

CHAPTER 130**STANDARDS FOR SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE****Authority**

N.J.S.A. 30:14-1 et seq., specifically 30:14-5, and 37:1-12.1 et seq., specifically 37:1-12.3.

Source and Effective Date

R.2011 d.100, effective March 3, 2011.
See: 42 N.J.R. 2364(a), 43 N.J.R. 877(b).

Chapter Expiration Date

Chapter 130, Standards for Shelters for Victims of Domestic Violence, expires on March 3, 2016.

Chapter Historical Note

Chapter 130, Manual of Standards for Children's Shelters, was adopted as R.1980 d.446, effective March 1, 1981. See: 12 N.J.R. 39(b), 12 N.J.R. 664(a).

Chapter 130, Manual of Standards for Children's Shelters, was recodified to N.J.A.C. 10:124 by R.1982 d.222, effective July 19, 1982, operative September 1, 1982. See: 14 N.J.R. 125(a), 14 N.J.R. 761(a).

Chapter 130, Standards for Shelters for Victims of Domestic Violence, was adopted as new rules by R.1982 d.138, effective May 3, 1982. See: 14 N.J.R. 197(a), 14 N.J.R. 429(a).

Subchapter 3, Maintaining and Establishing Shelters for Victims of Domestic Violence Through Marriage License Fees, was adopted as R.1983 d.399, effective September 19, 1983. See: 15 N.J.R. 1169(a), 15 N.J.R. 1603(a).

Pursuant to Executive Order No. 66(1978), Chapter 130, Standards for Shelters for Victims of Domestic Violence, expired on September 19, 1988.

Chapter 130, Standards for Shelters for Victims of Domestic Violence, was adopted as new rules as R.1990 d.328, effective July 2, 1990. See: 22 N.J.R. 767(a), 22 N.J.R. 2019(a).

Pursuant to Executive Order No. 66(1978), Chapter 130, Standards for Shelters for Victims of Domestic Violence, was readopted as R.1995 d.311, effective May 24, 1995. See: 27 N.J.R. 1126(a), 27 N.J.R. 2487(a).

Pursuant to Executive Order No. 66(1978), Chapter 130, Standards for Shelters for Victims of Domestic Violence, was readopted as R.2000 d.244, effective May 16, 2000. See: 32 N.J.R. 9(a), 32 N.J.R. 2242(a).

Chapter 130, Standards for Shelters for Victims of Domestic Violence, was readopted by R.2005 d.333, effective September 6, 2005. See: 37 N.J.R. 862(a), 37 N.J.R. 3833(a).

Chapter 130, Standards for Shelters for Victims of Domestic Violence, was readopted as R.2011 d.100, effective March 3, 2011. As a part of R.2011 d.100, Subchapter 3, Maintaining and Establishing Shelters for Victims of Domestic Violence Through Marriage License Fees, was renamed Establishing and Maintaining Shelters for Victims of Domestic Violence Through Marriage License Fees, effective April 4, 2011. See: Source and Effective Date. See, also, section annotations.

CHAPTER TABLE OF CONTENTS**SUBCHAPTER 1. GENERAL PROVISIONS FOR SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE**

- 10:130-1.1 Purpose
- 10:130-1.2 Scope; applicability
- 10:130-1.3 Legal authority of chapter

SUBCHAPTER 2. STANDARDS FOR SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE

- 10:130-2.1 Client access to shelter
- 10:130-2.2 Shelter site
- 10:130-2.3 Physical plant
- 10:130-2.4 Staff requirements
- 10:130-2.5 Domestic violence shelter services
- 10:130-2.6 Educational services
- 10:130-2.7 Release of a minor
- 10:130-2.8 Confidentiality
- 10:130-2.9 Non-discrimination; clients and employees
- 10:130-2.10 House rules

SUBCHAPTER 3. ESTABLISHING AND MAINTAINING SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE THROUGH MARRIAGE LICENSE FEES

- 10:130-3.1 Legal authority of subchapter
- 10:130-3.2 Delegation of responsibility to the Department of Children and Families
- 10:130-3.3 Purpose of subchapter
- 10:130-3.4 Scope of subchapter
- 10:130-3.5 Funding priorities for marriage license fees
- 10:130-3.6 Funding priorities for the Domestic Violence Victims' Fund
- 10:130-3.7 Program fiscal responsibility

SUBCHAPTER 1. GENERAL PROVISIONS FOR SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE**10:130-1.1 Purpose**

The Department recognizes that seeking and receiving shelter care is a trying emotional experience for victims of domestic violence. The purpose of shelters for victims of domestic violence is to provide an environment in which the client and the family experience the least amount of disruption possible through the provision of "a home setting," to the extent possible; a clean and safe environment; and protection from further violence.

