

NEW JERSEY REGISTER



THE STATE'S OFFICIAL MONTHLY RULES PUBLICATION

BRENDAN F. BYRNE, Governor

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NOTICES OF RULE-MAKING ACTIVITIES OF STATE AGENCIES

(a)

AGRICULTURE

DIVISION OF DAIRY INDUSTRY

Amendment to Federal Order Number 4 Concerning Milk Handling in New Jersey Milk Marketing Areas

On April 25, 1979, Woodson W. Moffett, Jr., Director of the Division of Dairy Industry in the Department of Agriculture, pursuant to authority of N.J.S.A. 4:12A-25 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to Federal Order Number 4 concerning the handling of milk in New Jersey milk marketing areas.

Full text of the adoption follows:

2:54-3.11 Amendment to Federal Order Number 4
(May, 1979)

(a) Pursuant to N.J.A.C. 15:15-5.3 the Final Decision published March 22, 1979 (44 FR 17518 ff.) is adopted, by reference, insofar as such findings and conclusions pertain to the marketing of milk in the State of New Jersey under 7 C.F.R. 10004 the same being commonly referred to as Federal Order Number 4.

(b) The terms of the "Order Amending Order" adopted by the United States Department of Agriculture (44 FR 21620 ff.) to be effective May 1, 1979 is also adopted, by reference, insofar as such order applies to the marketing of milk in the State of New Jersey under terms of the aforesaid joint and concurrent Order No. 4.

An order adopting this amendment was filed and became effective on May 10, 1979, as R.1979 d.185 (Exempt, Procedure Rule).

Howard H. Kestin
Director
Office of Administrative Law

(b)

BANKING

DIVISION OF BANKING

Rule on Definition of Officers of Bank

On May 4, 1979, Angelo R. Bianchi, Commissioner of Banking, pursuant to authority of N.J.S.A. 17:9A-71(3) and in accordance with applicable provisions of the Administrative Procedure Act, adopted a new rule, to be cited as N.J.A.C. 3:6-3.1, concerning the definition of officers of a bank as proposed in the Notice published April 5, 1979, at 11 N.J.R. 163(a).

An order adopting this rule was filed and became effective on May 8, 1979, as R.1979 d.182.

Howard H. Kestin
Director
Office of Administrative Law

(c)

BANKING

THE COMMISSIONER

Emergency Amendments Concerning Usury Ceiling on One to Six Family Dwellings With or Without Commercial Uses

On May 11, 1979, Angelo R. Bianchi, Commissioner of Banking, pursuant to authority of N.J.S.A. 31:1-1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted emergency amendments to N.J.A.C. 3:1-1.1 concerning the raising of the usury ceiling to 10½ per cent on one to six family dwellings with or without commercial uses. These amendments replace the current text of N.J.A.C. 3:1-1.1.

Full text of the adoption follows:

3:1-1.1 Interest rates

(a) The maximum rate of interest to be charged, taken or received, upon a loan of any money, wares, merchan-

NEW JERSEY REGISTER

The official publication containing notices of proposed rules and rules adopted 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. Issued monthly since September, 1969.

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dise goods and chattels, made on or after May 11, 1979 shall be 8 per cent per year, except as hereinafter provided. Such interest shall be calculated in accordance with N.J.S.A. 31:1-1, as amended.

(b) The maximum rate of interest to be charged on loans secured by a first lien on real property on which there is erected or to be erected a structure containing one, two, three, four, five or six dwelling units, a portion of which structure may be used for nonresidential purposes, consummated on or after May 11, 1979, shall be 10½% per annum. Such interest shall be calculated in accordance with N.J.S.A. 31:1-1, as amended. Any mortgage commitment outstanding as of May 11, 1979 shall be extended until July 10, 1979, provided however that any such commitments outstanding as of May 11, 1979 which by their terms extend to any period beyond July 10, 1979 shall be unaffected by this extension. Any provision in a mortgage commitment contracted prior to the effective date of this regulation providing for an increase in interest rates to be charged based on the highest lawful interest rate shall be null and void.

(c) Contracts for the following classes or types of loans may lawfully provide for any rate of interest which the parties agree upon, and interest at any such rate may lawfully be taken:

1. Loans in the amount of \$50,000 or more, except loans where the security given is a first lien on real property on which there is erected or to be erected a structure containing one, two, three, four, five or six dwelling units, a portion of which structure may be used for nonresidential purposes. The rate of interest stated in such contract upon the origination of such loans may be taken notwithstanding that payments thereon reduce the amount outstanding to less than \$50,000;

2. Loans or advances of credit made by savings and loan associations, banking institutions or any Department of Housing and Urban Affairs or Federal Housing Administration approved mortgagees which are subsequently purchased, in whole or in part, by the Federal Housing Administration, Veterans Administration, Farmers Home Administration, Federal National Mortgage Association, Government National Mortgage Association, Federal Home Loan Mortgage Corporation, and any successor thereof or by any organization authorized by the Emergency Home Finance Act of 1970 to purchase such loans or by any State or Federal governmental or quasi-governmental organizations.

3. If such loan is not purchased within 395 days from the date the loan instruments are executed, the maximum rate of interest which may be charged on such loan shall not be in excess of that authorized by the commissioner under the provisions of this section and such rate of interest, if in excess of that rate, shall be reduced to the rate in effect at the date of the execution of the loan instruments. No such reduction shall change the maturity date of the loan without the written consent of the borrower nor shall such reduction affect the lien of the mortgage which secures the loan.

(d) The rates established herein shall be effective at 12:01 P.M. May 11, 1979, and shall remain in force until such time as this regulation is rescinded or until said rate or rates are revised by a subsequent regulation.

An order adopting these amendments was filed and became effective on May 11, 1979 as R.1979 d.190 (Exempt, Emergency Rule).

Howard H. Kestin
Director
Office of Administrative Law

(a)

CIVIL SERVICE

CIVIL SERVICE COMMISSION

Amendments to State Service Personnel Manual Concerning the Program for The Utilization of Trainee Titles

On May 7, 1979, 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 amendments to Subpart 20-5.103 in the Civil Service Personnel Manual (State Service) concerning the program for the utilization of trainee titles.

Full text of the adoption follows:

Subpart 20-5.103 Program for the Utilization of Trainee Titles

20-5.103a Purpose:

This subpart will govern the Trainee program used in establishing entrance level positions in the skilled or professional series of class titles in the State Classification plan.

20-5.103b Establishment of class titles:

A Trainee position will be established by the temporary downward reclassification of a permanent "journeyman" level position.

Trainee positions will be filled by permanent appointments from open-competitive lists, or in the absence of such lists, by provisional appointments subject to open-competitive examinations.

20-5.103c Training period:

The length of the training period will be designated in the specifications for the particular Trainee title. The training period must be continuous, except if interrupted by military leave, and may include both temporary and permanent service. The permanent service may not be less than the required working test period (4 or 6 months).

20-5.103d Advancement:

The advancement of the successful Trainee to the next higher title will be accomplished by the upward reclassification of the Trainee position and the promotion of the employee without the usual promotional examination process.

The inability of an employee in a Trainee title to attain a level of performance warranting advancement to the next higher title shall be considered as cause for separation.

Employees advanced from a Trainee title to the next higher permanent title will receive the promotional increase provided in the salary regulations (see Subpart 7-3.102) or the minimum rate for the journeyman title, whichever is greater. In those cases where the six (6) month Trainee rate is in a higher grade level than the grade level of the journeyman title to which it promotes, the employee will be advanced in salary to the next higher rate or the authorized hiring rate of the journeyman title, whichever is higher.

20-5.103e Procedures:

The appointment of a Trainee and the temporary downward reclassification of a journeyman position will be accomplished by submitting one (1) CS21 completed in accordance with the Payroll Manual Instructions for the

appointment of a new employee, in Box #20, A or B and G will be checked. There will be no need for a CS44.

The advancement of a Trainee to the next higher permanent journeyman title will be accomplished by returning the Trainee position to its original classification and by concurrent promotion of the Trainee. However, the promotion to journeyman level shall not take effect at a date other than the beginning of a pay period, and may be made only upon full completion of the specified training period as a Trainee with the required period of permanent status. The advancement will be accomplished by submitting one (1) CS21 completed in accordance with the Payroll Manual Instructions for a promotion. Boxes No. 28 and No. 30 will be checked (a CS44 is not required). In Box No. 36 the appointing authority will certify to the satisfactory performance of the Trainee and that he is able to perform on the journeyman level. The appointing authority will also certify, for those journeyman titles requiring extra training courses over the Trainee title requirements, that the Trainee has successfully completed these requirements. In the journeyman titles that require formalized training to attain a standard of proficiency in certain skills, a statement of the Trainee's proficiency will accompany the CS21. The basis for this statement will be a certificate of the Trainee's proficiency filed by the training agency with the appointing authority. The employee's anniversary date will be determined by the date of his appointment to the journeyman title, using the promotional cut off date.

NOTE: Appointments to vacant journeyman level positions still may be made at that level from open-competitive lists of eligibles or by provisional appointments subject to open-competitive examination, providing candidates are qualified.

20-5.103f College level Trainees:

Employees serving in college level Trainee titles will be eligible to receive an increase in salary after a total of six months satisfactory service. The college level Trainee titles will be designated in the State Compensation Plan by the word "Trainee" in the title, range code N95, and two rates opposite the title: (1) the hiring rate, and (2) the six month rate.

After the Trainee completes a total of six months of satisfactory service, the appointing authority will submit a CS21 to the Department of Civil Service for the six months increase in salary. The CS21 will be completed in accordance with the Payroll Manual for a Salary Change. In Block No. 36 of the CS21, the appointing authority must certify that the "Trainee's performance and development have been satisfactory" to support the six month rate for the Trainee. The CS21 must be submitted in time to be effective on the first bi-weekly pay period after the Trainee has completed six months of satisfactory service.

20-5.103g Exceptions for non-professional trainee titles:

For employees serving in non-professional trainee titles the required training period may be waived under the following conditions:

- (1) the trainee has permanent status for at least four months; and
- (2) the trainee has acquired the necessary qualifications for promotion to the journeyman level and has been recommended for promotion by his supervisor; or
- (3) the trainee has acquired the necessary journeyman level skills through a combination of formal and on-the-job training and has been certified by the training agent.

An order adopting these amendments was filed on May 10, 1979, as R.1979 d.186 (Exempt, Procedure Rule). Take notice that these amendments are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Howard H. Kestin
Director
Office of Administrative Law

(a)

CIVIL SERVICE

CIVIL SERVICE COMMISSION

Amendments to State Service Personnel Manual Concerning Pay Adjustments and Anniversary Dates

On May 7, 1979, 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 amendments to Subpart 7-3.103 of the Civil Service Personnel Manual (State Service) concerning pay adjustments and changes in anniversary dates as a result of an advancement due to a promotion subject to or following promotional examination procedures.

Full text of the adoption follows:

Subpart 7-3.103 Pay Adjustments and Changes In Anniversary Dates As A Result Of An Advancement Due To A Promotion Subject To Or Following Promotional Examination Procedures

7-3.103a Subject:

This subpart deals with the anniversary dates and pay adjustments for employees who are promoted.

7-3.103b Application:

1. An employee, when promoted from one class title to another, shall receive the salary of the step of the range of the promotional title that provides an increase of at least one increment in the range of the former title, before workweek adjustment.

2. a. When the total pay adjustment (after workweek adjustment) is less than two increments of the range from which an employee is advanced, the employee's anniversary date will be retained.

b. When the total amount of pay adjustment (after workweek adjustment) is equal to or greater than two increments of the range from which an employee is advanced, the employee shall be assigned a new anniversary date on the basis of the effective date of the salary increase.

3. When an employee at the range maximum has been at the maximum for at least one year the employee shall receive, if otherwise eligible, an increment, in the new range, in addition to the adjustment due by reason of the promotion, providing the promotional increment does not take the employee to the new range maximum. The anniversary date shall be determined by the effective date of the promotion. (This provision shall not apply if the total adjustment, after workweek adjustment, is greater than three increments of the range from which the employee is advanced. The employee's anniversary date will be advanced based on the effective date of the action.)

An employee who has been at the maximum for less

than one year before the promotion, shall retain the anniversary date (retain month, advance year) and receive, if otherwise eligible, a normal increment on his or her next anniversary date, provided the employee is not already at the maximum of the new range.

An employee at the maximum of the range who is to be promoted five, six or seven ranges, after workweek adjustments, shall be equalized into the higher salary range and receive one increment in the new range (two increments if at the maximum for at least one year).

An order adopting these amendments was filed on May 10, 1979, as R.1979 d.187 (Exempt, Procedure Rule) to become effective on May 14, 1979. Take notice that these amendments are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Howard H. Kestin
Director
Office of Administrative Law

(a)

CIVIL SERVICE

CIVIL SERVICE COMMISSION

Amendments to State Service Personnel Manual Concerning Pay Adjustments

On May 7, 1979, 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 amendments to Subpart 7-3.102 in the Civil Service Personnel Manual (State Service) concerning pay adjustments for employees who are appointed to titles with higher salary range evaluations.

Full text of the adoption follows:

Subpart 7-3.102 Pay Adjustments For Employees Who Are Appointed To Titles With Higher Salary Range Evaluations

7-3.102a Subject:

This subpart deals with the salary increases given to employees who are appointed to titles with higher salary range evaluations, when such actions are not promotions covered under subpart 7-3.103, effective June 23, 1973.

7-3.102b Application:

1. Any employee appointed to a title with a higher salary range evaluation shall receive the salary of that step of the range of the class to which advancement has been made that provides an increase of at least one increment of the range of the class from which he or she has been advanced before workweek adjustment provided:

a. The employee has served continuously in the class title from which advancement is being made for at least four months immediately preceding the effective date of the advancement and,

b. The class title to which he or she is being advanced

(1) is in the same class series, occupational series or job family as that from which advancement is being made OR

(2) requires the same basic skills, abilities, and knowledge as are basic to the position from which advancement is being made and,

c. The appointing authority certified to the Division of Classification and Compensation, Department of Civil Service, that the employee's service in the lower title

provided meaningful and significant preparation and training for satisfactory service in the title to which he or she is being advanced.

Examples:

(1) A truck driver being appointed to Principal Clerk would not be entitled to an increment because the titles are not in the same occupational series and service as Truck Driver does not prepare an employee for service as a Principal Clerk.

(2) A Food Service Supervisor being appointed to Business Manager would be entitled to an increment because "food service" is an important part of the responsibilities of a Business Manager and service as a Food Service Supervisor would provide preparation for a significant portion of the Business Manager's duties.

In any case, no increase shall be applied which is not consistent with the best interests of the State Service.

2. Types of title changes covered by these regulations:

(1) Classified Service:

From RA to RA

From RA to PA

From PA to RA

From PA to PA (Employee must have four months PA)

From NC or L to NC or L

From NC or L to Competitive RA or PA or vice versa

(2) Unclassified:

From UA to UA

From UA to PA or RA Competitive

From Competitive RA to UA

From Competitive PA to UA

(3) Transfer or Resignation with no break in service.

This procedure shall not apply when the employee goes from a no range or single rate position to one having a salary range and vice versa.

3. When an employee at the maximum of the range has been at the maximum for at least one year he or she shall receive, if otherwise eligible, a normal increment in the new range in addition to the adjustment due by reason of the advancement, provided that the advancement adjustment does not take the employee to the new range maximum. (This provision shall not apply if the total adjustment, after workweek adjustment, is greater than three increments of the range from which the employee is advanced. The employee's anniversary date will be advanced based on the effective date of the action.)

An employee who has been at the maximum for less than one year before the advancement shall retain the anniversary date (retain month, advance year) and receive, if otherwise eligible, a normal increment at the next anniversary date, provided that he or she is not already at the maximum of the new range.

An employee at the maximum of the range who is to be advanced five, six or seven ranges, after workweek adjustment, shall be equalized into the higher salary range and receive one increment in the new range (two increments if at the maximum for at least one year).

4. Any appointment to a higher title to which 7-3.102b above does not apply shall receive equalization only. (Employee shall receive at least equalization from the salary paid before application of any workweek adjustment.) If equalization results in a salary increase equal to or greater than one increment in the old range, (after workweek adjustment), the anniversary date shall be advanced one year. When an employee at the maximum of the range has been at the maximum for at least one year he or she shall receive, in addition to equalization, one increment in the new range. (This provision shall not

apply if the total adjustment, after workweek adjustment, is greater than three increments of the range from which the employee is advanced. The employee's anniversary date will be advanced based on the effective date of the action.)

5. When the total pay increase (after workweek adjustment) is less than two increments of the range from which an employee is advanced, an employee will retain his or her anniversary date.

When the total amount of pay increase (after workweek adjustment) is equal to or greater than two increments of the range from which an employee is advanced, the employee shall be assigned a new anniversary date on the basis of the effective date of the salary increase. Such anniversary date shall be determined per Subpart 7-3.101.

An order adopting these amendments was filed on May 10, 1979, as R.1979 d.188 (Exempt, Procedure Rule) to become effective on May 14, 1979. Take notice that these amendments are not subject to codification and will not appear in Title 4 of the New Jersey Administrative Code.

Howard H. Kestin
Director
Office of Administrative Law

(a)

COMMUNITY AFFAIRS

OFFICE OF THE OMBUDSMAN FOR THE INSTITUTIONALIZED ELDERLY

Rules on Ombudsman Practice and Procedure and Public Notice Requirements

On April 27, 1979, John J. Fay, Jr., Ombudsman in the Department of Community Affairs, pursuant to authority of N.J.S.A. 52:27G-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 5:100-1.1 et seq., concerning ombudsman practice and procedure and public notice requirements substantially as proposed in the Notice published April 5, 1979, at 11 N.J.R. 164(b) with only inconsequential structural or language changes in the opinion of the Department of Community Affairs.

An order adopting these rules was filed on April 30, 1979, as R.1979 d.166 to become effective on May 1, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(b)

EDUCATION

STATE BOARD OF EDUCATION

Amendments Pertaining to Chief School Administrators

On May 2, 1979, Fred G. Burke, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:4-15, 18A:7A-1.1 et seq., 18A:16-1, 18A:17-15, 18A:17-17, 18A:17-20, the Commissioner's decision in *Chester M. Stephens v. the Board of Education of the Township of Mount Olive, Morris County*, 1963 S.L.D. 215 and in accordance with applicable provisions of the Administrative Procedure Act, adopted

amendments to N.J.A.C. 6:3-1.3, 6:3-1.11 and 6:3-1.12 concerning chief school administrators as proposed in the Notice published April 5, 1979 at 11 N.J.R. 168(a).

An order adopting these amendments was filed and became effective on May 3, 1979 (or as pursuant to the timetable specified in the rules) as R.1979 d.170.

Howard H. Kestin
Director
Office of Administrative Law

(c)

EDUCATION

STATE BOARD OF EDUCATION

Amendments Concerning Physical Education Procedures

On May 2, 1979, Fred G. Burke, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:4-15, 18A:33-1, 18A:35-5 through 18A:35-8 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 6:29-6.2 concerning physical education procedures substantially as proposed in the Notice published April 5, 1979, at 11 N.J.R. 169(a) but with subsequent, substantive changes not detrimental to the public in the opinion of the Department of Education.

An order adopting these amendments was filed and became effective on May 8, 1979 as R.1979 d.183.

Howard H. Kestin
Director
Office of Administrative Law

(d)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Proposed Rules on Sludge Quality Assurance

Daniel J. O'Hern, Commissioner of the Department of Environmental Protection, pursuant to the authority of N.J.S.A. 58:10-4, N.J.S.A. 13:1D-9(c) and N.J.S.A. 58:11-51 proposes to adopt regulations establishing reporting procedures to assure the quality of sludge generated by domestic and industrial treatment works and pretreatment works for industrial users. These rules are to be cited as N.J.A.C. 7:14-4.1 et seq.

The regulations prescribe the method and frequency for reporting on the quantity, quality and method of disposal or utilization of sludge generated within the State. The data obtained will assist the Department in implementing a statewide sludge management plan addressing sludge treatment and disposal alternatives. This plan will integrate air, ground and surface water quality program concerns in the development of land-based options for sludge disposal.

Sludge generators within the State are categorized as publicly or privately-owned domestic treatment works, industrial treatment works discharging treated wastewater directly into waters of the State under a National Pollution Discharge Elimination Permit (NPDES) and industrial pretreatment works treating its wastewater prior to discharging into a domestic treatment works system. Speci-

fied heavy metals and chemical parameters, toxic organic compounds, and pollutants that are inhibitory to biological treatment processes will be submitted on a periodic basis. This information will indicate the general quality and degree of contamination present in a generator's sludge. General information on such items as sludge production, quantity of solids, method and site of disposal, as well as a fact profile for pretreatment facilities is also requested. This information will supplement the data base maintained by the Department on sludge producers.

This proposal is known within the Department of Environmental Protection as Docket No. DEP 026-79-05.

Copies of the proposed regulations as well as a basis and background document may be obtained from:

Dr. Marwan M. Sadat
Office of Sludge Management &
Industrial Pretreatment
Division of Water Resources
P.O. Box CN-029
Trenton, New Jersey 08625

Interested persons are invited to present comments on the proposed regulations. Written comments should be submitted by June 27, 1979, to the Department of Environmental Protection at the above address. Oral comments may be presented at a public hearing which will be held Wednesday, June 20, 1979 at 10:00 A.M. to 2:00 P.M. or until the close of testimony at Mercer County Community College, Room AV110.

The Department of Environmental Protection may thereafter adopt these regulations substantially as proposed without further notice.

Daniel J. O'Hern
Commissioner
Department of Environmental Protection

(a)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Proposed Amendments Concerning State Aid to Local Environmental Agencies

Daniel J. O'Hern, Commissioner of the Department of Environmental Protection, pursuant to authority of N.J.S.A. 13:1D-1 et seq. and P.L. 1979, c. 56, proposes to amend N.J.A.C. 7:37-1.1 et seq. concerning State aid to local environmental agencies.

Such proposal is known within the Department of Environmental Protection as Docket No. DEP 027-79-05. A summary of the substantive changes in the proposal follows:

1. Reference to the 1972 Environmental Commission Assistance Program (N.J.S.A. 13:1H-1 et seq.) has been omitted.
2. Eligible applicants shall be:
An Environmental Commission, Agency or Committee established by a municipal governing body and authorized specifically to perform urban environmental activities.
3. The State share has been increased to up to 75% of the total project cost.
4. The State grant has been increased to up to \$5,000.
5. The local share may include the cash value of in-kind contributions and donations.

