

# NEW JERSEY REGISTER



Official Publication of the State of New Jersey

WILLIAM T. CAHILL, Governor  
Paul J. Sherwin, Secretary of State  
Albert E. Bonacci, Director of Administrative Procedure  
Peter J. Gorman, Rules Analyst  
John K. Barnes, Editor

**VOLUME 4 • NUMBER 7**  
July 6, 1972 • Indexed 4 N.J.R. 149-176  
Published monthly • Trenton, New Jersey

*mu Parker*

CHIEF ENGINEER-TRANSP  
OPERATIONS & LOCAL AID  
DEPT OF TRANSPORTATION  
1035 PARKWAY AVE  
TRENTON N J 08625

## IN THIS ISSUE

### COMMUNITY AFFAIRS

- Reorganization Plan for Department .. 4 N.J.R. 150(a)
- Proposed Building Code Amendments .. 4 N.J.R. 154(a)

### EDUCATION

- Proposed Revisions for Teachers ..... 4 N.J.R. 154(b)
- Proposed State Library Aid Changes .. 4 N.J.R. 155(a)
- Proposed Rules for County Boards .... 4 N.J.R. 156(a)
- Revise Substandard Rules ..... 4 N.J.R. 156(b)

### ENVIRONMENTAL PROTECTION

- Proposed Business Boat Fee Rules .... 4 N.J.R. 157(a)
- Close Certain Clam Beds ..... 4 N.J.R. 157(b)
- Adopt New Game Code ..... 4 N.J.R. 158(a)

### HEALTH

- Proposed Mass Gathering Rules ..... 4 N.J.R. 158(b)
- Adopt Rules on Turtle Sales ..... 4 N.J.R. 158(c)
- Adopt Rules on Food Places ..... 4 N.J.R. 158(d)
- Adopt Lead Poisoning Standards ..... 4 N.J.R. 159(a)

### INSTITUTIONS AND AGENCIES

- Proposed Disabilities State Plan ..... 4 N.J.R. 160(a)
- Adopt Assistance Plan Revisions ..... 4 N.J.R. 160(b)
- Adopt Work Incentive Plan ..... 4 N.J.R. 160(c)

### INSURANCE

- Proposed Changes in Real Estate Rules 4 N.J.R. 160(d)

### LABOR AND INDUSTRY

- Reorganization Plan for Department .. 4 N.J.R. 161(a)

### LAW AND PUBLIC SAFETY

- Proposed School Bus Inspection Rules .. 4 N.J.R. 163(a)
- Proposed Driver Improvement Fees .... 4 N.J.R. 165(a)
- Adopt Random Inspection Rules ..... 4 N.J.R. 165(b)
- Adopt Overweight Truck Rules ..... 4 N.J.R. 165(c)
- Proposed Police Training Changes .... 4 N.J.R. 167(a)
- Proposed Horse Racing Changes ..... 4 N.J.R. 167(b)

### TREASURY

- Inheritance Tax Supervisors Listed .... 4 N.J.R. 168(a)
- Proposed Changes in Health Definitions 4 N.J.R. 168(b)
- Adopt Tax Stamp Purchase Changes .. 4 N.J.R. 169(a)

### DELAWARE RIVER

#### PORT AUTHORITY

- Adopt Rapid Transit Changes ..... 4 N.J.R. 169(b)

### HACKENSACK MEADOWLANDS

#### DEVELOPMENT COMMISSION

- Revise Subdivision Rules ..... 4 N.J.R. 170(a)

### PORT OF NEW YORK AUTHORITY

- Adopt Airport Parking Rates ..... 4 N.J.R. 170(b)

PUBLIC INTEREST News Items - Pages 22-28

NEWS DEADLINE Next Issue - July 27

**Last Page — Extend Charter Subscription Period For  
NEW JERSEY ADMINISTRATIVE CODE**

# NOTICES OF RULE-MAKING ACTIVITIES OF STATE AGENCIES

(a)

## COMMUNITY AFFAIRS

### Reorganization Plan for the Department of Community Affairs

Take notice that, as a matter of public information and pursuant to the provisions of N.J.S.A. 52:14C-4(c), the following describes in full the Reorganization Plan of the Department of Community Affairs, which Governor William T. Cahill has submitted with an explanatory statement (not included) to the New Jersey Senate and the New Jersey General Assembly:

#### REORGANIZATION PLAN of the

#### DEPARTMENT OF COMMUNITY AFFAIRS

An office of the Commissioner in the Department of Community Affairs is hereby created, consisting of the Commissioner, three Assistant Commissioners of Community Affairs, and such other staff members as the Commissioner shall designate.

The administrator and chief executive officer of the Department is the Commissioner of Community Affairs, appointed by the Governor with the advice and consent of the Senate. The duties of the Commissioner are set forth in N.J.S.A. 52:27D-3.

There shall be three Assistant Commissioners of Community Affairs, who will serve at the pleasure of the Commissioner and perform such duties as may be prescribed by him. The duties and responsibilities as hereinafter stated are delegated to each of the Assistant Commissioners. In order to create an equalization of responsibility, each shall hold the title of Assistant Commissioner of Community Affairs.

A Program Analysis Office shall be established to assist the office of the Commissioner in developing new programs, developing systems to measure and evaluate existing programs, people and resources and in making feasibility studies. The function of contract review including all grants and contracts for services that are awarded by the Department to local government agencies, universities, profit and non-profit organizations shall be administered by the Program Analysis Office.

The Advisory Council on Community Affairs, the Hackensack Meadowlands Development Commission, the New Jersey Housing Finance Agency, the New Jersey Urban Loan Authority and the New Jersey Sports and Exposition Authority shall retain their previous organizational relationship to the Commissioner.

One Assistant Commissioner will be responsible for the following:

The Division of Housing and Urban Renewal as provided for by N.J.S.A. 52:27D-1 et seq. is hereby continued. It shall be headed by a Director of Housing and Urban Renewal, assisted by a Deputy Director of Housing and Urban Renewal, both of whom shall serve at the pleasure of the Commissioner.

The Division, presently consisting of four bureaus, provides a wide range of services to local governments and to the citizens of local governments in the areas of housing and urban renewal. The Bureaus of Relocation and Urban Renewal administer the provisions of the Relocation Assistance Law by providing technical assistance to communities involved in relocation of persons through urban redevelopment. In addition, provision is made for grants to municipalities to cover eligible portions of the local shares of urban renewal grants.

The Bureau of Housing administers a program of supervised tenant selection, rentals, income limits and management of limited dividend housing projects.

Other programs of the Bureau of Housing include: liaison with local housing and redevelopment authorities, maintenance of statistical records on public housing, moderate income housing for the elderly, and apartment construction and building permit data. The multiple dwelling health and safety program is administered by the Bureau of Housing Inspection and code enforcement. In addition, the Bureau provides technical assistance to communities involved in code enforcement and assists in the preparation of applications to the Federal government for aid supporting such programs.

More recently the Division of Housing and Urban Renewal has attempted to make more innovative use of the Revolving Housing Development and Demonstration Grant Fund. This fund has been used primarily for seed money loans to non-profit housing sponsors for preliminary engineering and site development work repayable after the project is constructed and financed under long term mortgages. While this use of the fund is necessary and should be encouraged, it is recognized that more demonstration in unique construction methods, site design and site acquisition should be undertaken.

As reorganized the Division will consist of three Bureaus:

(1) A new Bureau of Housing Production will be assigned responsibility for developing, testing and demonstrating new systems and approaches to producing housing. It will administer the housing demonstration grant program and will design projects and methods for producing housing in new and innovative ways. The Bureau will coordinate with the Housing Finance Agency, the Mortgage Finance Agency and other State agencies to propose procedures

## NEW JERSEY REGISTER

*The official publication containing notices of proposed rules and rules filed by State agencies pursuant to the New Jersey Constitution, Art. V, Sec. IV, Para. 6 and the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.*

*Material published in the New Jersey Register is the property of the State of New Jersey. It may be copied, reprinted, reproduced or republished by any person for any purpose whatsoever without the permission of the Director of Administrative Procedure. However, no such copy, reprint, reproduction or republication shall bear the legend "New Jersey Register" or "Official" without the written permission of the Director of Administrative Procedure.*

*The New Jersey Register is published the first Thursday after the first Monday of each month by the Division of Administrative Procedure of the Department of State, 10 North Stockton Street, Trenton, New Jersey 08608. Telephone: (609) 292-6060.*

*Subscriptions to the New Jersey Register are available from the Division of Administrative Procedure. Rates, payable in advance, are, one year, \$6, single issue, 50 cents.*

and activities which would increase the production of housing units. Such activities may include site selection, site planning, market and engineering feasibility, design, innovative building techniques, front-end financing, and demonstrations in services and coordination with municipalities for planning, zoning and building permits related to each potential housing site.

(2) The Bureau of Housing Services is a consolidation of three bureaus—Housing, Urban Renewal and Relocation. This Bureau will administer the Relocation Assistance Law of 1967, the Uniform Relocation Assistance and Real Property Acquisition Act of 1970, and the Urban Renewal Projects Law. In addition, the Bureau will supervise tenant selection, rentals, income limits, and management of limited dividend housing projects for families of middle income and for elderly persons; maintain liaison with public housing authorities and redevelopment agencies; maintain statistical records on public housing, moderate income housing, housing for the elderly, apartment house construction and building permit data; and administer provisions of the Retirement Community Full Disclosure Act of 1969.

(3) The Bureau of Housing Inspection will function as presently organized. This Bureau reviews construction plans of all multiple dwellings and hotels; inspects construction of these buildings; issues construction permits and certificates of occupancy; and provides technical and financial assistance to communities involved in code enforcement through the state-local cooperative housing inspection program; and assists in the preparation of applications to the Federal government for Federal aid supporting code enforcement programs. Finally, this Bureau will administer the State functions proposed under the State Standard Construction Code Act under which the Commissioner would adopt, after hearings, State Standard Codes for all construction in New Jersey.

The State Housing Council and the Hotel and Multiple Dwelling Health and Safety Board, bodies that advise the Commissioner, shall be retained as part of this Division.

This organization of the Division of Housing and Urban Renewal will result in an efficient and economical operation.

The Division of State and Regional Planning, as provided for by N.J.S.A. 52:27D-1 et seq., will be continued and remain with three Bureaus. The Local Planning Assistance Bureau will be moved to the Division of Local Government Services and replaced with a new Bureau of Review Coordination.

The Division shall be headed by a Director and assisted by a Deputy Director, both of whom shall serve at the pleasure of the Commissioner.

(1) The Bureau of Statewide Planning has been concerned with the development of long-range planning studies relating to the future growth and development of New Jersey. These studies serve as an education and information resource for presentation to the general public, a basis for State development policies for use by the several interstate regional planning agencies as well as county and regional planning agencies, and as a basis for discussing functional plans of various departments of State government in relation to each other and in relation to future land use patterns in the State.

Additionally the Bureau has been concerned with studies of a highly specific nature related to the overall development of the State. Such activities have included planning programming and budgeting in relation to the State government; analysis of various development intensities in relation to the State plan and State and local taxation and revenue policies; and more recently the development of a

strategy for new communities in New Jersey and their relationship to a State development strategy.

(2) The Bureau of Regional Planning in New Jersey has concerned itself with the growth and development opportunities and problems of distinctive geographic areas within the State. Such activities in the past have concerned themselves with analysis of leisure activities along the New Jersey shore; opportunities for conservation and development in the New Jersey Pinelands; initial analysis and planning of the Hackensack Meadowlands with legislation leading to the Hackensack Meadowlands Development Commission; sketch plans and analysis for the Tocks Island region as a result of the proposed national recreation area; and plans and development strategies for revival of the Hudson River waterfront.

An additional function of the Bureau has been to conduct various aspects of housing research with particular emphasis on identifying the magnitude of the housing crisis in New Jersey and problems contributing to the housing crisis such as: zoning, obsolete planning regulations, building codes, and the like. Furthermore, the Bureau has worked with the Governor's Housing Task Force and the Governor's Special Assistant on Housing to develop a comprehensive housing program for New Jersey.

(3) The new Bureau of Review Coordination will bring to bear the needed effort to handle the increasing responsibilities of Federal application review coordination assigned to the Division by the Governor under the Federal project notification and review system as provided in the United States Intergovernmental Cooperation Act of 1968. Also there has been an increase of responsibilities in processing the notices of acquisition and disposal of State lands; in maintaining State-wide data sources on New Jersey growth, and development, and in liaison and coordination of planning within the metropolitan planning agencies of Philadelphia, Wilmington and New York which affect New Jersey.

**One Assistant Commissioner shall be responsible for the following:**

**Management Services.** There is hereby established a fiscal and data processing office which shall continue all the functions that were formerly carried out by the Bureau of Budget and Accounting. This office will also act as a new service and coordinating unit for the Department for all matters pertaining to the internal use of electronic data processing equipment and related services. In addition, it is also proposed that the Departmental print shop be retained within this office in its present form and staffing until such time as a determination is made regarding consolidation of existing State printing facilities.

The fiscal and data processing office shall perform such fiscal service as the Commissioner may deem practical for the Hackensack Meadowlands Development Commission, the New Jersey Housing Finance Agency, the New Jersey Urban Loan Authority, the New Jersey Sports and Exposition Authority and any such agencies or authorities which may hereafter be established in, but not of, the Department of Community Affairs.

The Bureau of Personnel and Payroll shall be known as the Personnel Office. It will perform all the functions formerly assigned to the Bureau of Personnel and Payroll. This office is responsible for all personnel and payroll transactions for the Department and is the service agency for matters pertaining to personnel, employee relations, training and payroll. It maintains a daily working relationship with the Department of Civil Service and its various divisions, as well as with budget analysis in the Bureau of the Budget, Department of the Treasury, to secure the

necessary approvals in areas such as job specifications, examinations, training, new positions, decentralized promotional and classification systems, and employee performance evaluation improvement system.

Within the Department, the office provides new employees with general orientation, benefits information and services. Its other functions include job classifications, employment procurement and placement, staff training and development and other related services required by the Commissioner, Assistant Commissioners and Division Directors.

The **Office of Public Information** will retain its present functions with the addition of the Graphic Unit to be transferred from the Division of State and Regional Planning. The office shall be headed by a Public Information Officer who shall serve at the pleasure of the Commissioner.

The office will maintain a centralized community information library, containing a profile data bank about all local governments throughout New Jersey and available for use by all Departmental employees. Included in the data bank will be statistics on population, finances, taxes, grants-in-aid received, memoranda on Departmental activities within that community, and similar functions. The library will also contain basic general information about the Department, including all annual reports, newsletters, publications, and other statistical reports, documents, memoranda, newspaper clippings and publications that might prove useful to employees and/or local government officials.

An **Intergovernmental Relations Office** shall be established to assist in the coordination of State and Federal activities relating to local government.

This Office for Intergovernmental Relations bridges the gap between the Department and other State and Federal agencies, non-state agencies, both public and private, including professional and business associations, and other governmental boards and commissions. Intergovernmental Relations represents the Department with several key State agencies, such as, Transportation, Environmental Protection, Health, Agriculture, Institutions and Agencies, Legislative Services and others.

Intergovernmental Relations acts as the Department representative with associations of government officials and agencies interested in or concerned with the work programs of the Department. In its dealings with private sector associations it endeavors to gain acceptance of Departmental programs and participation by the private sector in such programs by testing program ideas; and, in turn, responds to program or project suggestions presented by such groups.

The Assistant Commissioner in charge of Intergovernmental Relations represents the Commissioner of Community Affairs on the State Law Enforcement Planning Agency, Tri-State Regional Planning Commission, Clean Air Council, Clean Water Council, Governor's Ad Hoc Committee on Civil Disturbances, Public Broadcasting Authority, Governor's Task Force on Puerto Rican Affairs, Narcotics Advisory Council, Urban Rodent Control Board, and such other commissions, boards, agencies, authorities, councils and boards as the Commissioner of Community Affairs may hereinafter designate.

