

CHAPTER 76

RESIDENTIAL DISABILITY IDENTIFICATION
EMBLEMS

Authority

N.J.S.A. 52:17B-139.12, and 52:27D-25d,
25k, 25gg, 25hh, 198 and 219.

Source and Effective Date

R.2010 d.214, effective September 15, 2010.
See: 41 N.J.R. 4369(a), 42 N.J.R. 2421(a).

Chapter Expiration Date

Chapter 76, Residential Disability Identification Emblems, expires on
September 15, 2015.

Chapter Historical Note

Chapter 76, Residential Disability Identification Emblems, was
adopted as R.2003 d.230, effective June 16, 2003. See: 34 N.J.R.
3888(a), 35 N.J.R. 2639(b).

Chapter 76, Residential Disability Identification Emblems, was re-
adopted as R.2005 d.225, effective June 14, 2005. See: 36 N.J.R.
3652(a), 37 N.J.R. 2674(a).

Chapter 76, Residential Disability Identification Emblems, was re-
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SUBCHAPTER 1. GENERAL PROVISIONS

5:76-1.1 Purpose and scope

(a) The purpose of this chapter is to assist emergency
service responders in locating persons with disabilities in
residential emergencies.

(b) This chapter shall apply to all disabled persons who
apply to the Division of Fire Safety for residential disability
identification emblems. Additionally, this chapter shall apply
to all owners or occupants of residential dwellings with dis-
ability identification emblems for which the emblem is not
applicable.

5:76-1.2 Definition of "person with a disability"

(a) "Person with a disability" means a person who:

1. Is severely and permanently disabled and cannot
ambulate without the use of assistive devices, such as a
cane, crutch, wheelchair, prosthetic device or other person;
or
2. Suffers from lung disease or uses portable oxygen;
or
3. Has a cardiac condition to the extent that the per-
son's functional limitations are classified in severity as a
class III or class IV, according to the American Heart
Association; or
4. Is deaf or hard of hearing; or
5. Has permanent sight impairment in both eyes as
certified by the New Jersey Commission for the Blind; or
6. Is someone whose ability to walk is severely and
permanently limited due to an arthritic, neurological, or
orthopedic condition.

**5:76-1.3 Residential Disability Identification Emblem;
application; certification; renewal**

(a) Upon approval of an application and supporting docu-
mentation, the Division of Fire Safety shall issue to a person
with a disability a residential disability identification emblem.
An application and supporting documentation shall be re-
submitted once every two years.

(b) A residential disability identification emblem applica-
tion shall not be accepted if it is not on a Division of Fire
Safety approved form.

(c) A residential disability identification emblem applica-
tion shall include a certification by a licensed medical doctor,
podiatrist or physician licensed to practice in New Jersey or a
bordering state that the applicant is a person with a disability
as defined in this chapter.

1. A person who has a current Division of Motor
Vehicle Services-issued Handicapped Parking Placard may
submit with his or her residential disability identification
emblem application the handicapped parking placard per-
mit number and expiration date instead of a doctor's,
podiatrist's or physician's certificate.

**5:76-1.4 Locations on residential dwellings; removal;
enforcement**

(a) On one- and two-family dwellings, the residential dis-
ability identification emblem shall be placed on or near the
main entrance and shall be visible from the outside of the
dwelling.

1. Additional residential disability identification em-
blems on one- and two-family dwellings may be placed on
the window or windows where the person needing
assistance is stationed or where that person sleeps.

(b) On multifamily dwellings, the residential disability identification emblem shall be placed on or near the main entrance to the individual dwelling unit and be visible from the outside of the unit.

1. Additional residential disability identification emblems on a multifamily dwelling may be placed on the window or windows where the person needing assistance is stationed or where that person sleeps.

(c) A residential disability identification emblem shall be nontransferable and shall be removed by the owner or current occupant of a dwelling when a qualified person with a disability no longer resides in that dwelling.

(d) Uniform Fire Code local enforcing agencies shall enforce this section by using the applicable provisions of the Uniform Fire Code, N.J.A.C. 5:70.