

# NEW JERSEY REGISTER



*The State's Official Rules Publication*

BRENDAN T. BYRNE, Governor

J. Edward Crabel, Secretary of State

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## INDEX OF RULES IN THIS ISSUE

### AGRICULTURE

- Proposed license fee revisions ..... 7 N.J.R. 494(a)
- Notice of rules hearing ..... 7 N.J.R. 494(b)
- Revise minimum milk prices ..... 7 N.J.R. 494(c)

### BANKING

- Commissioner issues two opinions ..... 7 N.J.R. 495(a)

### CIVIL SERVICE

- Revise local personnel manual ..... 7 N.J.R. 495(b)
- Revise local CETA personnel manual ..... 7 N.J.R. 496(a)
- Revise State CETA personnel manual ..... 7 N.J.R. 497(a)

### COMMUNITY AFFAIRS

- Adopt implementation rules for  
Housing Act ..... 7 N.J.R. 497(b)

### EDUCATION

- Proposed certification exam amendment ..... 7 N.J.R. 498(a)
- Adopt rules on bilingual education ..... 7 N.J.R. 498(b)
- Adopt rules on teacher certification ..... 7 N.J.R. 498(c)
- Adopt bilingual certification rule ..... 7 N.J.R. 498(d)

### ENVIRONMENTAL PROTECTION

- Notice of printing error on fuel ..... 7 N.J.R. 498(e)
- Adopt rule on conibear traps ..... 7 N.J.R. 499(a)
- Adopt field trial activities rule ..... 7 N.J.R. 499(b)
- Revise public shooting grounds rules ..... 7 N.J.R. 499(c)
- Adopt 1976 fees code ..... 7 N.J.R. 499(d)
- Adopt sewerage bond rules ..... 7 N.J.R. 499(e)
- Notice of Port Jersey public hearing ..... 7 N.J.R. 500(a)

### HEALTH

- Proposed frozen dessert revisions ..... 7 N.J.R. 500(b)
- Proposed long-term care rule ..... 7 N.J.R. 500(c)
- Revise wholesale licensing fees ..... 7 N.J.R. 501(a)
- Adopt rules on hospital reporting ..... 7 N.J.R. 501(b)
- Adopt administrative position rule ..... 7 N.J.R. 502(a)
- Adopt hospital rate review guidelines  
(Jointly with Insurance Department) ..... 7 N.J.R. 502(b)
- Revise need applications guidelines ..... 7 N.J.R. 503(a)
- Revise milk product handling rules ..... 7 N.J.R. 503(b)
- Revise hospital rate review rules ..... 7 N.J.R. 503(c)

### INSTITUTIONS AND AGENCIES

- Proposal on pharmaceutical consultants ..... 7 N.J.R. 504(a)
- Proposed revisions to X-Ray rules ..... 7 N.J.R. 505(a)
- Proposed transportation revisions ..... 7 N.J.R. 505(b)
- Proposed pharmaceutical assistance rules ..... 7 N.J.R. 505(c)
- Proposed changes in sterilization rules ..... 7 N.J.R. 506(a)
- Adopt Title XX training rules ..... 7 N.J.R. 506(b)
- Adopt county correctional standards ..... 7 N.J.R. 506(c)

- Adopt hospital claims submission rules ..... 7 N.J.R. 507(a)
- Revise pharmaceutical services rules ..... 7 N.J.R. 507(b)

### INSURANCE

- Notice of title insurance suspension ..... 7 N.J.R. 507(c)
- Revised property liability charge ..... 7 N.J.R. 507(d)

### LAW AND PUBLIC SAFETY

- Proposed revisions in dentistry fees ..... 7 N.J.R. 508(a)
- Adopt snowmobile registration rules ..... 7 N.J.R. 508(b)
- Revise rule on mortuary examinations ..... 7 N.J.R. 509(a)
- Adopt psychological examiners rule ..... 7 N.J.R. 510(a)

### PUBLIC UTILITIES

- Adopt revised home insulation program ..... 7 N.J.R. 510(b)

### TRANSPORTATION

- Proposed revision in State highway speeds ..... 7 N.J.R. 510(c)
- Proposed State highway parking rules ..... 7 N.J.R. 511(a)
- Proposed rule on Route 35 lane usage ..... 7 N.J.R. 520(a)
- Proposed revisions in highway fees ..... 7 N.J.R. 520(b)
- Proposed rule on itinerant vendors ..... 7 N.J.R. 521(a)
- Revise safety lighting rule ..... 7 N.J.R. 521(b)
- Revise Route 48 speed limits ..... 7 N.J.R. 521(c)
- Revise State highway parking rules ..... 7 N.J.R. 522(a)

### TREASURY

- Proposed rules on home improvements ..... 7 N.J.R. 522(b)  
(Jointly with Community Affairs)
- Proposed revisions in State Police  
retirement ..... 7 N.J.R. 523(a)
- Issue guidelines on three pension  
contracts ..... 7 N.J.R. 524(a)
- Adopt rules on 1776 Instant Lottery ..... 7 N.J.R. 525(a)

### ELECTION LAW ENFORCEMENT COMMISSION

- Proposed changes in political committee  
fund use ..... 7 N.J.R. 527(a)

### HACKENSACK MEADOWLANDS COMMISSION

- Proposed revision concerning appeals ..... 7 N.J.R. 527(b)

### MORTGAGE FINANCE AGENCY

- Adopt revised emergency rules ..... 7 N.J.R. 528(a)

### PORT AUTHORITY OF NEW YORK AND NEW JERSEY

- Revise various schedule charges ..... 7 N.J.R. 530(a)

ADMINISTRATIVE CODE INTERIM INDEX Page 20

PUBLIC INTEREST News Items Page 39

NEXT RULES FILING DEADLINE—Nov. 18

# NOTICES OF RULE-MAKING ACTIVITIES OF STATE AGENCIES

(a)

## AGRICULTURE

### DIVISION OF REGULATORY SERVICES

#### Proposed Revisions In License Fees And Use of Seal of Quality

The New Jersey State Board of Agriculture, pursuant to authority of N.J.S.A. 4:10-19 et seq., proposes to revise its rules concerning the use of the Seal of Quality and license fees.

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

2:73-2:5 (f) The owner or packer of the brand or trade name appearing on the approved container shall pay to the New Jersey Farm Products Publicity Fund a charge of [\$.100] **\$1.50** per 1,000 cartons on which the Seal of Quality is imprinted, or such greater amount which the owner or packer may elect to pay to be used in promoting eggs so identified. Such charge shall be levied on the quantity of cartons delivered to the packer by the manufacturer. The amount of said charge shall be paid by the owner or packer of the brand or trade name within ten days after date of billing by the Department. A copy of each shipping invoice shall be supplied by the manufacturer to the Department. Failure to supply invoices may be sufficient cause to withdraw approval to imprint Seal of Quality cartons.

2:73-2.7 License fee

(a) The annual fee for license to use the Seal of Quality in packaging eggs shall be \$30.00. [based on a per dozen fee of \$0.0005 multiplied by the number of dozens of eggs packed and identified with the Seal of Quality during the year immediately preceding the date of application, or, if such record does not exist, the volume of all eggs packed under consumer grades during said year, but such annual fee shall not be less than \$60.00 or more than \$600.00. The fee for an interim license shall be at the rate of one-twelfth of the applicable annual license for each month or part thereof remaining in the license year.]

(b) The fee is payable to the New Jersey Department of Agriculture. **The entire fee shall accompany the license application.** [Payment must be made by one of two methods at the option of the applicant. Either the entire fee shall accompany the application or one-half of the fee shall accompany the application and the balance shall be paid on or before December 31 of the license year.]

Interested persons may present statements or arguments orally or in writing relevant to the proposed action on or before November 26, 1975, to:

Delmar K. Myers  
Director, Division of Regulatory Services  
P.O. Box 1888  
Trenton, N.J. 08625  
Telephone (609) 292-5575

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

Phillip Alampi  
Secretary of Agriculture  
Secretary, State Board of Agriculture

(b)

## AGRICULTURE

### DIVISION OF REGULATORY SERVICE

#### Notice of Hearing on Proposed Revisions to Rules

Take notice that on November 18, 1975, at 10:00 A.M. in the auditorium of the Health-Agriculture Building, John Fitch Plaza, Trenton, New Jersey, a public hearing will be held regarding proposed revisions to N.J.A.C. 2:73-2.5 and 2.7 printed in this issue of the New Jersey Register, and N.J.A.C. 2:71-1.23 et seq. as printed in the September 4, 1975, Register at 7 N.J.R. 398(a).

Interested persons may present testimony orally or in writing. To be considered written testimony must be received before November 18, 1975.

Comments should be sent to:

Claire E. Welsh, Chief  
Hearings and Administrative Practices  
P.O. Box 1888  
Trenton, New Jersey 08625

This Notice is published as a matter of public information.  
Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## AGRICULTURE

### DIVISION OF DAIRY INDUSTRY

#### Revisions to Minimum Milk Prices

On October 10, 1975, Woodson W. Moffett Jr., Director of the Division of Dairy Industry in the Department of

## 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.*

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Agriculture, pursuant to authority of N.J.S.A. 4:12A-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to the minimum milk prices to be effective November 1, 1975. These revisions replace the current text of N.J.A.C. 2:49-1.1(b).

2:49-1.1(b) Effective November 1, 1975, minimum milk prices under Order 69-1 will be 38½ cents per quart, 72 cents per half-gallon and \$1.38 per gallon. This amendment shall be effective from and after November 1, 1975.

An order adopting these revisions was filed October 15, 1975, as R.1975 d.303 to be effective November 1, 1975.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## BANKING

### THE COMMISSIONER

#### Notice of Advisory Opinions

Take notice that Richard F. Schaub, Commissioner of Banking, has issued Advisory Opinions 4-1975 and 5-1975. Full text of these Advisory Opinions follows:

#### ADVISORY OPINION 4-1975

It is clear that savings and loan associations pursuant to the Savings and Loan Act of 1963, as amended, N.J.S.A. 17:12B-5(1) may participate in the United States Department of the Treasury program for direct deposit of Social Security and supplemental income checks. Payments will be in the form of checks, under the initial phase of this program, with the ultimate method of payment distribution by electronic transfer of funds during 1976.

In addition, it is the opinion of the Department that under the "general powers" section of the Act, N.J.S.A. 17:12B-47, savings and loan associations participating in the program may offer depositors the assurance that payments due them from the Department of the Treasury will be deposited in the individual's account on the date such payment is due, whether or not the check or electronic transfer of funds actually is received by the institution on the due date. The basis for this opinion is the unique nature of the Social Security direct deposit program and the likelihood that there will be few instances in which the check or transfer of funds is not received on due date.

If a savings and loan association chooses to provide a depositor with the assurance provided for in the previous paragraph and the check or transfer of funds is delayed and is not received on the due date, it is the Department's position that the savings and loan association should establish a "Due from U.S. Treasury" account at the time it credits the individual social security recipient's deposit account. Such an account should ultimately clear upon receipt of the payment from the Department of the Treasury.

This opinion should not be construed as a recommendation for participation in the program and any institution participating in the program does so at its own risk. The position taken by the Department will not prevent its examiners from criticizing the administration of the program by any individual institution nor will it prevent appropriate classifications if potential for loss is indicated.

#### ADVISORY OPINION 5-1975

It is clear that banks pursuant to the Banking Act of 1948, as amended, N.J.S.A. 17:9A-25 (4) and savings banks pursuant to N.J.S.A. 17:9A-26 (1) may participate in the United States Department of the Treasury program for direct deposit of Social Security and supplemental income checks. Payments will be in the form of checks, under the initial phase of this program, with the ultimate method of payment distribution by electronic transfer of funds during 1976.

In addition, it is the opinion of the Department that under the "incidental powers" section of the Act, N.J.S.A. 17:9A-24 (12), banks and savings banks participating in the program may offer depositors the assurance that payments due them from the Department of the Treasury will be deposited in the individual's account on the date such payment is due, whether or not the check or electronic transfer of funds actually is received by the institution on the due date. The basis for this opinion is the unique nature of the Social Security direct deposit program and the likelihood that there will be few instances in which the check or transfer of funds is not received on the due date.

If a bank or savings bank chooses to provide a depositor with the assurance provided for in the previous paragraph and the check or transfer of funds is delayed and is not received on the due date, it is the Department's position that the bank or savings bank should establish a "Due from U.S. Treasury" account at the time it credits the individual social security recipient's deposit account. Such an account should ultimately clear upon receipt of the payment from the Department of the Treasury.

This opinion should not be construed as a recommendation for participation in the program and any institution participating in the program does so at its own risk. The position taken by the Department will not prevent its examiners from criticizing the administration of the program by any individual institution nor will it prevent appropriate classifications if potential for loss is indicated.

These advisory opinions are not subject to codification and will not appear in Title 3 of the New Jersey Administrative Code. This Notice is published as a matter of public information.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## CIVIL SERVICE

### CIVIL SERVICE COMMISSION

#### Revisions to Local Jurisdictions Personnel Manual on Exceptions To Length of Working Test Period

On October 10, 1975, the New Jersey Civil Service Commission, pursuant to authority of N.J.S.A. 11:5-1 and in accordance with the Administrative Procedure Act, adopted revisions to Subpart 13-4.101 of the Civil Service Personnel Manual (Local Jurisdictions) concerning exceptions to length of working test period.

Full text of the revised rule follows:  
Subpart 13-4.101 The Police Training Act and Its Relationship to the Working Test Period and Permanent Appointment

#### 13-4.101a Subject

This Subpart describes certain procedures affected by the Mandatory Police Training Act (N.J.S.A. 52:17B-66 et seq.), which requires all appointees to county or municipal police officer positions in New Jersey to complete successfully a prescribed course of training in a school accredited by the New Jersey Police Training Commission before permanent status can be acquired.

#### 13-4.101b Coverage

The provisions of this law relate to appointment of any person serving as a policeman or officer with comparable duties, or a member of a police force organization in a municipality or county which has, by statute or ordinance, the primary responsibility of detecting crime and enforcing the general crime laws of this State.

It does not relate to the appointment of a person who has been appointed, selected or elected to a law enforcement unit who occupies a supervisory position in such unit, persons who are appointed to positions in a law enforcement unit as a special investigator in the office of the county prosecutor or to persons appointed pursuant to N.J.S.A. 40A:14-146 (special police).

#### 13-4.101c Recruitment Procedures

The Department of Civil Service will determine qualifications of applicants, conduct examinations, promulgate employment lists and certify names of eligibles for appointments as police officers as heretofore.

#### 13-4.101d Working Test Period

After certification and appointment from an employment list and upon receipt of the proper personnel action form, the Department of Civil Service will approve the regular appointment of an eligible to the police force, contingent upon the successful completion of a police training course prescribed by the New Jersey Police Training Commission and subject to the regular working test period required by Civil Service law. The total period for the successful completion of the course may not exceed one year, six months. If within one year, six months from appointment from certification, the employee has not successfully completed the course, the chief examiner and secretary is authorized to take appropriate action to insure that such employee shall not obtain permanent status.

Upon successful completion of the course, the employee shall begin the regular working test period of three months.

For those patrolmen who take and pass the police training course while they are provisional employees prior to appointment from certification, the Civil Service Department will consider them to have completed the course upon notification of the Police Training Commission and their permanent appointment will be subject to the regular working test period.

#### 13-4.101e Military Service

N.J.S.A. 38:23-4 and 40A:9-159 provide that a leave of absence shall be granted to any person holding employment in public service who enters the active military or naval service in time of war or emergency. Any person who, subsequent to this appointment following certification and prior to his completion of the three-month working test period, enters the active military or naval service of the United States of this State, shall be granted a leave of absence without pay for the period of such service and for a further period of three months after receiving his discharge, which shall be other than dishonorable. Upon return to employment, he shall be granted one year, six months within which he must successfully complete the police training course and then commence his regular working test period.

Any person appointed while absent in the active military or naval service shall be considered to have been appointed

in absentia and provided he shall report for work immediately after discharge, shall be given one year, six months from date of beginning work within which to complete the police training course. Upon successful completion of the course he shall begin his regular working test period.

#### 14-4.101f Appeals

Although under Civil Service rules and regulations an eligible appointed through certification from an employment list who does not obtain permanent status has a right to appeal to the Civil Service Commission, upon notification from the Police Training Commission that a candidate failed to successfully complete the required course within one year, six months from the date of appointment from certification, the Civil Service Commission shall not deem it mandatory to grant a hearing from an appeal because of such failure.

Appeal procedures have been set up by the Police Training Commission for the review of all cases wherein an appointee does not successfully pass the required course, and an aggrieved appointee also has a right of appeal from the determination of the Police Training Commission to the Superior Court, Appellate Division. This policy does not preclude other appeals which are permitted by the Civil Service law and rules.

#### 13-4.101g Compliance

If a municipality retains an appointee despite notice of his failure from the Police Training Commission, the Department of Civil Service upon notification will disapprove the pay of said appointee since his continued employment will not be pursuant to law.

An order adopting these revisions was filed and effective October 15, 1975, as A.1975 d.304 (Exempt, Procedure Rule). Take notice that these revisions are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## CIVIL SERVICE

### CIVIL SERVICE COMMISSION

#### Revisions to Local Jurisdictions Personnel Manual on CETA Participants

On October 17, 1975, the New Jersey Civil Service Commission, pursuant to authority of N.J.S.A. 11:5-1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to Subpart 20-5.110, Information—CETA Title II or CETA Title VI participants, of the Civil Service Personnel Manual (Local Jurisdictions).

Full text of the revised rule follows:

#### Subpart 20-5.110 INFORMATION—CETA Title II or CETA Title VI Participants

##### 20-5.110a Subject

This Subpart is issued to advise appointing authorities of the provisions contained in Regulation 96.24(d) of the Federal Comprehensive Employment and Training Act.

##### 20-5.110b Regulation 96.24(d)

If layoffs of regular employees occur during the CETA Title II (or CETA Title VI) grant period, participants cannot remain working in the same or substantially equivalent job within the employing agency that is affected by the

layoff. Under these circumstances during the CETA Title II (or CETA Title VI) grant periods, such participants will either be transferred to positions not affected by the layoffs or be laid off.

#### 20-5.110c Interpretation

If an appointing authority has a CETA position and a regular position in which the employees are performing substantially equivalent jobs and the regular employee is laid off, the CETA employee cannot remain working in that position. The prime sponsor (the appointing authority) has the option of appointing employees laid off from regular positions to the positions vacated by CETA employees, assuming they qualify under CETA. CETA employees are to be either transferred to positions not affected by the layoffs or be laid off.

An order adopting these revisions was filed and effective October 20, 1975, as R.1975 d.307 (Exempt, Procedure Rule). Take notice that these revisions are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## CIVIL SERVICE

### CIVIL SERVICE COMMISSION

#### Revisions to State Service Personnel Manual on CETA Participants

On October 17, 1975, the New Jersey Civil Service Commission, pursuant to authority of N.J.S.A. 11:5-1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to Subpart 20-5.110, Information—CETA Title II or CETA Title VI participants, of the Civil Service Personnel Manual (State Service).

Full text of this revised rule follows:

#### Subpart 20-5.110 INFORMATION—CETA Title II or CETA Title VI Participants

##### 20-5.110a Subject

This Subpart is issued to advise appointing authorities of the provisions contained in Regulation 96.24(d) of the Federal Comprehensive Employment and Training Act.

##### 20-5.110b Regulation 96.24(d)

If layoffs of regular employees occur during the CETA Title II (or CETA Title VI) grant period, participants cannot remain working in the same or substantially equivalent job within the employing agency that is affected by the layoff. Under these circumstances during the CETA Title II (or CETA Title VI) grant periods, such participants will either be transferred to positions not affected by the layoffs or be laid off.

##### 20-5.110c Interpretation

If an appointing authority has a CETA position and a regular position in which the employees are performing substantially equivalent jobs and the regular employee is laid off, the CETA employee cannot remain working in that position. The prime sponsor (the appointing authority) has the option of appointing employees laid off from regular positions to the positions vacated by CETA employees, assuming they qualify under CETA. CETA employees are to

be either transferred to positions not affected by the layoffs or be laid off.

An order adopting these revisions was filed and effective October 20, 1975, as R.1975 d.308 (Exempt, Procedure Rule). Take notice that these revisions are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## COMMUNITY AFFAIRS

### LOCAL FINANCE BOARD

#### Rules on Implementation of Housing and Community Development Act of 1974 On Urban Counties

On September 25, 1975, the Local Finance Board in the Department of Community Affairs, pursuant to authority of N.J.S.A. 52:27BB-28 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted new, emergency rules regarding the implementation of the Housing and Community Development Act of 1974 concerning urban counties.

Full text of the adopted rules follows:

##### 5:30-1.9 Implementation of the Housing and Community Development Act of 1974; urban counties

(a) The governing body of each participating municipality shall adopt an ordinance to enter into an agreement with their respective county as prescribed by the Division of Local Government Services for compliance with the Inter-local Services Act.

(b) There may be established an interfund loan should the participating municipality expect to expend funds prior to receipt of Housing and Community Development Act of 1974 funds from the county.

(c) The dedicated revenues from the Housing and Community Development Act of 1974 and appropriated for the purpose to which the revenue is dedicated will be made a part of the budget of the local unit as a dedication by rider under the provisions of N.J.S.A. 40A:4-39.

(d) The local unit shall establish a separate bank account entitled "Community Development Block Grant" which shall be part of a separate trust fund.

(e) All operating expenditures must conform to each contract. Any expenditures not included in contract with the county shall be considered an overexpenditure and a violation of N.J.S.A. 40A:4-57.

(f) Expenditures for capital purposes shall follow the process of adoption of an ordinance authorizing such capital expenditures.

(g) All the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11) and the Local Lands and Building Law (N.J.S.A. 40A:12) shall be complied with.

(h) Separate auditing guidelines shall be promulgated by the Local Finance Board to insure compliance with Federal regulations.

An order adopting these rules was filed and effective September 29, 1975, as R.1975 d.287 (Exempt, Emergency Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Proposed Amendment Concerning Certification by Examination

Fred G. Burke, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:50-12, proposes to amend N.J.A.C. 6:44-6.4 concerning certification by examination.

Full text of the proposed amendment follows (additions indicated in boldface thus):

**6:44-6.4(c) Persons completing one full year of college may apply for a high school equivalency diploma by presenting an official transcript of such work. Each applicant must complete 24 credits at an accredited institution of higher education, and must be fully matriculated. Each official transcript will be evaluated to assure that the applicant has achieved the equivalent of a high school education.**

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Ms. Lorraine Colavita  
Administrative Practice Office  
State Department of Education  
225 West State St.  
Trenton, N.J. 08625

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

Fred G. Burke  
Commissioner of Education  
Secretary, State Board of Education

(b)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Rules on Bilingual Education

On October 1, 1975, Fred G. Burke, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:35-15 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted new rules, cited as N.J.A.C. 6:31-1.1 et seq., on bilingual education, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 403(a).

An order adopting these rules was filed and effective October 6, 1975, as R.1975 d.296.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Rule on Certification in Teaching English as a Second Language

On October 1, 1975, Fred G. Burke, Commissioner of

Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:6-34 et seq., 18A:35-15 through 18A:35-26 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a new rule, to be cited as N.J.A.C. 6:11-8.9, concerning certification in teaching English as a second language, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 401(c).

An order adopting this rule was filed and effective October 6, 1975, as R.1975 d.297.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(d)

## EDUCATION

### STATE BOARD OF EDUCATION

#### Rules on Certification in Bilingual/Bicultural Education

On October 1, 1975, Fred G. Burke, 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, adopted new rules on certification in bilingual/bicultural education, to be cited as N.J.A.C. 6:11-8.8, substantially as proposed in the Notice published September 4, 1975, at 7 N.J.R. 402(a), with only inconsequential structural or language changes, in the opinion of the Department of Education.

An order adopting these rules was filed and effective October 20, 1975, as R.1975 d.306.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(e)

## ENVIRONMENTAL PROTECTION

### DIVISION OF ENVIRONMENTAL QUALITY

#### Notice of Printing Error In Title 7 of the Code

Take notice that the current text of N.J.A.C. 7:27-9.4(b), which appears on page 50, serial number 9347, in Title 7 of the New Jersey Administrative Code, omits several words which were present in the original rules filed with the Secretary of State's office on January 12, 1968.

The correct text of this rule followed (words deleted in error indicated in boldface thus):

**7:27-9.4(b) The requirements of this Subchapter, which are to be effective on October 1, 1970, and October 1, 1971, shall not apply to commercial fuel used in Atlantic, Cape May, Cumberland, Hunterdon, Ocean, Sussex and Warren Counties.**

This Notice is published as a matter of public information. The corrections noted above will appear in the next updating of Title 7 of the New Jersey Administrative Code.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## ENVIRONMENTAL PROTECTION

DIVISION OF FISH, GAME  
AND SHELLFISHERIES

FISH AND GAME COUNCIL

### Rule on Use of Conibear Traps

On September 30, 1975, David J. Bardin, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 23:7-9 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a new rule, to be cited as N.J.A.C. 7:25-5.27, on the use of conibear traps, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 413(a).

Within the Department of Environmental Protection, this rule is known as Docket No. DEP 049-75-08.

An order adopting this rule was filed and effective October 1, 1975, as R.1975 d.290.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## ENVIRONMENTAL PROTECTION

DIVISION OF FISH, GAME  
AND SHELLFISHERIES

FISH AND GAME COUNCIL

### Rule on Field Trial Activities

On September 30, 1975, David J. Bardin, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 23:7-9 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a rule, cited as N.J.A.C. 7:25-2.14, on field trial activities, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 412(a).

Such rule is known within the Department of Environmental Protection as Docket No. DEP 024-75-02.

An order adopting this rule was filed and effective October 1, 1975, as R.1975 d.291.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## ENVIRONMENTAL PROTECTION

DIVISION OF FISH, GAME  
AND SHELLFISHERIES

### Revisions for Public Shooting and Fishing Grounds

On September 30, 1975, David J. Bardin, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 23:7-9 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revisions to N.J.A.C. 7:25-2.1 et seq. concerning the use of all land and water areas under the control of the Division of Fish, Game and Shellfisheries, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 411(a).

Such revisions are known within the Department of Environmental Protection as Docket No. DEP 024-75-02.

An order adopting these revisions was filed and effective October 1, 1975 as R.1975 d.292.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(d)

## ENVIRONMENTAL PROTECTION

DIVISION OF FISH, GAME  
AND SHELLFISHERIES

FISH AND GAME COUNCIL

### 1976 Fish Code

On September 9, 1975, David J. Bardin, Commissioner 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, adopted the 1976 Fish Code, cited as N.J.A.C. 7:25-6.1 et seq. and known within the Department of Environmental Protection as Docket No. DEP 048-75-07, substantially as proposed in the Notice published August 7, 1975, at 7 N.J.R. 359(c), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Environmental Protection.

