

In (c)2iii(5), fee increased from \$325.00 to \$423.00.
 In (c)2iv(1), fee increased from \$46.00 to \$60.00 for 20 or fewer heads; from \$85.00 to \$111.00 for 21 to 100 heads; from \$163.00 to \$212.00 for 101 to 200 heads; from \$423.00 to \$550.00 for 201 to 400 heads; from \$585.00 to \$761.00 for 401 to 1,000 heads; from \$748.00 to \$972.00 for over 1,000 heads.
 In (c)2iv(2), fee increased from \$163.00 to \$212.00.
 In (c)2iv(3), fee increased from \$65.00 to \$85.00.
 In (c)2iv(4) and (5), fee increased from \$33.00 to \$43.00.
 In (c)2iv(6) and (7), fee increased from \$260.00 to \$338.00.
 In (c)4i, demolition and removal permit increased from \$46.00 to \$60.00 and for form structure removal from \$85.00 to \$111.00.
 In (c)4ii, fee for permit to construct a sign increased from \$0.85 to \$1.11 per square foot; minimum fee increased from \$33.00 to \$43.00.
 In (c)4iii, certificate of occupancy fee increased from \$85.00 to \$111.00; minimum fee for form structures increased from \$46.00 to \$60.00.
 In (c)4iv, fee increased from \$124.00 to \$161.00.
 In (c)4v, fee increased from \$85.00 to \$111.00.
 In (c)4vii, fee increased from \$20.00 to \$26.00.
 In (c)4viii, fees increased from \$195.00 to \$254.00 for one and two-family homes and from \$975.00 to \$41,268 for light commercial structures.
 In (c)4ix, fees increased from \$423.00 to \$550.00 for class I structures and from \$85.00 to \$111.00 for class II and III structures. Resubmission of applications increased from \$163.00 to \$212.00 for class I structures and from \$46.00 to \$60.00 for class II and III structures.
 In (c)5iii, fees increased from \$33.00 to \$43.00 for thrice annual testing and from \$85.00 to \$111.00 for annual testing.
 In (c)6ii(1), fees increased from \$475.00 to \$618.00 for one to 25 workers and from \$165.00 to \$215.00 per worker over 25.
 In (c)6ii(2), fee increased from \$100.00 to \$130.00.
 Amended by R.1991 d.325, effective July 1, 1991.
 See: 23 N.J.R. 805(a), 23 N.J.R. 2046(a).
 Departmental fees set at (c).
 Amended by R.1992 d.147, effective April 6, 1992.
 See: 24 N.J.R. 170(a), 24 N.J.R. 1397(a).
 Elevators wholly within R-2 residences exempt.
 Notice of correction, effective May 18, 1992.
 See: 24 N.J.R. 1879(b).
 Amended by R.1992 d.230, effective June 1, 1992.
 See: 24 N.J.R. 168(a), 24 N.J.R. 2052(a).
 Form numbers changed in (c).
 Amended by R.1992 d.313, effective August 3, 1992.
 See: 24 N.J.R. 1846(a), 24 N.J.R. 2712(b).
 No inspection fee for gas service entrances.
 Amended by R.1992 d.390, effective October 5, 1992.
 See: 24 N.J.R. 1844(a), 24 N.J.R. 3515(b).
 Fee for indirect apportionment systems set at (d).
 Amended by R.1992 d.392, effective October 5, 1992.
 See: 24 N.J.R. 2657(a), 24 N.J.R. 3521(b).
 Fees increased throughout.
 Amended by R.1993 d.187, effective May 3, 1993.
 See: 25 N.J.R. 624(a), 25 N.J.R. 1875(a).
 Added (c)9.
 Amended by R.1994 d.28, effective January 18, 1994.
 See: 25 N.J.R. 4546(b), 26 N.J.R. 352(a).
 Administrative Correction.
 See: 26 N.J.R. 796(a).
 Amended by R.1994 d.96, effective February 22, 1994.
 See: 25 N.J.R. 5388(a), 26 N.J.R. 1073(a).
 Amended by R.1994 d.323, effective July 5, 1994 (operative January 1, 1995).
 See: 25 N.J.R. 2162(a), 26 N.J.R. 2780(a).
 Amended by R.1994 d.434, effective September 6, 1994 (operative January 1, 1995).
 See: 26 N.J.R. 1911(a), 26 N.J.R. 3706(b).
 Amended by R.1995 d.381, effective July 17, 1995.
 See: 27 N.J.R. 970(a), 27 N.J.R. 2715(a).
 Amended by R.1995 d.475, effective September 5, 1995 (operative January 1, 1996).
 See: 27 N.J.R. 1716(a), 27 N.J.R. 3325(a).
 In (c)5ii(2) added individuals to be trained and registered.
 Amended by R.1995 d.476, effective September 5, 1995 (operative January 1, 1996).