In addition, he acts as a Departmental representative on various Federal conferences and committees concerned with development and approval of Federal legislation guidelines and regulations. Listed by category are examples of the number and type of organizations with which this office deals:

#### LEGAL:

- Delaware Valley Regional Planning Commission
- Tri-State Transportation Commission
- Metropolitan Regional Council
- Regional Conference of Elected Officials
- Tocks Island Regional Advisory Council

#### NATIONAL:

- Urban Institute
- Council of State Governments
- National Governor Conference
- Advisory Commission on Intergovernmental Relations
- National Association of Counties
- Urban America
- National Association of United Funds and Councils
- National Service to Regional Councils

#### STATE-WIDE:

- N.J. State Taxpayers Association
- N.J. Association of Chosen Freeholders
- Federation of Planning Officials
- League of Municipalities
- Urban Studies Center at Rutgers
- Federation of District Boards of Education
- Interprofessional Commission on Urban Affairs  
(State Societies of Engineers, Planners and Architects)
- Association of Managers and Business Administrators
- Legislative Commission to Study County and Municipal Government

#### PRIVATE:

- Center for Metropolitan Studies
- Various Foundations
- Urban Coalition

#### INTERSTATE:

- Port of New York Authority
- Delaware River Basin Commission
- Committee on Regional Development (New Jersey, Pennsylvania, Delaware)

#### FEDERAL:

- Center for Community Development  
(U.S. Department of Health, Education and Welfare)
- Office of Intergovernmental Relations  
(U.S. Department of Housing and Urban Development)

The **Legislative Review and Administrative Procedures Office** will be responsible for monitoring and analyzing existing and proposed State and Federal legislation affecting the Department of Community Affairs. It shall be responsible for drafting of new legislation and amendments to existing law as becomes necessary for the efficient and effective operation of the Department. It will comment on and make recommendations to the Commissioner on said legislation and proposed rules and regulations to be adopted by other State agencies which may affect the Department.

This office will promulgate and adopt administrative rules and regulations as required within the Department, pursuant to the Administrative Procedure Act of 1968. The office also shall be responsible for conducting administrative and public hearings required by the "Hotel and Multiple Dwelling Health and Safety Law of 1967", the "Relocation Assistance Law of 1967" and such other laws as the Department is required to administer.

**One Assistant Commissioner shall be responsible for the following:**

There is hereby established a **Division of Local Government Services** which will organize in one Division all activities related to local government to insure that all resources are brought to bear on particular problems through a program-oriented and sound organizational approach. The

new Division will be headed by a Director assisted by a Deputy Director, both of whom shall serve at the pleasure of the Commissioner and the said Division will consist of three bureaus:

The Bureau of Financial Regulation and Assistance will be responsible for the clearly defined statutory responsibilities in the area of financial regulation and budget assistance to local governments presently exercised by the Division of Local Finance. It will continue in the same general format as currently exists, but with some redirection of emphasis.

This Bureau will provide essential services in the following four important areas which greatly affect the responsiveness and accountability of local governments:

1. Financial Regulation—enforcement of the cash basis requirement of budgeting; responsibility for the enforcement of the Local Bond Law, the Local Budget Law, and the Local Fiscal Affairs Law; and spot-checking the performance of local audits.

2. Budget Assistance—assistance to local officials and accountants in preparing, developing and controlling the municipal and county budgets; development, in conjunction with the financial management unit, of effective guidelines for municipalities installing data processing units in order to preserve adequate audit trails; and development of standardized budget procedures for handling Federal and State grants so that these grant programs can be properly identified and controlled.

3. Financial investigation and inspection—auditing the use of urban aid funds; implementing the new legislative mandate to review activities of all public authorities in New Jersey (Chapter 288, L. 1969); investigating confidential reports submitted to the Director in all cases of suspected or actual irregularities or shortages; and enforcing c.198, P.L. 1970, which will require investigation, review and approval of local regulations dealing with pre-qualification requirements for public bidding.

4. Administering the urban aid program, local emergency aid, and other similar aid programs assigned to this Department.

The Bureau of Local Management Assistance will bring together in one unit the whole range of administrative assistance that is presently rendered by the Division of Local Finance and the Office of Community Services. This Bureau will be composed of the administrative and financial assistance section and the recruitment and training section.

The creation of this Bureau will:

1. Eliminate overlapping functions. The Bureau of Local Management Services will assure that assistance to local governments formerly spread out in two separate Divisions is under unified control and acting in a coordinated manner and in accordance with promulgations of the Local Finance Board.

2. Provide a more comprehensive approach to local needs which will include consideration for financial, administrative planning and personnel requirements.

The Bureau of Local Planning Assistance, transferred from the Division of State and Regional Planning, has been instrumental in providing planning and zoning assistance to more than 400 municipalities and all counties in New Jersey. It administers a State-aid program for local planning, making grants to stimulate continuing planning in municipalities and counties and providing funds for studies of the impact and adjustments needed when major State and Federal facilities are located within or near a community. It answers numerous requests for guidance in municipal planning, zoning and capital improvement problems.

In addition, the staff of the Recreation Bureau transferred

to this Department from the Department of Environmental Protection will be included in this Bureau. In this manner the State's recreation planning services to municipalities will be offered as part of comprehensive local planning services. The Division of Local Government Services will also include the existing Local Finance Board established under provisions of N.J.S.A. 52:27D-1 et seq. as an advisor to the Commissioner or his designee. In addition to providing greater efficiency, this new Division of Local Government Services will result in a cost saving realized through the elimination of a number of positions.

There is hereby established a Division of Human Resources, which will consolidate into one Division all activities related to community organizations and development and people-oriented community programs. Under the existing organization, programs in the area of human services have tended to reflect the wide variety of State and Federal funding sources, and to distinguish between programs concerned with the delivery of services to local governments and those related to the people within a community.

The new Division of Human Resources shall be headed by a Director of Human Resources assisted by a Deputy Director of Human Resources, both of whom shall serve at the pleasure of the Commissioner. The duties, powers and responsibilities of the Director of the former Office of Economic Opportunity shall be transferred to the Director of the Division of Human Resources. The Division of Human Resources shall consist of three new Bureaus and two special offices.

The Office on Aging, formerly the Division on Aging, in carrying out its legislative mandate to serve New Jersey's senior citizens, will provide information and referral services, counseling, training, guidance and special assistance programs in all aspects of aging. Its activities will become increasingly significant as more and more persons retire before the age of 65 and turn to the State for assistance in such activities as stated above. The Office on Aging shall be administered by the Director of the Office on Aging who shall serve at the pleasure of the Commissioner.

As part of its responsibilities the office will administer Federal funds awarded to the Department under Title III of the Older Americans Act of 1965. The funds will be channeled to local sponsors to help finance a three-year demonstration program in aging. A majority of the funds will be used to establish and operate county and municipal Offices on Aging. These local offices provide informational and referral services to the senior citizens in their communities on the available programs and resources.

The Women's Division created under N.J.S.A. 52:27D-43.1 et seq. shall be known as the Office on Women within the Division of Human Resources and shall continue in the same manner prescribed by law.

The Office on Women will be responsible for engaging in a continuous study of the changing needs and problems of women in New Jersey and for developing and recommending new programs. The office will serve as a clearinghouse for information and materials pertinent to the various programs and agencies geared to assist and advise women. In cooperation with various governmental departments and agencies, primarily involved in curbing job discrimination, the office will seek to expand rights and opportunities available to women in New Jersey.

The office will conduct, periodically, conferences throughout the State to make women more aware of their opportunities and of the assistance programs available to them.

The Bureau of Community Development shall develop new ways in which State and local governments and groups can provide better services or direct existing services more effectively to problems in the areas of human resources.

The Bureau will administer "Model Cities" and "Action Now" in conjunction with Federal demonstration programs; e.g. the Model Cities Planned Variation, Public Service Careers Programs, and Community Coordinated Child Care.

It will test innovative approaches to problems through these demonstration projects. If these projects produce the desired results, they may be expanded into on-going programs or "spun off" into existing operations within State and local agencies. Consistent with this approach, Juvenile Justice and Day Care One Hundred shall by executive directive be transferred to the Department of Institutions and Agencies in order to consolidate and upgrade our efforts in the areas of youth correctional services and comprehensive child care.

The Bureau of Community Enterprise will specialize in formation and development of independent minority-owned and operated business ventures. It will provide financial, managerial and technical assistance, drawn from Federal, State and local resources, as well as the business and financial community, to minority entrepreneurs. It will carry out its functions in conjunction with the Urban Loan Advisory Board, the New Jersey Urban Loan Authority and the State Development Corporation, which will designate community development corporations, render technical assistance, engage in research and development on the effectiveness and future of the system, and solicit the cooperation and involvement of the private sector at State and local levels.

The Bureau of Community Programs will be responsible for the operation of on-going human resource programs, including approximately 200 community action programs and anti-poverty agencies, youth-related projects, and youth employment and job training programs administered by the former Division of Youth. The Bureau will maintain and review the records and activities of these programs and agencies and provide financial and technical assistance.

In addition, the Bureau of Community Programs will be responsible for administering the Neighborhood Education Centers Act of 1968, in cooperation with the Departments of Education and Higher Education, and the State Office of Poverty and Law (Legal Services). This Bureau will provide a wide range of services designed to aid the eight neighborhood education centers and the 13 legal service projects throughout the State.

This plan along with an organization chart was filed with the Division of Administrative Procedure on June 20, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## COMMUNITY AFFAIRS

### DIVISION OF HOUSING AND URBAN RENEWAL

#### Proposed Amendments to Part E Of Standard Building Code

Lawrence F. Kramer, Commissioner of Community Affairs, pursuant to authority of N.J.S.A. 13:1B-7, 52:27C-54 and 52:27D-21, proposes to adopt amendments to Part E of the Standard Building Code of New Jersey which would allow the use of copper alloy 194 water tube for general plumbing use. The proposed amendments have been approved by the Commissioner of Health, pursuant to authority of N.J.S.A. 26:3-69.1(2), for adoption by reference by local boards of health.

The Standard Building Code of New Jersey is adopted by reference in Chapter 16 of Title 5 of the New Jersey Administrative Code.

The new amendments follow:

#### 1. Amendments to Section E-300 MATERIALS

(a) In 3.4 STANDARDS FOR PLUMBING MATERIALS, Table A, add copper alloy 194 water tube, ASTM B543-70T.

(b) Add (NEW) Section 3.4-J, Copper Alloy 194 Water Tube. Dimensions must be such that the copper alloy 194 meets or exceeds the strength requirements of copper tubing for which it is being substituted.

#### 2. Amendments to Section E-800 WATER SUPPLY AND DISTRIBUTION

(a) Add a new sentence to Section 8.6.1 Water Tube. Copper tubing and copper alloy 194 Water Tube as listed in Section E-300 may be used. Omit existing second sentence in basic text.

#### 3. Amendments to Section E-1000 STORM DRAINS

(a) Add a new material to Section 10.2.1 to be used copper alloy 194 water tube.

(b) Add a new material to Section 11.2.2 to be used copper alloy 194 water tube.

(c) Add a new material to Section 10.2.3 to be used copper alloy 194 water tube.

(d) Add a new material to Section 10.2.4 to be used copper alloy 194 water tube.

#### 4. Amendments to Section E-1100 VENTS AND VENTING

(a) Add a new material to Section 11.1.1 to be used copper alloy 194 water tube.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 29, 1972, to:

Director  
Division of Housing and Urban Renewal  
Post Office Box 2768  
Trenton, New Jersey 08625

The Department of Community Affairs, upon its own motion or at the instance of any interested party, may thereafter adopt these amendments substantially as proposed without further notice.

Lawrence F. Kramer  
Commissioner  
Department of Community Affairs

(b)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Proposed Revisions to Rules On Teacher Education and Certification

Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:1-1 et seq., proposes to revise the rules concerning teacher education and certification which are presently included in Chapter 11 of Title 6 in the New Jersey Administrative Code.

A summary of the significant changes proposed follows:

1. Acceptance of a maximum of six credits in the field of professional education completed in an accredited two-year New Jersey college toward teacher certification, provided

the courses are accepted by an accredited four-year New Jersey teacher education institution.

2. Authorization of undergraduate intern programs for teachers. Present regulations provide for only graduate intern programs.

3. Reinstatement of the comprehensive business education teacher's certificate.

4. Reduction of the professional education requirement for the nursery school certificate, from 30 to 24 credits.

5. Inclusion of human and intercultural relations in the professional education program for all teachers certificates, effective July 1, 1975.

6. Change in the minimum requirement of 150 clock hours of student teaching. The length of the student teaching period in an approved teacher education program is to be determined by the college.

7. Institution of requirement for the utilization of NASDTEC (National Association of State Directors of Teacher Education and Certification) and the New Jersey supplement to these standards in evaluating teacher education college programs, and the authorization to base teacher certification on the completion of programs which are approved under these standards and the New Jersey supplement.

8. Reinstatement of the requirement for physiology and hygiene for teachers of business education and foreign language.

9. Recommendation that the effects of tobacco be included in the study of physiology and hygiene.

10. Institution of NASDTEC standards as the requirements for teacher of music education rather than those specified in the previous New Jersey supplement.

11. Authorization for the Secretary of the State Board of Examiners to enter into contracts with other states to allow transfer of teacher credentials between New Jersey and other states.

Copies of the full text of these proposed revisions may be obtained from:

Clyde E. Leib  
Office of the Commissioner  
State Department of Education  
225 West State Street  
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 26, 1972, to the State Department of Education at the above address.

The State Board of Education, upon its own motion or at the instance of any interested party, may thereafter adopt these revisions substantially as proposed without further notice.

Carl L. Marburger  
Commissioner of Education  
Secretary, State Board of Education

(a)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Proposed Rules On Emergency Aid Under State Library Assistance Program

Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:74-6, proposes to adopt new rules concerning emergency aid under the State Library Assistance Programs.

The proposed rules are tentatively scheduled to be included in the new Subchapter 3 of Chapter 68 in Title 6 of the New Jersey Administrative Code.

Full text of these proposed rules follows:

### TITLE 6 — EDUCATION

#### CHAPTER 68.

#### STATE LIBRARY ASSISTANCE PROGRAMS

#### SUBCHAPTER 3. EMERGENCY AID

##### 6:68-3.1 Definitions

"Emergency" means any damage or loss suffered by a public library in excess of 10 per cent of that library's current operating budget or in excess of \$50,000, and which, in the judgment of the State Librarian, directly affects the operation of the library.

"Reimbursable loss" means such damage or loss which is not indemnified elsewhere such as through insurance or similar payments.

##### 6:68-3.2 Emergency aid grants

(a) Emergency aid grants up to 100 per cent of reimbursable losses may be made as funds permit.

(b) In general, no more than 50 per cent of the sum allocated annually for emergency aid and incentive grants will be expended as emergency aid grants.

##### 6:68-3.3 Method of application

(a) Application for emergency aid under N.J.S.A. 18A:74-6 must be sent by certified mail to the State Librarian. Such application, made by an authorized representative of the library's board of trustees, shall include:

1. The amount of grant requested;
2. The date the emergency occurred;
3. The cause of the damage or loss;
4. A detailed description of the damage or loss and the cost of replacement;
5. Sources and amounts of indemnification (such as insurance payments), if any;
6. Proposed steps to be taken by the library to correct the condition which caused the emergency;
7. Any additional reports or information the State Librarian may request; and

(b) Application for emergency aid must be received by the State Librarian within one year of the date of damage or loss.

##### 6:68-3.4 Effort to correct emergency condition

In order to be eligible for assistance, the library must demonstrate that reasonable effort will be made to correct the condition which caused the emergency.

##### 6:68-3.5 Appeal procedures

Applicants whose applications for emergency aid have been rejected will be given, upon request, opportunity for an informal fair hearing before the State Librarian.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 26, 1972, to:

Clyde E. Leib  
Office of the Commissioner  
State Department of Education  
225 West State Street  
Trenton, New Jersey 08625

The State Board of Education, upon its own motion or at the instance of any interested party, may thereafter adopt these rules substantially as proposed without further notice.

Carl L. Marburger  
Commissioner of Education  
Secretary, State Board of Education

(a)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Proposed Rules for County Boards of Special Services

Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:46-29 et seq., proposes to adopt new rules concerning County Boards of Special Services.