Copies of the 10 pages of the full text of this proposal may be obtained from or made available for review by contacting:

Curt J. Hubert
Administrator
Green Acres Division
Department of Environmental Protection
Post Office Box 1390
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Environmental Protection at the above address.

The Department of Environmental Protection may thereafter adopt rules concerning this subject without further notice.

Daniel J. O'Hern
Commissioner
Department of Environmental Protection

(b)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Notice of Public Hearing Concerning Proposed Agreement for Delegation of Authority in the Wastewater Treatment Construction Grants Program

Take notice that the Department of Environmental Protection has issued the following Notice, known within the Department of Environmental Protection as Docket No. DEP 028-79-05, concerning a public hearing regarding a proposed agreement for delegation of authority in the wastewater treatment construction grants program.

Full text of the Notice follows:

The Regional Administrator of Region II of the U.S. Environmental Protection Agency (EPA) and the Commissioner of the N.J. Department of Environmental Protection (DEP) propose to enter into agreement for the delegation of responsibility to manage and administer the construction grants program to the DEP.

The purpose of this delegation agreement is to commit both EPA and DEP, to the maximum extent possible, consistent with prudent fiscal management and the environmental objectives of the Act, to decentralize management of the construction grants program and reduce the time necessary to process an application for a construction grant. This increased efficiency will be accomplished by delegation of the management of the construction grant program to DEP thereby preventing Federal-State duplication and streamlining the reviews. DEP will then have responsibility to perform grant management tasks.

The Department of Environmental Protection has scheduled a public hearing on the proposal for July 9, 1979, at the Labor Education Center, Rutgers University, Ryders Lane, New Brunswick, New Jersey, to be held from 2:00 P.M. until 8:00 P.M.

All relevant information and documents are available for inspection during normal working hours at the office of the Division of Water Resources, P.O. Box CN-029, 1474 Prospect Street, Trenton, New Jersey 08625.

Interested persons may submit arguments, statements or comments relevant to the proposed action in writing on or

before July 15, 1979, for the attention of Neil A. Goldfine at the above address.

This Notice is published as a matter of public information.
Howard H. Kestin
Director
Office of Administrative Law

(a)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Amendments Concerning Condemnation Of Certain Shellfish Beds

On May 4, 1979, Daniel J. O'Hern, Commissioner of Environmental Protection, pursuant to authority of N.J. S.A. 13:1D-1 et seq., 24:2-1 et seq., 24:14-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 7:12-1.1 et seq. concerning the condemnation of certain shellfish beds substantially as proposed in the Notice published April 5, 1979, at 11 N.J.R. 170(b) with only inconsequential structural or language changes in the opinion of the Department of Environmental Protection.

An order adopting these amendments was filed and became effective on May 9, 1979 as R.1979 d.184.

Howard H. Kestin
Director
Office of Administrative Law

(b)

ENVIRONMENTAL PROTECTION

**DIVISION OF FISH, GAME
AND SHELLFISHERIES**

Amendments Concerning Field Trial Activities

On May 10, 1979, Daniel J. O'Hern, 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, adopted amendments to N.J.A.C. 7:25-2.14 concerning field trial activities as proposed in the Notice published April 5, 1979 at 11 N.J.R. 172(a).

An order adopting these amendments was filed and became effective on May 11, 1979 as R.1979 d.189.

Howard H. Kestin
Director
Office of Administrative Law

(c)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Amendments Concerning Floodway Delineation of Parts of the Passaic River

On May 14, 1979, Daniel J. O'Hern, Commissioner of Environmental Protection, pursuant to authority of N.J.

S.A. 13:1D-1 et seq., 58:16A-50 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 7:13-1.11 concerning floodway delineation of parts of the Passaic River as proposed in the Notice published February 8, 1979 at 11 N.J.R. 59(c).

Such amendments are known within the Department of Environmental Protection as Docket No. DEP 004-79-01.

An order adopting these amendments was filed and became effective on May 15, 1979 as R.1979 d.194.

Howard H. Kestin
Director
Office of Administrative Law

(d)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Amendments Concerning Floodway Delineation of Mountain Brook and its Branch No. 2 in the Raritan River Basin

On May 14, 1979, Daniel J. O'Hern, Commissioner of Environmental Protection, pursuant to authority of N.J. S.A. 13:1D-1 et seq., 58:16A-50 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 7:13-1.11(d) concerning floodway delineation of Mountain Brook and its Branch No. 2 in the Raritan River Basin as proposed in the Notice published February 8, 1979 at 11 N.J.R. 60(b).

These amendments are known within the Department of Environmental Protection as Docket No. DEP 005-79-01.

An order adopting these amendments was filed and became effective on May 15, 1979 as R.1979 d.195.

Howard H. Kestin
Director
Office of Administrative Law

(e)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Amendments on Preservation of The Sea Clam Resource

On May 17, 1979, Daniel J. O'Hern, Commissioner of Environmental Protection, pursuant to authority of N.J. S.A. 13:1B-42, 13:1D-9, 50:1-5, 50:2-6.1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 7:25-12.1 (g)1.ii. concerning the preservation of the sea clam resource as proposed in the Notice published March 8, 1979 at 11 N.J.R. 122(a), but with subsequent, substantive changes not detrimental to the public in the opinion of the Department of Environmental Protection.

Such adoption is known within the Department of Environmental Protection as Docket No. DEP 012-79-02.

An order adopting these amendments was filed and became effective on May 17, 1979 as R.1979 d.201.

Howard H. Kestin
Director
Office of Administrative Law

(a)

ENVIRONMENTAL PROTECTION

THE COMMISSIONER

Rules on Grants Under the Emergency Flood Control Bond Act

On May 17, 1979, Betty Wilson, Deputy Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 13:1D-1 et seq., P.L. 1978, c. 78, and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 7:23-1.1 et seq., concerning grants under the Emergency Flood Control Bond Act substantially as proposed in the Notice published March 8, 1979, at 11 N.J.R. 121(a) but with subsequent, substantive changes not detrimental to the public in the opinion of the Department of Environmental Protection.

Such adoption is known within the Department of Environmental Protection as Docket No. DEP 010-79-02.

An order adopting these rules was filed on May 17, 1979 as R.1979 d.202 to become effective on June 22, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(b)

HEALTH

THE COMMISSIONER

Proposed Amendments Concerning Frozen Desserts

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 24:10-73.1, proposes to amend N.J.A.C. 8:21-7.1 et seq. concerning frozen desserts.

The proposal is necessary to be consistent with recently adopted Federal Food and Drug Administration frozen dessert identity standards and the standards of adjoining states. The proposal concerns definitions; ice cream and frozen custard; ice milk; sherbet; water ice; mellorine; goats milk ice cream; goats milk ice milk; frozen yogurt; frozen lowfat yogurt or lowfat frozen yogurt; frozen non-fat yogurt or nonfat frozen yogurt; quiescently frozen confection; quiescently frozen dairy confection; frozen dietary dairy dessert; dietary frozen dessert; non fruit sherbet; non fruit water ice; manufactured desserts mix; freezer made shake-freezer made milk shake; parevine and lo-mel.

Copies of the 23 pages of the full text of this proposal may be obtained from or made available for review by contacting:

Calvin Scott Tabler
Project Coordinator
Consumer Health Services
Food and Milk Program
N.J. Department of Health
1911 Princeton Avenue
Trenton, N.J. 08648

A public hearing respecting this proposal will be held on June 20, 1979, at 10:00 A.M. in Training Room A in 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 June 27, 1979 to the Department of Health at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Dr. Joanne E. Finley
Commissioner
Department of Health

(c)

HEALTH

THE COMMISSIONER

Proposed Amendments to Standards and General Criteria for the Planning and Certification of Need of Computerized Axial Tomography Units

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq. and with the approval of the Health Care Administration Board, proposes to amend N.J.A.C. 8:31-9.1 et seq., the Standards and General Criteria for the Planning and Certification of Need of Computerized Axial Tomography Units. Amendments are offered to clarify the definition of a "scan" as a "patient procedure" and to reduce the required personnel for each CAT installation.

Copies of the 29 pages of full text of the rules and proposed amendments may be obtained from or made available for review by contacting:

John C. Scioli
Acting Coordinator
Health Planning Services
P.O. Box 1540 - Room 802
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Health at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Dr. Joanne E. Finley
Commissioner
Department of Health

(d)

HEALTH

HEALTH CARE ADMINISTRATION BOARD

Proposed 1980 Hospital Rate Review Guidelines

The Health Care Administration Board in the Department of Health, pursuant to authority of N.J.S.A. 17:2H-1 et seq. and 26:2H-1 et seq., proposes to adopt the 1980 hospital rate review guidelines. Such rules, if adopted, will be cited as N.J.A.C. 8:31A-7.1 et seq.

A summary of the objectives of this proposal follows:

The rate review program is charged with establishing reimbursement rates for hospitals which reflect reasonable costs for the health care facilities involved.

The two basic principles upon which the Guidelines are

formulated are that the Department shall establish that for each hospital:

1. The costs currently incurred are reasonable for the level of services currently provided and
2. Any increases in those costs are reasonable.

The methodology is formulated in accordance with these principles.

For the year 1980 for all hospitals in the State of New Jersey, it is the Department's objective to limit the average increase in hospital inpatient expenditures (both cost and volume) which are reimbursed by hospital service corporations, the State's medical assistance program, and other covered governmental agencies, referred to hereafter as "payors," to a maximum of ten percent (10%).

Copies of the 34 pages of the full text of this proposal may be obtained from or made available for review by contacting:

James R. Hub
Director
Health Economics Services
N.J. Department of Health
Health-Agriculture Building
Room 600
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Health at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Dr. Joanne E. Finley
Commissioner
Department of Health

(a)

HEALTH

THE COMMISSIONER

Proposed Amendments to Standards and General Criteria for the Planning and Application for Designation of Cardiac Diagnostic Facilities

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq. and with the approval of the Health Care Administration Board, proposes to amend N.J.A.C. 8:41-1.1 et seq., the Standards and General Criteria for the Planning and Application for Designation of Cardiac Diagnostic Facilities proposing to reduce the minimum number of full-time physicians at each cardiac diagnostic facility from two to one.

Copies of the 14 pages of full text of the rules and proposed amendments may be obtained from or made available for review by contacting:

John C. Scioli
Acting Coordinator
Health Planning Services
P.O. Box 1540 - Room 802
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Health at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Dr. Joanne E. Finley
Commissioner
Department of Health

(b)

HEALTH

THE COMMISSIONER

Proposed Amendments to Standards and General Criteria for the Planning and Certification of Need Of Regional Cardiac Surgical Centers

Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-1 et seq. and with the approval of the Health Care Administration Board, proposes to extend the N.J.A.C. 8:41-2.1 et seq., the Standards and General Criteria for the Planning and Certification of Need of Regional Cardiac Surgical Centers with no substantive changes.

Copies of the 18 pages of full text of the rules and proposed amendments may be obtained from or made available for review by contacting:

John C. Scioli
Acting Coordinator
Health Planning Services
P.O. Box 1540 - Room 802
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Health at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Dr. Joanne E. Finley
Commissioner
Department of Health

(c)

HEALTH

DRUG UTILIZATION COUNCIL

Proposed Amendment on Manufacturer's Name Appearing on Drug Labels

Sanford Luger, Chairman of the Drug Utilization Review Council in the Department of Health, pursuant to authority of N.J.S.A. 24:6E-6, proposes to amend N.J.A.C. 8:70-1.4(d) by mandating that the manufacturer's name appear on drug labels.

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

8:70-1.4(d) Placement of an identification mark (such as NDC number or trademark) on drug labels and catalogs is required. In addition, effective January 1, 1980, the name of the manufacturer must appear on all labels of products proposed for inclusion in the list. Products which were included in the list prior to January 1, 1980 and which do not bear the manufacturer's name on the label will be proposed for deletion in the first revision of the list after January 1, 1980.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Thomas T. Culkin
Executive Director
Drug Utilization Review Council
Department of Health
Box 1540, Room 801-D
John Fitch Plaza
Trenton, N.J. 08625

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Sanford Luger
Chairman, Drug Utilization
Review Council
Department of Health

(a)

HEALTH

DRUG UTILIZATION REVIEW COUNCIL

Proposed Amendments to List Of Interchangeable Drug Products

Sanford Luger, Chairman of the Drug Utilization Review Council in the Department of Health, pursuant to authority of N.J.S.A. 24:6E-6, proposes to amend the New Jersey list of interchangeable drug products that appear in Chapter 71 in Title 8 in the New Jersey Administrative Code.

Copies of the 50 pages of the full text of the proposal may be obtained from or made available for review by contacting:

Thomas T. Culkin
Executive Director
Drug Utilization Review Council
Department of Health
Box 1540, Room 801-D
John Fitch Plaza
Trenton, N.J. 08625

A public hearing respecting this proposal will be held on June 27, 1979, at 10:00 A.M. in the First Floor Conference Room, 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 June 27, 1979 to the Drug Utilization Review Council at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Sanford Luger
Chairman, Drug Utilization
Review Council
Department of Health

(b)

HEALTH

DRUG UTILIZATION REVIEW COUNCIL

Proposed Deletion of Non-Prescription Medicines from the List of Interchangeable Drug Products

Sanford Luger, Chairman of the Drug Utilization Review

Council in the Department of Health, pursuant to authority of N.J.S.A. 24:6E-6, proposes to delete non-prescription medicines from the New Jersey list of interchangeable drug products appearing in Chapter 71 in Title 8 in the New Jersey Administrative Code and not to include such entities in future amendments.

A list of those non-prescription entities included in the current list may be obtained from or made available for review by contacting:

Thomas T. Culkin
Executive Director
Drug Utilization Review Council
N.J. Department of Health
Box 1540, Room 801-D
Trenton, New Jersey 08625

A public hearing respecting this proposal will be held on June 27, 1979, at 2:00 P.M. in the First Floor Conference Room in 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 June 27, 1979 to the Drug Utilization Review Council at the above address.

The Department of Health may thereafter adopt rules concerning this subject without further notice.

Sanford Luger
Chairman, Drug Utilization
Review Council
Department of Health

(c)

HEALTH

THE COMMISSIONER

Amendments to Youth Camp Safety Act Standards

- On May 1, 1979, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:12-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J. A.C. 8:25-2.2(e), 8:25-2.5, 8:25-3.1, 8:25-4.4, 8:25-4.5, 8:25-6.1 and 8:25-6.7 concerning Youth Camp Safety Act standards as proposed in the Notice published April 5, 1979, at 11 N.J.R. 173(d).

An order adopting these amendments was filed on May 17, 1979, as R.1979 d.199 to become effective on June 1, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(d)

HEALTH

THE COMMISSIONER

Amendments Concerning Internships And Nursing Home Administrators

On May 15, 1979, Dr. Joanne E. Finley, Commissioner of Health, pursuant to authority of N.J.S.A. 26:2H-27, 26:2H-28 and in accordance with applicable provisions of

the Administrative Procedure Act, adopted amendments to N.J.A.C. 8:34-1.15(c) concerning internships and nursing home administrators as proposed in the Notice published April 5, 1979, at 11 N.J.R. 175(a).

An order adopting these amendments was filed and became effective on May 17, 1979, as R.1979 d.200.

Howard H. Kestin
Director
Office of Administrative Law

(a)

HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Proposed Amendments Concerning Medical Day Care

Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 30:4D-1 et seq., proposes to adopt amendments which will repeal Subchapters 4 and 5 in Chapter 63 in Title 10 of the New Jersey Administrative Code concerning the Long Term Care Services Manual and incorporate amended rules into Subchapters 1 and 2 in Chapter 65 of the New Jersey Administrative Code concerning medical day care.

The proposed amended rules concern the scope; definitions; program participation; required services; staff; prior authorization; participant review and evaluation; records; and disaster plan.

Copies of the 21 pages of the full text of the proposal may be obtained from or made available for review by contacting:

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

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Division of Medical Assistance and Health Services at the address listed above.

The Department of Human Services may thereafter adopt rules concerning this subject without further notice.

Ann Klein
Commissioner
Department of Human Services

(b)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Proposed Amendments on Nondiscrimination Of the Handicap and a Statement Of Client Rights

Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-6 and 44:10-3, proposes to amend certain portions of the Public Assistance Manual concerning nondiscrimination of the handicap and a statement of client rights.

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

10:81-1.1(d) This manual sets forth the policies and procedures necessary to the orderly and equitable provision of public assistance on a statewide basis. It is binding on the county welfare [boards] agencies and enforceable by the Division of Public Welfare. Questions of interpretation will be resolved by the Division of Public Welfare.

10:81-1.4 Prompt disposition by county welfare [board] agency

County welfare [board] agency staff shall move with all reasonable speed in accepting, processing and recommending action on applications for assistance. If applicant is eligible, payment shall be issued as soon as need is apparent. The agency's standards of promptness for acting on applications or redetermining eligibility shall not be a basis for delay in granting aid.

10:81-1.7 Nondiscrimination

There shall be no discrimination on grounds of race, color, religion, sex, national origin, [or] marital, parental or birth status, or handicap by State or local agencies in the administration of any public assistance program. (See Section 7700.)[.]

10:81-1.8 Appeal from county welfare [board] agency procedures

A client shall have the right to appeal any action or inaction of the county welfare [board] agency affecting him/her or his/her family. (See Section 6000.)[.]

10:81-2.2(a)3. Advising individual that Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 prohibit[s] discrimination in determining eligibility for public assistance and furnishing him/her with a copy of [a Statement Concerning Nondiscrimination in Programs of Public Assistance and Welfare Services] PA-197, Your Rights and Responsibilities.

10:81-7.36 Nondiscrimination in public assistance programs

Title VI of the Federal Civil Rights Act of 1964 (Public Law 88-352) and Section 504 of the Federal Rehabilitation Act of 1973 prohibit[s] discrimination on the ground of race, color, [or] national origin, or handicap in the administration of any program for which [F]ederal funds are received. Strict compliance with the provisions of [this] these Acts and any regulations based thereon is required as a condition of eligibility to receive federal funds for assistance programs administered through the county welfare agencies. These principles apply to all public assistance programs in New Jersey.

10:87-7.38(a) The CWA shall establish procedures to ensure that all vendors to whom payment is being made, other than medical services, will receive on an annual basis a copy of Form WD-1A, A Statement Concerning Obligations of Vendors [Under the Civil Rights Act of 1964] (see sample form[s] in section 39 of this subchapter).

(b) Assurance of compliance by vendors rules are as follows.

1. All official invoice forms of the county welfare [board] agency shall contain the following statement directly above the vendor's signature:

i. "Services are provided to all recipients without regard to race, color, national origin, sex, marital, parental or birth status, or handicap."

2. The county welfare [board] agency, in the course of regular work activities, will seek information concerning compliance and will instruct staff to be alert to discover instances of discrimination on the part of physicians, dentists, optometrists, pharmacists, opticians, podiatrists, and other individual vendors in New Jersey, who receive

payment for services directly from the county welfare [board] agency or from the Division of Medical Assistance and Health Services on behalf of public assistance recipients.

3. Any evidence of discrimination by the vendors described in 7722.2 above which comes to the attention of the county welfare [board] agency shall be reported immediately to the Director, Division of Public Welfare.

(c) The county welfare [board] agency shall inform all staff members of their obligations in regard to Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973. This shall be accomplished by:

1. Furnishing each new employee a copy of Form WD-1B (see sample form[s] in Appendix C);

2. Inclusion of all relevant material in any manuals or other documents developed by the county welfare [board] agency for dissemination in the same manner as other agency policies; and

3. Discussion at orientation and training sessions.

(d) All persons seeking public assistance administered by the county welfare [board] agency shall be informed of Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973. This shall be accomplished by the county welfare [board] agency by attaching to the appropriate application form a copy of Form [WD-1C, A Statement Concerning Nondiscrimination in Programs of Public Assistance and Welfare Services] PA-197, Your Rights and Responsibilities (see sample forms in Appendix C).

(e) Complaint procedure rules are as follows.

1. All persons seeking or receiving public assistance shall be afforded an opportunity to file a complaint alleging discrimination on the ground of race, color, [or] national origin, or handicap. Such complaints may be filed directly with the Regional Director, U.S. Department of Health, Education and Welfare, Federal Building, 26 Federal Plaza, New York, New York 10007, or with the Director, Division of Public Welfare, Department of [Institutions and Agencies,] Human Services, P.O. Box 1627, Trenton, New Jersey 08625.

10:81-7.38(e)3. The county welfare [boards] agencies shall afford full cooperation in the investigation of complaints of discrimination as may be requested by the Federal Department of Health, Education and Welfare; the Director, State Division of Public Welfare; the Director, State Division of Medical Assistance and Health Services; and the Division of Civil Rights, New Jersey Department of Law and Public Safety.

10:81-7.38(e)5. Each CW[B]A shall comply with the decision of the Director, State Division of Public Welfare, on any complaint of discrimination, including the imposition of disciplinary action as found necessary and reasonable in the case of a staff member.

10:81-7.38(e)6. It is the responsibility of the county welfare [board] agency to reproduce sufficient quantities of the above-mentioned forms (i.e., WD-1A, A Statement Concerning Obligations of Vendors [Under the Civil Rights Act of 1964]; WD-1B, A Statement Concerning Obligations of Personnel and Public Welfare Agencies; [Under the Civil Rights Act of 1964; WD-1C, A Statement Concerning Nondiscrimination in Programs of Public Assistance and Welfare Services]) PA-197, Your Rights and Responsibilities, to meet its needs for continuing compliance with the requirements of this section. (See samples in Appendix C.) [.]

10:81-7.41(a)3. If the misrepresentation or concealment, or attempt to misrepresent or conceal a relevant fact, had been known to the county welfare [board] agency, assistance would not have been granted or would have been granted in a lesser amount.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

G. Thomas Riti
Director
Division of Public Welfare
Box 1627
Trenton, N.J. 08625

The Division of Public Welfare may thereafter adopt rules concerning this subject without further notice.

Ann Klein
Commissioner
Department of Human Services

(a)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Proposed Amendments Concerning the Updating of Forms and Signing of the Income Tax Waiver

Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-6 and 44:10-3, proposes to amend certain portions of the Public Assistance Manual in order to update that manual by deleting references to an obsolete application and a statement of client rights and incorporating current forms and requirements.

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

10:81-2.2(a)2. Advising individual of general requirements of the application process, e.g., the necessity of contacting certain relatives and of certain other collateral contacts with an explanation of the right of the applicant to confidentiality and to be primary source of information. The application form includes a blanket consent statement. The client should be informed that he/she is consenting to have the CWA contact others by signing this form. (See also Sections 1110, 1140[,] and 1150.) The applicant is also required to sign a waiver allowing the CWA to obtain State income tax information. The IM worker must specifically advise each applicant that by signing the waiver he/she is granting such an authorization. In addition to such oral explanations, the individual shall be provided with [a written summary (Form PA-197) of all] the pamphlet, Your [r]Rights and [r] Responsibilities (Form PA-197) [relating to public assistance].