See: 27 N.J.R. 1846(a), 27 N.J.R. 3325(b).
 Eliminated minimum fee in (b) and rewrote (c).
 Amended by R.1995 d.603, effective November 20, 1995 (operative March 20, 1996).
 See: 27 N.J.R. 2655(a), 27 N.J.R. 4699(a).
 Amended by R.1995 d.647, effective December 18, 1995 (operative March 18, 1996).
 See: 27 N.J.R. 3517(a), 27 N.J.R. 5012(a).
 Amended by R.1997 d.409, effective October 6, 1997.
 See: 29 N.J.R. 2736(a), 29 N.J.R. 4281(a).
 Amended by R.1998 d.35, effective January 5, 1998.
 See: 29 N.J.R. 4215(a), 30 N.J.R. 194(a).
 In (c)2.i.(1), added A-5 structures to the fee schedule.
 Amended by R.2000 d.47, effective February 7, 2000.
 See: 31 N.J.R. 2314(a), 32 N.J.R. 443(a).
 Rewrote (c).
 Amended by R.2000 d.166, effective April 17, 2000.
 See: 31 N.J.R. 4151(a), 32 N.J.R. 1376(a).
 In (c)3i, inserted a reference to group R-4.
 Amended by R.2001 d.194, effective June 18, 2001.
 See: 33 N.J.R. 1041(a), 33 N.J.R. 2097(a).
 In (a)5, substituted "The construction or rehabilitation of" for "Newly constructed".
 Amended by R.2001 d.347, effective October 1, 2001.
 See: 32 N.J.R. 3218(a), 33 N.J.R. 3430(a).
 In (c)3, inserted new vi, and recodified former vi through viii as vii through ix.
 Amended by R.2002 d.6, effective January 7, 2002.
 See: 33 N.J.R. 2570(a), 33 N.J.R. 3883(a), 34 N.J.R. 268(a).
 In (c)5ii(2), substituted "Education Unit" for "Training Section".
 Amended by R.2002 d.42, effective February 4, 2002.
 See: 33 N.J.R. 3713(a), 34 N.J.R. 732(a).
 In (a), added 6.
 Amended by R.2002 d.260, effective August 5, 2002.
 See: 34 N.J.R. 1572(a), 34 N.J.R. 2781(c).
 Rewrote (b) and (c)1.
 Amended by R.2004 d.67, effective February 17, 2004.
 See: 35 N.J.R. 4627(a), 36 N.J.R. 949(b).
 Added references to Group R-5 throughout.
 Amended by R.2004 d.144, effective April 5, 2004.
 See: 35 N.J.R. 4944(a), 36 N.J.R. 1753(a).
 Rewrote (c)1.
 Amended by R.2004 d.260, effective July 6, 2004.
 See: 35 N.J.R. 3474(b), 36 N.J.R. 3274(a).
 In (c)3, rewrote ii.
 Amended by R.2005 d.446, effective December 19, 2005.
 See: 37 N.J.R. 2747(a), 37 N.J.R. 4907(a).
 In (c), added 2i(8).

5:23-4.21 Private enforcing agency authorization and reauthorization fees

(a) Authorization fee: Any onsite inspection agency submitting an application to the Department under N.J.A.C. 5:23-4.12 for approval as an inspection agency shall pay a fee of \$2,800 for each subcode for which authorization is sought.

(b) Reauthorization fee: Any onsite inspection agency submitting an application to the Department under N.J.A.C. 5:23-4.12 for reapproval as an inspection agency shall pay a fee of \$1,400 for each subcode for which authorization is sought plus an amount equal to five percent of the gross revenue earned from State Uniform Construction Code enforcement activities during the previous 12-month period. This fee shall be paid to the Department in 12 equal installments, beginning with the month immediately following the end of the 12 month period from which the fee is calculated. Payment shall be made prior to the last business day of each month.

Amended by R.1984 d.260, effective July 2, 1984.

See: 16 N.J.R. 3(a), 16 N.J.R. 1714(e).

Section substantially amended.

Amended by R.1985 d.353, effective July 15, 1985.

See: 17 N.J.R. 1032(a), 17 N.J.R. 1758(b).

(b)1: substantially amended.

Public Notice: Notice of Petition to amend section.