An order adopting these rules was filed October 15, 1975, as R.1975 d.301 to become effective January 1, 1976.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(e)

## ENVIRONMENTAL PROTECTION

DIVISION OF WATER RESOURCES

### Rules on Sewerage Connection Bans

On October 16, 1975, David J. Bardin, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 58:12-2 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules on sewerage connection bans, to be cited as N.J.A.C. 7:9-13.1 et seq. and known within the Department of Environmental Protection as Docket No. DEP 027-75-03, substantially as proposed in the Notice published April 10, 1975, at 7 N.J.R. 147(a), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Environmental Protection.

The most pertinent substantive change concerns adoption of a mechanism for modifying a ban when a municipality has provided for an upgrading program and the program is proceeding in accordance with a schedule acceptable to the Division.

An order adopting these rules was filed October 15, 1975, as R.1975 d.302 to become effective October 16, 1975.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## ENVIRONMENTAL PROTECTION

### THE COMMISSIONER

#### Notice of Public Hearing Relative To Port Jersey Permit Applications

Take notice, that the Department of Environmental Protection and the Natural Resource Council, an authority of the Department of Environmental Protection, will hold a public hearing on the permit applications of:

- 1) Steuber Company Inc. to construct a bulk oil and petrochemical storage terminal,
- 2) Metropolitan Petroleum Company to construct a bulk oil storage terminal, and
- 3) Port Jersey Corporation to construct a waterfront docking facility,

all of which would be located on land created by Port Jersey within the Cities of Jersey City and Bayonne, Hudson County, New Jersey.

The hearing is authorized and will be held in accordance with N.J.S.A. 13:1D-9e and N.J.S.A. 12:3-5 and 12:5-3. The relative Departmental docket number is DEP 052-75-10.)

The Metropolitan Petroleum Company and Steuber Company have submitted environmental assessments in support of their permit applications. Copies of the assessments may be inspected at:

Public Information Office  
Department of Environmental Protection  
Room 805, Labor and Industry Building  
Trenton, New Jersey

Department of Environmental Protection  
Newark Office  
1100 Raymond Boulevard  
Newark, New Jersey

Interested persons may present statements orally or in writing relevant to the proposed applications at a public hearing to be held at 7 P.M. Thursday, December 11 at:

Engels Recital Hall (Room 101)  
Rossey Building  
Jersey City State College  
2039 Kennedy Boulevard  
Jersey City, New Jersey

This Notice is published as a matter of public information.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## HEALTH

### THE COMMISSIONER

#### Proposed Revisions for Frozen Desserts

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 24:10-73, proposes to revise various Sections in Subchapter 7, Chapter 21, in Title 8 of the New Jersey Administrative Code concerning frozen desserts.

The proposed revisions concern methods of complying with the recently amended N.J.S.A. 24:10-73.1 regarding complete ingredient labeling on all containers of frozen desserts. These proposed revisions are consistent with the

proposed identity standards of the Federal Food and Drug Administration, which should be finalized by January 1, 1976.

Copies of the 17 pages of the proposed revisions may be obtained from:

Calvin S. Tabler  
Food and Milk Program  
State Department of Health  
1911 Princeton Avenue  
Trenton, New Jersey 08625

A public hearing on the proposed action will be held December 4, 1975, at 10:00 A.M., Training Room B of the Health-Agriculture Building, John Fitch Plaza, Trenton, New Jersey.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before December 4, 1975, 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 revisions substantially as proposed without further notice.

Dr. Joanne E. Finley  
Commissioner  
Department of Health

(c)

## HEALTH

### THE COMMISSIONER

#### Proposed Rule Concerning Long-Term Care Facilities

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-12 and with the approval of the Health Care Administration Board, proposes to adopt a new rule concerning the implementation of long-range plan requirements for long-term care facilities.

Full text of the proposed new rule follows:

8:31-12.1 Implementation of long-range plan requirements

(a) A planning process designed to satisfy the requirement of N.J.S.A. 26:2H-12 is described in the "Planning Guide for Long-Term Care Facility Long-Range Plans", published by the State Department of Health. All nursing homes licensed for 50 or more skilled or intermediate care beds shall prepare and submit two copies of their long-range plan to the Department of Health no later than 12 months from the effective date of this regulation. Thereafter, succeeding plans shall be prepared and submitted on an annual basis. Nursing homes licensed for less than 50 beds will comply with the long-range planning regulation applicable to sheltered care homes.

(b) Under the direction of the governing body of the nursing home, the plan shall be prepared by a committee consisting of representatives of the governing body, the administrative staff, the medical staff, if any, and the community served by the nursing home.

(c) The long-range plan shall contain the following information:

1. Data base at least by county:
  - i. Demographic profile;
  - ii. Health needs indicators;
  - iii. A description of other health services and providers;
  - iv. Relationships of the institution to those services and providers;

- v. A description of the nursing home to include at least the following:
- (1) Patient origin studies;
  - (2) Health professional staff;
  - (3) Services offered;
  - (4) Fiscal data.
2. Forecast of important data to be required in 1978;
  3. Analysis of external forces impacting on the nursing home;
  4. Mission statement;
  5. Goals in order of priority;
  6. Measurable objectives;
  7. Optional courses of action;
  8. Selected courses of action;
  9. Implementation strategies;
  10. Actions requiring certificate of need approval or Section 1122, P.L. 92-603 approval, for five years into the future are identified;
  11. A capital resources plan;
  12. Evaluation procedures.

A public hearing regarding the proposed action will be held on November 25, 1975, at 10:00 A.M. in the Auditorium, Health-Agriculture Building, John Fitch Plaza, Trenton, New Jersey. Interested persons may present statements or arguments relevant to the proposed action at this hearing.

Interested persons may present statements or arguments in writing, orally in person or by telephone, relevant to the proposed action on or before November 26, 1975, to:

John Scioli  
Health Systems Planning Development  
Room 802  
State Department of Health  
John Fitch Plaza  
Trenton, N.J. 08625  
Telephone: (609) 292-5960

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

Dr. Joanne E. Finley  
Commissioner  
Department of Health

(a)

## HEALTH

### DIVISION OF COMMUNITY HEALTH SERVICES

#### Revisions in Wholesale Licensing Fees

On October 6, 1975, Dr. Watson E. Neiman, Acting Commissioner of Health, pursuant to authority of N.J.S.A. 24:15-13 and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to N.J.A.C. 8:21-9.5 concerning wholesale licensing fees, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 415(a).

An order adopting these revisions was filed October 9, 1975, as R.1975 d.299 to become effective May 1, 1976.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## HEALTH

### THE COMMISSIONER

#### Rules on Hospital Reporting Regarding 1977 Rate Setting System

On October 21, 1975, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq., with the approval of the Health Care Administration Board and in accordance with applicable provisions of the Administrative Procedure Act, adopted rules on the 1977 hospital rate review, substantially as proposed in the Notice published August 7, 1975, at 7 N.J.R. 361(a), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Health.

Full text of the adopted rules follows (substantive changes indicated in boldface thus):

8:31-20.1 Hospital reporting; 1977 rate setting system; general provisions

In accordance with N.J.S.A. 26:2H-1 et seq. the Commissioner of Health may request that health care facilities furnish the Department of Health such reports and information as it may require to effectuate the provisions and purposes of this act, excluding confidential communications from patients.

8:31-20.2 Reports to identify intensity of hospital care and hospital case mix

(a) By January 1, 1976, each hospital included under the provisions of N.J.S.A. 26:2H-1 et seq. will complete a medical abstract covering hospital inpatient services of that hospital.

(b) The abstract to be used will be either that used for the New Jersey Utilization Program or the Professional Activities Study, or any other abstracting program which contains as a minimum the data provided by the New Jersey Utilization Program reports.

(c) By December 1, 1975, each hospital shall inform the Commissioner, Department of Health, which medical abstract form it proposes to use.

(d) The abstract will be completed by the hospital within 30 days following the patient's discharge.

(e) The abstract information will be made available to the Department of Health in a computer processable format on a monthly basis with the first report being submitted by April 1, 1976.

(f) No information identifying the patient by name or by any personal characteristics other than the hospitals' medical record number, the patient's age, sex and race will be included in the information given the Department of Health. The Department of Health is not permitted to enter the records of the hospital to identify the patient.

(g) No information identifying the physician treating the patient other than the hospital's code will be forwarded to the Department of Health. The Department of Health is not permitted to enter the records of the hospital to identify the physician.

(h) By January 1, 1976, the patient's medical record abstract must contain the patient's billing or account number so as to enable computer linkage of these two records at a later date.

An order adopting these rules was filed and effective October 21, 1975, as R.1975 d.312.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## HEALTH

### THE COMMISSIONER

#### Rule on Definition of Responsible Administrative Position

On October 21, 1975, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-27, 26:2H-28, with the approval of the Health Care Administration Board and in accordance with applicable provisions of the Administrative Procedure Act, adopted a new rule concerning the definition of responsible administrative position, as proposed in the Notice published August 7, 1975, at 7 N.J.R. 361(b).

Such rule will appear as a part of N.J.A.C. 8:34-1.2.

An order adopting this rule was filed and effective October 21, 1975, as R.1975 d.313.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## (JOINT ADOPTION)

## HEALTH

## INSURANCE

### THE COMMISSIONERS

#### Guidelines for 1976 Hospital Rate Review Program

On October 2, 1975, Dr. Joanne E. Finley, Commissioner of Health, and James J. Sheeran, Commissioner of Insurance, pursuant to authority of N.J.S.A. 26:2H-1 et seq., 17:48-7, with the approval of the Health Care Administration Board and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules on the 1976 hospital rate review program guidelines.

These adopted rules are substantially the same rules that were jointly proposed by the Commissioner of Health and Commissioner of Insurance. See 7 N.J.R. 414(c) in the September 4, 1975, issue of the New Jersey Register for the prior notice of adoption.

However, there were substantive changes made to these finally adopted rules and some of the significant changes are as follows:

1. The objective of the hospital rate review program is to limit the average increase in hospital inpatient expenditures per diem which are reimbursed by hospital service corporation and the State's medical assistance program for all hospitals in the State of New Jersey to a maximum of nine per cent.

2. The elements of cost as defined in the contract between participating hospitals and hospital service corporations and/or the hospitals' contract with the New Jersey Health Services Program under Title (XIX) shall be the elements of costs approved by the Commissioner.

3. In accordance with N.J.A.C. 8:3-2.1, notification to a hospital and its payors of its payment rate shall be issued

in the form of an administrative order over the signatures of the Commissioners of Health and Insurance promulgating its administrative payment rate.

4. Total employee compensation includes salaries and fringe benefits. The value of free and subsidized meals is included in fringe benefits as is the value of self-insurance.

Base period challenges will be deducted from the budget base described in Section 5 before making subsequent review steps. This may have the effect of also challenging amounts by which 1975 projected actual inpatient costs exceed the 1975 approved budget, adjusted as described in 5(a) above (excluding item 7). Any such challenged excess which is due to significant adverse unforeseen circumstances may be appealed during the 1976 rate review process.

In cases where such projected overruns of 1975 budgets cannot be clearly resolved during the establishment of 1976 rates (owing, in part, to the fact that the data is projected, not actual), this resolution will be deferred pending the resolution of retroactive adjustments to 1975 budgets based upon actual 1975 data. If during the appeal of actual 1975 costs, such overruns are deemed appropriately includable in 1975 rates, and as the cause is of a continuing nature, consideration will be given to an appropriate adjustment to 1976 rates.

It is possible that there will be a duplication of:  
Challenges based upon peer comparisons;  
Challenges of projected overruns of 1975 budgets.

Where such duplication is identified on review with the analyst, the effect of the duplication will be removed, even though the final resolution of the item may be deferred pending approval of the 1975 actual retroactive adjustments.

5. Where patient volumes are budgeted to increase ten per cent or more over 1975 projected actual volumes, owing to a substantial increase in facilities, compensation and supplies expense in affected functions will be considered 100 per cent variable.

6. Cash receipts per visit also will be tested for reasonableness using peer comparisons by character of catchment area. Projected 1975 actual cash receipts per visit of less than 70 per cent of the median value will result in a request to Hospital Service Plan of New Jersey to perform a detailed audit of the hospital's outpatient collection procedures.

7. The 1975 approved education staffing as certified by the New Jersey College of Medicine and Dentistry and other certifying medical education institutions will be considered presumptively reasonable as 1976 base staffing. Increases will be reviewed by the Department of Health for reasonableness.

8. Appeals may be taken by hospitals, their payors and the Division of Rate Counsel, Department of the Public Advocate (under N.J.S.A. 52:27 E-18) subsequent to the determination of the administrative payment rate. Such appeals may only be taken if the administrative payment rate resulted from a detailed review with the analyst of those costs that had been questioned as apparently unreasonable. (See 3(g)).

The request for an appeal must be filed with Health Economics, Department of Health and the Division of Rate Counsel, Department of the Public Advocate (under N.J.S.A. 52:27 E-18) within 30 days following receipt of notification of the administrative payment rate (established in the manner indicated above). The appeal shall be scheduled to be heard within 30 days following receipt of the request for an appeal.

9. The appeal will be heard before a hearing examiner appointed by the Commissioner of Health and will follow Department of Health "Rules of Practice and Procedures" N.J.A.C. 8-3:3.1 et seq. (Exhibit II)

After the hearing officer has filed his report, the Commissioners of Health and Insurance will determine and approve the final administrative rate and the hospital and its payor will be notified in the form of an administrative order over the signatures of the Commissioners.

10. The final payment rate will be approved by the Commissioners of Health and Insurance and the hospital and its payor will be notified in the form of an administrative order over the signatures of the Commissioners.

Copies of the full text of 23 pages of the adopted rules may be obtained from:

Dr. John B. Reiss  
Assistant Commissioner  
Health Planning and Resource Developments  
State Department of Health, Room 603  
Post Office Box 1540  
Trenton, New Jersey 08625

Such rules may be cited as N.J.A.C. 8:31-21.1 et seq.

An order adopting these guidelines was filed and effective October 21, 1975, as R.1975 d.314.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## HEALTH

### THE COMMISSIONER

#### Revisions of Guidelines and Criteria for Submission of Certificate of Need Applications

On October 21, 1975, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq., with the approval of the Health Care Administration Board and in accordance with applicable provisions of the Administrative Procedure Act, adopted revised guidelines and criteria for the submission of Certificate of Need Applications, to be cited as N.J.A.C. 8:33-1.1 et seq., substantially as proposed in the Notice published August 7, 1975, at 7 N.J.R. 362(a), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Health.

Purpose of the 43 pages of guidelines is to further explain the intent of and procedures for rules and regulations to carry out N.J.S.A. 26:2H-1 et seq., Public Law 92-603 and Public Law 93-641.

Health Care Facilities should direct all inquiries regarding Certificates of Need to:

Certificate of Need Unit  
State Department of Health  
Post Office Box 1540  
Health-Agriculture Building  
John Fitch Plaza  
Trenton, New Jersey 08625  
Telephone: (609) 292-5960

An order adopting these revisions was filed October 21, 1975, as R.1975 d.315 to become effective December 1, 1975.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## HEALTH

### THE COMMISSIONER

#### Revisions on Milk Products and Production and Handling of Milk

On October 22, 1975, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 24:10-57 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to the rules concerning milk products and the production and handling of milk, as proposed in the Notice published April 10, 1975, at 7 N.J.R. 153(b).

These revisions involve the deletion in their entirety of Subchapters 4 and 5 in Chapter 21 of Title 8 in the New Jersey Administrative Code, with the exception that the current text of N.J.A.C. 8:21-4.43 will still be in effect but now will be cited as N.J.A.C. 8:21-10.11.

An order adopting these revisions was filed and effective October 22, 1975, as R.1975 d.320.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## HEALTH

### THE COMMISSIONER

#### Revisions to Rules Concerning 1975 Hospital Rate Review

On October 22, 1975, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq., with the approval of the Health Care Administration Board, and James J. Sheeran, Commissioner of Insurance, under the authority of N.J.S.A. 17:1-8.1 and 17:16-6(e) and in accordance with applicable provisions of the Administrative Procedure Act, adopted the following revisions to the rules concerning the 1975 hospital rate review which repeal N.J.A.C. 8:31-14.9(a) and (b) and adopt new text therein:

8:31-14.9 Commissioners' appeals board

(a) Appeals on unresolved matters remaining subsequent to administrative appeals shall be heard before a hearing examiner appointed by the Commissioners of Health and Insurance and will follow Department of Health "Rules of Practice and Procedure" N.J.A.C. 8-3:3.1 et seq.

(b) After the hearing officer has filed his report, the Commissioners of Health and Insurance will determine and approve the final administrative rate, and the health care facility and its payor will be notified in the form of an administrative order over the signatures of the Commissioners.

An order adopting these revisions was filed and effective October 22, 1975, as R.1975 d.321 (Exempt, Procedure Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Proposed Rules on Reimbursement to Pharmaceutical Consultants in Long-Term Care Facilities

Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to adopt new rules concerning reimbursement to pharmaceutical consultants in long-term care facilities.

Full text of proposed rules follows:

#### CHAPTER 69. CONSULTANTS

#### SUBCHAPTER 1. REIMBURSEMENT TO PHARMA- CEUTICAL CONSULTANTS IN LONG-TERM CARE FACILITIES

##### 10:69-1.1 Services covered under consultant pharmacist services

All services required of a consultant pharmacist, in long-term medical care facilities, (that is, SNF, ICF, infirmary section of home for the aged, or public medical institutions), as stipulated in Federal and State statutes, rules and regulations, including (but not limited to) those listed herein.

##### 10:69-1.2 Definition

"Consultant pharmacist" shall mean a pharmacist licensed by the State Board of Pharmacy, and who meets the qualifications in Section 3 of this Subchapter.

##### 10:69-1.3 Qualifications

(a) Qualifications include:

1. Registered pharmacist holding a current valid license from the State Board of Pharmacy;

2. Having at least one year's experience in the practice of institutional pharmacy. This requirement shall become effective one year from the effective date of the other requirements herein;

3. Can, upon request from the Director of the New Jersey Health Services Program, or his designee, produce evidence of having annually successfully completed training and/or educational programs pertaining to the practice of institutional pharmacy, acceptable by the Council of Pharmaceutical Continuing Education.

##### 10:69-1.4 Responsibilities

(a) Responsibilities include:

1. Shall assure that all drugs are dispensed and in cooperation with the director of nursing shall assure all drugs are administered in compliance with all State and Federal laws and regulations.

2. Shall establish and monitor the implementation of, written policies and procedures, through the pharmaceutical services committee (pharmacy and therapeutics committee), to insure the safe use, storage, administration, control and accountability of drugs throughout the facility.

3. Shall assure that drug records are in order and an account of all controlled substances is maintained and reconciled.

4. Shall assure that patient's medication records are accurate, up to date and that these records indicate that medications are administered in accordance with physician's orders.

5. Shall assure that drugs, biologicals, laboratory tests, special dietary requirements and foods used or administered concomitantly with other medication to the same patient are monitored for potential adverse reactions, allergies, drug interactions, contraindications, rationality, drug evaluation and laboratory test modifications and that the physician is advised promptly of any recommended changes.

6. Shall review the drug regimen (for example, dosage form, route of administration, time of administration), of each patient at least monthly and report any irregularities pertaining to medications to the attending physician, medical director or director of nursing, as appropriate. Irregularities in the administration of medications are also reported promptly to the director of nursing.

7. Shall report in writing at least quarterly to the pharmaceutical services committee (pharmacy and therapeutics committee), on the status of the facility's pharmaceutical services and staff performance as related to pharmaceutical services. This report shall include, but not be limited to, a summary of the review of each patient's drug regimen and clinical record and the consultant pharmacist's findings and recommendations.

8. Shall assure there is maintained and available upon request from the Director of the New Jersey Health Services Program or his designee documented records of the disposal or destruction of unused or discontinued drugs.

9. Shall serve as an active member of the pharmaceutical services committee (pharmacy and therapeutics committee), infection control committee, and utilization review committee of the facility. The consultant pharmacist shall notify the provider pharmacist of these committee meetings, so that he may attend.

10. Shall provide, and document, in-service programs for the complete nursing staff. This training shall include, but not be limited to registered nurses, licensed practical nurses, aides and shall be given at least quarterly.

11. Shall devote a sufficient number of hours to carry out these responsibilities, maintain a written record of activities, findings and recommendations.

12. These are minimum responsibilities and should not be construed as establishing a limit on the services of the consultant pharmacist.

##### 10:69-1.5 Basis of payment

(a) Reimbursement for consultant pharmacist services shall be five cents per patient day, payable monthly.

(b) Reimbursement for pharmaceutical consultant services shall be made directly to the pharmaceutical consultant so designated by the administrator of the long-term care facility:

1. Exception: In government owned and operated facilities, reimbursement will be made to the facility.

##### 10:69-1.6 Payment procedures; generally

This Subchapter contains basic information explaining the procedures to be used in processing payments for pharmaceutical consultant services in long-term care facilities.

##### 10:69-1.7 Consultant identification

(a) Every long-term care facility is required to submit the name, address and social security number of their pharmaceutical consultant, in writing to:

Chief, Pharmaceutical Services  
Division of Medical Assistance and Health Services  
324 East State Street  
Trenton, New Jersey 08625

(b) The facility shall be responsible for notifying the Division when they change consultants.

(c) If the facility utilizes the services of more than one

consultant, the "primary" consultant shall be listed with the Division and all payments will be made to that person. Sharing the payments will be the responsibility of the consultants involved.

(d) Each designated pharmaceutical consultant shall sign an agreement with the Division of Medical Assistance and Health Services.

#### 10:69-1.8 Payment processing

(a) Payments will be processed by Blue Cross of New Jersey. The bureau of claims and accounts of the Division of Medical Assistance and Health Services (the agency that processes payments to long-term care facilities), will submit to Blue Cross, each month, the number of Medicaid patient days for which the facility was reimbursed.

(b) A payment for the number of Medicaid patient days multiplied by the fee for pharmaceutical consultant services as designated in Section 204 shall be sent to the designated consultant.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Administrative Analyst  
Division of Medical Assistance and Health Services  
P.O. Box 2486  
Trenton, New Jersey 08625

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

Ann Klein  
Commissioner  
Department of Institutions and Agencies

(a)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Proposed Revisions to Portable X-Ray Rules

Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to adopt revisions to N.J.A.C. 10:54-1.21, 10:63-1.15 and 10:66-1.21 concerning portable X-ray rules.

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

10:54-1.21

10:63-1.15

10:66-1.21 Portable X-ray services

(a) Those radiologic services provided to eligible Medicaid recipients, regardless of setting (home, long-term care facility, hospital, institution and so forth) in which it is not medically [possible nor] practical to provide such services other than by bringing equipment and personnel to the patient for which these services are indicated.

(c) 1. Equipment to be owned by licensed radiologist or [professional] registered corporation;

(h) 2. Reimbursement in keeping with present Medicaid schedules for radiological services. [No split fee authorized.] Fees may be apportioned between professional and technical components to be consistent with the Medicare program.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Administrative Analyst  
Division of Medical Assistance and Health Services  
P.O. Box 2486  
Trenton, New Jersey 08625

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

Ann Klein  
Commissioner  
Department of Institutions and Agencies

(b)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Proposed Revisions to Transportation Services Manual

Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to revise Chapter 50, Transportation Services Manual, in Title 10 of the New Jersey Administrative Code.

The proposed revisions concern definitions, general policies, prior authorization, basis of payment and transportation billing procedures.

Full text of the 21 pages of the proposed revisions may be obtained from:

Administrative Analyst  
Division of Medical Assistance and Health Services  
Post Office Box 2486  
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 27, 1975, to the Department of Institutions and Agencies, at the above address.

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

Ann Klein  
Commissioner  
Department of Institutions and Agencies

(c)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Proposed Rules on Pharmaceutical Assistance to the Aged Program

Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to establish a manual of rules and regulations regarding the Pharmaceutical Assistance to the Aged Program.

The rules would implement a system by which reimbursements can be made to persons eligible under the Pharmaceutical Assistance to the Aged (PAA) Act and to

determine eligibility (including provisions for proof of expenditures for prescription drugs; annual income and other insurance benefits) for PAA benefits. Such rules, if adopted, will be included in the new Chapter 69A in Title 10 of the New Jersey Administrative Code.

Copies of the 18 pages of proposed rules may be obtained by a request in writing to:

Jess Gaynor, R.P.  
Chief, Pharmaceutical Services  
Division of Medical Assistance and Health Services  
324 East State Street  
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Administrative Analyst  
Division of Medical Assistance and Health Services  
P.O. Box 2486  
Trenton, New Jersey 08625

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

Ann Klein  
Commissioner  
Department of Institutions and Agencies

(a)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Proposed Revisions in Sterilization Rules

Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to revise portions of the physician, hospital, special hospital and independent clinic manuals concerning sterilization.

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

10:54-1.20(b)4. and 10:66-1.20(b)4.

No sterilization procedure may be performed with respect to sterilization of individuals under the age of 21 [18] or legally incapable of consenting to the sterilization.

10:52-1.2(a)19. iv.

10:52-1.7(a)14. iv.

10:53-1.2(a)19. iv. and

10:53-1.6(a)14. iv.

No sterilization procedure may be performed on individuals under the age of 21 [18] or legally incapable of consenting to the sterilization.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Administrative Analyst  
Division of Medical Assistance and Health Services  
P.O. Box 2486  
Trenton, New Jersey 08625

The Department of Institutions and Agencies, upon its own motion or at the instance of any interested party, may

thereafter adopt these revisions substantially as proposed without further notice.

Ann Klein  
Commissioner  
Department of Institutions and Agencies

(b)

## INSTITUTIONS AND AGENCIES

### THE COMMISSIONER

#### State Training Plan Under Title XX Of the Social Security Act

On September 29, 1975, Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:1-12 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted emergency rules concerning the State Training Plan under Title XX of the Social Security Act.

Such rules may be cited as N.J.A.C. 10:126-1.1 et seq.

The 72 pages of these adopted rules cover an introduction, organizational structure, policies and procedures for establishing need and evaluating programs, current and anticipated training activities, grants to educational institutions, financial assistance to students, training for provider agency staff and related Appendices.

Further information on these rules may be obtained from the Manpower Planning and Training Unit, Department of Institutions and Agencies, 116 West State Street, Trenton, New Jersey 08625.

An order adopting these rules was filed and effective October 6, 1975, as R.1975 d.298 (Exempt, Emergency Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## INSTITUTIONS AND AGENCIES

### DIVISION OF CORRECTION AND PAROLE

#### Minimum Standards and Operating Procedures For County Correctional Facilities

On October 10, 1975, Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:1-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules concerning minimum standards and operating procedures for county correctional facilities.

