

schedule of violations and applicable penalties; N.J.A.C. 16:53A-4 pertains to evidence of insurance, and the penalties for failure to provide satisfactory evidence of appropriate insurance; N.J.A.C. 16:53A-5 pertains to sanctions for out-of-service violations; N.J.A.C. 16:53A-6 pertains to inspections, examination of driver operating credentials, and certificates of inspection; N.J.A.C. 16:53A-7 pertains to vehicle inspection reports; and N.J.A.C. 16:53A-8 pertains to collection of penalties, including jurisdiction to enforce penalty collection.

The Commission has carefully considered these rules and has determined that the chapter remains necessary, proper, reasonable, efficient, understandable, and responsive to the purposes for which it was originally promulgated, as amended and supplemented over time, and should be readopted without amendment.

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 PLANNING, MULTIMODAL, AND GRANTS ADMINISTRATION

Notice of Readoption

Rail Freight Assistance Program

Readoption: N.J.A.C. 16:53C

Authority: N.J.S.A. 27:1A-5, 27:1A-5.1, and 27:1A-6.

Authorized By: Diane Gutierrez-Scaccetti, Commissioner,
Department of Transportation.

Effective Date: June 6, 2023.

New Expiration Date: June 6, 2030.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 16:53C were scheduled to expire on July 11, 2023. The New Jersey Rail Freight Assistance Program (RFAP) provides funding for capital improvements that result in the continuation of economically viable rail freight services. The existing chapter is summarized as follows:

Subchapter 1, Purpose and Scope, provides the purpose and scope of the chapter.

Subchapter 2, Definitions, provides the definitions for terms used throughout the chapter.

Subchapter 3, New Jersey Rail Freight Assistance Program, establishes the general provisions and requirements of the State Rail Freight Assistance Program.

Subchapter 4, Financial Assistance, provides guidelines for projects, financial assistance, and real property acquisition.

Subchapter 5, Project Application, Selection, and Agreement, provides the application process.

Subchapter 6, Annual Listing of Eligible Projects, provides the listing of eligible projects.

Subchapter 7, Audit, establishes audit provisions.

The Department of Transportation has reviewed the rules and determined that they should be readopted without change. The rules are necessary, reasonable, adequate, and responsive 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.