10:81-2.3(a) The applicant will be fully assisted by the IM worker or by any person of his/her choice in completing the Application and Affidavit for AFDC, MA, CRA, [and] IRP [(PA-1J)] and [the appropriate application for the] Food Stamps[Program] (PA-1J). The applicant will also be given the pamphlets "Your Rights and Responsibilities" (PA-197) and "Information Regarding Complaints and Fair Hearings" (PA-196). The client's obligation to

report changes, as stated in "Your Rights and Responsibilities", will be carefully explained by the IM worker.

(b) Signature(s) and date of application are required and the application (Form PA-1J) requires three signatures of the applicant(s). In addition to the first page and the affidavit, the applicant(s), with the exception of non-needy parent-persons who do not request assistance for themselves, must sign a release which authorizes the county welfare agency to obtain State income tax information (see Section 2221.2).

1. In AFDC-C—a written application and the authorization to obtain State income tax information is to be signed under oath by the applicant him/herself or, when the ap-3260), by someone acting responsibly for him/her. (See sections 3220[,] and 4510.)

i. When both parents are in the home, both will be required to sign the application and the authorization to obtain State income tax information except that if a parent is unavailable to sign the application and the authorization to obtain State income tax information for reasons beyond the family's control, one signature will suffice. In that event, the non-signatory parent shall be required to annex his/her signatures as promptly as he/she is available for such purposes.

ii. A non-needy parent-person who does not make application for AFDC for himself/herself is required to sign the application but is not required to sign the authorization to obtain State income tax information. This exception does not apply to natural or adoptive parents.

2. In AFDC-F and -N a written application and the authorization to obtain State income tax information shall be completed and signed by both parents. If one parent is unavailable to sign the application, see Section 2221.1.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

G. Thomas Riti
 Director, Division of Public Welfare
 Box 1627
 Trenton, N.J. 08625

The Division of Public Welfare may thereafter adopt rules concerning this subject without further notice.

Ann Klein
 Commissioner
 Department of Human Services

(a)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Proposed Amendments Concerning AFDC Allowance Standards

Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-6 and 44:10-3, proposes to amend a portion of the Assistance Standards Handbook Manual concerning AFDC allowance standards by deleting the current text of Schedules I and II in N.J.A.C. 10:82-1.2 and replacing them with the Schedule that follows herein.

Full text of the proposed new schedule follows:

10:82-1.2 Public Assistance Allowance Standards AFDC Program

Schedule I AFDC-C AFDC-F	Number in Eligible Unit	Schedule II AFDC-N
\$128	1	\$ 85
255	2	170
336	3	224
386	4	257
436	5	291
486	6	324
536	7	357
586	8	391
636	9	424
686	10	457
add \$50 each person	more than 10	add \$33 each person

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

G. Thomas Riti
 Director
 Division of Public Welfare
 Box 1627
 Trenton, N.J. 08625

The Division of Public Welfare may thereafter adopt rules concerning this subject without further notice.

Ann Klein
 Commissioner
 Department of Human Services

(b)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Proposed Amendments Concerning Income Eligibility Levels

Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-87, proposes to amend a portion of the Medicaid Only Manual concerning the updating of the income eligibility levels by deleting the current text of Table A in N.J.A.C. 10:94-4.33 and adopted new text therein.

Full text of the proposed new Table A follows:

10:94-4.33

Table A

Variations in Living Arrangement

	Medicaid Eligibility Income Standards (Countable Income)
Licensed Boarding Home	
Eligible person	\$334.00
Eligible couple	\$668.00

Head of Household Living Alone	
Eligible person	\$226.00
Eligible couple	\$322.00
Eligible individual with ineligible spouse only	\$322.00
Living with Others	
Eligible person	\$210.00
Eligible couple	\$315.00
Living in Household of Another (Receiving Support and Maintenance)	
Eligible person	\$160.00
Eligible couple	\$276.00
Long Term Care Facility - includes person in acute care general hospital, skilled nursing facility, intermediate care facility (Level A, B, and ICFMR), licensed special hospital (for persons under 21 and 65 and over) or a combination of these facilities for a full calendar month.	
	\$642.60*

*The Medicaid "Cap" is applied to gross income (i.e., income prior to application of income exclusions).

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

G. Thomas Riti
 Director
 Division of Public Welfare
 Box 1627
 Trenton, N.J. 08625

The Division of Public Welfare may thereafter adopt rules concerning this subject without further notice.

Ann Klein
 Commissioner
 Department of Human Services

(a)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Amendments Concerning Child Support and Paternity Program

On April 30, 1979, Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-6, 44:10-3 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to Appendix D, Chapter 81, Title 10 of the New Jersey Administrative Code concerning the child support and paternity program substantially as proposed in the Notice published February 8, 1979, at 11 N.J.R. 70(b) with only inconsequential structural or language changes in the opinion of the Department of Human Services.

An order adopting these amendments was filed and became effective on May 3, 1979 as R.1979 d.171.

Howard H. Kestin
 Director
 Office of Administrative Law

(b)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Rules Concerning Special Payments Handbook for Emergency Assistance And Payment of Burial and Funeral Expenses

On April 30, 1979, Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-12, 44:7-13, 44:7-38, 44:7-43 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 10:100-3.1 et seq., concerning the Special Payments Handbook regarding emergency assistance and payment of burial and funeral expenses substantially as proposed in the Notice published February 8, 1979, at 11 N.J.R. 73(b) with only inconsequential structural or language changes in the opinion of the Department of Human Services.

An order adopting these rules was filed on May 3, 1979, as R.1979 d.172 to become effective on June 1, 1979.

Howard H. Kestin
 Director
 Office of Administrative Law

(c)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Amendments to General Assistance Manual

On May 16, 1979, Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:8-111 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 10:85-3.2, 10:85-3.3, 10:85-3.5, 10:85-3.6 and 10:85-5.2 concerning the General Assistance Manual as proposed in the Notice published April 5, 1979 at 11 N.J.R. 184(a).

An order adopting these amendments was filed on May 17, 1979 as R.1979 d.197 to become effective on July 1, 1979.

Howard H. Kestin
 Director
 Office of Administrative Law

(d)

HUMAN SERVICES

DIVISION OF PUBLIC WELFARE

Amendments Concerning Deductions From An Institutionalized Individual's Income For the Maintenance of a Dependent

On May 16, 1979, Ann Klein, Commissioner of Human Services, pursuant to authority of N.J.S.A. 44:7-87 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 10:94-5.8(a)2.ii. concerning deductions from an institutionalized individual's income for the maintenance of a de-

pendent as proposed in the Notice published April 5, 1979 at 11 N.J.R. 193(a).

An order adopting these amendments was filed and became effective on May 17, 1979 as R.1979 d.198.

Howard H. Kestin
Director
Office of Administrative Law

(a)

CORRECTIONS

THE COMMISSIONER

Proposed Standards Concerning the Operation of County Adult Detention Facilities

William H. Fauver, Commissioner of Corrections, pursuant to authority of N.J.S.A. 30:1-15 and 30:1B-10, proposes to adopt standards governing the general operation of county adult detention facilities to establish minimum requirements for physical facilities, programs, and procedures. Such rules, if adopted, will be cited as N.J.A.C. 10A:31-1 et seq.

This proposal will result in the promulgation of a Manual of Standards for New Jersey Adult County Correctional Facilities, the table of contents of which will be as follows:

- Acknowledgments
- Introduction
- Jail Planning and Design
- Safety and Sanitation
- Personnel
- Training and Staff Development
- Fiscal Management
- Management Information System and Inmate Records Classification
- Security
- Disciplinary Procedures
- Segregation
- Emergencies
- Equipment Inventory and Control
- Reception, Orientation, Release, and Property Control
- Inmate Clothing and Hygienic Living Conditions
- Food Service
- Medical, Dental, and Health Service Care
- Inmate Services and Programs
- Inmate Work Program
- Library Services
- Mail
- Visits
- Miscellaneous Inmate Rights
- Access to the Courts
- Community Resources

SUPPLEMENT

- Work Release
- Juveniles

Copies of the 74 pages of the full text of the standards may be obtained by contacting:

Louis J. Scavo, Chief
Bureau of County Services
Department of Corrections
Whittlesey Road, P.O. Box 7387
Trenton, New Jersey 08628

Interested persons may present statements or arguments in writing relevant to the proposed standards on or before June 27, 1979 to the Department of Corrections at the above address.

The Department of Corrections may thereafter adopt rules concerning this subject without further notice.

William H. Fauver
Commissioner
Department of Corrections

(b)

CORRECTIONS

THE COMMISSIONER

Proposed Standards Concerning the Operation Of County Juvenile Detention Centers

William H. Fauver, Commissioner of Corrections, pursuant to authority of N.J.S.A. 2A:4-57 and 30:1B-10, proposes to adopt standards governing the general operation of county juvenile detention centers to establish minimum requirements for physical facilities, programs, and procedures. Such rules, if adopted will be cited as N.J.A.C. 10:A32-1.1 et seq.

This proposal will result in the promulgation of a Manual of Standards for Juvenile Detention Facilities, the table of contents of which will be as follows:

I. INTRODUCTION

- 1.0 Definitions
- 1.1 Objectives of Detention

II. LEGAL PROVISIONS

- 2.0 Legal Authority of Department
- 2.1 Inspection Provision
- 2.2 Enforcement
- 2.3 Other Legal Authority

III. ORGANIZATION AND ADMINISTRATION

- 3.0 Responsibilities of the County Board of Chosen Freeholders
- 3.1 Financial Requirements

IV. PHYSICAL STANDARDS

- 4.0 Location and Building Approval
- 4.1 Juvenile Population Capacity
- 4.2 Building and Grounds
- 4.3 Fire Protection
- 4.4 Fire Protection—New and Renovated Facilities
- 4.5 Sleeping Rooms
- 4.6 Sleeping Rooms—New and Renovated Facilities
- 4.7 Bathing and Toilet Facilities
- 4.8 Kitchens
- 4.9 Dining Areas
- 4.10 Indoor Recreational Areas
- 4.11 Outdoor Recreational Areas
- 4.12 Schoolrooms
- 4.13 Office, Reception, and Visiting Areas
- 4.14 Medical Facilities
- 4.15 Storage Areas

V. INTAKE AND ADMISSION

- 5.0 Pre-Admission Proceedings
- 5.1 Eligibility for Admission
- 5.2 Intake and Admission Procedures

VI. RECORDS AND REPORTS

- 6.0 Intake Information
- 6.1 Individual Case Records
- 6.2 Master Log Book
- 6.3 Medication Log
- 6.4 Log for the Temporary Restriction of Juveniles
- 6.5 Reports

VII. CONTROL, DISCIPLINE, AND GRIEVANCE PROCEDURE

- 7.0 Rules and Regulations
- 7.1 Grievance Procedure
- 7.2 Discipline
- 7.3 Temporary Restriction

VIII. PHYSICAL CARE OF JUVENILES

- 8.0 Food and Nutrition
- 8.1 Clothing
- 8.2 Personal Hygiene
- 8.3 Household Duties and Work

IX. PROGRAM SERVICES

- 9.0 Medical
- 9.1 Recreation
- 9.2 Education
- 9.3 Community Activities
- 9.4 Social Services
- 9.5 Psychological and Psychiatric Services
- 9.6 Religion
- 9.7 Visiting
- 9.8 Mail
- 9.9 Telephone

X. STAFF: GENERAL REQUIREMENTS

- 10.0 Personal Policies
- 10.1 Selection of Personnel
- 10.2 Personnel Qualifications
- 10.3 Personnel File
- 10.4 Health
- 10.5 Staff Coverage
- 10.6 Staff Development
- 10.7 Volunteers

XI. STAFF: RESPONSIBILITIES

- 11.0 Administrator
- 11.1 Child Care Workers
- 11.2 Social Worker
- 11.3 Teacher
- 11.4 Physician
- 11.5 Clerical Staff
- 11.6 Food Service Staff
- 11.7 Maintenance and Housekeeping Staff

Copies of the 36 pages of the full text of the standards may be obtained by contacting:

Joseph DeJames, Director
Juvenile Detention and Monitoring Unit
Office of the Commissioner
Department of Corrections
Whittlesey Road
P.O. Box 7387
Trenton, New Jersey 08628

Interested persons may present statements or arguments in writing relevant to the proposed standards on or before June 27, 1979 to the Department of Corrections at the above address.

The Department of Corrections may thereafter adopt rules concerning this subject without further notice.

Joseph DeJames, Director
Juvenile Detention and Monitoring Unit
Department of Corrections

(a)

LABOR AND INDUSTRY

THE COMMISSIONER

DIVISION OF WORKPLACE STANDARDS

Amendments Concerning Carnival-Amusement Rides

On April 30, 1979, John J. Horn, Commissioner of Labor and Industry, pursuant to authority of N.J.S.A. 5:3-36 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J. A.C. 12:195-1.3, 12:195-1.8, 12:195-1.10, 12:195-1.12, 12:195-1.13, 12:195-2.1, 12:195-3.1, 12:195-4.6, 12:195-5.10 and 12:195-5.11 concerning carnival-amusement rides as proposed in the Notice published April 5, 1979 at 11 N.J.R. 197(b).

An order adopting these amendments was filed and became effective on May 1, 1979 as R.1979 d.168.

Howard H. Kestin
Director
Office of Administrative Law

(b)

LAW AND PUBLIC SAFETY

DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Proposed Amendments to Certain Division Rules

Joseph H. Lerner, Director of the Division of Alcoholic Beverage Control in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 33:1-1 et seq., proposes to amend certain rules concerning supplier price filings; combination sales; diversion and transshipment; cooperative purchasers; and affirmation.

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

13:2-24.5 Supplier price filings

(a) [Unless otherwise required to file pursuant to Division regulation, every] Every manufacturer, supplier, winery, brewer, importer, blender or rectifier intending to sell alcoholic beverages [, other than malt alcoholic beverages,] to wholesalers shall file with the Division a Current Price Listing to wholesalers containing as to each alcoholic beverage:

1. Its correct brand or trade name;
2. Its nature and type;
3. Its age and proof of alcoholic content when stated on the label;
4. The standard number of unit containers per standard case;
5. The capacity of each unit container; and
6. The bottle and standard case or container prices and, at the option of the manufacturer or supplier, the one-half and one-quarter standard case prices, which prices shall be individual for each alcoholic beverage brand and size and not in combination with any other alcoholic beverage brand and size.
7. All allowances, discounts, depletion credits or differentials which may be available and the periods of availability.

(b) Such filing shall be made with the Division not later than the 10th day of a month preceding the month for which it is to become first effective and such filing shall remain in effect as to each product not specifically amended by subsequent filing.

(c) Such filing shall be a public record and nothing herein shall preclude any filer from providing it directly to its registered distributors or wholesalers by mail, through sales personnel or through publication in trade journals.

(d) No filer of prices for distilled alcoholic beverages shall file a price or discount listing higher than the lowest price or lower than the highest discount at which any such distilled alcoholic beverage will be sold by the filer to any wholesaler or state agency which operates retail stores in any other State of the United States or in the District of Columbia.

(e) Such filings shall be provided to the Director separately from Brand Registration pursuant to subchapter 33 of this chapter and shall be provided in such form and accompanied by such fees as shall be established by the Director.

13:2-24.9 Trade buyer; combination and tied sales

(a) Notwithstanding other provisions of this subchapter, no manufacturer, registrant, wholesaler, distributor or licensee privileged to sell alcoholic beverages to wholesalers, distributors, retailers, or other licensees in this State shall sell or offer to sell any alcoholic beverage product upon terms that permit purchase of that product, by size and price, only when purchased in conjunction with a different product or the same product in a different size.

(b) Except for sales to retailers of malt alcoholic beverages; no wholesale licensee shall offer to sell or sell any alcoholic beverage product in combination with another product. For purposes of this subsection, a sale of products which are identical, except for size, in mixed lots (a mixed size sale) is not a combination sale.

[(b)] (c) Nothing herein shall preclude a retail licensee from selling or offering for sale any product in combination with another product at a single unit price, provided that such unit price shall exceed the cost of the combined products and the individual unit price of each combined product is provided in advertising and shelf pricing.

13:2-25.1 Plenary and wine wholesalers; delivery from warehouse inventory

[(a)] No plenary wholesale licensee[,], or wine wholesale licensee [or State Beverage Distributor] shall deliver alcoholic beverages to a licensed retailer other than from inventory in a warehouse located in New Jersey and operated under a plenary wholesale license[,], or a wine wholesale license[,], or State Beverage Distributor, as the case may be]. Such "inventory" shall be deemed to include only alcoholic beverages which shall have been stored in such warehouse for at least a period of 24 continuous hours.

[(b) No licensee having the privilege to sell to consumers shall purchase any alcoholic beverage product from a wholesaler or distributor who is not registered to wholesale or distribute that product pursuant to subchapter 33.]

13:2-25.2 Plenary, wine and limited wholesalers; registered distribution

(a) No [wholesaler or distributor] plenary wholesale, wine wholesale, or limited wholesale licensee shall sell, deliver, or include in its Current Price List any brand of alcoholic beverages not acquired from the owner of the

brand or its registered supplier pursuant to subchapter 33 or for which that wholesaler or distributor is not a registered wholesaler or distributor pursuant to subchapter 33, except pursuant to waiver provisions of N.J.A.C. 13:2-33.1(b)3., when granted permission by the Director upon petition setting forth the brand name, the quantity to be acquired, the source of supply, and such other information as the Director may deem necessary.

(b) Nothing herein shall prohibit accommodation sales or transfers of alcoholic beverages by such a wholesaler: (1) to an affiliated wholesaler, or (2) to another such wholesaler registered pursuant to subchapter 33 to sell the brand which is the subject of the sale or transfer to alleviate a bona fide temporary shortage of inventory. Except where the wholesaler is the registering brand owner pursuant to subchapter 33, any [Any] other such sale or transfer of alcoholic beverages between wholesalers is prohibited.

13:2-25.3 State beverage distributors

(a) No State Beverage Distributor shall sell or deliver to another State Beverage Distributor malt alcoholic beverages other than from inventory:

1. From a warehouse located in New Jersey;
2. Stored therein for a period of at least 24 continuous hours; and
3. Operated pursuant to a State Beverage Distributors license.

(b) No State beverage distributor shall sell, deliver, acquire, or purchase or include in its Current Price List malt alcoholic beverages not acquired or purchased from the owner of the brand or its registered distributors pursuant to subchapter 33, except pursuant to waiver provisions of N.J.A.C. 13:2-33.1(b)3., when granted permission by the Director upon petition setting forth the brand name, the quantity to be acquired, the source of supply, and such other information as the Director may deem necessary.

13:2-26.1 Restrictions on cooperative purchases

(a) A Class C retail licensee, as defined in N.J.S. 33:1-12, may join with another Class C licensee in a cooperative agreement for the purchase and transportation of alcoholic beverages, provided that such agreement and activity shall conform to the following standards:

1. No unlicensed person or entity may participate in any management capacity nor receive any compensation in connection with the purchase or transportation of alcoholic beverages; and
2. The number of Class C licensees joined in any agreement shall not exceed the largest number of [Class C licenses owned and actually used at the time of such agreement] plenary retail distribution licenses, as defined in N.J.S. 33:1-12 (3.)(a.), issued to any [individual] one person or entity in this state [; and] at the time of the prior most recent annual renewal of such licenses; and

...

SUBCHAPTER 36. [AFFIRMATION - DISTILLED SPIRIT PRODUCTS] (RESERVED)

[13:2-36.1 Schedule required to be filed

(a) Manufacturers, suppliers, importers and wholesalers of distilled alcoholic beverages (including all distilled or rectified spirits, alcohol, brandy, whiskey, rum, gin and all dilutions and mixtures of one or more of the foregoing, such as liquers, cordials and similar compounds) intending to sell such alcoholic beverages to wholesalers, shall file with the director not later than the

(Continued on Page 295)

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.

It includes all rules adopted from receipt of the last individual transmittals as indicated through May 24, 1979.

