

**CHAPTER 40**  
**WARN NOTIFICATION PROCEDURES**

**Authority**

N.J.S.A. 34:1-20 and 34:1A-3(e); P.L. 100-379;  
and 20 C.F.R. § 639.6(c).

**Source and Effective Date**

R.2005 d.57, effective January 13, 2005.  
See: 36 N.J.R. 4924(a), 37 N.J.R. 531(a).

**Chapter Expiration Date**

Pursuant to Executive Order No. 1(2010), the chapter expiration date is extended from January 13, 2010 until the completion of the review of administrative regulations and rules by the Red Tape Review Group, and until such time as the extended regulation or rule is readopted pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. See: 42 N.J.R. 895(a).

**Chapter Historical Note**

Chapter 40, WARN Notification Procedures, was adopted as R.1990 d.105, effective February 5, 1990. See: 21 N.J.R. 3630(a), 22 N.J.R. 357(a).

Pursuant to Executive Order No. 66(1978), Chapter 40, WARN Notification Procedures, was readopted as R.1995 d.42, effective December 22, 1994. See: 26 N.J.R. 4311(b), 27 N.J.R. 373(a).

Pursuant to Executive Order No. 66(1978), Chapter 40, WARN Notification Procedures, was readopted as R.1999 d.440, effective November 29, 1999. See: 31 N.J.R. 3038(a), 31 N.J.R. 4285(a).

Chapter 40, WARN Notification Procedures, was readopted as R.2005 d.57, effective January 13, 2005. See: Source and Effective Date. See, also, section annotation.

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**SUBCHAPTER 1. PROCEDURES FOR SERVING NOTICE TO THE STATE DISLOCATED WORKER UNIT**

**12:40-1.1 Purpose and scope**

(a) The purpose of this subchapter is to provide procedures for New Jersey employers to follow when submitting a notice of a plant closing or mass layoff to the State Dislocated Worker Unit.

(b) The requirements of this subchapter apply to all employers of 100 or more workers within the State of New Jersey.

**12:40-1.2 Adoption by reference**

The procedures contained in 20 C.F.R. § 639, Workers Adjustment and Retraining Notification, are adopted and incorporated herein by reference as requirements for the notification of a plant closing or mass layoff to affected employees, their representatives, local government officials and the State Dislocated Worker Unit. All notices to the State Dislocated Worker Unit shall be addressed to:

Coordinator, Department of Labor and Workforce  
Development Response Team  
State Dislocated Worker Unit  
Labor and Workforce Development Building,  
Seventh Floor  
PO Box 058  
Trenton, New Jersey 08625-0058  
Fax: (609) 777-3202

Amended by R.1999 d.440, effective December 20, 1999.  
See: 31 N.J.R. 3038(a), 31 N.J.R. 4285(a).  
Amended by R.2005 d.57, effective February 7, 2005.  
See: 36 N.J.R. 4924(a), 37 N.J.R. 531(a).