The proposed rules are tentatively scheduled to be included in the new Subchapter 4 of Chapter 28 in Title 6 of the New Jersey Administrative Code.

Full text of these proposed rules follows:

#### TITLE 6 — EDUCATION

#### CHAPTER 28 SPECIAL EDUCATION

#### SUBCHAPTER 4. COUNTY BOARDS OF SPECIAL SERVICES

##### 6:28-4.1 Scope

(a) The County Board of Special Services shall be subject to the State Board of Education's rules and regulations pursuant to N.J.S.A. 18A, Chapter 46.

(b) Upon the establishment of the Board of Education of the County Special Services School District, the State Board of Education and Commissioner of Education shall receive notification, thereof, by the Board of Chosen Freeholders. This notification should include the listing of the Board of Education members.

##### 6:28-4.2 Considerations in the planning of programs by a County Special Services School District

(a) Programs shall be planned jointly with local school district personnel to include opportunities for the integration of the handicapped with the non-handicapped in educational and social activities. When such integration is considered impossible or unfeasible this fact shall be reported to the Commissioner of Education.

(b) Special consideration shall be given to the development of career and life skills of the pupils enrolled.

##### 6:28-4.3 Procedures for approval of programs submitted by County Special Services School Districts

(a) A program plan shall be forwarded to the Commissioner of Education for approval at least three months prior to the initiation date of said program.

(b) The program plan shall include:

1. A survey and needs assessment indicating the number of classified children to be served in the program by handicap, sex, and age and the present educational programs and resources, both public and private, serving or available to these handicapped children.

2. A program rationale indicating the desirability and feasibility for each program to be administered by the County Board of Special Education Services.

3. The projected program for each area of handicap to be served which shall include:

i. A descriptive list of the objectives of the program.

ii. Organizational structure including projected personnel by title.

iii. Program policy and procedures. (i.e., identification intake procedures, etc.)

iv. Nature and scope of program or services to be offered, (i.e., special class, resource rooms, itinerant program, etc.) and the number and type of children to be served and/or personnel in each area.

v. Description of proposed curriculum in terms of objectives and content (knowledge, skills, attitudes and values).

(c) The Commissioner of Education, with the approval of the State Board, after studying the Board of Special Services program plan, shall determine if such programs are needed, are appropriate, and are not in conflict with existing or planned local, county or state programs.

(d) The Commissioner shall notify the respective Boards of Special Services of the decision of the State Board of Education no later than two months after the receipt of the application.

##### 6:28-4.4 Other requirements

(a) Classification of handicapped children for purposes of admission to the program provided by the County Special Services School District shall be the responsibility of the local district in which the child legally resides. Acceptance of students into the program of the Special Services School District shall be a joint responsibility of the professional personnel of the local and county Special Services School District.

(b) The County Board of Special Services may expand or decrease the nature of the program(s) only upon application to and approval by the Commissioner of Education.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 26, 1972, to:

Clyde E. Leib  
Office of the Commissioner  
State Department of Education  
225 West State Street  
Trenton, New Jersey 08625

The State Board of Education, upon its own motion or at the instance of any interested party, may thereafter adopt these rules substantially as proposed without further notice.

Carl L. Marburger  
Commissioner of Education  
Secretary, State Board of Education

(b)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Revised Rules on Substandard Certification In Designated Fields of Shortage

On June 7, 1972, Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:6-34 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, deleted in their entirety the current N.J.A.C. 6:11-6.64 (Provisional certificates; all teaching fields) and 6:11-6.65 (Fields of teacher shortage emergency and provisional certificates), and adopted in place thereof the new N.J.A.C. 6:11-6.64 (Substandard certification in designated fields of shortage) and 6:11-6.65 (Certification in cases of unforeseen shortage), as proposed in the Notice published May 4, 1972, at 4 N.J.R. 95(b).

An order adopting these revised rules was filed and effective June 12, 1972, as R.1972 d.110.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

# ENVIRONMENTAL PROTECTION

## DIVISION OF MARINE SERVICES

### Proposed Procedure and Fee Schedule

Richard J. Sullivan, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 12:7-34.47j, proposes to adopt rules concerning procedure and fee schedule to implement N.J.S.A. 12:7-34.47d and 12:7-34.7(b) as amended by Chapter 50, Public Laws 1972. Such rules concern vessels on the waters of New Jersey used in business.

The rules are scheduled to be included in Chapter 6 of Title 7 of the New Jersey Administrative Code.

Full text of the proposed rules follows:

#### WATER VESSELS USED IN BUSINESS

These regulations shall apply to all vessels on the waters of this State used in business. For the purposes of these regulations the terminology defined in N. J. S. A. 54.4-11 "used in business" shall apply.

The tax year is the calendar year commencing with January of any given year the tax exemption certificate is applied for.

1. The applicant shall furnish the following information in the application for tax exemption certificate:

- (a) Name and address.
- (b) New Jersey regulation number or documentation number by the United States Customs Office, whichever is applicable.
- (c) The tax year the exemption certificate is being applied for.
- (d) The type of vessel.
- (e) Means of propulsion.
- (f) Length of vessel.
- (g) Business use of vessel.
- (h) Location and municipality where docked.
- (i) Date vessel acquired.
- (j) Certification by the person applying for the tax exemption certificate.

2. For the original issuance of a Tax Exemption Certificate, the following schedule shall apply:

LENGTH OF VESSEL (In Feet)	FEE SCHEDULE			
	Annual Renewal and Full-Year Rate 1/1-12/31	Nine-Month Rate 4/1-12/31	Six-Month Rate 7/1-12/31	Three-Month Rate 10/1-12/31
16 or less	\$ 8.00	\$ 6.00	\$ 4.00	\$ 2.00
more than 16 but less than 26	50.00	38.00	25.00	13.00
26 or more but less than 40	150.00	113.00	75.00	38.00
40 or more but less than 65	225.00	170.00	113.00	56.00
65 and over	300.00	225.00	150.00	75.00

3. A fee of \$5.00 per year shall be charged for the numbering and registration of vessels for which a tax exemption certificate has been issued. This fee for numbering and registration shall be charged for undocumented power vessels engaged in business.

4. Any person who has paid the prescribed fee for the issuance of a tax exemption certificate shall have the privilege of transferring any unused equity of the certificate to another vessel should he sell, transfer or otherwise

dispose of his interest in the vessel covered by the tax exemption certificate he originally paid the fee for. Any requests received for such a transfer shall be accompanied by the original certificate and decal or portion of that decal that may be removed from the hull. The fee for such transfer of certificate of tax exemption shall be \$2.00 together with such additional fee as may be required by reason of such boat coming within a higher fee scale due to its length, prorated according to regulation No. 2 with credit being given to the unexpired equity of the original fee also prorated according to regulation No. 2.

5. Decals will be issued to persons, corporations or firms paying the prescribed fee to indicate compliance with the provisions of the Act. The decals shall be displayed on the starboard side (right side of the vessel, facing forward) forward in a conspicuous place. The decals will indicate the tax year the fee has been paid for. The vendor, seller or other person transferring a vessel is responsible for the removal or destruction of the decal affixed thereon upon the completion of the transaction.

6. The fee for the duplicate issuance of a tax exemption certificate or decal will be \$1.00.

7. No person, corporation or firm shall make any misstatement of fact in an application for the certificate for tax exemption or give a fictitious name or address.

8. No person, corporation or firm shall lease, rent, or use or cause to be used any vessel for business purposes, unless such vessel is in compliance with the provisions of these regulations and Chapter 206, Laws of 1955.

9. Any duly-appointed Marine Patrol officer shall have the authority to stop and board any vessel upon the waters of this State to ascertain if the vessel is in compliance with the provisions of Chapter 206, Laws of 1965 (12:7-34.47) and the rules and regulations adopted under this Section.

10. Regulations 1 through 10 shall become effective August 1, 1972.

The prorated schedule outlined in regulation No. 2 applies to boats purchased during a specific tax year. For the purposes of this Act the tax year is the calendar year commencing January 1 through December 31.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 26, 1972, to:

Richard D. Goodenough  
Director  
Division of Marine Services  
Post Office Box 1390  
Trenton, New Jersey 08625

The Department of Environmental Protection, upon its own motion or at the instance of any interested party, may thereafter adopt these rules substantially as proposed without further notice.

Richard J. Sullivan  
Commissioner  
Department of Environmental Protection

(b)

# ENVIRONMENTAL PROTECTION

## DIVISION OF FISH, GAME AND SHELLFISHERIES

### SHELLFISHERIES COUNCIL

#### Closing Certain Clam Beds

On May 8, 1972, the Shellfisheries Council, Atlantic Coast Section, in the Division of Fish, Game and Shellfisheries in the Department of Environmental Protection, pursuant

to authority of N.J.S.A. 50:1-5 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted an amendment to N.J.A.C. 7:36-7.1 (Clam beds) concerning the closing of certain clam beds.

Text of the amendment follows:

7:36-7.1(d) Therefore, be it resolved by the Shellfisheries Council, Atlantic Coast Section, in regular session on this 8th day of May, 1972, that it further amends and supplements its Resolution No. 59 of August, 1959, as follows:

1. That the area lying between Goose Bar Sedge and Hither Island encompassing 3/10 of a mile in diameter from latitude 39-32-46 and longitude 74-17-05 be closed and remain closed until further notice.

2. This amendment and supplement to the said resolution of August 17, 1959, shall take effect on May 15, 1972.

An order adopting this amendment was filed June 14, 1972, as R.1972 d.111 (Exempt, Emergency Rule).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## ENVIRONMENTAL PROTECTION

### DIVISION OF FISH, GAME AND SHELLFISHERIES

#### 1972-73 Game Code

On June 14, 1972, the Fish and Game Council of the Division of Fish, Game and Shellfisheries in the Department of Environmental Protection, pursuant to authority of N.J. S.A. 13:1B-30 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted the 1972-73 Game Code, substantially as proposed in the Notice published May 4, 1972, at 4 N.J.R. 101(a) with only inconsequential structural or language changes.

The Game Code is cited as N.J.A.C. 7:25-5.1 et seq.

An order adopting the Code was filed June 22, 1972, as R.1972 d.115, to become effective September 1, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(b)

## HEALTH

### MASS GATHERING REVIEW BOARD

#### Proposed Rules On Mass Gatherings

The Mass Gathering Review Board in the Department of Health, pursuant to authority of N.J.S.A. 5:11-1 et seq., proposes to adopt new rules and regulations concerning mass gatherings.

Such rules are scheduled to be included in Chapter 3 of Title 8 of the New Jersey Administrative Code.

The proposed rules, in summary, govern the mass gathering of persons for the purpose of musical or public entertainment, and are intended to provide assurance that such mass gatherings shall not be inconsistent with the health, safety and welfare of the participants and the citizens and the surrounding communities. They require obtaining a valid permit from the Mass Gathering Review Board for the holding or conducting of a mass gathering which may reasonably be anticipated to attract 30,000 or more people,

and which without discontinuing or disbanding continues or is planned to continue for in excess of 18 hours, excluding those hours between 1:00 A.M. and 7:00 A.M.

These rules do not apply to mass gatherings where hotel or motel accommodations have been arranged for the participants.

Copies of the full text of the proposed rules may be obtained from:

Dr. William J. Dougherty  
Deputy Commissioner of Health  
State Department of Health  
Health-Agriculture Building  
Trenton, New Jersey 08625  
Telephone: (609) 292-7834

Interested persons may present statements or arguments in writing, orally in person or by telephone relevant to the proposed action on or before July 26, 1972, to the Department of Health at the above address.

The Department of Health, upon its own motion or at the instance of any interested party, may thereafter adopt these rules substantially as proposed without further notice.

James R. Cowan  
Commissioner  
Department of Health

(c)

## HEALTH

### PUBLIC HEALTH COUNCIL

#### Rules on the Sale and Distribution of Live Turtles

On June 22, 1972, the Public Health Council in the Department of Health, pursuant to authority of N.J.S.A. 26:1A-7 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules governing the sale and distribution of live turtles, substantially as proposed in the Notice published March 9, 1972 at 4 N.J.R. 45(d), but with a subsequent, substantive change not detrimental to the public, in the opinion of the Department of Health.

Such rules will be included in Title 8 of the New Jersey Administrative Code.

The substantive change was the addition of the words "or for food" to the last sentence of the regulation.

An order adopting these rules was filed June 22, 1972, as R.1972 d.116, to become effective July 6, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(d)

## HEALTH

### PUBLIC HEALTH COUNCIL

#### Rules On Construction, Operation Of All Retail Food Establishments

On June 22, 1972, the Public Health Council in the Department of Health, pursuant to authority of N.J.S.A. 26:1A-7 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules concerning the construction, operation and maintenance of all retail food establishments, substantially as proposed in the Notice published October 7, 1971, at 3 N.J.R. 203(a), with only inconsequential structural or language changes.

Such rules will be included in Title 8 of the New Jersey Administrative Code.

An order adopting these rules was filed June 22, 1972, as R.1972 d.117, to become effective July 6, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

**(a)**

## HEALTH

### PUBLIC HEALTH COUNCIL

#### Standards for Abatement Of Lead Poisoning Hazards

On June 22, 1972, the Public Health Council in the New Jersey Department of Health, pursuant to authority of N.J.S.A. 26:1A-7 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted standards for the abatement of lead poisoning hazards, substantially as proposed in the Notice published March 9, 1972 at 4 N.J.R. 45(c), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Health.

The rules will be included in Title 8 of the New Jersey Administrative Code.

Full text of the amended adopted rules follows:

#### LEAD POISONING

##### 1. Investigation of cases of elevated blood lead levels

1.1 The local board of health shall make an epidemiologic investigation of children showing blood lead levels of 60 micrograms per 100 grams or higher. Other siblings should be referred for diagnosis and/or treatment if necessary.

1.2 The family of the case shall be notified that a hazard may exist in the dwelling unit, counseled on preventive measures and requested to do their part in preventing children from chewing on painted surfaces and in sweeping up chips and flakes of paint.

##### 2. Determination of lead in dwelling units

###### 2.1 Sampling.

A minimum of two paint samples shall be collected from each suspect room which should include a windowsill and door or door frame. In addition, samples should also be collected from other highly-suspected areas, such as crib railings, playpen railings, stairs or banisters and surfaces with loose paint. Preferred locations to be sampled should include surfaces which have been chewed or eaten, suspected of having been chewed or eaten, or areas which are peeling or flaking. All interior sampling should generally be limited to that part of the surface which may eventually be required to be removed.

2.2 Methods for determination of lead in surface coverings.

2.2.1. The chemical determination of the lead content in paint by the quantitative measurements of samples of surface coverings shall be made in laboratories certified by the New Jersey State Department of Health. Lead content in paint in excess of 1.0 per cent by dry weight shall be in violation.

2.3 The physical determination of the lead content of paint may be made by non-destructive measurements using radio-isotope x-ray fluorescent analyzers (X-R-F) or other instruments approved by the State Department of Health. Lead content in paint in excess of 2 mgs. per square centi-

meter of paint surface when tested by this method shall be in violation.

3. Standards for repair on premises containing lead paint  
3.1 Loose lead paint including cracked, chipped, blistered, peeling, or flaking paint shall be removed to the base surface wherever found.

3.2 Tight lead paint shall be removed to the base surface in the following areas as indicated:

a. Windowsills - complete removal.

b. Windows and frames below four foot level - complete removal on exposed surfaces.

c. Doors below four foot level - removal four inches back on hinge and latch edges and other sharp edges.

d. Door frames below four foot level - complete removal.

e. Hand rails - complete removal.

f. Spindles, "balusters" - removal on surfaces adjacent to walking areas.

g. Stair treads - removal four inches back from lip on top of tread and from lip to riser on bottom side.

h. Any other surface presenting a chewable surface below four foot level - removal four inches back from edge.

3.3 Tight lead paint surfaces not requiring removal:

a. Walls in good condition without broken areas.

b. Baseboards.

c. Skirtboards on staircases.

d. Step risers.

e. Any surface below the four foot level not presenting a chewable surface.