RULES NOT YET IN PRINT IN CODE (May be found in N.J. Register beginning with August 10, 1978) :

<u>N.J.A.C. CITATION</u>		<u>DOCUMENT CITATION</u>	<u>ADOPTION NOTICE (N.J.R. CITATION)</u>
AGRICULTURE — TITLE 2			
2:1-2.3	Amend functions of department units	R.1978 d.402	11 N.J.R. 2(b)
2:2	Amend disease control program	R.1978 d.402	11 N.J.R. 2(b)
2:2-2.15(b)	Amendments on limits of indemnities for brucellosis reactors	R.1978 d.302	10 N.J.R. 415(a)
2:3-1.1, 1.2	Amend interstate animal health certificates	R.1978 d.402	11 N.J.R. 2(b)
2:3-2.5	Amend equine infectious anemia tests	R.1979 d.135	11 N.J.R. 222(c)
2:5-2.3—2.6	Importation, movement and transfer of horses	R.1979 d.136	11 N.J.R. 233(a)
2:6-1.4, 1.8	Amend biologics	R.1978 d.402	11 N.J.R. 2(b)
2:6-1.9	Amend biologic product use	R.1978 d.428	11 N.J.R. 3(b)
2:7-1.5, 1.6	Repeal fee structure, service to poultry men	R.1978 d.402	11 N.J.R. 2(b)
2:8	Repeal administrative rules	R.1978 d.402	11 N.J.R. 2(b)
2:18	Repeal movement of plants, plant material	R.1978 d.402	11 N.J.R. 2(b)
2:20-2.1, 4.1	Repeal gooseberry planting prohibition; subcoccinella viginliquolourpunctata quarantine	R.1978 d.402	11 N.J.R. 2(b)
2:31	Repeal milk and cream grading	R.1978 d.402	11 N.J.R. 2(b)
2:53-1.1(b)	Amended minimum milk prices	R.1978 d.317	10 N.J.R. 415(b)
2:53-1.1(b)	Amended minimum milk prices	R.1978 d.367	10 N.J.R. 469(a)
2:53-1.1(b)	Amended minimum milk prices	R.1978 d.395	10 N.J.R. 526(b)
2:53-1.1(b)	Amend minimum milk prices	R.1978 d.418	11 N.J.R. 3(a)
2:53-1.1(b)	Amend announcement of milk prices	R.1979 d.34	11 N.J.R. 58(a)
2:53-1.2, 1.3	Amended schedules of milk prices	R.1978 d.318	10 N.J.R. 414(a)
2:54-1.9	Amend Federal Order No. 2 (March 1, 1979)	R.1979 d.79	11 N.J.R. 162(a)
2:54-2.6	Amendments to Federal Milk Marketing Order 4	R.1978 d.344	10 N.J.R. 468(b)
2:54-3.7	Amendments on suspension of portions of Federal Order 4	R.1978 d.343	10 N.J.R. 468(a)
2:54-3.7	Amendments to milk handling order	R.1978 d.396	10 N.J.R. 526(c)
2:54-3.11	Amend Federal Order No. 4; milk handling	R.1979 d.185	11 N.J.R. 270(a)
2:71-1	Amend quality standards, shell eggs	R.1978 d.402	11 N.J.R. 2(b)
2:71-2.28	Amend charges for inspection or grading certification services and written agreements	R.1979 d.58	11 N.J.R. 117(a)
2:71-2	Amend fruits and vegetable standards	R.1978 d.402	11 N.J.R. 2(b)
2:71-4	Repeal poultry standards	R.1978 d.402	11 N.J.R. 2(b)
2:72	Amend license and bonding	R.1978 d.402	11 N.J.R. 2(b)
2:73-1	Repeal state seal: asparagus	R.1978 d.402	11 N.J.R. 2(b)
2:73-4 thru 6	Repeal state seal: white potatoes, poultry, turkeys	R.1978 d.402	11 N.J.R. 2(b)
2:74-1.4, 1.8, 1.13	Amend controlled atmospheric storage	R.1978 d.402	11 N.J.R. 2(b)
(Title 2, Transmittal 13 dated July 24, 1978 includes all rules through September 7, 1978 N.J. Register.)			
BANKING — TITLE 3			
3:1-1.1	Amend interest rates	R.1979 d.190	11 N.J.R. 270(c)
3:1-9	Amendments to home mortgage disclosure rules	R.1978 d.304	10 N.J.R. 416(b)
3:1-10	Amend restrictions on real property transactions	R.1979 d.55	11 N.J.R. 117(d)
3:6-2.1	Amend approved depositories for investments	R.1979 d.23	11 N.J.R. 58(b)
3:6-3.1	Repeal rule on notice of maturity on business suspensions	R.1978 d.370	10 N.J.R. 469(b)
3:6-3.1	Definition of bank officers	R.1979 d.182	11 N.J.R. 270(b)
3:7-4.3	Amendments on maturity for long-term time deposits	R.1978 d.290	10 N.J.R. 370(b)
3:8-3.1	Amend non-federal reserve members' reserves	R.1979 d.44	11 N.J.R. 117(b)
3:18-9	Amend secondary mortgage loan interest rate	R.1978 d.404	11 N.J.R. 4(b)
3:21	Rules on the credit union law	R.1979 d.54	11 N.J.R. 117(c)
(Title 3, Transmittal 12 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)			
CIVIL SERVICE — TITLE 4			
4:1-8.21	Amendments on make-up examinations	R.1979 d.133	11 N.J.R. 223(b)
(Title 4, Transmittal 12 dated July 24, 1978 includes all rules through February 8, 1979 N.J. Register.)			

COMMUNITY AFFAIRS — TITLE 5

5:3	Repeal certain rules	R.1973 d.360	10 N.J.R. 470(a)
5:11-1.8	Eviction and relocation	R.1979 d.103	11 N.J.R. 167(a)
5:11-9.7	Amendments on tax abatements on added assessments	R.1978 d.369	10 N.J.R. 472(a)
5:14, 5:16, 5:20	Repeal certain rules	R.1978 d.360	10 N.J.R. 470(a)
5:25	New Home Warranty and Builder's Registration Act rules	R.1979 d.147	11 N.J.R. 223(c)
5:26	Planned real estate development full disclosure	R.1978 d.403	11 N.J.R. 8(a)
5:30-2.5—2.7	Repeal certain local finance rules	R.1979 d.16	11 N.J.R. 59(a)
2.9—2.19, 3.1			
5:30-3.4—3.8	Repeal certain local finance rules	R.1979 d.16	11 N.J.R. 59(a)
5:30-5.1—5.11,	Repeal certain local finance rules	R.1979 d.16	11 N.J.R. 59(a)
5.13, 6.1—6.4,			
6.8—6.11, 7.1—7.9,			
7.13, 8.1—8.5,			
9.1—9.8,			
10.1—10.11,			
11.1—11.7			
5:30-13.4	Forms of certificate of sale for unpaid municipal liens	R.1979 d.40	11 N.J.R. 117(e)
5:30-13.5	Forms of certificate of search for municipal liens	R.1979 d.41	11 N.J.R. 117(f)
5:36	Amended rules on Handicapped Persons' Recreational Opportunities Act	R.1978 d.365	10 N.J.R. 470(b)
5:40, 5:43, 5:44,	Repeal certain rules	R.1978 d.360	10 N.J.R. 470(a)
5:61			
5:62	Delete rules on Handicapped Persons' Recreational Opportunities Act	R.1978 d.365	10 N.J.R. 470(b)
5:70	Repeal certain rules	R.1978 d.360	10 N.J.R. 470(a)
5:100	Ombudsman practices and procedures; public notice requirements	R.1979 d.166	11 N.J.R. 274(a)

(Title 5, Transmittal 11 dated October 1, 1978 includes all rules through October 5, 1978 N.J. Register.)

EDUCATION — TITLE 6

6:2-1	Amend appeals to State Board and filing for stays	R.1979 d.140	11 N.J.R. 223(e)
6:3-1.3,	Amend chief school administrators	R.1979 d.170	11 N.J.R. 274(b)
1.11, 1.12			
6:11-4.7	Amend county substitute certificate	R.1979 d.65	11 N.J.R. 120(b)
6:22	Amend school facility planning services	R.1979 d.139	11 N.J.R. 223(d)
6:22A	Repealed (replaced by N.J.A.C. 6:22-3)	R.1979 d.139	11 N.J.R. 223(d)
6:29-4.2	Amend testing for tuberculosis testing	R.1979 d.148	11 N.J.R. 224(a)
6:29-6.2	Amend physical education procedures	R.1979 d.183	11 N.J.R. 274(c)

(Title 6, Transmittal 13 dated November 20, 1978 includes all rules through February 9, 1979 N.J. Register.)

ENVIRONMENTAL PROTECTION — TITLE 7

7:2	Amend rules of the Bureau of Parks	R.1979 d.18	11 N.J.R. 63(a)
7:6-1.34(c),	Amendments regarding boating, diving and swimming	R.1978 d.368	10 N.J.R. 480(a)
1.42(d)			
7:6-6	Rules on watercraft noise control	R.1979 d.12	11 N.J.R. 63(d)
7:6-7	Rules on abandoned vessels	R.1979 d.145	11 N.J.R. 230(d)
7:7D-2	Amend CAFRA rules	R.1979 d.99	11 N.J.R. 173(a)
7:7E	Rules on coastal resource and development policies	R.1978 d.292	10 N.J.R. 384(a)
7:9-13	Amend sewer extension bans	R.1979 d.129	11 N.J.R. 230(a)
7:11-2	Amend rate for Delaware and Raritan Canal water	R.1979 d.32	11 N.J.R. 64(c)
7:11-4.4—4.12	Amend rate for Spruce Run-Round Valley Reservoirs	R.1979 d.31	11 N.J.R. 64(b)
7:11-4.11—4.32,	Amend Raritan Basin System water sales	R.1979 d.30	11 N.J.R. 64(a)
5.1—5.23			
7:12-1.3(a)39.iii.	Amendment on condemnation of certain shellfish beds	R.1978 d.327	10 N.J.R. 425(b)
7:12-1.3, 2.8,	Amend condemnation of certain shellfish beds	R.1979 d.184	11 N.J.R. 276(a)
2.9, 2.12			
7:12-2.7	Amendments on shellfish harvest permits and relay program	R.1978 d.299	10 N.J.R. 422(a)
7:13-1.11(d)	Amend floodway delineations; Passaic River	R.1979 d.194	11 N.J.R. 276(c)
7:13-1.11(d)	Amend floodway delineations; Mountain Brook and its Branch No. 2 in the Raritan River Basin	R.1979 d.195	11 N.J.R. 276(d)
7:14-8	Assessment of civil administrative penalties	R.1979 d.111	11 N.J.R. 173(c)
7:21-4	Amend procedures for hearings before the Water Policy and Supply Council	R.1979 d.142	11 N.J.R. 230(c)
7:23	Grants under Emergency Flood Control Bond Act	R.1979 d.202	11 N.J.R. 277(a)
7:25-2.14	Amend field trial activities	R.1979 d.189	11 N.J.R. 276(b)
7:25-4	Amend non-game and exotic wildlife	R.1979 d.9	11 N.J.R. 63(b)

7:25-7.2	Amend oyster seed beds; 1979 season	R.1979 d.102	11 N.J.R. 173(b)
7:25-11.1(b)	Amend endangered species	R.1979 d.128	11 N.J.R. 229(a)
7:25-12.1	Amendments on sea clams	R.1978 d.416	11 N.J.R. 11(a)
7:25-15.1	Amendments on expanded shellfish relay program	R.1978 d.298	10 N.J.R. 421(a)
7:25-12.1(g)	Amend preservation of the sea clam resource	R.1979 d.201	11 N.J.R. 276(e)
7:25-15.1	Amendments on expanded shellfish relay program	R.1978 d.326	10 N.J.R. 425(a)
7:25-15.1	Amend relay of hard clams program	R.1979 d.156	11 N.J.R. 230(e)
7:25-16	Defining lines where fishing license is required	R.1978 d.295	10 N.J.R. 384(b)
7:27-9	Amendments on sulfur in fuels	R.1978 d.276	10 N.J.R. 383(c)
7:27-9	Amended effective date for amended rules on sulfur in fuels	R.1978 d.361	10 N.J.R. 479(c)
7:27-9	Amend effective date of sulfur in fuels	R.1979 d.10	11 N.J.R. 63(c)
7:28-21	Rules on analytical X-Ray installations	R.1979 d.64	11 N.J.R. 123(a)
7:29-2	Amend and recodify watercraft noise control	R.1979 d.12	11 N.J.R. 63(d)
7:37	State aid to local environmental agencies	R.1979 d.134	11 N.J.R. 230(b)
7:50	Project review guide; Pinelands Environmental Council	R.1979 d.78	11 N.J.R. 123(b)
Temporary Rule	Rule on preservation of sea clam resources; closing certain waters	R.1978 d.328	10 N.J.R. 426(a)
Temporary Rule	Adopt 1979 Fish Code	R.1978 d.351	10 N.J.R. 479(b)

(Title 7, Transmittal 11 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

HEALTH — TITLE 8

8:15	Repeal no smoking in certain public places	R.1979 d.13	11 N.J.R. 66(c)
8:15	Rules on smoking in certain public places	R.1979 d.153	11 N.J.R. 237(c)
8:21-10.12	Expiration dates for fluid milk products	R.1979 d.143	11 N.J.R. 236(a)
8:25-2.2, 2.5, 3.1, 4.4, 4.5, 6.1, 6.7	Amend Youth Camp Safety Act standards		
8:31-16.17	Amendments on reports to relate ancillary service charges with hospital case mix	R.1979 d.199	11 N.J.R. 279(c)
8:31-17	Adopt portion of 1979 SHARE guidelines	R.1978 d.374	10 N.J.R. 484(c)
8:31-28	Process and general criteria for certification of need and designation of regional services	R.1978 d.427	11 N.J.R. 16(b)
8:31-30	Uniform Construction Plan Review fees	R.1978 d.429	11 N.J.R. 66(b)
8:31A	Amend SHARE Manual	R.1978 d.399	10 N.J.R. 536(a)
8:31A-9.2	Rule on economic factor	R.1979 d.25	11 N.J.R. 67(a)
8:31A-10.7	Hospital reporting regarding patient case-mix	R.1979 d.26	11 N.J.R. 67(c)
8:33-1.4, 1.6	Amendments on HMO certificate of need	R.1978 d.431	11 N.J.R. 16(e)
8:34-1.15(c)	Amend internships and nursing home administrators	R.1979 d.200	11 N.J.R. 279(d)
8:34-1.27(b)	Amendments to continuing education for nursing home administrator	R.1978 d.423	11 N.J.R. 15(b)
8:39	Amendments to manual of standards for licensure of long-term-care facilities	R.1978 d.340	10 N.J.R. 430(e)
8:42-2	Amendments to standards for licensure of residential and in-patient drug treatment facilities	R.1978 d.373	10 N.J.R. 484(b)
8:43A	Amendments to standards for licensure of ambulatory care facilities	R.1978 d.338	10 N.J.R. 430(c)
8:43A	Amendments on drug abuse treatment services	R.1978 d.375	10 N.J.R. 485(a)
8:43A-1.16(e)	Amend standards for licensure of ambulatory care facilities	R.1979 d.116	11 N.J.R. 180(b)
8:43A-1.48(b)1.	Ratification of emergency adoption	R.1978 d.398	10 N.J.R. 536(d)
8:43A-1.71	Standards for computerized axial tomography	R.1978 d.425	11 N.J.R. 15(d)
8:43B-3.6	Rules on pathological and infectious waste	R.1979 d.61	11 N.J.R. 130(a)
8:43B-6.4(c)	Amendments on medications and treatment prescribed by podiatrists	R.1978 d.337	10 N.J.R. 430(b)
8:43B-7.2(c)10ii	Amend verbal orders accepted by physical therapist	R.1979 d.113	11 N.J.R. 179(b)
8:43B-7.2(d)	Amend authentication and countersigning of physician's order	R.1979 d.115	11 N.J.R. 180(a)
8:43B-7.4(c)	Amend availability of records	R.1979 d.114	11 N.J.R. 179(c)
8:43B-17	Standards for cardiac diagnostic and surgical centers	R.1978 d.424	11 N.J.R. 15(c)
8:43D-2.1	Uniform construction code plan review fees	R.1978 d.429	11 N.J.R. 16(c)
8:44-2	Rules on operation of clinical laboratories	R.1978 d.336	10 N.J.R. 430(a)
8:51-1.2, 1.3	Amendments to minimum standards of performance	R.1978 d.339	10 N.J.R. 430(d)
8:58	Rules on standards for ambulatory or outpatient tuberculosis control	R.1979 d.149	11 N.J.R. 236(b)
8:65-2.4(c)	Amend security of controlled dangerous substances	R.1979 d.72	11 N.J.R. 130(d)
8:65-2.4(g)	Amend distribution of special controlled dangerous substances	R.1979 d.70	11 N.J.R. 130(b)
8:65-2.5(e)	Amend security for special controlled dangerous substances	R.1979 d.73	11 N.J.R. 130(e)
8:65-4	Repeal quotas of controlled dangerous substances	R.1979 d.74	11 N.J.R. 130(f)
8:65-6.16	Amend triplicate order forms for controlled dangerous substances	R.1979 d.75	11 N.J.R. 131(a)
8:65-7.4(c)	Amend prescriptions for controlled dangerous substances	R.1979 d.71	11 N.J.R. 130(c)
8:65-7.6	Amend person entitled to fill prescriptions	R.1979 d.152	11 N.J.R. 237(b)
8:65-7.7	Administering or dispensing of narcotic drugs	R.1979 d.151	11 N.J.R. 237(a)
8:65-7.11	Amend labeling of prescriptions	R.1979 d.76	11 N.J.R. 131(b)
8:65-7.14	Amendments on refilling prescriptions	R.1978 d.391	10 N.J.R. 536(c)
8:65-7.16	Amend labeling of controlled dangerous substances	R.1979 d.77	11 N.J.R. 131(c)
8:65-10.2(b)4.	Control precursors of phencyclidine	R.1978 d.390	10 N.J.R. 536(b)

8:65-10.4	Add pentazocine to Schedule IV of Controlled Dangerous Substances	R.1979 d.150	11 N.J.R. 236(c)
8:65-10.4, 10.5	Difenoxin in combination with atropine sulfate in Schedules IV and V	R.1978 d.426	11 N.J.R. 16(a)
8:70-1.1 et seq.	Rules on drug evaluation and acceptance criteria	R.1978 d.341	10 N.J.R. 430(f)
8:70-1.4(a)	Amendments on drug utilization and acceptance criteria	R.1978 d.422	11 N.J.R. 15(a)
8:71	List of interchangeable drug products	R.1979 d.104	11 N.J.R. 179(a)
Temporary rule	1979 Hospital rate guidelines	R.1978 d.399	10 N.J.R. 536(a)

(Title 8, Transmittal 10 dated September 18, 1978 includes all rules through September 7, 1978 N.J. Register.)

HIGHER EDUCATION — TITLE 9

9:1-1.12, 9.1-6	Amendments on out-of-state institutions desiring to enter New Jersey	R.1978 d.335	10 N.J.R. 431(b)
9:7-2.9	Amend restrictions on student assistance grant amounts	R.1979 d.17	11 N.J.R. 68(b)
9:7-4.3, 4.5(b), 4.6	Amend Garden State Scholarship Program	R.1979 d.101	11 N.J.R. 180(c)
9:9-5.2	Amendments on eligibility for graduate insured loan program	R.1978 d.329	10 N.J.R. 431(a)
9:11-1.5, 1.9	Amend maximum income eligibility for program participants	R.1979 d.59	11 N.J.R. 131(d)
9:15	Graduate medical education program	R.1979 d.1	11 N.J.R. 68(a)

(Title 9, Transmittal 11 dated September 18, 1978 includes all rules through September 7, 1978 N.J. Register.)

HUMAN SERVICES — TITLE 10

10:48-1.1	Administrative appeals procedure	R.1979 d.62	11 N.J.R. 133(a)
10:51-1.9(e), 5.33(c)	Amend pharmacy services	R.1979 d.35	11 N.J.R. 132(b)
10:52-1.2, 1.7	Amend sterilization	R.1979 d.63	11 N.J.R. 133(b)
10:54-1.20	Amend sterilization	R.1979 d.63	11 N.J.R. 133(b)
10:62-1.5, 2.2—2.4, 2.12	Vision Care Manual	R.1979 d.60	11 N.J.R. 132(c)
10:63	Amend skilled nursing and intermediate care facilities	R.1979 d.126	11 N.J.R. 248(b)
10:65	Amend skilled nursing and intermediate care facilities	R.1979 d.126	11 N.J.R. 248(b)
10:66-1.16	Amend sterilization	R.1979 d.63	11 N.J.R. 133(c)
10:81-7.25, 7.26	Amend burial and funeral expenses	R.1979 d.131	11 N.J.R. 249(b)
10:81-7.26	Amend burial and funeral expenses	R.1979 d.130	11 N.J.R. 249(a)
10:81-9.1	Amend glossary of terms and acronyms	R.1979 d.110	11 N.J.R. 196(e)
10:81 App. D	Amend child support and paternity program	R.1979 d.171	11 N.J.R. 233(a)
10:82-3.2(b)	Amend work training expenses in WIN	R.1978 d.438	11 N.J.R. 75(a)
10:82-3.10, 3.12	Amend schedules used in evaluation of LRR's capacity to support	R.1979 d.108	11 N.J.R. 196(c)
10:82-5.3(h)	Amend care of unwed mother in AFDC-N	R.1978 d.438	11 N.J.R. 75(a)
10:82-5.10(d)	Amendments on victims of domestic violence	R.1978 d.415	11 N.J.R. 17(c)
10:83-3.37, 3.40	Amend resources and repayments	R.1979 d.107	11 N.J.R. 196(b)
10:85-1.1, 1.3	Amendments on SSI recipients in immediate need of assistance	R.1978 d.420	11 N.J.R. 17(d)
10:85-2.7,	Amend reporting criminal offenses, payment of medical bills, medical care and nontransferability of funds	R.1979 d.141	11 N.J.R. 249(c)
10:85-3.2, 3.3, 3.5, 3.6	Amend General Assistance Manual	R.1979 d.197	11 N.J.R. 233(c)
10:85-4.3	Amend General Assistance Manual	R.1979 d.141	11 N.J.R. 249(c)
10:85-5.2	Amend General Assistance Manual	R.1979 d.197	11 N.J.R. 233(c)
10:85-5.3, 5.4, 5.6, 6.3	Amend General Assistance Manual	R.1979 d.141	11 N.J.R. 249(c)
10:85-9.3—9.5	Amend schedules used in evaluation of LRR's capacity to support	R.1979 d.109	11 N.J.R. 196(d)
10:87	Amend Food Stamp Manual	R.1979 d.29	11 N.J.R. 76(a)
10:87-7.12(a)3	Amend continuation of benefit during hearing	R.1978 d.439	11 N.J.R. 75(b)
10:87 Appendix D	Amend Food Stamp Manual	R.1978 d.440	11 N.J.R. 75(c)
10:92	Repeal entire chapter	R.1979 d.106	11 N.J.R. 196(a)
10:94-5.8(a)2.	Amend deductions from institutionalized individual's income for maintenance of a dependent	R.1979 d.198	11 N.J.R. 233(d)
10:97	Amend vending facilities of Commission for the Blind and Visually Impaired	R.1979 d.146	11 N.J.R. 249(d)
10:100-3	Special payments handbook	R.1979 d.172	11 N.J.R. 233(b)
10:121-4	Release of criminal history record information	R.1979 d.119	11 N.J.R. 248(a)

(Title 10, Transmittal 11 dated November 29, 1978 includes all rules through December 7, 1978 N.J. Register.)

CORRECTIONS — TITLE 10A

(Title 10A, Transmittal 11 dated November 20, 1978 includes all rules to date.)