10:130-1.2 Scope; applicability

This chapter shall apply to all shelters for victims of domestic violence in the State of New Jersey. Shelters for victims of domestic violence shall comply with the provisions of this chapter and with the provisions of N.J.A.C. 5:15, Rules Governing Emergency Shelters for the Homeless, which is incorporated herein by reference.

10:130-1.3 Legal authority of chapter

This chapter is promulgated pursuant to N.J.S.A. 30:14-1 et seq., the Shelters for Victims of Domestic Violence Act.

SUBCHAPTER 2. STANDARDS FOR SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE

10:130-2.1 Client access to shelter

(a) A shelter shall have a 24-hour hotline and emergency support services available at all times.

(b) A shelter shall have a 24-hour entry available.

10:130-2.2 Shelter site

A shelter shall provide a residential area, which provides safe refuge for victims of domestic violence. A shelter shall also offer non-residential services, including supportive counseling programs. These services may be located at the shelter site or in a separate facility, which can assist victims of domestic violence who have not made a decision to leave their home, or who have found other shelter but who nevertheless have a need for other domestic violence supportive services provided by the shelter.

Amended by R.2011 d.100, effective April 4, 2011.

See: 42 N.J.R. 2364(a), 43 N.J.R. 877(b).

Inserted a comma following "area", substituted "offer non-residential services, including supportive counseling programs. These services may be" for "provide a day program or drop-in center," and inserted "supportive".

10:130-2.3 Physical plant

(a) A shelter shall undergo a Department of Community Affairs health and safety inspection at least every two years.

(b) A shelter shall be certified as lead free and maintained in accordance with the lead-safe maintenance requirements established in N.J.A.C. 5:15, Rules Governing Emergency Shelters for the Homeless.

(c) To the extent possible, an area of the shelter shall be designated for private communications with lawyers, counselors, etc.

Amended by R.2011 d.100, effective April 4, 2011.

See: 42 N.J.R. 2364(a), 43 N.J.R. 877(b).

Added new (b); and recodified former (b) as (c).

10:130-2.4 Staff requirements

(a) A shelter shall require all staff and job applicants and prospective volunteers to make a full, written disclosure of his or her criminal convictions, if any. Should a criminal conviction be disclosed, the shelter operators shall apply the provisions of the Rehabilitated Convicted Offenders Act, N.J.S.A. 2A:168A-1 et seq., in determining whether to hire the job applicant or retain the staff member or volunteer.

(b) To the extent feasible and in an effort to accommodate victims from diverse communities, one or more of the shelter personnel shall be fluent in the language(s) of the non-English speaking population of the shelter.

Amended by R.2011 d.100, effective April 4, 2011.

See: 42 N.J.R. 2364(a), 43 N.J.R. 877(b).

In (a), inserted "and prospective volunteers" and "or volunteer"; and in (b), inserted "and in an effort to accommodate victims from diverse communities", substituted "language(s)" for "language", and deleted the last sentence.

10:130-2.5 Domestic violence shelter services

(a) A shelter shall provide the following core services to victims of domestic violence:

1. Twenty-four-hour shelter entry;
2. Twenty-four-hour hotline and information referral;
3. Legal, financial and housing advocacy services;
4. Supportive counseling;
5. Community education, training and awareness;
6. Community networking; and
7. Children's services.

(b) Wherever possible, if requested, a shelter shall arrange referrals to appropriate authorities or agencies, to provide the following services to victims of domestic violence:

1. Emergency medical care;
2. Emergency legal assistance;
3. Emergency psychological support and counseling; and
4. Information regarding education, welfare and other available social services.

(c) The shelter staff shall advocate on behalf of the clients to assist them in receiving equitable and uniform services from agencies, including, but not limited to, the Department of Children and Families, the Department of Education, State and local public assistance agencies and local educational agencies, as well as other appropriate governmental and community-based groups or agencies.

(d) A shelter shall have an ongoing individual and group counseling programs.

(e) Shelters shall assure that nutritionally adequate meals are available to all shelter residents and accommodate special religious or medically indicated dietary needs.

(f) Shelters shall provide supportive recreational programs for sheltered children.

(g) Shelter programs shall foster positive, non-violent, parenting skills.

Amended by R.2011 d.100, effective April 4, 2011.

See: 42 N.J.R. 2364(a), 43 N.J.R. 877(b).

Section was "Shelter services". Rewrote the section.