3.4 In lieu of removal of the lead paint as specified above, surfaces shall be covered with plasterboard, wallboard, wood-panelling or similar durable material approved by the Commissioner, to a height of four feet above the floor.

3.5 Any condition, such as a plumbing leak, causing peeling of paint or loosening of plaster shall be repaired prior to any of the repairs specified above.

3.6 Upon completion of repair and prior to repainting, an inspection shall be made by the local board of health to determine if the hazard has been satisfactorily eliminated. All repairs may be finished with a suitable non-lead paint or other hard non-lead surface.

3.7 When an owner has been notified to comply with regulations relating to the removal of lead paint, the local board of health shall provide the owner of such dwelling units with safety standards to be used when removing the lead paint.

##### 4. Reporting

4.1 All laboratories shall immediately report results of laboratory examinations indicating blood lead levels in excess of 40 micrograms per 100 milliliters of whole blood to the State Department of Health, to the local board of health and to the physician submitting the specimen.

4.2 Local boards of health shall report monthly to the Commissioner all violations under the Act and the status of enforcement procedures against owners of properties designated as a public nuisance.

4.3 Local boards of health not using the State Health Department's laboratories for blood lead and/or paint analysis shall provide the State Department of Health with a monthly statistical tabulation of such results.

An order adopting the above rules was filed June 22, 1972, as R.1972 d.118, to become effective July 6, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## INSTITUTIONS AND AGENCIES

### NEW JERSEY DEVELOPMENTAL DISABILITIES COUNCIL

#### Proposed 1973 State Plan

The New Jersey Developmental Disabilities Council in the Department of Institutions and Agencies, pursuant to authority of Executive Order No. 20 of 1971, proposes to adopt a 1973 State Plan under the Developmental Disabilities Services and Facilities Construction Act of 1970 (P.L. 91-517).

Submission of the New Jersey plan for planning, administration and provision of services for persons with developmental disabilities to the Federal Developmental Disabilities Regional Office in New York is a condition to the certification of Federal funds under P.L. 91-517.

For the purpose of the 1973 State Plan, developmental disabilities are limited to those cases where mental retardation, cerebral palsy or epilepsy, originating prior to age 18 and constituting a substantial handicap, is the primary handicap.

The full text of the State Plan is available for review at the office of:

N. J. Developmental Disabilities Council  
169 West Hanover Street  
Trenton, New Jersey 08625

Interested persons may present statements or arguments relevant to the proposed action on or before August 6, 1972, to the Council at the above address.

The New Jersey Developmental Disabilities Council, upon its own motion or at the instance of any interested party, may thereafter adopt the State Plan substantially as proposed without further notice.

Catherine Rowan  
Executive Director  
New Jersey Development Disabilities Council  
Department of Institutions and Agencies

(b)

## INSTITUTIONS AND AGENCIES

### DIVISION OF PUBLIC WELFARE

#### Revisions to Application Process In Categorical Assistance Programs

On May 25, 1972, Robert L. Clifford, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 44:7-6 and 44:10-3 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revisions to the application process in the categorical assistance programs, as proposed in the Notice published May 4, 1972, at 4 N.J.R. 103(a).

Such rules will be included in Subtitle L of Title 10 in the New Jersey Administrative Code.

An order adopting these revisions was filed and effective May 30, 1972, as R.1972 d.105.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(c)

## INSTITUTIONS AND AGENCIES

### DIVISION OF PUBLIC WELFARE

#### State Plan for Work Incentive Program

On June 20, 1972, Robert L. Clifford, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 44:7-6 and 44:10-3 and in accordance with applicable provisions of the Administrative procedure Act of 1968, adopted a State Plan for the work Incentive Program, which is mandated to become operational on July 1, 1972 by Federal statute P.L. 92-223.

The State Plan will be included in Chapter 112 of Title 10 of the New Jersey Administrative Code.

The State Plan concerns interim instructions to County Welfare Directors regarding registration and certification, mandated special welfare staffing (self-support unit), and transfer of expense of training grants from the County Welfare Boards to the Department of Labor. The State Plan also outlines the purpose and intent of the program, administrative organization, overview of the WIN process, medical examinations, child care, staffing of CWB special self-support unit, and forms necessary for the implementation of the programs involved.

Copies of the full text of the State Plan are available from:

Division of Public Welfare  
129 East Hanover Street  
Trenton, New Jersey 08625

An order adopting the State Plan was filed and effective June 21, 1972, as R.1972 d.114 (Exempt, Mandatory Rule).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(d)

## INSURANCE

### NEW JERSEY REAL ESTATE COMMISSION

#### Proposed Amendments to Rules of New Jersey Real Estate Commission

The New Jersey Real Estate Commission, pursuant to authority of N.J.S.A. 45:15-1 et seq., proposes to amend its rules in Chapter 4 of Title 11 of the New Jersey Administrative Code.

Full text of the proposed amendments follows:

11:4-1.3 Qualifications for licensing; broker and associate broker

(e)3. Evidence of extensive experience in a specialized field of real estate activity with the time and transactions; that is, mortgage banking, mortgage brokerage, commercial or industrial real estate, leasing and development selling.

(f) Associate broker (heretofore known as broker-salesman) shall have the same qualifications as set forth in subsections (a) through (e) of this Section with the following exceptions:

1. Must be employed by a broker licensed pursuant to the provisions of this Section.
2. Does not maintain a trust account pursuant to the provisions of this Section.
3. Does not maintain office pursuant to the provisions of this Section.

11:4-1.5 Examinations; rules

(e) As provided under N.J.S.A. 45:15-10, examination may be written or oral. Request for an oral examination may be made if the applicant is blind, physically handicapped making it difficult to write, or if there is an extreme language barrier. The request may be granted at the discretion of the Real Estate Commission.

11:4-1.28(b)2. Financial responsibility in fulfilling its commitments

i. Applications for school approval, except from accredited colleges and universities and schools operated by Boards of Education, shall be accompanied by a surety bond (Form "F" suggested) as issued by an insurance company authorized to do business in this State, conditioned for the protection of the contractual rights of those real estate students attending such school in an amount computed in accordance with the following formula:

(1) First year—number of real estate students anticipated times the amount of semester tuition.

(2) Subsequent years—number of real estate students enrolled in previous year times the amount of semester tuition.

ii. In no event shall the amount of such bond be less than \$5,000.

iii. If such school is the owner of the premises to be utilized, then it shall furnish to the Commission an affidavit setting forth the names of the true owners, book and page and county where deed is recorded. Where premises are leased, then such school shall furnish a copy of the lease and a receipted statement executed by the owner or lessor that all rent has been paid for the term of the course of instruction for which it seeks approval.

Interested persons may present statements or arguments in writing, orally in person or by telephone, on or before July 26, 1972, to:

Mrs. Thelma D. Sparrow  
 Assistant Secretary-Director  
 New Jersey Real Estate Commission  
 201 East State Street  
 Trenton, New Jersey 08625  
 Telephone: (609) 292-4840

The New Jersey Real Estate Commission, upon its own motion or at the instance of any interested party, may thereafter adopt these amendments substantially as proposed without further notice.

Thelma D. Sparrow  
 Assistant Secretary-Director  
 New Jersey Real Estate Commission  
 Department of Insurance

(a)

## LABOR AND INDUSTRY

### Reorganization Plan for the Department of Labor and Industry

Take notice that, as a matter of public information and pursuant to the provisions of N.J.S.A. 52:14C-4(c), the following describes in full the substantive portion of the

Reorganization Plan for the Department of Labor and Industry, which Governor William T. Cahill submitted with an explanatory statement (not included) to the New Jersey Senate and New Jersey General Assembly on May 11, 1972:

### REORGANIZATION PLAN

of the

### DEPARTMENT OF LABOR AND INDUSTRY

#### Office of the Commissioner

There is hereby created, in the Department of Labor and Industry, an Office of the Commissioner, consisting of the Commissioner of Labor and Industry and other supporting clerical and administrative personnel as the Commissioner deems necessary.

The Commissioner is the executive and administrative head of the Department of Labor and Industry and the Employment Security Agency. All powers and duties vested in his office or the Department are exercised and performed by him or under his supervision or control. Accordingly, all references in any law, contract or document concerning any division or subdivision will be deemed to mean or refer to the Commissioner.

(The Department of Labor and Industry has remained fundamentally unchanged since its last reorganization in 1948. The Department's present organizational structure consists of a loosely arranged variety of program administrators reporting directly to the Commissioner. Currently, the Commissioner is informally assisted by a Deputy Commissioner and four Assistant Commissioners. The Department must be reorganized on a more integrated basis by strengthening top level leadership, streamlining the program operating units, and improving staff services.)

The Deputy Commissioner position is hereby abolished. The four Assistant Commissioner positions are hereby formally established. The Assistant Commissioners shall be responsible for Human Resources Development, Income Security, Labor Relations and Work Place Standards, and Administration. The Assistant Commissioners shall be delegated all supervision and control of specific areas of responsibility and be appointed by the Commissioner to serve at his pleasure.

#### Office of the Assistant Commissioner, Labor and Industry, Human Resources Development

The Assistant Commissioner for Human Resources Development is responsible for the employment, training and rehabilitation of the citizens of New Jersey:

The employment program services of the New Jersey State Training and Employment Services and the Field Operations Service are hereby reassigned from the Division of Employment Security and reconstituted as the Division of Employment Services. This Division will have responsibility for the administration of the New Jersey State Employment Service programs to job applicants created under State and Federal law.

The training program services of the New Jersey State Training and Employment Service and the Field Operations Service are hereby reassigned from the Division of Employment Security and reconstituted as the Division of Employment Development Programs. This Division will have responsibility for the administration of the training components created under State and Federal law.

The Division of Vocational Rehabilitation Services is hereby created and shall include all the duties, powers, responsibilities, personnel, and appropriation of the Rehabilitation Commission which is hereby abolished. The Division of Vocational Rehabilitation Services is designated

as the sole State agency to administer and supervise vocational rehabilitation as authorized by N.J.S.A. 34:16. The upgrading of the Commission to divisional status is necessitated by the greatly expanded functions and responsibilities in this area. A Vocational Rehabilitation Advisory Council will be established.

The Division of Employment Services, the Division of Employment Development Programs and the Division of Vocational Rehabilitation Services shall report to the Assistant Commissioner for Human Resources Development through their respective directors.

**Office of the Assistant Commissioner, Labor and Industry,  
Income Security**

The Assistant Commissioner for Income Security has responsibility for the administration of Federal and State laws concerning unemployment compensation, permanent and temporary disability, and workmen's compensation benefits. This includes in part the administration of funds, the payment of benefits during periods of unemployment, or temporary disability, the determination of permanent disability, and the adjudication of workmen's compensation claims:

The Unemployment Insurance Service, the Temporary Disability Insurance Service and the Unemployment Insurance Sections of the Field Operations Service shall be reassigned from the Division of Employment Security and be reconstituted as the **Division of Unemployment and Temporary Disability Insurance**.

The present Disability Determination Service shall be reassigned from the Rehabilitation Commission and be reconstituted as the **Division of Disability Determinations**. This Division shall have the responsibility of determining disability in New Jersey for the Social Security Administration.

The **Division of Workmen's Compensation** shall remain intact. This Division shall continue to be responsible for the implementation of the workmen's compensation laws.

The **Division of Unemployment and Temporary Disability Insurance**, the **Division of Disability Determinations** and the **Division of Workmen's Compensation** shall report to the Assistant Commissioner for Income Security through their respective directors.

**Office of the Assistant Commissioner, Labor and Industry,  
Labor Relations and Work Place Standards**

The Assistant Commissioner for Labor Relations and Work Place Standards has the responsibility for the administration of the Department's labor relations programs and for the statutes dealing with a variety of State legislation and Federal/State cooperative enforcement programs, including the Williams-Steiger Occupational Safety and Health Act of 1970:

The **Division of Work Place Standards** is hereby created and shall include all the functions, programs, duties, responsibilities, personnel and appropriations of the Division of Labor, which is hereby abolished. The primary responsibilities of the Division are the enforcement of statutes dealing with working conditions, including modifications necessitated by the Williams-Steiger Occupational Safety and Health Act of 1970. The Director, Division of Work Place Standards shall report to the Assistant Commissioner for Labor Relations and Work Place Standards.

The **Division of Private Employment Dispute Settlement** (Board of Mediation) shall remain in accordance with N.J.S.A. 34:13A as amended and shall report to the Assistant Commissioner for Labor Relations and Work Place Standards.

The **Division of Public Employment Relations** (Public Employment Relations Commission) shall remain in ac-

cordance with N.J.S.A. 34:13A as amended and be assigned to the Assistant Commissioner for Labor Relations and Work Place Standards.

**Office of the Assistant Commissioner, Labor and Industry,  
Administration**

The Assistant Commissioner for Administration has responsibility for development of policies, principles, standards and procedures governing overall organization and management of the Department. This includes: budget preparation and administration, personnel management and training, accounting and operations, program review and analysis, research, data processing, systems development, procurement, and general administrative and house-keeping services:

The **Division of Administration** is hereby reconstituted as the **Division of Administrative Services**. This Division shall report to the Assistant Commissioner for Administration through its director.

The **Division of Planning and Research** shall remain intact except for that portion of it reassigned to the Division of Economic Development. The Division shall report to the Assistant Commissioner for Administration, through its director.

A **Division of Systems and Communications** is hereby created and shall include all data processing personnel and resources formerly in the Division of Administration. The creation of this Division is required as part of the implementation of the State-wide master plan for centralization and contemplates that the labor and industry installation will become one of the four major data centers serving all State departments and agencies. This Division shall report to the Assistant Commissioner for Administration through its director.

The **Division of Economic Development** is responsible for the continuing effort to develop all resources for the economic growth of the State. This will include the study of the State's economy, planning for future growth and an active program to achieve efficient and desirable growth of the total economy. This division shall report to the Commissioner of Labor and Industry through its director.

The **Office of Business Economics** is hereby reassigned from the Division of Planning and Research; and the **Industrial Services Project** is hereby reassigned from the Division of Employment Security. This will provide the business community with an expanded, more comprehensive program of technical, financial and statistical advice and supportive assistance.

**Boards, Commissions, Councils and Committees**

In addition to the Board of Mediation and the Public Employment Relations Commission, the following will be continued: the Industrial Safety Board, the Industrial Safety Committee, the Construction Safety Council, the Board of Boiler Pressure, Vessel and Refrigeration Rules, the Employment Security Council, the Economic Development Council, the New Jersey Area Redevelopment Authority, the Board of Review, and the State Apprenticeship Councils.

The following will be abolished under the plan of reorganization: The Advisory Council on Disability Benefits, and the Manpower Advisory Committee.

The following additional units are hereby abolished: The Division of Employment Security, Bureau of Legal Services and Bureau of Public Relations.

**Fiscal Responsibilities**

The unexpended balances of appropriations, grants and other funds available for use in connection with a function or agency affected by the reorganization of the Department of Labor and Industry are considered by the Governor to be necessary, by reason of the reorganization, for use in

connection with the functions affected by the reorganization or for the use of the agency which shall have the functions after the reorganization plan is in effect. The unexpended balances so transferred may be used only for the purposes for which the appropriation or grant was initially made by the Legislature or Congress.

#### General Provisions

All Division Directors in the Department of Labor and Industry shall be appointed by the Commissioner to serve at his pleasure, except in those Divisions where Federal merit system standards must be observed. Nothing in this reorganization plan shall be construed to deprive any person of any tenure rights or of any right or protection provided him by Title II of the Revised Statutes, Civil Service, or any pension law or retirement system.

This reorganization plan shall not affect any order, rule or regulation made or promulgated prior to the effective date of said reorganization plan by any department, commission, council, board, authority, officer, or other agency the functions, powers and duties of which have been assigned or transferred to any other officer, authority or agency pursuant to said reorganization plan; but such orders, rules and regulations shall continue with full force and effect until amended or repealed pursuant to law.

This reorganization plan shall not affect actions or proceedings, civil or criminal, brought by or against any department, commission, council, board, officer, authority, or agency, the functions, powers and duties of which have been transferred or abolished pursuant to said reorganization plan.