INSURANCE — TITLE 11

11:3-7.8	Rules on cancellation of automobile insurance coverage	R.1979 d.155	11 N.J.R. 250(a)
11:4-15.2(a)3	Amendments on alcoholism benefits in health insurance contracts	R.1978 d.419	11 N.J.R. 19(a)
11:5-1.27	Amendments on educational requirements for licensure	R.1978 d.271	10 N.J.R. 399(b)
11:5-1.27	Amend education requirements for licensure examination	R.1979 d.52	11 N.J.R. 142(b)
11:11-1.1	Title insurance agents' service fees	R.1978 d.291	10 N.J.R. 399(c)

(Title 11, Transmittal 11 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

LABOR AND INDUSTRY — TITLE 12

12:15-1.3	Maximum weekly benefit rates; unemployment compensation and temporary disability benefits	R.1978 d.282	10 N.J.R. 400(b)
12:15-1.4	Amended taxable wage base; unemployment compensation law	R.1978 d.281	10 N.J.R. 400(a)
12:15-1.5	Contribution rate of governmental entities and instrumentalities	R.1978 d.305	10 N.J.R. 445(b)
12:100 thru 12:173, 12:180	Delete rules on worker health and safety, seasonal workers and construction safety	R.1978 d.288	10 N.J.R. 400(d)
12:195	Amend carnival-amusement rides	R.1979 d.168	11 N.J.R. 285(a)
Temporary rule	Listing of prevailing wage rates for construction workers on public works projects	R.1978 d.377	10 N.J.R. 553(c)

(Title 12, Transmittal 9 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

LAW AND PUBLIC SAFETY — TITLE 13

13:1C-1.1	Confidentiality of records regarding Casino Control Act	R.1978 d.408	11 N.J.R. 23(a)
13:2	Amend alcoholic beverage	R.1979 d.138	11 N.J.R. 257(c)
13:2-23.31	Amend employment of police officers	R.1979 d.67	11 N.J.R. 146(a)
13:4-12.7, 12.9	Amend time, place and costs of hearing	R.1978 d.436	11 N.J.R. 77(b)
13:10-2.4	Amend filing of reports	R.1979 d.112	11 N.J.R. 203(a)
13:19-10.2, 10.3, 10.4, 10.6	Amend point system and driving during suspension	R.1979 d.84	11 N.J.R. 202(c)
13:20-10.1	Repeal rules on steering and suspension systems	R.1978 d.381	10 N.J.R. 557(b)
13:20-31	Amend alcohol countermeasures	R.1979 d.4	11 N.J.R. 78(b)
13:20-33.26, 33.63	Amend miscellaneous lights	R.1979 d.193	11 N.J.R. 298(c)
13:25-8	Amend motorized bicycles	R.1979 d.3	11 N.J.R. 78(a)
13:26	Transportation of bulk commodities	R.1978 d.278	10 N.J.R. 404(c)
13:30-8.7	Examination of candidates for licenses to practice dentistry	R.1978 d.366	10 N.J.R. 510(d)
13:33-1.24	Amend applications for examination	R.1979 d.66	11 N.J.R. 145(b)
13:33-1.42	Rule on identification tags	R.1979 d.69	11 N.J.R. 146(c)
13:35-3.1	Amendments on Federation licensing examination	R.1978 d.410	11 N.J.R. 23(b)
13:35-3.9	Termination of exemptions of physicians from licensure	R.1978 d.443	11 N.J.R. 77(c)
13:35-6.5	Amend pronouncement of death	R.1979 d.81	11 N.J.R. 202(a)
13:35-6.12	Amendments on release of patient records	R.1978 d.352	10 N.J.R. 510(a)
13:35-6.14	Standards for testing and diagnostic centers	R.1978 d.434	11 N.J.R. 76(b)
13:35-6.16	Uses of amphetamines and sympathomimetic amine drugs	R.1979 d.120	11 N.J.R. 257(b)
13:35-6.17	Prescribing, administering or dispensing amygdalin (laetrile)	R.1979 d.83	11 N.J.R. 202(b)
13:38-5.1	Amend fee schedules	R.1979 d.158	11 N.J.R. 298(a)
13:39-6.8	Record of pharmacist filling prescriptions	R.1979 d.68	11 N.J.R. 146(b)
13:42-1.3, 13:42-2, 3, 4, 5	Rules on personal conduct of licensees	R.1979 d.24	11 N.J.R. 78(d)
13:44-1.4, 2.4, 2.5	Repeal certain rules	R.1979 d.98	11 N.J.R. 202(d)
13:44-2.11	Veterinarian advertising and solicitation	R.1978 d.382	10 N.J.R. 558(a)
13:44-2.12	Records retention	R.1978 d.435	11 N.J.R. 77(a)
13:44-2.13	Temporary permit fee	R.1978 d.323	10 N.J.R. 447(a)
13:47A-25	Rules on corporation takeover bid disclosure law	R.1978 d.279	10 N.J.R. 405(a)
13:47B-1.9	Amend portable, self-contained vehicle scales	R.1979 d.192	11 N.J.R. 298(b)
13:47B-1.20	Amend the National Bureau of Standards handbook H-44	R.1979 d.11	11 N.J.R. 78(c)
13:70-3.40	Amendments on admission of minors	R.1978 d.353	10 N.J.R. 510(b)
13:70-4.1, 4.2, 4.6, 4.19	Amend licensing requirements	R.1979 d.144	11 N.J.R. 258(a)
13:70-14.17	Amendments on medication to control bleeding in racing	R.1978 d.275	10 N.J.R. 404(b)
13:70-15.1, 15.2, 19.34, 19.35, 19.38	Amendments on position of Chief State Veterinarian	R.1978 d.269	10 N.J.R. 403(c)

13:70-29.53	Amendments on trifecta wagering in harness racing	R.1978 d.270	10 N.J.R. 404(a)
13:71-5.18	Amendments on admission of minors	R.1978 d.353	10 N.J.R. 510(b)
13:71-7.1, 7.5	Amend licensing requirements	R.1979 d.144	11 N.J.R. 258(a)
13:71-8.28, 17.1, 17.7	Amend starter and starting gate rules in harness racing	R.1979 d.157	11 N.J.R. 297(a)
13:71-9.1	Amendments on position of Chief State Veterinarian	R.1978 d.269	10 N.J.R. 403(c)
13:71-21.8, 21.9	Amendments on mandating deduction for drivers' fees	R.1978 d.354	10 N.J.R. 510(c)
13:71-23.2	Amendments on medication to control bleeding in racing	R.1978 d.275	10 N.J.R. 404(b)

(Title 13, Transmittal 12 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

PUBLIC UTILITIES—TITLE 14
ENERGY—TITLE 14A

14:1-1.4	Amend Board's address	R.1979 d.118	11 N.J.R. 260(b)
14:3-7.5(c)	Amend utility deposit returns	R.1979 d.117	11 N.J.R. 260(a)
14:17-18.1	Amended definition of classical system	R.1978 d.349	10 N.J.R. 514(a)
14:18-11.7(a), 11.10	Amendments on municipal hearings and procedures for cable television	R.1978 d.262	10 N.J.R. 405(b)

14A:2-3	Amend regulation and control of the sale of motor gasoline during an energy emergency	R.1979 d.176	11 N.J.R. 298(d)
14A:3-1	Rules on energy conservation	R.1978 d.273	10 N.J.R. 405(c)
14A:3-1.4	Variances and exemptions	R.1979 d.28	11 N.J.R. 91(b)
14A:3-2	Amendments on energy conservation	R.1978 d.315	10 N.J.R. 447(b)
14A:3-3.6	Amend maintenance requirements for oil-fired heating units	R.1979 d.177	11 N.J.R. 299(a)
14A:3-10	Repeal air conditioner and heat pump energy efficiency	R.1979 d.178	11 N.J.R. 299(b)
14A:4-1	Technical sufficiency for solar heating and cooling systems	R.1978 d.400	10 N.J.R. 563(a)
14A:5-1	Sales tax exemption standards for solar energy systems	R.1978 d.401	10 N.J.R. 563(b)
14A:9	Coastal Energy Impact Program Intrastate allocation process	R.1979 d.80	11 N.J.R. 203(b)
14A:11	Periodic reporting of energy information by suppliers of motor gasoline	R.1979 d.154	11 N.J.R. 260(c)

(Title 14, Transmittal 10 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)
(Title 14A, Transmittal 2 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

STATE — TITLE 15

15:10-4.2	Completion requirements for civilian absentee ballot applications; authorized messengers	R.1979 d.105	11 N.J.R. 203(c)
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(Title 15, Transmittal 10 dated September 21, 1978 includes all rules through January 5, 1979 N.J. Register.)

PUBLIC ADVOCATE — TITLE 15A

(Title 15A, Transmittal 1 dated March 20, 1978 includes all rules to date.)

TRANSPORTATION — TITLE 16

16:1-2	Amend issuance and sale of DOT public records	R.1978 d.433	11 N.J.R. 93(a)
16:16-4.3	Amend rescission of allocated, unexpended local State aid funds	R.1979 d.122	11 N.J.R. 262(b)
16:17-4.3	Amend rescission of allocated, unexpended local State aid funds	R.1979 d.122	11 N.J.R. 262(b)
16:25-12.1(a)2.	Amend utility relocations and adjustments; reimbursement	R.1979 d.43	11 N.J.R. 148(e)
16:26-1.1(c), 3.4(d), 3.8(b)	Amend traffic signal information and reimbursement highway lighting	R.1979 d.15	11 N.J.R. 94(c)
16:28-1.2(b)	Amendments on speed zones on parts of Route I-80	R.1979 d.53	11 N.J.R. 149(a)
16:28-1.7	Amend speed limits	R.1979 d.36	11 N.J.R. 148(a)
16:28-1.63	Amend speed limits on parts of Route U.S. 22	R.1979 d.161	11 N.J.R. 302(a)
16:28-1.69, 1.71, 1.87	Amend speed limits on parts of Routes 130, I-295, 30 and U.S. 206	R.1979 d.100	11 N.J.R. 207(a)
16:28-1.177	Speed limits on parts of Route U.S. 46	R.1978 d.386	10 N.J.R. 565(d)
16:28-1.180	Speed limits on parts of Route 180	R.1979 d.8	11 N.J.R. 94(b)
16:28-1.181	Amend speed limits	R.1979 d.36	11 N.J.R. 148(a)
16:28-1.182	Speed limits on parts of Route 53	R.1979 d.37	11 N.J.R. 148(b)

16:28-3.59, 3.97, 16:28-3.103 16:28-3.108, 3.109	Amend restricted parking Restricted parking on Routes 49, 72 and 28 Restricted parking on parts of Routes 28 and 27	R.1979 d.6 R.1978 d.387 R.1979 d.38	11 N.J.R. 93(b) 10 N.J.R. 566(a) 11 N.J.R. 148(c)
16:28-3.128 16:28-3.136 16:28-3.179 and 3.180	Amend restricted parking Amend restricted parking: Route 35 Restricted parking on parts of Routes 49, 72 and 28	R.1979 d.6 R.1979 d.163 R.1978 d.387	11 N.J.R. 93(b) 11 N.J.R. 303(a) 10 N.J.R. 566(a)
16:28-3.181 16:28-3.182, 3.183 16:28-3.184 16:28-3.185, 3.186	Restricted parking on parts of Route 94 Restricted parking on parts of Routes 33 and 79 Route U.S. 206 in Hamilton Township, Mercer County Amend restricted parking	R.1978 d.388 R.1978 d.413 R.1978 d.380 R.1979 d.6	10 N.J.R. 566(b) 11 N.J.R. 40(a) 10 N.J.R. 565(a) 11 N.J.R. 93(b)
16:28-3.187 16:28-3.188— 3.190	Amend restricted parking: Route U.S. 206 Amend restricted parking on parts of Routes 147, U.S. 206 and U.S. 1 and 9	R.1979 d.163 R.1979 d.162	11 N.J.R. 303(a) 11 N.J.R. 302(b)
16:28-3.191, 3.192 16:28-6.17, 6.18 16:28-6.19	Restricted parking on parts of Routes U.S. 9 and 31 No left turns on parts of Routes 71 and 23 No left turns on parts of Route 35	R.1979 d.163 R.1979 d.7 R.1979 d.39	11 N.J.R. 303(a) 11 N.J.R. 94(a) 11 N.J.R. 148(d)
16:28-7.4 16:28-12.77 16:28-15.9, 15.11 to 13 16:28-15.14 through 15.23	Right-hand lane use of parts of Route U.S. 9 No right turns on red signals on parts of Route 57 Amendments on no passing zones on parts of Routes U.S. 206, N.J. 94, 23 and 31 No passing zones on parts of various state highways	R.1979 d.123 R.1978 d.384 R.1978 d.389	11 N.J.R. 262(c) 10 N.J.R. 565(b) 10 N.J.R. 566(c)
16:28-15.24— 15.28 16:28-15.29— 15.34	Rules on no-passing zones on parts of Routes 23, 154, U.S. 46 U.S. 206 and 33 No-passing zones on parts of Routes 31, 36, 47 and 46	R.1979 d.164 R.1979 d.165	11 N.J.R. 303(b) 11 N.J.R. 303(c)
16:28-16.2 and 16.3 16:51-1.3 16:53	Traffic control and parking on NJDOT property Amend exclusions; reduced fare transportation program Autobus specifications for van-type autobuses	R.1978 d.385 R.1979 d.57 R.1979 d.124	10 N.J.R. 565(c) 11 N.J.R. 149(b) 11 N.J.R. 263(a)

(Title 16, Transmittal 12 dated September 18, 1978 includes all rules through November 9, 1978 N.J. Register.)

TREASURY-GENERAL — TITLE 17

17:1-1.15, 1.21, 4.23 17:1-7.3, 8.3 17:3-1.4(w) 17:7-1.4	Amend certain rules of the Division of Pensions Delete rules on administrative fees Amend travel expense under election of a member-trustee Amendments on election of a prison officer to Pension Commission	R.1979 d.169 R.1978 d.421 R.1978 d.444 R.1978 d.372	11 N.J.R. 304(d) 11 N.J.R. 52(a) 11 N.J.R. 105(c) 10 N.J.R. 520(a)
17:9-1.4, 2.11 17:9-4.3(a)4. 17:9-2.3, 5.3, 5.8, 6.1, 7.4 17:10-1.9, 3.1 17:10-5.12, 5.14 17:12 17:16-5.5 17:16-5.5	Amend State Health Benefits Program Amend State Health Benefits Program Amend State Health Benefits Program Amend judicial retirement system Amend judicial retirement system Amend Purchase Bureau's rules Amendments on classification of funds Amend rules of classification of funds concerning temporary reserve group	R.1979 d.159 R.1978 d.441 R.1978 d.442 R.1978 d.405 R.1978 d.405 R.1979 d.132 R.1978 d.376 R.1979 d.19	11 N.J.R. 304(c) 11 N.J.R. 105(a) 11 N.J.R. 105(b) 11 N.J.R. 51(a) 11 N.J.R. 51(a) 11 N.J.R. 264(a) 10 N.J.R. 520(c) 11 N.J.R. 105(e)
17:16-5.5 17:16-5.5 17:16-31.1 17:16-32.6, 32.7	Amend temporary reserve group; classification of funds Amend classification of funds Amend definitions: state cash management fund Amend Common Pension Fund A Rules: date and method of valuation	R.1979 d.94 R.1979 d.19 R.1979 d.96 R.1979 d.20	11 N.J.R. 211(d) 11 N.J.R. 105(e) 11 N.J.R. 212(b) 11 N.J.R. 106(a)
17:16-32.9 17:16-35.6 17:16-37.1 17:16-38.6 17:18-1.9 17:19A 17:20 17:20-7.3 to 7.7 17:21	Amend admission date; common Pension Fund A Amend Common Trust Fund regarding date of valuation Amend repurchase agreements; permissible investments Amend date of valuation Amend form of petition of appeal Amend barrier free design, public building Amend Lottery Commission's rules Rules on suspension and revocation of lottery agent's licenses Amend Lottery Commission's rules	R.1979 d.97 R.1979 d.21 R.1979 d.95 R.1979 d.22 R.1978 d.407 R.1979 d.33 R.1979 d.125 R.1978 d.383 R.1979 d.125	11 N.J.R. 212(c) 11 N.J.R. 106(b) 11 N.J.R. 212(a) 11 N.J.R. 107(a) 11 N.J.R. 51(c) 11 N.J.R. 107(b) 11 N.J.R. 263(c) 10 N.J.R. 566(d) 11 N.J.R. 263(c)

17:21-11	Lottery Derby Instant Lottery Game	R.1979 d.196	11 N.J.R. 305(d)
17:21-13.1	Amend Pick-It Lottery rules	R.1978 d.348	10 N.J.R. 519(a)
17:21-14	Holiday Sweepstakes Lottery	R.1978 d.417	11 N.J.R. 40(c)
17:27-7.4	Amend affirmative action requirements for public contracts	R.1979 d.191	11 N.J.R. 305(c)

(Title 17, Transmittal 11 dated September 18, 1978 includes all rules through October 5, 1978 N.J. Register.)

TREASURY-TAXATION — TITLE 18

18:3	Amend alcoholic beverage tax	R.1979 d.180	11 N.J.R. 305(b)
18:4	Amend alcoholic beverage tax	R.1979 d.180	11 N.J.R. 305(b)
18:5	Amend Cigarette Tax Act	R.1979 d.92	11 N.J.R. 211(b)
18:6	Amend unfair cigarette sales	R.1979 d.86	11 N.J.R. 210(a)
18:7	Amend Corporation Business Tax Act	R.1979 d.45	11 N.J.R. 150(b)
18:8	Amend Financial Business Tax Law	R.1979 d.46	11 N.J.R. 151(a)
18:9-2.2, 2.3, 2.4, 3.5	Amendments on Personal Property Tax	R.1978 d.321	10 N.J.R. 457(c)
18:12	Amend local property tax	R.1979 d.91	11 N.J.R. 211(a)
18:12-6	Amendments on tax abatement on added assessments	R.1978 d.237	10 N.J.R. 407(c)
18:12-7	Amendments on the homestead tax rebate	R.1978 d.411	11 N.J.R. 51(d)
18:12-7.12(b)	Extend filing date for homestead rebate tax claim	R.1978 d.406	11 N.J.R. 51(b)
18:12A-1.6	Amendments on petitions of appeal	R.1978 d.325	10 N.J.R. 457(d)
18:12A-1.6(e), 1.9(h)	Amend county boards of taxation	R.1979 d.14	11 N.J.R. 105(d)
18:15	Amend farmland assessment	R.1979 d.87	11 N.J.R. 210(b)
18:16	Amend realty transfer fee	R.1979 d.93	11 N.J.R. 211(c)
18:17	Amend assessor qualification	R.1979 d.88	11 N.J.R. 210(c)
18:18	Amend motor fuels tax	R.1979 d.137	11 N.J.R. 264(b)
18:19	Amend motor fuels tax	R.1979 d.137	11 N.J.R. 264(b)
18:20	Amend motor fuels tax	R.1979 d.137	11 N.J.R. 264(b)
18:22	Amend public utility corporations	R.1979 d.47	11 N.J.R. 151(b)
18:23	Amend railroad property tax	R.1979 d.48	11 N.J.R. 151(c)
18:23A	Amend tax maps	R.1979 d.49	11 N.J.R. 151(d)
18:24-4.4	Amend sales and use tax	R.1979 d.89	11 N.J.R. 210(d)
18:24-7.8, 7.10	Amend sales and use tax	R.1979 d.90	11 N.J.R. 210(e)
18:24-7.15	Amend Sales and Use Tax Act	R.1979 d.179	11 N.J.R. 305(a)
18:24-22.2, 22.3	Amendments on floor covering and Sales and Use Tax	R.1978 d.320	10 N.J.R. 457(b)
18:24-26	Sales and use tax exemption; solar energy devices and systems	R.1978 d.285	10 N.J.R. 407(a)
18:26	Amend transfer inheritance tax	R.1979 d.50	11 N.J.R. 151(e)
18:26-11.8, 11.23	Amendments on transfer inheritance tax	R.1978 d.286	10 N.J.R. 407(b)
18:30	Amend capital gains and other unearned income tax	R.1979 d.51	11 N.J.R. 151(f)
18:35-1.9	Federal securities; taxable status; Gross Income Tax Act	R.1978 d.284	10 N.J.R. 406(f)
18:35-1.10	Withholding; Gross Income Tax	R.1978 d.319	10 N.J.R. 457(a)
18:35-1.11	Time for filing information returns	R.1979 d.56	11 N.J.R. 152(a)

(Title 18, Transmittal 11 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

OTHER AGENCIES — TITLE 19

19:4-6.28	Amendments to official zoning map	R.1978 d.359	10 N.J.R. 522(e)
19:8-1.1, 2.9(b)	Amendments on loitering on the Parkway	R.1978 d.257	10 N.J.R. 408(b)
19:8-1.9(b)12.	Amendments on towing passenger vehicles by campers	R.1978 d.378	10 N.J.R. 568(b)
19:8-2.12	Amend Emergency services on the Garden State Parkway	R.1979 d.167	11 N.J.R. 309(b)
19:8-3.1	Amendments on tolls and exact change toll lanes	R.1978 d.379	10 N.J.R. 569(a)
19:9-1.9(a)24	Amendments concerning double-saddlemount vehicles	R.1978 d.412	11 N.J.R. 53(b)
19:9-2.1	Amend prequalification of bidders	R.1979 d.160	11 N.J.R. 308(b)
19:9-4.2(b)	Amendments to fees for photographs of accident sites on Turnpike	R.1978 d.258	10 N.J.R. 408(c)
19:9-5.1	Pre-employment screening	R.1979 d.181	11 N.J.R. 309(a)
19:25-12.1(b)	Amend reporting of "street money"	R.1979 d.121	11 N.J.R. 266(a)
19:41-2	Application procedures for casino hotel facilities	R.1979 d.173	11 N.J.R. 309(c)
19:41-4.3	Amendments on application procedures (durational residency provisions with regard to employers)	R.1978 d.363	10 N.J.R. 522(c)
19:43-1.2	Amend license requirements	R.1979 d.174	11 N.J.R. 309(d)
19:44-1.1, 4.1, 5.1	Amendments on gaming schools	R.1978 d.364	10 N.J.R. 522(d)
19:46-1.27	Amend aisle space	R.1979 d.82	11 N.J.R. 214(a)
19:46-1.33	Metal tokens for use in \$1.00 slot machines	R.1979 d.175	11 N.J.R. 309(e)
19:47-1.2, 1.4, 1.5	Amendments to rules of game for craps	R.1978 d.346	10 N.J.R. 522(a)
19:47-2.3, 2.5	Amend rules of game relating to blackjack	R.1979 d.2	11 N.J.R. 108(c)
19:48	Rules on exclusion of persons from casinos	R.1978 d.362	10 N.J.R. 522(b)

(Title 19, Transmittal 11 dated July 24, 1978 includes all rules through August 10, 1978 N.J. Register.)

(Continued from Page 286)

10th day of February, May, August and November of each year, to become effective for each respective subsequent calendar quarter period, price, discount, depletion credit, floor stock allowance, and price reduction listings as provided for and as limited in this regulation, containing as to each alcoholic beverage listed:

1. Its correct brand or trade name;
2. Its nature and type;
3. Its age and proof of alcoholic content when stated on the label;
4. The standard number of unit containers per standard case;
5. The capacity of each unit container; and
6. The wholesale bottle and standard case prices and, at the option of the manufacturer or wholesaler, the one-half and one-quarter standard case prices, which prices shall be individual for each alcoholic beverage brand and size and not in combination with any other alcoholic beverage brand and size.