Such rules may be cited as N.J.A.C. 10:34-1.1 et seq.

The 51 pages of these minimum standards cover general provisions, planning considerations, custody and security, prisoner services and treatment programs and building standards regarding county correctional facilities.

An order adopting these standards was filed October 10, 1975, as R.1975 d.300 (Exempt, Exempt Agency) to become effective October 15, 1975.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Rules on Timely Submission of Hospital Claims

On October 10, 1975, Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted rules on timely submission of hospital claims substantially, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 419(a), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Institutions and Agencies.

Full text of the adopted rules follows:

#### 10:52-2.11 Timely submission of hospital claims

(a) Effective January 1, 1976, the following time limitations will apply:

1. All claims for inpatient and outpatient hospital services and home health agency services rendered to eligible Medicaid recipients must be received by the contractor (Blue Cross of New Jersey) (Prudential Life Insurance Company) within 12 months from the date of the day of discharge (inpatient) or the last date of service billed (outpatient) or the last date of service billed (outpatient and home health) of June 13, 1975, must be received by the contractor by June 13, 1976.

2. Until such time as the statement of claim payments is revised, decline code "69" on the reverse side will be used to indicate a decline for "service rendered more than 12 months prior to the date received".

3. In order to receive reimbursement for claims for services rendered prior to January 1, 1975, such claims must be received by the contractor by January 1, 1976.

4. Claims not submitted timely will not be approved for payment in those instances where it is demonstrated that the claim could have been submitted or resubmitted within the time limitation as defined above.

Note: The same text outlined above will also be cited as N.J.A.C. 10:60-1.16 in the Home Health Services Manual.

An order adopting these rules was filed October 22, 1975, as R.1975 d.316 to become effective January 1, 1976.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## INSTITUTIONS AND AGENCIES

### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Revisions to Rule on Pharmaceutical Services Not Eligible for Payment

On October 7, 1975, Ann Klein, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions to

N.J.A.C. 10:51-1.8 concerning pharmaceutical services not eligible for payment, substantially as proposed in the Notice published September 4, 1975, at 7 N.J.R. 418(a), with only inconsequential structural or language changes, in the opinion of the Department of Institutions and Agencies.

An order adopting these revisions was filed and effective October 22, 1975, as R.1975 d.317.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## INSURANCE

### THE COMMISSIONER

#### Notice of Suspension Regarding Title Insurance

Take notice, that James J. Sheeran, Commissioner of Insurance, pursuant to authority of Section 63, Chapter 106, Laws of 1975, has suspended the operation of Section 41(d) of that enactment for an additional 30 days. Compliance with the rate filing requirements of Section 41(d) is therefore mandated as of 180 days from May 29, 1975, the effective date of the Act, instead of 90 days from that date.

This Notice is published as a matter of public information.  
Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(d)

## INSURANCE

### THE COMMISSIONER

#### Revisions to Property-Liability Insurance Guaranty Association Charge

On October 20, 1975, James J. Sheeran, Commissioner of Insurance, pursuant to authority of N.J.S.A. 17:1-8.1, 17:1C-6(e), 17:29A-1 et seq., Chapters 17 and 107 of Laws of 1974 and in accordance with applicable provisions of the Administrative Procedure Act, adopted revised rules concerning the New Jersey Property-Liability Insurance Guaranty Association charge, substantially as proposed in the Notice published August 7, 1975, at 7 N.J.R. 368(a), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Insurance.

Full text of the adopted rule follows:

#### 11:1-6.1 New Jersey Property-Liability Insurance Guaranty Association charge

(a) Pursuant to the provisions of Section 16 of Chapter 17, New Jersey Laws of 1974 as amended by Chapter 107, New Jersey Laws of 1974, I hereby direct that insurers may add a surcharge of one-half of one per cent of direct net written premiums on all policies for all kinds of insurance except life insurance, accident and health insurance, workmen's compensation insurance, title insurance, annuities, surety bonds, ocean or wet marine insurance, and inland marine and transportation insurance, subject to the following:

1. The surcharge may apply to all new and renewal policies with an effective date on or after August 1, 1975.

2. The surcharge shall be identified to the insured as "Guaranty Fund" by either of the following two methods:

i. The surcharge is shown as a separate item in dollars and cents on the document stating the policy premium. The surcharge amount is not to be treated as premium for accounting purposes, but must be coded and reported in accordance with instructions issued by the statistical agents under the directive of the Commissioner of Insurance.

ii. The surcharge is added to the premium for each item of coverage and the total is treated as premium for billing purposes. If this method is used, appropriate notice must be given to the insured, at least annually, by a notation calling attention to the inclusion of the surcharge of one-half of one per cent.

3. On policies not subjected to audit where the method in N.J.A.C. 11:1-6.1(a) 2.i. is used, no additional surcharge need be made for endorsements increasing the premium and no return need be made for an endorsement decreasing the premium, provided the elected procedure is used consistently within a sub-division of business as to increases and decreases. Where the method in N.J.A.C. 11:1-6.1(a) 2.ii. is used, and on all policies subject to audit, any change in premium by endorsement subsequent to the effective date shall reflect also an appropriate change in the surcharge. On cancellations, the surcharge must be returned regardless of procedure used. The calculation of the portion of the surcharge to be returned may be on the same basis as the calculation of the return premium.

4. Three-year policies with an effective date on or after August 1, 1975 shall be treated by the same procedure as set forth in this Subsection. On three-year policies with effective dates prior to August 1, 1975, the surcharge shall be applied only if such policies are subject to re-rating after the effective date and only as of the effective date of such re-rating.

5. The surcharge is not considered a taxable premium for the purpose of determining taxes under N.J.S.A. 54:18A-1 et seq.

6. All amounts collected or, if not collected, collectible under this surcharge as of September 30, 1975, shall be remitted not later than December 1, 1975, and all surcharges collected or collectible thereafter as of December 31 and June 30 each year shall be remitted on or before March 1 and September 1 each year, pursuant to directives and forms to be issued by the Commissioner.

7. The surcharge established herein will provide reimbursement to the companies for any assessments levied in accordance with Section 8(3) of the Guaranty Fund Act. Consequently, such assessments should not be considered "obligations" within the context of retaliatory tax provisions.

8. A company which elects to collect surcharges from any insured must collect surcharges on all policies to which this rule applies.

9. If an insurer elects not to collect surcharges, assessments paid to the Guaranty Fund may not be considered admitted assets for examination purposes.

10. All surcharges collected must be segregated no later than January 1, 1976 in a trust account until used for reduction of the assessment or paid over to the Guaranty Fund.

An order adopting this revised rule was filed and effective October 22, 1975, as R.1975 d.319.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## LAW AND PUBLIC SAFETY

### DIVISION OF CONSUMER AFFAIRS

#### BOARD OF DENTISTRY

#### Proposed Revisions to Fee Schedules

Edward M. Mayer, President of the State Board of Dentistry in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 45:1-3.1 et seq. and 45:6-1, proposes to revise the rule on fee schedules. These proposed revised rules are intended to replace the current rules in N.J.A.C. 13:30-8.1 which were published in the October 9, 1975, issue of the New Jersey Register at 7 N.J.R. 482(b) as R.1975 d.259.

Full text of the proposed new rules follows:  
SUBCHAPTER 8. GENERAL PROVISIONS  
13:30-8.1 Fee schedules

(a) The following fees shall be charged by the State Board of Dentistry for dentists:

1. License fee ..... \$50.00;
2. Active registration fee, biennial ..... 50.00;
3. Nonactive registration fee, biennial ..... 15.00;
4. Branch office fee, biennial ..... 15.00;

(b) The following fees shall be charged by the State Board of Dentistry for dental hygienists:

1. License fee ..... 20.00;
2. Registration fee, biennial ..... 10.00;
3. Branch office fee, biennial ..... 5.00;

Interested persons may present statements or arguments in writing, orally in person or by telephone relevant to the proposed action on or before November 26, 1975, to:

Edward M. Mayer, D.D.S., President  
State Board of Dentistry  
150 East State Street  
Trenton, New Jersey 08625  
Telephone: (609) 292-5416

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

Edward M. Mayer  
President, State Board of Dentistry  
Department of Law and Public Safety

(b)

## LAW AND PUBLIC SAFETY

### DIVISION OF MOTOR VEHICLES

#### Rules on Snowmobile Registration

On September 24, 1975, John A. Waddington, Director of the Division of Motor Vehicles in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 39:3C-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules on snowmobile registration, cited as N.J.A.C. 13:21-18.1 et seq., substantially as proposed in the Notice published July 10, 1975, at N.J.R. 340(b), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Law and Public Safety.

Full text of the adopted rules follows:

## SUBCHAPTER 18. SNOWMOBILE REGISTRATION

### 13:21-18.1 Proof of ownership

(a) Every owner of a snowmobile who applies for a registration certificate shall present to an agent of the Director proof of ownership in the following form:

1. An invoice, if the snowmobile was purchased from a dealer in snowmobiles, from the dealer showing the date of purchase, make, model year and serial number;

2. If purchased from an individual, or a dealer invoice is unobtainable, a notarized statement by the applicant showing from whom the snowmobile was purchased, the date of purchase, make, model year and serial number.

### 13:21-18.2 Sales tax

Every applicant for the initial registration in his name of a snowmobile who purchased the vehicle from other than a sales tax registered vendor after December 14, 1973, shall declare the full purchase price. The sales tax due on said purchase price shall be paid by the applicant when making application for registration.

### 13:21-18.3 Proof of insurance

Every applicant for snowmobile registration shall present to the Director's agent at the time of application a valid insurance identification card or insurance policy or, in the case of a State or a municipal applicant for which the Director has waived the requirement of insurance by a private insurance carrier pursuant to N.J.S.A. 39:3C-20, a certificate of self-insurance.

### 13:21-18.4 Registration certificate

Upon payment of the proper fee, a registration certificate shall be issued to the applicant on which is shown his name and address, vehicle description, registration number and registration expiration date.

### 13:21-18.5 Registration number

(a) The registration number shall consist of five numerals followed by the letter "S" and shall be the permanent registration number of the snowmobile notwithstanding the circumstance of subsequent changes of ownership.

(b) The owner shall place the registration number on both sides of the cowl of the vehicle using weather resistant paint, metal or plastic material in contrasting color. Any material used must be securely attached to the vehicle. The minimum dimensions of the individual digits and letter in said registration number shall be as follows:

1. Height: 2¼ inches;
2. Width: 1¾ inches;
3. Stroke: ¼ inch;
4. Spacing: ½ inch.

(c) The owner shall also place the letters NJ one-half inch above the center of the registration number on both sides of the cowl, using the same materials and the following minimum dimensions for each letter:

1. Height: 1 inch;
2. Width: ½ inch;
3. Stroke: ⅙ inch;
4. Spacing: ½ inch.

### 13:21-18.6 Transfer of ownership

(a) When ownership of a registered snowmobile is transferred to a new owner, the seller shall record the purchaser's name and address and the date of sale on the reverse side of the registration certificate and shall sign his name

in the space provided thereon. He shall then deliver said certificate to the purchaser.

(b) The new owner shall apply for a registration certificate in his own name by presenting to an agent of the Director the registration certificate on which the transfer of ownership is duly recorded, together with the other proofs required by these rules and payment of the proper fee.

(c) When ownership of a registered snowmobile is transferred to a dealer in snowmobiles, the dealer shall retain the former owner's executed registration certificate until the vehicle is resold. Upon resale the dealer shall deliver said certificate to the purchaser together with the required invoice. The purchaser shall, when applying for a registration in his name, present both the invoice and the former owner's registration certificate to the Director's agent.

### 13:21-18.7 Renewal of registration certificate

A prepared renewal application shall be mailed to the registrant prior to the expiration of his registration certificate. The applicant shall present said application duly executed to a motor vehicle agent together with the required proofs and payment of the proper fee. If the application is not received or is lost or destroyed, an application may be obtained at the agency upon presentation of the expired or expiring certificate.

An order adopting these rules was filed September 30, 1975, as R.1975 d.289 to become effective October 1, 1975.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## LAW AND PUBLIC SAFETY

### DIVISION OF CONSUMER AFFAIRS

### BOARD OF MORTUARY SCIENCE

#### Revised Rule on Examination Review Procedure

On September 10, 1975, Victor J. Leonardis, President of the State Board of Mortuary Science in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 45:7-38 and in accordance with applicable provisions of the Administrative Procedure Act, adopted revisions whereby the current text of N.J.A.C. 13:36-3.6 is deleted in its entirety and new text is adopted in place therein.

Full text of the new rule follows:

#### 13:36-3.6 Examination review procedure

An unsuccessful candidate may apply to the Board for a review of his or her examination papers. Such application must be submitted to the Board secretary in writing within three months following notification of examination results, and the secretary shall subsequently arrange a mutually convenient date for the candidate to review his or her examination papers and grades in the Board office with an examiner.

An order adopting these revisions was filed and effective October 20, 1975, as R.1975 d.309 (Exempt, Procedure Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## LAW AND PUBLIC SAFETY

### DIVISION OF CONSUMER AFFAIRS

#### BOARD OF PSYCHOLOGICAL EXAMINERS

##### Rule on Examination Review Procedure

On September 8, 1975, Morris Goodman, Chairman of the State Board of Psychological Examiners in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 45:14B-13 and in accordance with applicable provisions of the Administrative Procedure Act, adopted a procedural rule concerning examination review procedures.

Full text of the adopted rule follows:

#### SUBCHAPTER 1. GENERAL PROVISIONS

##### 13:42-1.1 Examination review procedure

An unsuccessful candidate may apply to the Board for a review of his or her examination papers. Such application must be submitted to the Board secretary in writing within three months following notification of examination results, and the secretary shall subsequently arrange a mutually convenient date for the candidate to review his or her examination papers and grades in the Board office with an examiner.

An order adopting this rule was filed and effective October 20, 1975, as R.1975 d.310 (Exempt, Procedure Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## PUBLIC UTILITIES

### BOARD OF PUBLIC UTILITY COMMISSIONERS

#### Revised Rules on Home Insulation Program

On October 9, 1975, the Board of Public Utility Commissioners, pursuant to authority of N.J.S.A. 48:2-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted revised rules on the home insulation program, substantially as proposed in the Notice published June 5, 1975, at 7 N.J.R. 277(b), but with subsequent, substantive changes not detrimental to the public, in the opinion of the Department of Public Utilities.

This adoption concerns only the proposed rules on the customer information portion of the home insulation program. The proposed rules on the insulation financing by public utilities, to be cited as N.J.A.C. 14:3-11.1 et seq., if adopted, have not yet been acted upon and are still being considered by the Department of Public Utilities.

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

##### 14:3-3.1 Duty

(a) It shall be the duty of every utility to furnish safe, adequate and proper service, including furnishing and performance of service in a manner that tends to conserve energy resources and preserve the quality of the environment.

(b) Accordingly, it is the proper function and continuing duty of utilities as defined in N.J.A.C. 14:3-11.1 to suggest

and develop conservation proposals for presentation to the Board. The regulations which follow do not limit this continuing duty nor other duties now imposed upon the utilities, but merely serve to define such duties and to establish standards for their performance.

##### 14:3-3.3 Customer information

(d) Each utility shall supply its customers with information on the furnishing and performance of service in a manner that tends to conserve energy resources and preserve the quality of the environment, which shall include, but not be limited to, the duty to, inform customers:

1. That there is a critical national and local need for the conservation of all types of energy resources by industrial, commercial and residential customers;

2. That such conservation if widely practiced, particularly at periods of peak demand, will reduce or defer the need for the expansion of utility generating and transmission capacity, with attendant public benefits in land use, environmental quality and public health and safety;

3. That installing adequate levels of ceiling insulation in residential structures is one readily available means which requires minimal investment to conserve energy resources;

4. That the utility will continue to develop and implement other conservation programs which will be promoted and advertised as provided for herein;

5. The information shall be distributed to the public by the following means:

i. Extensive advertising by public media, including newspapers, periodicals, television and radio;

ii. The use of outdoor signs and messages, including posting on utility vehicles and facilities, and common carriers;

iii. By direct mailing at no direct charge to customers informational booklets detailing methods for conserving energy resources and any other information pursuant to this Subchapter which the Board may from time to time require.

6. No utility may distribute to the public, advertise or otherwise disseminate information for the purpose or with the effect of encouraging or promoting the consumption of energy resources in a manner inconsistent with these regulations.

An order adopting these revised rules was filed and effective October 17, 1975, as R.1975 d.305.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## TRANSPORTATION

### THE COMMISSIONER

#### Proposed Revisions in Rates of Speed on Various State Highways

Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-98, proposes to delete in their entirety the current text of N.J.A.C. 16:28-1.70, 16:28-1.76, 16:28-1.103 and 16:28-1.155 concerning rates of speed along various State highways and adopt new text therein.

Full text of the proposed new rules follows:

16:28-1.70 Route 3 in the City of Clifton, Passaic County; Rutherford Borough and East Rutherford Borough, Bergen County; Town of Secaucus and North Bergen Township, Hudson County

(a) In accordance with the provisions of N.J.S.A. 39:4-98, the rate of speed designated for State Highway Route 3 described herein below shall be and hereby is established and adopted as the maximum legal rate of speed thereat for both directions of traffic:

1. 55 mph for the entire length of the route except as follows:

i. Town of Secaucus: 50 mph between Paterson Plank Road and the Town of Secaucus—North Bergen Township line.

ii. North Bergen Township: 50 mph between the Town of Secaucus—North Bergen Township line and Route U.S. 1 and 9.

16:28-1.76 Route U.S. 206 in Lawrence Township, Princeton Township and Princeton Borough in Mercer County

(a) In accordance with the provisions of N.J.S.A. 39:4-98, the rate of speed designated for the certain part of State Highway Route 206 described herein below shall be and hereby is established and adopted as the maximum legal rate of speed thereat for both directions of traffic.

1. Lawrence Township: Mileposts

i. 40 mph between traffic circle at Route U.S. 1 alternate and Craven Lane. (1) School zone: 30 mph in the Notre Dame High School zone, during recess or while children are going to or leaving school, during opening or closing hours. 45.1 to 48.9;

ii. 30 mph between Craven Lane and 300 feet north of Gordon Avenue. 48.9 to 49.1;

iii. 40 mph between 300 feet north of Gordon Avenue and Greenwood Avenue. 49.1 to 49.6;

iv. 45 mph between Greenwood Avenue and the northerly Lawrence Township line (approximately 1600 feet north of Province Line Road). 49.6 to 51.8.

2. Princeton Township: 45 mph between the southerly Princeton Township line (approximately 1600 feet north of Province Line Road) and the southerly Princeton Borough line (Lovers Lane). 51.8 to 53.4.

3. Princeton Borough:

i. 35 mph between the southerly Princeton Borough line (Lovers Lane) and Route 27 (Nassau Street). 54.1 to 54.4;

ii. 30 mph between Route 27 (Nassau Street) and Cleveland Lane. 54.4 to 54.5.

iii. 35 mph between Cleveland Lane and the northerly Princeton Borough line (Leigh Avenue). 54.5 to 54.7;

4. Princeton Township:  
i. 35 mph between the northerly Princeton Borough line (Leigh Avenue) and 850 Borough line (Leigh Avenue) and 850 feet north of Birch Avenue. 54.7 to 57.0;

ii. 45 mph between 850 feet north of Birch Avenue and Hillside Avenue. 57.0 to 57.35.

iii. 40 mph between Hillside Avenue and the northerly Princeton Township line (Rocky Hill Mount Rose Road).

16:28-1.103 Route 91 in North Brunswick Township and City of New Brunswick, Middlesex County

(a) In accordance with the provisions of N.J.S.A. 39:4-98, the rate of speed designated for State Highway Route 91 described herein below shall be and hereby is established and adopted as the maximum legal rate of speed thereat for both directions of traffic:

1. North Brunswick Township: Mileposts  
i. 45 mph between Route 1 and 300 feet south of How's Lane. 0. to 1.25;

ii. 40 mph between 300 feet south of Howe's Lane and the northerly North Brunswick Township-City of New Brunswick corporate line. 1.25 to 1.3.

2. City of New Brunswick; 40 mph between the northerly North Brunswick Township - City of North Brunswick corporate line and the northerly terminus of Route 91 (Van Dyke Road). 1.3 to 2.28.

16:28-1.55 Route 184 in Woodbridge Township and the City of Perth Amboy in Middlesex County

(a) In accordance with the provisions of N.J.S.A. 39:4-98 the rate of speed designated for State Highway Route 184 described herein below shall be and hereby is established and adopted as the maximum legal rate of speed thereat for both directions of traffic.

1. Zone 1:

i. 40 mph for the entire length of the route; except  
ii. 30 mph for the one-way section eastbound along Harding Avenue between Raritan Avenue and Route 35.

2. Zone 2: 25 mph along Pfeiffer Boulevard for one-way direction eastbound, from Route 35 to Chester Street; and along Lawrence Street-Service Road, for one-way direction westbound from Francis Street to Route 35.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to Robert K. Reed Jr., Administrative Practice Officer, Department of Transportation, 1035 Parkway Avenue, Trenton, N.J. 08625.

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

Alan Sagner  
Commissioner  
Department of Transportation

(a)

## TRANSPORTATION

### THE COMMISSIONER

#### Proposed Rules on Restricted Parking Along Certain State Highways

Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-138.1, proposes to adopt new rules establishing no parking zones along portions of various State highways.

Full text of the proposed rules follows:

16:28-3.91 Route 79 in the Borough of Freehold, Monmouth County

(a) In accordance with the provisions of N.J.S.A. 39:4-138.1, the certain parts of State Highway Route 79 described herein below shall be, and hereby are, designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. No stopping or standing:

i. Along the northbound side of Route 79:

(1) From a point 200 feet south of the southerly curb line of Route 33 to the southerly curb line of Vredenburg Avenue.

(Continued on page 28)

# INTERIM INDEX FOR NEW JERSEY ADMINISTRATIVE CODE

This regular monthly listing provides an interim service for subscribers to the New Jersey Administrative Code, as a check-list of rules most recently adopted.

The index is current, covering all rules adopted through last month. It is adjusted in the month during which a mail-

ing of Code update pages is being made.

Since the most recent update, the various State Departments have adopted the following rules—which have been printed in the Register but are not yet included in current pages of the Code:

## RULES NOT YET PRINTED IN CODE

<u>N.J.A.C. Citation</u>		<u>Document Citation</u>	<u>Adoption Notice (N.J.R. Citation)</u>
<b>AGRICULTURE — TITLE 2</b>			
2:2-2.3(a)2.	Revisions on vaccination of female bovine animals	R.1975 d.233	7 N.J.R. 399(a)
2:49-1.1 et seq.	Revised rules on minimum prices for milk	R.1975 d.232	7 N.J.R. 399(b)
2:49-1.1(b)	Revised minimum milk prices	R.1975 d.272	7 N.J.R. 454(a)
2:49-1.1(b)	Revised minimum milk price	R.1975 d.303	7 N.J.R. 494(c)
<b>BANKING — TITLE 3</b>			
3:1-2.27	Officially recognized data sources	R.1975 d.155	7 N.J.R. 292(a)
3:1-7.1 et seq.	Miscellaneous fees	R.1975 d.120	7 N.J.R. 247(c)
3:1-8.1	Required information for loan applications	R.1975 d.146	7 N.J.R. 291(b)
3:7-4.1 et seq.	Rules on notice of maturity on long-term time deposits	R.1975 d.165	7 N.J.R. 292(b)
3:7-5.1 et seq.	Rules on statements of interest	R.1975 d.185	7 N.J.R. 293(c)
3:11-2.1	Revisions on exclusion from liabilities of controlling corporation	R.1975 d.226	7 N.J.R. 400(b)
3:17-6.1 et seq.	Revisions to small loan law regulations	R.1975 d.147	7 N.J.R. 291(c)
3:19-1.6	License number	R.1975 d.148	7 N.J.R. 291(d)
3:27-5.3	Revisions on excludable loans	R.1975 d.249	7 N.J.R. 400(c)
3:30-1.3	Notice of maturity of fixed-term savings accounts	R.1975 d.169	7 N.J.R. 293(a)
3:30-1.3	Revised effective date of savings account rule	R.1975 d.265	7 N.J.R. 454(b)
3:40-1.1 et seq.	Rules of State Cemetery Board	R.1975 d.184	7 N.J.R. 293(b)
<b>CIVIL SERVICE — TITLE 4</b>			
4:1-17.24(k)	Unused sick leave payments to nonclassified employees	R.1975 d.218	7 N.J.R. 401(b)
<b>COMMUNITY AFFAIRS — TITLE 5</b>			
5:21-3.3 et seq.	Revisions in Uniform Standards Code of Mobile Homes	R.1975 d.166	7 N.J.R. 305(a)
5:30-1.8	Emergency resolutions exceeding three per cent limitation	R.1975 d.168	7 N.J.R. 306(a)
5:30-1.9	Implementation of Housing and Community/Development Act	R.1975 d.287	7 N.J.R. 497(b)
5:71-1.1 et seq.	Rules on county offices on aging	R.1975 d.192	7 N.J.R. 355(a)
5:80-2.1	Equity syndication, agency-financed limited-dividend housing projects	R.1975 d.258	7 N.J.R. 459(a)
<b>EDUCATION — TITLE 6</b>			
6:3-1.1	Amendment on acting administrators	R.1975 d.98	7 N.J.R. 203(a)
6:3-1.3	Delete in its entirety and mark Reserved	R.1975 d.124	7 N.J.R. 251(b)
6:3-2.1 et seq.	New rules on pupil records	R.1975 d.124	7 N.J.R. 251(b)
6:4-1.1 et seq.	Equality in educational programs	R.1975 d.137	7 N.J.R. 252(a)
6:8-1.1 et seq.	Repeal rules on nonpublic school secular education	R.1974 d.246	6 N.J.R. 390(b)
6:11-8.8	Certification in bilingual/bicultural education	R.1975 d.306	7 N.J.R. 498(d)
6:11-8.9	Certification in teaching English as a second language	R.1975 d.297	7 N.J.R. 498(c)
6:11-8.10	Certification for teaching psychology	R.1975 d.276	7 N.J.R. 460(b)
6:11-12.7	Revisions for professional librarians	R.1975 d.198	7 N.J.R. 359(a)
6:11-12.21	Educational media specialist	R.1975 d.123	7 N.J.R. 251(b)
6:11-12.22	Associate educational media specialist	R.1975 d.123	7 N.J.R. 251(b)
6:11-12.23	Policies governing issuance of certificates in educational media	R.1975 d.123	7 N.J.R. 251(b)
6:20-4.1 et seq.	Revisions to rules concerning determination of tuition formula	R.1974 d.241	6 N.J.R. 390(a)
6:20-4.1 et seq.	Revisions on nonpublic school tuition	R.1975 d.196	7 N.J.R. 358(b)
6:20-6.1 et seq.	Purchase and loan of textbooks	R.1974 d.240	6 N.J.R. 389(a)
6:21-1.4	Retirement of school buses	R.1974 d.176	6 N.J.R. 302(c)

