

CHAPTER 53C**RAIL FREIGHT ASSISTANCE PROGRAM****Authority**

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

Source and Effective Date

R.2009 d.54, effective January 13, 2009.
See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1.c(2), Chapter 53C, Rail Freight Assistance Program, expires on July 11, 2016. See: 48 N.J.R. 269(a).

Chapter Historical Note

Chapter 53C, Rail Freight Program, was adopted as R.1983 d.601, effective January 3, 1984. See: 15 N.J.R. 1563(a), 16 N.J.R. 52(b).

Pursuant to Executive Order No. 66(1978), Chapter 53C, Rail Freight Program, was readopted as R.1988 d.317, effective June 16, 1988. See: 20 N.J.R. 966(a), 20 N.J.R. 1730(c).

Pursuant to Executive Order No. 66(1978), Chapter 53C, Rail Freight Program, was readopted as R.1993 d.277, effective May 13, 1993. See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Pursuant to Executive Order No. 66(1978), Chapter 53C, Rail Freight Program, was readopted as R.1998 d.196, effective March 26, 1998. See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

Chapter 53C, Rail Freight Program, was readopted as R.2003 d.379, effective September 2, 2003. See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Chapter 53C, Rail Freight Program, was readopted as R.2009 d.54, effective January 13, 2009. As a part of R.2009 d.54, Chapter 53C, Rail Freight Program, was renamed Rail Freight Assistance Program; Subchapter 1, Purpose and Scope, was adopted as new rules; former Subchapter 1, Introduction, was recodified as Subchapter 2 and renamed Definitions; former Subchapter 2, Rail Freight Assistance Program, was recodified to Subchapter 4 and renamed Financial Assistance; former Subchapter 4, State/Local Share, was repealed; former Subchapter 3, Project Eligibility, was repealed and former Subchapter 5, Requirements for the State Rail Plan, was recodified as Subchapter 3; former Subchapter 6, Applications, was recodified to Subchapter 5 and renamed Project Application, Selection and Agreement; Subchapter 6, Audit, was adopted as new rules; and Subchapters 7, Environmental Impact, 8, Grant Agreement and Disbursement, and 9, Record, Audit and Examination, were repealed, effective February 17, 2009. See: Source and Effective Date. See, also, section annotations.

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 53C, Rail Freight Assistance Program, was scheduled to expire on January 13, 2016. See: 43 N.J.R. 1203(a).

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SUBCHAPTER 1. PURPOSE AND SCOPE**16:53C-1.1 Purpose**

These rules are designed to govern the administration of the State's Rail Freight Assistance Program. The purpose of the program is to support an efficient and effective rail freight system in the State of New Jersey through the provision of financial assistance to improve rail freight facilities.

16:53C-1.2 Scope

Financial assistance may be made to owners of rail properties, operators of rail freight service, or responsible public agencies or authorities for projects included in the annual update to the State Rail Plan.

SUBCHAPTER 2. DEFINITIONS**16:53C-2.1 Definitions**

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

"Commissioner" means the Commissioner of the New Jersey Department of Transportation.

"Common carrier" means that entity providing railroad transportation for compensation and which is subject to the jurisdiction of the Interstate Commerce Commission.

"Department" means the New Jersey Department of Transportation.

"Facilities" means track, ties, roadbed, and related structures used or usable for rail freight operations.

“Rail line” means a section of track certificated by the United States Surface Transportation Board.

“Routine maintenance” means inspection and light repairs and the planned program of periodic maintenance necessary to keep a line at its existing condition but not below specified Federal Railroad Administration safety standards.

“Sponsor” means an applicant that has been awarded and has accepted financial assistance pursuant to this chapter.

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.1998 d.196, effective April 20, 1998.

See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

Deleted “Maintenance”; and inserted “Routine maintenance”.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Deleted “Core Rail Freight System” and “Substitute service assistance”; added “Demonstration project”.

Recodified from N.J.A.C. 16:53C-1.1 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Deleted definitions “Acquisition assistance”, “Cash”, “Demonstration project”, “Rail facility construction assistance”, “Rehabilitation or improvement assistance” and “State Rail Plan”; added definitions “Department”, “Rail line” and “Sponsor”; and in definition “Routine maintenance”, deleted “(FRA)” following “Administration”. Former N.J.A.C. 16:53C-2.1, General provisions, recodified to N.J.A.C. 16:53C-4.1.