(b) Said listing shall contain a statement of any discount, credit, allowance or reduction to be allowed. Said listings may also contain a statement of any late payment fee or interest to be charged when payment for deliveries is not made within the applicable period for payment customary to the industry. Price and discount listings so filed with the director shall be deemed to be a new filing for each succeeding calendar quarter period for which no new listing is thereafter timely filed with the director. Manufacturers and wholesalers filing price and discount listings shall provide each wholesaler to whom they intend to sell such alcoholic beverages a copy of such listings on or before the 10th day of the month of filing.

(c) No manufacturer or wholesaler of distilled alcoholic beverages shall file any such price or discount listing higher than the lowest price or lower than the highest discount at which any such alcoholic beverage will be sold by said manufacturer or wholesaler or by any New Jersey or other manufacturer or wholesaler to any wholesaler anywhere in any other state of the United States or in the District of Columbia, or to any state (or state agency) which owns and operates retail liquor stores, at any time during the period for which such listing shall be in effect. Manufacturers and wholesalers of distilled alcoholic beverages filing such price and discount listings shall, not later than the fifth day of any month subsequent to the month of filing, file with the Director an amended reduced price and higher discount listing to become effective the first day of the following month, to conform to the lowest price and highest discount at which any such alcoholic beverage shall be sold by such manufacturer or wholesaler. Any such manufacturer or wholesaler may, upon prior written authorization granted by the director for good cause shown, file an amended higher price and lower discount listing not later than the fifth day of any month subsequent to the month of filing, to become effective on the first day of the following month. Manufacturers and wholesalers filing such amended price or discount listings shall provide each wholesaler to whom they intend to sell such alcoholic beverages a copy of such listings on or before the fifth day of the month of filing.

(d) No such manufacturer or wholesaler shall sell to any wholesaler and no wholesaler shall knowingly purchase from any such manufacturer or wholesaler any such distilled alcoholic beverage at a price higher than, or a discount lower than, the lowest price or highest discount at which such alcoholic beverage is sold by said manufacturer or wholesaler or by any New Jersey or other

manufacturer or wholesaler to any wholesaler anywhere in any other state of the United States or in the District of Columbia, or to any state (or state agency) which owns and operates retail liquor stores, at any time during the month in which such sale takes place.

(e) If, after the time for filing price listings as hereinabove provided, a manufacturer, supplier, importer or wholesaler of alcoholic beverages desires to sell a brand or size of an alcoholic beverage not then currently listed by him because not previously available to him, such wholesaler may file with the director a supplemental price and discount listing for such brand or size in the manner and form hereinabove prescribed.

(f) Price and discount filings required pursuant to this from Brand Registration filings required by subchapter 33 of this chapter and shall be provided in such form and upon payment of such fees as shall be established by the Director.]

Interested persons may present statements or arguments in writing relevant to the proposed amendments on or before June 27, 1979, to:

Joseph H. Lerner, Director
Division of Alcoholic Beverage Control
Newark International Plaza
U.S. Route 1 & 9 (Southbound)
P.O. Box 2039
Newark, New Jersey 07114

After full consideration of all matters respecting the proposed amendments, the Division of Alcoholic Beverage Control, upon its own motion or at the request of any interested party, may thereafter adopt the above rules substantially as proposed without further notice.

Pursuant to an order of the Appellate Division of the Superior Court in *Heir et al v. Degnan et al* (A-2655-78) and *Wine and Spirits Retailers of New Jersey, Inc. et al v. Degnan, et al* (A-2708-78) dated April 10, 1978, the Director is restrained and enjoined from effectuating and enforcing Division regulations adopted April 4, 1978 (11 N.J.R. 257(c)) pending deposition of those appeals. Any action taken with respect to the above proposed regulations will be consistent with the Order of the Court.

Joseph H. Lerner
Director, Division of Alcoholic
Beverage Control
Department of Law and Public Safety

(a)

LAW AND PUBLIC SAFETY

DIVISION OF CONSUMER AFFAIRS

BOARD OF MEDICAL EXAMINERS

Proposed Rule on Military Service In Lieu of Internship (Podiatry)

Edwin H. Albano, President of the State Board of Medical Examiners in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 45:9-1 et seq., proposes to adopt a new rule concerning military service in lieu of internship (podiatry).

Full text of the proposal follows:

13:35-1.5 Military service in lieu of internship (podiatry)

The Board may grant a license to practice podiatry to any person who shall furnish proof, satisfactory to the

Board, that such person has fulfilled all of the formal requirements established by N.J.S.A. 45:5-1 et seq., and has served at least two years in active military service in the United States Army, Air Force, Navy, Marine Corps, Coast Guard or the U.S. Public Health Service as a commissioned officer and podiatrist in a medical facility which the Board determines constitutes the residency training program required by N.J.S.A. 45:5-2(5) provided however that such military service actively occurred subsequent to graduation from an approved school of podiatry.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Edwin H. Albano
President, State Board of Medical Examiners
28 West State St.
Trenton, N.J. 08608

The State Board of Medical Examiners may thereafter adopt rules concerning this subject without further notice.

Edwin H. Albano
President, State Board of Medical Examiners
Department of Law and Public Safety

(a)

LAW AND PUBLIC SAFETY

DIVISION OF CONSUMER AFFAIRS

BOARD OF MEDICAL EXAMINERS

Proposed Rule on Military Service In Lieu of Internship

Edwin H. Albano, President of the State Board of Medical Examiners in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 45:9-1 et seq., proposes to adopt a new rule concerning military service in lieu of internship.

Full text of the proposal follows:

13:35-2.7 Military service in lieu of internship

The Board may grant a license to practice medicine and surgery to any person who shall furnish proof, satisfactory to the Board, that such person has fulfilled all of the formal requirements established by N.J.S.A. 45:9-1 et seq., and who has served at least two years in active military service in the United States Army, Air Force, Navy, Marine Corps, Coast Guard or the U.S. Public Health Service as a commissioned officer and physician and surgeon in a medical facility which the Board determines constitutes the substantial equivalent of the one year approved internship or residency training program required by N.J.S.A. 45:9-8(3), provided however that such military service actively occurred subsequent to graduation from an approved medical school.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Edwin H. Albano
President, State Board of Medical Examiners
28 West State St.
Trenton, N.J. 08608

The State Board of Medical Examiners may thereafter adopt rules concerning this subject without further notice.

Edwin H. Albano
President, State Board of Medical Examiners
Department of Law and Public Safety

(b)

LAW AND PUBLIC SAFETY

RACING COMMISSION

Proposed Amendments Concerning Pari Mutuel Wagering

John J. Reilly, Executive Director of the New Jersey Racing Commission in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 5:5-22 et seq., proposes to amend certain rules concerning pari mutuel wagering.

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

13:70-29.8 Odds board

Each association must maintain an approximate odds board [(and an efficient odds man whose duty it shall be to post not less than four complete quotations or lines of odds,)] for the purpose of informing the public of the actual wagering on each horse as disclosed by an accurate take-off of the straight pool at the time such odds are posted, and also a final line or flash after the close of wagering, which shall show the final odds on each horse before the finish of the race. (No quotation or line shall exceed a total of [122] 129 percent.)

13:70-29.24 Basis of payoffs

[(a)] Whenever the totalisator fails mechanically, or whenever there is a difference in any pool or pools between the sum total of the wagers on the individual horses as compared with the grand total shown by the totalisator, the association [may elect to compute the payoff to the public on the basis of either of the following two methods:

1. The actual amount wagered in each pool as determined by the recapitulation of the sales registered by each ticket issuing machine; or

2. The larger of the two amounts; (that is, the sum total of the wagers on the individual horses or the grand total, as shown by the totalisator.)]

shall compute the pay-off to the public on the basis of the larger of the two amounts (i.e. the sum total of the wagers on the individual horses or the grand total as shown by the totalisator.)

13:70-29.25 Recapitulation of sales

[(a)] Whenever the recapitulation of the sales registered by each ticket issuing machine subsequently proves that the actual amount deposited in the pool or pools is less than the amount used in calculating the payoff, such deficiency shall be deposited in the pool or pools by the association.

(b) Should the recapitulation of sales prove that the amount wagered on a horse or horses in the money was over or understated in the original calculation due to a mechanical error of the totalisator, a recalculation shall be made to determine the proper distribution of all sums deposited by the patrons and association in such pool or pools.]

All monies remaining undistributed following the calculation of all pools shall be paid to the State.

13:70-29.27 Overpays or underpays

[(a) Overpays or underpays caused by errors (of the totalisator) shall be adjusted at close of each race meeting.

(b) Any net underpay resulting therefrom shall be paid to the State.]

Overpays caused by errors of the totalisator shall be paid by the totalisator company.

13:70-29.32 Couple horses

[If two or more horses in a race are coupled on the same mutuel ticket, there shall be no refund unless all of the horses so coupled are excused before off-time, or all of the horses so coupled are locked in the gate.]

Should any part of a coupled betting interest be scratched after pari-mutuel wagering on the race in question has begun, there shall be a refund on all pools for the coupled interest and the remaining part or parts of the coupled interest shall be excluded from all wagering and compete for the purse only.

13:70-29.47(g) If ENTRY or FIELD horses finish 1st and 2nd, the EXACTA will be paid on the combination of horses finishing 1st and 3rd. If ENTRY or FIELD horses finish 1st, 2nd, and 3rd, the EXACTA POOL will be figured as a WIN POOL with all combinations showing the ENTRY or FIELD horse on top considered as winners and sharing equally in the distribution of the POOL, with the exception in the case of a dead heat in the third position. In said instance, the exacta will be comprised on the entry or field and the horse dead heated for 3rd.

13:70-29.54 Sell-only system

(a) The supervisor of mutuels shall be furnished with the following documents on a daily basis by the totalisator company for any sell-only system:

1. Win, Place and Show Pools:
 - i. Running total sheet;
 - ii. Calculating sheet;
 - iii. Tickets and denomination sheet;
 - iv. Price sheet by denomination;
 - v. Progression of odds;
 - vi. Machine sales by Division.
2. Exacta and daily double pools:
 - i. Calculating sheets;
 - ii. Tickets by denomination and combinations;
 - iii. Machine sales by Division;
 - iv. Daily double will pay sheet.
3. Trifecta pools:
 - i. Calculating sheet;
 - ii. Winning ticket combination sheet;
 - iii. Key wheel sheet;
 - iv. Machine sales by Division;
 - v. Trifecta ticket print.
4. Outstanding ticket balance report for all pools.

13:70-29.55 Cash-sell system

(a) In addition to the foregoing rules which shall be applicable to all pari-mutuel systems excepting the following additional rules shall apply only to associations utilizing a "cash-sell" system.

1. There shall be no cancellation of tickets permitted once the patron has left the window and in no event shall there be any cancellation of tickets after four transactions have occurred at the individual terminal without recourse to a special terminal.
2. There shall be no cancellation of tickets permitted after off-time for any race.
3. The supervisor of mutuels shall be furnished with the following documents by the totalisator company on a

daily basis for all pools at such time and in such manner as requested by the supervisor of mutuels.

- i. Pool summary report;
- ii. Price calculation report;
- iii. Final cycle pool print report;
- iv. Progression of odds (win only);
- v. Machine sales by race report;
- vi. Daily double will pay report;
- vii. Exacta probables report;
- viii. Prices report summary;
- ix. Price calculation summary;
- x. Summarized balance report (out tickets);
- xi. End of day report;
- xii. All trifecta computer sheets.

4. The supervisor of mutuels shall also be furnished with the following documents by the totalisator company upon request:

- i. Payout distribution report;
- ii. Day end teller report;
- iii. Pool processing proof;
- iv. Outs book A;
- v. Outs book B;
- vi. Bet reports;
- vii. Audit information from log tapes.

Interested persons may present statements or arguments in writing relevant to the proposal on or before June 30, 1979 to:

John J. Reilly, Executive Director
c/o New Jersey Racing Commission
404 Abbington Drive
East Windsor, N.J. 08520

The New Jersey Racing Commission may thereafter adopt rules concerning the subject without further notice.

John J. Reilly
Executive Director
New Jersey Racing Commission
Department of Law and Public Safety

(a)

LAW AND PUBLIC SAFETY

RACING COMMISSION

Amendments to the Starter and Starting Gate Rules in Harness Racing

On April 2, 1979, John J. Reilly, Executive Director of the New Jersey Racing Commission in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 5:5-22 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 13:71-8.28, 13:71-17.1 and 13:71-17.7 concerning the starter and starting gate rules in harness racing as proposed in the Notice published August 10, 1978 at 10 N.J.R. 349(a).

An order adopting these amendments was filed and became effective on April 23, 1979 as R.1979 d.157.

Howard H. Kestin
Director
Office of Administrative Law

(a)

LAW AND PUBLIC SAFETY

DIVISION OF CONSUMER AFFAIRS

BOARD OF OPTOMETRISTS

Amendments to Fee Schedules

On April 5, 1979, Stanley J. Oleniacz, President of the State Board of Optometrists in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 52:17B-41 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 13:38-5.1 concerning fee schedules as proposed in the Notice published March 8, 1979 at 11 N.J.R. 145(a).

An order adopting these amendments was filed and became effective on April 23, 1979 as R.1979 d.158.

Howard H. Kestin
Director
Office of Administrative Law

(b)

LAW AND PUBLIC SAFETY

DIVISION OF CONSUMER AFFAIRS

OFFICE OF WEIGHTS AND MEASURES

Amendments Concerning Portable
Self-Contained Vehicle Scales

On May 1, 1979, William J. Wolfe, Sr., State Superintendent of Weights and Measures in the Division of Consumer Affairs in the Department of Law and Public Safety, pursuant to authority of N.J.S.A. 51:1-54, 51:1-61, 51:10-11, 51:4-31, 51:8-4, 51:9-10 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 13:47B-1.9 concerning portable, self-contained vehicle scales as proposed in the Notice published April 5, 1979 at 11 N.J.R. 201(a).

An order adopting these amendments was filed and became effective on May 4, 1979 as R.1979 d.192.

Howard H. Kestin
Director
Office of Administrative Law

(c)

LAW AND PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Amendments Concerning Miscellaneous Lights

On May 8, 1979, 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. 39:8-23 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 13:20-33.26 and 13:20-33.63 concerning miscellaneous lights as proposed in the Notice published April 5, 1979 at 11 N.J.R. 199(a).

An order adopting these amendments was filed and became effective on May 14, 1979 as R.1979 d.193.

Howard H. Kestin
Director
Office of Administrative Law

(d)

ENERGY

THE COMMISSIONER

Amendments on the Regulation and
Control of the Sale of Motor Gasoline
During an Energy Emergency

On April 30, 1979, Joel R. Jacobson, Commissioner of Energy, pursuant to authority of N.J.S.A. 52:27F-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 14A:2-3.1 et seq. concerning the regulation and control of the sale of motor gasoline during an energy emergency substantially as proposed in the Notice published March 8, 1979, at 11 N.J.R. 146(d) but with subsequent, substantive changes not detrimental to the public in the opinion of the Department of Energy.

A summary of the substantive changes follows:

(1) The definition of motor gasoline has been expanded to include diesel fuel;

(2) Operators of passenger automobiles will be required to permit retail dealers to view the gasoline gauges of their automobiles;

(3) Retail dealers will not be allowed to sell motor gasoline to operators of passenger automobiles if the operators do not permit the retail dealers to view the gasoline gauges of their automobiles;

(4) The Commissioner of the Department of Energy may establish maximum quantities of motor gasoline to be sold to any purchaser including limitations on the number of gallons to be sold and limitations on the number of dollars of motor gasoline to be sold;

(5) Retail dealers will be required to display two flags, one solid and one checkered, to notify the public of the availability for sale of the different grades of motor gasoline (solid flags for the leaded regular grades and checkered flags for the unleaded grades);

(6) Operators of farm vehicles will be exempt from the odd/even day purchase plan and the half tank rule and will be allowed to purchase as much motor gasoline as required on any day; and

(7) Operators of motor vehicles which are being used as van pools and bearing a sticker issued by the Department will be exempt from the odd/even day purchase plan and will be allowed to purchase motor gasoline on any day.

The Department has determined that the interests of the public will be best served if retail dealers are required to display two flags, one solid and one checkered, to notify the public of the availability for sale of the different grades of motor gasoline. Back in 1973-74, during the oil embargo, one grade of motor gasoline, leaded regular, accounted for the vast majority of gasoline sold. Currently, there are two grades of motor gasoline, leaded regular and unleaded, being sold each of which has a substantial market share. Since there are now two major grades of gasoline being marketed, the Department believes that in order for the public to be adequately informed of the availability of motor gasoline for sale, it will be necessary for retail dealers to display two flags. The Department

recognizes that the two flag requirement may inconvenience retail dealers, but the Department believes that the public's interest in being adequately informed outweighs this inconvenience.

An order adopting these amendments was filed on May 3, 1979 as R.1979 d.176 to become effective on July 2, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(a)

ENERGY

THE COMMISSIONER

Amendments Concerning the Maintenance Requirements for Oil-Fired Heating Units

On April 30, 1979, Joel R. Jacobson, Commissioner of Energy, pursuant to authority of N.J.S.A. 52:27F-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 14A:3-3.6 concerning the maintenance requirements for oil-fired heating units as proposed in the Notice published March 8, 1979 at 11 N.J.R. 147(a).

An order adopting these amendments was filed on May 3, 1979, as R.1979 d.177 to become effective on July 2, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(b)

ENERGY

THE COMMISSIONER

Repeal of Rules Concerning Air Conditioner and Heat Pump Energy Efficiency Ratios

On April 30, 1979, Joel R. Jacobson, Commissioner of Energy, pursuant to authority of N.J.S.A. 52:27F-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, repealed N.J.A.C. 14A:3-10.1 et seq. concerning air conditioner and heat pump energy efficiency ratios as proposed in the Notice published March 8, 1979 at 11 N.J.R. 147(b).

An order repealing these rules was filed on May 3, 1979, as R.1979 d.178 to become effective on July 2, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(c)

TRANSPORTATION

THE COMMISSIONER

Proposed Amendments Concerning The Rescission of Allocated but Unexpended Local State Aid Funds

Louis J. Gambaccini, Commissioner of Transportation,

pursuant to authority of N.J.S.A. 27:15A-1 et seq., proposes to amend N.J.A.C. 16:16-4.3 and 16:17-4.3 concerning the rescission of allocated but unexpended "Local State Aid Funds."

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

16:16-4.3 The rescission of allocated but unexpended "Local State Aid Funds"

Whenever the Commissioner of Transportation shall be empowered, by law, to rescind previously allocated, but unexpended funds under provisions of N.J.S.A. 27:15-1 et seq., or under P.L. 1966, c. 33, the Commissioner shall rescind such sums where the county or municipality, for whom the funds were previously allocated, shall not have awarded a contract for, or otherwise commenced the actual performance of such work [on or before March 1, 1979] on or before June 30, 1979.

16:17-4.3 The rescission of allocated but unexpended "Local State Aid Funds"

Whenever the Commissioner of Transportation shall be empowered, by law, to rescind previously allocated, but unexpended funds under provisions of N.J.S.A. 27:15-1 et seq., or under P.L. 1966, c. 33, the Commissioner shall rescind such sums where the county or municipality, for whom the funds were previously allocated, shall not have awarded a contract for, or otherwise commenced the actual performance of such work [on or before March 1, 1979] on or before June 30, 1979.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Ave.
Trenton, N.J. 08625

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(d)

TRANSPORTATION

THE COMMISSIONER

Proposed Amendments Concerning Speed Limits on Parts of Routes 34 and 49

Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-98, proposes to amend N.J.A.C. 16:28-1.18 and 16:28-1.81 concerning speed limits on parts of Routes 34 and 49.

The proposal concerns the deletion of the current text of N.J.A.C. 16:28-1.18 and the adoption of new text therein as well as the adoption of additional text within N.J.A.C. 16:28-1.81.

Full text of the proposed new rules follows:

16:28-1.18 Route 34 in Monmouth and Middlesex Counties
(a) In accordance with the provisions of N.J.S.A. 39:4-98, the rate of speed designated for State Highway Route

34 described herein below shall be and hereby is established and adopted as the maximum legal rate of speed thereat for both directions of traffic.

	Milepost
1. Wall Township:	
i. Zone 1: 55 mph between Route 34-35 and 70 traffic circle and Route 33-34 traffic circle:	0.0 to 7.6;
ii. Zone 2: 50 mph between Route 33-34 traffic circle and Howell Township line:	7.6 to 8.34.
2. Howell Township: 50 mph within respective corporate limits:	8.34 to 10.56;
3. Colts Neck Township: 50 mph within respective corporate limits:	10.56 to 17.39;
4. Holmdel Township: 50 mph within respective corporate limits:	17.39 to 19.68;
5. Marlboro Township: 50 mph within respective corporate limits:	19.68 to 20.44;
6. Aberdeen Township:	
i. 50 mph between Marlboro Township line and Van Brackle Road:	20.44 to 21.20;
ii. Zone 3: 40 mph between Van Brackle Road and the southerly Aberdeen Township - Matawan Borough line:	21.20 to 21.65;
7. Aberdeen Township and Matawan Borough:	
i. 40 mph between the southerly Aberdeen Township - Matawan Borough line and the Northerly Aberdeen Twp.-Matawan Borough line:	21.65 to 22.25;
8. Matawan Borough:	
i. Zone 4: 35 mph between the Northerly Aberdeen Township - Matawan Borough line and Franklin Street:	22.25 to 22.55;
9. Matawan Borough:	
i. Zone 5: 50 mph between Franklin Street and Old Bridge Township line:	22.55 to 23.28;
10. Old Bridge Township:	
i. 50 mph within corporate limits:	23.28 to 26.79.

16:28-1.81(b) In accordance with the provisions of N.J.S.A. 39:4-98, Regulation LS-74-3 is hereby amended along Route 49 in Pennsville Township, Salem County, to include a 25 mph speed limit for the Pennsville Christian Elementary School zone, in Zone 2, for both directions of traffic, during recess or while children are going to or leaving school, during opening or closing hours.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Avenue
Trenton, N.J. 08625

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(a)

TRANSPORTATION

THE COMMISSIONER

Proposed Rules on Restricted Parking on Parts of Routes 27 and 7

Louis J. Gambaccini, Commissioner of Transportation,

pursuant to authority of N.J.S.A. 39:4-138.1, proposes to adopt new rules concerning restricted parking on parts of Routes 27 and 7.