6:21-2.2	Registration revisions	R.1975 d.5	7 N.J.R. 46(b)
6:21-2.6	Registration procedures	R.1975 d.5	7 N.J.R. 46(b)
6:21-6.31(f)	Stanchions and guardrails	R.1975 d.6	7 N.J.R. 46(c)
6:21-18.25(3)	Stanchions and handrails	R.1975 d.6	7 N.J.R. 46(c)
6:22-2.9	New rule on master plans	R.1975 d.197	7 N.J.R. 358(c)
6:22-5.1(d)	Revised general provisions	R.1975 d.7	7 N.J.R. 47(a)
6:22-9.1	Revisions on mechanical air supply	R.1975 d.7	7 N.J.R. 47(a)
6:28-1.9 et seq.	Revisions on special education	R.1975 d.253	7 N.J.R. 407(c)
6:31-1.1 et seq.	Rules on bilingual education	R.1975 d.296	7 N.J.R. 498(b)
6:37-1.1 et seq.	Educational centers of research and demonstration	R.1974 d.173	6 N.J.R. 301(e)
6:39-1.2 and 6:39-1.3	Revisions to educational assessment program	R.1975 d.122	7 N.J.R. 251(a)
6:39-1.3(e)	Rescind rule on evaluation and interpretation of data	R.1974 d.304	6 N.J.R. 470(b)
6:47-1.2(h)	Vocational-management services	R.1974 d.174	6 N.J.R. 301(c)
6:68-1.1 et seq.	Revised rules on State library aid	R.1975 d.275	7 N.J.R. 460(a)
6:68-4.1 et seq.	State library assistance programs	R.1974 d.175	6 N.J.R. 302(a)
6:79-1.1 et seq.	Revised policies for free and reduced-price meals and/or free milk	R.1975 d.161	7 N.J.R. 307(a)
6:79-1.8	Guidelines for free and reduced-price lunches	R.1974 d.198	6 N.J.R. 302(e)

## ENVIRONMENTAL PROTECTION — TITLE 7

7:2-2.13	Revised charges at State parks	R.1975 d.75	7 N.J.R. 151(b)
7:2-14.1 et seq.	Revised rules on Round Valley and Spruce Run Reservoirs	R.1975 d.134	7 N.J.R. 261(c)
7:2-15.1 et seq.	Delete entire current text and mark Subchapter as Reserved	R.1975 d.134	7 N.J.R. 261(c)
7:7A-1.1(a)14.	Extend wetland order to portions of Salem County	R.1974 d.188	6 N.J.R. 306(a)
7:7A-1.1(a)15.	Extend Wetlands Order to parts of Cumberland County	R.1975 d.32	7 N.J.R. 103(a)
7:7A-1.1(a)16.	Extend wetlands order to parts of Atlantic County	R.1975 d.216	7 N.J.R. 413(b)
7:9-4.1 et seq.	Revise surface water quality standards	R.1974 d.310	6 N.J.R. 470(c)
7:9-4.2	Revised rules on construction and practice where rules do not govern	R.1975 d.132	7 N.J.R. 261(a)
7:9-4.3	Delete current text and mark this Section as Reserved	R.1975 d.132	7 N.J.R. 261(a)
7:9-4.8(d)6iv.	Delete text on tidal portions of Morses Creek	R.1975 d.200	7 N.J.R. 360(c)
7:9-4.9	New rules on tidal portions of Morses Creek	R.1975 d.200	7 N.J.R. 360(c)
7:9-5.1 et seq.	Current text deleted in its entirety	R.1974 d.310	6 N.J.R. 470(c)
7:9-6.1 et seq.	Current text deleted in its entirety	R.1974 d.310	6 N.J.R. 470(c)
7:9-7.1 et seq.	Current text deleted in its entirety	R.1974 d.310	6 N.J.R. 470(c)
7:9-8.38 et seq.	Transfer treatment rules formerly cited 7:9-7.29 - .34	R.1974 d.310	6 N.J.R. 470(c)
7:9-13.1 et seq.	Rules on sewerage connection bans	R.1975 d.302	7 N.J.R. 499(e)
7:11-2.1 et seq.	Revised general rate schedule for Delaware and Raritan Canal water	R.1974 d.362	7 N.J.R. 491(a)
7:11-3.1 et seq.	Revised rules on use of water from Delaware and Raritan canal	R.1974 d.363	7 N.J.R. 50(a)
7:12-1.1	Revised rules on shellfish beds	R.1975 d.116	7 N.J.R. 260(a)
7:12-1.2(a)39.	Condemn shellfish beds in portion of Atlantic Ocean	R.1974 d.336	7 N.J.R. 6(b)
7:12-1.2(a)40.	Condemnation of certain shellfish beds	R.1975 d.301	7 N.J.R. 152(a)
7:12-1.2(a)39.	Revised condemnations of shellfish beds in Atlantic Ocean	R.1975 d.18	7 N.J.R. 102(a)
7:12-1.3	Opening of certain shellfish beds	R.1975 d.27	7 N.J.R. 102(c)
7:13-1.1 et seq.	Land use rules applicable to all delineated floodways	R.1975 d.105	7 N.J.R. 206(b)
7:15-1.1 et seq.	Guidelines under N.J. Industrial Pollution Control Financing Law	R.1974 d.268	6 N.J.R. 394(b)
7:20-6.1	Criteria for floodway and flood hazard area delineation	R.1975 d.104	7 N.J.R. 207(a)
7:25-2.1 et seq.	Revisions for public shooting and fishing grounds	R.1975 d.292	7 N.J.R. 499(c)
7:25-2.14	Field trial activities	R.1975 d.291	7 N.J.R. 499(b)
7:25-2.15	Revisions on controlled hunting	R.1975 d.281	7 N.J.R. 464(b)
7:25-5.1 et seq.	1975-76 Game Code	R.1975 d.178	7 N.J.R. 310(c)
7:25-5.26	Special pheasant and quail stamp required	R.1975 d.277	7 N.J.R. 464(a)
7:25-5.27	Use of conibear traps	R.1975 d.290	7 N.J.R. 499(a)
7:25-6.1 et seq.	1975 Fish Code	R.1974 d.253	6 N.J.R. 394(a)
7:25-6.1 et seq.	1976 Fish Code	R.1975 d.301	7 N.J.R. 499(d)
7:25-7.10	Oyster seed beds for 1975 season	R.1975 d.74	7 N.J.R. 151(a)
7:25-7.11	Rules on mussels	R.1975 d.133	7 N.J.R. 261(b)
7:25-11.1	List of endangered species	R.1974 d.348	7 N.J.R. 6(c)
7:25-11.1	List of endangered species	R.1975 d.164	7 N.J.R. 311(a)
7:26-2.5 et seq.	Revisions on rules of Bureau of Solid Waste Management	R.1974 d.234	6 N.J.R. 343(c)
7:26-2.5	Amend effective date of rule	R.1975 d.190	7 N.J.R. 360(b)
7:26-2.6(d)4.	Revised effective date for solid waste facilities	R.1975 d.66	7 N.J.R. 149(b)
7:26-2.6(d)4	Revised effective date of solid waste rule	R.1975 d.271	7 N.J.R. 463(b)
7:26-4.1 et seq.	Revised fee schedule	R.1975 d.136	7 N.J.R. 259(a)
7:27-15.4(b)	Postponement of Phase II of auto emission inspection standards	R.1975 d.22	7 N.J.R. 102(b)
7:27B-1.1 et seq.	Sampling and analytical procedures	R.1974 d.360	7 N.J.R. 48(a)
7:27B-1.1 et seq.	Emissions from particles from manufacturing processes	R.1975 d.136	7 N.J.R. 261(d)
7:27B-2.1 et seq.	Procedures for visual determination of emissions from sources	R.1975 d.76	7 N.J.R. 144(a)
7:27B-3.1 et seq.	Emissions of solid particle from combustion of fuel	R.1975 d.135	7 N.J.R. 261(d)
7:35-1.1 et seq.	Rules on tax exemption on real property of nonprofit corporations	R.1975 d.179	7 N.J.R. 310(b)

## HEALTH — TITLE 8

8:2-1.1	Revisions on birth certificates	R.1975 d.194	7 N.J.R. 362(c)
8:8-1.2 et seq.	Revisions for processing, storage and distribution of blood	R.1974 d.334	7 N.J.R. 7(a)
8:13-1.1 et seq.	Sanitation, handling, shipping and shucking of shellfish	R.1974 d.185	6 N.J.R. 310(b)
8:21-2.38	Bacteriological standards for potentially hazardous foods	R.1974 d.204	6 N.J.R. 311(a)
8:21-4.1 et seq.	Delete text of Subchapter 4	R.1975 d.320	7 N.J.R. 503(b)
8:21-4.44	Amend rule on expiration dates for fluid milk products	R.1974 d.361	7 N.J.R. 56(b)
8:21-5.1 et seq.	Revise acidified milk and fluid milk products rules	R.1975 d.320	7 N.J.R. 503(b)
8:21-9.3(a)	Delete exemption for wholesale handling of raw shellfish	R.1974 d.184	6 N.J.R. 310(a)
8:21-9.5	Revised wholesale licensing fees	R.1975 d.299	7 N.J.R. 000
8:21-10.11	Delete entire text of Subchapter 5	R.1975 d.320	7 N.J.R. 000
8:31-10.1	Licensing of drug-related facilities	R.1974 d.193	6 N.J.R. 310(c)
8:31-11.1	Voluntary discontinuance of regular service in any health care facility	R.1974 d.195	6 N.J.R. 310(e)
8:31-14.1 et seq.	1975 hospital rate review	R.1975 d.54	7 N.J.R. 152(b)
8:31-14.1	1975 hospital rate review program guidelines	R.1975 d.240	7 N.J.R. 414(a)
8:31-16.1	Hospital long range plans	R.1975 d.201	7 N.J.R. 362(d)
8:31-14.9	Revisions on hospital rate review appeals board	R.1975 d.321	7 N.J.R. 503(c)
8:31-17.1 et seq.	Standard hospital accounting and rate evaluation system (SHARE)	R.1975 d.239	7 N.J.R. 415(b)
8:31-18.1 et seq.	Rules for experimental medical reporting systems	R.1975 d.271	7 N.J.R. 463(b)
		R.1975 d.245	7 N.J.R. 416(a)
8:31-19.1 et seq.	Methods of determining final 1974 hospital rates	R.1975 d.244	7 N.J.R. 414(b)
8:31-20.1 et seq.	1977 hospital rate review rules	R.1975 d.312	7 N.J.R. 501(b)
8:31-20.1 et seq.	Guidelines for 1976 hospital rate review program	R.1975 d.314	7 N.J.R. 502(b)
8:32-1.1 et seq.	1974-75 State Plan for hospitals and related health care services	R.1974 d.196	6 N.J.R. 310(f)
8:32-1.1 et seq.	1975 State Plan for hospitals and related health care services	R.1975 d.183	7 N.J.R. 314(a)
8:32-1.16	Definition of rehabilitation services	R.1975 d.77	7 N.J.R. 164(f)
8:32-3.1	Procedures for adjustment of State Plan for hospitals	R.1974 d.260	6 N.J.R. 397(b)
8:32-3.1	Revisions for adjustment of State Plan	R.1974 d.318	6 N.J.R. 472(d)
8:31-21.1 et seq.	Guidelines for submission of certificate of need applications	R.1975 d.315	7 N.J.R. 503(a)
8:33-1.11	Continuation of mixing skilled nursing facilities levels A and B	R.1974 d.315	6 N.J.R. 472(a)
8:33-1.11	Revised policy on skilled nursing and intermediate care beds	R.1974 d.317	6 N.J.R. 472(c)
8:33-1.11(b)	Revisions on extension of program of multiple levels of care	R.1975 d.61	7 N.J.R. 164(e)
8:33-1.12	Processing of certificate of need applications	R.1974 d.194	6 N.J.R. 310(d)
8:33-1.13	Scheduling and completing hearings for certificate of need applicants	R.1974 d.269	6 N.J.R. 397(d)
8:34-1.2	Define responsible administrative positions	R.1975 d.313	7 N.J.R. 502(a)
8:34-1.18(a)3	Delete part of rule on refusal of licenses	R.1975 d.193	7 N.J.R. 362(b)
8:35-1.1 et seq.	Revised criteria on mixed obstetric and gynecologic floors	R.1975 d.60	7 N.J.R. 164(c)
8:38-1.1 et seq.	Rules concerning HMOs	R.1974 d.320	6 N.J.R. 473(a)
8:40-4.1 et seq.	Interim regulations for abortion facilities with temporary license	R.1974 d.215	6 N.J.R. 345(c)
8:40-5.1	Reporting abortions performed in hospitals	R.1974 d.316	6 N.J.R. 472(b)
8:43-1.1 et seq.	Boarding home for sheltered care	R.1974 d.319	6 N.J.R. 472(e)
8:43B-1.1 et seq.	Interim rules on construction and licensure of various health facilities	R.1975 d.256	7 N.J.R. 416(b)
8:57-4.1 et seq.	Immunization of pupils in school	R.1975 d.121	7 N.J.R. 264(a)
8:64-3.1	Definition of soap	R.1975 d.103	7 N.J.R. 211(b)
8:65-2.4(c)	Revisions concerning other security controls for nonpractitioners	R.1974 d.261	6 N.J.R. 397(c)
8:65-6.8(a)4.	Amendment on persons entitled to fill order forms	R.1975 d.56	7 N.J.R. 164(a)
8:65-7.3(c)	Amendment on persons entitled to issue prescriptions	R.1975 d.58	7 N.J.R. 164(b)
8:65-7.6	Revisions on persons entitled to fill prescriptions	R.1975 d.55	7 N.J.R. 155(a)
8:65-10.1 et seq.	Revised schedules of controlled dangerous substances	R.1975 d.209	7 N.J.R. 363(a)
8:65-11.1 et seq.	Narcotic treatment program	R.1975 d.59	7 N.J.R. 164(c)

## HIGHER EDUCATION — TITLE 9

9:2-2.27	Revise salary rate for adjunct faculty at State colleges	R.1975 d.257	7 N.J.R. 464(c)
9:9-4.1 et seq.	Policy governing direct public loans	R.1975 d.217	7 N.J.R. 416(c)
9:9-5.1 et seq.	Policy governing graduate insured loans	R.1975 d.217	7 N.J.R. 416(c)

## INSTITUTIONS AND AGENCIES — TITLE 10

10:34-1.1 et seq.	Minimum standards for county correctional facilities	R.1975 d.300	7 N.J.R. 506(c)
10:35-1.1 et seq.	Revised standards	R.1975 d.108	7 N.J.R. 272(a)
10:35-7.4(b) et seq.	Revised standards	R.1974 d.273	6 N.J.R. 432(b)
10:35-18.7	Correspondence in a language other than English	R.1974 d.356	7 N.J.R. 59(b)
10:35-19.12	Correspondence in a language other than English	R.1974 d.356	7 N.J.R. 59(b)
10:35-28.7	Correspondence in a language other than English	R.1974 d.356	7 N.J.R. 59(b)
10:35-60.3(b)	Revised fee schedules	R.1974 d.356	7 N.J.R. 59(b)
10:35-60.5	Waiver of payment by court order	R.1974 d.356	7 N.J.R. 59(b)
10:35-63.1 et seq.	Inmate responsibility for personal property of substantial value	R.1974 d.273	6 N.J.R. 432(b)

10:35-64.1 et seq.	Inmate marriages	R.1974 d.273	6 N.J.R. 432(b)
10:35-65.1 et seq.	Volunteers in parole program	R.1974 d.356	7 N.J.R. 59(b)
10:35-66.1 et seq.	Probable cause hearing	R.1974 d.356	7 N.J.R. 59(b)
10:35-67.1 et seq.	Distribution of money and personal belongings of deceased inmates	R.1974 d.356	7 N.J.R. 59(b)
10:35-68.1 et seq.	Inmates' personal savings accounts	R.1974 d.356	7 N.J.R. 59(b)
10:35-69.1 et seq.	Revised rules on administrative segregation	R.1975 d.108	7 N.J.R. 272(a)
10:46-4.3	Application for admission; delinquent minor	R.1975 d.158	7 N.J.R. 328(b)
10:47-1.1 et seq.	Manual of standards for private mentally retarded institutions	R.1975 d.203	7 N.J.R. 364(a)
10:49-1.17	Claim submittal time limits	R.1975 d.151	7 N.J.R. 329(c)
10:49-1.17(c)	Amendment concerning noninstitutional providers	R.1975 d.150	7 N.J.R. 328(d)
10:49-1.25	Temporary fee reduction concerning Medicaid	R.1975 d.225	7 N.J.R. 421(a)
10:49-1.26	Reduction in reimbursement for laboratory services	R.1975 d.206	7 N.J.R. 365(a)
10:51-1.1 et seq.	Revisions to Pharmacy Manual	R.1975 d.182	7 N.J.R. 333(b)
10:51-1.2	Definition of eligible pharmacies in New Jersey	R.1974 d.297	6 N.J.R. 477(c)
10:51-1.8	Revised pharmaceutical services not eligible for payment	R.1975 d.317	7 N.J.R. 507(b)
10:51-1.10	Revisions concerning pharmacy providers	R.1974 d.312	6 N.J.R. 478(c)
10:51-1.10(d)	Revised dispensing fee	R.1975 d.223	7 N.J.R. 419(d)
10:51-1.10(g)	Revisions on legend drugs	R.1975 d.163	7 N.J.R. 329(b)
10:51-1.11(a)3	Revisions on institutional pharmacies	R.1975 d.156	7 N.J.R. 328(a)
10:52-1.1 et seq.	Revised rules on sterilization procedures	R.1975 d.206	7 N.J.R. 364(c)
10:52-1.1 et seq.	Revised portions of hospital manual	R.1974 d.201	6 N.J.R. 313(a)
10:52-1.1 et seq.	Revisions on physicians services	R.1975 d.229	7 N.J.R. 431(a)
10:52-1.2(a)18.	Revisions on hospital services	R.1974 d.296	6 N.J.R. 478(a)
10:52-1.4	Revisions in special provisions for general hospitals	R.1974 d.339	7 N.J.R. 8(a)
10:52-1.15	Reimbursement of third-party claims	R.1975 d.204	7 N.J.R. 364(b)
10:52-2.11	Timely submission of hospital claims	R.1975 d.316	7 N.J.R. 507(a)
10:52-3.1 et seq.	Rules on teleprocessing	R.1975 d.230	7 N.J.R. 431(b)
10:53-1.1 et seq.	Revised rules on sterilization procedures	R.1975 d.205	7 N.J.R. 364(c)
10:54-1.1	Define office visits	R.1975 d.86	7 N.J.R. 226(d)
10:54-1.1 et seq.	Revisions to the Physicians Manual	R.1975 d.227	7 N.J.R. 430(a)
10:54-1.2(f)	Revisions on long-term care facilities	R.1975 d.42	7 N.J.R. 166(a)
10:54-1.19	Revisions concerning specialist recognition	R.1974 d.201	6 N.J.R. 313(a)
10:54-1.19	Revisions concerning specialists	R.1974 d.311	6 N.J.R. 478(b)
10:54-1.20	Sterilization procedures	R.1975 d.205	7 N.J.R. 364(c)
10:54-1.21	Rule on portable X-ray services	R.1975 d.228	7 N.J.R. 430(b)
10:54-4.1 et seq.	Revised physicians fee schedule	R.1975 d.231	7 N.J.R. 431(c)
10:55-1.2	Revisions concerning eligible providers; prosthetic, orthotic manual	R.1974 d.187	6 N.J.R. 312(e)
10:56-1.16	Revisions on dental services	R.1975 d.262	7 N.J.R. 466(a)
10:56-1.48	Recovery of payments correctly made	R.1974 d.202	6 N.J.R. 313(b)
10:56-2.1(d)	Dental providers	R.1974 d.203	6 N.J.R. 313(c)
10:57-1.4	Revisions on noncovered services	R.1975 d.162	7 N.J.R. 329(a)
10:57-2.1 et seq.	Revisions on billing procedures	R.1974 d.222	6 N.J.R. 351(c)
10:59-1.7(a)6.	Revised prior authorization and medical supply services	R.1975 d.31	7 N.J.R. 105(b)
10:60-1.16	Timely submission of hospital claims	R.1975 d.316	7 N.J.R. 507(a)
10:61-1.1 et seq.	Revised rules on independent laboratory services	R.1975 d.224	7 N.J.R. 420(a)
10:62-1.1 et seq.	Revisions to vision care manual	R.1974 d.181	6 N.J.R. 312(c)
10:62-2.2(a)2	Revisions on reimbursable vision care services	R.1975 d.261	7 N.J.R. 465(b)
10:62-2.3(j)	Curtailment of reimbursable vision care services	R.1975 d.261	7 N.J.R. 465(b)
10:63-1.10(a)5.	Revisions on long-term care facilities	R.1975 d.42	7 N.J.R. 166(a)
10:63-1.13	Plans of correction of deficiencies	R.1974 d.343	7 N.J.R. 9(a)
10:63-1.14	Skilled nursing and intermediate care services	R.1975 d.87	7 N.J.R. 227(a)
10:63-1.15	Rule on portable X-ray services	R.1975 d.228	7 N.J.R. 430(b)
10:63-3.1 et seq.	1975 cost study and instructions long-term care facilities	R.1975 d.149	7 N.J.R. 328(c)
10:64-1.2 et seq.	Revisions to hearing aid manual	R.1975 d.14	7 N.J.R. 58(b)
10:65-1.2	Plans of correction for deficiencies	R.1974 d.343	7 N.J.R. 9(a)
10:66-1.3	Out-of-State clinics	R.1974 d.295	6 N.J.R. 477(b)
10:66-1.20	Sterilization procedures	R.1975 d.205	7 N.J.R. 364(c)
10:66-1.21	Rule on portable X-ray services	R.1975 d.228	7 N.J.R. 430(b)
10:67-2.1 et seq.	Revised procedure for Administrative Code numbers	R.1974 d.245	6 N.J.R. 399(b)
10:81	Revise effective date to August 1, 1975	R.1975 d.208	7 N.J.R. 365(b)
Appendix D		R.1975 d.280	7 N.J.R. 467(a)
10:81-1.1 et seq.	New Public Assistance Manual	R.1975 d.29	7 N.J.R. 105(c)
10:81-3.3(i)	Revisions on noncontributory persons in a household	R.1975 d.64	7 N.J.R. 167(b)
10:81-6.13(a)	Revisions on fair hearings	R.1975 d.280	7 N.J.R. 467(a)
10:81-28.3	Recoupment of overpayments	R.1974 d.287	6 N.J.R. 435(b)
10:81-28.4	Periodic notice to client	R.1974 d.287	6 N.J.R. 435(b)
10:81	Rules on child support and paternity program	R.1975 d.180	7 N.J.R. 329(d)
Appendix D			
10:82-1.1 et seq.	Assistance Standards Handbook	R.1975 d.93	7 N.J.R. 227(b)
10:82-3.2	AFDC program	R.1974 d.205	6 N.J.R. 312(b)

10:82-10.1	Overpayments, underpayments	R.1974 d.287	6 N.J.R. 435(b)
10:82-11.14	Revisions concerning expenses of employment in AFDC	R.1974 d.285	6 N.J.R. 434(a)
10:82-11.16(d)	Revisions concerning disregard of earned income	R.1974 d.286	6 N.J.R. 435(a)
10:84-1.1 et seq.	Delete entire Chapter and mark it Reserved	R.1975 d.29	7 N.J.R. 105(c)
10:85-11.6(a)	Revisions in payments to hospitals	R.1974 d.288	6 N.J.R. 436(a)
10:86-6.12(c)	Revisions on fair hearings	R.1975 d.280	7 N.J.R. 467(a)
10:109-1.1 et seq.	Revisions concerning public assistance staff development program	R.1974 d.179	6 N.J.R. 312(e)
10:109-1.6(a)	Revisions concerning educational leave stipends	R.1974 d.248	6 N.J.R. 399(a)
10:109-2.1 et seq.	Ruling Number 11; classification and compensation plan	R.1974 d.211	6 N.J.R. 351(a)
10:121-3.1 et seq.	Adoption complaint investigation fees	R.1975 d.15	7 N.J.R. 58(c)
10:122-2.1 et seq.	AFDC foster care plan	R.1975 d.99	7 N.J.R. 227(c)
10:123-1.1 et seq.	Revised State Plan for services to families and children	R.1974 d.232	6 N.J.R. 351(b)
10:123-1.1 et seq.	Revised State Plan for families and children	R.1974 d.355	7 N.J.R. 59(a)
10:123-1.1 et seq.	Revised State Plan for individuals and families	R.1975 d.283	7 N.J.R. 467(c)
10:123-1.14	Establishing paternity and securing support for AFDC children	R.1975 d.35	7 N.J.R. 105(a)
10:123-4.1	Amendment concerning community planning	R.1975 d.57	7 N.J.R. 166(b)
10:123-5.3(a)4	Revise maximum income level eligibility	R.1975 d.181	7 N.J.R. 333(a)
10:124-1.1 et seq.	Revised standards for juvenile shelters awaiting disposition	R.1975 d.219	7 N.J.R. 419(b)
10:125-1.1 et seq.	Comprehensive social services plan	R.1975 d.220	7 N.J.R. 467(b)
10:126-1.1 et seq.	State training plan under Title XX of Social Security Act	R.1975 d.298	7 N.J.R. 506(b)
10:140-1.1 et seq.	1976 State Plan annual revision	R.1975 d.282	7 N.J.R. 419(c)