16:53C-2.2 (Reserved)

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Substituted “shall” for “may” following “Financial assistance”.

Repealed by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was “Form of financial assistance”.

16:53C-2.3 (Reserved)

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Recodified to N.J.A.C. 16:53C-4.3 by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was “Duration of assistance”.

SUBCHAPTER 3. REQUIREMENTS FOR THE STATE RAIL PLAN

16:53C-3.1 General provisions

(a) The State Rail Plan was established in 1976 and has been updated annually since October 1978. The State Rail Plan and the updates are based on a comprehensive, coordinated and continuing planning process and are developed with an opportunity for participation by all interested parties.

(b) Annually, the Department shall present the Plan and current update at a public meeting. Public notice shall be provided at least 15 days in advance by publication in newspapers of general circulation throughout the State, the Depart-

ment’s web site at <http://www.state.nj.us/transportation/>, and letters sent to elected officials representing affected communities.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

In (a), substituted “Rail Freight Assistance Program” for “State Rail Assistance Program” in the introductory paragraph.

Recodified in part from N.J.A.C. 16:53C-5.1 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Recodified former N.J.A.C. 16:53C-5.1(a) as (a) and (b); and rewrote (a) and (b). Former N.J.A.C. 16:53C-3.1, General requirements, repealed.

16:53C-3.2 Contents of the State Rail Plan and annual updates

(a) The State Rail Plan shall:

1. Specify the objectives, policies, and long-range expectations for the State’s rail freight network;

2. Describe the relevant data sources, assumptions and analytical methodology used in developing the State Rail Plan; and

3. Describe the planning process including the participation of local governmental entities, railroads, rail service users and the public.

(b) Annual updates shall:

1. Contain a description, analysis and recommended action for rail lines in the State for which applications for abandonment are pending before the United States Surface Transportation Board; and

2. Contain a description and estimated cost for projects for which an application has been submitted in accordance with the requirements of N.J.A.C. 16:53C-5, and has been deemed eligible in accordance with N.J.A.C. 16:53C-5.1.

(c) The current update to the State Rail Plan is available through the Department’s web site at <http://www.state.nj.us/transportation/freight/rail/>. Requests for copies may be addressed to: Manager, Bureau of Rail Services, New Jersey Department of Transportation, P.O. Box 600, Trenton, NJ 08625.

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.1998 d.196, effective April 20, 1998.

See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

In (a), deleted “assistance” following “acquisition” and added “in the State Rail Plan” at the end of the first sentence.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

In (a), rewrote the first sentence; in (b), substituted “essential components of the State’s” for “elements of the core”.

Recodified in part from N.J.A.C. 16:53C-5.1 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Recodified former N.J.A.C. 16:53C-5.1(b) as (a) and (b); rewrote (a) and (b); and added (c). Former N.J.A.C. 16:53C-3.2, Acquisition, repealed.

SUBCHAPTER 4. FINANCIAL ASSISTANCE

16:53C-4.1 State Rail Plan Projects

(a) Financial Assistance under the Rail Freight Assistance Program is limited to the following categories of projects:

1. Rail facility construction shall be as follows:

i. A project for construction of rail facilities for the purpose of improving the quality and efficiency of existing rail freight service, or providing the benefits of rail service to users not located on existing rail lines is eligible for funding under the Rail Freight Assistance Program. This includes, but is not limited to, new connections between two or more existing lines, relocation of lines or sidings, modernization of existing facilities, construction of freight facilities and construction of new facilities;

2. Rail line rehabilitation or reconstruction shall be as follows:

i. A project to rehabilitate or reconstruct a rail line or bridge, which requires a one-time investment of financial assistance in order to ensure the continuation or creation of safe, adequate and efficient rail freight services on the rail line for a period of not less than five years is eligible for financial assistance under the Rail Freight Assistance Program.

3. Demonstration projects shall be as follows:

i. A project for the rehabilitation, reconstruction or construction of rail freight facilities that uses non-standard or experimental methods and materials is eligible for funding under the Rail Freight Assistance Program. Such projects may require a more substantial initial capital investment than a project using traditional methods or materials, but has the potential to offer long-term cost savings or environmental benefit over the life of the material or facility.

