

VOLUME 46, ISSUE 20  
ISSUE DATE: **OCTOBER 20, 2014**  
**RULE ADOPTIONS**  
**LAW AND PUBLIC SAFETY**  
**DIVISION OF CONSUMER AFFAIRS**

**N.J.A.C. 13:45A-17.11**

**Notice of Administrative Correction**

**Home Improvement Contractor Registration**

**Ownership and Use of Registration Number; Replacement and Duplicate Certificates**

**Take notice** that the **Division of Consumer Affairs** discovered an error in N.J.A.C. 13:45A-17.11(e).

N.J.A.C. 13:45A-17.11(e) was promulgated effective August 4, 2008 (see 40 N.J.R. 1611(a) and 4598(a)), along with amendments to N.J.A.C. 13:45A-17.11(d)2, to specify the format for information required to be placed on all commercial vehicles owned or leased by the registrant and used in the registrant's business, pursuant to N.J.S.A. 56:8-144. See 40 N.J.R. 1611(a), Summary. N.J.S.A. 56:8-144.a provides, in pertinent part, "All [home improvement contractor] registrants shall prominently display their registration numbers . . . on all commercial vehicles registered in this State and leased or owned by registrants and used by registrants for the purpose of providing home improvements, except for vehicles leased or rented to customers of registrants by a registrant or any agent or representative thereof."

In the notice of proposal submitted by the **Division of Consumer Affairs** to the Office of Administrative Law (PRN 2008-72), the exception language in the statute was reflected in the text of N.J.A.C. 13:45A-17.11(e) as: "except for vehicles leased or rented by a registrant to a customer of that registrant." However, in the typesetting of that notice for publication in the New Jersey Register, "rented" was erroneously printed as "owned," an error that persisted in the notice of adoption and the Administrative Code. As the Division's intention to incorporate the statutory requirements is clear from the proposal Summary and the existence of an error is obvious ("owned by a registrant to a customer" makes no sense), N.J.A.C. 13:45A-17.11(e) is administratively corrected to replace the second "owned" in the subsection with "rented."

This notice is published pursuant to N.J.A.C. 1:30-2.7.

**Full text** of the corrected rule follows (addition indicated in boldface **thus**; deletion indicated in brackets [thus]):

13:45A-17.11 Ownership and use of registration number; replacement and duplicate certificates

(a)-(d) (No change.)

(e) All commercial vehicles registered in this State and leased or owned by a registrant and used by the registrant for the purpose of providing home improvements, except for vehicles leased or [owned] **rented** by a registrant to a customer of that registrant, shall be marked on both sides with the following information:

1.-2. (No change.)

(f) (No change.)