## INSURANCE — TITLE 11

11:1-2.1 et seq.	Amend rules on filings regarding property liability insurance	R.1975 d.34	7 N.J.R. 115(a)
11:1-4.2	Sex and/or marital status discrimination	R.1975 d.128	7 N.J.R. 276(b)
11:1-5.1	Deduction of exhaustion of Motor Vehicle Liability Security Fund	R.1974 d.237	6 N.J.R. 351(d)
11:1-5.2	New Jersey Special Joint Underwriting Association	R.1974 d.259	6 N.J.R. 407(a)
11:1-5.2(e)	Establishing means of providing coverage and eligibility for protection	R.1974 d.274	6 N.J.R. 436(b)
11:1-5.3	Special Joint Underwriting Association charge	R.1975 d.210	7 N.J.R. 369(b)
11:1-6.1	Property-Liability Insurance Guaranty Association charge	R.1975 d.170	7 N.J.R. 334(b)
11:1-6.1	Property-Liability Insurance Guaranty Association charge	R.1975 d.319	7 N.J.R. 507(d)
11:2-1.3(f)	Ticket-selling insurance agents' education requirements	R.1974 d.327	7 N.J.R. 10(a)
11:2-12.1 et seq.	Mass marketing of property and liability insurance	R.1974 d.271	6 N.J.R. 408(a)
11:2-13.1 et seq.	Group coverage discontinuance and replacement	R.1974 d.274	6 N.J.R. 409(a)
11:2-13.1 et seq.	Revisions on life and accident and health insurance policies	R.1975 d.109	7 N.J.R. 276(a)
11:2-13.1	Revisions on certain insurance policies and contracts	R.1975 d.129	7 N.J.R. 276(c)
11:2-15.1	Cancellation of property and liability policies; insolvent insurers	R.1974 d.190	6 N.J.R. 323(a)
11:2-16.1	Guaranteed arrest bond certificates of automobile club undertaking	R.1974 d.282	6 N.J.R. 437(a)
11:3-6.3(b)5.iv.	Revisions concerning temporary identification cards	R.1974 d.208	6 N.J.R. 322(b)
11:3-9.2	Private automobile rating class; revoked or suspended	R.1975 d.130	7 N.J.R. 276(d)
11:4-8.1 et seq.	Rules on charitable annuities	R.1974 d.258	6 N.J.R. 399(c)
11:4-10.1	Reporting of expense experience	R.1975 d.211	7 N.J.R. 370(a)
11:5-1.2	Amendment concerning salesmen applications	R.1974 d.307	6 N.J.R. 478(e)
11:5-1.3	Amendment concerning broker applications	R.1974 d.307	6 N.J.R. 478(e)
11:5-1.10(b)	Payment of commissions to terminated salesmen	R.1975 d.260	7 N.J.R. 469(c)
11:5-1.23(e)	Transmittal of offers	R.1975 d.260	7 N.J.R. 469(c)
11:5-1.27	Amendment concerning educational requirements	R.1974 d.307	6 N.J.R. 478(e)
11:7-1.1 et seq.	Rules on insurance of municipal bonds	R.1975 d.212	7 N.J.R. 370(b)
11:10-1.1 et seq.	1975 hospital rate review program guidelines	R.1975 d.240	7 N.J.R. 414(a)

## LABOR AND INDUSTRY — TITLE 12

12:15-1.3	Revised maximum weekly benefit rates	R.1974 d.236	6 N.J.R. 352(b)
12:15-1.3	Revised maximum weekly benefits	R.1975 d.250	7 N.J.R. 432(b)
12:15-1.4	Taxable wage base; unemployment compensation	R.1975 d.251	7 N.J.R. 432(c)
12:17-2.1(g)	Revisions on registration for work and benefit claims	R.1975 d.72	7 N.J.R. 169(b)
12:17-9.1 et seq.	Procedures for wage benefit conflicts	R.1975 d.142	7 N.J.R. 335(a)
12:18-3.1(f) and (g)	Revisions of fees under State Plan for temporary disability benefits	R.1974 d.284	6 N.J.R. 437(b)
12:100-1.1 et seq.	Withdraw State Plan for occupational safety and health	R.1975 d.101	7 N.J.R. 231(a)
12:122-1.1 et seq.	Repeal rules on local exhaust systems	R.1974 d.136	6 N.J.R. 267(a)
12:146-1.1 et seq.	Repeal rules on machinery with rolls	R.1974 d.138	6 N.J.R. 267(c)
12:171-1.1 et seq.	Repeal rules on short-rise material handling lifts	R.1974 d.137	6 N.J.R. 267(b)
12:195-1.1 et seq.	Rules on carnival-amusement rides	R.1975 d.189	7 N.J.R. 370(c)
12:235-1.1 et seq.	Revised rules of the Division of Workmen's Compensation	R.1975 d.43	7 N.J.R. 169(a)

## LAW AND PUBLIC SAFETY — TITLE 13

13:2-13.3 et seq.	Revisions on licensees	R.1975 d.237	7 N.J.R. 436(b)
13:2-31.3 et seq.	Revisions to retail and wholesale prices and extension of credit	R.1975 d.238	7 N.J.R. 436(c)
13:2-34.8	Revisions on wholesale prices	R.1975 d.263	7 N.J.R. 482(c)
13:18-8.1	Rule on overhang standards	R.1975 d.285	7 N.J.R. 483(a)
13:20-28.6	Revisions on new car decals	R.1975 d.174	7 N.J.R. 343(b)
13:20-28.8	Revisions on new car evidence of compliance	R.1975 d.174	7 N.J.R. 343(b)
13:21-18.1 et seq.	Rules on snowmobile registration	R.1975 d.289	7 N.J.R. 508(b)
13:27-3.13	Board of architects revised fee schedule	R.1975 d.171	7 N.J.R. 342(a)
13:27-3.13	Revised fees for architects	R.1975 d.171	7 N.J.R. 342(a)
13:30-8.1	Fee schedules	R.1975 d.259	7 N.J.R. 482(b)
13:35-3.6	Board of Medical Examiners fee schedule	R.1975 d.172	7 N.J.R. 343(a)
13:35-3.6	Revised fees for medical examiners	R.1975 d.172	7 N.J.R. 343(a)
13:36-3.6	Examination review procedure	R.1975 d.309	7 N.J.R. 509(a)
13:42-1.1	Examination review procedure	R.1975 d.310	7 N.J.R. 510(a)
13:44-4.1	Revised fees for veterinarians	R.1975 d.173	7 N.J.R. 342(b)
13:44-4.1	Veterinary medical examiners fee schedule	R.1975 d.173	7 N.J.R. 342(b)

## PUBLIC UTILITIES — TITLE 14

14:1-10.11	Rule on hearing procedures	R.1974 d.313	6 N.J.R. 487(b)
14:3-3.1 et seq.	Revision on home insulation program	R.1975 d.305	7 N.J.R. 510(b)
14:5-1.2(b)	Revisions on separation and protection of conductors buried in earth	R.1975 d.215	7 N.J.R. 437(a)
14:5-4.1 et seq.	Revised rules on residential electrical underground extensions	R.1975 d.243	7 N.J.R. 437(b)
14:5-7.1 et seq.	Revisions on electrical inspection authorities	R.1975 d.12	7 N.J.R. 62(b)
14:10-4.1 et seq.	Revised rules on residential telephone underground extensions	R.1975 d.243	7 N.J.R. 437(b)
14:11-5.4	Revisions on accident reporting	R.1975 d.8	7 N.J.R. 62(a)

## STATE — TITLE 15

15:10-1.1 et seq.	Voter registration by mail	R.1974 d.270	6 N.J.R. 412(b)
15:10-1.1 et seq.	Revisions on voter registration by mail	R.1975 d.114	7 N.J.R. 278(a)

## TRANSPORTATION — TITLE 16

16:3-1.1 et seq.	Uniform patent policy	R.1975 d.160	7 N.J.R. 345(b)
16:26-3.1 et seq.	Revisions on highway safety lighting	R.1975 d.288	7 N.J.R. 521(b)
16:28-1.10	Revised speed limits on parts of U.S. 46	R.1975 d.95	7 N.J.R. 237(b)
16:28-1.14	Revised rules on rates of speed on Route 33	R.1975 d.17	7 N.J.R. 118(b)
16:28-1.25 et seq.	Revise rules on rates of speed along certain State highways	R.1974 d.197	6 N.J.R. 325(a)
16:28-1.35	Revised speed limits on portions of Route 18	R.1974 d.340	7 N.J.R. 32(d)
16:28-1.36	Revised speed limits on parts of Route 24	R.1975 d.17	7 N.J.R. 118(a)
16:28-1.51	Revised speed limits on parts of Route 55	R.1975 d.167	7 N.J.R. 346(a)
16:28-1.51	Revised speed limits for parts of Route 55	R.1975 d.254	7 N.J.R. 439(b)
16:28-1.61	Rates of speed on parts of Route 22 Freeway	R.1975 d.241	7 N.J.R. 439(a)
16:28-1.63	Revise rates of speed on Route U.S. 22	R.1974 d.326	7 N.J.R. 32(c)
16:28-1.67	Revisions to rates of speed on parts of U.S. 202	R.1974 d.325	7 N.J.R. 32(b)
16:28-1.68	Revised rates of speed on parts of Route 17	R.1975 d.153	7 N.J.R. 344(d)
16:28-1.76	Revised speed limits on parts of Route 15	R.1974 d.354	7 N.J.R. 73(c)
16:28-1.77	Revised rates of speed on parts of Route 29	R.1975 d.144	7 N.J.R. 344(c)
16:28-1.96	Revise rates of speed on Route N.J. 45	R.1974 d.326	7 N.J.R. 32(c)
16:28-1.100	Revised speed limits on Route 439	R.1975 d.50	7 N.J.R. 178(c)
16:28-1.107	Revised speed limits on parts of Route 48	R.1975 d.294	7 N.J.R. 521(c)
16:28-1.111	Speed limits on Route 179 in Hunterdon County	R.1974 d.249	6 N.J.R. 414(a)
16:28-1.122	Revisions to rates of speeds on U.S. 1, 9 and 46	R.1974 d.291	6 N.J.R. 493(a)
16:28-1.148	Revised speed limits on Route I-295	R.1975 d.24	7 N.J.R. 118(c)
16:28-1.157	Rates of speeds on Route 173	R.1974 d.291	6 N.J.R. 493(a)
16:28-1.158	Speed limits on Route 87 in Atlantic City	R.1974 d.249	6 N.J.R. 414(a)
16:28-1.159	Rates of speed on parts of Route 33	R.1975 d.17	7 N.J.R. 118(b)
16:28-1.160	Speed limits on portions of Route I-78	R.1974 d.340	7 N.J.R. 32(d)
16:28-1.162	Speed limits on Route 33 Freeway	R.1975 d.274	7 N.J.R. 488(a)
16:28-2.1	Weight limit along Route 152 in Egg Harbor Township	R.1975 d.63	7 N.J.R. 178(d)
16:28-3.77	Rules on restricted parking along certain State highways	R.1974 d.216	6 N.J.R. 359(b)
16:28-3.20 et seq.	Restricted parking on Routes 70, 73, U.S. 22 and U.S. 130	R.1974 d.226	6 N.J.R. 359(d)
16:28-3.24	Route number U.S. 40	R.1974 d.226	6 N.J.R. 359(d)
16:28-3.25	Route number 47	R.1974 d.292	6 N.J.R. 493(b)
16:28-3.26	No parking; Route 35	R.1974 d.292	6 N.J.R. 493(b)
16:28-3.27	No parking; Route 27	R.1974 d.359	7 N.J.R. 74(a)
16:28-3.28	Restricted parking rules on various State highways		
through 16:28-3.41		R.1975 d.16	7 N.J.R. 117(a)

16:28-3.42	Restricted parking along certain State highways	R.1975 d.49	7 N.J.R. 178(b)
through 16:28-3.50			
16:28-3.51	Rules on restricted parking on various State highways	R.1975 d.143	7 N.J.R. 344(b)
through 16:28-3.62			
16:28-3.63	Rules on restricted parking on various State highways	R.1975 d.154	7 N.J.R. 345(a)
through 16:28-3.67			
16:28-3.68	Rules on restricted parking on various State highways	R.1975 d.202	7 N.J.R. 387(c)
through 16:28-3.71			
16:28-3.72	Rules on restricted parking on certain State highways		
through 16:28-3.76			
16:28-3.77	Rules on restricted parking along certain State highways	R.1975 d.269	7 N.J.R. 487(c)
through 16:28-3.83			
16:28-3.84 through	Revised rules on no-parking zones along various State highways	R.1975 d.295	7 N.J.R. 522(a)
16:28-3.89			
16:28-4.1 et seq.	One-way street regulations	R.1974 d.225	6 N.J.R. 359(c)
16:28-4.3	One-way traffic along Route 79	R.1974 d.293	6 N.J.R. 493(c)
16:28-4.4	One-way traffic on parts of Route U.S. 202	R.1975 d.255	7 N.J.R. 439(c)
16:28-5.1	Designation of stop intersections	R.1974 d.250	6 N.J.R. 414(b)
16:28-6.1	No left turn rules on parts of Route U.S. 206	R.1974 d.324	7 N.J.R. 32(a)
16:28-6.1	Revisions on left turns on Route U.S. 206 in Bedminster Township	R.1975 d.48	7 N.J.R. 178(a)
16:41-1.1 et seq.	Revised fees for highway access permits	R.1975 d.13	7 N.J.R. 73(b)
16:41-2.3 et seq.	Revised fee schedules	R.1975 d.207	7 N.J.R. 387(d)
16:50-2.6	Rule on emergency hearings	R.1975 d.199	7 N.J.R. 387(b)
16:51-4.1 et seq.	Delegation of powers for seniors half-fare bus program	R.1975 d.113	7 N.J.R. 280(b)
16:54-6.1 et seq.	Take-off or landing by balloons	R.1974 d.308	6 N.J.R. 494(a)
16:54-6.1 et seq.	Revised rules on ballooning	R.1975 d.131	7 N.J.R. 281(a)
16:65-2.1 et seq.	Revisions on distribution of standard specifications	R.1975 d.195	7 N.J.R. 387(a)

## TREASURY-GENERAL — TITLE 17

17:1-1.8 et seq.	Revisions on general administration	R.1975 d.235	7 N.J.R. 446(a)
17:1-1.15(e)	Compliance with endorsement requirements	R.1974 d.219	6 N.J.R. 360(a)
17:1-1.17	Revisions on administrative expenses and their proration	R.1975 d.30	7 N.J.R. 122(a)
17:2-1.13 et seq.	Revisions on Public Employees' Retirement System	R.1974 d.230	6 N.J.R. 361(a)
17:3-1.4 et seq.	Revise rules of teachers' pension and annuity fund	R.1975 d.140	7 N.J.R. 349(a)
17:4-1.4 et seq.	Revisions to rules of Police and Firemen's Retirement System	R.1975 d.191	7 N.J.R. 393(a)
17:7-1.9 et seq.	Revise parts of Prison Officers' Pension Fund rules	R.1975 d.213	7 N.J.R. 442(a)
17:8-1.1	Revise foreword to rules of supplemental annuity collective trust	R.1974 d.231	6 N.J.R. 361(b)
17:9-2.3	Revisions on annual enrollment period	R.1974 d.228	6 N.J.R. 360(c)
17:9-2.15	Major medical; separate plans	R.1975 d.68	7 N.J.R. 181(a)
17:9-4.2	Revised definition of State; full time	R.1975 d.68	7 N.J.R. 181(a)
17:9-5.4	Revisions on local employer payment of dependent charges	R.1974 d.229	6 N.J.R. 360(d)
17:9-5.5	Revisions concerning local employer resolution	R.1975 d.65	7 N.J.R. 180(c)
17:9-5.6	Health maintenance organization premiums	R.1974 d.228	6 N.J.R. 360(c)
17:9-5.10	Retroactive premiums; payment due	R.1975 d.159	7 N.J.R. 349(b)
17:9-6.3	Amend retired coverage limitations	R.1975 d.159	7 N.J.R. 349(b)
17:10-3.1	Revised computation of benefits	R.1974 d.335	7 N.J.R. 34(a)
17:10-5.7	Revised employer disability application; employee notice	R.1974 d.335	7 N.J.R. 34(a)
17:16-5.4	Revised demand group	R.1975 d.11	7 N.J.R. 76(b)
17:16-5.5	Revised temporary reserve group	R.1975 d.278	7 N.J.R. 490(a)
17:16-5.5(a)14.	Delete from temporary reserve group housing development	R.1974 d.192	6 N.J.R. 328(c)
17:16-6.1(a)8.	Add Federal Financing Bank to approved list	R.1974 d.323	6 N.J.R. 496(a)
17:16-6.1	Revised rules on U.S. Treasury and government agency obligations	R.1975 d.97	7 N.J.R. 241(a)
17:16-7.3	Delete from revolving housing development grant fund	R.1974 d.191	6 N.J.R. 328(b)
17:16-8.1(a)6.	Amend permissible investment rules concerning corporate securities	R.1974 d.321	6 N.J.R. 495(b)
17:16-9.1(a)5.	Revision concerning finance companies—senior debt	R.1974 d.322	6 N.J.R. 495(c)
17:16-13.5	Revisions on legal papers; commercial paper	R.1974 d.218	6 N.J.R. 361(c)
17:16-13.5	Revisions on legal papers	R.1975 d.236	7 N.J.R. 442(b)
17:16-36.7 et seq.	Revisions concerning Common Pension Fund B	R.1974 d.265	6 N.J.R. 416(b)
17:16-37.1(a)6.	Addition of Federal Financing Bank to approved list	R.1974 d.264	6 N.J.R. 416(a)
17:16-38.1 et seq.	Common Pension Fund C	R.1974 d.266	6 N.J.R. 416(c)
17:16-39.1 et seq.	Rules on bankers' acceptances	R.1974 d.263	6 N.J.R. 415(b)
17:16-39.1 et seq.	Collateralized notes and mortgages	R.1975 d.67	7 N.J.R. 180(d)
17:20-5.10	Revise agent's compensation rule	R.1974 d.329	7 N.J.R. 33(b)
17:21-1.4(b)	Revisions on special lotteries	R.1974 d.224	6 N.J.R. 360(b)
17:21-2.3 et seq.	Revised rules concerning weekly lottery	R.1974 d.329	7 N.J.R. 33(b)
17:21-11.1 et seq.	1776 Instant Lottery rules	R.1975 d.318	7 N.J.R. 525(a)

## TREASURY-TAXATION — TITLE 18

18:2-1.1	Reproduction of forms	R.1974 d.182	6 N.J.R. 328(a)
18:2-2.1 et seq.	Rules on imposition of penalties and interest	R.1975 d.284	7 N.J.R. 490(b)
18:5-3.10(d)	Revised rule on decalcomania revenue stamps on cigarettes	R.1975 d.28	7 N.J.R. 122(b)
18:6-1.1	Revised definition of cost of doing business	R.1974 d.243	6 N.J.R. 414(d)
18:12A-1.6 et seq.	Revisions concerning County Boards of Taxation	R.1975 d.46	7 N.J.R. 180(b)
18:12A-1.16	Electronic Data processing and tax assessment lists	R.1974 d.242	6 N.J.R. 414(c)
18:16-1.1 et seq.	Revisions in realty transfer fee law	R.1975 d.84	7 N.J.R. 240(b)
18:16-1.1 et seq.	Revisions on realty transfer fees	R.1975 d.242	7 N.J.R. 443(a)
18:16-2.2(b) et seq.	Revisions of realty transfer fee law rules	R.1975 d.286	7 N.J.R. 490(c)
18:22-7.6	Gross receipts from transactions; municipal electric supplies	R.1975 d.45	7 N.J.R. 180(a)
18:24-1.14	Effective date of exemption organization permit	R.1975 d.187	7 N.J.R. 350(b)
18:24-5.16(f)	Revisions on use of certificate of capital improvement for sales tax	R.1975 d.246	7 N.J.R. 446(b)
18:24-10.4	Acceptance in good faith	R.1974 d.244	6 N.J.R. 414(e)
18:24-10.5	Disclosure of proper exemption basis	R.1974 d.244	6 N.J.R. 414(e)
18:24-11.2	Filing of monthly and quarterly returns	R.1975 d.4	7 N.J.R. 77(a)
18:24-24.1 et seq.	Sale and installation of gasoline service station equipment	R.1974 d.252	6 N.J.R. 415(a)
18:26	Revised list of district supervisors and investigators	R.1975 d.270	7 N.J.R. 489(b)
Appendix A			
18:26-6.16	No fault insurance rules	R.1975 d.186	7 N.J.R. 350(a)
18:26-8.7	Preaudit payment of inheritance tax	R.1975 d.85	7 N.J.R. 240(c)
18:26-8.25	Certificates of deposits, savings certificates and special savings	R.1975 d.177	7 N.J.R. 349(c)
18:26-11.20	Revisions on release of safe deposit box contents	R.1975 d.247	7 N.J.R. 447(a)
18:26-11.21	Revised conditions for opening safe deposit box	R.1975 d.247	7 N.J.R. 447(a)
18:26-11.26	Revisions on box rented by corporation	R.1975 d.247	7 N.J.R. 447(a)

## OTHER AGENCIES — TITLE 19

19:1-1.1 et seq.	Revisions pertaining to making loans to mortgage lenders	R.1974 d.233	6 N.J.R. 370(b)
19:1-1.1 et seq.	Revised rules of Mortgage Finance Agency	R.1975 d.311	7 N.J.R. 528(a)
19:1-1.3	Revised definition of Mortgage Finance Agency collateral	R.1974 d.251	6 N.J.R. 418(b)
19:3A-2.1	Required land use and control meadows; flood insurance	R.1974 d.213	6 N.J.R. 369(b)
19:3A-2.2	Securing coverage under National Flood Insurance Program	R.1974 d.212	6 N.J.R. 361(d)
19:7-1.1(a)1.	Revisions on permitted sites and sanitary landfills	R.1974 d.214	6 N.J.R. 369(a)
19:8-1.1	Garden State Arts Center defined	R.1975 d.145	7 N.J.R. 370(d)
19:8-1.13	Traffic control on Garden State Parkway	R.1975 d.222	7 N.J.R. 447(b)
19:8-2.11	Rules on Garden State Arts Center	R.1975 d.145	7 N.J.R. 370(d)
19:8-3.1(b)	Revised toll schedule for new Union County interchange	R.1974 d.290	6 N.J.R. 496(c)
19:9-1.1	Revised Turnpike definitions	R.1974 d.227	6 N.J.R. 370(c)
19:9-1.9	Revised limitations on use of Turnpike	R.1974 d.227	6 N.J.R. 370(c)
19:9-1.9(a)26.	Delete rule 19:9-1.9 (a) 26.	R.1975 d.41	7 N.J.R. 185(a)
19:9-1.18	Noise limits on Turnpike	R.1974 d.227	6 N.J.R. 370(c)
19:9-1.18(e) and (f)	Revised citations for noise limit rules	R.1975 d.25	7 N.J.R. 122(d)
19:9-3.1	Schedule of towing charges for Turnpike	R.1975 d.221	7 N.J.R. 447(c)
19:11-1.6	Revisions in number of copies to be filed	R.1974 d.347	7 N.J.R. 36(a)
19:11-1.13	Revisions concerning intervention	R.1974 d.346	7 N.J.R. 35(d)
19:11-2.7	Rule on election eligibility lists	R.1974 d.344	7 N.J.R. 35(b)
19:12-1.1	Revisions in filing of notice of impasse	R.1974 d.347	7 N.J.R. 36(a)
19:12-1.1 et seq.	Negotiations and impasse procedures	R.1975 d.10	7 N.J.R. 78(a)
19:12-2.1	Revisions in invocation of fact-finding	R.1974 d.347	7 N.J.R. 36(a)
19:12-3.1	Revisions concerning arbitration	R.1974 d.345	7 N.J.R. 35(c)
19:13-1.1 et seq.	Scope of negotiations proceedings	R.1975 d.10	7 N.J.R. 78(a)
19:14-1.1 et seq.	Unfair practice proceedings	R.1975 d.10	7 N.J.R. 78(a)
19:14A-1.1 et seq.	Hearings	R.1975 d.10	7 N.J.R. 78(a)
19:14-1.5 et seq.	Revisions concerning processing of unfair practice cases	R.1975 d.89	7 N.J.R. 243(a)
19:14-9.1 et seq.	Interim relief	R.1975 d.90	7 N.J.R. 242(a)
19:25-1.1 et seq.	Initial rules of Election Law Enforcement Commission	R.1974 d.267	6 N.J.R. 418(a)
19:30-1.1 et seq.	Administrative rules of Economic Development Authority	R.1974 d.332	7 N.J.R. 34(c)
19:30-2.1	Revised application fees	R.1975 d.26	7 N.J.R. 122(c)
19:30-2.2	Delete text on fees	R.1975 d.26	7 N.J.R. 122(c)
19:35-1.1	Rules on FM noncommercial radio stations	R.1975 d.118	7 N.J.R. 285(a)

(Continued from page 19)

- (2) From a point 295 feet south of the southerly curb line of Marcy Street to the southerly curb line of Marcy Street.
- (3) From a point 103 feet south of the southerly curb line of Elm Street to the southerly curb line of Mechanic Street.
- (4) From a point 146 feet south of the southerly curb line of Mechanic Street to the southerly curb line of Mechanic Street.
- (5) From a point 254 feet south of the southerly curb line of East Main Street (Route 79) to the southerly curb line of East Main Street (Route 79).
- (6) From a point 369 feet south of the southerly curb line of Center Street to the southerly curb line of Hance Boulevard.
  - ii. Along the southbound side of Route 79:
    - (1) From the southerly curb line of Douglas Road to the northerly curb line of Henry Street.
    - (2) From a point 195 feet north of the northerly curb line of Spring Street to the northerly curb line of Spring Street.
    - (3) From a point 85 feet north of the northerly curb line of Sheriff Street to the northerly curb line of Sheriff Street.
    - (4) From a point 211 feet north of the northerly curb line of Court Street to a point 411 feet south of the southerly curb line of McLean Street.
    - (5) From a point 215 feet north of the northerly curb line of Route 33 to a point 200 feet south of the southerly curb line of Route 33.
2. No stopping or standing (7:00 A.M. - 9:00 A.M. and 4:00 P.M. - 6:00 P.M.) along the northbound side of Route 79 from a point 538 feet south of the southerly curb line of Center Street to a point 369 feet south of the southerly curb line of Center Street.

16:28-3.92 Route U.S. 206 in Princeton Township, Mercer County

(a) In accordance with the provisions of N.J.S.A. 39:4-138.1, the certain parts of State Highway Route U.S. 206 described herein below shall be, and hereby are, designated and established as "No Parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. No stopping or standing along both sides of Route U.S. 206:

From a point 2500 feet south of the southerly curb line of Quaker Road to a point 100 feet north of the northerly curb line of Quaker Road;

From the northerly Princeton Borough-Princeton Township corporate line to Mansgrove Road.

16:28-3.93 Route 70 in the Township of Cherry Hill, Camden County

(a) In accordance with the provisions of N.J.S.A. 39:4-138.1, the certain parts of State Highway Route 70 described herein below shall be, and hereby are, designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. No stopping or standing along the westbound side of Route 70 from the westerly curb line of Connecticut Avenue to the easterly curb line of Virginia Avenue.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to Robert R. Reed Jr., Administrative Practice Officer, Department of Transportation, 1035 Parkway Avenue, Trenton, N.J. 08625.