All acts and parts of acts inconsistent with any of the provisions of this reorganization plan are superseded to the extent of such inconsistencies.

Any provisions of this plan which conflict with Federal law are null and void. Where applicable, the Federal government will be reimbursed in full for any property or thing of value diverted from Employment Security to other purposes.

This plan along with an organization chart was filed in the Secretary of State's office on May 11, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## LAW AND PUBLIC SAFETY

### DIVISION OF MOTOR VEHICLES

#### Proposed Rules On Inspection of School Buses

Raphael J. Marini, Director of the Division of Motor Vehicles in the Department of Law and Public Safety, pursuant to the authority of N.J.S.A. 39:8-2 and N.J.S.A. 39:8-10, and Carl L. Marburger, Commissioner of Education, pursuant to the authority of N.J.S.A. 18A:39-21, jointly propose to adopt new regulations concerning inspection of school buses.

Purpose of this regulation is to provide for inspection of school buses which will supplement the twice-a-year inspection conducted at Motor Vehicle Inspection Stations by the Division of Motor Vehicles in cooperation with the Department of Education.

Full text of the proposed regulation follows:

#### SECTION 1: Applicability

The provisions of this regulation shall be applicable to all school buses registered in this State except buses which are also used for the transportation of passengers for hire

and which are subject to inspection by the Department of Public Utilities.

#### SECTION 2: Definitions

"School Bus" means every motor vehicle operated by, or under contract with, a public or governmental agency, or religious or other charitable organization or corporation, or privately operated for compensation for the transportation of children to or from school for secular or religious education.

"Lessee" means any person under a contract or agreement who exercises control or who operates a school bus under said agreement or contract for 30 days or more.

"Private Person" means anyone other than a Board of Education or the State or a political subdivision thereof.

#### SECTION 3: Inspection and Maintenance

(a) Every school bus owned or leased by a private person, Board of Education or the State or a political subdivision thereof, registered in this State, shall be systematically inspected and maintained to insure that such bus and accessories are in safe and proper operating condition.

(b) A systematic inspection maintenance record shall be maintained for each vehicle.

(c) The minimum inspection to be performed shall be in accordance with the vehicle manufacturers' maintenance requirements.

(d) Such records shall include, at least:

1. An identification of the vehicle including New Jersey registration number, make, model, serial number, and number of tires, their size, and number of ply;

2. A record of inspection and repairs indicating their date and nature;

3. A lubrication record;

4. A systematic means for indicating for each school bus the nature and due date of various inspection and maintenance operations to be performed;

5. If leased or otherwise contracted for, such records shall also include an identification of the lessor or contractor furnishing the school bus;

6. A daily vehicle condition report by a driver.

(e) Any report or record of inspection shall be maintained for the life of the vehicle inspected and shall be available for inspection to the Division of Motor Vehicles.

(f) All of the above records shall be available for inspection to the State Department of Education, Bureau of Pupil Transportation.

#### SECTION 4: Unsafe operations forbidden

No owner or lessee whether private person, Board of Education or the State or a political subdivision thereof shall drive or permit or require a driver to drive any school bus revealed by inspection or operation to be in such condition that its operation would be hazardous or likely to result in a breakdown of the vehicle nor shall any driver drive a school bus which by reason of its mechanical condition is so imminently hazardous to operate as to be likely to cause an accident or a breakdown of the vehicle.

#### SECTION 5: Inspection of school buses in operation

(a) Every Motor Vehicle officer, every State Police officer, every employee of the Division of Motor Vehicles, Department of Law and Public Safety, either at a time deemed reasonable and necessary in the judgment of the Director of the Division of Motor Vehicles or at the request of the Bureau of Pupil Transportation of the Department of Education, may enter upon and perform inspections of school buses in operation upon the highways of this State or at the premises or places of business of the owner or lessee of such vehicles provided; however, that such officer or employee has been authorized to inspect by the

Director of the Division of Motor Vehicles and provided he has been trained in the techniques and procedures of inspection and has his certification card.

(b) Reports of the inspection described above shall be submitted to the Director of the Division of Motor Vehicles and to the Bureau of Pupil Transportation of the Department of Education. Such reports shall remain on file in the Division of Motor Vehicles and may be considered confidential in the event that further investigation is deemed necessary.

(c) School Buses declared "out-of-service"

1. Any authorized officer or employee shall declare and mark "out-of-service" any school bus which by reason of its mechanical condition may cause a breakdown or accident.

2. Any school bus declared and marked "out-of-service" shall not be operated until all repairs have been satisfactorily completed. The term "operate" as used in this section shall include towing the vehicle; provided, however, that vehicles marked "out-of-service" may be towed by means of a vehicle using a crane or hoist; and provided further, that the vehicle combination consisting of the emergency towing vehicle and the "out-of-service" vehicle meets the performance requirements of Section 39:3-68 of the Revised Statutes of New Jersey.

3. No person shall remove any marking indicating a school bus to be "out-of-service" prior to completion of all repairs.

4. The person or persons completing the repairs required by the "out-of-service" notice shall certify to the Director the date and the time the required repairs were completed.

5. No persons may be transported in a vehicle declared "out-of-service" prior to completion of all repairs.

(d) Notice to owner or lessee

1. The driver of any school bus receiving notice that the vehicle is "out-of-service" shall deliver such notice to the owner or lessee operating the vehicle upon his arrival at the next terminal or facility of the owner or lessee. It shall be the sole responsibility of the owner or lessee that such notice is returned to the Division of Motor Vehicles in accordance with the terms prescribed thereon and in subparagraph (2) and (3) of this paragraph.

2. The owner or lessee shall carefully examine such notice. Any and all defects noted thereon shall be corrected. The driver's failure to comply with this Section shall not excuse the owner or lessee from taking appropriate action to correct defects which come to his attention by any means whatsoever.

3. Within 15 days following the date of the vehicle inspection, the owner or lessee shall forward to the Division a certificate of action taken as a result of said inspection.

#### SECTION 6: Damaged vehicles inspection

No owner or lessee shall permit or require a driver to drive nor shall any driver drive a school bus which has been damaged in an accident or by other cause until inspection has been made by a person qualified to ascertain the nature and extent of the damage and the relationship of such damage to the safe operation of the school bus nor shall such school bus be operated until such person has determined it to be in safe operating condition.

#### SECTION 7: Vehicle condition report by driver

(a) Every owner or lessee operating one or more school buses shall require its drivers to report and every driver shall prepare such a report in writing at the beginning of his day's work or tour of duty, which report shall list any defect or deficiency of the school bus discovered by said driver as would be likely to affect the safety of operation of the school bus or result in its mechanical breakdown or shall indicate that no such defects or deficiencies were

discovered by him.

(b) Such reports shall be carefully examined, the defects reported thereon shall be checked and the report shall become a part of the permanent records required to be maintained under Section 3 of this regulation.

#### SECTION 8: Required practices

(a) The following items of equipment are required to be inspected and maintained at least once every three months:

1. All brake-lines and lining
2. Drive lines
3. Doors, aisles, and seats
4. Tires, wheels, and flaps
5. Springs
6. Emergency equipment
7. Fuel system
8. Cooling system
9. Lighting devices, horns, and mirrors
10. Transmission system
11. Steering equipment
12. Axles and the tie rod assemblies
13. Clutch
14. Exhaust system
15. Glazing and wipers
16. Safety equipment required by the Department of Education

#### SECTION 9: Standards; alteration of standard

(a) All equipment subject to inspection shall meet the standards now or hereafter prescribed by statute, by regulation of the Director of the Division of Motor Vehicles, and by regulation of the Department of Education.

(b) The Director may alter or amend any standard if, in his discretion, he finds that such standard is contrary to safe operation.

#### SECTION 10: Certification

(a) Every owner or lessee must certify to the Director on a form prescribed that he has inspected and maintained his vehicles in conformity to this regulation.

(b) Such certification shall be made once every 12 months.

#### SECTION 11: Penalties

Any owner or lessee who violates any provision of this Regulation may be subject to the suspension or revocation of his New Jersey registration and license privileges.

Interested persons may present statements or arguments in writing relevant to the proposed joint action on or before July 31, 1972, to:

Carl L. Marburger,  
Commissioner of Education  
Department of Education  
225 W. State Street  
Trenton, New Jersey 08625

or to

Raphael J. Marini,  
Director, Division of Motor Vehicles  
25 South Montgomery Street  
Trenton, New Jersey 08666

The Division of Motor Vehicles and the Department of Education, upon their own joint motion, or at the instance of any interested party, may thereafter adopt the proposed regulation without further notice.

Carl L. Marburger  
Commissioner  
Department of Education  
Raphael J. Marini  
Director  
Division of Motor Vehicles  
Department of Law and Public Safety

(a)

## LAW AND PUBLIC SAFETY

### DIVISION OF MOTOR VEHICLES

#### Proposed Fees for Division's Driver Improvement School

Raphael J. Marini, Director of the Division of Motor Vehicles in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 39:5-30.4, proposes to adopt rules concerning fees for the Division of Motor Vehicles' Driver Improvement School. Such rules are to be included in Subchapter 17 of Chapter 20 in Title 13 of the New Jersey Administrative Code.

Full text of the proposed rules follows:

#### 13:20-17.3 Amount of fee

Any person attending a Division of Motor Vehicles Driver Improvement School shall pay an attendance fee of \$20.00.

#### 13:20-17.4 Manner of payment

(a) Payment of the prescribed attendance fee shall be made only by check or money order. Such check or money order shall accompany the request for an opportunity to attend driver improvement school.

(b) Both request and payment must be sent to the Driver Improvement Bureau, Division of Motor Vehicles, 25 South Montgomery Street, Trenton, New Jersey 08666, within ten days from the date of the Notice of Proposed Suspension.

(c) No one shall be scheduled to attend Driver Improvement School until the full attendance fee for that person has been received by the Division of Motor Vehicles.

#### 13:20-17.5 Penalty

Failure to make payment in the amount and manner prescribed in this regulation shall automatically result in the imposition of the suspension for the period originally set forth in the notice of proposed suspension.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 31, 1972, to:

Raphael J. Marini, Director  
Division of Motor Vehicles  
Department of Law and Public Safety  
25 South Montgomery Street  
Trenton, New Jersey 08666

The Division of Motor Vehicles, upon its own motion or at the instance of any interested party, may thereafter adopt the proposed regulation without further notice.

Raphael J. Marini  
Director  
Division of Motor Vehicles  
Department of Law and Public Safety

(b)

## LAW AND PUBLIC SAFETY

### DIVISION OF MOTOR VEHICLES

#### Rules on Random Inspections

On June 1, 1972, Raphael J. Marini, Director of the Division of Motor Vehicles in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 39:8-1 and 39:8-2 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules on

random inspections, as proposed in the Notice published May 4, 1972, at 4 N.J.R. 105(b).

Such rules may be cited as N.J.A.C. 13:20-29.1 et seq.

An order adopting these rules was filed and effective June 1, 1972, as R.1972 d.106.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(c)

## LAW AND PUBLIC SAFETY

### DIVISION OF MOTOR VEHICLES

#### Revised Rules On Permits for Over-Dimensional or Overweight Vehicles

On May 31, 1972, Raphael J. Marini, Director of the Division of Motor Vehicles in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 39:3-8, 39:3-84 and 39:4-26 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revised rules concerning permits for over-dimensional or overweight vehicles, as proposed in the Notice published May 4, 1972, at 4 N.J.R. 105(a).

Effect of these revisions is to replace the rules in the current citations of N.J.A.C. 13:18-1.1 et seq., 13:18-2.1 et seq., 13:18-3.1 et seq. and 13:20-13.1 et seq. with a revised Subchapter 1 in Chapter 18 of Title 13 of the New Jersey Administrative Code.

Full text of the revised Subchapter 1 follows:

#### CHAPTER 18. EXECUTIVE AND ADMINISTRATIVE SERVICE

#### SUBCHAPTER 1. PERMITS FOR OVERDIMENSIONAL OR OVERWEIGHT VEHICLES

##### 13:18-1.1 Scope of this regulation

(a) This regulation replaces the following regulations and all amendments and supplements thereto:

1. Overdimensional Vehicle Movement Rules (N.J.A.C. 13:18-1.1 et seq., filed July 25, 1960).
2. Amendments (N.J.A.C. 13:18-2.1 et seq., filed October 26, 1965).
3. Supplement (N.J.A.C. 13:18-3.1 et seq., filed October 26, 1965).
4. Regulations for Movement of Overdimensional Private Utility and House-type Trailer and Semi-trailers (N.J.A.C. 13:20-13.1 et seq., filed April 24, 1964).

##### 13:18-1.2 Requirement of permit

- (a) A permit is required for each one way trip of an oversize or overweight vehicle.
- (b) In the event the vehicle is both oversize and overweight, two permits are required for each one-way trip.

##### 13:18-1.3 Period of permit validity

- (a) A permit shall be valid for a period of three days.
- (b) In the event the one-way trip cannot be completed within the valid life of the permit due to hazardous road conditions or vehicle breakdown, a one-day extension may be granted provided that the request is made to the Division before the permit expires.

##### 13:18-1.4 Reservation of Division's rights

The Division reserves the right to designate the routes of travel, speed limits, exact day and time of operation, or to impose any other restrictions which may be necessary to minimize traffic delays or safety hazards.

### 13:18-1.5 Fees

(a) The base fee for a permit shall be \$10.00.

(b) There shall be an additional fee of \$1.00 for each foot or fraction thereof that the dimensions of the vehicle, including load, exceeds 14 feet in width and/or 70 feet in length.

(c) There shall be an additional fee of \$5.00 for each 2,000 pounds or fraction thereof that the weight of the vehicle, including load, exceeds the axle or gross weight limits set forth in Title 39 of the Revised Statutes.

(d) No fee shall be imposed for a permit issued to an agency of the federal, any state, county, or municipal government for the operation of a vehicle owned by such governmental agency.

### 13:18-1.6 Application requirements; insurance

(a) An application for a permit or book of permits shall not be accepted unless the applicant has filed in the Division of Motor Vehicles a certificate of insurance in the following minimum limits:

1. \$100,000 for bodily injury or death to any one person in any one occurrence;

2. \$300,000 for bodily injury or death to two or more persons in any one occurrence;

3. \$100,000 for damage to or destruction of property in any one occurrence.

(b) Said certificate shall contain a provision that there will be ten-day prior notice to the Division in the event of cancellation or termination of the insurance.

### 13:18-1.7 Exceptions; insurance certificate requirement

(a) The filing of an insurance certificate shall not be required in the case of an oversize permit issued for the operation of a private utility, or house-type trailer or semi-trailer.

(b) In such cases the provisions of the Security-Responsibility Law will apply.

### 13:18-1.8 Invalidity of permits

(a) No permit shall be valid:

1. For the operation of a vehicle or combination of vehicles transporting a load which can be dismantled, reduced in quantity or feasibly loaded in such a manner so that the weight and dimension limitations prescribed in Title 39 of the Revised Statutes are not exceeded.

2. On any toll road.

3. On Saturdays, Sundays, or the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day and Christmas Day. If the holiday falls on a Sunday, the operation shall not be permitted on the next Monday. If the holiday falls on a Saturday, the operation shall not be permitted on the preceding Friday. These restrictions shall not apply in the case of a vehicle which is overweight but not oversize and which is capable of being safely operated at a maximum speed of 40 miles per hour.

4. During any period when lighted lamps are required, or when visibility is limited to a distance of less than 500 feet, or when hazardous road conditions exist.

5. Unless there is compliance with all applicable requirements of this regulation.

### 13:18-1.9 Invalidity of overweight permits

(a) An overweight permit shall not be valid:

1. For the operation of a vehicle registered or required to be registered in New Jersey, unless the vehicle is registered in this State at the maximum registration weight permitted under Section 39:3-20 of the Revised Statutes.

2. When the gross weight of the vehicle or combination of vehicles, including load, exceeds 800 pounds per inch width of tires on all wheels, or when the load is distributed so as to impose a weight of more than 800 pounds per inch in width of tire on any one wheel.

### 13:18-1.10 Invalidity of oversize permits

An oversize permit shall not be valid for the operation of a vehicle or combination of vehicles on any highway where clear space available for use by passing traffic is less than ten feet, including roadway and improved shoulder.