(b) In order to be eligible for financial assistance, a project must be included in the current update or in at least one update within the prior two years. This requirement may be waived at the discretion of the Commissioner when the project is of an emergency nature.

(c) Only projects for which the benefit/cost ratio has been determined by the Department to be greater than 1.0 are eligible to be included in the updates of the State Rail Plan, unless a project is deemed to be a system critical link.

(d) Projects that will serve single users and do not have the potential to serve additional users are not eligible for inclusion in the update of the State Rail Plan.

(e) Projects for routine maintenance are not eligible for inclusion in the update of the State Rail Plan.

Amended by R.1998 d.196, effective April 20, 1998.

See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

In (a)1, deleted "assistance" at the end.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

In (a)4, substituted "Rail bridge rehabilitation or reconstruction assistance; and" for "Substitute service assistance.,"; added (a)5.

Recodified from N.J.A.C. 16:53C-2.1 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "General provisions". Rewrote (a); and added (b) through (e). Former N.J.A.C. 16:53C-4.1, State share, repealed.

16:53C-4.2 Amount and form of financial assistance

(a) Financial assistance may be provided to projects as follows, for:

1. Rail line rehabilitation or reconstruction—a maximum of up to 90 percent of the total eligible cost to rehabilitate or reconstruct a rail line to Federal Railroad Administration safety standards allowing rail operations at speeds appropriate for the line. In the case of a rail bridge or a State-owned rail line, assistance is available to a maximum of up to 100 percent of the total eligible project cost.

2. Rail facility construction—a maximum of up to 90 percent of the total eligible cost to construct a new facility to applicable standards; and

3. Demonstration project—a maximum of up to 95 percent of the total eligible project cost.

(b) Financial assistance shall be on a reimbursement basis to an owner of rail property, operator of rail freight service, or responsible public agency or authority. Requests for payment shall be made on a State invoice form with backup material deemed appropriate by the Department. The invoice is available on the Department's website at: www.state.nj.us/transportation/business/vendorhelp/. Railroads are not subject to prompt payment requirements. The Commissioner shall determine all financial terms and conditions of the grant, which shall be set forth in a project agreement.

(c) Eligible costs shall be limited to the cost of construction, including construction supervision, inspection and material testing. The cost of engineering and right-of-way acquisition incidental to the project shall be borne totally by the sponsor. State participation may be increased to include engineering and right-of-way acquisition costs in special cases when specifically requested by the sponsor and concurred with by the Department. Justification for special cases must be provided by the applicant. Department staff shall recommend acceptance or rejection of the special case request to the Commissioner for his or her final decision. The Commissioner's final decision shall be based on need, on a case-by-case basis.

New Rule, R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Former 16:53C-4.2, Local share, repealed.

16:53C-4.3 Duration of financial assistance

(a) Financial assistance for a project is limited in duration to a period not to exceed three years from the date of execution of the project agreement. Should circumstances dictate that a project's duration extend beyond three years, the sponsor shall request such an extension from the Department in writing, including a detailed justification for the request.

(b) Circumstances to be considered upon a request for an extension of the duration of assistance shall include, but not be limited to: unanticipated additional work directly associated with the project; inability to accomplish the project within the specified time-frame due to circumstances beyond the sponsor's control; and forced staging of financing over a period greater than three years.

Recodified from N.J.A.C. 16:53C-2.3 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Duration of assistance". Inserted designations (a) and (b); in (a), inserted "for a project" and "of execution", and substituted "the project agreement" for "project approval", "project's duration" for "project" and "from" for "of" following "extension"; and in (b), substituted "upon a request for" for "eligible for", inserted "of the duration of assistance", "and" preceding "forced" and deleted "; or a project scope which is physically impossible to accomplish within three years" from the end.

16:53C-4.4 Acquisition of real property

(a) Property, which the Department has identified as an essential component of a rail freight network vital to the economic well-being of the State is also eligible for acquisition by the State under the Rail Freight Assistance Program. Such acquisitions may be funded up to 100 percent of the cost of the property. Inactive rail lines, which have value for future use as rail freight facilities or as components of an intermodal network are eligible. Property over which continued rail operations can be maintained through ownership within the private sector is not eligible.

