indicates otherwise:

“Contested case” means an adversarial proceeding in which the legal rights, duties, obligations, privileges, benefits, or other legal relations of specific parties are required to be adjudicated by the Commissioner after opportunity for agency hearing pursuant to N.J.S.A. 18A:6-9, 52:14B-1 et