

6. The impact of the service operated by the carrier or an affiliate of the carrier on other carriers, including NJ TRANSIT, the riding public, and the taxpayers of the State; and

7. The ability of the carrier to remain financially stable.

(b) To be considered for eligibility and participation in the Program, a carrier must have authorization to provide regular route peak bus service by the New Jersey Department of Transportation, New Jersey Motor Vehicle Commission, the United States Department of Transportation, a municipality, or any other duly authorized regulatory body. To be eligible to participate in the Program, the carrier's service must be provided on a regular and continuing basis and may not be exclusionary or personal in nature. Service to special purpose areas or that which is exclusionary in nature, such as to casinos or special events, is not eligible. In order to be eligible, regular route peak bus services shall be between an origin and destination, both of which are within the boundaries of the State of New Jersey. Services that, due to geographic locations or routing, operate in a state other than New Jersey in providing services to passengers that have origins and destinations in New Jersey, are included; provided that the primary reason for operating outside New Jersey is to transport New Jersey residents to and from their New Jersey origins and destinations, and transport others to and back from New Jersey, where such transportation services aid in the growth and development of the economy of the State of New Jersey.

SUBCHAPTER 4. PROCESS FOR DECLARATION OF INELIGIBILITY.

16:75-4.1 Notification and dispute process

(a) Upon the request of a carrier for a determination of eligibility, when NJ TRANSIT contemplates finding that a carrier, or any of the buses, services, or routes proposed by the carrier for inclusion in the planned fleet, are not eligible pursuant to the Program, the Senior Director, Private Carrier Affairs, shall notify the carrier, in writing, of the preliminary decision, and the reasons therefor, and allow the carrier the opportunity to respond. The carrier may base its response only on the factors utilized by NJ TRANSIT to determine its eligibility and whether these factors were interpreted in error by NJ TRANSIT. The carrier shall submit its written response to such communication within 15 business days of the date the communication was received by the carrier. The carrier shall respond with particularity and detail to each and every assertion made by the initial communication. The carrier may submit any document with its response, which may be relevant to the carrier's position.

1. Absent a request from a carrier for a determination of eligibility, NJ TRANSIT has no affirmative responsibility to notify carriers of their ineligibility. Under no circumstances is a carrier that fails to meet the criteria set forth at N.J.A.C. 16:75-2.1(b) and (c) entitled to unsolicited notice from NJ TRANSIT of its ineligibility.

2. The Senior Director, Private Carrier Affairs, shall consider the carrier's response on the papers submitted by the carrier and all other relevant material, including the applicable provisions at N.J.S.A. 27:25-1 et seq., and any other applicable law, and shall render a decision within 30 days of the receipt of the carrier's written response.

i. Where the Senior Director, Private Carrier Affairs, finds it necessary to request additional information, the carrier shall respond accordingly. The Senior Director, Private Carrier Affairs shall render a decision based on the facts, the law, and any relevant considerations of public policy.

(b) A carrier may seek a review of such decision by the Chief, Light Rail and Contract Service, by filing a notice of such intention within 10 days after receipt of the decision by the Senior Director, Private Carrier Affairs. The Chief, Light Rail and Contract Service shall then establish a schedule for the filing of papers in connection with the carrier's appeal. Upon receipt of a decision by the Chief, Light Rail and Contract Service, a carrier may appeal that decision to the President and Chief Executive Officer of NJ TRANSIT, or his or her designee, by filing an additional notice of intention, within 10 days, with the Office of Private Carrier Affairs. A decision by the President and Chief Executive Officer of NJ TRANSIT, or his or her designee, shall constitute a final agency determination of NJ TRANSIT, appealable in the Appellate Division of the Superior Court of New Jersey as provided by applicable law.

(c) No final action shall be taken by NJ TRANSIT regarding a carrier's eligibility to receive buses until the carrier has had the opportunity to exhaust its right to respond to the preliminary decision described at (a) above or seek review of that decision as described at (b) above.

(d) Where a carrier may be in breach of its obligations pursuant to any lease or other contract between NJ TRANSIT and the carrier, any recourse or remedy for such breach shall be resolved and determined pursuant to the terms and conditions of the lease or contract and applicable law.

TREASURY—GENERAL

(a)

DIVISION OF STATE LOTTERY

Courier Service Registration Renewal

Adopted Amendments: N.J.A.C. 17:20-2.1 and 12.7

Proposed: September 15, 2025, 57 N.J.R. 2223(a).