(b) Sources other than the Rail Freight Assistance Program (RFAP) funding will be sought before RFAP funds are expended for property acquisition.

New Rule, R.2009 d.54, effective February 17, 2009.
See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

**SUBCHAPTER 5. PROJECT APPLICATION,
SELECTION AND AGREEMENT**
16:53C-5.1 Application process

(a) The Department will notify owners of rail property, operators of rail freight service and responsible public agencies and authorities as to whether Rail Freight Assistance Program funding is anticipated for the following fiscal year on or about December 1 of each year. If funding is anticipated, the notification shall include an application form. Interested parties may request notification from the Manager, Bureau of

Rail Services, New Jersey Department of Transportation, P.O. Box 600, Trenton, NJ 08625 or through the Department's web site at <http://www.state.nj.us/transportation/freight/rail/>.

(b) Completed applications shall be submitted within 90 days or as otherwise specified in the notification. Each application submitted shall be dated and signed by an authorized agent of the entity submitting the application.

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.1998 d.196, effective April 20, 1998.

See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

In (b), deleted former 7 and 8, recodified former 9 and 10 as 7 and 8, and deleted former 11.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

In (b)1, inserted "Freight" preceding "Assistance Program".

New Rule, R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Former N.J.A.C. 16:53C-5.1, General provisions, recodified in part to N.J.A.C. 16:53C-3.1 and N.J.A.C. 16:53C-3.2.

16:53C-5.2 Contents of Application

(a) The Department's application form will, at minimum, require:

1. The full name and principal business address of the applicant;
2. The name, title, address and phone number of the persons to whom correspondence regarding the application should be addressed;
3. A project description and benefits;
4. Data for Benefit/Cost analysis;
5. Photographs of the project area;
6. Scope of the work and current project cost estimate;
7. Assurances that the applicant is able to meet all the requirements of the financial assistance, including the provision of the sponsor's share of total project costs;
8. A certification signed by the applicant, or the owner of the property if other than the applicant, granting permission to the applicant to undertake the project; and
9. A certification signed by the applicant, or the owner of the property if other than the applicant, agreeing that the State may record a lien against the property in the amount of the full value of the improvements made to the property as a guarantee that the applicant, or owner of the property if other than the applicant, will cause or use its best efforts to cause common rail freight service to be provided using the rail freight facilities or right-of-way that is the subject of assistance for a period of no less than five years from the date the State provides written notification of acceptance of the funded project is complete.

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.1998 d.196, effective April 20, 1998.
See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

In (b), added a second sentence.

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

In (b), substituted "Requests for copies of the State Rail Plan and applications" for "Applications", substituted "shall" for "may" following "assistance", and deleted "Ports, Terminals, and" preceding "Freight Services" in the first sentence.

Recodified from N.J.A.C. 16:53C-6.1 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "General contents of applications". Rewrote the introductory paragraph of (a); in (a)1, substituted "The full" for "Full"; in (a)2, substituted "The name" for "Name"; rewrote (a)3 and (a)4; added (a)5 through (a)9; and deleted (b).

16:53C-5.3 Additional application contents for demonstration projects

(a) In addition to meeting the requirements of N.J.A.C. 16:53C-4.2, applications for demonstration projects shall include:

1. A detailed description of methods or materials to be used in the project, including an estimate of useful life, long-term cost savings and a schedule for completion of the work;
2. Engineering or scientific evidence that the method or material to be used in the project does in fact offer long-term cost savings; and
3. Engineering or scientific evidence that the proposed method or material is safe for use.

New Rule, R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Former N.J.A.C. 16:53C-6.5, Execution and filing of applications, recodified to N.J.A.C. 16:53C-6.6.

Recodified from N.J.A.C. 16:53C-6.5 and amended by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Demonstration projects". Rewrote the introductory paragraph of (a); in (a)1, inserted a comma following "project"; substituted a comma for a semi-colon following "life"; and deleted "and" from the end; rewrote (a)2; and added (a)3.

16:53C-5.4 Project selection

(a) The total budget amount for funding projects within the Rail Freight Assistance Program is appropriated annually. The number and funding levels of individual projects shall be dependent upon the number of applications received, the amount of funding requested and the merit of the application.