### 13:18-1.11 Escort vehicle requirements

(a) One escort vehicle shall be required when the width, including load, exceeds 14 feet and/or when the length exceeds 100 feet.

(b) Two escort vehicles shall be required when the width, including load, exceeds 16 feet and/or when the length exceeds 120 feet.

(c) When the height, including load, exceeds 14 feet the provisions of Section 39:4-28 R.S. will apply.

(d) When one escort vehicle is required, it shall precede the escorted vehicles on highways having less than four traffic lanes and shall follow the escorted vehicles on highways having four or more traffic lanes.

(e) When two escort vehicles are required, one shall precede the escorted vehicles and one shall follow the escorted vehicles.

(f) The preceding escort vehicle shall maintain a distance of from 200 feet minimum to 500 feet maximum from the lead vehicle of the escorted combination of vehicles.

(g) The following escort vehicle shall maintain a distance of from 100 feet minimum to 250 feet maximum from the rearmost vehicle of the escorted combination of vehicles.

### 13:18-1.12 Warning signs

(a) The minimum size of a warning sign shall be six feet wide by one foot high.

(b) The term "WIDE LOAD" shall be displayed on the sign in black letters ten inches high on a yellow background.

(c) When two escort vehicles are required, a warning sign shall be displayed on the front of the preceding escort vehicle and on the rear of the following escort vehicle.

(d) When only one escort vehicle is required, a warning sign shall be displayed on the rear of the rearmost vehicle in the escorted combination and on the front of the escort vehicle if it is preceding, or on the front of the lead vehicle of the escorted combination and on the rear of the escort vehicle if it is following.

(e) When no escort vehicles are required, warning signs shall be displayed on the front and rear of the oversize vehicle combination.

### 13:18-1.13 Warning flags

(a) A warning flag shall be red in color and its minimum size 18 inches square.

(b) Warning flags shall be displayed on the two front corners of the preceding escort vehicle.

(c) Warning flags shall be displayed on the two rear corners of the following escort vehicles.

(d) Warning flags shall be placed at the four corners of an oversize vehicle.

(e) When a vehicle, whether oversize or not, is transporting a load which projects beyond the sides of the vehicle, the warning flags shall be placed at the four corners of the load rather than the vehicle.

(f) If the load projects only beyond the rear of the trans-

porting vehicle, two flags shall be placed on the two rear corners of the load.

(g) If the projecting load is round or some other shape without distinguishable corners, a warning flag shall be placed at the outermost extremity of the load on each side and/or to the rear of the vehicle.

#### 13:18-1.14 Headlamps and tail lamps

Low beam headlamps and red tail lamps shall be illuminated on all escort vehicles, the towing vehicle and the towed vehicle.

#### 13:18-1.15 Oversize private utility and house-type trailers and semi-trailers

(a) A permit shall not be valid for the operation, on its own wheels, of any private utility, or house-type trailer or semitrailer, with a width of more than 12 feet.

(b) Any such vehicle whose width exceeds 12 feet may be transported on a commercial type low-bed trailer.

(c) The towing vehicle shall be a truck, truck tractor or road tractor equipped with dual wheels on the drive axle and a heavy duty towing hitch.

(d) If the trailer or semitrailer is not more than ten feet wide, the towing vehicle shall have a capacity of  $\frac{3}{4}$  ton or more and if the trailer or semitrailer is more than ten feet wide, the towing vehicle capacity shall be  $1\frac{1}{2}$  tons or more.

#### 13:18-1.15 Book permits

(a) Any person, firm or corporation may pre-purchase permits in multiples of ten. Such permits are hereinafter referred to as "book" permits.

(b) The base fees for book permits are payable at time of purchase.

(c) Two copies of the blank book permit will be provided to the purchaser. The permit shall be prepared for use by typewriter only and with an exact carbon copy. The permit shall be void if there are any omissions, additions, corrections, alterations or erasures. The carbon copy shall be mailed to the Division on the day the permit is typed. The postmark on the transmitting envelope shall be considered conclusive evidence of the mailing date.

(d) Book permits are not transferable and may be used only by the original purchaser.

(e) Every book permit shall be usable only in the 12-month period from July 1 to June 30 during which it was purchased. The base fee for any book permit not used on or before June 30 shall be forfeited.

(f) Book permits shall be valid only when the dimensions of the vehicle combination, including load, do not exceed 14 feet in width and/or 70 feet in length.

(g) Book permits shall not be valid for operation of overweight vehicles.

(h) A book permit shall be valid for one day only. No extension will be granted if the permit is not used on the day designated on the permit.

(i) The privilege to pre-purchase book permits may be withdrawn from any person, firm or corporation who or which fails to comply with the conditions for their use prescribed in this regulation.

An order adopting these revised rules was filed June 1, 1972, as R.1972 d.107, to become effective July 1, 1972.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## LAW AND PUBLIC SAFETY

### POLICE TRAINING COMMISSION

#### Proposed Revision of Rules and Regulations

Leo A. Culloo, Executive Secretary of the Police Training Commission in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 51:17B-66 et seq., proposes to adopt a revision of the rules and regulations of the Police Training Commission. The revision consists basically of changes regarding duties of the school director, definitions, and police and instructor certification.

Copies of the full text of the proposed revised rules and regulations are available upon written request to:

Leo A. Culloo, Executive Secretary  
Police Training Commission  
1100 Raymond Boulevard  
Newark, New Jersey 07102

Interested persons may present statements or arguments in writing relevant to the proposed action, on or before July 31, 1972, to Leo A. Culloo, Executive Secretary of the Police Training Commission, at the above address.

The Police Training Commission, upon its own motion or at the instance of any interested party, may thereafter adopt the revised rules and regulations without further notice.

Leo A. Culloo, Executive Secretary  
Police Training Commission  
Department of Law and Public Safety

(b)

## LAW AND PUBLIC SAFETY

### DIVISION OF NEW JERSEY RACING COMMISSION

#### Proposed Revision of Rules Governing Thoroughbred Racing

John J. Reilly, Secretary of the New Jersey Racing Commission, pursuant to authority of N.J.S.A. 5:5-30, proposes to revise the rules of the New Jersey Racing Commission governing thoroughbred racing and parimutuel rules. The revision consists basically of additions regarding trifecta and superfecta and off-track stabling facilities, as well as certain deletions, minor changes and a rearrangement of the order in which the rules are printed.

Copies of the complete text of the proposed revision may be obtained upon written request from:

John J. Reilly, Secretary  
New Jersey Racing Commission  
28 West State Street  
Room 1108  
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 31, 1972, to the New Jersey Racing Commission at the above address.

The Division of the New Jersey Racing Commission, upon its own motion or at the instance of any interested party, may thereafter adopt the revision substantially as proposed without further notice.

John J. Reilly, Secretary  
New Jersey Racing Commission  
Department of Law and Public Safety

(a)

# TREASURY

## DIVISION OF TAXATION

### Revised List of District Supervisors of Inheritance Tax

On June 21, 1972, Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, pursuant to authority of N.J.S.A. 54:33-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a revised list of district supervisors of inheritance tax in the 21 counties of the State.

The list includes several changes from that appearing as Appendix A following Chapter 26-12.12 in Title 18 of the currently-published edition of the New Jersey Administrative Code.

The full revised list follows, alphabetically by counties:

#### APPENDIX A

#### DISTRICT SUPERVISORS—INHERITANCE TAX

- Atlantic — Patrick T. McGahn Jr.  
1421 Atlantic Avenue, Atlantic City, N.J. 08401 609-345-3261
- Bergen — Walter M. D. Kern Jr.  
Administrative Bldg., Hackensack, N.J. 07601 201-645-2060
- Burlington — James C. Ayres  
515 High Street, Burlington, N.J. 08016 609-386-4720
- Camden — Albert Driver  
201 White Horse Pike, Haddon Heights, N.J. 08107 609-547-4472
- Cape May— James O'Neill  
217 East Pine Avenue, Wildwood, N.J. 08260 (No phone)
- Cumberland — Harold Horwitz  
123 West Broad Street, Bridgeton, N.J. 08302 609-451-7884
- Essex — William Abruzzese  
605 Broad Street, Newark, N.J. 07102 201-623-6249
- Gloucester — John S. Holston Jr.  
62 North Broad Street, Woodbury, N.J. 609-848-5858
- Hudson — Malcolm J. Robbins  
921 Bergen Avenue, Jersey City, N.J. 07306 201-653-3633
- Hunterdon — Sanford N. Groendyke  
38 Main Street, High Bridge, N.J. 08829 201-638-8233
- Mercer — Donald R. Bryant  
28 West State Street, Room 707, Trenton, N.J. 08608 609-882-1422
- Middlesex — Ernest Gross  
Administrative Building, New Brunswick, N.J. 08901 201-246-0400 Ext. 214
- Monmouth — Norman Dorfman  
710 Mattison Avenue, Asbury Park, N.J. 07712 201-774-3636
- Morris — R. Wayne Stickel  
229 Main Street, Chatham, N.J. 07928 201-635-5200
- Ocean — Henry L. Gertner  
256 Second Street, Lakewood, N.J. 08701 201-363-1122
- Passaic — Harry C. Peterson  
404 Clifton Avenue, Clifton, N.J. 07011 201-546-0515

- Salem — Charles H. Smith  
49 South Main Street, Woodstown, N.J. 08098 609-769-0177
- Sussex — Frank L. Patti, Esq.  
46 Main Street, Sparta, N.J. 07871 201-729-5040
- Somerset — A. Dix Skillman  
Administrative Building, Somerville, N.J. 08866, 201-725-4700
- Union — Harold Simon  
272 North Broad Street, Elizabeth, N.J. 07208 201-355-1782
- Warren — Harold A. Searles  
301 Mill Street, Belvidere, N.J. 07823 201-475-2701

An order adopting this revised list was filed and effective June 21, 1972, as R.1972 d.113 (Exempt, Procedure Rule).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(b)

# TREASURY

## STATE HEALTH BENEFITS COMMISSION

### Proposed Amendments to Definitions of Dependents, Children and Retired Employee

The State Health Benefits Commission in the Department of the Treasury, pursuant to authority of N.J.S.A. 52:14-17.27, proposes to amend a portion of its rules concerning the definitions of dependents, children and retired employee. Such amendments include a notation added to the definition of dependents and children plus a new subsection added to the definition of a retired employee.

Full text of the proposed amendments follows (additions indicated in boldface thus; deletions indicated in brackets [thus]):

#### 17:9-3.1 Dependents and children defined

. . . Note: The determination as to the continuation of certain mentally retarded or physically handicapped children will be made before they attain age 23 rather than before they attain age 19, as given in the general statute.

#### 17:9-6.1 Retired employee defined

(e) The definition of "retired employee" shall also include an employee who is eligible to receive a monthly annuity from Teachers' Insurance and Annuity Association based on his participation in an alternate benefit program in New Jersey, provided the employee applied for and began receiving a TIAA annuity immediately following the termination of his employment in a position covered by an alternate benefit program in New Jersey, and further provided, that TIAA agrees to deduct the appropriate premium from the retired employee's monthly TIAA annuity and remits it promptly to the State Health Benefits Program as a remitting agent.

(f) [(e)] The definition of "retired employee" shall not include an employee who on cessation of employment elects a vested, deferred retirement benefit under which payments begin at a future date.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before July 26, 1972, to:

State Health Benefits Commission  
20 West Front Street  
Trenton, New Jersey 08625

The Department of the Treasury, upon its own motion or at the instance of any interested party, may thereafter

adopt these amendments substantially as proposed without further notice.

Norman E. Hardy  
Deputy State Treasurer  
Department of the Treasury

(a)

## TREASURY

### DIVISION OF TAXATION

#### Emergency Rule On Purchase Of Stamps on a Credit Basis

On June 1, 1972, Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, pursuant to authority of N.J.S.A. 54:40A-40 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a revision to N.J.A.C. 18:5-3.6 governing the purchase of revenue tax stamps under the New Jersey Cigarette Tax Act (N.J.S.A. 54:40A-1 et seq.).

Full text of the revised rule follows (additions indicated in boldface thus; deletions indicated in brackets [thus]):

18:5-3.6 Purchase of stamps on a credit basis

(a) Licensed resident distributors, upon the discretionary approval of the Director, may make purchases of cigarette revenue tax stamps on a credit basis, provided that Cigarette Tax [Bureau] Form CD-4, Distributors Tax Stamp Credit Bond, has been filed with the Director in an amount not less than [125 per cent of] the gross sales price of such stamps which the distributor intends to purchase.

Historical Note

Formerly Reg. CT-1, filed May 31, 1967

(b) Licensed nonresident distributors may not make purchases of cigarette revenue tax stamps on a credit basis.

(c) This regulation shall take effect June 1, 1972.

An order adopting this emergency revision was filed and effective June 1, 1972, as R.1972 d.108 (Exempt, Emergency Rule).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(b)

## DELAWARE RIVER PORT AUTHORITY

### PORT AUTHORITY TRANSIT CORPORATION

#### Revised Rules Governing Southern New Jersey Rapid Transit System

On June 21, 1972, the Board of Directors of the Port Authority Transit Corporation of the Delaware River Port Authority, pursuant to authority of N.J.S.A. 32:4-6, adopted revisions to the rules governing the Southern New Jersey Rapid Transit System.

Full text of the revised rules follows (additions indicated in boldface thus):

Resolved that the rules and regulations of this Corporation adopted February 17, 1971 be revised and amended as follows:

Sub-Section 1.6, General Traffic Rules of Section I, Conditions of Use and Definitions, be revised by the addition of the following:

(h) Maximum parking time on PATCO parking lots is twenty-four (24) consecutive hours.

Meter parking limits will be posed on each meter.

(i) Certain sections of parking lots will, by posted signs, be declared "mini parking areas". Overall length of cars permitted in these mini parking areas will be 200 inches. Sub-Section 1.8, Handbills, Flags, Banners and Signs, of Section I, Conditions of Use and Definitions, be revised to read as follows:

#### 1.8 HANDBILLS, FLAGS, BANNERS AND SIGNS

(a) No person shall post, distribute or display commercial signs, advertisements, circulars, handbills or written material of a commercial nature on or within the Port Authority Transit facility, nor shall any person engage in any oral activity of a commercial nature on or within said facility.

(b) The non-commercial distribution of leaflets, handbills, circulars or written material, the carrying of placards or signs and/or holding of meetings, discussions, making of speeches, addresses, or orations are permitted in the parking areas and outside sidewalk areas in like manner, circumstances and degree as is permissible on other public streets, sidewalks, parks and similar areas. No advance notice is required, except that prior permit must be obtained if music or amplification is to be used.

(c) The non-commercial distribution of leaflets, handbills, circulars or written material, the carrying of placards or signs and/or holding of meetings, discussions, making of speeches, addresses, or orations within the Port Authority Transit facility or on the platform thereof shall be subject to the notice requirements as set forth below and the following limitations:

(i) No such activity shall be carried on except the distribution of leaflets, handbills, circulars or written material on platform areas where the passageway exceeds 5½ feet.

(ii) There shall be no such activity on stairways and escalators, or within 10 feet of turnstiles, ticket dispensaries or other conditions which tend to excessively

(iii) Such activities may be curtailed with respect to the number of people participating therein, if excessive numbers of participants result in unreasonable interference with the free flow of traffic or would create a clear and present physical danger to the patrons.

(iv) Such activities may be halted in event of emergency, such as snowstorms, traffic accidents, power failures or other conditions which tend to excessively interfere with the orderly and expeditious flow of traffic or the legitimate interests of the general public using the Port Authority Transit facility or would cause or aggravate excessive disruption of normal activities in or on the Port Authority Transit facility.

(v) The use of any device for amplifying voice or any sound of any nature whatsoever shall be strictly prohibited inside the Transit facility or on the platforms.

(d) The Authority shall require written notice from any person(s) or groups seeking to engage in any such non-commercial activities within the Transit Authority buildings or on platforms, since it may be necessary for the Authority to make arrangements such as to insure that no interference with the free and orderly flow of traffic occurs. Notice must be submitted at least 24 hours, but not more than one week before the activities are to commence.