Adopted: August 14, 2026, by the New Jersey Lottery Commission, James A. Carey, Executive Director.

Filed: August 14, 2026, as R.2026 d.101, **without change**.

Authority: N.J.S.A. 5:9-7.

Effective Date: September 8, 2026.

Expiration Date: November 21, 2029.

Summary of Public Comments and Agency Responses:

The Division of State Lottery (Division) received comments on the notice of proposal from the following entities:

1. Lotto.com; and
2. Jackpocket, LLC.

The Division thanks the commenters for their comments and provides the following responses. The numbers in parentheses following each comment identify the commenter, as identified above.

1. COMMENT: The commenter favors the amendments in the proposed rulemaking, as they will reduce the burden on the Division to process applications and allow the Division to direct more of its efforts to ensuring transparent and secure delivery of lottery tickets while also giving courier services a greater sense of stability with respect to New Jersey operations. (1)

RESPONSE: The Division thanks the commenter for the support.

2. COMMENT: The commenter supports the amendments in the proposed rulemaking because the commenter believes these changes lessen the administrative burden on courier services and the Division while still ensuring that the Division has appropriate oversight of the courier services. (2)

RESPONSE: The Division thanks the commenter for the support.

Federal Standards Statement

A Federal standards analysis is not required because the adopted amendments are not subject to any Federal standards or requirements.

Full text of the adoption follows:

SUBCHAPTER 2. DEFINITIONS

17:20-2.1 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

...

"Registration" shall mean the Division's action approving a courier services applicant (or applicant for renewal of courier service registration) to operate for three years as a registered courier service within the meaning of the Courier Services Act and this chapter.

...

SUBCHAPTER 12. COURIER SERVICES

17:20-12.7 Registration renewal

(a) The Director shall require registration renewal applications on a triennial basis, to ensure continuing compliance with the Courier Service Act and with this subchapter. The courier service shall provide such other information as the Director may deem necessary for the proper administration of the Division's activities. Information required by the Division shall include updating all information from previously approved applications, including an updated business plan. The Division may procure and exchange information with other agencies regarding information required of courier services as provided by law.

1. Staggered renewal schedule: For existing registered courier services, the renewal schedule will be staggered based on the order of initial licensing. The first licensed courier service will renew on July 1, 2029 (three years from July 1, 2026), the second licensed courier service will renew on July 1, 2028 (two years from July 1, 2026), and the third and subsequent licensed courier service will renew on July 1, 2027 (one year from July 1, 2026). Thereafter, each courier service will renew every three years following their previous renewal date.

(b) A courier service's registration shall remain in full force and effect until the registration is expired (three years after the date it was issued), suspended, or revoked by the Director or until the Director receives a written resignation from the courier service.

(c) (No change.)

OTHER AGENCIES

(a)

CASINO REINVESTMENT DEVELOPMENT AUTHORITY

Tourism District Land Development Regulations

Adopted Amendments: N.J.A.C. 19:66-2.1, 3.4, 3.5, 4.3, 4.10, 4.12, 5.1, 5.2, 5.5, 5.7 through 5.16, 5.18 through 5.22, 6.3, 7.7, 11.1, 19:66-11 Appendix, and 12.1

Adopted Repeal: N.J.A.C. 19:66-5.17

Adopted New Rule: N.J.A.C. 19:66-5.24

Proposed: September 15, 2025, at 57 N.J.R. 2234(a).

Adopted: July 21, 2026, by the Casino Reinvestment Development Authority Board of Directors, Eric Scheffler, Executive Director.

Filed: August 11, 2026, as R.2026 d.098, **with non-substantial changes** not requiring additional public notice and comment (see N.J.A.C. 1:30-6.3), **and with N.J.A.C. 19:66-5.8(b)24, 5.10(a)1v(5), 5.16(a)1i(1), 5.18(a)1i(2), and 5.19(a)1i(2) not adopted but still pending.**

Authority: N.J.S.A. 5:12-161.f and 5:12-220.

Effective Date: September 8, 2026.

Expiration Date: November 19, 2031.

This notice of adoption may be viewed or downloaded from the Casino Reinvestment Development Authority's (Authority) website at www.njcrda.com.