The Department of Transportation, upon its own motion

or at the instance of any interested party, may thereafter adopt these rules substantially as proposed without further notice.

Alan Sagner  
Commissioner  
Department of Transportation

(a)

## TRANSPORTATION

### THE COMMISSIONER

#### Proposed Rule on Lane Usage Along Route 35

Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:1A-6, proposes to adopt a new rule concerning lane usage on portions of Route 35.

Full text of the proposed rule follows:

#### SUBCHAPTER 7. LANE USAGE

##### 16:28-7.1 Inside lane on Route 35

(a) The use of the inside lane of parts of Route 35 in Sayreville Borough and the City of Perth Amboy, Middlesex County, is denied to a certain classification of vehicles as described below:

1. Along Route 35:

- i. For northbound traffic between Route U.S. 9 and Route 35 traffic circle in Sayreville Borough to a point 500 feet south of relocated Smith Street in the City of Perth Amboy.

- ii. For southbound traffic between relocated Smith Street in the City of Perth Amboy and Route U.S. 9 and Route 35 traffic circle in Sayreville Borough.

(b) The drivers of all trucks having a combined gross weight of vehicle plus load in excess of four tons shall not drive the truck in the inside lane of the roadway nor overtake and pass another vehicle in such lane of traffic unless the other lane(s) are obstructed or impassable, or unless otherwise directed by a police officer. Except that an overtaken vehicle may be passed when it is being driven at such a slow speed as to impede the normal and reasonable movement of traffic.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to Robert R. Reed Jr., Administrative Practice Officer, Department of Transportation, 1035 Parkway Avenue, Trenton, N.J. 08625.

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

Alan Sagner  
Commissioner  
Department of Transportation

(b)

## TRANSPORTATION

### THE COMMISSIONER

#### Proposed Revisions in Highway Fees and Permits

Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:1A-5(h) and 27:7-44.1, proposes to adopt revisions to the rules concerning State highway permits and permit fees.

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

16:41-1.9 Waiver of permit fees

In connection with the payment of fees for the application and issuance of permits as outlined in the applicable Sections of this Chapter, all governmental agencies and authorities, including Federal, State, county and municipal governments, are exempt from the payment of such fees. Such exemptions do not waive the permit application requirements as provided in Sections 16:41-1.1 through 1.8 of this Subchapter.

16:41-3.3 Fee schedule

(a) Installation within:

1. Sidewalk Area

Application Fee	Permit Fee
<b>\$10.00</b> single opening in a project not to exceed 10 square feet.	<b>\$10.00</b> single opening in a project not to exceed 10 square feet.
[\$5.00] <b>\$10.00</b> area not to exceed 200 square feet.	<b>\$30.00</b> area not to exceed 200 square feet.
<b>\$35.00</b> area over 200 square feet.	<b>\$5.00</b> each additional 400 square feet.

(b) Installation within:

1. Shoulder and Main Travelled Way

Application Fee	Permit Fee
<b>\$15.00</b> single opening in a project not to exceed 10 square feet.	<b>\$35.00</b> single opening in a project not to exceed 10 square feet.
<b>\$15.00</b> area not to exceed 200 square feet.	<b>\$100.00</b> area not to exceed 200 square feet.
<b>\$120.00</b> area over 200 square feet.	<b>\$20.00</b> each additional 400 square feet.

16:41-4.3 Fee schedule

Application Fee	Permit Fee
[\$15.00 one to ten poles]	[\$50.00 one to ten poles]
<b>\$10.00</b> per pole or pole appurtenance	<b>\$5.00</b> per pole or pole appurtenance
<b>\$15.00</b> four to ten poles or pole appurtenances per project	<b>\$50.00</b> four to ten poles or pole appurtenances per project
<b>\$30.00</b> more than ten poles or pole appurtenances per project	<b>\$5.00</b> each additional pole or pole appurtenances over ten

16:41-15:16 Fee schedule

**P. Miscellaneous, Unclassified: Fees to be determined at time of application and will be based on impact to the State right-of-way and review and inspection costs to the Department**

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to Robert R. Reed Jr., Administrative Practice Officer, Department of Transportation, 1035 Parkway Avenue, Trenton, N.J. 08625.

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

Alan Sagner  
Commissioner  
Department of Transportation

(a)

## TRANSPORTATION

### THE COMMISSIONER

#### Proposed Rule on Itinerant Vendors Along State Highways

Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:1A-6, proposes to adopt a new rule concerning itinerant vendors along State highways.

Full text of the proposed rule follows:

16:27-1.5 Itinerant vendors along State highways

No person shall upon any highway or rest area in the State highway system solicit sales or business; display goods for sale; or sell, or offer to sell, goods or merchandise to buyers, consumers or other persons whether or not they are occupants of vehicles, standing or moving on the highways in the State highway system.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to Robert R. Reed Jr., Administrative Practice Officer, Department of Transportation, 1035 Parkway Avenue, Trenton, N.J. 08625.

The Department of Transportation, upon its own motion or at the instance of any interested party, may thereafter adopt this rule without further notice.

Alan Sagner  
Commissioner  
Department of Transportation

(b)

## TRANSPORTATION

### THE COMMISSIONER

#### Revisions for Highway Safety Lighting

On September 30, 1975, Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:1A-6 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revisions to N.J. A.C. 16:26-3.1 et seq. concerning highway safety lighting, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 437(c).

An order adopting these revisions was filed and effective September 30, 1975, as R.1975 d.288.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(c)

## TRANSPORTATION

### THE COMMISSIONER

#### Revisions in Speed Limits on Parts of Route 48

On September 30, 1975, Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-98 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revisions to N.J. A.C. 16:28-1.107 concerning speed limits on portions of

Route 48, as proposed in the Notice published September 4, 1975, at 7 N.J.R. 438(a).

An order adopting these revisions was filed and effective October 2, 1975, as R.1975 d. 294.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## TRANSPORTATION THE COMMISSIONER

### Revisions in No Parking Zones Along Various State Highways

On September 30, 1975, Alan Sagner, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-138.1 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted revised rules concerning no parking zones along various State highways, as provided in the Notice published September 4, 1975, at 7 N.J.R. 438(b).

Such rules may be cited as N.J.A.C. 16:28-3.84 through 16:28-3.89.

An order adopting these revisions was filed and effective October 2, 1975, as R.1975 d.295.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(b)

## (JOINT PROPOSAL)

## TREASURY

### DIVISION OF TAXATION

## COMMUNITY AFFAIRS

### DIVISION OF HOUSING AND URBAN RENEWAL

#### Proposed Rules on Allowance Of Home Improvement Exemptions

Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, and David S. Davies, Director of the Division of Housing and Urban Renewal in the Department of Community Affairs, pursuant to authority of P.L. 1975, c. 104, sec. 7 and N.J.S.A. 54:50-1, jointly propose to adopt new rules concerning the allowance of home improvement exemptions.

Full text of the proposed rules, as they will appear in Title 18 of the New Jersey Administrative code if adopted, follows:

#### SUBCHAPTER 6. ALLOWANCE OF HOME IMPROVEMENT EXEMPTIONS

##### 18:12-6.1 Definitions

Unless the context indicates otherwise, the following words shall have the following respective meanings:

"Assessor" means the assessor, board of assessors or any other official or body of a taxing district charged with the duty of assessing real property for the purpose of general taxation.

"Completion" means substantially ready for the use for which it was intended.

"Dwelling" means any building used, to be used or held for use, in whole or part, as the home or residence of one or more families, including accessory buildings located on the same premises, together with the land upon which such building or buildings are erected and which may be necessary for the fair enjoyment thereof.

"Home Improvement" means the improvement of a dwelling which neither changes its size nor its permitted use, except that a garage may be enlarged to the extent necessary to accommodate a modern automobile, and shall include the modernization, rehabilitation, renovation, alteration or repair of a dwelling.

"Qualified municipality" means any municipality in which residential neighborhoods have been declared by the county planning board or the Commissioner of the Department of Community Affairs to be endangered by blight, pursuant to Section 3 of the act.

"Department" means the Department of Community Affairs.

"Board" means the Board of Property Tax Abatement Appeals established within the Department to hear matters arising out of P.L. 1975, c. 104.

"Application" means a written request for the exemption filed with the local tax assessor on forms devised by the Director of the Division of Taxation.

"Assessors full and true value of home improvements" means that portion of any increased assessed value of real property which directly resulted from improvements made thereon.

"Exemption" means that amount to be deducted from the "assessor's full and true value of home improvements."

##### 18:12-6.2 Board of Property Tax Abatement Appeals; membership

(a) There is hereby established a Board of Property Tax Abatement Appeals within the Department for the purposes of hearing matters arising out of P.L. 1975, c. 104.

(b) The Board shall consist of three members of the Department to be appointed by the Commissioner as follows: an Assistant Commissioner or Division Director acting as chairman; and two members of the Department who shall not be either an Assistant Commissioner or Division Director.

##### 18:12-6.3 Municipalities and counties; petition

(a) A municipality seeking qualified municipality status pursuant to P.L. 1975 c. 104 shall be given an opportunity to present written or oral testimony before the Board and may be represented by its counsel or other duly authorized officer.

(b) The petition shall contain such information as was presented to the county and any further new information not previously available. Any new information shall be so identified and made available to the county. The county may petition the Department to stay its proceedings pending a reevaluation of the matter based on the new evidence.

(c) The county wherein the municipality is located shall in all cases be notified of the pending action and given an opportunity to appear and present evidence to rebut the municipal contention of eligibility for qualified municipality status.

##### 18:12-6.4 Rules and procedures

(a) General rules include:

1. The Board shall schedule hearings within 30 days of the receipt of a completed application thereof, and shall submit its recommendation within 15 days of such hearing to the Commissioner.

2. The Board may stay its proceedings if it determines

that the county planning board from which the appeal is taken is still legitimately considering the matter. Such stay may be undertaken by the Board on its own initiative or upon the request of the county planning board. The Board shall notify the municipality of such stay and the reasons thereof.

(b) Decisions of the Board shall be by a vote of the majority. All members shall be present during the proceedings of the Board and for the purpose of voting.

(c) Hearings of the Board shall be conducted by the Chairman and shall be informal to the extent possible. The Board shall not be bound by strict rules of evidence of procedure, and may from time to time develop further rules for its internal governance.

(d) The Board is empowered to call witnesses, assemble data on its own initiative or require that parties to the appeal provide such data, and carry out such other and further discovery procedures as will enable it to perform its functions under P.L. 1975, c. 104.

(e) Decisions of the Board shall be in writing prepared by the chairman. The text of the decision shall fully explain the Board's position. Any dissenting opinion may be attached.

#### 18:12-6.5 Eligible real property

(a) Real property must meet the following qualifications in order to gain the exemption:

1. It must be located in an area of municipality designated to be endangered by "blight" as determined by the county planning board or the Commissioner of the Department of Community Affairs.

2. It must contain a building or buildings which were constructed more than 20 years prior to the time of application for the exemption and is used or being held for use, in whole or part, as a home or residential dwelling, which is a constituent part of the real property.

(b) This application must be filed with the assessor within 30 days, including Saturdays and Sundays, following the completion of the improvements. Owners in qualified municipalities are entitled to apply for and receive the benefits afforded by P.L. 1975, c. 104 upon adoption of an implementing municipal ordinance in conformity with the requirements of the Act.

#### 18:12-6.6 Application procedure

(a) The following conditions shall apply to all claims for the exemption at the time of application:

1. Claims for the exemption shall be in writing upon forms prescribed by the Director of the Division of Taxation and must be filed with the local tax assessor within 30 days following completion of the home improvement.

2. Each taxing district subject to the provisions of this Act is required to provide copies of the prescribed application form for the use of claimants. Taxing districts which require applications for exemption forms may obtain them from one of the companies which specializes in supplying forms for municipal use.

3. When required by the assessor, claimants for the exemption must submit such data in support of their claim as he might request.

4. Additional claims for the exemption may be submitted and approved with regard to dwellings with respect to which a previous home improvement exemption was granted in an amount less than \$4,000; provided, however, the total deduction for any dwelling unit shall not be in excess of the maximum of \$4,000.

#### 18:12-6.7 Procedures upon allowance of exemption

(a) The following procedures shall apply upon allowance of exemption:

1. Every application for exemption of one or more improvements, which qualify shall be approved and al-

lowed by the assessor, but in no case may the exemption exceed the maximum of \$4,000 per dwelling unit.

2. Claim for the exemption, once filed on the prescribed form and allowed by the assessor, shall continue in force for a period of five years following January 1 of the year in which the exemption was allowed.

3. The law requires that the granting of any exemption pursuant to P.L. 1975, c. 104 shall be recorded and made a permanent part of the official tax record. (See: sec. 7) Accordingly, the assessor shall designate the exemption by the symbol "H" under "Specific Exemptions" on the Real Property Tax List and reflect it in column 7 on the said list.

4. The law provides that in applying the exemption the assessor may regard the improvements ". . . as not increasing the value of such property for a period of five years notwithstanding that the value of the dwelling to which such improvements are made is increased thereby . . .".

i. Accordingly, the provisions of N.J.S.A. 54:4-63.1 to 63.11, the Added and Omitted Assessment Laws, shall not apply to the allowable increase in the amount of assessed valuation in the year in which the improvements qualify for the exemption.

5. The law provides that every application for exemption of one or more improvements which qualify as improvements shall be approved and allowed by the assessor. Where application for exemption is made, however with respect to improvement or improvements which do not qualify, the assessor should notify claimant of the disallowance of the claim in writing upon Form H.I.E.-2, within 20 days after disallowance and properly note therein the specific reasons for the disallowance.

Interested persons may present arguments or statements relevant to the proposed action in writing, orally in person or by telephone on or before December 1, 1975, to:

Division of Housing and Urban Renewal  
Department of Community Affairs  
Post Office Box 2768  
Trenton, New Jersey 08625  
Attention: Michael Kuzma  
Phone: (609) 292-6911  
-or- Sol Metzger  
(609) 292-2348

Division of Taxation  
Taxation Building  
West State and Willow Streets  
Trenton, New Jersey 08625  
Attention: J. Henry Ditmars  
Phone: (609) 292-7844

The Department of the Treasury and the Department of Community Affairs may thereafter adopt these rules substantially as proposed without further notice.

Sidney Glaser, Director  
Division of Taxation  
Department of the Treasury  
David S. Davies, Director  
Division of Housing and Urban Renewal  
Department of Community Affairs

(a)

## TREASURY

### DIVISION OF PENSIONS

### STATE POLICE RETIREMENT SYSTEM

#### Proposed Revisions to System's Rules

The Board of Trustees of the State Police Retirement System of the Division of Pensions in the Department of

the Treasury, pursuant to authority of N.J.S.A. 53:5A-30 et seq., proposes to revise some of its rules.

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

#### 17:5-2.2 Survivor benefits

[(a) Payment of benefits to eligible survivors shall become effective as follows:

1. No partial or fractional part of a monthly pension allowance will be made due to the death of the beneficiary within such month. A surviving widow who is found eligible for continuing benefits due to the death of a retired member will receive her regular monthly pension for the full month in which the member died.

2. A widow eligible for pension due to the death of an active member will receive a full monthly allowance for the month following the member's death.

(b) In determining the moneys to be established as reserves for widows with dependent children, the tables appropriate for widow beneficiaries may be used without change.]

(a) Payment of benefits to eligible survivors shall become effective on the first of the month of the member's death and shall terminate as of the month in which the survivor no longer qualifies for such benefits.

(b) In the instance of survivors of members who die in service, the initial pension payment will be for the month following the month in which the member died, and the last payment will cover the month immediately preceding the month the survivor dies or ceases to qualify for the continuance of benefits.

#### 17:5-4.1 Previous State service or [retirement credit] former membership; interfund transfers

[(a) The cost of a credit purchase will be determined by the use of a table of factors supplied by the actuary of the system and credit so purchased will provide an increase of one per cent of final compensation for each year purchased. Such purchase cannot be used to qualify for the minimum retirement requirements of 20 years' service and age 50 years applicable to former members of the State Police Retirement and Benevolent Fund.]

(a) The purchase of service credit will be based upon cost formulas supplied by the actuary of the System:

1. Service previously covered by another retirement system supported in whole or in part by the State or service previously rendered to the State of New Jersey may be purchased by a member and such credit shall be included in the computation of a retirement allowance at the rate of one per cent of final compensation for each year of such service credit. Such credit cannot be used to qualify former members of the State Police Retirement and Benevolent Fund for retirement under the minimum service requirements of 20 years at age 50 years.

2. Service covered by a former membership in this system may be purchased and will be included in the computation of retirement benefits in the same manner and value as current service.

(b) Service credit transferred to the State Police Retirement System from another state operated retirement system will be made under reciprocal transfer arrangements with the other funds but the service will result in a retirement benefit of one per cent of final compensation for each year transferred and such transfer cannot be utilized to meet the minimum requirements of 20 years' service and age 50 years applicable to members formerly enrolled in the State Police Retirement and Benevolent Fund.

#### 17:5-5.15 Medical examinations; physicians

Where the statute prescribes that a physician shall be designated by the retirement system to perform a medical

examination, such physician shall be selected from the current membership directory of the New Jersey Medical Society; however, in order to expedite the processing of what appears to be terminal cases, the retirement system may accept hospital records, or other medical reports or records in lieu of an examination by a physician designated by the retirement system.

#### 17:5-6.1 Interfund transfers; other State systems

(a) Interfund transfers between State-administered pension funds are permitted by reciprocal transfer arrangements and reflect year for year membership credits.

(b) Membership credit so transferred to the State Police Retirement System of New Jersey will have the identical value as service purchased, that is, it shall be included in the computation of a retirement allowance on the basis of one per cent of final compensation for each of such service credit so transferred. Such transfers involve the transfer of the employee's account and the reserve necessary to fund the credits in the system accepting the transfer.

(c) Identical agreements between the Police and Firemen's Retirement System of New Jersey, the Public Employees' Retirement System of New Jersey, the Teachers' Pension and Annuity Fund and the State Police Retirement System of New Jersey call for the actuarial determination of the reserves accumulated in the former system and those required in the new system:

1. If the reserve in the former is more than the new, only the amounts required in the new will be transferred.

2. If the amount in the former is less than that required in the new, only the reserves for the first system will be transferred to establish full credits in the new system.

3. The employee will contribute at a rate appropriate to his original age in the former system.

4. The years of credit will be subject to the benefit formula of the second system after transfer.

(d) Employees transferring to the State Police Retirement System of New Jersey will contribute at the uniform rate applicable to all members.

(e) This procedure would not apply where a member does not make a timely transfer in accordance with N.J.S.A. 43:2-1 et seq., or who has been granted a deferred retirement allowance by another State-administered retirement system.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

State Police Retirement System  
Division of Pensions  
20 West Front Street  
Trenton, N.J. 08625

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

Clifford A. Goldman  
Deputy State Treasurer  
Department of the Treasury

(a)

## TREASURY

### DIVISION OF PENSIONS

#### Notice of Guidelines on Three Contracts

Take notice that the State Health Benefits Commission has issued, pursuant to Chapter 12, P.L. 1975, guidelines for dental expense contracts, guidelines for vision care con-

tracts and guidelines for prescription drug contracts issued pursuant to Chapter 12, P.L. 1975.

The 43 pages of guidelines for dental expense contracts cover an introduction, service and indemnity plans, service plan benefit administration, indemnity plan benefit administration, charges, plan controls, covered services, exclusions, limitations, basic and optional services, eligibility, coordination of benefits, termination, enrollment periods and status changes, general administration, quality and utilization review, purchasing, collective bargaining agreement and conclusions.

The 33 pages of guidelines for vision care contracts cover an introduction, service and indemnity plans, service plan benefit schedule, service plan benefit administration, indemnity plan benefit schedule, indemnity plan benefit administration, charges, eligibility, coordination of benefits, termination, enrollment periods and status changes, general administration, quality and utilization review, purchasing, collective bargaining agreement and conclusions.

The 27 pages of guidelines for prescription drug contracts cover an introduction, exclusions and limitations, benefit administration, charges, eligibility, coordination of benefits, termination, enrollment periods and status changes, general administration, quality and utilization review, purchasing, collective bargaining agreements and conclusions.

Copies of the full text of these guidelines or further information concerning the guidelines may be obtained from:

Division of Pensions  
20 West Frant Street  
Trenton, New Jersey 08625

These guidelines are not subject to codification and will not appear in Title 17 of the New Jersey Administrative Code. This Notice is published as a matter of public information.

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

(a)

## TREASURY

### STATE LOTTERY COMMISSION

#### Rules on the 1776 Instant Lottery

On October 17, 1975, the State Lottery Commission in the Department of the Treasury, pursuant to authority of N.J.S.A. 5:9-1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules concerning the new 1776 Instant Lottery.

Full text of the adopted rules follows:

#### SUBCHAPTER 11. THE 1776 INSTANT LOTTERY

##### FOREWORD

Sales of 1776 Instant Lottery tickets will commence on a date to be announced by the executive director of the State Lottery and shall terminate approximately 14 weeks thereafter on a date to be announced by the executive director of the State Lottery Commission.

##### 17:21-11.1 General provisions

(a) This special game shall be known as the 1776 Instant Lottery and all tickets issued for this game shall be clearly identified with the name of the game.

(b) The 1776 Instant Lottery tickets will be sold every day during normal business hours of agents authorized to sell said tickets. The official sales period for 1776 Instant

Lottery tickets will be of approximately 14 week's duration.

(c) Winning tickets have been printed in accordance with a process approved by the executive director of the State Lottery Commission which complies with the New Jersey Administrative Code and New Jersey Statutes. The ultimate winning tickets will be selected by a horse race.

(d) Tickets will sell for \$1.00.

(e) The 1776 Instant Lottery game has three parts:

1. Win up to \$10,000 instantly: The ticket has six rub-off spots on the top portion and using the edge of a coin the player rubs off all six spots. If the same prize appears in three of the spots, the player wins said prizes. The winning prizes are: Two Instant Tickets, \$3.00, \$6.00, \$76.00, \$776.00, \$1776.00, and \$10,000. If the player wins two tickets, \$3.00, or \$6.00, the holder is also eligible for entry into the grand prize drawing.

2. Grand prize drawing: All tickets winning two tickets, \$3.00, or \$6.00, are eligible for the grand prize drawing. These drawings will take place at a time and place designated by the executive director of the State Lottery Commission. There shall be at least one grand prize drawing during the course of the game. There shall be such other grand prize drawings as shall be determined by the executive director of the State Lottery Commission based on the sale of the 1776 Instant Lottery tickets. The sale of a minimum of 16 million tickets is necessary for a grand prize drawing. The following prizes will be awarded at each grand prize drawing:

i. Grand prize: \$1,776.00 a week for life and there will be one such prize;  
ii. Second prize: \$1,776.00 a month for a year and there will be one such prize;  
iii. Third prize: \$1,776.00 cash and there will be eight such prizes;  
iv. Fourth prize: \$776.00 cash and there will be 35 such prizes.

3. Win \$1,776.00 on the stub: Each ticket has a small stub on the bottom with one rub-off spot on it. When the spot is removed, either \$1,776 or a scene will appear. If the holder has \$1,776 he wins that amount instantly. Scenes are to be matched with those on the free 1776 Instant Lottery collector card. When a player collects four scenes which fill in any row, column, or diagonal on said card, player wins \$1,776.

##### 17:21-11.2 Prize structure

(a) In each pool of 1,008,000 Instant Lottery tickets there shall be the following number of prizes:

Get	Prize	Per Pool
3 of the 2 Tickets	2 free tickets and grand prize drawing entry.	201,096
3 of the \$3.00	\$3.00 plus grand prize drawing entry.	33,516
3 of the \$6.00	\$6.00 plus grand prize drawing entry.	4,788
3 of the \$76.00	\$76.00	50
3 of the \$776.00	\$776.00	10
3 of the \$1,776.00	\$1,776.00	5
3 of the \$10,000.00	\$10,000.00	4
Stub-instant \$1,776.00	\$1,776.00	5
Stub-collect scenes	\$1,776.00	5

(b) At each grand prize drawing the following prizes will be awarded:

Prize	Number Per Drawing
Grand Prize	\$1,776 a week for life. 1
2nd Prize	\$1,776 a month for a year. 1
3rd Prize	\$1,776 8
4th Prize	\$776 35

#### 17:21-11.3 Tickets consigned

(a) Tickets will be consigned to agents in sealed 500 ticket packs from lottery banks:

1. Agents will receive an \$18.00 compensation for each full pack sold.
2. Banks will receive a \$3.00 commission for each pack sold by agents assigned to them.
3. Agents may settle for a single pack or more than one pack at their assigned bank at mutually agreed times. Upon settlements, agents can obtain additional packs of tickets in a number equal to the number of packs for which there was settlement. The banks will accept settlement for only full packs of sold tickets. At the end of this game agents may return only unopened packs of tickets for credit.

#### 17:21-11.4 Validation of tickets

(a) All tickets which are eligible for any prize are subject to validation by the State Lottery Commission. Lottery tickets will be considered to be valid and, therefore, entitled to a prize if they meet the following:

1. Are eligible for a prize pursuant to the rules of eligibility as specified on the lottery ticket, and by these rules and regulations;
2. That there has been no attempts to deface the ticket or to change the numbers or scenes on that ticket;
3. That the ticket meets the various security tests adopted by the State Lottery Commission for determining validity;
4. That the person submitting the ticket has filled out the necessary information on the reverse side and that a sufficient portion of the same is legible so that the holder can be identified;
5. That the ticket is not a counterfeit and in fact was sold by a lottery agent in the authorized manner. Specifically, the State Lottery Commission will not honor claims for prizes where it is determined that the Instant Lottery ticket has been stolen;
6. All final determinations regarding prize awards are subject to the decision of the executive director of the State Lottery Commission and all rules and regulations of the State Lottery Commission which apply to this game.

#### 17:21-11.5 Winners and prize claims

(a) Winners of two free tickets, \$3.00, and \$6.00, will be paid in the field by the selling agents throughout the selling period of the 1776 Instant Lottery Game.

(b) Claims must be filed on all prizes within one year after the close of the selling period. After the close of the selling period, persons having tickets with two free tickets will receive either a Clover Club membership for four weeks or \$2.00, as shall be determined by the executive director. A deadline date will be established by the executive director for filing claims to participate in the last grand prize drawing. After that date, no participation can be offered and the normal rules giving a holder one year to file does not apply.

(c) The winners of the \$76.00 prize will be paid cash at any New Jersey official claim center. Winners of the \$776.00 prizes have to fill out a claim form at any New Jersey official claim center. Winners of the \$1,776 or \$10,000 prizes have to fill out a claim form at any of the four lottery offices.