(e) Any and all such written notice shall be given at Police headquarters, Broadway Station, Camden, New Jersey, on the appropriate forms to be supplied by PATCO.

(f) No person shall place, or cause, or procure to be placed upon or affixed to any part of the transit system any words, characters or devices, as a notice of, or reference to, any article, business, exhibition, profession, matter or event.

(g) All unattended distribution of leaflets, handbills, circulars or written material is prohibited.

Sub-Section 5.1 of Section V, Meetings, be revised to read as follows:

5.1 No person shall hold any meeting, perform any ceremony, make any speech, address or oration, exhibit or distribute any sign, placard, notice, declaration or appeal of any kind or description within any transit facility or upon any platform without written notice to PATCO. Written notice shall be given to PATCO Police Headquarters, Broadway Station, Camden, New Jersey, on the appropriate forms to be supplied by PATCO.

Sub-Section 7.1 of Section VII, Restricted Areas, be revised to read as follows:

7.1 (a) No person (excepting PATCO/DRPA employees, agents or authority visitors) shall enter upon the roadbed, tracks, structures, or other parts of the transit facility which are not open to passengers or to the public.

(b) Lindenwold shop and track area, Center Tower, transit right-of-way, and the Ashland Electric Shop are restricted to PATCO/DRPA employees, contractors, agents and authorized business visitors. No other person(s) shall enter thereon without specific written permission or in the company of a PATCO/DRPA officer, or official.

(c) No person shall ride upon the outside or roof of any transit car.

Sub-Section 10.2, Fares, of Section X, Fare Collection, be revised by the addition of a new sub-paragraph (c) after sub-paragraph (b) and before "Exceptions", said new sub-paragraph to read as follows:

(c) A passenger exiting at any station who has no ticket in his possession will be charged the maximum fare from the parthest point of the PATCO line to the station of exit before being allowed to exit.

Sub-Section 12.1, Speed Limits, of Section XII, Roadway Regulations, shall be revised to read as follows:

#### 12.1 SPEED LIMITS

(a) The speed limit for all traffic on PATCO property is 15 (mph) miles per hour, unless otherwise designated by a posted sign.

(b) No vehicle shall be operated in excess of the speed specified by posted highway signs.

The description of Drive B of Sub-Section (b) Ashland-Voorhees Township, of Sub-Section 13.2 of Section XIII, Parking Lot and Traffic Regulations, be revised to read as follows:

"Drive B runs East only, parallel to the North side of station."

An order adopting these revisions was filed June 23, 1972, as R.1972 d.119 (Exempt, Exempt Agency).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(a)

## HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION

### Revisions to Rules On District Subdivisions

On May 31, 1972, the Hackensack Meadowlands Development Commission, pursuant to authority of N.J.S.A. 13:17-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revisions

to its rules concerning district subdivisions, as proposed in the Notice published March 9, 1972, at 4 N.J.R. 55(b).

Such revisions will be included in Subtitle C, Chapters 3 through 7, of Title 19 of the New Jersey Administrative Code.

An order adopting these revisions was filed and effective June 5, 1972, as R.1972 d.109.

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

(b)

## PORT OF NEW YORK AUTHORITY

### Summer Rates of Parking Lot Charges At Kennedy International Airport

On May 4, 1972, the Committee on Operations of the Port of New York Authority adopted revisions to the summer rates of parking lot charges at Kennedy International Airport.

Full text of the revisions follows:

Resolved, that the schedule of charges for use of public vehicular parking areas at Kennedy International Airport, be and the same is hereby revised, effective from June 1, 1972, through September 30, 1972, to provide for the following rates:

Central Terminal Area Lots 1, 2/4, 3, 5	
Up to 1 hour	\$ 0.50
4 hours	1.00
6 hours	2.00
12 hours	3.00
16 hours	4.00
20 hours	5.00
24 hours	6.00
Over 24 hours	\$1.00 each additional four hours or part.

A basic rate of \$1.50 for each 24-hour period or part thereof in long-term lots 8 and 9.

(All rates include six per cent New York City sales tax).

An order adopting these revisions was filed June 20, 1972, as R.1972 d.112 (Exempt, Exempt Agency).

Albert E. Bonacci  
Director of Administrative Procedure  
Department of State

## STATE NEWS OF PUBLIC INTEREST

### HEARING HELD ON PROVISIONS OF NEW BILLBOARD CONTROL LAW

The Department of Transportation held a public hearing June 28 in Trenton on the proposed new and amended rules concerning outdoor advertising on all major highways in New Jersey.

Amendments are necessary to implement provisions of the law passed by the Legislature last December. Intent of the law is to enhance highway aesthetics, promote safety, convenience and enjoyment of travel, and to protect the public's investment in highways.

The law permits the Department to expand its rules concerning outdoor advertising to include State limited-access highways, such as the Route 55 Freeway in south Jersey and the Route 24 Freeway in north Jersey, and unlimited-access highways such as U.S. Routes 130 and 22.

Controls for outdoor advertising along interstate highways, established by prior legislation, also will be amended.

The rules will control the size, lighting and spacing of all types of signs within the protected areas along the major highways. The protected areas extend 660 feet from both sides of the highways.

The Commissioner is authorized to issue or deny permits for signs in the protected areas, and to acquire for removal those signs which do not conform to the adopted rules.

### **TAX DIVISION STARTS NEWSLETTER AS NEW PUBLIC INFORMATION SOURCE**

First issue of a new information service of the State Division of Taxation—the State Tax News—was distributed last month to tax organizations and practitioners.

“Our dominant concern is the public’s right to know”, stated Tax Director Sidney Glaser in explaining the purpose of the newsletter in supplementing other media and methods used by the Division in publicizing important tax information.

Mimeographed on legal-size sheets, the attractive newsletter will be issued on a regular basis. It will summarize changes in tax laws, note important court decisions, new rulings and interpretations, and review procedural changes by the Division, according to the Director.

“We hope it will become an important source of tax information to the tax practitioner and to the public in general,” Glaser added.

Suggestions, comments or requests for copies should be sent to Bernard S. Katzin, Tax Information Officer, Division of Taxation, West State and Willow Streets, Trenton, N. J. 08625. Tel: (609) 292-7580.

### **RECENT CHANGES IN LAWS AFFECT FIVE TAXES**

The Division of Taxation in its newly-inaugurated State Tax Newsletter notes five recent changes in tax legislation as of current interest:

- A969—c.24, P.L. 1972—approved May 15; increases cigarette tax from 14 cents to 19 cents per pack; effective May 16, 1972.

- A970—increases liquor tax from \$2.30 per gallon to \$2.80 per gallon; effective July 1, 1972.

- A971—c.25, P.L. 1972—approved May 17; increases corporation net income tax rate from 4¼ per cent to 5½ per cent.

- A972—c.26, P.L. 1972—increases motor fuels tax from seven cents to eight cents per gallon; effective July 1, 1972.

- A973—c.27, P.L. 1972—imposes sales tax on packaged liquor and packaged beer at wholesale level but at the minimum consumer retail price; effective July 1, 1972.

### **DO NOT USE OBSOLETE FORMS, ASKS STATE TAX DIVISION**

Some tax practitioners still have in their possession copies of an obsolete form of the Division of Taxation’s “Application for Sales Tax Registration”.

These forms should be destroyed and only the current one used, the Division warns.

### **PORT AUTHORITY TITLE NOW INCLUDES TWO STATES**

As of this month, New Jersey has equal billing in one of its interstate agencies.

As a result of legislation signed last month by Governor William T. Cahill—it is now the “Port Authority of New York and New Jersey”.

New York State had already passed the name change for the former two-state Port of New York Authority.

In signing, the Governor said the change would emphasize the importance of mass ground transportation between the two states.

He has been pressing the agency to begin rail links with Newark and Kennedy Airports and to modernize Newark’s Penn Central Railroad terminal. He said a more comprehensive plan for regional mass transit will shortly be presented to the full Authority by its New Jersey Commissioners.

---

The obsolete Application for Registration (Form ST-1) is a one-part form about 3½ inches by 7¼ inches.

The new form is in two parts, separated by a perforation, and its size is about 6½ by 7¼ inches. Above the perforation, the form number reads ST-1 (5-70 R-1), and below ST-2T (5-70 R-1). Title of the lower portion is Temporary Certificate of Authority.

Persons requiring copies of the proper form can obtain them from the Division of Taxation, West State and Willow Streets, Trenton, N. J. 08625, or any of the Division’s branch offices.

Obsolete applications are now being returned to the sender with a copy of the proper form for completion.

### **CONSTRUCTION BEGINS ON FOURTH TV STATION**

Construction began last month on New Jersey’s fourth public and educational television station, WNJB-TV, Channel 58.

Channel 58 is the fourth NJPBA station either on the air or under construction. WNJT-TV Channel 52 is on the air now in Trenton, while WNJS-TV Channel 23 facilities are under construction in South Jersey and WNJM-TV Channel 50 is underway in Montclair.

The TV/58 facilities will be located near Warrentown in northern Warren County. There will be a transmitter building and a 401-foot tower and antenna, with the station to begin telecasting early next year.

### **182 COLLEGE STUDENTS ARE INTERNING WITH STATE THIS YEAR**

The sixth annual Interns in Community Service program, sponsored by the Department of Community Affairs, began last month in 77 communities in the State.

The 11-week program, which runs until August 25, employs qualified undergraduate and graduate students in challenging government and community service positions in an effort to attract them to public service careers.

Community Affairs Commissioner Lawrence F. Kramer said a total of 182 college and graduate students—selected from more than 2,400 applicants—were accepted for this summer’s program.

They are working for selected local and county governments, the Community Affairs Department and other State

agencies, local antipoverty and legal services agencies, and some quasi-public or non-profit private organizations.

Interns work a regular 40-hour, five-day week, with salaries based on the standard Civil Service pay scale for student assistants, ranging from \$2.00 an hour for college freshmen to \$3.25 an hour for graduate students. Their salaries are paid by the Community Affairs Department through State appropriations.

## **NEW JERSEY FARM FAIR SEASON IS AGAIN OPEN**

Come to the fair! It's easy and fun to do in New Jersey, as the first of 21 agricultural fairs opened its gates last week.

Initial event was the Great Monmouth Fair at Freehold Raceway, from June 28 through July 2. From now on, there will be at least one farm fair in the Garden State each week until the season winds up with the New Jersey State Fair, Sept. 8 through 17 at the Trenton Fairgrounds.

New Jersey's agricultural fairs offer fun for young and old alike and a wonderful opportunity to learn more about the rural areas of the State, according to Warren B. Cook, secretary-treasurer of the Agricultural Fair Association and coordinator of fairs and shows for the state Department of Agriculture.

Exhibits of livestock, poultry, fruits and vegetables, flowers, clothing, foods, handicrafts, farm machinery and a host of commercial and other displays are the mainstay of the fairs. In addition, there are various kinds of contests, parades, shows and amusements.

Most of the fairs have special attractions for youngsters such as petting zoos and animal kindergartens, pony rides, games and contests. Good food, usually prepared by local organizations, is another reason for the popularity of New Jersey's fairs, attended by more than one million people last year.

The complete schedule of remaining agricultural fairs follows:

- July 8-9, Union County 4-H Youth Fair, Scotch Plains
- July 10-16, Cumberland County Fair, Millville
- July 13-15, Bergen County 4-H Fair, Van Saun County Park
- July 20-22, Burlington County Farm Fair, Lumberton
- July 20-22, Cape May County 4-H Fair, Cape May Court House
- July 25-27, Ocean County Fair, Lakewood
- July 27-29, Gloucester County 4-H Fair, Mullica Hill
- Aug. 3-5, Passaic County 4-H Fair, Wayne
- Aug. 3-5, Camden County 4-H Fair, Garden State Racetrack
- Aug. 4-5, Mercer County 4-H and Farmer's Show, Trenton
- Aug. 7-12, Sussex County Farm and Horse Show, Branchville
- Aug. 8-12, Middlesex County Fair, East Brunswick
- Aug. 10-11, Salem County Fair, Cowtown
- Aug. 10-12, Atlantic County 4-H Fair, Egg Harbor
- Aug. 16-18, Somerset County 4-H Fair, Somerville
- Aug. 16-19, Warren County Farmers' Fair, Harmony
- Aug. 24-27, Morris County Youth Exposition, Randolph Township
- Aug. 25-26, Essex County 4-H Fair, Caldwell
- Aug. 29-Sept. 4, Flemington Fair, Flemington
- Sept. 8-17, New Jersey State Fair, Trenton.

## **U.S. GOVERNMENT PROPERTY IN STATE TOTALS 124,962 ACRES**

There are 124,962 acres of Federal-owned property in New Jersey, or 4.4 per cent of the total land area, according to a new report from the Department of Community Affairs.

The report—known as PT-4—was recently revised to replace the last such report issued in 1964, according to Richard A. Ginman, Acting Director of the Division of State and Regional Planning.

An analysis of the report indicates that military installations and those of the Corps of Engineers make up over half of the Federal land total—71,389 acres. The Army uses most of this with 42,848 acres, principally the 32,000-acre Fort Dix complex in Burlington and Ocean Counties.

The Navy has 18,656 acres, and the Corps of Engineers another 6,327, but excluding the mammoth Tocks Island Reservoir area which is still in the purchase stage. The 3,558 acres used by the Air Force are almost entirely at McGuire AFB, also in Burlington.

Federal civil agencies are currently occupying 53,573 acres of State property. Nearly half of this is used by the Fish and Wildlife Service, principally the 19,645 acres at Brigantine in central Jersey and another 5,479 acres in the Great Swamp National Wildlife Refuge in Morris County.

The National Park Service has 17,774 acres, mostly in the Delaware Water Gap National Recreation Area in Sussex County. By contrast as to size, the 88 Post Office installations across the State take up only 61 acres, the report shows.

Among counties, Ocean has the largest concentration of Federal facilities, at 24,525 acres, due largely to Fort Dix and the Lakehurst Naval Air Station.

Atlantic County has 24,388 acres, accounted for mostly by the Brigantine Wildlife Refuge; with 20,562 acres in Burlington County for both Fort Dix and McGuire.

Copies of the 24-page tabulation with a scale locator map of the State may be obtained at \$1.75 from: Office of Public Information, Department of Community Affairs, 363 West State Street, Trenton, N. J. 08625.

## **URBAN LOAN AUTHORITY NOW ENTERING ITS "ACTION" PHASE**

The New Jersey Urban Loan Authority, which provides direct or guaranteed loans to business ventures in economically depressed areas, has completed planning and development stages and has entered its "action" phase, according to the Authority's first annual report.

The ten-page report covers calendar year 1971, the first full year of operation for ULA. It notes that more than a quarter of a million dollars in loans was approved to help launch or expand seven minority business ventures throughout New Jersey.

Community Affairs Commissioner Lawrence F. Kramer is chairman of the three-member Authority, which is a quasi-independent sister agency of the Community Affairs Department. Other members of the Authority, serving without salary, include Joseph M. McCrane Jr., State Treasurer and Richard F. Schaub, acting commissioner of the Department of Banking.

Kramer commended ULA executive director William R. Garner, who was appointed in November, 1971, for his efforts in launching the program.

"Bill Garner was appointed to move the Urban Loan Au-

# STATE NEWS OF PUBLIC INTEREST

thority from the early and difficult stages of development to a new action phase," Kramer said.

"He has more than fulfilled our expectations and has increased the pace of this program to the extent that we have approved 11 loan guarantees or direct loans totaling over \$250,000 in the first four months of 1972, which have generated an additional \$600,000 through the federal SBA program."

The Authority, created under the Business Incentive Loan Act of 1969, is empowered to make, insure or guarantee loans to eligible borrowers so they can help establish themselves in business or professional practice or expand existing ventures. In addition, the agency offers managerial and technical assistance to qualified borrowers.

Under the law, the Authority may lend directly a maximum of \$250,000 to a single borrower for up to ten years at an interest rate of from one per cent to the current market rate. Guarantees covering 90 per cent of commercial bank loans also may be made.