The purpose of this rulemaking is to adopt amendments at N.J.A.C. 19:66 in order to: (1) make minor corrections to address grammatical/typographical errors, provide clarification, and promote consistency throughout; (2) address new uses, such as licensed cannabis businesses through the creation of the Cannabis Overlay Zone (COZ), which shall conditionally permit the operation of licensed cannabis businesses; (3) amend zoning district boundaries, resulting in the removal of the Thorofare Waterfront District (TW) and the inclusion of this former district in the Ducktown Arts District (DA); and (4) promote consistency with the ordinances of the City of Atlantic City (City).

The notice of proposal was published in the New Jersey Register on September 15, 2025, at 57 N.J.R. 2234(a), and included notice of a public

hearing to be held on October 16, 2025, at 10:00 A.M. at the Casino Reinvestment Development Authority Board Room, 15 South Pennsylvania Avenue, Atlantic City, NJ 08401. The notice of proposal, as published in the New Jersey Register, was posted on the Authority's website on September 15, 2025. The Authority also distributed copies of either the notice of proposal or a statement of substance (including notice of public hearing) to: (1) interested parties by means of regular and certified mail; (2) stakeholders by means of regular mail; (3) all individuals who signed up through the Authority's website to receive notice relating to rulemaking activity by means of electronic mail; and (4) the members of the news media maintaining a press office at the State House Complex through electronic mail. The Authority also published a statement of substance, including notice of the public hearing, between September 15 and 16, 2025, in the following three newspapers: Atlantic City Press, the Courier Post, and the Star Ledger. One public hearing was held on October 16, 2025. Written comments were accepted through November 15, 2025. The public comment period closed on November 15, 2025.

The Authority proposes to adopt a portion of the proposed amendments to N.J.A.C. 19:66, with non-substantial changes not requiring additional public notice and comment, and with the following portions not adopted at this time but still pending: N.J.A.C. 19:66-5.8(b)24, 5.16(a)1i(1), 5.18(a)1i(2), and 5.19(a)1i(2). A summary of the comments received, and the agency response to those is provided below.

Summary of Hearing Officer's Recommendations and Agency Responses:

Responses:

The Authority held a public hearing on October 16, 2025, at 10:00 A.M. at the Casino Reinvestment Development Authority Board Room, 15 South Pennsylvania Avenue, Atlantic City, NJ 08401. Lance B. Landgraf, Jr., Director of Planning and Development for the Authority, served as hearing officer. Also present at the hearing were: (1) Robert Reid, Land Use Enforcement Officer; (2) Michael Chait, Public Information Officer; (3) Scott G. Collins, Esq., of Riker Danzig LLP, special outside counsel to the Authority; and (4) Carolyn Feigin, PE. One individual provided testimony during the public hearing. The comment and response from the public hearing are included with the written comments below. At the conclusion of the hearing, Mr. Landgraf recommended that the proposed amendments to N.J.A.C. 19:66 be adopted, with the following portions of the notice of proposal not adopted but still pending: N.J.A.C. 19:66-5.8(b)24, 5.10(a)1v(5), 5.16(a)1i(1), 5.18(a)1i(2), and 5.19(a)1i(2). A record of the public hearing is available for inspection in accordance with applicable law by contacting the Authority's records custodian by email at recordscustodian@njcrda.com, or by completing and submitting an Open Public Records Act (OPRA) request form, which can be found on the Authority's website at <https://njcrda.com/open-public-records-act/>.

Summary of Public Comments and Agency Responses:

The following is a summary of the comments received from members of the public and the Authority's responses. Each commenter is identified at the end of the comments by a number that corresponds to the following list:

1. Preserve Our Beachfront
2. Sophie Wildrick

1. COMMENT: The commenter requests that "the area south of Morris to Providence be added to the GATEWAY and zoned as Beach Conservation within the GATEWAY DISTRICT." Specifically, the commenter requests that Blocks 25 through 29 and 179 through 183 on the official Tax Map for the City of Atlantic City be rezoned from Resort Commercial zoning district to the Gateway zoning district. (1).

RESPONSE: While the Authority will take this comment into consideration, the comment does not relate to any provision of the rules that was the subject of this rulemaking and is, therefore, beyond the scope of this rulemaking.

2. COMMENT: The commenter requested clarification regarding the boundaries of the area zoned as Thorofare Waterfront District (TW), which area shall be rezoned as the Ducktown Arts District (DA). (2).

RESPONSE: The former TW District boundaries extended from Sunset Avenue and Atlantis Avenue to the north, N. Georgia Avenue to the east, Fairmount Avenue to the south and Turnpike Road to the west,