Full text of the proposal follows:

16:28-3.193 Route 27 in the Borough of Roselle, County of Union

(a) In accordance with the provisions of N.J.S.A. 39:4-138.1, the certain parts of State Highway Route 27 described herein below shall be, and hereby are, designated and established as "no parking" zones where parking is prohibited at all times and in accordance with the provisions of N.J.S.A. 39:4-199 permission is hereby granted to erect appropriate signs at the following established bus stops:

1. Along the westerly (southbound) side of Route 27:

i. Far side bus stops:

- | | |
|-----------------------|-----------|
| (1) Park Avenue: | 120 feet; |
| (2) Alexander Avenue: | 120 feet; |
| (3) Garfield Avenue: | 120 feet; |
| (4) Carolyn Terrace: | 120 feet; |
| (5) Thompson Avenue: | 120 feet; |
| (6) Drake Avenue: | 120 feet; |
| (7) Chandler Avenue: | 120 feet; |
| (8) Frank Street: | 120 feet; |
| (9) Home Terrace: | 120 feet; |
| (10) Victory Street: | 120 feet. |

ii. Near side bus stops:

- | | |
|------------------------|-----------|
| (1) Hagel Avenue: | 120 feet; |
| (2) Crescent Avenue: | 120 feet; |
| (3) Washington Avenue: | 105 feet. |

Note: All bus stops to be the above specified lengths measured from the prolongation of the curb line of the intersecting streets.

16:28-3.194 Route 7 in the Town of Belleville, Essex County

(a) In accordance with the provisions of s. 78, c. 23, L. 1951 N.J.S.A. 39:4-138.1, the certain parts of State Highway Route 7 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 southbound side of Route 7 (Washington Avenue) beginning 115 feet south of the southerly curb line of Joralemon Street to a point 57 feet south therefrom.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Ave.
Trenton, N.J. 08625

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(a)

TRANSPORTATION THE COMMISSIONER

Proposed Rules on No Passing Zones on Parts of Route U.S. 40

Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-201.1, proposes to adopt new rules concerning no passing zones on parts of Route U.S. 40.

Full text of the proposal follows:

16:28-15.35 Route U.S. 40 in Franklin Township,
Gloucester County

(a) In accordance with the provisions of N.J.S.A. 39:4-201.1, the certain parts of State Highway Route U.S. 40 described in drawing #HNPZ-043, dated February 26, 1979, as retained on file in the Bureau of Traffic Engineering in the Department of Transportation, shall be and hereby are designated and established as "no passing" zones.

(b) Any regulation or part of regulation inconsistent with this regulation is hereby repealed.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Ave.
Trenton, N.J. 08625

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(b)

TRANSPORTATION THE COMMISSIONER

Proposed Rules on Financial and Accounting Conditions and Criteria for Bus Operating Assistance Program

Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:1A-16(d) and 27:1A-25(a), proposes to adopt new rules on N.J.A.C. 16:53A-1.1 et seq. concerning the Division of Bus Transportation Management and financial and accounting conditions and criteria for bus operating assistance program.

The proposed rules concern accounting systems and internal controls; operating assistance application and negotiation process; payments; quarterly reports; cash control over non-operational disbursements; records of affiliates; submission of carrier's final claim; audits; appeal process and recoupment process; school, charter and freight operations; revenues; expenditures; treatment of assets and income; and suggested allocation methodology.

Copies of the 41 pages of the full text of the proposal may be obtained from or made available for review by contacting:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Avenue
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to the Department of Transportation at the above address.

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(c)

TRANSPORTATION THE COMMISSIONER

Proposed Rules Concerning the Delegation of Authority by the Commuter Operating Agency

Louis J. Gambaccini, Commissioner of Transportation and Chairman of the Commuter Operating Agency, pursuant to authority of N.J.S.A. 27:1A-16(d) and 27:1A-25(a), proposes to adopt new rules concerning the delegation of authority by the Commuter Operating Agency.

Full text of the adoption follows:

CHAPTER 53B. COMMUTER OPERATING AGENCY SUBCHAPTER 1. DELEGATION OF AUTHORITY

16:53B-1.1 Definitions

The following words and terms, as used herein, shall have the following meanings unless the text clearly indicates otherwise.

"Agency" means the Commuter Operating Agency of the New Jersey Department of Transportation.

"Carrier" means any individual, co-partnership, association, corporation, joint stock company, receiver, trustee or public agency operating rail or motor bus passenger or freight services in this State or between points in this State and between points in other states for public use.

"Minor service modification" shall mean a change in a carrier's schedules or routes where:

1. There is no reduction in the number of buses or trains operated; and
2. There is no change in fares; and
3. There is no increase in the amount of operating costs the Agency authorized for the continuation of service by a carrier which included the affected route or routes; and
4. There is no substantial change in schedules or routes as defined in this subchapter.

"Routine matters" shall mean those matters which do not involve basic policy decisions affecting the nature of the State's rail and motorbus passenger and freight service programs and which are the normal and common administrative duties necessary to implement the basic decisions of the Agency.

"Secretary" means the Assistant Commissioner for Public Transportation.

"Substantial change in bus routes" shall mean any change in routing which affects more than 10 per cent of the passengers on the route as determined by the Secretary.

"Substantial change in rail or bus schedules" shall mean a schedule change of:

1. Greater than 60 minutes during the weekday hours of 9:30 A.M. to 4:00 P.M. and from 7:00 P.M. to 6:00 A.M.;
2. Greater than 30 minutes during the weekday hours of 6:00 A.M. to 9:30 A.M. and 4:00 P.M. to 7:00 P.M.; and
3. Greater than 60 minutes on Saturdays, Sundays and holidays.

16:53B-1.2 Purpose

The delegation of certain of its powers by the Agency is designed to allow the Secretary to perform in a timely manner the normal and common administrative duties necessary to implement the basic policy decisions of the Agency and allow the Agency to address its attention to significant policy and financial matters.

16:53B-1.3 Authority

(a) Pursuant to the authority of the Agency under P.L. 1966, c.301, P.L. 1967, c.138, and P.L. 1976, c.119, the Secretary is hereby authorized to exercise the following powers and duties of the Agency:

1. To execute all contracts authorized by the Agency, and approve in accordance with applicable State purchasing statutes, including but not limited to contracts for rail and motor bus passenger and freight service, improvements to capital facilities, consultant services, leases and permits for the use and occupancy of Agency owned property, and federal or State grants;

2. To administer the performance of all contracts approved by the Agency. This authority shall include without limitation the following powers:

- i. The authority to amend or terminate contracts according to conditions imposed by the Agency in resolutions approving such contracts, the terms of the contracts, or the need to take such action to further the purposes of the Agency in authorizing the contracts but which shall not result in increasing the Agency's financial obligations under the contracts beyond the amount authorized by the Agency nor substantially changing the scope of the work to be performed;

- ii. The authority to take action during an emergency in order to safeguard any equipment leased by the Agency, to safeguard any project authorized by the Agency or to provide for the continuation of essential services authorized by the Agency. However, any emergency action which may result in increasing the financial obligation of the Agency or where the emergency may continue for a substantial period of time, shall be brought by the Secretary before the Agency for their consideration at the next regularly scheduled meeting following the emergency;

- iii. The authority to approve minor service modifications to carriers' contracts which shall further the purposes of the Agency in approving such contracts; and

- iv. The authority to approve, execute and administer permits and leases for the use and occupancy of Agency owned properties. The Secretary, however, shall not exercise this authority unless the Agency has approved standard terms and conditions for such leases and permits, and this authority may be exercised only as long as such Agency approved standard leases or permits are used. However, special conditions may be imposed by the Secretary without the Agency's approval where such conditions are necessary to safeguard the Agency's property

or to safeguard the public, and which are necessary to carry out the purposes of the Agency.

3. To perform all other routine matters as defined in this Chapter as deemed necessary to assist the Agency in carrying out the purposes of P.L. 1966, c.301, P.L. 1967, c.138 and P.L. 1976, c.119.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Charles Meyers
Administrative Practice Officer
N.J. Department of Transportation
1035 Parkway Ave.
Trenton, N.J. 08625

The Department of Transportation may thereafter adopt rules concerning this subject without further notice.

Louis J. Gambaccini
Commissioner
Department of Transportation

(a)

TRANSPORTATION

THE COMMISSIONER

Amendments Concerning Speed Limits on Parts of Route U.S. 22

On April 26, 1979, Louis J. Gambaccini, 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, adopted amendments to N.J.A.C. 16:28-1.63 concerning speed limits on parts of Route U.S. 22 as proposed in the Notice published April 5, 1979 at 11 N.J.R. 204(a).

An order adopting these amendments was filed and became effective on April 27, 1979 as R.1979 d.161.

Howard H. Kestin
Director
Office of Administrative Law

(b)

TRANSPORTATION

THE COMMISSIONER

Amendments on Restricted Parking On Parts of Routes 35, 147, U.S. 206 and U.S. 1 and 9

On April 26, 1979, Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-138.1, 39:4-139 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 16:28-3.136 as well as new rules, to be cited as N.J.A.C. 16:28-3.188 through 16:28-3.190, concerning restricted parking on parts of Routes 35, 147, U.S. 206 and U.S. 1 and 9 as proposed in the Notice published April 5, 1979 at 11 N.J.R. 204(b).

An order adopting these amendments was filed and became effective on April 27, 1979 as R.1979 d.162.

Howard H. Kestin
Director
Office of Administrative Law

(a)

TRANSPORTATION THE COMMISSIONER

Rules Concerning Restricted Parking on Parts of Routes U.S. 9, 31 and U.S. 206

On April 26, 1979, Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-138.1, 39:4-139 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 16:28-3.187, 16:28-3.191 and 16:28-3.192, concerning restricted parking on parts of Routes U.S. 9, 31 and U.S. 206 as proposed in the Notice published April 5, 1979 at 11 N.J.R. 205(a).

An order adopting these rules was filed and became effective on April 27, 1979 as R.1979 d.163.

Howard H. Kestin
Director
Office of Administrative Law

(b)

TRANSPORTATION THE COMMISSIONER

Rules on No Passing Zones On Parts of Routes 23, 154, U.S. 46, U.S. 206 and 33

On April 26, 1979, Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-201.1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 16:28-15.24 through 16:28-15.28, concerning no passing zones on parts of Routes 23, 154, U.S. 46, U.S. 206 and 33 as proposed in the Notice published April 5, 1979 at 11 N.J.R. 206(a).

An order adopting these rules was filed and became effective on April 27, 1979 as R.1979 d.164.

Howard H. Kestin
Director
Office of Administrative Law

(c)

TRANSPORTATION THE COMMISSIONER

Rules on No Passing Zones on Parts of Routes 31, 36, 47 and 46

On April 26, 1979, Louis J. Gambaccini, Commissioner of Transportation, pursuant to authority of N.J.S.A. 39:4-201.1 and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules, to be cited as N.J.A.C. 16:28-15.29 through 16:28-15.34, concerning no passing zones on parts of Routes 31, 36, 47 and 46 as proposed in the Notice published April 5, 1979 at 11 N.J.R. 206(b).

An order adopting these rules was filed and became effective on April 27, 1979 as R.1979 d.165.

Howard H. Kestin
Director
Office of Administrative Law

(d)

TREASURY

DIVISION OF PENSIONS

STATE HEALTH BENEFITS COMMISSION

Proposed Amendment Concerning the State Health Benefits Program

William J. Joseph, Secretary, State Health Benefits Commission, in the Division of Pensions in the Department of the Treasury, pursuant to authority of N.J.S.A. 52:14-17.27 proposes to amend N.J.A.C. 17:9-5.5 "Local employer resolution; Chapter 88, P.L. 1974; Chapter 54, P.L. 1979," concerning the State Health Benefits Program.

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

17:9-5.5 Local employer resolution; Chapter 88, P.L., 1974;
Chapter 54, P.L. 1979

(a) A local employer will satisfy the requirements of Chapter 88, P.L., 1974 by adopting a resolution designed to:

1. [(a)] Apply to all eligible present and future pensioners of the employer and their dependents;

2. [(b)] Continue as long as the State is paying the cost of its eligible pensioners and their dependents in accordance with the provisions of Chapter 75, P.L., 1972;

3. [(c)] Provide for local employer reimbursement of Federal Medicare premiums for eligible pensioners and/or their spouses, as well as the payment of health insurance premiums required by the program, on a basis comparable to the reimbursement made by the State to its eligible pensioners and their spouses in accordance with the provisions of Chapter 75, P.L., 1972 (see N.J.A.C. 17:9-5.8);

4. [(d)] Require the local employer to pay the full cost of such premiums and Medicare charges;

5. [(e)] Provide for an effective date not earlier than the first day of the month at least 90 days following the receipt of the local employer's resolution on forms approved by the division.

(b) A local employer may also adopt an additional resolution designed to apply to all eligible pensioners and their dependents who retired on or after July 1, 1964, in accordance with the provisions of Chapter 54, P.L. 1979. Such resolution shall meet the prescriptions of [subsections (b), (c), (d), and (e) of this section] paragraphs 2. through 5. of subsection (a) of this section.

Interested persons may present statements or arguments in writing relevant to the proposal on or before June 27, 1979 to:

William J. Joseph, Secretary
State Health Benefits Commission
Division of Pensions
20 West Front Street
Trenton, New Jersey 08625

The State Health Benefits Commission may thereafter adopt rules concerning this subject without further notice.

William J. Joseph, Secretary
State Health Benefits Commission
Division of Pensions
Department of the Treasury

(a)

TREASURY

STATE TREASURER

Proposed Rules on Effective Date for All Government Units Not Currently Covered Regarding Affirmative Action Rules

Clifford A. Goldman, the State Treasurer, pursuant to authority of P.L. 1975, c. 127, as amended, proposes to adopt new rules concerning the effective date for all governmental units not currently covered concerning the affirmative action rules.

Full text of the proposal follows:

17:27-13.3 Effective date; governmental units not currently covered

The affirmative action regulations, to which this section is supplement, shall become effective October 10, 1979, for all units of government not presently subject to sections 1 and 2 of this subchapter.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Clifford A. Goldman
State Treasurer
Department of the Treasury
State House
Trenton, N.J. 08625

The Department of the Treasury may thereafter adopt rules concerning this subject without further notice.

Clifford A. Goldman
State Treasurer
Department of the Treasury

(b)

TREASURY

DIVISION OF TAXATION

Proposed Amendments Concerning Structures and the Farmland Assessment Act

Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, pursuant to authority of N.J.S.A. 54:4-23.1 et seq., proposes to amend N.J.A.C. 18:15-4.5 concerning structures and the Farmland Assessment Act.

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

18:15-4.5 Structures

Any structures located on land in agricultural or horticultural use such as a farmhouse or any other structure used in connection therewith is valued, assessed and taxed by the same standards, methods and procedures as other taxable structures in the taxing district [.] provided, however, that the term "structure" shall not include temporary demountable plastic covered framework made up of portable parts with no permanent understructures or related apparatus, commonly known as seed starting plastic greenhouses.

(CITE 11 N.J.R. 304)

Statutory Reference

As to valuation, taxation and assessment of structures, see N.J.S.A. 54:4-23.12[.] as amended by P.L. 1979, c. 70.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

J. Henry Ditmars
Superintendent
Local Property and Public Utility Branch
Division of Taxation
West State and Willow Sts.
Trenton, N.J. 08646

The Department of the Treasury may thereafter adopt rules concerning this subject without further notice.

Sidney Glaser
Director, Division of Taxation
Department of the Treasury

(c)

TREASURY

DIVISION OF PENSIONS

STATE HEALTH BENEFITS COMMISSION

Amendments Concerning the State Health Benefits Program

On April 17, 1979, William J. Joseph, Secretary of the State Health Benefits Commission in the Division of Pensions in the Department of the Treasury, pursuant to authority of N.J.S.A. 52:14-17.27 and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 17:9-1.4 and 17:9-2.11 concerning the State Health Benefits Program as proposed in the Notice published February 8, 1979 at 11 N.J.R. 94(d).

An order adopting these amendments was filed and became effective on April 23, 1979 as R.1979 d.159.

Howard H. Kestin
Director
Office of Administrative Law

(d)

TREASURY

DIVISION OF PENSIONS

Amendments to Certain Rules Of the Division of Pensions

On April 25, 1979, William J. Joseph, Director of the Division of Pensions in the Department of the Treasury, pursuant to authority of Chapter 70, P.L. 1955, and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 17:1-1.15, 17:1-1.21 and 17:1-4.23 concerning the rules of the Division of Pensions as proposed in the Notice published April 5, 1979 at 11 N.J.R. 207(b).

An order adopting these amendments was filed and became effective on May 1, 1979 as R.1979 d.169.

Howard H. Kestin
Director
Office of Administrative Law

NEW JERSEY REGISTER, THURSDAY, JUNE 7, 1979

(a)

TREASURY

DIVISION OF TAXATION

Amendments Concerning the Sales and Use Tax Act

On May 3, 1979, Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, pursuant to authority of N.J.S.A. 54:32B-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 18:24-7.15 concerning the Sales and Use Tax Act as proposed in the Notice published April 5, 1979 at 11 N.J.R. 209(b).

An order adopting these amendments was filed and became effective on May 4, 1979 as R.1979 d.179.

Howard H. Kestin
Director
Office of Administrative Law

(b)

TREASURY

DIVISION OF TAXATION

Amendments Concerning the Alcoholic Beverage Tax

On May 3, 1979, Sidney Glaser, Director of the Division of Taxation in the Department of the Treasury, pursuant to authority of N.J.S.A. 54:41-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to Chapters 3 and 4 in Title 18 of the New Jersey Administrative Code concerning the alcoholic beverage tax as proposed in the Notice published April 5, 1979 at 11 N.J.R. 209(a).

An order adopting these amendments was filed and became effective on May 4, 1979 as R.1979 d.180.

Howard H. Kestin
Director
Office of Administrative Law

(c)

TREASURY

STATE TREASURER

Amendments Concerning Affirmative Action Requirements for Public Contracts

On May 10, 1979, Clifford A. Goldman, State Treasurer, pursuant to authority of P.L. 1975, c. 127, as amended, and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments concerning affirmative action requirements for public contracts as proposed in the Notice published April 5, 1979 at 11 N.J.R. 208(c).

Take notice that these amendments will be cited as N.J.A.C. 17:27-7.4(b) and the current text of N.J.A.C. 17:27-7.4(b) will now be cited as N.J.A.C. 17:27-7.4(c). It was erroneously indicated in the Notice of Proposal that these amendments would be cited as N.J.A.C. 17:27-7.4(a)2.

An order adopting these rules was filed on May 11, 1979 as R.1979 d.191 to become effective on May 30, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(d)

TREASURY

STATE LOTTERY COMMISSION

New Rules Concerning the Lottery Derby Instant Lottery Game

On May 15, 1979, Gloria A. Decker, Executive Director of the State Lottery Commission in the Department of the Treasury, pursuant to authority of N.J.S.A. 5:9-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted new rules to be codified in N.J.A.C. 17:21-11 concerning the new Lottery Derby Instant Lottery Game.

These rules concern sales of tickets; rules for prize drawings; prize structures; agents' consignments and compensation; eligibility; winners and prize claims; grand prize drawing procedures; ticket responsibility; and liability.

Copies of the nine pages of the full text of this adoption may be obtained from or made available for review by contacting:

New Jersey State Lottery Commission
Department of the Treasury
Taxation Building
West State and Willow Streets
Trenton, New Jersey 08625

An order adopting these rules was filed and became effective on May 15, 1979, as R.1979 d.196 (Exempt, Emergency Rule).

Howard H. Kestin
Director
Office of Administrative Law

(Other Agencies)

(e)

ECONOMIC DEVELOPMENT AUTHORITY

Proposed Amendments Concerning Fees and Charges

Robert S. Powell, Executive Director of the New Jersey Economic Development Authority, pursuant to authority of N.J.S.A. 34:1B-5, proposes to amend Subchapter 2 in Chapter 30 in Title 19 of the New Jersey Administrative Code by deleting the current text of that subchapter and adopting new text therein concerning fees and charges.

Full text of the proposed new rules follows:

SUBCHAPTER 2. FEES AND CHARGES

19:30-2.1 Application fees

An initial non-refundable payment of \$250.00 shall accompany every application for authority assistance, which

will be credited toward the administrative fee or guarantee fee if the project is approved by the authority.

19:30-2.2 Administrative fees

The administrative fee shall be equal to $\frac{1}{2}$ of one per cent of the amount of the loan for the first \$10,000,000 and $\frac{1}{10}$ of one per cent of the amount in excess of \$10,000,000. The administrative fee shall be fully paid at the time of closing of the loan. The administrative fee does not include bond counsel fees, other legal fees, finder's fees, real estate broker's fees or charges incurred by the authority, the applicant, bond holder, trustee or agents in the processing and approval of an authority loan or in the issuance of authority bonds.

19:30-2.3 Guarantee fees

The guarantee fee shall be equal to $\frac{1}{2}$ of one per cent of the initial dollar amount of the loan to be guaranteed by the authority multiplied by the number of years the guarantee is to be in effect. The guarantee fee shall be fully paid at the time of issuance of the guarantee. The guarantee fee does not include bond counsel fees, other legal fees, finder's fees, real estate broker's fees, underwriting fees and any other fees or charges incurred by the authority, the applicant, bond holders, trustees or agents in the processing and approval of an authority loan or in the issuance of authority bonds.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Robert S. Powell, Jr.
Executive Director
N.J. Economic Development Authority
P.O. Box 1446
Trenton, N.J. 08625

The New Jersey Economic Development Authority may thereafter adopt rules concerning this subject without further notice.

Robert S. Powell, Jr.
Executive Director
Economic Development Authority

(a)

CASINO CONTROL COMMISSION

Proposed Rules on Casino Service Industry Employee Permits and Temporary Access Authorization Permit

Joseph P. Lordi, Chairman of the New Jersey Casino Control Commission, pursuant to authority of N.J.S.A. 5:12-1 et seq., proposes to adopt new rules concerning casino service industry employee permits and temporary access authorization permit.

Full text of the proposal follows:

19:43-1.15 Casino service industry employee permits

(a) No casino service industry enterprise shall, on a regular or continuing basis, provide goods or services to or conduct any business whatsoever with a casino, a casino licensee, its employees or agents except pursuant to N.J.A.C. 19:41-11.3(g), unless a casino service industry employee permit shall have first been issued by the Chairman for the following individuals:

1. Each employee of an enterprise which is required to be licensed in accordance with Sections 92a and b of the Act who regularly acts as a sales representative or otherwise engages in the solicitation of business from a casino or a casino licensee, as well as the management employee supervising the regional or local office which employs the sales representative and each employee who will execute or endorse any written agreement with a casino or casino licensee.

2. Each employee of any enterprise whose employment duties require or authorize access to the casino area including but not limited to the casino floor, cashiers cage, count rooms, eye-in-the-sky and closed circuit television monitoring rooms on a regular or continuing basis.