(d) Claims for participation in a grand prize drawing must be filed in one individual name only. Family, group or corporate names will not be qualified to participate or win prizes. The \$1776 a week for life prize will be paid starting on the date of the drawing or when the winner becomes 18 years of age and will continue for the life of the winner. A minimum of 20 years of payments is guaranteed to each grand prize winner, or his or her estate. The prize will be paid in advance quarterly each year.

#### 17:21-11.6 Grand prize drawing procedure

(a) All winners of two free tickets, \$3.00, and \$6.00, will make claim with a lottery agent. The agent will redeem the winning ticket and pay the \$3.00 or \$6.00 prize or issue two free tickets to the winner. The winner will sign the back of his ticket, giving his name and address in a legible manner, and will surrender that portion of the ticket to the agent. The winner will retain the stub. The agent will promptly turn into the lottery all \$3.00, \$6.00, or two free winning tickets so that he may be reimbursed for payment of prizes and so that the winner will be included in the next grand prize drawing.

(b) The lottery will place in sealed containers all such winning tickets.

(c) At a date and time designated by the executive director of the State Lottery Commission, all winning tickets eligible for that grand prize drawing will be placed in large spheres and given a thorough mix. Forty-five finalists will be drawn from the spheres. If the information shown on the back of the ticket is deemed illegible by the executive director and an independent certified public accountant, said ticket will be discarded and a replacement drawn from the same sphere.

(d) Each of the 45 finalist tickets as validated will be inserted into a ball and all of the balls will be placed in a sphere. The sphere will be given a thorough mix. Ten balls will be drawn out and assigned to post positions, one through ten, in the order in which they are drawn. The final determination of the top prize winners will be made as a result of drawing ten envelopes from a drum. These envelopes shall contain the official results of ten horse races, the winner of each race having a different post position, designated from one to ten, inclusive. The first eight envelopes drawn shall determine the winner of the third prize of \$1,776, the ninth envelope drawn shall determine the winner of the second prize of \$1,776 a month for a year, and the tenth and last envelope drawn shall determine the winner of the grand prize of \$1,776 a week for life. The remaining 35 finalists shall receive the fourth prize of \$776.

#### 17:21-11.7 Ticket responsibility

The Instant Lottery ticket is a bearer instrument. The lottery is not responsible for lost or stolen tickets. When a person claims an Instant Lottery prize, he or she should retain the stub of the ticket until paid. When a person claims a correct "scene prize", he or she should retain the top portion of those tickets until paid.

#### 17:21-11.8 Liability

The liability of the State Lottery Commission for tickets printed or produced in error or for defective tickets is the replacement of the ticket with another unplayed ticket. Only the highest Instant Lottery prize will be paid on each top portion of the ticket.

#### 17:21-11.9 Final decisions

All the rules and regulations of the State Lottery Commission shall govern the operation of the Instant Lottery and the executive director shall make all final decisions regarding the awarding of prizes.

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An order adopting these rules was filed and effective October 22, 1975, as R.1975 d.318 (Exempt, Procedure Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

## OTHER AGENCIES

(a)

### ELECTION LAW ENFORCEMENT COMMISSION

#### Proposed Revisions On Use of Funds By Political Committees and Testimonial Affairs

The Election Law Enforcement Commission, pursuant to authority of N.J.S.A. 19:44A-1 et seq., proposes to revise a portion of its rules concerning the use of funds by political committee, special account and testimonial affairs.

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

19:25-7.8 Use of funds by political committee; special account

(a) A political party committee or a political committee [may] shall designate a separate, segregated campaign account of such political party committee or political committee to be used in aid or furtherance of the candidacy of one or more candidates. The establishment of such an account does not relieve any individual candidate from the obligation to appoint a campaign treasurer and designate a campaign depository and to file the preelection and post-election reports or affidavit required under the Act. In the event such campaign account is used, there must be sufficient identification of contributions and expenditures and a sufficient record of methods of allocation of contributions and expenditures as to permit a later demonstration, if required, that a report or affidavit of a candidate is complete and accurate and is based upon accurate records, and that the total spending limits as to any such candidate have not been exceeded.

1. "Example 1.: A county political party committee proposes to take an active role in the general election on behalf of three candidates for the office of Freeholder. The committee must open a 'campaign account for county political party committee-1975', and must handle all contributions and expenditures in respect of that election through that separate, segregated campaign account. At the close of the campaign, the account must be closed and a final report with respect to the activities respecting that election forwarded to the Commission. If the final report with respect to the account cannot be completed as part of the 15-day post-election report, then that political party committee will have the obligation to file 60-day reports until such time as a final report has been filed."

19:25-12.2 Testimonial affairs

(a) In reporting a testimonial affair as described in N.J. A.C. 19:25-1.7(u) (or any similar affair whether or not directly or indirectly intended to raise funds or campaign funds), the total amount of receipts from ticket sales or other receipts shall be reported as a contribution, together with the name, address and amount of contribution made by any contributor whose contribution exceeded \$100.00 in the aggregate. The total amount of expenditure in connection with such affair, including the cost or value of use of premises, food and beverages, entertainment and similar expenditure, shall be reported as an expenditure.

(b) For the limited purpose of computation of expenditure limits with respect to candidates, the amount of the expenditure in aid and or furtherance of the candidacy of a

candidate may, at the option of the candidate, be computed by using the smaller of:

1. The total amount of such expenditure as shown on the report; or

2. The total amount of such expenditure less the reasonable value of food and beverages to the persons who attended such affair and for whom a contribution in excess of the reasonable value of such food and beverages is reported.

[(c) In lieu of calculating the total amount of such expenditure less the reasonable value of food and beverages, as provided in subsection (b) above, the candidate may consider, as a reasonable estimate of the total amount of such expenditure less the reasonable value of food and beverages, an amount equal to one-third of the total amount of receipts from ticket sales or other receipts shown as contributions; provided, however, that in any case where expenditures exceed receipts the candidate may not make use of the alternate means of calculation provided in this subsection but must compute the amount of the expenditure in aid or furtherance of his candidacy by use of subsection (b) 1. or (b) 2. of this Section.]

Note: The above revisions are proposed to become effective for all elections subsequent to the 1975 general election.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Election Law Enforcement Commission  
National State Bank Building  
Suite 1114  
Trenton, N.J. 08605

The Election Law Enforcement Commission, upon its own motion or at the instance of any interested party, may thereafter adopt these revisions substantially as proposed without further notice.

David F. Norcross  
Executive Director  
Election Law Enforcement Commission

(b)

### HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION

#### Proposed Revisions Concerning Appeals

The Hackensack Meadowlands Development Commission, pursuant to authority of N.J.S.A. 13:17-1 et seq., proposes to revise its rule on appeals.

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

19:4-6.25 (a) An appeal from an adverse decision of the office of the chief engineer and/or the executive director made pursuant to this Resolution [,] may be taken to the Commission or committee thereof, consisting of at least three members, by any party, or by [any body] anyone adversely affected by such decision. The Commission shall have the absolute discretion to determine whether any appeal taken pursuant to this Section will be heard by the Commission or a committee thereof. For the purposes of this Section, the term Commission means a quorum of the Commission.

(d) The Commission [may] shall decide [the] each appeal on the basis of the record below [before it or on the basis of the record] and oral argument [between] of the parties [or the record and] at the public hearings held

before the Commission or [a panel] committee thereof. [consisting of at least three members of the Commission at a reasonable time and place.] Public hearings on appeals shall be held at a reasonable time and place on ten days notice to all those entitled to receive notice of the proceeding below.

(e) Any party may appear and be heard at the hearing in person, by agent or by attorney.

(f) All those entitled to receive notice and any other person satisfying the Commission that he has a sufficient interest in the subject matter of the hearing shall be considered parties.

(g) The Commission may dismiss summarily frivolous or premature appeals.

(h) The Commission may affirm or reverse, wholly or partly, or may modify the adverse decision appealed from and may make such determination as need be made, and to that end shall have all the powers of the chief engineer and executive director and may issue or direct the issuance of a zoning certificate, certificate of occupancy, public order or may direct the chief engineer or executive director to take what action is necessary to effect the decision of the Commission. The affirmative vote of a majority of the members of the Commission shall be necessary to reverse a written decision of the chief engineer and/or the executive director. [The concurring vote of a majority of the Commission or a majority of the Commission or a majority of a panel thereof shall be necessary to reverse a written decision of the chief engineer.] The Commission shall render a written decision on the appeal without unreasonable delay after the close of a hearing, and in all cases, within 60 days after the close of the hearing.

(i) The office of the chief engineer shall maintain complete records of all actions of the Commission with respect to appeals.

(j) These amendments shall become effective upon final adoption by the Commission as required by law.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before November 26, 1975, to:

Hackensack Meadowlands Development Commission  
1099 Wall Street West  
Lyndhurst, N.J. 07071

The Hackensack Meadowlands Development Commission, upon its own motion or at the instance of any interested party, may thereafter adopt these revisions substantially as proposed without further notice.

William D. McDowell  
Executive Director  
Hackensack Meadowlands  
Development Commission

(a)

## MORTGAGE FINANCE AGENCY

### Revised Rules of the Agency

On October 21, 1975, Christopher G. Kelly, executive director of the New Jersey Mortgage Finance Agency, pursuant to authority of N.J.S.A. 17:1B-4 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted emergency rules which revise the current rules of the agency. The current text of Chapter 1, Title 19, of the New Jersey Administrative Code is hereby deleted and replaced with new rules below:

Full text of the adopted rules follows:

## SUBCHAPTER 1. GENERAL PROVISIONS

### 19:1-1.1 Authority

These rules and regulations are issued under and pursuant to the authority of the New Jersey Mortgage Finance Agency Act, Constituting Chapter 38, Laws of New Jersey 1970, as amended.

### 19:1-1.2 Purpose and objectives

(a) These rules and regulations are established to effectuate, and shall be applied so as to accomplish, the general purposes of the New Jersey Mortgage Finance Agency Act and the following specific objectives:

1. The expansion of the supply of funds in the State available for new residential mortgages and rehabilitation and home improvement loans;

2. The provision of the additional housing needed to remedy the shortage of adequate housing in the State;

3. The rehabilitation of a large number of substandard dwellings; and

4. The effective participation by mortgage lenders and mortgage sellers in the programs authorized by said Act and the restriction of their financial return from such programs to that necessary and reasonable to induce such participation.

### 19:1-1.3 Definitions

(a) All words and terms which are defined in the New Jersey Mortgage Finance Agency Act are used in these rules and regulations as defined in the Act.

(b) The following words and terms, when used in this Subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

"Collateral" shall mean with respect to any loan those securities, mortgages or other instruments defined as eligible pursuant to the terms of the assignment of collateral and trust agreement relating to such loan.

"Collateral requirement" shall mean, as of any date of calculation and with respect to any loan, the amount at which collateral securing such loan is required to be maintained pursuant to the terms of the assignment of collateral and trust agreement relating to such loan.

"Loan" or "loans" shall mean any loan or loans made by the agency to a mortgage lender or mortgage lenders pursuant to Section 6 of the Act.

"Multi-family dwelling" shall mean real estate upon which there is located a structure designed primarily for residential use and consisting of dwelling units for more than one family, but not more than four families, provided that at least one such dwelling unit shall be occupied by the owner or owners thereof, or a member of their immediate family, as a primary residence.

"Residential use" shall mean use as a primary dwelling and not as a vacation or "second" home. Areas designed or used for nonresidential purposes shall not exceed those specified by the Federal Housing Administration minimum property standards for one and two living units as in effect from time to time.

"Single-family dwelling" shall mean real estate upon which there is located a structure designed primarily for residential use for one family which is occupied by the owner thereof or a member of the immediate family of such owner. A condominium unit shall be considered a single-family dwelling.

### 19:1-1.4 Requests for loans

(a) The agency shall provide a loan application to each mortgage lender located within any particular area of the State for which the agency has determined that there is an inadequate supply of new residential loans. Such application shall be sent to each mortgage lender at least 14 days in advance of the date all such applications must be submitted to the agency. The loan application shall be in the

form prescribed by the agency and shall contain, among other things:

1. Provision for the mortgage lender to state the maximum amount of loan requested;
2. The date by which the loan application must be submitted so as to be considered for an allocation of loan funds and the date upon which loans will be awarded by the agency;
3. Provision for the mortgage lender to furnish information regarding the mortgage lender's deposit and mortgage activity during a time period prescribed by the agency;
4. The terms and conditions of the loan including, among others, the maximum interest rate, the term, the percentage of the principal to be paid each year or the manner of determining principal payments, and the prepayment terms and the requirements or conditions of the reinvestment of the loan proceeds including:
  - i. The type of new residential loan;
  - ii. Location of residence to be financed;
  - iii. The number of family units;
  - iv. Maximum sales price or loan amounts;
  - v. Loan to value ratios;
  - vi. Maturity;
  - vii. Maximum income levels for owners or occupants.
5. The schedule of any fees and charges of the agency with respect to loans; and
6. An undertaking by the mortgage lender to take any loan granted by the agency up to the amounts specified in the application and providing for liquidated damages in the event that the mortgage lender does not take such loan.

#### 19:1-1.5 Allocation and award of loans

In allocating funds available for loans, the agency shall consider among other things the credit worthiness of the mortgage lenders submitting loan applications and the mortgage and deposit activity reported in the loan application. Allocations of loan funds by the agency shall be conclusive.

#### 19:1-1.6 Award of loans

The amount of loan awarded to each mortgage lender shall be promptly confirmed by the agency to such mortgage lender. Thereupon each such mortgage lender shall be obligated to take such loan in accordance with the terms thereof. The obligations of the agency to make any loan or loans shall be, in each case, subject to the sale and issuance of bonds of the agency within the period prescribed by the loan application in an amount sufficient to make the loans which shall have been awarded.

#### 19:1-1.7 Interest rate and other terms of loan

Loans shall bear interest at a rate which shall not exceed the maximum rate of interest specified in, or determined in accordance with the provisions of, the loan application. Other terms of the loans shall comply with the loan application, the Act and the provisions of any contract with holders of outstanding bonds of the agency. Each loan shall be evidenced by a note in the form prescribed by the agency.

#### 19:1-1.8 Collateral for loans

As security for the payment of the principal of and interest on each loan to a mortgage lender, collateral in an amount at least equal to the collateral requirement shall be assigned in trust to the agency and maintained by such mortgage lender, all in accordance with an assignment of collateral and trust agreement in the form prescribed by the agency which shall be entered into by the mortgage lender with the agency at such time as the agency shall require. The collateral for each loan to a mortgage lender

may be held by such mortgage lender in accordance with and subject to the terms of the Act and said assignment of collateral and trust agreement. Each mortgage lender shall service or cause to be serviced and preserve the collateral securing its loan or loans from the agency at its own expense in accordance with said assignment of collateral and trust agreement. The collateral shall be valued periodically by the agency or a person or institution designated by the agency in accordance with the provision of the assignment of collateral and trust agreement relating to such collateral.

#### 19:1-1.9 Application of loan proceeds; restriction as to new residential loans

(a) The terms of each loan shall require that the proceeds thereof paid to the mortgage lender be segregated from its other funds, and that such mortgage lender shall, within the time period specified in the loan agreement relating to such loan, make and disburse from such loan proceeds, new residential loans to individuals only. The agency may require that such new residential loans be restricted to certain areas of the State if the agency determines that such areas are in particular need of loan funds.

(b) Each such new residential loan shall comply with such terms and conditions as shall be prescribed by the agency in connection with the loan application therefor.

(c) The aggregate principal amount of such new residential loans made by a mortgage lender from such loan proceeds shall at least equal the amount of such loan proceeds. All such new residential loans shall be made pursuant to written commitments issued subsequent to the date of the submission by the mortgage lender of its loan application. Such written commitments shall specify the maximum interest rate which will be borne by the new residential loan and must state that such new residential loan covered by the commitment is to be funded out of the proceeds of a loan from the New Jersey Mortgage Finance Agency. Reports by mortgage lenders as to the application of loan proceeds shall be made at such time and in such manner as shall be provided by the terms of the loan.

(d) Such new residential loans may be made by the mortgage lender either directly or through one or more agents. All new residential loans made by a mortgage lender through an agent shall be made pursuant to a written agreement between such mortgage lender and such agent which agreement shall have been approved in writing by the agency. The agency may decline to approve any such agreement for any reason which it, in its sole discretion, deems sufficient. The agency may require any such agreement to provide, among other things, the following:

1. Such agreement shall not take effect until the approval of the agency is endorsed on an executed copy thereof;

2. All new residential loans made thereunder shall be made in the name of the mortgage lender pursuant to written commitments issued in the name of the mortgage lender subsequent to the date of the agency's approval of such agreement.

3. The agency shall have the right to inspect the books and records of the agent appointed pursuant to such agreement at any and all reasonable times;

4. No compensation or fees of any kind shall be paid to or charged by the agent in connection with any new residential loan made pursuant thereto except as therein specifically set forth;

5. All commitments issued by an agent shall be subject to the same requirements as hereinabove set forth for mortgage lenders.

#### 19:1-1.10 Restrictions on return realized by mortgage lenders

The agency may in the case of loans to be made from any issue of bonds of the agency establish maximum rates of return which may be realized by any mortgage lender or any agent of any mortgage lender from the new residential loans made from the proceeds of such loans and may regulate, limit, restrict or prohibit the charge or collection of any commitment fee, premium, bonus, points or other fees in connection with the making of any new residential loan.

19:1-1.11 Fees and charges of the agency; loan account

(a) An initial fee may be established by the agency in connection with loans to be made from the proceeds of any issue of agency bonds, and collected by the agency as and for a discount below par with respect to each such loan. The initial fee shall be for the purpose of reimbursing the agency for all or part of its reasonably expected administrative costs of issuing such agency bonds and making the loans.

(b) The agency may establish such other premiums and penalties as it in its sole discretion shall determine to be necessary, in connection with the prepayment of, or any default on, or any default under any agreements relating to, any loan or loans.

19:1-1.12 Examination of books and records

The agency may cause to be made an examination of the books and records of each mortgage lender which has an outstanding loan from the agency, including the collateral thereof, so as to determine compliance with the terms of the loan and the Act. The agency may require each mortgage lender to pay the costs of any such examination.

19:1-1.13 Consent to jurisdiction of Superior Court

The terms of each loan shall require that the mortgage lender and its agent consent to the jurisdiction of the Superior Court of the State over any proceeding to enforce compliance with the terms of Section 6 of the Act, these rules and regulations and any document relating to a new residential loan.

19:1-1.14 Purchase of agency bonds

No mortgage lender (including any related person thereof, as defined in Section 103(c) (6) (C) of the Internal Revenue Code) shall, pursuant to any arrangement, formal or informal, purchase the bonds of the agency in an amount related to the amount of the agency loans to be made to such mortgage lender (or related person, as aforesaid) by the agency.

An order adopting these revised rules was filed and effective October 21, 1975, as R.1975 d.311 (Exempt, Emergency Rule).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

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## PORT AUTHORITY OF NEW YORK AND NEW JERSEY

### Revisions to Certain Schedules of Charges

On August 27, 1975, the committee on operations of the Port Authority of New York and New Jersey adopted revisions to the schedules of charges for Kennedy International, LaGuardia and Newark International Airports and Piers 88, 90, 92 and 94 of the New York City passenger ship terminal as well as revisions to the FMC Schedule No. PA-9 concerning Port Authority marine terminals.

Full text of the adopted revisions follows:

Resolved, that the schedule of charges for the use of public landing area, public passenger ramp and apron area, public cargo ramp and apron area and public aircraft parking and storage areas at Kennedy International Airport, adopted by the committee, at its meeting on January 5, 1950 (appearing at page 21 of the committee minutes of that date), as amended; at LaGuardia Airport, adopted by the committee, at its meeting on October 5, 1970 (appearing at pages 34 et seq. of the committee minutes of that date), as amended; and at Newark International Airport, adopted by the committee, at its meeting on October 5, 1959 (appearing at pages 45 et seq. of the committee minutes of that date), as amended; be and the same are hereby amended effective October 1, 1975 by substituting a minimum charge of \$10.00 in Section 1 thereof in place of the current \$5.00 charge, and by adding thereto the following:

The foregoing charge shall not apply to air taxis/scheduled commuters operating pursuant to Port Authority permits.

Resolved, that the schedule of charges for vehicular parking at the New York City passenger ship terminal adopted by the committee on October 30, 1974 (appearing at pages 3 et seq. of the committee minutes of that date), be and the same hereby is amended, effective on or before November 1, 1975, by deleting the section thereof entitled "PUBLIC PARKING" and substituting the following:

#### PUBLIC PARKING

##### DAILY RATES

ROOF PARKING:	Up to 2 hours	\$3.00
	Up to 3 hours	\$4.00
	Up to 10 hours	\$5.00
	Up to 24 hours	\$6.00

##### Early Bird Rate -

(Enter 6 A.M. to 10 A.M.)

For persons employed at or doing business at the terminal

\$2.00

(except Sunday)

Up to 12 hours \$1.00

##### MONTHLY RATES

Public Patrons	\$40.00
Persons employed at the terminal	\$20.00
Long-Term Cruise Parking Rates:*	

Up to five days \$20.00 (min.)

each additional cruise day 4.00

13 or 14 days \$52.00

each additional cruise day 4.00

21 days \$80.00

each additional cruise day No additional charge

30 days \$80.00

each additional cruise day 3.00

\*Rates charged on basis of scheduled cruise duration. Additional days before or after cruise duration \$4.00 per day except on cruises of 30 days or more when the rate will be \$3.00.

All rates include six per cent New York City tax. and be it further:

Resolved, that special rates for special operations, functions, events, uses or users at the Terminal may be established by Kinney Systems, Inc., subject to the prior approval of the executive director; and be it further:

Resolved, that upon 24 hours notice, a temporary reduction in the rates for vehicular parking at the Terminal may be authorized by Kinney System, Inc. provided, however, that any such rate reductions shall be submitted to this committee for approval at the meeting following such action.

Resolved, that the "FMC Schedule No. PA-9 Naming Rules and Regulations Applying at Port Authority Marine Terminals and Rates and Charges Applicable For the Use of Public Areas at Port Authority Marine Terminals" adopted by the committee at its meeting on February 3, 1966 (appearing at page 3 et seq. of the committee minutes of that date) be and the same is hereby amended, effective October 1, 1975 by revising Section "D" Item 590 to read as follows:

All Cargo, unless otherwise specifically provided for - 35 cents per ton.

Bulk cargo, dry or liquid - no free time - 20 cents per ton.

An order adopting these revisions was filed October 1, 1975, as R.1975 d.293 (Exempt, Exempt Agency).

Thomas F. Kistner  
Director of Administrative Procedure  
Department of State

## STATE NEWS OF PUBLIC INTEREST

Based on press releases from offices involved

### FIVE DAYS OF HEARINGS SET ON COMPLETION OF ROUTE 287

Transportation Commissioner Alan Sagner said last month that more than 200 persons and organizations had been invited to express their views during a five-day public hearing next week on the proposed 20-mile completion of Interstate Route 287 from Montville to Mahwah.

The hearing will be at the Indian Hills High School in Oakland Nov. 10 through 14 from 10 a.m. to 4 p.m. and from 7 to 11 p.m. each day.

The Commissioner said the purpose of the hearing is to afford citizens the opportunity to offer their views, concerns and comments on the impact the project will have on the area as well as on the goals and objectives of the proposal.

The uncompleted section of Route 287 would extend 19.8 miles through Morris, Passaic and Bergen Counties to the New York State line. The circumferential highway is already open from the New Jersey Turnpike in Edison to Montville, some 44 miles.

While the hearing will afford citizens the opportunity to give testimony on the proposed extension, the Commissioner said it will not be a question-and-answer period. However, questions may be asked at a display and information room adjacent to the hearings, which will open one hour before the start of hearings each day.

Those wishing to give testimony must register with the Department's Office of Community Involvement prior to the hearing. Registration cards may be obtained by writing to the office at 1035 Parkway Avenue, Trenton, N.J. 08625 or by calling (609) 292-4718.

Those wishing to testify should indicate the day and three half-hour periods during that day that would be convenient so a schedule may be established. Each speaker will be allotted five minutes.

### OPEN MEETINGS ARE NOW STATE LAW

Gov. Brendan T. Byrne last month signed a bill that requires most public bodies to conduct all of their business in the open, despite his expressed reservations on potential problems that may be caused.

The new law requires State, local and county public bodies, with the exception of the judiciary, the State Commission of Investigation and political organizations, to hold all meetings in public. It also forbids executive sessions on issues in advance of the public meetings at which votes are taken. The new law becomes effective next Jan. 19.

"On balance, I believe that the idea of open government deserves a chance in New Jersey," Byrne commented at the signing. "The public's business can and should be carried out in public. Public bodies exist for the public's convenience, not their own."

"To agree with the philosophy of this bill and to decide that the arguments for it outweigh those against it is not to ignore the potential problems it creates. The Legislature should systematically monitor the experience of government at all levels in living with this new law and analyze the need for amendment on the basis of that experience," Byrne said.

### FIRST SUPPLY PIPELINE DUE FROM ROUND VALLEY RESERVOIR

A contract designed to help insure an adequate water supply for New Jersey was signed last month by Governor Brendan Byrne. The \$9,333,000 contract for construction of the first pipeline to carry water from the Round Valley Reservoir in Hunterdon County was awarded to Cruz Construction Co., Union, lowest of 17 bidders.

Byrne said the signing resolved a problem of 15 years on how to get water in Round Valley to the densely-populated sections of the State. "The time came to resolve that dilemma," he said. "We have achieved that milestone today."

David J. Bardin, Commissioner of Environmental Protection, said the pipeline will provide an estimated 80 million gallons of water per day to New Jersey residents.

It will run 3.6 miles from the north dam of Round Valley near Lebanon to Rockaway Creek in Whitehouse Station, from where the water will flow into the Raritan River. It will be drawn off by the Middlesex Water Co. and the Elizabethtown Water Co.

He pointed out that the contract price was about \$3 million below engineering estimates, attributable in part to the economic recession which has made the construction industry highly competitive.

Bardin noted that the Round Valley pipeline project was made possible only because voters approved the 1969 bond issue for water supply and conservation.

### LIST OF STATE ACCEPTANCE DATES IS REPORTED BY BUILDING DIVISION

Another monthly listing of "final completion" dates on State projects was issued by the Division of Building and Construction, Department of the Treasury.

By statute, a subcontractor or material supplier must file a claim with the contractor's surety at any time during the contract, but not later than 80 days after the date of "final completion" and acceptance of the project by the State, or be forever barred against the surety. The creditor's right against the contractor directly is not affected, however, by this statute.

Listed below for the period August 13, 1975 to September 16, 1975, are project numbers, description, location, acceptance date, the trade and the contractor:

DBC 5509-5, Wawayanda State Park, Sept. 12, general, Stamato-Mancini, joint venture.