(b) At the discretion of the Commissioner, projects will be selected for funding on an annual basis from the projects contained in the current annual update, as well as unfunded projects in the two prior annual updates. The Department may require that cost estimates for projects from previous program years be updated by the sponsor to accurately reflect the anticipated costs in the current program year. Factors considered will include: economic benefit, efficient and responsive freight distribution, energy and environmental factors, and highway congestion mitigation.

(c) Applicants shall be notified of the status of their applications not later than 30 days after selection for funding by the Commissioner.

(d) After an applicant has been notified of selection and has accepted financial assistance for a project pursuant to this chapter, a project agreement in accordance with N.J.A.C. 16:53C-4.5 shall be executed.

New Rule, R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

16:53C-5.5 Project agreement

(a) The project agreement will include, but not be limited to, the following terms and conditions:

1. The amount of the State and the sponsor's respective shares of the project costs;
2. A detailed scope of the work and detailed cost estimate;
3. Assurances that the sponsor will provide or cause to be provided common carrier service for a period of no less than five years utilizing the rail facilities that are the subject of assistance. In the event that the railroad receives approval for abandonment during that period, the State may seek reimbursement for a proportionate share of the amount of the funds expended;
4. Assurances that the sponsor will provide or cause to be provided continued maintenance on the improved facility for at least five years from the date the State deems the project complete;
5. That the State reserves the right to inspect the project, including materials and workmanship. The sponsor shall assist with all necessary arrangements for such inspection;
6. That the sponsor shall conform to all applicable State and Federal environmental laws and regulations;
7. That the sponsor shall provide professional engineering plans at the discretion of the Department; and
8. That the sponsor shall agree to retain and make available to the Commissioner, for the purpose of audit and examination, any financial records, supporting documents, papers, statistical records, contracts and all other records pertinent to, arising out of or connected with the implementation of the project. The records shall be available for a period of three years after project closeout, or for any longer period necessary to resolve audit findings, following the payment by the Commissioner of the final invoice under the agreement.

New Rule, R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

SUBCHAPTER 6. AUDIT

16:53C-6.1 General provisions

(a) Recipients of financial assistance shall comply with the State of New Jersey Single Audit Policy defined by the Department of the Treasury, Office of Management and Budget (OMB Circular 04-04 or as superseded). The circular is available in electronic format on the New Jersey Department of the Treasury, Office of Management and Budget website at: www.state.nj.us/infobank/circular/circindx.htm.

(b) A single audit of the recipient shall be performed annually by an independent auditor or public accountant who meets the independence standards specified in generally accepted government auditing standards in conformity with the State of New Jersey Single Audit Policy.

(c) Audit costs incurred by the recipient to comply with this subchapter shall not be reimbursable.

New Rule, R.2009 d.54, effective February 17, 2009.
See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Former N.J.A.C. 16:53C-6.1, General contents of applications, recodified to N.J.A.C. 16:53C-5.2.
Administrative correction.
See: 41 N.J.R. 1266(c).

16:53C-6.2 (Reserved)

Repealed by R.1993 d.277, effective June 7, 1993
See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Section was "Acquisition assistance".

16:53C-6.3 (Reserved)

Amended by R.1993 d.277, effective June 7, 1993.

See: 25 N.J.R. 1481(a), 25 N.J.R. 2503(a).

Amended by R.1998 d.196, effective April 20, 1998.

See: 30 N.J.R. 535(a), 30 N.J.R. 1424(a).

Repealed by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Rehabilitation or improvement assistance and rail facility construction assistance".

16:53C-6.4 (Reserved)

Amended by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Rewrote the section.

Repealed by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Rail bridge rehabilitation or reconstruction assistance".

16:53C-6.5 (Reserved)

Recodified to N.J.A.C. 16:53C-5.3 by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Demonstration projects".

16:53C-6.6 (Reserved)

Recodified from N.J.A.C. 16:53C-6.5 by R.2003 d.379, effective October 6, 2003.

See: 35 N.J.R. 1846(a), 35 N.J.R. 4731(a).

Repealed by R.2009 d.54, effective February 17, 2009.

See: 40 N.J.R. 5533(a), 41 N.J.R. 888(a).

Section was "Execution and filing of applications".