3. Each employee of any enterprise, including employees of shopkeepers located within the approved hotel, whose employment duties require their access to the approved hotel on a permanent or daily basis.

(b) No employee of a casino service industry enterprise as described in subsection (a)1 and (a)2 shall be permitted access to the casino area and no employee of a casino service industry enterprise as described in subsection (a)3 shall be permitted access to the approved hotel unless he possesses a valid casino service industry employee permit authorizing such access provided, however, that the Chairman shall have the discretion to issue a temporary authorization access permit pursuant to this section to such employees pending the investigation of such individuals and a final determination with respect to the issuance of an employee permit.

(c) No casino service industry employee permit shall issue unless each employee shall first have established by clear and convincing evidence his reputation for good character, honesty and integrity in accordance with section 86 of the Act.

(d) Each applicant for a casino service industry license shall be required, at the time of the filing of its application, to provide, insofar as it is practicable, the name, address and position of each employee who will be required to hold a casino service industry employee permit and to submit an application for such a permit for each employee so identified.

(e) It shall be the continuing duty of each casino service industry to insure that each employee so required have an employee permit in his possession whenever access to the casino area or hotel complex is required and to notify the Commission in writing upon the termination of an employee who holds a permit for any reason within five business days of such termination and to return the permit to the Commission offices or advise as to the reasons for failure to do so.

19:43-1.16 Casino service industry temporary access authorization permit

(a) No employee of a casino service industry enterprise shall be authorized access to the casino area, including without limitation, the casino floor, cashiers cage, count rooms, eye-in-the-sky and closed circuit television monitoring rooms on a temporary or occasional basis unless he shall have first been issued a temporary access authorization permit by the Chairman or his designee.

(b) No temporary access authorization permit shall issue unless the following conditions have been satisfied:

1. An application for the approval of a casino licensee agreement has been properly filed by the casino licensee with and is pending before the Commission.

2. Any required casino service industry license application has been properly filed by the casino service industry enterprise with and is pending before the Commission provided, however, the Chairman may in his discretion permit a casino service industry a reasonable time to prepare and file the same if circumstances so warrant.

3. The casino service industry submit a written request on company stationery advising the Commission of the need for access, the area for which access is sought, the length of time for which access will be required and the name and address of each employee who will be required to have access.

4. The casino licensee to which the goods or services will be furnished submits the information contained in paragraph 3 of this section.

5. Each employee so identified in paragraph 3 file an application for a temporary access authorization permit.

(c) Each permit shall be valid for the amount of time for which access to the casino area is required and in any case for a period not to exceed six months. However, upon proper application, the Chairman may, in his discretion, renew a permit.

(d) It shall be the continuing duty of each casino service industry to insure that each employee so required has an employee permit in his possession whenever access to the casino area is required and to immediately return each permit upon the termination of such employee or expiration of the permit or to advise the Commission as to the reasons for any failure to do so.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 27, 1979 to:

Joseph P. Lordi
Chairman
Casino Control Commission
329 West State St.
Trenton, N.J. 08625

The New Jersey Casino Control Commission may thereafter adopt rules concerning this subject without further notice.

Joseph P. Lordi
Chairman
New Jersey Casino Control Commission

(a)

CASINO CONTROL COMMISSION

Proposed Amendments Concerning Internal and Accounting Controls

Joseph P. Lordi, Chairman of the New Jersey Casino Control Commission, pursuant to authority of N.J.S.A. 5:12-1 et seq., proposes to amend Chapter 45 in Title 19 of the New Jersey Administrative Code concerning internal and accounting controls.

A listing of the topics affected by this proposal follows:

- 19:45-1.1 Definitions
- 19:45-1.2 Accounting records
- 19:45-1.3 Licensee's system of internal control
- 19:45-1.4 Records regarding ownership
- 19:45-1.5 Forms, records, documents, and retention
- 19:45-1.6 Standard financial and statistical reports
- 19:45-1.7 Annual audit and other reports
- 19:45-1.8 Junkets

- 19:45-1.9 Complimentary services
- 19:45-1.10 Closed circuit television system
- 19:45-1.11 Casino licensee's organization
- 19:45-1.12 Personnel assigned to the operation and conduct of gaming and slot machines
- 19:45-1.13 Firearms; possession within casino
- 19:45-1.14 Cashiers' cage
- 19:45-1.15 Accounting controls within the cashiers' cage
- 19:45-1.16 Drop boxes
- 19:45-1.17 Drop boxes; transportation to and from gaming tables; storage in count room
- 19:45-1.18 Procedure for accepting cash at gaming tables
- 19:45-1.19 Acceptance of tips or gratuities from patrons
- 19:45-1.20 Table inventories
- 19:45-1.21 Procedure for opening tables for gaming
- 19:45-1.22 Procedure for distributing gaming chips and plaques to gaming tables
- 19:45-1.23 Procedure for removing gaming chips and plaques from gaming tables
- 19:45-1.24 Procedure for exchange of checks submitted by gaming patrons
- 19:45-1.25 Procedure for redemption or consolidation of checks submitted by gaming patrons
- 19:45-1.26 Procedure for recording checks exchanged, redeemed, or consolidated
- 19:45-1.27 Procedure for depositing checks received from gaming patrons
- 19:45-1.28 Procedure for collecting and recording checks returned to the casino after deposit
- 19:45-1.29 Procedure for shift changes at gaming tables
- 19:45-1.30 Procedure for closing gaming tables
- 19:45-1.31 Count rooms; characteristics
- 19:45-1.32 Procedure for counting and recording contents of drop boxes
- 19:45-1.33 Slot booths
- 19:45-1.34 Accounting controls within the slot booths
- 19:45-1.35 Slot machines; coin containers; keys
- 19:45-1.36 Slot machines; identification; signs; meters
- 19:45-1.37 Slot machines; location; movements
- 19:45-1.38 Progressive slot machines
- 19:45-1.39 Jackpot payouts
- 19:45-1.40 Procedure for filling payout reserve containers of slot machines
- 19:45-1.41 Removal of slot drop buckets; meter readings
- 19:45-1.42 Slot count; procedure for counting and recording contents of drop buckets
- 19:45-1.43 Computer recordation and monitoring of slot machines
- 19:45-1.44 Signatures

Copies of the eighty-six pages of the full text of the revised rules relating to internal and accounting controls may be obtained or made available for review by contacting the person indicated below.

Interested persons may present statements or arguments in writing relevant to the proposal on or before June 27, 1979 to:

Joseph P. Lordi, Chairman
Casino Control Commission
329 West State Street
Trenton, New Jersey 08625

The New Jersey Casino Control Commission may, thereafter, adopt rules concerning this subject without further notice.

Joseph P. Lordi
Chairman
Casino Control Commission

(a)

DELAWARE RIVER BASIN COMMISSION

Notice of Public Hearings Concerning Groundwater Protection in Pennsylvania and New Jersey

Take notice that the Delaware River Basin Commission has issued the following Notice of Public Hearings concerning groundwater protection in Pennsylvania-New Jersey:

Recent studies by the Commission and other agencies indicate that groundwater withdrawals in portions of Bucks, Chester and Montgomery Counties, Pennsylvania, and Mercer and Hunterdon Counties, New Jersey, exceed or may soon exceed the sustainable yields of local groundwater basins, resulting in lowering of groundwater tables, groundwater mining, and interference between existing and new groundwater wells. In response to this situation, the Commission is considering possible delineation of one or more "protected areas" in portions of these counties.

The Commission is authorized to delineate protected areas by Article 10 of the Delaware River Basin Compact where it determines that demands upon water supplies have been developed, or threaten to develop, to such a degree as to create a water shortage. In such a protected area, the Commission would be authorized to regulate both existing and new water withdrawals in order to prevent further depletion of groundwater and to protect and balance the rights and interests of all water users in the region.

The Commission seeks public comment as to whether it should declare and delineate one or more protected areas in portions of the aforementioned counties. Three public hearings for this purpose will be held at the times and places listed opposite. Factual information, comments and suggestions are invited from interested public agencies, industries, water companies, water users and others concerned with proper management of groundwater resources in the area. Comments are sought in particular on the issues listed under section 2 of Resolution No. 79-7 adopted by the Commission on March 28, 1979. Comments are also sought on the possible management actions listed under section 3 of the Resolution, and whether and to what extent such management actions should be implemented in the potential protected areas.

Public hearings will be held at the following times and places:

- | | |
|---------------|---|
| June 11, 1979 | Holiday Inn
Lionville, Route 100
Pennsylvania
(Exit 23 of Penna. Turnpike) |
| June 12, 1979 | Holiday Inn
Kulpsville
Pennsylvania
(Exit 31, NE Extension of Penna. Tpk.) |
| June 13, 1979 | Hopewell Township Municipal Building
Washington Crossing-Pennington Roads
Titusville
New Jersey
(Exit 3 of I-95, north on Scotch Road
1.2 miles) |

Each hearing will run from 2:30 P.M. until 5:30 P.M., and will reconvene for an evening session beginning at 7:00 P.M.

Persons wishing to testify are requested to notify the Secretary to the Commission, by phone or in writing, prior to the hearing. Written testimony may be submitted in place of oral presentation and will be made part of the record.

This Notice is published as a matter of public information.

Howard H. Kestin
Director
Office of Administrative Law

(b)

TURNPIKE AUTHORITY

Amendments on Prequalification of Bidders

On April 25, 1979, the New Jersey Turnpike Authority, pursuant to authority of N.J.S.A. 27:23-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 19:9-2.1 concerning prequalification of bidders substantially as proposed in the Notice published January 4, 1979, at 11 N.J.R. 52(b) but with subsequent, substantive changes not detrimental to the public in the opinion of the New Jersey Turnpike Authority.

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

19:9-2.1(b)7. Affidavit that the bidder has not been disqualified from bidding pursuant to N.J.A.C. 19:19-2.1(f).

19:19-2.1(f) A bidder shall be disqualified from future bidding on any Turnpike project if such bidder claims, whether successfully or not, its right to withdraw its bid because of unilateral mistake. Such disqualification shall be effective for a period of six months from the date of opening the bid sought to be withdrawn.

[(f) (g) Any prospective bidder rejected for prequalification or dissatisfied with his bid classification may request a hearing before the chief engineer, including bidders disqualified pursuant to N.J.A.C. 19:19-2.1(f); and at such hearing may present further evidence to justify prequalification or changing of his bid classification. The chief engineer shall make all arrangements for such hearing.

[(g) (h) Bidders on all other contracts not requiring prequalification shall, however, comply with the provisions of paragraphs 3, 4, and 5 of subsection (b) of this section.

[(h) (i) The lowest bidder whose bid has been rejected for any reason by the authority may request, not later than 72 hours after receipt of notice of said rejection, a hearing before the Executive Director of the New Jersey Turnpike Authority. The Executive Director may deny such hearing or grant such hearing before himself or such representatives as he may designate. The Executive Director or his designee shall make all arrangements for such hearing.

An order adopting these amendments was filed and became effective on April 26, 1979 as R.1979 d.160.

Howard H. Kestin
Director
Office of Administrative Law

(a)

TURNPIKE AUTHORITY

Emergency Rules on Pre-Employment Screening

On May 4, 1979, the New Jersey Turnpike Authority, pursuant to authority of N.J.S.A. 27:23-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted new, emergency rules concerning pre-employment screening.

Full text of the adoption follows:

SUBCHAPTER 5. ADMINISTRATIVE PRACTICES

19:9-5.1 Pre-employment screening

(a) Applicants for employment with the New Jersey Turnpike Authority shall be of good moral character and shall not have been convicted of any crime.

(b) The New Jersey Turnpike Authority shall submit requests for any criminal history record information (CHRI) from the New Jersey State Police regarding any applicant for employment with the New Jersey Turnpike Authority.

An order adopting these rules was filed and became effective on May 7, 1979 as R.1979 d.181 (Exempt, Emergency Rule).

Howard H. Kestin
Director
Office of Administrative Law

(b)

HIGHWAY AUTHORITY

GARDEN STATE PARKWAY

Amendments Concerning Emergency Services on the Garden State Parkway

On April 26, 1979, F. Joseph Carragher, Executive Director of the New Jersey Highway Authority, pursuant to authority of N.J.S.A. 27:12B-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 19:8-2.12 concerning emergency services on the Garden State Parkway as proposed in the Notice published April 5, 1979 at 11 N.J.R. 213(a).

An order adopting these amendments was filed on April 30, 1979, as R.1979 d.167 to become effective on May 15, 1979.

Howard H. Kestin
Director
Office of Administrative Law

(c)

CASINO CONTROL COMMISSION

Amendments Concerning Application Procedures for Casino Hotel Facilities

On April 25, 1979, Joseph P. Lordi, Chairman of the New Jersey Casino Control Commission, pursuant to authority of N.J.S.A. 5:12-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 19:41-2.1 et seq. concerning application procedures for casino hotel facilities substantially as proposed in the Notice published March 8, 1979, at 11 N.J.R. 153(a) with only inconsequential structural or language changes in the opinion of the Casino Control Commission.

An order adopting these amendments was filed and became effective on May 3, 1979 as R.1979 d.173.

Howard H. Kestin
Director
Office of Administrative Law

(d)

CASINO CONTROL COMMISSION

Amendments Concerning License Requirements

On April 25, 1979, Joseph P. Lordi, Chairman of the New Jersey Casino Control Commission, pursuant to authority of N.J.S.A. 5:12-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 19:43-1.2 concerning license requirements as proposed in the Notice published March 8, 1979 at 11 N.J.R. 155(a).

An order adopting these amendments was filed and became effective on May 3, 1979 as R.1979 d.174.

Howard H. Kestin
Director
Office of Administrative Law

(e)

CASINO CONTROL COMMISSION

Rules on \$1.00 Metal Tokens For Use in Slot Machines

On April 25, 1979, Joseph P. Lordi, Chairman of the New Jersey Casino Control Commission, pursuant to authority of N.J.A.C. 5:12-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act, adopted amendments to N.J.A.C. 19:46-1.33 concerning \$1.00 metal tokens for use in slot machines substantially as proposed in the Notice published March 8, 1979, at 11 N.J.R. 155(b) with only inconsequential structural or language changes in the opinion of the Casino Control Commission.

An order adopting these rules was filed and became effective on May 3, 1979 as R.1979 d.175.

Howard H. Kestin
Director
Office of Administrative Law

STATE NEWS OF PUBLIC INTEREST

Based on press releases from offices involved

ANALYSIS OF PROPOSED I287 ALIGNMENT

Trenton, January 29 — The New Jersey Department of Transportation today reported that analysis of a proposed western alignment for the completion of Interstate Route 287 in Bergen and Passaic Counties shows that it is not reasonable because of severe environmental impacts, high cost, very difficult construction problems, and unacceptable driving conditions.

Transportation Commissioner Louis J. Gambaccini said construction of the western location for the interstate highway through the Skyland Region of the Ramapo Mountains, known as I-287A, would cost an estimated \$802 million at the time of construction, about \$340 million more than the so-called "Preferred Alignment" selected by the Department for preparation of its Final Environmental Impact Statement (FEIS) on the project.

The draft of the FEIS dealing with the necessity of completing Interstate Route 287 and the impacts of the "Preferred Alignment" is to be filed with the New Jersey Office of the Federal Highway Administration (FHWA) this Thursday. The FHWA provides 90% of the funding for interstate highway construction.

Completion of the highway, which now ends in Montville, to the New York Thruway creating a complete loop around the New York/New Jersey metropolitan area has been under consideration since 1968.

The impacts of the I-287A alignment include:

- The alignment would traverse five state and county parks for a total distance of four miles, taking about 116 acres of parkland for right of way, and destroying about 700 acres of productive and ecologically valuable vegetation in a largely undisturbed wilderness area.

- Due to its location in mountainous terrain, it would require the moving of between 17 and 18 million cubic yards of material, mostly hard rock requiring blasting. The blasting and trucking of materials would create noise and other environmental problems during the period of construction, as well as the very real possibility of permanent damage. This portion of the project would represent the largest earthwork operation in the history of the Department, and alone would cost more than \$160 million.

- Again, because of the mountainous terrain, more than half of the roadway would have to be constructed at a 4-5% grade. This would create serious driving hazards, particularly at interchanges where traffic traveling down-grade at highway speeds would have to slow down to exit, while motorists entering at interchanges would have to cope with high speed traffic traveling on down-grades. Upgrades would result in substantially greater gasoline and diesel fuel consumption.

- The location through the Ramapo Mountains would create a permanent scar along the ridge of the mountains easily visible from surrounding areas.

- Completion of the I-287A alignment would take five years longer than the "Preferred Alignment" adding substantially to construction costs and exceeding the federally-mandated deadline for interstate construction starts

(1986), which could jeopardize federal funding for the project.

- The elevated location and limited accessibility of portions of the alignment would make proper maintenance during the winter extremely difficult and costly.

The I-287A alignment was proposed by Congressman Robert Roe last year on behalf of a number of municipalities in the project area seeking a route that would not impact their area. The proposal was submitted in response to the Department's request for comment on the "Preferred Alignment".

Copies of the analysis of I-287A, which was conducted by an interdisciplinary team of DOT environmental, design and engineering analysts, and maps of the area are available in the Governor's Press Office.

STATE COLLECTS BACK WAGES

Trenton — Almost \$8,000 in back wages owed employees in New Jersey was collected in January through the efforts of the State Department of Labor and Industry.

The Wage Collection Section of the Office of Wage and Hour Compliance collected \$7,910.62 last month. During the same period, 200 wage claims were filed with the section and another 274 wage claims were scheduled for hearings before Wage Collection Referees.

Employees who are owed back wages can get assistance from the section up to a total of \$300.00. However, there is no limit on the claims workers can make when the offense involves direct violation of a law administered by the Department.

PROPOSED COMMUNITY LEASE OF RAIL STATIONS

Trenton, February 15 — Transportation Commissioner Louis J. Gambaccini today announced a proposed Railroad Station Policy which would enable communities to lease State-owned rail stations within their boundaries rent-free.

In exchange, the municipalities would be responsible for regular maintenance and security of the stations. The State's program of major station repair and renovation would continue as funds are available. DOT representatives will discuss the proposal with local officials in regional meetings over the next month.

A majority of the municipalities affected have already expressed some interest in a program which would give them greater control of the railroad facility.

"Historically railroad stations have been economic and social assets which have contributed toward community business and residential centers," the Commissioner said. "With local management and operation, maintenance and security will improve, and once again these facilities will be a source of municipal pride."

Most of the stations were purchased from Conrail under the so-called 900-day Option. The Commissioner's recommendation is based on a 30-page report developed by the Department's Office of Policy Analysis. Under the proposal, all station facilities, including parking areas, would be leased to the municipality on a rent-free basis. The proposal recommends local responsibility for the stations which include:

- Routine maintenance such as the cleaning and sweeping of buildings, platforms and sidewalks; and, the removal of litter and snow, landscaping, painting, window replacement and plumbing repairs as needed.

(Continued on Page 312)

The New Jersey Administrative Code

**OFFICIAL COMPILATION OF
ALL RULES AND REGULATIONS
OF THE STATE OF NEW JERSEY**

PUBLICATION of the first five volumes of the New Jersey Administrative Code was in 1972, to bring together for the first time all rules and regulations of the State of New Jersey.

BY mid-1973 the full Code had been issued—in 22 volumes. Since then it has grown to its present 29 volumes covering all State administrative rules.

The NEW JERSEY REGISTER, the State's monthly publication of all new rules and proposed rules, is available at \$15 ANNUALLY to supplement the Administrative Code prior to publication of current rules in the Code. Like the Code, it is published by the Division of Administrative Procedure.

ADMINISTRATIVE CODE TITLES

Titles available in the New Jersey Administrative Code cover all Departments of the State, with Treasury split into two Titles for its general and taxation rules.

Eight Departmental Titles involve such a number of rules as to require two or more volumes, with price based on a per-volume, rather than Title, basis as indicated below:

Title #	Price	Without Update	With Update
2. AGRICULTURE	\$25		\$30
3. BANKING	25		30
4. CIVIL SERVICE	25		30
5. COMMUNITY AFFAIRS (2 vol.)	50		60
6. EDUCATION (2 vol.)	50		60
7. ENVIRONMENTAL PROTECTION (2 vol.)	50		60
8. HEALTH (3 vol.)	75		90
9. HIGHER EDUCATION	25		30
10. HUMAN SERVICES (3 vol.)	75		90
10A. CORRECTIONS	25		30
11. INSURANCE	25		30
12. LABOR AND INDUSTRY (2 vol.)	50		60
13. LAW AND PUBLIC SAFETY (3 vol.)	75		90
14A. ENERGY (including P.U.C. - #14) ..	25		30
15. STATE	25		30
15A. PUBLIC ADVOCATE	25		30
16. TRANSPORTATION	25		30
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- Police protection and supervision of the facility on a continuing basis.

- The administration of sub-leases for space not needed for commuter services, which can be used by local community groups or commercial enterprises.

- Fee collection from parking facilities and sub-lease contracts. An annual financial report of operation and maintenance costs would be submitted to the COA. Revenues would be used to offset local operating and improvement costs.

Station properties eligible for lease are all those which were purchased under the State's 900-day Option, as well as those the State purchased from the bankrupt railroads on April 1, 1976. This includes most active commuter rail stations in New Jersey on the former Erie-Lackawanna, New York and Long Branch, Central Railroad of New Jersey, Reading and Pennsylvania Reading Seashore Lines. Stations along Amtrak's Northeast Corridor used primarily by New Jersey commuters are also subject to the State's option.

SEWERAGE GRANTS ANNOUNCED

Governor Brendan Byrne today announced the award of three sewerage grants totaling over \$1.8 million in Burlington, Ocean and Morris counties.

The grant funds were made available through clean water bond acts and are administered through the State Department of Environmental Protection (DEP). The grant awards are dependent upon the outcome of litigation now pending in the courts on the use of bond funds.

In Burlington County, a \$1.08 million grant was awarded to the Mount Holly Sewerage Authority for upgrading and expansion of the authority's wastewater treatment plant from 2.5 million gallons per day to 5 million gallons. The plant serves Mount Holly Township and areas of Lumberton, Easthampton, Westhampton and Hainesport townships.

In Ocean County, a \$758,464 grant was awarded to the Dover Sewerage Authority for the construction of a wastewater collection system to serve an area located east of the Toms River and west of Hooper Avenue. The project will eliminate various pumping stations and septic systems thereby protecting the area's groundwater quality.

In Morris County, Roxbury Township was awarded a \$2,000 grant to prepare a wastewater facilities plan for the construction of a wastewater collection system to serve the Landing-Shore Hills area of the township.

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