Copies of the first annual report are available free-of-charge from the Department's Office of Public Information or New Jersey Urban Loan Authority, P.O. Box 2768, Trenton, N.J. 08625.

## 14 MINORITY-GROUP STUDENTS HAVE COMPLETED SPECIAL INSURANCE COURSE

Fourteen students from minority groups have cleared the first hurdle in their quest to earn important professional positions in the insurance industry.

The group on April 18 received diplomas from Insurance Commissioner Richard C. McDonough for successfully completing a special experimental six-week course in the introductory phases of all aspects of insurance.

The 14 students ranged in age from 19 to 52, with most of them in their 20's. The school was sponsored by the State Insurance Department, the Urban League of Essex County, by 30 major insurance companies and the Insurance Information Institute.

McDonough said: "This school is not the ordinary type of school one normally affiliates with night courses on insurance. Rather, it is the first unique approach to providing intensive education to talented men and women in our urban areas to enable them to obtain important professional positions in the insurance industry."

Of the 14 graduating, four currently work with insurance companies while the other 11 hold jobs ranging from factory worker to investigator for the State Office of Consumer Protection.

All 14 enrolled, they said, because they want to enter the insurance field either as agents, brokers, investigators or appraisers.

The insurance industry is making every effort to place the graduates in jobs with various insurance companies in the State, McDonough said.

In addition, it is planned to offer similar courses in the Trenton, Camden and Newark areas in the fall. The first courses were held twice a week at the Newark Campus of Rutgers University beginning March 7.

## WALT WHITMAN COLLECTION ON DISPLAY AT STATE LIBRARY

A collection of memorabilia relating to the renowned American poet, Walt Whitman, is on exhibit in the lobby of the State Library in Trenton until late September.

Whitman, who lived from 1819 to 1892, spent the last 19 years of his life in Camden.

The exhibit features some early first editions of Whitman books, original Whitman manuscripts, photographs, and other items of interest from the collection of the late Colonel Richard Gimbel.

The collection was given to the Office of Historic Sites, Department of Environmental Protection, for deposit in the Walt Whitman house in Camden. It is exhibited through their courtesy.

Also on exhibit are several line drawings illustrating quotations from Whitman's works, by Jeffrey Brandimarte.

The Whitman exhibition is one of a series displaying the variety of materials available in the State Library on West State Street and was planned by its Bureau of Archives and History.

## SCALERA NAMED TO KEY POST IN NEW YOUTH AND FAMILY SERVICES DIVISION

Appointment of Nicholas R. Scalera as Assistant Director of the newly-created Division of Youth and Family Services was announced last month by State Institutions and Agencies Commissioner Robert L. Clifford.

The Commission said Scalera, 30, would assist Director Frederick A. Schenck in organizing and administering the new Division, the State's first comprehensive child and family social service agency.

Scalera, with the State for the past six years, will supervise the Division's research, planning and program development and be responsible for devising new and innovative approaches and programs and generating increased sources of funds.

He will also oversee staff development and training, communications, and maintain close liaison with Federal, State and Local governments and private social agencies. The new post pays \$20,731.

Scalera had served since January, 1969, as Chief of the Department of Community Affairs' Office of Public Information, responsible for statistics and information about Department programs and for media and community relations.

Scalera earned a B.A. in social studies from Seton Hall University in 1963 and an M.S. with honors from Columbia University Graduate Journalism School in 1964. He attended the University of Edinburgh, Scotland, the summer of 1964.

Before joining the State he was a reporter for the Newark Evening News and the Associated Press in Philadelphia.

He is a founder and current president of the Larry Williams Scholarship Fund, a non-profit organization that helps educationally-deficient students gain entrance to colleges, prep schools or work-training programs. He is a member of the United Community Corporation, Newark's anti-poverty agency, and Sigma Delta Chi, professional journalism society.

A life-long resident of Newark, Scalera now lives at 961 Broad Street, Bloomfield. He is unmarried.

Temporary office of the new Division is: 324 East State Street, Trenton, N. J. 08625; Tel: (609) 292-6920.

## HILLMAN IS NEW CHIEF OF POVERTY AND LAW OFFICE

Joseph Hillman Jr., former Legislative Liaison Officer of the Community Affairs Department, has been promoted to Chief of the Poverty and the Law Office.

Community Affairs Commissioner Lawrence F. Kramer, who made the announcement June 13, said the position pays \$17,909. Hillman, 28, succeeded Carl F. Bianchi, who becomes Chief of Court Planning in the Administrative Office of the Courts.

An attorney, Hillman was appointed to his first State post in July, 1971, by then-Commissioner Edmund T. Hume. He also had served as the Department's Administrative Procedure Officer.

As chief of the Office of Poverty and the Law (formerly the Office of Legal Services), he will administer 13 county and regional legal services agencies. These represent the disadvantaged in civil matters and promote law reform and community development through court cases and legislative proposals.

Hillman, a Belmar (Monmouth County) resident, was graduated from Emory University, Atlanta, Ga., in 1965 and received his law degree in 1969 from American University, Washington, D.C.

## STATE BOARD OF EDUCATION REELECTS HURD PRESIDENT

Calvin J. Hurd of Roselle has been reelected president of the State Board of Education for the 1972-73 year. Re-election of Hurd, an attorney with offices in Elizabeth, to a second one-year term as president, was voted unanimously by the board.

Mrs. Hugh Auchincloss of Ridgewood was reelected vice-president of the board.

Hurd has been a member of the board since 1967 and formerly served as chairman of its legal committee. He recently was named to the resolutions committee of the National Association of State Boards of Education.

In other action, the board approved reentitlements for state school building aid for two school districts where building proposals were voted down and where the one-year entitlement for State funds has expired.

Bayonne was reentitled for one year from February 8, 1972, in the amount of \$592,000, and Freehold Township was reentitled for one year from May 5, 1972, in the amount of \$552,000.

## ANIMAL HEALTH DIRECTOR RETIRED AT END OF JUNE

Dr. Edwin L. Brower, Director of the Division of Animal Health in the State Department of Agriculture, retired on June 30 after 35 years.

Dr. Brower had held the Director post since 1959, and supervised programs aimed at the prevention, control and eradication of animal and poultry diseases. In 1968, the Division also became responsible for the inspection of meat and poultry sold or shipped within New Jersey, under provisions of the Meat and Poultry Inspection Act enacted that year.

## "MISSING MILE" ON INTERSTATE 95 IS OPEN TO FULL TRAFFIC

The "missing mile" of Interstate Route 95 in Bergen County was opened to traffic between the George Washington Bridge and the New Jersey Turnpike on June 15.

The 1.5-mile section was opened ahead of contract completion date under a revised schedule ordered by the state Department of Transportation.

Five of Route 95's ten lanes in this area were opened last October to provide direct connections between the Turnpike and Interstate Route 80 to and from the west. The other five lanes now provide connections to and from the east.

With this opening, motorists are able to travel 40.1 consecutive miles on Route 95 from George Washington Bridge south to Interstate Route 287 in South Plainfield. This includes 30 miles on the New Jersey Turnpike, which is posted as Interstate Route 95 from its northern terminus to Edison Township, Middlesex County.

Route 95 is in study and design stages for the next 31.2 miles to the south. The 2.9 miles which take the freeway into Pennsylvania are open to traffic in Ewing Township, Mercer County.

Route 95, to extend from Maine-to-Florida, will be 74.2 miles long in New Jersey and will cost an estimated \$180 million to construct.

## BEGIN NEW SAFETY GUARD ROAD INSTALLATION TO CUT INJURIES

The Department of Transportation is installing the latest design of steel beam guard rail and shock absorbers at potential accident sites along a 12-mile stretch of Interstate Routes 80 and 95 in Bergen and Passaic Counties.

As part of its continuing highway safety improvement program, the Department received bids last month on this and two other safety improvements for these major routes in the Fort Lee area.

Some 30,790 feet of steel beam guard rail will be erected in front of bridge abutments, piers, parapets and large sign structures to prevent out-of-control vehicles from striking these fixed objects and injuring occupants.

The new guard rail protrudes six inches in front of the 27-inch high steel posts to reduce the danger of the vehicle rolling over the rail or striking the steel post. Another 42,400 feet of existing guard rail will be modified in similar fashion.

Shock-absorbing cylinders filled with sand are involved in the innovative safety device being used for the first time by the Department. These plastic containers shatter and collapse upon impact like falling dominoes to slow a speeding vehicle without demolishing it and to lessen chances of serious injury to occupants. They will be arranged in groups in front of bridge parapets where accidents might occur.

The contract also provides for the relocation of several large highway signs which will use the new breakaway couplings developed by the Department for sign supports. If a vehicle should strike one of these breakaway signs, the severity of an accident would be reduced.

The third safety measure provides for the modification of more than 16,000 feet of existing chain-link fence. The top rail of the fence will be replaced with tension wire to eliminate the danger of motorists being impaled on the top rail in a collision.

The project is to be completed in November, financed by 90 per cent Federal and 10 per cent State funds.

# ADMINISTRATIVE CODE RECEIVES HIGH VOTE FROM SUBSCRIBERS

A broad favorable response to the contents and make-up of the New Jersey Administrative Code is shown from a survey of subscribers, according to Albert E. Bonacci, Director of the Division of Administrative Procedure in the Department of State.

He revealed that a recent mail questionnaire to 480 subscribers who have already received the first volumes in the new Code produced a praising response and a smattering of helpful constructive criticism.

**He said that he felt the 40 per cent return to the mail survey "indicates a high level of interest in the Code."**

## How Subscribers Feel

In assessing the Administrative Code as to "usefulness", 40 per cent of the subscribers rated it "above average", with 57 per cent terming it "average". The same rating was given "as compared to similar codifications" of law or rules.

On "layout and visual appearance", subscribers gave it a higher 70 per cent "above average" rating, with only 27 per cent terming it average. The "below average" vote was less than three per cent for all three categories.

To specific questions, 95 per cent found the "instructions for use complete", and 90 per cent termed the "index adequate".

As to the "method of codification" used in the Administrative Code—a basic key to its usefulness—all but two respondents approved of the method used.

The survey also asked for suggestions as to possible improvements:

As a result of some comments that the loose-leaf pages did not remain within the rings during shipment, a new

method of wrapping pages separately in plastic has already been adopted, the administrative director said.

A few other users said that some contents are currently out of date, but Bonacci noted that this will be overcome with the publication of the first update pages within the next several months as part of a continuing program. The long period involved in the first-time preparation made the initial time-lag unavoidable, he explained.

In response to other anonymous suggestions, he said that previous plans had included an index for the full Code, which will be distributed once the full text is published later this year.

**"I wish to thank all subscribers who responded to this survey, which was designed to help make the State's pioneering effort in rules compilation a continuing first-rate publication of real benefit to the public."**

Bonacci added that a number had expressed by letter or phone their appreciation on being consulted. Speaking for his agency, he said "we want all subscribers to know we value their current and future suggestions."

With about half of the Code already distributed, the administrative director reported that some 1,200 subscribers have to date purchased over 10,000 individual volumes, with further orders arriving daily.

## STATE TO PURCHASE ENGINES, CARS FOR TWO COMMUTER RAILROADS

The Department of Transportation is using \$16 million of 1968 transportation bond issue funds to acquire additional locomotives and passenger cars to expand suburban commuter rail service for the Erie Lackawanna Railway and the Central Railroad of New Jersey.

The Department's Commuter Operating Agency (COA), has authorized the purchase of nine locomotives from General Electric Co. and 50 passenger cars from Pullman Standard Co. Cost of the locomotives is not to exceed \$3,795,000 and the cars \$11,716,000.

The new equipment will supplement similar cars and locomotives purchased by the Department and put into service on the Erie Lackawanna's Bergen County commuter lines in 1971. The equipment is needed because of increased passengers and to provide additional seats required by a change from three-two seating in passenger coaches to two seats each side of the center aisle.

In other action, the COA authorized the purchase of 11 rail diesel passenger cars from the Central Railroad at a price not to exceed \$350,000. Two of the cars are to be refurbished at a cost of \$168,000 and a decision on refurbishing the nine other cars will await the results of tests of a new engine being developed for rail diesel cars.

By putting these cars back into service, the State expects to realize an estimated annual saving of \$500,000 through operating efficiencies and greater flexibility in scheduling.



**THE TOP JURIST** in the State of New Jersey discusses the first volumes of the New Jersey Administrative Code. Supreme Court Chief Justice Joseph Weintraub (right) is shown with Albert E. Bonacci, Director of the Division of Administrative Procedure, the agency publishing the first such rules compilation in the State's history. Justice Weintraub commented that the Code is long overdue. Among the earliest subscribers, the nine Supreme Court justices will each have reference copies of the full Code.

# ADMINISTRATIVE CODE STILL AVAILABLE AT CHARTER PRICE

The New Jersey Administrative Code, the first legal reference to rules of all State agencies, is still available at the charter rate, according to Albert E. Bonacci, Director of the Division of Administrative Procedure in the Department of State.

The Code is the all-inclusive compilation of the rules and regulations of the 17 Departments of the State Government. It is in loose-leaf pages, regularly updated, and will initially total some 12,000 pages, he said.

Bonacci emphasized that the Administrative Code is the official State source for codification, and that the law provides that it is legally citable and that judicial notice shall be taken of it.

### Compatible With Statutes

It is entirely compatible with New Jersey Statutes Annotated through similar typography and a four-component numbering system, is completely annotated with two tables of contents based on subjects, and has title arrangements by Departments and subtitles for Divisions.

It includes historical footnotes and, as it becomes involved in judicial decisions, will have court citations added.

First volumes have already been distributed, with complete printing of the full set of an estimated 20 volumes to be completed later this year. It is contained in standard legal-size binders, and may be purchased as a complete set or by Departmental Titles.

The set is \$50 initially, along with a mandatory three-year updating contract at \$100 a year. Individual Departmental Titles, in one or more volumes, are \$5 per volume (see listing in next column) with the three-year updating service at \$10 per volume per year.

First of the annual billings for the update service will not be made until December, 1972, but updated Titles will be shipped as completed.

### How To Subscribe

The set or individual Titles may be ordered only on the official charter subscription form below. Check or money order must accompany orders, and Bonacci noted that the charter rates are subject to change:

## OFFICIAL LISTING OF TITLES AVAILABLE TO CODE BUYERS

The list of Titles available in the New Jersey Administrative Code includes all 17 State Departments, with Treasury broken into two Titles for its Taxation and General Rules.

Four of the Departmental Titles involve such a number of rules as to require two or more volumes, with price based on a per-volume, rather than Title, basis.

Numbers in the list below are the official Title numbers assigned to various Departments:

1. CHIEF EXECUTIVE
2. AGRICULTURE
3. BANKING
4. CIVIL SERVICE
5. COMMUNITY AFFAIRS
6. EDUCATION
7. ENVIRONMENTAL PROTECTION
8. HEALTH
9. HIGHER EDUCATION
10. INSTITUTIONS AND AGENCIES - In 3 Volumes.
11. INSURANCE
12. LABOR AND INDUSTRY - In 3 Volumes.
13. LAW AND PUBLIC SAFETY - In 2 Volumes.
14. PUBLIC UTILITIES
15. STATE
16. TRANSPORTATION
17. TREASURY-GENERAL
18. TREASURY-TAXATION - In 2 Volumes.
19. OTHER AGENCIES.

RECEIVED  
OPERATIONS & LOGS  
JUL 6 1972  
DEPT. OF TRANSPORTATION  
TRENTON, N.J.

### ADMINISTRATIVE CODE SUBSCRIPTION FORM —

Original Purchase at \$5 per Volume or \$50 per Set includes mandatory 3-Year Update Service to be billed later at \$10 per volume per year or \$100 per set per year.

Please enter my order for Sets or Titles and update service.



Make out check or money order to: Treasurer, State of New Jersey, and mail to Div. of Administrative Procedure, 10 North Stockton Street, Trenton, N. J. 08608

### YOUR MAILING ADDRESS:

.....  
 .....  
 .....

Number of Full Sets ..... (Enclose \$50 each)

Departmental Titles:

.....

No. Vol's ..... (Enclose \$5 per volume)

Total Enclosed Signed .....

\$..... Title .....