See: 17 N.J.R. 2688(a).

Amended by R.1990 d.313, effective June 18, 1990.

See: 22 N.J.R. 691(a), 22 N.J.R. 1915(b).

Text on inplant inspection agencies deleted.

Amended by R.1991 d.181, effective April 1, 1991.

See: 23 N.J.R. 257(b), 23 N.J.R. 1029(a).

In (a), authorization fee increased from \$2,000 to \$2,600. In (b),

reauthorization fee increased from \$1,000 to \$1,300.

Amended by R.1992 d.392, effective October 5, 1992.

See: 24 N.J.R. 2657(a), 24 N.J.R. 3521(b).

Fees increased.

5:23-4.22 (Reserved)

Amended by R.1984 d.481, effective November 5, 1984.

See: 16 N.J.R. 2031(a), 16 N.J.R. 3006(a).

Amended by R.1986 d.142, effective May 5, 1986.

See: 17 N.J.R. 1169(a), 18 N.J.R. 945(a).

Substantially amended.

Amended by R.1990 d.313, effective June 18, 1990.

See: 22 N.J.R. 691(a), 22 N.J.R. 1915(b).

Modular unit fee of \$100.00 deleted; title changed.

Amended by R.1991 d.181, effective April 1, 1991.

See: 23 N.J.R. 257(b), 23 N.J.R. 1029(a).

In (a) and (b), insignia fee increased from \$50.00 to \$65.00.

Amended by R.1992 d.392, effective October 5, 1992.

See: 24 N.J.R. 2657(a), 24 N.J.R. 3521(b).

Fees increased.

Repealed by R.1994 d.96, effective February 22, 1994.

See: 25 N.J.R. 5388(a), 26 N.J.R. 1073(a).

Section was "Building element and manufactured home add-on unit insignia of certification fees".

5:23-4.23 Payment of fees

(a) All fees paid to the Department under the regulations shall be nonrefundable except as otherwise specifically set forth in the regulations. All fees shall be paid by check or money order, payable to the "Treasurer, State of New Jersey".

5:23-4.24 Plan review by the Department of Community Affairs

(a) There is established in the Department of Community Affairs, Division of Codes and Standards, a Bureau of Construction Projects Review, hereinafter "the plan review bureau." The plan review bureau shall review plans, applications and specifications submitted to the Department in its enforcing agency capacity, and as further required or permitted by this section.

(b) Plan review:

1. Plan review shall be required for all uses except as may be otherwise provided in the regulations whenever the department acts as an enforcing agency in any municipality.

2. Special or hazardous uses and types of construction:

i. N.J.A.C. 5:23-3 divides all construction into three classes according to its 'complexity and potential hazard to the public health and safety. N.J.A.C. 5:23-5 provides for three levels of subcode official certification which correspond to the three classes in N.J.A.C. 5:23-5.

ii. For class 1, department plan review and release shall be required on the effective date of the regulations prior to the issuance of a construction permit unless the construction official and each appropriate subcode official in the municipal enforcing agency is certified by the commissioner as a class one construction official or subcode official.

iii. For class two, department plan review and release shall be required after January 1, 1981, prior to the issuance of a construction permit unless the construction official and each appropriate subcode official in the municipal enforcing agency is certified by the commissioner as a class one or class two construction official or subcode official.

iv. For class three, departmental plan review shall not be required except when the department acts as the enforcing agency.

v. Installations of elevators, escalators, and moving walks, except devices in structures of Group R-3, R-4, or R-5 and those devices in structures of Group R-2 that are otherwise exempted in N.J.A.C. 5:23-3.11(b), shall require Departmental plan review and release.

3. Premanufactured construction: Department plan review and release shall be required for all modular construction other than those authorized to be approved by an inplant inspection agency as provided in N.J.A.C. 5:23-4A.10.

(c) The plan review bureau shall review all applications, plans and specifications for conformance to the regulations.

(d) Plans reviewed by the Department that are judged to be in conformance with the regulations shall be stamped with the word "released" and signed and dated by the reviewing official of the Department.

(e) All plans submitted, and any amendments thereto, accompanied by the required fee, shall be numbered, docketed, and examined promptly after their submission for compliance with the regulations. In the case of plans submitted by an architect or engineer bearing his or her signature, registration number, and seal, plan examination may, except for compliance with exit requirements, be limited to a supervisory check.

(f) If the Department judges a plan not to be in conformance with the regulations, it shall notify the applicant in writing of the reason for rejection.

(g) The Department shall provide such technical assistance to the applicant as may be appropriate pursuant to the regulations.