DBC 7147-2, Jersey City State College, science classroom building, Sept. 8, general, Hall Construction Co.

DBC 6324-11A, Greystone Park Psychiatric Hospital, roof repair, Sept. 12, general, I. Alper Co.

DBC 8066, Raritan Valley Hospital, alterations & additions-Stage 2, August 12, electrical, Eagle Electric Construction Corp.

DBC 7507, Trenton State College, stage renovations, Kendall Hall, Sept. 12, general, Santo Tocco & Sons, Inc.

DBC 8053, Montclair State College, maintenance facility, Sept. 11, electrical, Santaniello, Inc.

DBC 8053, Montclair State College, maintenance facility, Sept. 11, plumbing, J. L. Crothers Co., Inc.

DBC 8580, Trenton State College, roads and playfields, Sept. 11, general, Ralph Barone & Sons.

DBC 9027, Greystone Park Psychiatric Hospital, new loading dock and canopy, Sept. 9, general, Three Brothers Construction Co.

DBC 6324-4C, Greystone Park Psychiatric Hospital, site utilities, generators, Sept. 10, electrical, Topas Electric, Inc.

DBC 8365, Fernwood Complex, new central heating plant and steam distribution system, Sept. 10, general, Branciforte Builders, Inc.

DBC 8688, Atlantic City Training and Employment Service, repairs and alterations to premises, Sept. 8, general, William J. Crane Co.

DBC 5730-1&2, Leesburg Medium Security Prison, phase II, Sept. 2, Heating and Ventilation, Fred Wendel, Inc.

DBC, Bearfoot Lookout Tower, Sept. 2, painting, Acropolis Co.

DBC 6749-2&5, Ramapo College, phase II, buildings-academic and campus life, August 29, general, B.D. Malcolm Co., Inc.

DBC 8858, Trenton State College, stage rigging, Kendall Hall, Aug. 25, Structural steel, industrial engineering workers.

DBC 1343, Ramapo College, new boiler, mansion, August 29, plumbing, Hans G. Seuss & Sons, Inc.

DBC 8365, Fernwood Complex, new central heating plant and steam distribution system, Aug. 25, plumbing, John G. Carr Co., Inc.

DBC 4734-3, Vineland Memorial Home, central kitchen facility, July 2, general, Joseph Fabi, Inc.

DBC 8365, Fernwood Complex, new central heating plant and steam distribution system, Aug. 19, electrical, A. Neri, Inc.

DBC 7900, CMDNJ-Martland Hosp, alterations-4th floor north wing, Aug. 14, general, Evanbow-Waldron, joint venture.

DBC 8366, DOT, Wall Township maintenance facility, Aug. 14, plumbing, M&R Mechanical Contractors, Inc.

DBC 4967-1, Menlo Park Nursing Facility, second phase, Aug. 14, heating and ventilation, Township Plumbing and Heating.

DBC 1625, Governor's Counsel wing, new aluminum entrance doors, Aug. 15, general, Levy Construction Co.

DBC 1383, Marie H. Katzenach School for the Deaf, Aug. 14, painting, Willard Painting & Sandblasting Co.

DBC 7302-9, Montclair State College, roof repairs, Life Hall and Panzer Gym, Sept. 16, 1975, general, Abbey Roofing & Supply.

DBC 1690, Glen Gardner Hospital, for Chest Diseases, Sept. 16, HVAC, Herman Sommer & Assoc.

DBC 8115, Trenton State College, roads and playfields, Sept. 16, general, Kubiak Electric Co., Inc.

DBC 9110, Skillman Neuro-Psychiatric Institute, Sept. 16, general, Santo Tocco & Sons, Inc.

DBC 6749-6, Ramapo College, Sept. 15, misc. iron and louvers, JG. Schmidt Iron Works, Inc.

DBC 8704-1, New Lisbon State School, new primary feeders and equipment, Sept. 15, electrical, Ahammings Electric, Inc.

DBC 1198, Trenton State Prison, kitchen hood exhaust system, Sept. 15, general, Robert B. Berwick & Co.

DBC 6725, Trenton State Prison, classroom and staff office building, Sept. 16, electrical, Eagle Electric Construction Co.

DBC 5932-15, CMDNJ, northeast parking lot, Aug. 26, general, Della Pello Contractors.

DBC 5932-16, CMDNJ, interim heating system, Aug. 26, mechanical, The Conditioning Co., Inc.

DBC 5932-A, CMDNJ, power plant, Aug. 26 HVAC, Frank McBride Co.

DBC 5932-A, CMDNJ, power plant, Aug. 26, general, Conforti & Eisele, Inc.

## MAJOR REFORMS IN STATE UNEMPLOYMENT INSURANCE ARE URGED AFTER 40 YEARS

Sweeping and dramatic reforms in the New Jersey unemployment insurance program were recommended last month in a report to Joseph A. Hoffman, Commissioner of the State Department of Labor and Industry.

The preliminary report came from the Unemployment Insurance Task Force appointed by Hoffman in September, 1974 to undertake the first major comprehensive reevaluation of the unemployment insurance program since its inception 40 years ago.

The 16-member task force was made up of representatives from the State, business, unions, public and civic groups and Rutgers University.

"The thrust of the recommendations of this report is to make the unemployment insurance system more efficient and more responsive to the needs of the claimants, but above all to get people back to work as quickly as possible," Commissioner Hoffman said.

The five major recommendations of the task force are:

Extension of the unemployment insurance to cover agricultural workers and state and local government employees; clarification of eligibility criteria to make sure that only individuals attached to the labor market receive benefits; restructuring of benefits to provide essential living income but not an economic disincentive to remain jobless; restructuring the contributions system to protect the Unemployment Insurance Trust Fund; and efficient administration to insure fair determination of eligibility and prompt benefit payments.

The intent of the recommendations, according to Joan H. Wiskowski, task force director, is to provide written guidelines which can be used as the basis for essential legislative changes. Mrs. Wksowski said, "This is why our examination and evaluation was made in such depth and why our report is so carefully detailed."

As to amount of benefits they recommended adoption of the Federal standard as proposed, which is 50 per cent wage replacement up to two-thirds the statewide average weekly wage. Mrs. Wiskowski said, "While this would result in an increase of the maximum benefit from \$90 to \$119, it would also reduce overall program expenditures because it would reduce payments to those marginally attached to the labor market. It should be pointed out that

this negative impact on low-wage earners who are heads of families would be minimized because of the proposed dependency payments."

Commissioner Hoffman summed up: "The direct effect of the unemployment insurance program on personal incomes, employer taxes, Federal-State relations and competition for economic development is felt with great impact in our State today. I feel we must shift our attention and methods away from piecemeal revisions addressing short run problems and pressures toward more comprehensive and carefully thought-out revisions based on balance and consistency in objectives, following developments in economic knowledge, the economy and work force."

## UNIFORM STATE CONSTRUCTION CODE SEEN AS PUBLIC AND LOCAL GOVERNMENT AID

On October 7, 1975, Governor Byrne signed (P.L. 1975, c.217) into law, establishing procedures for enactment of a uniform Statewide construction code which will supersede existing State and local construction codes, it was announced by Patricia Q. Sheehan, Commissioner of the State Department of Community Affairs.

Commissioner Sheehan commented concerning the new legislation:

"We believe that the new law will benefit the public by reducing the cost of new construction and by reducing the time and effort required to secure construction permit approval.

"The law should be of benefit to municipal government by providing a system that allows for a technical assistance service by the Department of Community Affairs and national code organizations for difficult plans examination or filed inspection programs.

"The Department will also develop a program of code enforcement training and certification for municipal personnel."

Mrs. Sheehan further explained that the law requires her, after consultation with a code advisory board, to promulgate a uniform Statewide construction code and component subcodes (building, electrical, energy, fire prevention, mechanical and plumbing) for all new construction and renovation activities within New Jersey.

The Department must also prepare and publish rules on administration. While the proposed new Code will subsequently be published in the New Jersey Register, Mrs. Sheehan said that suggestions on procedures are now being accepted by the Department. Letters may be written to P.O. Box 2768, 363 West State Street, Trenton, New Jersey 08625 and phone information is now available from Ms. Lisa Farrell at (609) 292-6364.

The Commissioner said their aim is to have the new Code adopted within six months, to become effective six months thereafter.

## STATE BUYS 779 BUSES FOR PRIVATE USE, WILL AIR CONDITION 514 OTHERS

In what was described as New Jersey's largest single purchase of buses, the State last month agreed to buy 779 new buses to help revitalize privately-owned bus fleets.

Gov. Brendan T. Byrne and Transportation Commissioner Alan Sagner signed the \$49.1 million bus purchase contract during a brief ceremony in Trenton attended by a number of bus company executives.

The new vehicles, part of an ambitious plan aimed at increasing ridership, will be leased to a number of commercial bus operators throughout the State for \$1 a year.

## THIS IS WHERE YOUR LOTTERY MONEY GOES

The New Jersey State Lottery turned over 47 per cent of all revenues for State aid to education and to institutions in the last year—well over the 30 per cent required by law.

The estimated \$36.1 million given to the State in the fiscal year ended July 1 brought to over \$240 million the total produced by the Lottery for education and institutions in its first 4½ years.

Another \$36,631,055 was allocated for Lottery prizes in the past fiscal year. That is nearly 48 per cent of all Lottery receipts; by regulation, 45 per cent must go back to the public in prizes.

Operating expenses for the Lottery amounted to \$3.8 million, five per cent of revenues, it was reported.

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"Our surveys have shown that the only way to increase ridership is to improve the quality and convenience of the ride," Sagner said, "and increased ridership will result in reduced operating costs."

Sagner said that even if the new program does result in increased ridership the State subsidy program will continue, but will not increase as rapidly as in the past.

Sagner said the new buses, manufactured by the Flexible Co. of Luodenville, Ohio, should be delivered at a rate of about 25 a week beginning next spring. The program is being financed by a \$39.2 million grant from the Federal Urban Mass Transportation Administration and \$9.8 million in State funds from the 1968 transportation bond issue.

The new vehicles will be used to replace buses 12 years old and over.

In addition to this purchase the State has agreed to buy 514 existing buses to install air conditioning and equipment to reduce pollution. The overhauled buses will then be leased back to various bus companies, following the same procedure that will be used to distribute the 779 new buses.

The new and refitted buses will constitute more than one-fourth of the bus fleet in the State and will increase to 70 per cent the number of air-conditioned vehicles in service.

## OVERHAUL OF WORKMEN'S COMPENSATION PROGRAM IS AT FINAL STAGE OF STUDY

A complete revision of the State Workers' Compensation Program has been presented to representatives of organized labor, the business community, the New Jersey Bar Association and the insurance industry for review.

Joseph A. Hoffman, Commissioner of the Department of Labor and Industry, said, "These proposals were developed after months of intensive research which started in January 1974. The revisions have been submitted to Governor Byrne for review and are now being analyzed in depth by the Governor's office. We are soliciting the comments of interested parties to obtain the benefits of industry and labor expertise at this stage of development. The revision encompasses every aspect of workers' compensation including claims handling, hearing procedures, benefit rates and eligibility."

Workers' Compensation Director Donald W. Ungemah, architect of the new program, pointed out that the revision will be the first major change in the workers' compensation system in 50 years.

"The proposed revisions are aimed at making our workers' compensation system operate and perform to deliver injured workers with compensation benefits as rapidly as possible, to enable benefits to be commensurate with the degree of a worker's disability, and at the same time attempt to keep the cost of the program at a minimum to industry," he said.

Some of the changes are: increased payments, quicker payment delivery and reduction of litigation.

Benefit payments would increase by 50 per cent or more to seriously-injured workers and to beneficiaries of workers killed in job-connected accidents.

Death benefits for a worker with one or two dependents would be increased to two-thirds of the deceased employee's wages up to a maximum of 100 per cent of the State average weekly wage—or \$180 a week for anyone earning \$270 a week or more this year.

Minimum dependency benefits would be increased from the present \$15 weekly to one-half the State average weekly wage, or \$90 for this year, a 600 per cent improvement. The present 450-week limit on death benefits would be increased to 600 weeks and would continue beyond that period for any dependent children until age 18.

### EXPANDED RARITAN PORT FACILITIES

September 8, 1975, officially marked the start of dredging operations on the Raritan River at Port Raritan, the nation's newest general cargo shipping facility.

The \$1.6 billion operation will open a 300-foot channel, 25 feet deep, to Raritan Bay from Port Raritan and allow larger capacity ocean-going vessels to enter the port. One mile of waterfront and 2,000 feet of dock will be serviced by the deeper channel.

### \$53 MILLION NEW DEVELOPMENT LOANS

Twenty-one economic development loans totaling \$53 million which should create 1,700 permanent jobs and another 2,000 construction jobs were announced by Joseph A. Hoffman, chairman of the Economic Development Authority and Commissioner of the Department of Labor and Industry.

The low-interest loans, to be arranged through sale of Economic Development Authority tax-exempt bonds, will go for construction or expansion of industrial facilities in 12 counties, will stimulate more than \$56 million in capital investment and will assist in manufacturing, service and wholesaler construction as well as in air pollution control, Hoffman said.

"When we began full-scale Authority operations in January our most optimistic forecast was that we would arrange some \$100 million in loans in 1975. Despite current economic conditions, we are able to report that with these approvals the Authority has arranged approximately \$158 million in low-interest business loans and created 5,000 permanent jobs and another 7,000 construction jobs."

"It is also significant that of the loans to date, 39 are for urban area projects totaling \$40 million which will save or create approximately 6,000 jobs."

Among the new loans were \$5 million to Hooker Chemicals of Burlington County for air pollution control equipment, \$16 million to Biocel of Sussex County for construction of a facility to recycle municipal waste, \$2.4 million to Abex Corp., Union County, for expansion of its safety equipment manufacturing facility, \$1.2 million to Pressman Toy Corp. in New Brunswick for expansion of its manufacturing facilities and \$2 million to Englehard Mineral and Chemical Corp. of Newark for equipment and expansion of production facilities.

### FREE PHONE SERVICE FOR SCHOLARSHIPS AGAIN OPENS

Again this year the State Department of Higher Education has installed a "hot line" toll-free telephone service to furnish information about student financial aid to Jersey residents. The "hot line" operates week days from 9 a.m. to 5 p.m. through mid-December and the free number is (800) 792-8670.

One of the prime concerns that led to the service, according to Chancellor of Higher Education Ralph A. Dungan, is the feeling that there may be secondary school students in New Jersey who qualify for State or Federal programs of student assistance but do not know that they are eligible.

Programs sponsored by the Department in this area include the State scholarship program, tuition aid grants, county college graduate scholarships, educational opportunity fund grants, guaranteed student loans and counseling services regarding veterans educational benefits.

For State scholarships, the deadline for applications is November 15. These provide awards to match tuition up to \$1,000 per year for attendance at New Jersey colleges, or to \$500 for out-of-state. Grants worth over \$6.5 million went to New Jersey students last year.

Applications are available at all New Jersey secondary schools or may be requested by calling. The "hot line" may also be used to explain circumstances that could result in applications coming in after the deadline.

Veterans can use the hot line to be put in touch with the Veterans Education Corps, a veterans outreach program with six centers throughout the State that has been directly responsible for contacting and counseling over 1,000 veterans and enrolling approximately 350 in post-secondary institutions.

Since this program was initiated, New Jersey colleges and universities have increased their enrollment of veterans by about ten per cent.

### BUSINESS ADVOCACY OFFICE OPENED TO AID IN DEALING WITH TRENTON

The first broad effort to provide information and guidance to New Jersey businesses in dealing with the State government has started under the Department of Labor and Industry.

Commissioner Joseph A. Hoffman said he anticipated that the new Office of Business Advocacy will be a significant component of New Jersey's future economic development program. Named as chief of the office was William J. Stack of Trenton, along with an initial staff of 12.

Hoffman said, "The Office of Business Advocacy will have the responsibility of cutting bureaucratic red tape for companies which plan new or expanded facilities in our State, assisting industry in solving problems it has with government at any level and developing policies to enhance the State's business climate".

The office will deal with the needs of business in the areas of government activity such as energy, environmental protection and taxes, he noted.

Hoffman said that the staff includes professional specialists in the areas of energy, intergovernment affairs, land use, small business activities, environmental protection, taxes, economic research, business and incorporation law, transportation and marketing.

Stack, an attorney, had been a special assistant to Hoffman for energy, environmental protection and workmen's compensation. He received his law degree from Seton Hall

University in 1974 following a bachelor's degree from Washington and Lee University in 1970. His experience includes urban planning with the Essex County Planning Board, urban research at the Urban Observatory in Nashville and as a contract analyst at Blue Cross and Blue Shield.

Stack commented, "We truly hope to function as an advocate for business, both as a place where existing businesses and industry can come for prompt problem-solving and as a place where new businesses and industry can come for technical assistance in a variety of areas".

The Advocacy Office will work closely with the New Jersey Economic Development Authority in servicing inquiries and questions which arise from agency clients.

## HOFFMAN BACKING INDUSTRIAL TAX INCENTIVES AT TWO LEVELS

State Labor and Industry Commissioner Joseph Hoffman recently declared that he is pushing for enactment of industrial tax incentives.

Disclosing that legislation has already been drawn, Hoffman said he supports a two-tier system, under which the State would allow industries credits against corporate taxes for capital investments or for the hiring of unemployed.

Cities, in turn would "forgive or abate real property taxes for a period of years in order to build their declining economies", Hoffman said.

The Commissioner stressed that the program is "absolutely necessary" to round out the State's plans to stimulate economic activity.

"It's necessary for us to have the kind of incentives to permit us to compete with other states, such as New York, Connecticut and many southern states. In the long run, this could mean more tax revenues, but more importantly, it would mean relatively full employment."

Hoffman disclosed his efforts in the area of industrial tax incentives following an announcement that the Economic Development Authority had approved \$53 million in long-term, low-interest loans to 21 firms (following story).

"We created 5,000 permanent jobs and 7,000 construction jobs. That's capital investment and jobs that would not have existed had we not started the economic development program. I don't know who needs more proof than that to show that economic development is the key to revitalizing the urban area," Hoffman stated.

With the loan program and a restructured Division of Economic Development to provide industry with a wide range of technical assistance and services, Hoffman said his Department's program to help New Jersey's sagging economy come back is two-thirds in place.

The missing piece, he said, is the industrial tax incentive program. "If we can couple the State and urban tax incentives with existing programs, in a few short years we should begin to solve the basic problems which have afflicted our economy and the State since the 1960s."

Hoffman contended that an industrial tax incentive program could bring new industry to cities such as Newark. "It could cut Newark's 20 per cent unemployment in half in two years, and that's only one city".

"Without the tax inducements, in seven months we've done \$750 million in business through the Economic Development Authority in the midst of one of the worst recessions in the State's history. So, with the added stimulus of tax incentives, to me the sky is the limit."

"What's most important is that with a strong economic development program we can solve the problems of joblessness."

## INDUSTRIAL PARKS TO BE SUPPORTED BY STATE IN FIVE MAJOR CITIES

Commissioner Joseph A. Hoffman of the Department of Labor and Industry announced last month that the State Economic Development Authority will retain the services of the Port Authority of New York and New Jersey to prepare plans and feasibility studies for the development of industrial parks in five economically-depressed cities in north Jersey.

Newark, Jersey City, Elizabeth, Bayonne and Hoboken were selected by the Development Authority because of their severe economic problems, and their importance to the economic future of the northern New Jersey region and the port district, Commissioner Hoffman said.

The technical studies, to be carried out in three phases over the next nine months, will form the basis for substantial investments by the Development Authority in urban industrial parks designed to attract new industries and employment into the inner city areas.

"So much of what is wrong in our urban areas can be traced directly to the steady loss of private industrial investment over the past 20 years," said Hoffman, who is also chairman of the Economic Development Authority.

"These studies represent the first of several specific steps we intend to take to reverse this trend. Our cities still have much to offer industry, including excellent location, skilled labor, superior transportation facilities and much more. But one of the biggest obstacles to new industrial development has been the scarcity of cleared land and modern industrial buildings to accommodate new firms.

We believe development of urban industrial parks, which will provide all of the amenities traditionally associated with suburban industrial parks, will restore to the cities the competitive edge they have lacked in recent years in attempting to hold and to attract industry."

The Economic Development Authority, established only a year ago, has used its tax-exempt bonding capabilities to arrange low-interest, long-term financing for more than 90 new business development projects totalling over \$150 million.

## SENATE CONFIRMS NOMINATIONS TO VARIOUS STATE POSTS

The State Senate recently confirmed the nominations of two prominent businessmen to the Board of Governors of Rutgers University.

The upper house approved the appointment by Gov. Brendan T. Byrne of Donald S. MacNaughton, chairman of the board of the Prudential Insurance Co., and David A. (Sonny) Werblin, chairman of the State Sports and Exposition Authority, to the university board.

Werblin heads the State authority building the sports complex in the Hackensack River Meadowlands. A resident of Holmdel, he is a former owner of the New York Jets and the Monmouth Park race track and was top executive in the Music Corporation of America.

MacNaughton, of Madison, served as chairman of the Governor's Commission to Study the Capital Needs of New Jersey.

The Senate also confirmed Julian Hoffman of Deal to the New Jersey Highway Authority and Mrs. Anita Leone, the wife of State Treasurer Richard C. Leone, to the State Public Health Council.

Hoffman, prominent in business and community affairs at the shore, is president of South Shore Paper Co. He is Monmouth County chairman of the Israel Bond Drive and

serves on the Board of Monmouth County Boy Scouts of America.

The Senate also confirmed Frank P. Reiche of Princeton to his second term on the Election Law Enforcement Commission. Reiche, a Princeton attorney was first appointed to the commission in 1973 by former Gov. William T. Cahill. He is a Republican.

Mrs. Leone, a former consultant to the State Health Department, also served as an administrative assistant to the Director of the Office of Family Planning of the U.S. Office of Economic Opportunity.

The Senate likewise confirmed the following nominations:

Donald A. Sinclair of Highland Park and Kenneth Z. Jennings of New Brunswick to the New Jersey Historical Commission; Jack Slater of Paterson to the State Board of Education; Edward E. Booher of Cranbury to the Board of Higher Education, and Martin Wigdortz of Asbury Park to the Monmouth County Board of Taxation.

## **TWO PROMOTIONS MADE IN ECONOMIC DEVELOPMENT DIVISION**

The promotions of Charles E. Connell Jr. of Lawrenceville to Chief of the Office of Industrial Development and Public Advocacy of the Division of Economic Development, and of Joseph F. Brady of Point Pleasant as Chief of the Office of International Trade, have been announced by Joseph A. Hoffman, Commissioner of the State Department of Labor and Industry.

Connell also was appointed deputy director of the Division of Economic Development at a \$22,084 salary. Brady will receive \$20,030.

Commissioner Hoffman said, "The restructuring of the Division of Economic Development which started in January is nearing completion. These promotions represent a further effort to streamline the Division's operations and to make effective use of experienced and trained State Government careerists".

"Connell has a long career in economic development and as acting deputy director has made a major contribution to the newly-structured Division. Brady has been handling international operations for this Department since 1969. I am certain his experiences and contracts in the international business community will assure us of a productive operation."

The Division of Economic Development was reorganized in January into four major offices: Office of Industrial Development and Business Advocacy, Office of International Trade, Office of Customized Training and Office of Tourism.

## **NAME NEW STATE REGISTRAR**

Dr. Joanne E. Finley, State Commissioner of Health, has announced the appointment of Charles Karkut as acting chief of Vital Statistics and Registration. As State Registrar, he is authorized to administer necessary oaths on delayed reports of birth forms as provided by law, and to issue personally-signed certified copies of birth, marriage and death certificates.

Karkut is a graduate of Rider College and has been in State service for 13 years. F. Merton Saybolt, former State Registrar, retired August 1.

## **RICCI NEW DEP FIRST DEPUTY**

Governor Brendan Byrne announced that Rocco D. Ricci has been promoted to first deputy commissioner in the State Department of Environmental Protection.

Ricci, who lives in East Brunswick, has served since

June, 1974, as assistant commissioner and also as acting director of the Division of Water Resources, a position he will continue in temporarily. A licensed professional engineer, Ricci was with the Federal Environmental Protection Agency for eight years prior to joining the State.

Byrne lauded Ricci's accomplishments in strengthening the State's water programs. Among them, "His leadership was an important factor in New Jersey's receiving \$246 million in Federal sewerage grants during fiscal year 1975, more than six times as much as the previous year".

## **JESCHKE NEW DISTRICT CONSERVATION OFFICER**

William L. Jeschke of Ringoes has been appointed central district conservation officer for the State Division of Fish, Game and Shellfisheries, according to John C. O'Dowd, chief of the Division's bureau of coordination and law enforcement.

Jeschke, a 63-year-old native of New Jersey, has been employed by the Division for 28 years, serving in Atlantic, Ocean and Hunterdon counties. In his new position, he will be in charge of coordination and law enforcement activities in Mercer, Middlesex, Monmouth, Ocean and Burlington counties.

## **HOWARD NOW WILDLIFE CHIEF**

George P. Howard of Pittstown, Hunterdon County, has been appointed chief of the State Bureau of Wildlife Management, according to Russell A. Cookingham, Director of the New Jersey Division of Fish, Game and Shellfisheries.

Howard a 50-year-old native of New Jersey, has been assistant chief of the bureau for five years. He replaces George N. Alpaugh who retired in February. He has been employed by the Division for 25 years as a wildlife biologist, serving as leader of the bureau's forest management, farm game habitat development and deer research projects.

Howard graduated from St. Rose of Lima High School in Belmar and received his bachelor of science degree in forestry from the New York State College of Forestry at Syracuse University.

## **HEADS STATE BOARD OF AGRICULTURE**

John Rigolizzo, a Berlin peach grower, was elected president of the Board of Agriculture at its annual reorganization meeting in Princeton. Rigolizzo is a former president of the Camden County Board of Agriculture and has been a member of its executive committee since 1960.

Other Board of Agriculture personnel changes are Henry Zdancewic, a field crop farmer from Freehold, elected vice president, and Walter H. Betts, a Tuckahoe sod producer, and Charles I. Smith, a horse breeder from Allentown, both sworn in as new members to serve four-year terms.

## **McDONOUGH RETIRES**

State Librarian Roger H. McDonough retired September 1, it was announced by Dr. Fred G. Burke, State Commissioner of Education. McDonough has served as Director of the State Library for almost 30 years.

Commissioner Burke said of McDonough, "His efforts have raised the levels of library services in school, public and other libraries throughout the State".

He said that McDonough has been the moving force behind the development of the State Library into an outstanding reference and research arm of State Government which has served well the legislative, executive and judicial branches.